



309 Campus Drive, Arvin, CA 93203

REGULAR MEETING AGENDA OF THE REGULAR MEETING OF ARVIN COMMUNITY SERVICES DISTRICT BOARD OF DIRECTORS Monday, March 20, 2023, 6:00 P.M.

Call Meeting to Order Board President Reyna

Roll Call: Aurelio Reyna President Maria Alvarez Vice President Rafael Gallardo Board Director Maria Pantoja Board Director Adam Ojeda Board Director

Staff

Raul Barraza, Jr. General Manager Alan Peake District Counsel Dee Jaspar District Engineer

This meeting is held in accordance with the Brown Act. Individuals may address the Board on any matter listed on this agenda, excluding closed session. Members of the public desiring to address the Board must request recognition from the Board President. Presentation by members of the public is limited to two minutes each per agenda item.

Flag Salute: Board and audience salute flag.

1. Public Comment

This portion of the meeting is set aside for members of the public to address any matter not on this agenda and over which the Board has jurisdiction. Comments are limited to 2 minutes for each person and 15 minutes on each subject.

2. Consent Calendar

The Consent Calendar consists of items that in staff's opinion are routine and non-controversial. These items are approved in one motion unless a Board Member or member of the public removes a particular item.

- a. Approval of Regular Meeting Minutes of February 21, 2023 b. Approval of Regular Meeting Minutes of March 6, 2023 c. Approval of Special Meeting Minutes of March 13, 2023 d. Accounts Payable for February 20, 2023 – March 3, 2023 e. Accounts Payable for March 6, 2023 – March 17, 2023

Motion: _____

Director _____, seconded Director _____

Roll Call: BD Gallardo __ BD Ojeda __ BD Pantoja __ VP Alvarez __ BP Reyna __

3. **Update on District Solar Project and Approval of Ground Lease and Solar Easement Agreement with the Successor Agency to the Arvin Community Redevelopment Agency regarding property APN#: 189-353-07 and Solar Easement Agreement with the City of Arvin APN#: 446-010-60, APN#: 446-010-59, and APN#: 446-010-73.**

Motion: _____

Director _____, seconded Director _____

Roll Call: BD Gallardo __ BD Ojeda __ BD Pantoja __ VP Alvarez __ BP Reyna __

4. **Update on Inadequate Determination of the Revised 2020 Groundwater Sustainability Plans Submitted for the San Joaquin Valley – Kern County Subbasin and Approval of EKI Task Order dated March 3, 2023.**

Motion: _____

Director _____, seconded Director _____

Roll Call: BD Gallardo __ BD Ojeda __ BD Pantoja __ VP Alvarez __ BP Reyna __

5. **Approval of Tolman and Wiker Insurance Renewal covering Commercial Package, Crime, Auto, and Excess Liability for \$79,296.00**

Motion: _____

Director _____, seconded Director _____

Roll Call: BD Gallardo __ BD Ojeda __ BD Pantoja __ VP Alvarez __ BP Reyna __

6. **Staff Comments:**

- a. General Manager's Report
- b. Legal Counsel
- c. District Engineer

7. **Board Member Comments:**

This portion of the meeting is set aside to provide the Board with an opportunity to bring any new matters to the attention of the District. However, while no action can be taken on any matter discussed during this portion of the meeting, a Board Member may request that a subject be placed on an upcoming agenda. This portion of the meeting also allows the Board to get a brief update on any matter addressed at a previous meeting.

- a. Director Gallardo
- b. Director Ojeda
- c. Director Pantoja
- d. Vice President Alvarez
- e. President Reyna

8. **Closed Session:**

Motion to go into closed session made by _____ and seconded by _____

Director _____, seconded Director _____

Roll Call: BD Gallardo __ BD Ojeda __ BD Pantoja __ VP Alvarez __ BP Reyna

**a. Conference with Labor Negotiators: General Manager and District Legal Counsel:
Laborers International Union of North America 777 Gov't Code 54957.6**

Motion to go into back into open session _____ and seconded by _____

Roll Call: BD Gallardo __ BD Ojeda __ BD Pantoja __ VP Alvarez __ BP Reyna __

Report: _____

9. Adjournment:

Director _____, seconded Director _____

Roll Call: BD Gallardo __ BD Ojeda __ BD Pantoja __ VP Alvarez __ BP Reyna __

I hereby certify under perjury under the laws of the State of California that the foregoing agenda was posted on the Arvin Community Services office window and website not less than 72 hours prior to the meeting dated March 20, 2023.



Raul Barraza, Jr.
Board Secretary/General Manager



MINUTES OF THE REGULAR MEETING OF

THE BOARD OF DIRECTORS
ARVIN COMMUNITY SERVICES DISTRICT
February 21, 2023

The Board of Directors of the Arvin Community Services District duly met at a Regular Board Meeting held on Tuesday, February 21, 2023, at 6:00 p.m. at 309 Campus Dr., Arvin, CA 93203.

The meeting was called to order by President Reyna at 6:03 PM

Directors Present: Ojeda, Pantoja, Alvarez, Reyna. | Directors Absent: Gallardo

Others Present: General Manager/Board Secretary – Raul Barraza, Jr.; Legal Counsel – Alan J. Peake and District Engineer – Dee Jaspar.

Pledge of allegiance: The Pledge was led by President Reyna.

Agenda Item #1 Public Comment

No public comment.

Agenda Item #2.: Consent Calendar

a. **Approval of Regular Meeting Minutes for February 6, 2023.**

b. **Accounts Payable for February 6, 2023 – February 17, 2023.**

A motion was made to approve items a and b by Vice President Alvarez. It was seconded by Director Pantoja.

AYES: Pantoja, Ojeda, Alvarez, Reyna.

Agenda Item #3: Board to discuss and take possible action re: Selection of Solar Provider to Initiate Solar Project Application(s) Phase

General Manager and Legal Counsel presented SiteLogIQ as the recommendation from Staff to move forward in submitting plans to PG&E for a solar project. They also discussed the vetting process and interviews conducted by staff in order to choose a solar provider. Jessica Ritter from SiteLogIQ was then introduced and presented the current plans for the District Solar Project. Some items will be tentative until ACSD is able to meet with City of Arvin staff. A motion to approve a Letter of Intent for SiteLogIQ to work with ACSD was made by Vice President Alvarez and seconded by Director Pantoja.

AYES: Pantoja, Ojeda, Alvarez, Reyna.

Item #4: Staff Comments

General Manger: No Comment

Legal Counsel: No Comment

District Engineer: Well No. 18 to have PG&E complete their work sometime in March 2023.

Agenda Item #5: Board Member Comments:

- a. **Director Gallardo:** Absent.
- b. **Director Ojeda:** No comment.
- c. **Director Pantoja:** No comment.
- d. **Vice President Alvarez:** No comment.
- e. **President Reyna:** No comment.

Agenda Item #6: Adjournment

Motion was made by Vice President Alvarez and seconded by Director Pantoja to adjourn meeting at 7:00 p.m.



AYES: Gallardo, Ojeda, Pantoja, Reyna, Alvarez.

Submitted by:

Raul Barraza, Jr.

Raul Barraza, Jr.
Board Secretary/General Manager

Attest:

Aurelio Reyna

Aurelio Reyna
Board President



MINUTES OF THE REGULAR MEETING OF
THE BOARD OF DIRECTORS
ARVIN COMMUNITY SERVICES DISTRICT
March 6, 2023

Meeting was cancelled due to no quorum.

Directors Present: Director Gallardo and Director Pantoja.

Staff Present: General Manager Raul Barraza, Jr. and Legal Counsel Alan J. Peake.

Submitted by:

Raul Barraza, Jr.

Raul Barraza, Jr.
Board Secretary/General Manager

Attest:

Aurelio Reyna

Aurelio Reyna
Board President



MINUTES OF THE SPECIAL MEETING OF

THE BOARD OF DIRECTORS
ARVIN COMMUNITY SERVICES DISTRICT
March 13, 2023

The Board of Directors of the Arvin Community Services District duly met at a Special Board Meeting held on Monday, March 13, 2023, at 6:00 p.m. at 309 Campus Drive, Arvin, CA 93203.

The meeting was called to order by President Reyna at 6:03 PM;
Directors Present: Gallardo, Pantoja, Reyna. Director | Absent: Adam Ojeda, Maria Alvarez
Others Present: General Manager/Board Secretary- Raul Barraza, Jr.; Legal Counsel- Alan Peake

Item #1: Update on District Solar Project and Approval of Letter of Intent to lease approximately 6 acres from the City of Arvin located on the northeast corner of APN: 189-353-07.

General Manager and Legal counsel presented the letter of intent to lease property from the City of Arvin's Successor Agency: Successor Agency of the Arvin Community Redevelopment Agency. The intent of the letter is to have agreed both Arvin CSD and Successor Agency to enter into an exclusive Thirty (30) day negotiating period for the preparation of a final ground lease agreement for certain portions of the following site(s) located at the addresses set forth as Parcel#: 189-353-07. The land is located south of El Camino Real School and would encompass approximately 6 acres. A motion was made by Director Gallardo and seconded by Director Pantoja. AYES: Gallardo, Pantoja, Reyna.

Item #2: Adjournment

Motion was made by Director Pantoja and seconded by Director Gallardo to adjourn meeting at 6:33 p.m. AYES: Gallardo, Pantoja, Reyna.

Submitted by:

Raul Barraza, Jr.

Raul Barraza, Jr.
Board Secretary/General Manager

Attest:

Aurelio Reyna

Aurelio Reyna
Board President

Report Criteria:
 Summary report type printed

Check Number	Check Issue Date	Name	Invoice Number	Description	Seq	Invoice Date	Invoice Amount	Check Amount
0	03/01/2023	1330001	6006003	DEPOSIT REFUND	1	02/28/2023	85.55	85.55
0	03/03/2023	ADS- Advanced Data Stora	0161549	Dues and Subscription	1	02/25/2023	35.65	35.65
28686	02/24/2023	Amber Chemical Incorporat	0376993-IN	AMBER CHEMICAL INCO	1	02/16/2023	1,916.03	1,916.03
0	03/01/2023	Bill R. Walker	2.28.23	BILL R. WALKER- audit ser	1	02/28/2023	800.00	800.00
0	03/01/2023	BraxBro, Inc.	1276	BRAXBRO, INC	1	02/24/2023	980.00	980.00
0	03/01/2023		1277	BRAXBRO, INC	1	02/25/2023	560.00	560.00
0	03/03/2023		1279	BRAXBRO, INC	1	03/01/2023	350.00	350.00
28687	02/24/2023	BSK Associates	AG03672	BSK Associates- - AG0367	1	02/21/2023	150.00	150.00
28645	02/22/2023		AG03943	BSK Associates- - AG0394	1	02/17/2023	18.00	18.00
0	03/01/2023		AG04071	BSK Associates- - AG0407	1	02/27/2023	150.00	150.00
0	03/01/2023		AG04406	BSK Associates- - AG0440	1	02/27/2023	18.00	18.00
0	03/01/2023		AG04410	BSK Associates- - AG0441	1	02/27/2023	18.00	18.00
28688	02/24/2023	Corbin Willits-Momsoftware	000C302151	CORBIN WILLITS - MOMS	1	02/15/2023	286.96	286.96
28689	02/24/2023	Core & Main LP	R053482	SHOP MATERIALS	1	02/15/2023	5,060.62	5,060.62
28652	02/22/2023		R749100	SHOP MATERIALS	1	02/08/2023	1,911.84	1,911.84
28652	02/22/2023		S299089	SHOP MATERIALS	1	02/08/2023	1,885.20	1,885.20
28652	02/22/2023		S329842	SHOP MATERIALS	1	02/08/2023	1,059.51	1,059.51
28689	02/24/2023		S359033	SHOP MATERIALS	1	02/15/2023	325.16	325.16
28689	02/24/2023		S359157	CORE & MAIN HYDRANT	1	02/15/2023	10,274.61	10,274.61
28689	02/24/2023		S370471	CORE & MAIN HYDRANT	1	02/15/2023	143.19	143.19
0	03/03/2023	Executive Copier Solutions	31229	EXECUTIVE COPIER SOL	1	03/01/2023	41.16	41.16
0	03/03/2023		31230	EXECUTIVE COPIER SOL	1	03/01/2023	51.45	51.45
28690	02/24/2023	Ferguson Enterprises Inc. -	1748664	FERGUSON ENTERPRIS	1	02/16/2023	13,535.58	13,535.58
28691	02/24/2023	G & W Mfg. & Welding	14860	G & W MFG & WELDING	1	02/16/2023	127.63	127.63
28659	02/22/2023	GARCIA, GUSTAVO	1002	GARCIA GUSTAVO	1	02/20/2023	255.00	255.00
0	03/03/2023	infosend	230984	INFOSEND	1	02/28/2023	756.73	756.73
0	03/03/2023		230985	Postage and Delivery	1	02/28/2023	2,173.24	2,173.24
0	03/01/2023	Joe's Rental's	96	JOE'S RENTALS	1	02/23/2023	162.38	162.38
0	03/01/2023	Kern Groundwater Authorit	KG202370-C	KERN GROUND WATER A	1	01/27/2023	13,072.59	13,072.59
0	03/03/2023	Lanpro Systems	30127948	LANPRO SYSTEMS	1	03/01/2023	1,282.65	1,282.65
28666	02/22/2023	Mission Uniform Services	518789938	Mission Linen Supply	1	02/21/2023	96.45	96.45
28666	02/22/2023		518789939	Mission Linen Supply	1	02/21/2023	51.98	51.98
0	03/01/2023		518833331	Mission Linen Supply	1	02/28/2023	96.45	96.45
0	03/01/2023		518833332	Mission Linen Supply	1	02/28/2023	51.98	51.98
28692	02/24/2023	Mobile Ag & Industrial Sup	113906	MOBILE AG- INDUSTRIAL	1	02/22/2023	449.77	449.77
0	03/03/2023	PA Security & Video - 309	1504531	PA SECURITY	1	03/01/2023	37.95	37.95
0	03/03/2023	PA Security & Video - 847	1504533	PA SECURITY	1	03/01/2023	30.00	30.00
28672	02/22/2023	PG&E 0448505472-2 WEL	10/23/22-1/2	Pumping-Power	1	02/11/2023	12,278.93	12,278.93
0	03/01/2023	PG&E 2395215405-4 847	1/23/23-02/2	PG&E- 2395215405-4 847	1	02/28/2023	281.37	281.37
0	03/01/2023	PG&E 2529028868-4 WEL	1/24/23-02/2	Pumping-Power	1	02/28/2023	185.20	185.20
28680	02/22/2023	Spectrum Enterprises	02/14/23-03/	SPECTRUM ENTERPRIS	1	02/14/2023	1,294.04	1,294.04
28681	02/22/2023	Spectrum Enterprises	02/20/23-03/	SPECTRUM ENTERPRIS	1	02/14/2023	389.29	389.29
28682	02/22/2023	Stinson's	214001-0	STINSON'S	1	02/17/2023	1,088.56	1,088.56
0	03/03/2023	Streamline	4A25C-0028	Dues & Subscriptions- E2A	1	03/01/2023	200.00	200.00
0	03/03/2023	The Gas Company 121 62	01/25/23-02/	THE GAS COMP 121 627	1	02/28/2023	236.59	236.59
28693	02/24/2023	United Rentals	211604834-0	United Rental's	1	02/22/2023	1,663.85	1,663.85
28693	02/24/2023		215567185-0	United Rental's	1	02/16/2023	4,252.67	4,252.67
0	03/03/2023	US Bank	495252157	US BANK- EQUIPMENT FI	1	02/24/2023	528.64	528.64
0	03/01/2023	USA BlueBook	242895	USA BLUE BOOOK	1	01/20/2023	494.29	494.29
0	03/01/2023	Witcher Electric Inc.	39368AA	WITCHER ELECTRIC, INC	1	02/17/2023	818.65	818.65
0	03/01/2023		39379AA	WITCHER ELECTRIC, INC	1	01/13/2023	1,933.86	1,933.86
0	03/01/2023		39382AA	WITCHER ELECTRIC, INC	1	02/22/2023	309.36	309.36

Check Number	Check Issue Date	Name	Invoice Number	Description	Seq	Invoice Date	Invoice Amount	Check Amount
Grand Totals:							<u>84,256.61</u>	<u>84,256.61</u>

Report Criteria:
Summary report type printed

Report Criteria:
Summary report type printed

Check Number	Check Issue Date	Name	Invoice Number	Description	Seq	Invoice Date	Invoice Amount	Check Amount
3036	03/06/2023	1330001	1382802	DEPOSIT REFUND	1	03/06/2023	7.31	7.31
28696	03/06/2023	Adam Ojeda	2/06/23	Regular Board Meeting For	1	02/06/2023	100.00	100.00
28696	03/06/2023		2/21/23	Regular Board Meeting For	1	02/21/2023	100.00	100.00
28728	03/13/2023	Algani Graphics & Signs	168	ALGANI-	1	03/07/2023	754.07	754.07
28698	03/06/2023	Aurelio Reyna	02/21/23	Regular Board Meeting for	1	02/21/2023	100.00	100.00
28698	03/06/2023		2/06/22	Regular Board Meeting for	2	02/06/2023	91.35	91.35
28729	03/13/2023	BraxBro, Inc.	1281	BRAXBRO, INC	1	03/08/2023	560.00	560.00
28702	03/06/2023	Bright House Networks - 8	2/23/23-03/2	BRIGHT HOUSE- 847 S. D	1	02/23/2023	192.95	192.95
28704	03/06/2023	BSK Associates	AG04622	BSK Associates- - AG0462	1	03/03/2023	28.50	28.50
28704	03/06/2023		AG04623	BSK Associates- - AG0462	1	03/03/2023	199.50	199.50
28730	03/13/2023		AG05028	BSK Associates- - AG0502	1	03/08/2023	18.00	18.00
28730	03/13/2023		AG05061	BSK Associates- - AG0506	1	03/10/2023	171.00	171.00
28739	03/14/2023		AG05062	BSK Associates- AG05062	1	03/14/2023	171.00	171.00
28705	03/06/2023	Caselle	123559	CASELLE- COMPUTER S	1	03/01/2023	2,243.00	2,243.00
28741	03/14/2023	CNH Industrial - 61370001	2292855	CNH-PRODUCTIVITY PLU	1	03/05/2023	35.48	35.48
28742	03/14/2023	Complete Hardware Store	304000	COMPLETE HARDWARE	1	02/21/2023	32.46	32.46
28742	03/14/2023		30431	COMPLETE HARDWARE	1	02/22/2023	.42	.42
28742	03/14/2023		467591	COMPLETE HARDWARE	1	02/01/2023	120.56	120.56
28742	03/14/2023		467819	COMPLETE HARDWARE	1	03/03/2023	8.86	8.86
28742	03/14/2023		467847	COMPLETE HARDWARE	1	02/03/2023	21.64	21.64
28742	03/14/2023		468159	COMPLETE HARDWARE	1	02/06/2023	12.96	12.96
28742	03/14/2023		468181	COMPLETE HARDWARE	1	02/06/2023	50.85	50.85
28742	03/14/2023		468544	COMPLETE HARDWARE	1	02/09/2023	12.97	12.97
28742	03/14/2023		468595	COMPLETE HARDWARE	1	02/09/2023	7.76	7.76
28742	03/14/2023		469093	COMPLETE HARDWARE	1	02/14/2023	38.91	38.91
28742	03/14/2023		469103	COMPLETE HARDWARE	1	02/14/2023	34.60	34.60
28742	03/14/2023		470035	COMPLETE HARDWARE	1	02/21/2023	41.55	41.55
28742	03/14/2023		470289	COMPLETE HARDWARE	1	02/23/2023	25.94	25.94
28742	03/14/2023		470912	COMPLETE HARDWARE	1	02/28/2023	41.10	41.10
28731	03/13/2023	Core & Main LP	R557315	SHOP MATERIALS	1	03/01/2023	29.72	29.72
28743	03/14/2023		R892663	SHOP MATERIALS	1	03/06/2023	155.70	155.70
28706	03/06/2023		S329860	SHOP MATERIALS	1	02/22/2023	174.20	174.20
28706	03/06/2023		S394862	SHOP MATERIALS	1	02/22/2023	2,920.31	2,920.31
28706	03/06/2023		S400803	SHOP MATERIALS	1	02/22/2023	3,933.80	3,933.80
28743	03/14/2023		S451396	CORE & MAIN HYDRANT	1	03/06/2023	4,999.45	4,999.45
28743	03/14/2023		S471837	Maintenance	1	03/07/2023	113.98	113.98
28732	03/13/2023	Dee Jaspar And Associates	23-00202	Dee Jaspar and Associates	1	02/28/2023	646.50	646.50
28732	03/13/2023		23-00203	Dee Jaspar and Associates	1	02/28/2023	159.00	159.00
28732	03/13/2023		23-00204	Dee Jaspar and Associates	1	02/28/2023	332.30	332.30
28732	03/13/2023		23-00205	Dee Jaspar and Associates	1	02/28/2023	7,112.79	7,112.79
28733	03/13/2023	Ferguson Enterprises Inc. -	SC65025	FERGUSON WATERWOR	1	02/28/2023	57.80	57.80
28734	03/13/2023	Ferguson Enterprises Inc. -	1766922	FERGUSON ENTERPRIS	1	03/01/2023	2,887.30	2,887.30
28744	03/14/2023	First Net Built with AT&T	02/03/23-03/	FirstNet- Account no 28729	1	03/02/2023	1,271.21	1,271.21
28708	03/06/2023	Greg's Petroleum Service	369454	GREG'S PETROLEUM SE	1	02/24/2023	414.99	414.99
28708	03/06/2023		369455	GREG'S PETROLEUM SE	1	02/24/2023	241.97	241.97
28708	03/06/2023		370046	GREG'S PETROLEUM SE	1	02/28/2023	1,478.48	1,478.48
28745	03/14/2023	Kern County Public Works	124520401	KERN COUNTY PUBLIC	1	02/06/2023	30.74	30.74
28745	03/14/2023		124520677	KERN COUNTY PUBLIC	1	02/07/2023	59.16	59.16
28713	03/06/2023	Maria M. Alvarez	2/06/23	Regular Board Meeting for	2	02/06/2023	91.35	91.35
28713	03/06/2023		2/21/23	Regualr Board Meeting for	1	02/21/2023	100.00	100.00
28714	03/06/2023	Maria Pantoja	2/06/23	Regular Board Meeting For	2	02/06/2023	91.35	91.35
28714	03/06/2023		2/21/23	Regular Board Meeting For	1	02/21/2023	100.00	100.00
28735	03/13/2023	Mission Uniform Services	518877415	Mission Linen Supply	1	03/07/2023	96.45	96.45
28735	03/13/2023		518877416	Mission Linen Supply	1	03/07/2023	51.98	51.98

Check Number	Check Issue Date	Name	Invoice Number	Description	Seq	Invoice Date	Invoice Amount	Check Amount
28746	03/14/2023		518925567	Mission Linen Supply	1	03/14/2023	96.45	96.45
28746	03/14/2023		518925568	Mission Linen Supply	1	03/14/2023	51.98	51.98
0	03/17/2023	PG&E 0020431397-7 WEL	02/08/23-03/	PG&E 0020431397-7 WEL	2	03/10/2023	9,127.03	9,127.03
0	03/17/2023	PG&E 0781810924-6 well	02/08/23-03/	PG&E 0781810924-6 WEL	1	03/10/2023	19,124.28	19,124.28
0	03/17/2023	PG&E 7360971179-8 WEL	2/08/23-03/0	PG&E 7360971179-8 WEL	1	03/10/2023	2,115.77	2,115.77
0	03/17/2023	PG&E 9098150642-2 well	02/08/23-03/	PG&E WELL NO. 17 - 909	1	03/10/2023	3,127.99	3,127.99
28720	03/06/2023	Price Disposal	697031	PRICE- DISPOSAL SERVI	1	03/01/2023	448.30	448.30
28740	03/14/2023	Rabobank Visa Card/Mech	02/2/23 - 03/	R. Barraza: (02/02/23-03/0	5	03/02/2023	2,060.62	2,060.62
28721	03/06/2023	Rafael Gallardo	2/06/23	Regular Board Meeting for	2	02/06/2023	91.35	91.35
28736	03/13/2023	SWRCB-DWOCF	03.07.23- GR	SWRCB-DWOCF- GRADE	1	03/07/2023	45.00	45.00
28736	03/13/2023		D-3 RENEW	SWRCB-DWOCF- OP #46	1	03/13/2023	120.00	120.00
28724	03/06/2023	The Gas Company 174 01	01/27/23-02/	THE GAS COMPANY- 174	1	03/02/2023	68.78	68.78
28737	03/13/2023	United Rentals	212990771-0	United Rental's	1	02/21/2023	3,769.48	3,769.48
28738	03/13/2023	WEST VALLEY CONSTRU	PROGRESS	WVCC- FRANKLIN STRE	1	02/28/2023	303,466.93	303,466.93
28738	03/13/2023		RETENTION	WVCC- FRANKLIN STRE	1	02/28/2023	15,971.94	15,971.94
Grand Totals:							<u>392,459.17</u>	<u>392,459.17</u>

Report Criteria:

Summary report type printed



CALIFORNIA DEPARTMENT OF WATER RESOURCES

SUSTAINABLE GROUNDWATER MANAGEMENT OFFICE

715 P Street, 8th Floor | Sacramento, CA 95814 | P.O. Box 942836 | Sacramento, CA 94236-0001

March 2, 2023

Patricia Poire
Kern County Subbasin Point of Contact
Kern Groundwater Authority
1800 30th Street, Suite 280
Bakersfield, CA 93301
ppoire@kerngwa.com

RE: Inadequate Determination of the Revised 2020 Groundwater Sustainability Plans Submitted for the San Joaquin Valley – Kern County Subbasin.

Dear Patricia Poire,

The Department of Water Resources (Department) has evaluated the six groundwater sustainability plans (GSPs or Plan) submitted for the San Joaquin Valley – Kern County Subbasin (Subbasin), as well as the materials considered to be part of the required coordination agreement. Collectively, the six GSPs and the coordination agreement are referred to as the Plan for the Subbasin. The Department has evaluated the revised Plan for the Kern County Subbasin in response to the Department's incomplete determination on January 28, 2022, and has determined that the actions taken to correct deficiencies identified by the Department were not sufficient (23 CCR § 355.2(e)(3)(C)).

The Department based its inadequate determination on recommendations from the Staff Report, included as an enclosure to the attached Statement of Findings, which explains why the Department believes that the Subbasin's Plan did not take sufficient actions to correct the deficiencies previously identified by the Department and, therefore, does not substantially comply with the GSP Regulations nor satisfy the objectives of the Sustainable Groundwater Management Act (SGMA).

Once the Department determines that a GSP is inadequate, primary jurisdiction shifts from the Department to the State Water Resources Control Board (State Board), which may designate the basin probationary (Water Code § 10735.2(a)). However, Department involvement does not end at that point; the Department may, at the request of the State Board, further assess a plan, including any updates, and may provide technical recommendations to remedy deficiencies to that plan. In addition, the responsibilities of the GSA do not end with an inadequate determination. Regardless of the status of a plan, a GSA remains obligated to continue collecting and submitting monitoring network data (Water Code Part 2.11; Water Code § 10727.2; 23 CCR § 353.40; 23 CCR § 354.40), submit an annual report to the Department (Water Code § 10728; 23 CCR § 356.2), conduct periodic updates to the plan at least every five years (Water Code § 10728.2; 23 CCR § 356.4), and submit this information to DWR's SGMA

Portal (23 CCR § 354.40). The Department also encourages GSAs to continue implementation efforts on project and management actions that will support the Subbasin's progress towards achieving sustainability.

Prior to this determination, the Department consulted with the State Board as required by SGMA (Water Code § 10735.2(a)(3)). Moving forward, for questions related to state intervention, please send a request to sgma@Waterboards.ca.gov. For any questions related to assessments, the State Board will coordinate with the Department.

For any other questions, please contact Sustainable Groundwater Management staff by emailing sgmps@water.ca.gov.

Thank You,

Paul Gosselin

Paul Gosselin
Deputy Director
Sustainable Groundwater Management

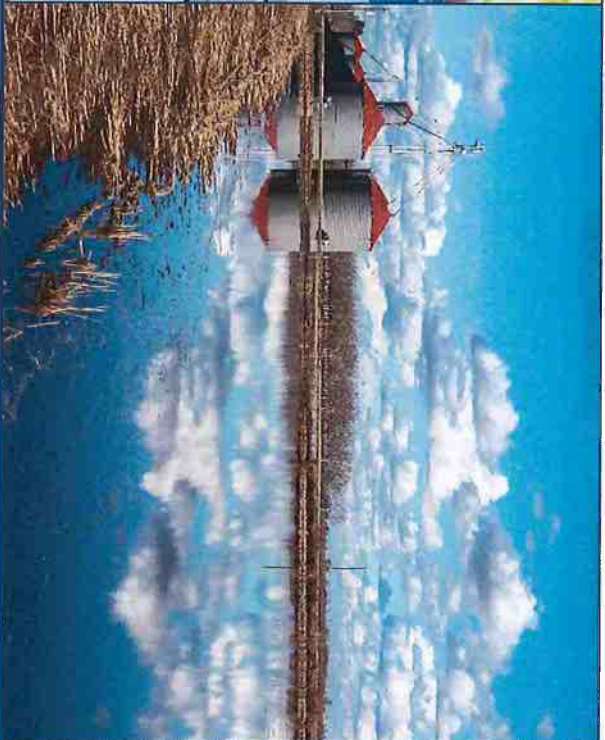
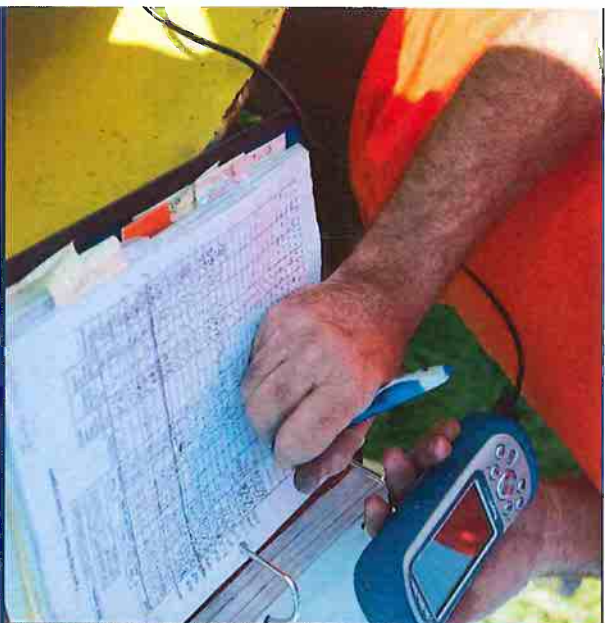
Attachment:

1. Statement of Findings Regarding the Inadequate Determination of the San Joaquin Valley – Kern County Subbasin Groundwater Sustainability Plans

Sustainable Groundwater Management Act (SGMA) Update:

Groundwater Sustainability Plan Determinations

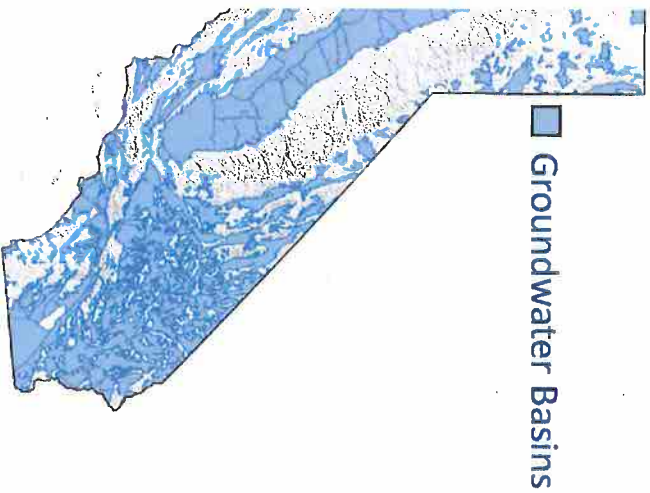
March 2023



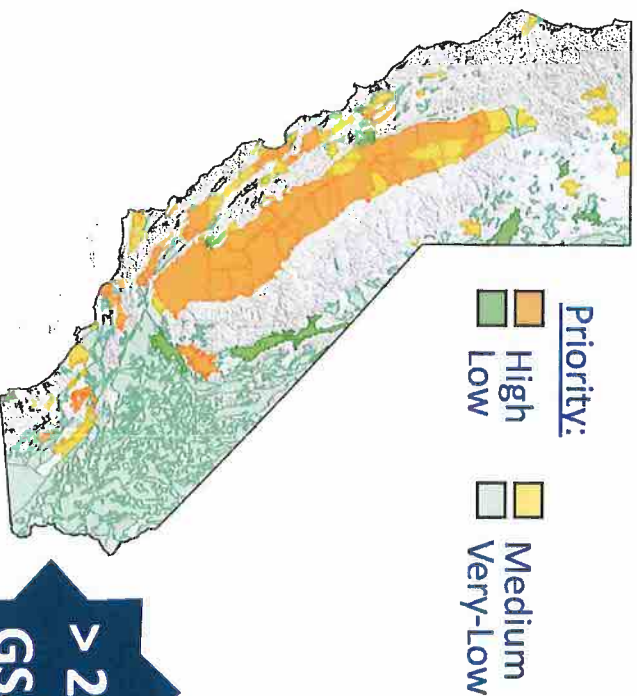
CALIFORNIA DEPARTMENT OF WATER RESOURCES
SUSTAINABLE GROUNDWATER
MANAGEMENT OFFICE

Where Does SGMA Apply?

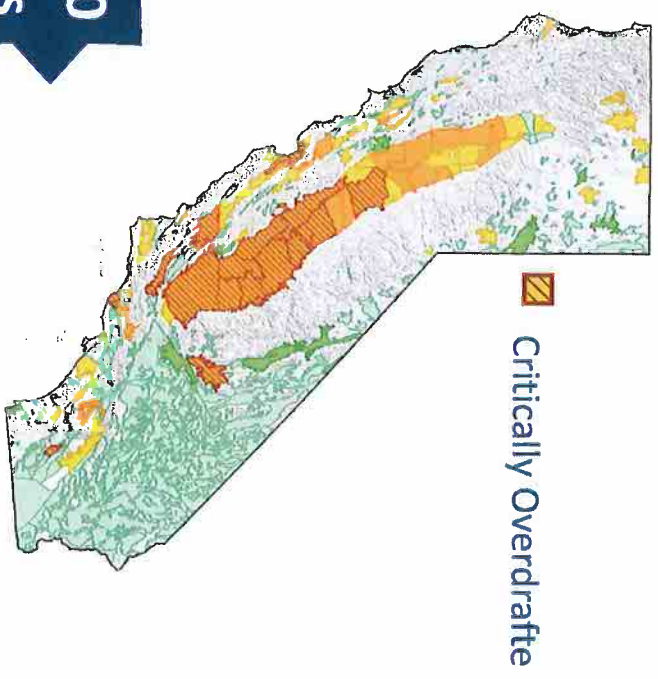
Basins



94 High and Medium Priority Basins



21 out of the 94 Critically Overdrafted Basins



> 250 GSAs

Formed by June 30, 2017

SP & Alternatives Evaluation Submittals

Critically Overdrafted (COD) Basins


- **21 basins submitted 46 GSPs** by January 31, 2020
- 12 of the 21 basins were deemed Incomplete by DWR in January 2022 and resubmitted their GSPs in July 2022

High and Medium Priority Basins (Non-COD)

- **63 basins submitted 65 GSPs** by January 31, 2022
- DWR Approved 4 basins January 2023

Alternatives to GSPs

- Alternatives were initially submitted by January 1, 2017
- DWR **Approved 9 Alternatives** in 2019
- Basins submitted 9 Alternatives for Periodic Evaluation by January 1, 2022 (the five-year plan update)



Department of Water Resources
CALIFORNIA GOV SGMA PORTAL

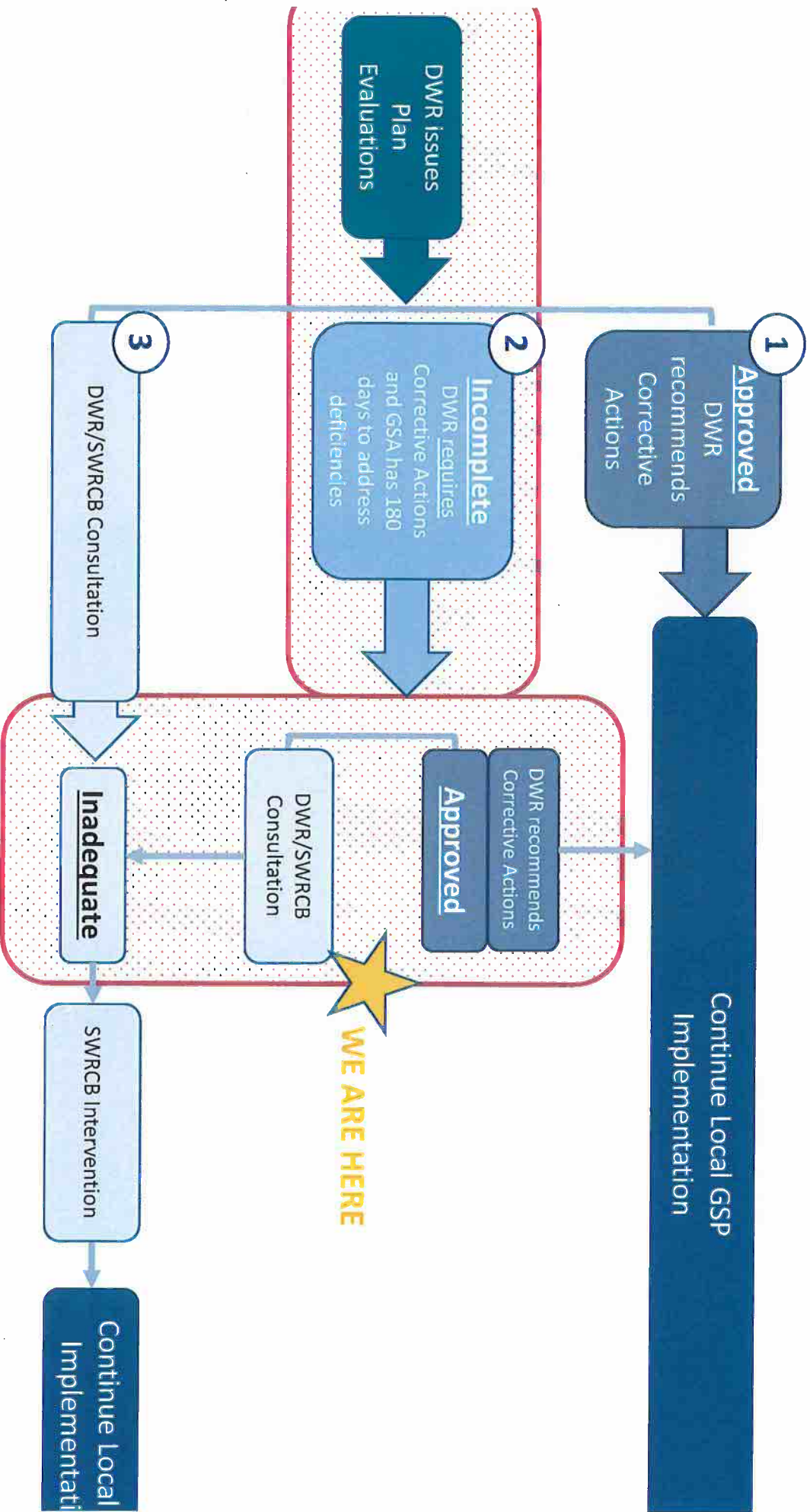
Home | E-GSA | E-GSP | E-Alternatives | Regional News | Public Workshops | Resources

SUBMIT AND VIEW SGMA INFORMATION AND DATA

GSA: Groundwater Sustainability Assessment
GSP: Groundwater Sustainability Plan
ALT: Alternative Submittal
ADJ: Adjudicated Areas
BBM: Basin Modification

Please visit the SGMA Portal to find submitted Plans, Public Comments, and DWR Assessments:
<https://sgma.water.ca.gov/portal/>

MA Regulatory Pathways



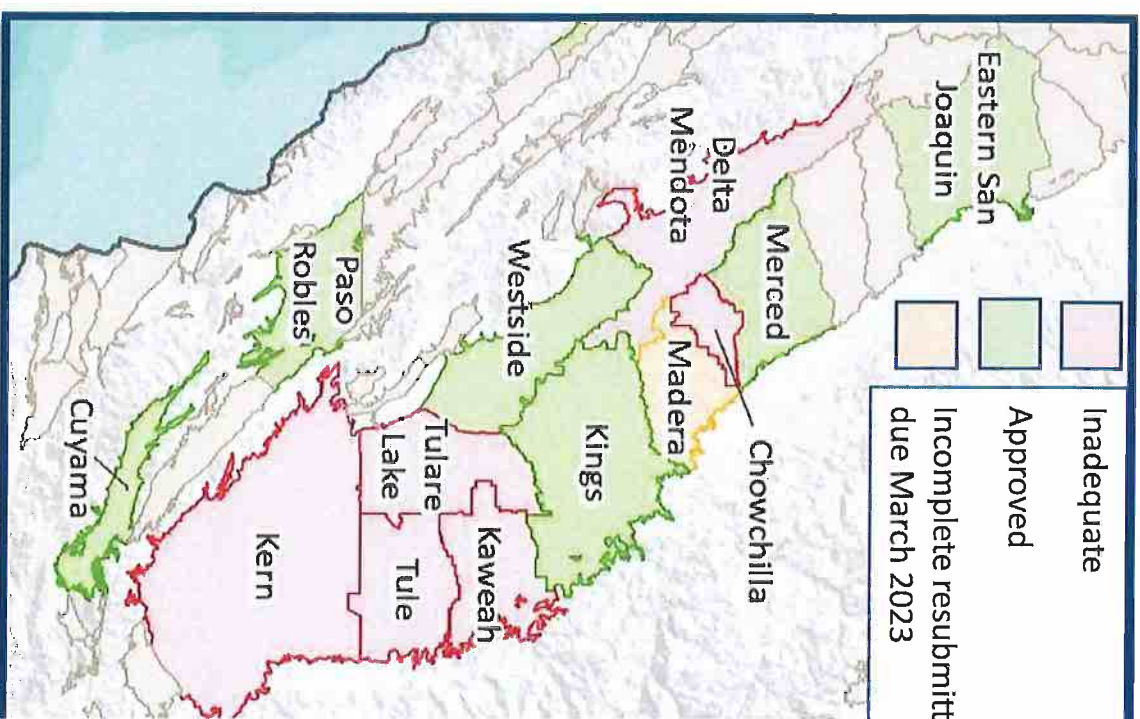
critically Overdrafted Subbasin Decisions

PPROVALS:

- Eastern San Joaquin Subbasin
- Merced Subbasin
- Westside Subbasin
- Paso Robles Subbasin
- Cuyama Subbasin
- Kings Subbasin *
- ulti-GSP Subbasin

6 INADEQUATE:

- Chowchilla Subbasin
- Tulare Lake Subbasin
- Delta Mendota Subbasin *
- Kaweah Subbasin *
- Tule Subbasin *
- Kern Subbasin *



Determination Themes

- **Sufficient Action to Address the Deficiencies** identified in the Incomplete Determinations
- Analysis and justification of how **Sustainable Management Criteria** were developed
 - **Eliminate groundwater overdraft** within 20 years
 - **Avoid or minimize land subsidence effects** within 20 years
- Consider all **Beneficial Groundwater Users and Uses**, including drinking water users and known critical infrastructure
- For **multi-plan Basins**, coordinate and have **Consistencies in the Data and Methodologies** among plans

RECOMMENDED APPROVALS

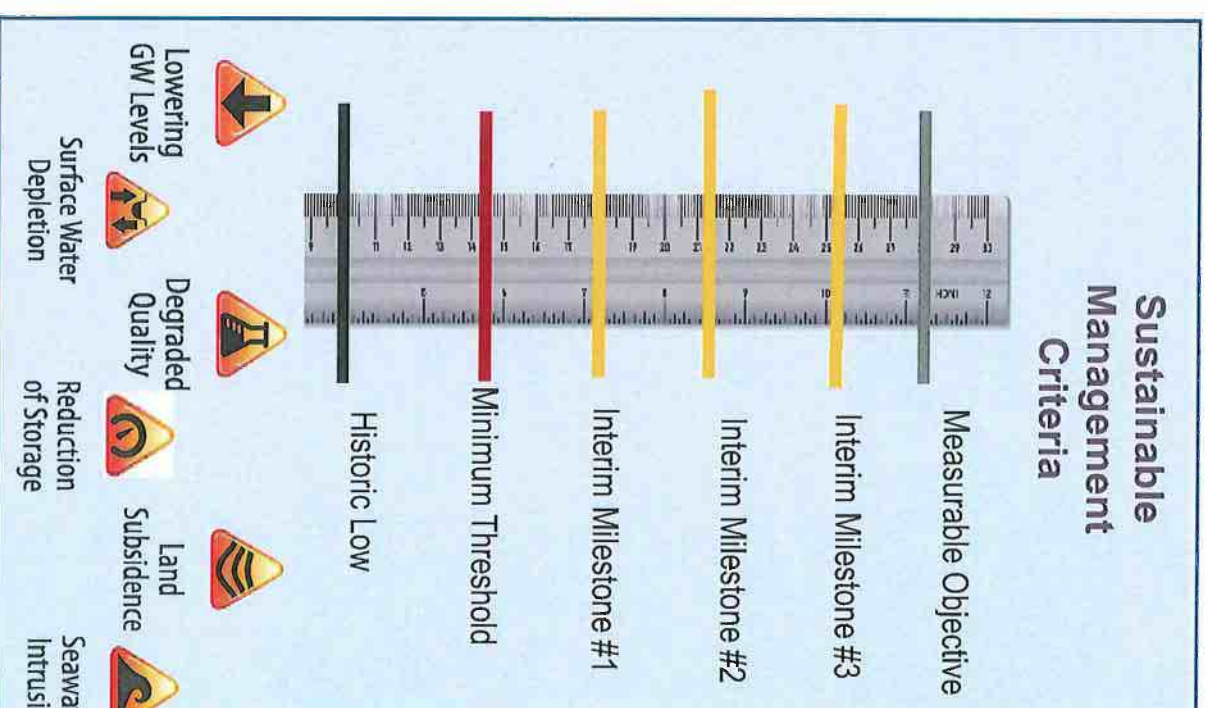
Key Action Taken to Address Deficiencies (General):

Groundwater Levels: Conducted analysis to show effects on official users, modified management criteria based on analysis of current levels, and proposed or developed detailed framework for well operation program

Subsidence: Modified management criteria (minimum thresholds) related to subsidence rates/extent, identified critical structure, and coordinating with key interested parties

Water Quality: Collected additional data, coordinated with the Regional Boards, re-established management criteria consistent with current drinking water standards

Reconnected Surface Water (ISW): Asking GSAs to continue to fill gaps, collect additional monitoring data, and manage depletions. W and define segments of interconnectivity and timing



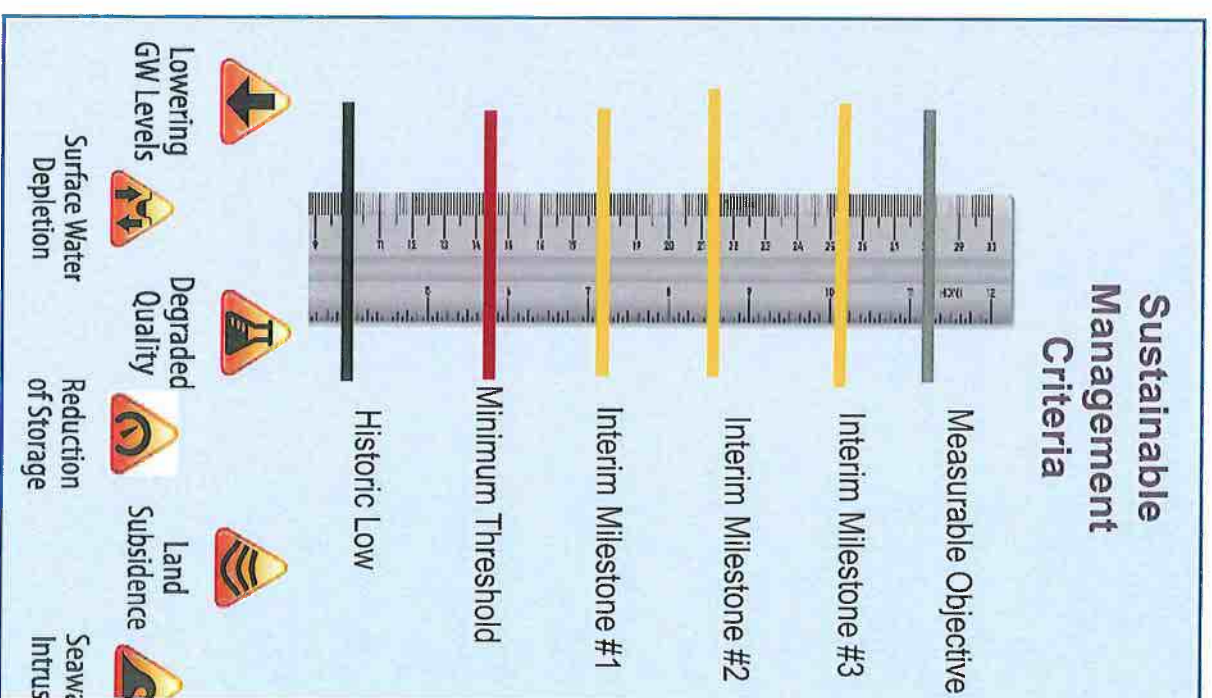
DEQUATE BASINS

Take Sufficient Action to Address Deficiencies (General):

Groundwater Levels: did not conduct sufficient analysis to show benefits on beneficial users, lowered management criteria of water basins, and did not propose or develop a detailed framework for well protection program

Subsidence: Did not modify management criteria (minimum thresholds) related to subsidence rates/extent, significant subsidence anticipated beyond 2040, did not identify critical infrastructure or coordinate with key interested parties

Water Quality: Established management criteria and defined measurable results in a way that would not be applicable for extended periods of time



Next Steps:

Continue Plan Implementation

Addressing Groundwater Sustainability Plan Corrective Actions

- Prepare for Periodic Evaluation (next plan update)
- Respond to State Water Board, if under Intervention

Filling Data Gaps & Improvements

- Continue modeling, monitoring, and water budgets
- Continue Submitting Annual Reports to DWR (April 1)

Building Local Agency Capacity

- Continue implementing grant funding
- Secure local funding stability & address challenges

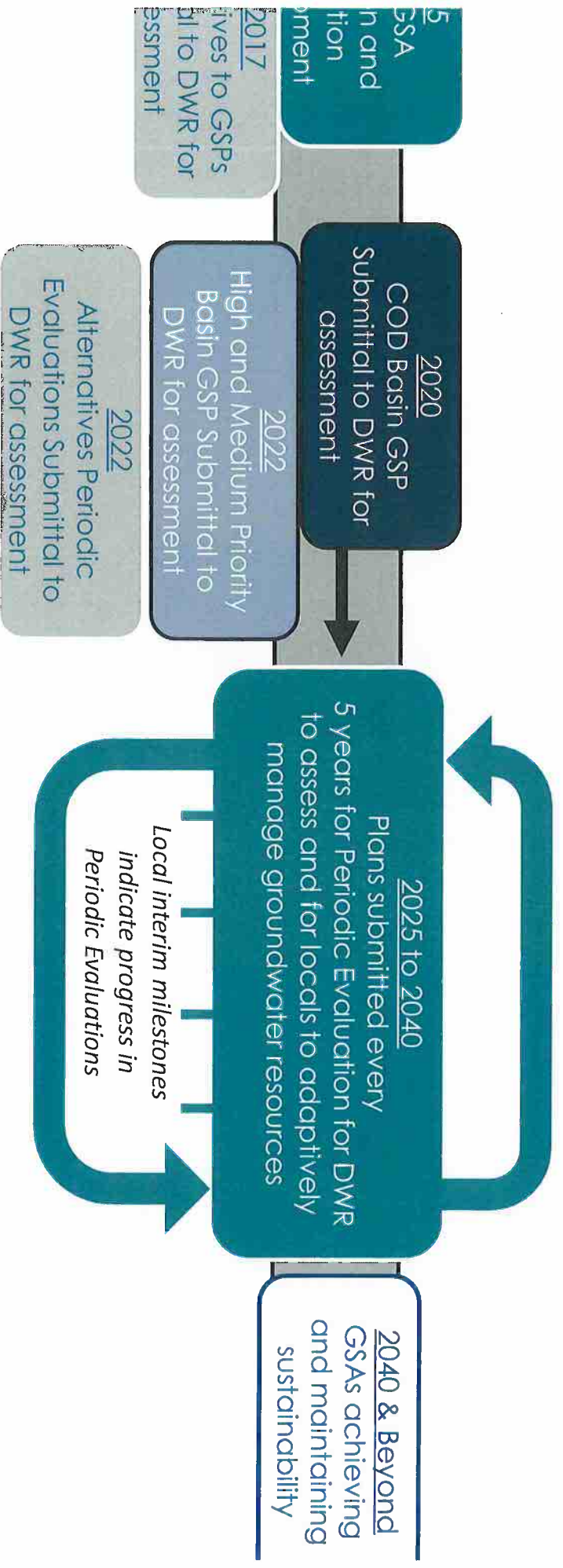
Advancing Projects and Management Actions

- Supply augmentation including groundwater recharge
- Demand reduction including allocations and groundwater trading



Ribbon cutting ceremony held by the Fresno Irrigation District for the Savory Pond Expansions project funded by DWR in Fresno, California

MA Implementation: 20-Year Timeline



State Intervention Timeline

If Board determines state intervention is warranted

<p>WR ination uate? ely to eve rability</p>	<p>Board Consideration Board receipt and evaluation of DWR determination</p>	<p>Noticing Public notice of hearing and contact cities and counties <small>At least 90 days in advance of hearing*</small></p>	<p>Board Probationary Hearing Board decides whether probation is warranted</p>	<p>If Basin Designated Probationary Board collects data and fees; local agencies work to fix plan</p>	<p>If Defi are No B consid develo adop interi <small>After at I</small></p>
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Board - DWR coordination

*Statutory minimum. Board has discretion.

Questions?

ogram Contact: SGMPS@water.ca.gov

groundwater Media Inquiries: media@water.ca.gov



CALIFORNIA DEPARTMENT OF WATER RESOURCES
SUSTAINABLE GROUNDWATER
MANAGEMENT OFFICE

3 March 2023

Sheridan Nicholas
Wheeler Ridge-Maricopa Water Storage District
12109 Hwy 166
Bakersfield, CA 93313

Subject: South of Kern River Groundwater Sustainability Plan Implementation Support through
June 2023
Kern County Subbasin, Kern County
(EKI C3-065)

Dear Mr. Nicholas:

Wheeler Ridge-Maricopa Water Storage District (WRMWSO, District, or Client) has requested that EKI Environment and Water, Inc. (EKI) prepare a scope to support Groundwater Sustainability Plan (GSP) implementation activities for the South of Kern River (SOKR) Groundwater Sustainability Agencies (GSAs) in 2023. The Client approved a previous Task Order, dated 31 August 2022, that covers SOKR GSP Implementation Support through January 2023, when the California Department of Water Resources (DWR) was expected to release its determination of the Kern Subbasin Plan. DWR's final determination was released 2 March 2023, with the Basin being declared "Inadequate". As such, this Task Order extends the scope of the previous agreement and covers SOKR GSP implementation activities from February through June 2023.

BACKGROUND

The SOKR GSP was adopted in July 2022 by the Arvin GSA, Wheeler Ridge-Maricopa GSA, and Tejon-Castac Water District (TCWD) GSA. The SOKR GSAs have jointly adopted a Memorandum of Agreement (MOA) that describes the coordinated implementation of the SOKR GSP, including (1) establishment of the Executive Committee to provide a forum wherein the GSAs may organize joint development and implementation of a sustainable groundwater management program, and coordinate with the other Kern Subbasin GSPs; (2) coordination and support amongst the three SOKR GSAs; (3) timely adoption of GSP amendment(s) or other actions necessary for implementation; (4) equally borne costs incurred to retain consultants to assist with GSP implementation and perform studies as recommended by the Executive Committee; and (5) designation of principal contact persons for each GSA. As outlined in the MOA, Arvin GSA is responsible for coordinating meetings with the Executive Committee and principal contacts ("SOKR Managers") and Wheeler Ridge-Maricopa GSA will serve as the fiscal agent for coordinating each GSA's payment of its allocated share of joint expenses for SOKR GSP development and implementation.

The SOKR GSP identifies the key technical aspects of GSP implementation that are the responsibility of each GSA within their respective management areas, all of which will occur to some degree during WY 2022-2023, including: (1) Monitoring, Data Collection and Data Gap Filling; (2) Projects & Management Action (P/MA) implementation; (3) Intrabasin Coordination; (4) Stakeholder Engagement; (5) Reporting; and (6) Enforcement and Response Actions. As described in the MOA, each GSA is responsible for

implementing the SOKR GSP within its respective management area, bearing its own costs with respect to activities and responsibilities under the MOA, and no GSA will implement the GSP within any other GSA's management area without consent. Therefore, the scope of work below does not address these GSA-specific efforts, but is rather focused exclusively on coordinated SOKR GSP work efforts related to GSA administration, coordination and implementation.

SCOPE OF WORK

The tasks listed below are to facilitate coordination and administration of the SOKR GSP amongst the three SOKR GSAs through 30 June 2023.

Task 1 – GSA Coordination and Administration

EKI will support the SOKR GSAs to coordinate, participate in, and manage the following SOKR GSP meetings scheduled through 30 June 2023, including development of meeting agendas, as-needed PowerPoint presentations, meeting minutes, as-needed meeting packet memoranda and supporting documents:

- Up to six monthly SOKR Managers meetings. EKI has assumed virtual attendance to all SOKR Managers meetings. It is assumed that these meetings will be one hour in length and will include discussion of key technical matters, as well as development of agendas for the SOKR Executive Committee meetings.
- Up to four monthly SOKR Executive Committee meetings. EKI has assumed virtual attendance at the Executive Committee meetings, and that these meeting will be one and a half hours in length.

EKI assumes that SOKR GSAs will maintain and post materials to both the SOKR GSP website and their own individual GSA websites. EKI will work with the SOKR GSAs to ensure all meeting materials are posted to websites under Brown Act noticing requirements.

Task 2 – GSP Implementation Support

Task 2 involves intrabasin coordination. Specifically, EKI will support the SOKR GSAs involvement with Basin-wide activities, including a follow up meeting with DWR State Water Project California Aqueduct Subsidence Program (SWP CASP), attendance of Basin coordination meetings with other Kern Subbasin GSAs, including attendance at the semi-regular “managers meetings” and provision of as-needed support for Kern Subbasin Executive Committee meetings. EKI has assumed virtual attendance and/or support at up to eight meetings.

Additionally, Task 2 involves conducting a technical review of the DWR determination letter. An “Inadequate” determination requires ongoing Plan revisions and coordination with DWR and the State Water Resources Control Board (SWRCB). EKI will review the letter, provide a presentation summary, and support the SOKR GSAs with developing a strategic response. EKI will provide an additional proposed scope of work and Task Order in June once the Executive Committee has determined its strategic response to DWR and the SWRCB.

Task 3 – Project Management

EKI will provide project management and as-needed consultation services during the GSP implementation process. This task includes coordination and communications with the SOKR GSAs, and project management services by EKl including the preparation of invoices, coordination of staff, and monthly progress reports.

PERSONNEL

EKI's staff members who will lead this project include Anona Dutton, P.G., C.Hg. (Officer) and Christina Lucero, P.G. (Associate 1), with technical and strategic support provided by Chris Heppner, P.G. (Supervising 1), Aaron Lewis (Grade 1), and Sarah Hodson (Grade 4); grades in parentheses are for purposes of billing in accordance with the attached Schedule of Charges (see Attachment A). Other EKl staff members will be assigned to assist with the performance of the tasks as required to meet project commitments.

TERMS AND CONDITIONS

All work performed by EKl under this Task Order will be performed pursuant to the Terms and Conditions of our existing Agreement with Wheeler Ridge-Maricopa Water Storage District.

COMPENSATION

Inasmuch as the exact level of effort required to complete the above Scope of Work cannot be known precisely, EKl proposes to perform the work on a time and materials expense reimbursement basis in accordance with our current Schedule of Charges (Attachment A). The estimated budget for this scope of work is \$75,000 (see also Table 1) and we will inform you if the level of effort exceeds this anticipated amount.

Table 1. Estimated Budget

TASK	Cost Estimate
Task 1 – GSA Coordination and Administration	\$29,600
Task 2 – GSP Implementation Support	\$40,000
Task 3 – Project Management	\$5,400
TOTAL:	\$75,000

SCHEDULE

Upon authorization to proceed, EKl is prepared to start work on the above Scope of Work immediately. This Scope of Work will cover work efforts conducted since 1 February 2023 and will continue through 30 June 2023. EKl will inform the SOKR GSAs of any issues that arise that may affect the schedule for completion or impact the anticipated level of effort.

Sheridan Nicholas
Wheeler Ridge-Maricopa Water Storage District
3 March 2023
Page 4 of 4



EKI will present an additional Task Order at the June SOKR Managers meeting to cover the anticipated level of effort to support SOKR 2023 GSP implementation once the Executive Committee has determined its strategic response given DWR's "Inadequate" determination.

We are happy to discuss the proposed approach and anticipated level of effort for these tasks in more detail with you and look forward to working with you on this important project. If this Task Order meets with your approval, please sign where noted below and return a fully executed copy to our office to confirm authorization to proceed. Please call if you have any questions or wish to discuss this proposal in greater detail.

Very truly yours,

EKI ENVIRONMENT & WATER, INC.

A handwritten signature in blue ink, appearing to read 'Anona L. Dutton', with a long horizontal flourish extending to the right.

Anona L. Dutton, P.G., C.Hg.
Vice President / Principal-In-Charge

AUTHORIZATION
WHEELER RIDGE-MARICOPA WATER STORAGE DISTRICT (CLIENT)

By _____

Title _____

Date _____

Attachments

Attachment A. 2023 Schedule of Charges

Client/Address: Wheeler Ridge-Maricopa Water Storage District
12109 Hwy 166
Bakersfield, CA 93313



Proposal/Agreement Date: 3 March 2023

EKI Proposal/Project # C3-065

SCHEDULE OF CHARGES FOR EKI ENVIRONMENT & WATER, INC.

1 January 2023

<u>Personnel Classification</u>	<u>Hourly Rate</u>
Officer and Chief Engineer-Scientist	332
Principal Engineer-Scientist	320
Supervising I, Engineer-Scientist	309
Supervising II, Engineer-Scientist	298
Senior I, Engineer-Scientist	286
Senior II, Engineer-Scientist	275
Associate I, Engineer-Scientist	264
Associate II, Engineer-Scientist	248
Engineer-Scientist, Grade 1	231
Engineer-Scientist, Grade 2	218
Engineer-Scientist, Grade 3	200
Engineer-Scientist, Grade 4	178
Engineer-Scientist, Grade 5	157
Engineer-Scientist, Grade 6	138
Project Assistant	130
Technician	125
Senior GIS / Database Analyst	162
CADD Operator / GIS Analyst	144
Senior Administrative Assistant	159
Administrative Assistant	124
Secretary	104

Direct Expenses

Reimbursement for direct expenses, as listed below, incurred in connection with the work will be at cost plus fifteen percent (15%) for items such as:

- a. Maps, photographs, reproductions, printing, equipment rental, and special supplies related to the work.
- b. Consultants, soils engineers, surveyors, drillers, laboratories, and contractors.
- c. Rented vehicles, local public transportation and taxis, travel, and subsistence.
- d. Special fees, insurance, permits, and licenses applicable to the work.
- e. Outside computer processing, computation, and proprietary programs purchased for the work.

A Communication charge for e-mail access, web conferencing, cellphone calls, messaging and data access, file sharing, local and long distance telephone calls and conferences, facsimile transmittals, standard delivery U.S. postage, and incidental in-house copying will be charged at a rate of 4% of labor charges. Large volume copying of project documents, e.g., bound reports for distribution or project-specific reference files, will be charged as a project expense as described above.

Reimbursement for company-owned automobiles, except trucks and four-wheel drive vehicles, used in connection with the work will be at the rate of sixty cents (\$0.60) per mile. The rate for company-owned trucks and four-wheel drive vehicles will be seventy-five cents (\$0.75) per mile. There will be an additional charge of thirty dollars (\$30.00) per day for vehicles used for field work. Reimbursement for use of personal vehicles will be at the federally allowed rate plus fifteen percent (15%).

CADD and other specialized software computer time will be charged at twenty dollars (\$20.00) per hour. In-house material and equipment charges will be in accordance with the current rate schedule or special quotation. Excise taxes, if any, will be added as a direct expense.

Rate for professional staff for legal proceedings or as expert witnesses will be at a rate of one and one-half times the Hourly Rates specified above.

The foregoing Schedule of Charges is incorporated into the Agreement for the Services of EKI Environment & Water, Inc. and may be updated annually.