

RESOLUTION NO. 2020-01

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
MID-KINGS RIVER GROUNDWATER SUSTAINABILITY AGENCY
JOINT POWERS AUTHORITY
APPROVING AND ADOPTING A GROUNDWATER SUSTAINABILITY PLAN
FOR THE TULARE LAKE SUBBASIN**

The Board of Directors of the Mid-Kings River Groundwater Sustainability Agency Joint Powers Authority does hereby find as follows:

A. WHEREAS, the Mid-Kings River Groundwater Sustainability Agency Joint Powers Authority (“Authority”) is a California joint exercise of powers authority formed and existing under and by virtue of the provisions of the Joint Exercise of Powers Act, codified at California Government Code §§ 6500-6599.3, inclusive, and created in order to exercise the powers and duties of a Groundwater Sustainability Agency (“GSA”) under the Sustainable Groundwater Management Act (“SGMA”); and

B. WHEREAS, in August 2014, the California Legislature passed, and in September 2014 the Governor signed, legislation creating SGMA “to provide local groundwater sustainability agencies with the authority and technical and financial assistance necessary to sustainably manage groundwater” (Water Code § 10720(d)); and

C. WHEREAS, groundwater sustainability under SGMA is to be achieved through the adoption and implementation of groundwater sustainability plans (“GSPs”), which can be a single plan developed by one or more GSAs or multiple coordinated plans within a basin or subbasin (Water Code § 10727); and

D. WHEREAS, the Authority was created as a joint powers authority under a joint powers agreement on November 22, 2016, and submitted notice of its election to form a GSA to the California Department of Water Resources (“DWR”) on January 31, 2017, pursuant to California Water Code § 10723.8; and

E. WHEREAS, the Authority is authorized to exercise all the powers authorized to a GSA by SGMA; and

F. WHEREAS, the Authority’s jurisdictional area is located in the northeast portion of Kings County and overlies a portion of the Tulare Lake Subbasin (number 5.022-12 identified in DWR Bulletin 118-2016). The Tulare Lake Subbasin is designated by DWR as critically overdrafted. Under SGMA, GSAs in critically overdrafted subbasins are required to submit separate and/or joint GSPs to DWR by January 31, 2020; and

G. WHEREAS, there are five GSAs in the Tulare Lake Subbasin: the Authority, South Fork Kings GSA, Southwest Kings GSA, El Rico GSA, and the Tri-County Water Authority GSA

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(collectively, the "Tulare Lake Subbasin GSAs"). One GSP is being developed for the Subbasin; and

H. WHEREAS, the Authority gave notice to the DWR through a letter dated April 10, 2018 that it was initiating development of a GSP for the portion of the Tulare Lake Subbasin within the boundaries of the Authority; and

I. WHEREAS, the Authority has conducted public outreach, including holding public board meetings, holding public workshops, making presentations, mailing notices and posting notices on its public website; and

J. WHEREAS, on September 6, 2019, the Authority provided a 90-day notice to the County of Kings that it would be conducting a public hearing on December 2, 2019 to adopt the Tulare Lake Subbasin GSP, pursuant to Water Code § 10728.4.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the Authority finds as follows:

1. The above Recitals are true and correct and the Board of Directors so finds, orders, and determines.

2. The Board of Directors hereby approves and adopts the Tulare Lake Subbasin GSP in substantially the form presented, subject to such final corrections, revisions or modifications as the General Manager shall approve in cooperation with the other GSAs overlying the Subbasin.

3. The Board of Directors authorizes the Authority staff to take such other actions as may be reasonably necessary to file the Tulare Lake Subbasin GSP with DWR by January 31, 2020, and implement the purpose of this Resolution.

WHEREFORE, this Resolution is passed and adopted by the Board of Directors of the Authority on January 14, 2020, by the following vote:

AYES: Art Brieno, Barry McCutcheon, Michael Murray

NOES: None

ABSENT: Steven P. Dias

ABSTAIN: None


BARRY McCUTCHEON, BOARD CHAIR

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ATTEST:

Dennis Mills
DENNIS MILLS, BOARD SECRETARY

CERTIFICATE OF SECRETARY

I, Dennis Mills, the duly appointed Secretary of the Board of Directors of the Mid-Kings River Groundwater Sustainability Agency Joint Powers Authority, do hereby certify that the foregoing is a true, full and complete rendition of a Resolution passed and adopted at a Regular Meeting of the Board of Directors of the Mid-Kings River Groundwater Sustainability Agency Joint Powers Authority, duly held at Hanford, California, on January 14, 2020.

DATED: January 14, 2020.

Dennis Mills
DENNIS MILLS, BOARD SECRETARY