McMullin Area
Groundwater Sustainability Agency

MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE MCMULLIN AREA GROUNDWATER SUSTAINABILITY AGENCY
September 2, 2026

The Board of Directors of the McMullin Area Groundwater Sustainability Agency met in the Kerman Community Center for a live and in-person meeting and provided additional public streaming access to the boardroom of the Agency, via Zoom meeting protocols and Owl audio and video, on Wednesday, September 2, 2026, at the hour of 2:00 P.M.

Chairman DeGroot presided and General Manager/Secretary Hurley kept the Minutes.

DIRECTORS PRESENT: Matt Abercrombie
Varinder Nijjar (arrived 2:04)
Gere Gunlund
Brian Pacheco (arrived 2:32 pm)
Jonathon DeGroot

DIRECTORS ABSENT: None

OTHERS PRESENT: Matthew H. Hurley, General Manager/Secretary
Cristel Tufenkjian, Deputy General Manager
Robert Donlan, General Counsel (online)
Ashley Goldsmith, Blue Chair Communications

Chairman DeGroot called the meeting to order at 2:00 P.M. and asked for public comment. There was no public comment.

APPROVAL OF THE MINUTES OF AUGUST 5, 2026 REGULAR MEETING

The Board was asked to review and approve draft minutes for the August 5, 2026 Regular Meeting. On the motion of Director Gunlund, with the second of Director Abercrombie, the Board unanimously approved the August 5, 206 Regular Meeting. (3-0-2)

Director Nijjar arrived at 2:04 P.M..

FINANCIAL

General Manager Matt Hurley presented the current log of checks written since the last approved disbursements. He requested the Board ratify the checks disbursements. On the motion of Director Abercrombie, with the second of Director Gunlund, the Board unanimously ratified the checks disbursements. (4-0-1)

GENERAL ADMINISTRATION

General Manager Report

WaterSMART meter, telemetry and monitoring grant, rebates and ongoing non-compliance enforcement program: DGM Tufenkjian reported that the last day to process documents for the grant rebate is September 23, 2026. DGM Tufenkjian stated that approximately 25 landowners have partially completed the process for receiving a rebate. DGM reported that landowners who have not installed meters will be notified of fines and penalties for noncompliance with MAGSA's meter and telemetry regulations.

Resolution 26-05: GM Hurley presented for the Board's consideration and approval Resolution 26-05 **A RESOLUTION OF THE MCMULLIN AREA GROUNDWATER SUSTAINABILITY AGENCY BOARD OF DIRECTORS ADOPTING AMENDMENTS TO ITS CONFLICT-OF-INTEREST CODE.** On the motion of Director Varinder, with the second of Director Abercrombie, the Board unanimously approved Resolution 26-05. (4-0-1)

Report from County of Fresno: No report

Report from Raisin City Water District: Director Gunlund reported that only one landowner filed as a candidate for the Raisin City Water District Board. Director Gunlund noted that there are two open seats.

Report from Mid Valley Water District: No report

AD HOC COMMITTEES

Outreach: Ashley Goldsmith reported that the Grower Irrigation Academy, a grant-funded program with Fresno State Center for Irrigation, will be conducting grower workshops this fall on how to access and use the data from the newly installed weather stations within MAGSA's service area.

Ad Hoc Board Policy Committee: Director DeGroot reported that work continues with James Irrigation District on final agreement details between MAGSA and James ID.

UPCOMING MEETINGS

Chairman DeGroot noted the following upcoming meetings:

MAGSA Board	October 7, 2026
Kings Subbasin GSA Coordination	September 18, 2026
MAGSA Stakeholder	TBD

MAGSA Technical Advisory	TBD
Mid-Valley Water District	TBD
Raisin City Water District	September 15, 2026

CV-SALTS: GM Hurley reported on the kickoff meeting of the CV-SALTS Prioritization and Optimization study and the work that will be performed in the Western Kings area including within MAGSA's service area. The study will begin to explore and evaluate salt management alternatives to deal with future salt accumulation problems in the local aquifer. The purpose of the work is to identify projects which will inform the development of a larger, Central Valley-scale salt management plan.

Chairman DeGroot and Director Gunlund recused themselves due to a potential conflict with items on the agenda related to the McMullin On-Farm Flood Capture Expansion Project. Vice Chairman Nijjar presided over the remainder of the meeting.

Director Pacheco arrived at 2:32 P.M.

Resolution 26-06: GM Hurley presented for the Board consideration and approval Resolution 26-06 **A RESOLUTION OF THE MCMULLIN AREA GROUNDWATER SUSTAINABILITY AGENCY BOARD OF DIRECTORS AUTHORIZING EXECUTION OF THE 2026 MASTER INSTALLMENT PURCHASE AGREEMENT FINANCING THE ON-FARM FLOOD CAPTURE EXPANSION PROJECT ISSUED BY THE McMULLIN AREA GROUNDWATER SUSTAINABILITY AGENCY TO HOLMAN CAPITAL CORPORATION** and Associated Supporting Documentation. On the motion of Director Abercrombie, with the second of Director Pacheco, the Board unanimously approved Resolution 26-06. (3-0-2)

Awarding of Construction Contract: GM Hurley reported on the results of the bid canvass for the Expansion Project bidding process. GM Hurley stated that because this is the first project being attempted by MAGSA, staff support to manage this undertaking would have to be added to assure the project moved smoothly, adding to costs and internal management concerns and because MAGSA is operating under time constraints that delays associated with coordination of separate entities could impact, staff recommends awarding the project construction contract, subject to further qualification and Board approval of the final construction contract to W.M. Lyles as per their low bid submitted for consideration under the "C" option offered in the specifications and subject to all additional performance requirements contained in the bidding package.

The Board entered into Closed Session to discuss the recommendation for award of the contract. The Board returned from Closed Session. On the motion of Director Abercrombie, with the second of Director Pacheco, the Board unanimously approved awarding the contract to W. M. Lyles. (3-0-2)

CLOSED SESSION

Vice Chairman Nijjar explained to the public and announced that the Board would be reconvening the meeting into a Closed Session to review the following agenda items:

1. Conference with Legal Counsel – Anticipated Litigation
    a. Significant exposure to litigation pursuant to paragraph (2) of Government Code Section 54956.9(d): (three potential cases)
    b. Significant likelihood of initiation of litigation pursuant to paragraph (4) of Government Code Section 54956.9(d): (six potential cases)

REPORT ON CLOSED SESSION

Vice Chairman Nijjar indicated that discussion had ensued on the commencement of eminent domain proceedings in closed session and that the Board was prepared to act. On the motion of Director Abercrombie, with the second of Director Pacheco, the Board unanimously approved the commencement of eminent domain proceedings and directed counsel move forward to that end. (3-0-2)

ADJOURNED to the Regular Meeting on October 7, 2026.

Attest:

Matthew H. Hurley, Board Secretary

Affirmed:

Varinder Nijjar, Vice-Chairman