

RESOLUTION NO. 2020-02

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE MID-KINGS RIVER GROUNDWATER SUSTAINABILITY AGENCY JOINT POWERS AUTHORITY TO AUTHORIZE A PLAN MANAGER FOR THE TULARE LAKE SUBBASIN GROUNDWATER SUSTAINABILITY PLAN

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, the Authority consists of three member agencies: the County of Kings, the Kings County Water District, and the City of Hanford; and
- C. WHEREAS, the Authority’s jurisdictional boundaries overly a portion of the Tulare Lake Subbasin; and
- D. WHEREAS, the Authority is a party to a 2017 agreement titled the “Interim Operating Agreement for the Tulare Lake Subbasin to Develop and Implement a Groundwater Sustainability Plan” along with the other four GSAs in the Tulare Lake Subbasin; and
- E. WHEREAS, the Authority wishes to submit the Final Tulare Lake Subbasin Groundwater Sustainability Plan (also known as the “Final TLS GSP”) to the California Department of Water Resources (DWR) to satisfy regulatory compliance; and
- F. WHEREAS, the Authority understands that DWR requires a Plan Manager be designated as part of the submittal of the Final TLS GSP; and
- G. WHEREAS, DWR’S regulations state that a “Plan Manager” is an employee or authorized representative of an Agency, or Agencies, appointed through a coordination agreement or other agreement, who has been delegated management authority for submitting the Plan and serving as the point of contact between the Agency and the Department; and
- H. WHEREAS, the Tulare Lake Subbasin GSA representatives have developed a group of candidates viewed as neutral third parties acceptable to serve the GSAs that wish to submit the Final TLS GSP to DWR; and
- I. WHEREAS, the Authority understands the Plan Manager position should be a relatively minimal engagement, primarily being a gateway for DWR communication to all the GSAs party to the Final TLS GSP and that this party would not be authorized to communicate of his own accord; and

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J. WHEREAS, the Authority understands the GSP Plan Manager position does not carry a specific term, meaning that if necessary another party could be selected at any time; and

K. WHEREAS, the Authority is willing to participate in a reasonable cost-sharing arrangement with the other Tulare Lake Subbasin GSAs that are party to the Final TLS GSP submitted to DWR for the expenses related to the service of the Plan Manager.

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. RESOLVED FURTHER, that the Authority hereby authorizes staff to approve a party, from the group of approved candidates, as a neutral third party to serve the GSAs that wish to submit the Final TLS GSP to DWR with the Plan Manager for the Tulare Lake Subbasin.

3. RESOLVED FURTHER, that Authority staff is authorized and directed to take such further actions as they deem necessary or appropriate to implement the foregoing resolutions.

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

ATTEST:


DENNIS MILLS, BOARD SECRETARY

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I, DENNIS MILLS, the duly elected, qualified and acting secretary of the Mid-Kings River Groundwater Sustainability Agency Joint Power 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, BOARD SECRETARY

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