

MINUTES OF THE BOARD OF DIRECTORS

Date: Monday, September 18, 2017
Time: 1:00 P.M.
Location: Kern County Water Agency, 3200 Rio Mirada Dr., Bakersfield, Ca 93308
661-589-6045

GENERAL DIRECTORS AND ALTERNATES PRESENT

Dennis Johnston, Arvin-Edison WSD
Charles Riddle and Max Bricker, Henry Miller WD
Don Collins, Kern Delta WD
Skye Grass, Kern-Tulare WD
Eric Averett, Rosedale-Rio Bravo WSD
Roger Riley and Dana Munn, Shafter-Wasco ID
Robert Kunde, Wheeler Ridge-Maricopa WSD

GENERAL DIRECTORS AND ALTERNATES ABSENT

Jeevan Muhar and David Nixon, Arvin-Edison WSD
Mark Mulkay and Pete Kaiser, Kern Delta WD
Steve Dalke, Kern-Tulare WD
Kimberly Brown and Dick Diamond, North Kern WSD
Jeff Siemens and Jim Nickel, Olcese WD
Dan Bartel and Zach Smith, Rosedale-Rio Bravo WSD
Jason Gianquinto and Rick Wegis, Semitropic WSD
Michael Blaine, Wheeler Ridge-Maricopa WSD

ASSOCIATE MEMBERS PRESENT

Greg Hammett, Westside Water Quality Coalition
Tim Ashlock, Buena Vista Coalition
Dave Hampton, Cawelo Water District

OTHERS PRESENT

Nicole Bell, KRWCA Manager
Sarah Hudson, KRWCA Board Secretary
John Schaap, Provost & Pritchard
Ryan Dodd, Provost & Pritchard
Velvet Gaston, Provost & Pritchard
Steve Torigiani, Young Wooldridge, LLP
Roy Pierucci, Rosedale-Rio Bravo WSD
Molly Saso, Wonderful Company

1. **CALL TO ORDER**
Chairman Eric Averett called the meeting to order at 1:04 P.M.
2. **ANNOUNCEMENT OF QUORUM**
Chairman Averett announced a quorum.

**3. INTRODUCTIONS**

The audience made introductions.

4. PUBLIC COMMENT

None

5. *APPROVAL OF MINUTES

Director Dennis Johnston moved to approve the Board Meeting Minutes from the August 3, 2017 Board Meeting. Upon a second by Director Skye Grass, a vote was taken with no abstentions and was unanimously carried.

6. TREASURERS REPORT

- a. *Director Robert Kunde reviewed the accounts payable with the Authority Board. A motion was made by Director Charlie Riddle to pay the open accounts in the amount of \$53,429.95. Upon a second by Skye Grass, a vote was taken with no abstentions and was unanimously carried.
- b. *Director Skye Grass presented the Budget Committee Report and Recommendations:
 - i. 2018 Budget
 - ii. 2018 ILRP Fee Schedule: Director Dennis Johnston made a motion to approve the 2018 budget and fee schedule. Upon a second by Director Rob Kunde, a vote was taken with no abstentions and was unanimously carried.
 - iii. 2018 Financial Policies: Financial policies were reviewed by the Authority Board. A motion was made by Director Robert Kunde to approve the financial policies as presented. Upon a second by Director Skye Grass a vote was taken with no abstentions and was unanimously carried.
 - iv. 2018 P&P Contract: After review of the proposed P&P contract by the Authority Board, a motion was made by Director Dennis Johnston to approve the new contract. Upon a second by Skye Grass, a vote was taken with no abstentions and was unanimously carried.

7. KRWCA MANAGER REPORT/ILRP PROGRAM UPDATE

Manager Bell reported on the following topics:

- a. Administrative:
 - i. 2018 Membership Invoices are to be mailed by 10/1/17. The invoices are to be paid by 11/15/17 and after this date late fees will be applied. There are currently 765 members, 530K acres enrolled, and 12 pending memberships.
- b. Education and Outreach:
 - i. Nitrogen Analysis Reports (NAR) were mailed on 9/15/17.
 - ii. NAR Grower Meetings scheduled in October for all members with HVA parcels. The dates were included in the letter that went out with the NARs and the dates are 10/17 and 10/24 at the Kern Ag Pavilion, 10/18 in Wasco, and 10/26 in Buttonwillow.
 - iii. General FE and NMP Outreach Meetings Scheduled in January
- c. CVRWQCB:
 - i. Compliance and Enforcement Activities
 1. Letter mailed to Members who did not file 2016 FE and NMP Reports
 - a. RB Notices of Violation (NOV) will be issued to Member and Operator, 15 days after reminder letter. We have had 11 of 29 members complete the required reports since this letter was issued.



d. State Water Board:

- i. 2nd Draft East San Joaquin GO rewrite, no new information.
- ii. Office of Enforcement Actions, no new information.

8. REPORT OF PROVOST & PRITCHARD CONSULTING GROUP

a. MPEP Update:

Mr. Ryan Rodd reported on the following:

i. MPEP Workplan Resubmittal

The SSJV MPEP Committee formally approved resubmittal of the workplan on September 5, 2017. The workplan will be submitted by the October 1, 2017 deadline.

ii. North and South MPEP Groups Coordination

There are no updates on this process. The "Principles of Coordination" letter is still being reviewed and edited.

iii. MPEP and NRCS Field Day on September 7, 2017

1. The MPEP consulting team held a field day for NRCS and Regional Board staff. Among others, Dana Ashford (NRCS National Nutrient Management Specialist) Brook Gale (CA nutrient management specialist NRCS) Thomas Hedt (State Resource Conservationist NRCS) Glenn Meeks (Regional Board), Eric Warren (Regional Board), and some UC Davis employees were in attendance.
2. The group toured Dr. David Cehrs almond and citrus farm on the Kings Fan and McKean Farms in Riverdale.
3. It was a positive, informative meeting. The NRCS and Regional Board staff gained a better understanding of the MPEP and the regulatory challenges that growers are facing under the ILRP and other programs, such as SGMA. The growers provided valuable feedback for the MPEP.

iv. Nitrogen in Irrigation Water Calculator

1. A new online tool to assist grower in determining the nitrogen contribution from irrigation water can be found at www.agmpep.com/calc-irrn/
2. This is one tool, of several, that are available on the MPEP website.

v. CDFA FREP/WPHA Conference

Conference will be held in Modesto on November 1-2, 2017, and is titled "Nutrient Management: Challenges and Opportunities." The MPEP consulting team will be presenting a poster. There will be several ILRP presentations, including one related to the CDFA FREP grant that the SSJV MPEP Committee will be receiving (~\$225k) for the nitrogen removal coefficients work with Daniel Geisseler.

b. *GW Trend Monitoring:

Ms. Velvet Gaston reported on the following:

i. Groundwater quality trend monitoring is a requirement of the Irrigated Lands Regulatory Program

1. The objectives are to determine current water quality conditions of groundwater relevant to irrigated agriculture and develop long-term groundwater quality information that can be used to evaluate the regional effects of irrigated agricultural practices.
2. This work plan will be completed in two phases. The submitted work plan is Phase I, and includes identification of monitoring areas for subsequent well selection. The second phase of the work plan will be



prepared for submittal after approval of the Phase I work plan. It will include the sampling implementation schedule and specific well selection. Only existing wells will be used.

- ii. **Timeline of Submission**
It was submitted July 1, 2017, feedback anticipated by end of 2017
- iii. **Phase 1 Method for well locations**
The rationale for the number of proposed wells to be monitored and their locations considered the variety of agricultural commodities, particularly those with the most irrigated acreage, vulnerability prioritization, and areas contributing significant recharge to communities. The weighted score for each township determined the number of wells to be selected, ranging from zero to three. There are 107 total wells proposed for the KRWCA area
- iv. **Regional Groundwater Trend Monitoring**
Regional Board recognized benefit of regional coordination between coalitions and concurrent and upcoming groundwater monitoring programs (SGMA, CV Salts). A memorandum of agreement (MOA) and an initial workplan is due to the Regional Board by October 31, 2017. CVRWQCB will provide comments on previously submitted Coalition workplans to inform the coordinated program
- v. **CVGMC Formation**
Coalitions initiated coordination meetings in response to the Regional Board amendment allowing group workplans. Initial planning sessions included all coalitions with input from additional groundwater monitoring program representatives. Ad hoc committees were selected from Coalitions and drafted MOA and conceptual workplan.
- vi. **CVGMC Conceptual Workplan is a phased approach to meeting the requirements. There is a total of 4 proposed phases.**
 1. Phase 0 is the preparation and submission of the conceptual workplan and the MOA
 2. Phase I: ILRP Technical Work Plan
 3. Phase II: Coordination Among Existing Groundwater Monitoring Programs
 4. Phase III: Future Groundwater Monitoring Program Coordination
- vii. **There are 5 CVGMC areas of technical coordination**
 1. Monitoring Networks
 2. Quality Assurance Program Plan (QAPP)
 3. Data Management
 4. Reporting
 5. Governance
- viii. **The proposed Memorandum of Agreement has the following key components:**
 1. Participation: parties can join or leave agreement at any time
 2. Term: Agreement has a 5-year term
 3. Coordination Committee: representatives of each party and one alternate
 4. Voting: quorum is 50% of members plus 1
 5. Approvals 2/3rd of members present with an established quorum (except for Financial)
 6. Financial decisions exceeding \$1500 require 2/3rd vote of Coordination Committee



7. Cost Allocation: proposed hybrid of equal split, enrolled acreage, and HVA acreage percentages. Allocation only relative to coalition participation.
 - a. Ranges from ~2% (Buena Vista) to ~19% (Sacramento Valley)
 - b. KRWCA allocation: ~10%
 - ix. Direction Skye Grass made a motion that KRWCA will participate in the CVGMC Action to sign onto the MOA. Upon a second by Director Max Bricker, a vote was taken with no abstentions and was unanimously carried.
 - c. SDEAR Proximity Workplan Update:

Mr. John Schapp reported that the SDEAR Proximity Workplan received conditional approval on July 27, 2017. Areas that need to be addressed for the Proximity Workplan are the Identification of physical barriers, work plan reports, and identifying the conditions to show there is not potential to discharge thereby being no SECP requirement. An SECP plan is necessary for each parcel that is adjacent to surface water unless: 1. There is an elevation difference which prevents discharge, 2. The parcel has sufficient natural riparian vegetation, or 3. A site-specific assessment conducted by a qualified individual concludes there is no/low potential for sediment discharge and erosion. He reported that we are currently using the dimensions of greater than or equal to a foot high and greater than or equal to 8 feet wide as necessary barrier dimensions. Our proposed approach is to meet with water/irrigation districts and then update surface water GIS files. Then provide the updated maps to districts and request any final input. Next, conduct field surveys to fill in data gaps. Maps will then be finalized with all parcels with a potential SECP requirement. This list will be provided to water districts and KRWCA board for final review. Warning letters would then be sent with a period for modification allowed and then a list of parcels identified as requiring an SECP sent to CVRWQCB for approval. Finally, notification will be sent to members who have a parcel enrolled requiring an SECP of the requirement.
9. **CV-SALTS** <http://www.cvsalinity.org>

Manager Bell and Land IQ represent KRWCA at the Monthly CV-SALTS Meetings. Links to the Meeting Packages and Summary Report are provided within.

 - a. [CV-SALTS Meeting Package, August 16-17, 2017](#)
 - b. [Land IQ Summary Report](#)
 - c. [CV-SALTS Brochure](#)
10. **OLD OR NEW BUSINESS**

None
11. **ATTORNEYS REPORT**

Mr. Steve Torigiani, Young Wooldridge, LLP provided an update on the 27 letters sent out from the Office of Enforcement to Tulare County growers over a year ago. Office of Enforcement was looking for a settlement agreement from the growers. CA SB-623 Water quality: Safe and Affordable Drinking Water Fund could have taken care of this issue, but it is too late to pass in this year.
12. **CLOSED SESSION**

None



13. KRWCA MEETING ATTENDANCE HIGHLIGHTS

- a. 8/1, SSJVWQC MPEP Meeting, Visalia
- b. 8/7, GRMP now CV GMC Meeting, Fresno
- c. 8/15, PEOC Meeting
- d. 8/16, CV GMC Meeting with RB, Sacramento
- e. 8/16, CV SALTS Meeting, Sacramento
- f. 8/17, CV SALTS Meeting, Sacramento
- g. 8/18, Oil & Gas (w/ILRP), Call
- h. 8/25, CV GMC, Call
- i. 8/30, KRWCA Budget Committee Meeting
- j. 9/5, SSJVWQC MPEP Meeting, Visalia

14. ADJOURN

There being no further business to come before the Board, the meeting was adjourned at 2:57 P.M.

“*” Notates an action item