



AGENDA
**MCMULLIN AREA GROUNDWATER
SUSTAINABILITY AGENCY
BOARD OF DIRECTORS
REGULAR MEETING**
December 7, 2022

Note: This Board of Directors meeting will be held live and in person at the boardroom of the agency located at:

**The Kerman Community Center
15101 Kearney Blvd.
Kerman, CA 93630**

In addition, in furtherance of the Agency's encouragement of proactive protections, including social distancing directives, as a result of the potential threat associated with the COVID-19 virus and its variants, members of the public may alternatively participate in the meeting by accessing the Zoom connection or by accessing the call-in information listed below. The public is encouraged to contact MAGSA directly through the website, through email, by telephone to the office, by dropping off to the office or by direct mail to the office if they wish to communicate or otherwise provide written comment on any subject appearing on this Agenda.

ZOOM DETAILS

Topic: MAGSA December 7, 2022 Board Meeting Livestream
Time: Dec 7, 2022 02:00 PM Pacific Time (US and Canada)

Join Zoom Meeting: <https://us02web.zoom.us/j/83706716416>
Meeting ID: 837 0671 6416

One tap mobile
+16694449171,,83706716416# US
+16699006833,,83706716416# US (San Jose)

Dial by your location
+1 669 444 9171 US

Find your local number: <https://us02web.zoom.us/j/kc16RkszKN>

Please be sure to mute your telephone during the meeting if you are using the call-in option to minimize interruption.

The Board of Directors welcomes participation in Board meetings. During the Public Comment period, the public may address matters under the jurisdiction of the Board that **have not been posted** in the Agenda. However, California Law prohibits the Board from taking action on any matter that is not on the posted Agenda unless the Board determines that it is an emergency or one of the other situations specified in Government Code section 54954.2. The public will be given the opportunity to address the Board on any item on the Agenda before the Board's consideration of that item. The Board reserves the right to consider any item on the agenda in any order. If members of the public desire to address the Board relative to a particular Agenda item at the time it is to be considered, they should so notify the Chairman of the Board upon the call of item III. The Chairman may limit the total amount of time allocated for public testimony on particular issues for each individual speaker. Public comments are encouraged.

Potential Conflicts of Interest Notice

(Any Board member who has a potential conflict of interest may now identify the item and recuse himself from discussing and voting on the matter.) [FPPC § 87105.]

I. CALL TO ORDER

2:00 P.M. District Boardroom
Kerman Community Center
15101 Kearney Blvd.
Kerman, CA 93630

II. ROLL CALL

Matt Abercrombie, Don Cameron, Jonathan DeGroot, Ariel Namvar, Brian Pacheco

III. PUBLIC COMMENT

Members of the public may address comments to the Board concerning items that are **not** on the day's Agenda. If members of the public desire to address the Board relative to a particular Agenda item at the time it is to be considered, they should so notify the Chairman of the Board at that time. Please limit the time of comments to three minutes or less.

IV. CONSIDER APPROVAL OF MINUTES

The Board will review and be asked to approve draft minutes for the November 2, 2022 regular board meeting.

V. FINANCIAL

1. The Board will review and authorize/ratify payment of financial obligations of the Agency since the last approved actions.

VI. GENERAL ADMINISTRATION

1. General Manager Report
 - a) General

- b) Review and approve draft Board Meeting Schedule for 2023
 - c) Status of Water Bank Environmental Review and Engineering
 - d) MAGSA NRCS EQIP Funding and Meter and Telemetry Opportunities (due 12/9)
 - e) Other Grants/ Opportunities/Awards
 - 1) Report on Status of current/additional grant opportunities:
 - i) SWRCB Stormwater/NRCS Recharge grant(s) – Report on status of the McMullin Expansion Project Environmental and Engineering
 - ii) Additional Opportunities and status of existing applications
2. The Board will receive a recommendation from Staff and Counsel for consideration and approval of a contract with Lechowicz and Tseng for services associated with an updated fee study and process management for the renewal of the current Proposition 218 cost of service funding and fee assessments schedule for an additional five (5) year period. In addition, the Board will be requested to authorize the General Manager to execute the contract on behalf of the Agency.
3. The Board will receive a recommendation from Staff for consideration and approval of a contract with Provost and Pritchard survey services for establishment of appropriate reference datum and elevation level baseline data for the representative monitoring wells required under SGMA for MAGSA within the Subbasin. In addition, the Board will be requested to authorize the General Manager to execute the contract on behalf of the Agency.

VII. GROUNDWATER SUSTAINABILITY PLAN UPDATE

- 1. The Board will receive a report on the status of the continued coordination of the Kings Subbasin GSAs as it relates to the GSP updates and the return to SGMA implementation across the Subbasin.

VIII. DIRECTORS REPORTS

Each Director will have the opportunity to report on meetings and other events attended on behalf of or of interest to MAGSA since the last MAGSA Board meeting.

- a) Report from County of Fresno (Pacheco/Abercrombie)
- b) Report from Raisin City WD (DeGroot/Cameron)
- c) Report from Mid-Valley WD (Namvar)

IX. AD HOC COMMITTEES

The Board will hear reports from the following Ad-Hoc committees:

- a) Outreach (Goldsmith/Quist/Hurley)

X. UPCOMING MEETINGS

The next meeting of the MAGSA Board is scheduled for	January 4, 2023
MAGSA Stakeholder Committee Meeting	2 nd Quarter 2023 (Tent.)
MAGSA Technical Advisory Committee Meeting	2 nd Quarter 2023 (Tent.)
Mid-Valley Water District BOD	TBD
Raisin City Water District BOD	December 20, 2022

XI. CLOSED SESSION

1. Conference with Legal Counsel – Anticipated Litigation
 - a. Significant exposure to litigation pursuant to paragraph (2) of Government Code Section 54956.9(d): (Two potential cases)
2. Conference with Real Property Negotiators [Government Code Section 54956.8]
 - a. Property: 19745 W. Belmont Avenue, Kerman
 - b. Agency Negotiator: General Manager
 - c. Negotiating Parties: Agency and Landowner
 - d. Under Negotiation: Terms of potential ground lease

XII. REPORT ON CLOSED SESSION

The Board Chairman will report on actions taken during Closed Session.

XIII. ADJOURNMENT

Adjourn to the next Regular Meeting on **January 4, 2023**, 2:00 P.M., Boardroom of the Agency or as otherwise directed by the Board.

The Plan is Working, Work the Plan!

- ❖ Items on the Agenda may be taken in any order.
- ❖ Action may be taken on any item listed on the Agenda.
- ❖ Writings relating to open session Agenda items that are distributed to members of the Board of Directors, excluding writings that are not public records or are exempt from disclosure under the California Public Records Acts, will be available for inspection at the Agency office at 275 S. Madera Avenue, Suite 301, Kerman, California 93630 during normal business hours.

Americans with Disabilities Act of 1990: Under this act, a qualifying person may request that the District provide a disability-related modification or accommodation in order to participate in any public meeting of the Agency. Such assistance includes alternative formats for the agendas and agenda packets used for any public meetings of the Agency. Requests for assistance shall be made in person, via telephone, or in written form to the McMullin Area GSA Office at (559) 515-3339. Requests must be received at least 48 hours prior to a scheduled public meeting