



SOUTH FORK KINGS
GROUNDWATER SUSTAINABILITY AGENCY

Members

October 12, 2020

Director John Plourde
City of Lemoore

Director Joe Neves
County of Kings

Director Ceil Howe, Jr.
Empire West Side Irrigation District

Director Charles Meyer
Stratford Irrigation District

Director Scott Mercer
Stratford Public Utility District

Joe Neves, Chair
Ceil Howe, Jr. Vice Chair
John Plourde, Secretary

4886 E. Jensen Ave
Fresno, CA 93725
Telephone: 559.242.6118

www.SouthForkKings.org

Board of Directors

of the

South Fork Kings Groundwater Sustainability Agency

This is to inform you the South Fork Kings Groundwater Sustainability Agency (SFKGSA) Board of Directors special meeting will be held on Thursday, October 15, 2020 **via ZOOM Web/Teleconference**. The web link and call-in information are on the Agenda The board meeting will convene at 5:30 pm.

As a result of the COVID-19 emergency and the Governor's Executive Orders N-29-20 and N-33-20, this meeting will occur solely via remote presence by video and teleconference. There will not be a physical public access location. The Board is conducting the meeting in this manner to protect public health by avoiding public gatherings and requiring social distancing. At the same time, the Board remains committed to transparency. Members of the public will be able to listen to and watch the meeting, and comment if desired.

The patience and cooperation of all participants is appreciated. While every effort has been made to streamline the experience and conduct meetings in the manner to which our stakeholders have grown accustomed, there may be technical issues and human error. We will attempt to promptly correct any issues that arise.

Individuals who require special accommodations are requested to contact Corey McLaughlin by phone at: (559) 237-5567 or by email at: cmclaughlin@krcd.org.

Board of Directors Regular Meeting South Fork Kings Groundwater Sustainability Agency (SFKGSA)

October 15, 2020; Meeting Convenes at 5:30 p.m.

Remote Only Via Zoom

Link: <https://us02web.zoom.us/j/81828058841?pwd=dEhaZ2JudURHNXFKVW8rQkJHazgwUT09>

Call-In: +1 669 900 6833 ; **Meeting ID:** 818 2805 8841 ; **Password:** 487029

One-tap Mobile: +16699006833,,81828058841#,,,,,0#,,487029#

All items on this agenda, whether or not expressly listed for action, may be deliberated upon and may be subject to action by the Board of Directors. The Board of Directors may consider agenda items in any order. Materials related to an item on this agenda submitted to the Board of Directors after distribution of the agenda packet are available for public inspection at the Kings River Conservation District, 4886 E. Jensen Ave., Fresno 93725 during normal business hours.

MEETING AGENDA

- 1. CALL TO ORDER**
- 2. PLEDGE OF ALLEGIANCE**
- 3. ADDITIONS TO OR DELETIONS FROM THE AGENDA**
- 4. PUBLIC COMMENT**

The public may address the Board of Directors on any item relevant to the GSA Authority. *This is the only portion of the meeting where the public can comment.* If you know in advance that you will want to comment, it will be helpful to email the Technical Moderator at cmclaughlin@krcd.org, in advance of the meeting, to make this known. Comments by individuals and entities will be limited to three minutes or as may be reasonable as determined by the conducting officer.

5. AMENDMENT OF JUNE 18, 2020 MINUTES

The Board will consider amendment of the June 18, 2020 Minutes to correct the date in Item 5 to April 16, 2020.

Requires simple majority approval

6. CONSIDER APPROVAL OF MINUTES

The Board will consider approval of the July 16, 2020 minutes.

Requires simple majority approval

7. DIRECTOR REPORTS

Each Director will have the opportunity to report on meetings and other events attended during the prior month on behalf of the SFKGSA.

No action will be taken.

8. STAFF REPORT

Staff will report on meetings and other events attended during the prior month on behalf of the SFKGSA.

No action will be taken.

9. STAKEHOLDER OUTREACH AND COMMUNICATIONS

The Board will receive a report and may take action on stakeholder outreach and communications activities and needs.

Action may be taken.

10. SGMA IMPLEMENTATION UPDATE

The Board will receive a report from consultants on the status of and progress on GSP implementation.

Action may be taken.

- a. Approval of Task Order for Geosyntec authorizing the implementation of ASR Pilot Test utilizing the Resiliency Grant funds. *Requires simple majority approval.*
- b. Approval of Proposal for Geosyntec authoring the preparation of the Tulare Lake Subbasin Annual Report. *Requires simple majority approval.*

11. FINANCE

- a. REPORT: The Treasurer will provide a financial update as of September 30, 2020 for the Board to receive. *Requires simple majority approval.*
- b. APPROVAL OF AUDIT CONTRACT FOR FISCAL YEAR 07/01/2019 – 06/30/2020: The Board will consider approval of the audit contract for the Fiscal Year starting on July 1, 2019 and ending on June 30, 2020, and authorizing the Treasurer to sign the contract. Action may be taken.

12. RELEASE OF DRAFT GROUNDWATER DATA PROTECTION POLICY FOR PUBLIC COMMENT PERIOD

The Board will be asked to consider releasing a draft Groundwater Data Protection Policy for a public comment period of 30 days.

Requires simple majority approval.

13. CLOSED SESSION

Government Code Section 54956.9(d)(2) To confer with its Legal Counsel regarding exposure to one matter of potential litigation.

14. RECONVENT TO OPEN SESSION

The Board will reconvene to open session and will report any action taken in Closed Session.

15. NEXT MEETING DATE AND AGENDA ITEMS

16. ADJOURNMENT

A person with a qualifying disability under the Americans with Disabilities Act of 1990 may request the SFKGSA to provide a disability-related modification or accommodation in order to participate in any public meeting of the SFKGSA. Such assistance includes appropriate alternative formats for the agendas and agenda packets used for any public meetings of the GSA. Requests for such assistance and for agendas and agenda packets shall be made in person, by telephone, facsimile, or written correspondence to the Kings River Conservation District, 4886 E. Jensen Ave, Fresno, CA 93725, telephone 559.237.5567, fax 559.237.5560 at least 48 hours before a public GSA meeting.

South Fork Kings Groundwater Sustainability Agency

Regular Meeting and Workshop Minutes

June 18, 2020 at 5:30 PM
Lemoore City Council Chambers

Members Present (All via Zoom):

Joe Neves, County of Kings (Chair)
Ceil Howe, Empire West Side Irrigation District (Vice Chair)
John Plourde, City of Lemoore
Charles Meyer, Stratford Irrigation District

Members Absent:

Scott Mercer, Stratford Public Utility District

Others Present:

Charlotte Gallock, Kings River Conservation District
Corey McLaughlin, Kings River Conservation District
Brian Trevarrow, Kings River Conservation District (Treasurer)
Cristel Tufenkjian, Kings River Conservation District
Rebecca Quist, Kings River Conservation District
Amer Hussain, Geosyntec (Technical Consultant)

Bob Anderson, Geosyntec (Technical Consultant)
Ken Richardson (Legal Counsel)
Antonio Solorio, WWD
Frank Coelho.
A. Pytlak

Regular Meeting

Item 1: CALL TO ORDER**Presenter:** Chair Neves

The meeting was called to order at 5:37 PM, and the Roll was called to establish a quorum.

Roll Call:

Director Neves: Present
Director Plourde: Present
Director Howe: Present
Director Meyer: Present
Director Mercer: Absent

Item 2: PLEDGE OF ALLEGIANCE [DISPENSED WITH]**Presenter:** Chair Neves**Item 3:** ADDITIONS TO OR DELETIONS FROM THE AGENDA**Presenter:** Chair Neves

Discussion:

None.

Actions:

None.

Item 4: PUBLIC COMMENT**Presenter:** Chair Neves

Discussion:

None.

Actions:

None

Item 5: CONSIDER APPROVAL OF THE MINUTES**Presenter:** Chair Neves

Discussion:

None

Actions:

It was moved by Director Plourde, seconded by Director Howe, and unanimously carried by roll call vote to approve the minutes of the June 18, 2020 meeting, as amended.

Roll Call Vote: AMEND TO APRIL 16, 2020

Director Neves: Aye
Director Plourde: Aye
Director Howe: Aye
Directory Meyer: Aye
Director Mercer: Absent

Item 6: DIRECTOR REPORTS**Presenter:** Chair NevesDiscussion:

None

Actions:

None

Item 7: STAFF REPORT**Presenter:** Charlotte GallockDiscussion:

Ms. Gallock reported on a Grant award received, her attendance at various workshops and meetings; and other staff activities relevant to the Board.

Consultants Amer Hussein and Bob Anderson reported on progress related to GSP implementation efforts. They specifically discussed comment letters sent to the Department of Water Resources (DWR) regarding the Tulare Lake Basin GSP, and conversations that are ongoing with those commenters; the Annual report submitted to DWR; and data collection efforts. A slide-show was presented regarding projects.

Actions:

None

Item 8: STAKEHOLDER OUTREACH AND COMMUNICATIONS**Presenter:** Rebecca QuistDiscussion:

Ms Quist reported further on the Grant award South Fork Kings GSA received, and presented her general report via screen-share.

Actions:

None

Item 9: FINANCIAL REPORT**Presenter:** Brian TrevarrowDiscussion:

Mr. Trevarrow reported on expenditures and the fiscal position of the GSA as of May 31, 2020.

Actions:

It was moved by Director Plourde, seconded by Director Meyer, and unanimously carried by roll call vote to receive the Financial Report as of May 31, 2020, and to approve payment of bills.

Roll Call Vote:

Director Neves: Aye
Director Plourde: Aye
Director Howe: Aye
Directory Meyer: Aye
Director Mercer: Absent

South Fork Kings Groundwater Sustainability Agency

Regular Meeting and Workshop Minutes

July 16, 2020 at 5:30 PM
Remote via Zoom

Members Present (All via Zoom):

Joe Neves, County of Kings (Chair)
Ceil Howe, Jr., Empire West Side Irrigation District (Vice Chair)
John Plourde, City of Lemoore
Charles Meyer, Stratford Irrigation District (5:36 p.m.)
Scott Mercer, Stratford Public Utility District (5:45 p.m.)

Members Absent:**Others Present:**

Charlotte Gallock, Kings River Conservation District	Ken Richardson (Legal Counsel)
Corey McLaughlin, Kings River Conservation District	Joel Kimmelshue (presenter from Land IQ)
Brian Trevarrow, Kings River Conservation District (Treasurer)	Frank Coelho.
Cristel Tufenkjian, Kings River Conservation District	A. Pytlak
Amer Hussain, Geosyntec (Technical Consultant)	Julianne Phillips
Bob Anderson, Geosyntec (Technical Consultant)	DOE 1 (phone participant)

Regular Meeting

Item 1: CALL TO ORDER **Presenter:** Chair Neves

The meeting was called to order at 5:37 PM, and the Roll was called to establish a quorum.

Roll Call:

Director Neves: Present
Director Plourde: Present
Director Howe: Present
Director Meyer: Present
Director Mercer: Absent

Item 2: PLEDGE OF ALLEGIANCE [DISPENSED WITH] **Presenter:** Chair Neves

Item 3: ADDITIONS TO OR DELETIONS FROM THE AGENDA **Presenter:** Chair Neves

Discussion:

None.

Actions:

None.

Item 4: PUBLIC COMMENT **Presenter:** Chair Neves

Discussion:

None.

Actions:

None

Item 5: NOMINATION AND ELECTION OF OFFICERS **Presenter:** Chair Neves

Discussion:

None.

Actions:

5a. and 5b.: It was moved by Director Howe, Seconded by Director Plourde, and unanimously carried to nominate and elect the current Chair (Director Joe Neves) and Vice Chair (Ceil Howe, Jr.) to serve as Chair and Vice Chair, respectively.

Roll Call Vote:

Director Neves: Aye
Director Plourde: Aye
Director Howe: Aye
Directory Meyer: Absent
Director Mercer: Absent

5c.: It was moved by Director Howe, seconded by Director Neves, and unanimously carried to nominate and elect John Plourde to serve as Secretary.

Roll Call Vote:

Director Neves: Aye
Director Plourde: Aye
Director Howe: Aye
Directory Meyer: Aye (Present at 5:36 p.m., prior to consideration of Item 5c.)
Director Mercer: Absent

Item 6: CONSIDER APPROVAL OF THE MINUTES **Presenter:** Chair Neves

Discussion:

None

Actions:

It was moved by Director Howe, seconded by Director Howe, and unanimously carried by Roll Call vote, to approve the minutes of the June 18, 2020 meeting.

Roll Call Vote:

Director Neves: Aye
Director Plourde: Aye
Director Howe: Aye
Directory Meyer: Aye
Director Mercer: Absent

Item 7: DIRECTOR REPORTS **Presenter:** Chair Neves

Discussion:

None

Actions:

None

Item 8: STAFF REPORT **Presenter:** Charlotte Gallock

Discussion:

Ms. Gallock reported on items of interest to the Board from her attendance at various workshops and meetings; and other staff activities relevant to the Board.

Actions:

None

Item 9: STAKEHOLDER OUTREACH AND COMMUNICATIONS **Presenter:** Cristel Tufenkjian

Discussion:

Ms Tufenkjian reported on various outreach activities on behalf of the GSA.

Actions:

None

Item 10: SGMA IMPLEMENTATION UPDATE **Presenter:** Technical Consultants

Discussion:

Amer Hussain reported to the Board regarding the ASR Work Plan, the Landowner Survey, Grant application and administration activities, cooperation with area stakeholders, and other items of note.

Actions:

None.

Item 11: FINANCIAL REPORT **Presenter:** Brian Trevarrow

Discussion:

The Treasurer presented a financial update to the Board as of June 30, 2020.

Actions:

It was moved by Director Howe, seconded by Director Plourde, and unanimously carried by a Roll Call vote, to approve the Treasurer's report as of June 30, 2020.

Roll Call Vote:

Director Neves: Aye

Director Plourde: Aye

Director Howe: Aye

Director Meyer: Aye

Director Mercer: Aye (Present at 5:45 p.m., prior to consideration of this item.)

Item 12: LAND IQ GROUNDWATER CONSUMPTION PRESENTATION **Presenter:** Joel Kimmelshue

Discussion:

The Board received a presentation from Joel Kimmelshue regarding the technologies used by Land IQ to assess groundwater consumption, and asked questions of Mr. Kimmelshue afterward.

Actions:

None.

Item 13: RESOLUTION 2020-03: SETTING REGULAR MEETINGS FOR FISCAL YEAR 2020 – 2021 **Presenter:** Charlotte Gallock

Discussion:

The Board considered adoption of Resolution 2020-03, setting the regular meetings of the Board for Fiscal Year 2020-2021.

Actions:

It was moved by Director Howe, seconded by Director Plourde, and unanimously carried by a Roll Call vote to adopt Resolution 2020-03, and setting the regular meetings for the Fiscal Year 2020 – 2021 as set forth therein.

Roll Call Vote:

Director Neves: Aye

Director Plourde: Aye

Director Howe: Aye

Director Meyer: Aye

Director Mercer: Aye

Item 14: CREATION OF SFKGSA STANDING FINANCE COMMITTEE **Presenter:** Charlotte Gallock

Discussion:

Ms. Gallock described the purpose of the Committee to the Board.

Actions:

It was moved by Director Plourde, seconded by Director Mercer, and unanimously carried by a Roll Call vote, to create a SFKGSA standing Finance Committee.

Roll Call Vote:

Director Neves: Aye
Director Plourde: Aye
Director Howe: Aye
Director Meyer: Aye
Director Mercer: Aye

It was further moved by Director Plourde, seconded by Director Howe, and unanimously carried by a Roll Call vote, to nominate and appoint Directors Neves and Plourde to the standing Finance Committee.

Roll Call Vote:

Director Neves: Aye
Director Plourde: Aye
Director Howe: Aye
Director Meyer: Aye
Director Mercer: Aye

Item 15: CREATION OF SFKGSA STANDING POLICY COMMITTEE **Presenter:** Charlotte Gallock

Discussion:

Ms. Gallock described the purpose of the Committee to the Board. Director Meyer noted the importance having landowners on this Committee, and that he would enquire of some individuals who might have interest. Director Plourde volunteered to serve, and Director Neves volunteered to serve until such time as a landowner member could be found for the Committee.

Actions:

It was moved by Director Plourde, seconded by Director Neves, and unanimously carried by a Roll Call vote, to create a SFKGSA standing Policy Committee and to appoint Directors Neves and Plourde as its members.

Roll Call Vote:

Director Neves: Aye
Director Plourde: Aye
Director Howe: Aye
Director Meyer: Aye
Director Mercer: Aye

Item 16: KRCD SURFACE ELEVATION MONITORING AGREEMENT **Presenter:** Charlotte Gallock

Discussion:

The Board received a presentation from Ms. Gallock regarding a proposed cost-sharing agreement with Kings River Conservation District to gather data via surface elevation monitoring and share that data with SFKGSA. Ms. Gallock answered questions from the Board regarding the type of data gathered and the potential uses of that data.

Actions:

It was moved by Director Howe, seconded by Director Plourde, and unanimously carried by a Roll Call vote, to authorize staff to move forward with negotiating the agreement with advice from legal counsel.

Roll Call Vote:

Director Neves: Aye
Director Plourde: Aye
Director Howe: Aye
Directory Meyer: Aye
Director Mercer: Aye

Item 17: BRIDGE FUNDS INVOICE FROM MID-KINGS REGARDING TULARE LAKE BASIN GSP **Presenter:** Charlotte Gallock

Discussion:

Ms. Gallock presented the invoice and reasons for the invoice to the Board.

Actions:

It was moved by Director Plourde, seconded by Director Howe, and unanimously carried by a Roll Call vote, to authorize staff to pay the invoice.

Roll Call Vote:

Director Neves: Aye
Director Plourde: Aye
Director Howe: Aye
Directory Meyer: Aye
Director Mercer: Aye

Item 18: NEXT MEETING DATE AND AGENDA ITEMS **Presenter:** Chair Neves

Discussion:

The next meeting will be August 20, 2020, at 5:30 p.m. It will likely be a remote meeting. Director Meyer asked whether it is possible, and how to initiate conversations regarding, how to obtain more surface water to reduce groundwater pumping.

Actions:

None

Item 19: ADJOURNMENT **Adjourned:** 7:00 PM

Respectfully submitted,

Board Secretary

Joe Neves, Board Chair

approved on _____

ATTACHMENT A

TASK ORDER #s 1 - 2

2020-2021 PROFESSIONAL SERVICES

This Task Order is effective as of September 25, 2020 by and between South Fork Kings Groundwater Sustainability Agency (“SFKGSA”) and Geosyntec Consultants Inc. (“Geosyntec”) pursuant to the terms and conditions set forth in the Consulting Services Agreement (“Agreement”), executed between the parties on August 17, 2017. The terms of the Agreement are incorporated in this Task Order by reference. Budget referenced in these Task Orders will be paid using the Resiliency Grant which was awarded to the SFKGSA as of September 14, 2020 and will be strictly used for the implementation and support of the Aquifer Storage and Recovery Task Order 9, as part of Geosyntec’s Fiscal Year 2020 Scope of Work with SFKGSA signed on June 24, 2020.

1) The professional services to be performed under these Task Orders include the following:

2020-2021 Supply Enhancement Tasks

Task Order 1 – Pilot Test Design and Modeling

This task covers well modifications and any additional modeling needed to prepare the ASR pilot well for the field testing. This task includes completion of the following:

- Well modifications to prepare well for pump test and pilot test. Modifications include sounding tube, temporary piping, and injection tube installation.
- Purchase and installment of materials needed for Pilot Test design included temporary piping, flow meters, and butterfly valves.
- Oversight of well modifications and installations.
- Finalization of pilot test design.

Task Order 2 – Field Testing and Analysis

This task includes activities and materials required for the Pilot Test as well as field or laboratory analysis needed for the Pilot Test:

- Project and field management to coordinate with vendors, regulatory agencies and clients.
- Oversight of field testing, monitoring and sampling for the pump test.
- Analysis of water quality samples collected during constant rate and step-drawdown testing.
- Rental, purchase, or request of services needed to complete pump test including video logging and field instrumentations.

2)The project schedule is as follows:

These Task Orders covers work from October2020 to June 2021, or completion of the project.

3)The Compensation to be paid to Consultant for the performance of the Services under these Task Orders is as follows:

These Task Orders authorize on a time and materials basis for an estimated total fee of \$80,000 broken into the following tasks:

- Task Order 1 – Pilot Test Design and Modeling – \$30,000
- Task Order 2 – Field Testing and Analysis – \$50,000

4)The Deliverable to be provided under these Task Orders are as follows:

- Task Order 1 – Preparations to well for Pump Test and upcoming Pilot Test
- Task Order 2 – Completed pump test.

Assumptions

The fees listed above include support from our sub-contractor including Westside Pump, etc.

SOUTH FORK KINGS GROUNDWATER
SUSTAINABILITY AGENCY

GEOSYNTEC CONSULTANTS

By:_____

By:

Name:_____

Name: Amer Hussain

Title:_____

Title: Principal

Date:_____

Date:



5084 N. Fruit Ave, Suite 103
Fresno, CA 93711
PH 559.228.9086
www.geosyntec.com

September 28, 2020

Ms. Charlotte Gallock
South Fork Kings GSA
c/o Kings River Conservation District
4886 E. Jensen Ave.
Fresno, CA 93725

**Subject: Proposal to Prepare
Water Year 2020 Annual Report
Tulare Lake Subbasin**

Dear Ms. Gallock:

Geosyntec Consultants Inc. (Geosyntec) has prepared this proposal for the Tulare Lake Subbasin (TLSB) Water Year (WY) 2020 Annual Report from October 2019 to September 2020. This proposal outlines report preparation and discusses monitoring activities the Groundwater Sustainability Agencies (GSAs) have committed to in the TLSB Groundwater Sustainability Plan (GSP) under Sustainable Groundwater Management Act (SGMA). An Annual Report summarizing groundwater conditions and implementation practices for the WY must be submitted yearly to the Department of Water Resources (DWR) by April 1st to remain in compliance with SGMA following adoption of the GSP.

Title 23 of the California Code of Regulations §356 outlines the annual report's procedural and substantive requirements and must include the following components from the preceding water year:

- Executive summary with location map depicting GSP coverage – §356.2 (a)
- Groundwater elevation data from each GSA's monitoring network displayed on a contour map and in historic hydrographs – §356.2 (b) (1)
- Groundwater extractions categorized by water use sector within each GSA – §356.2 (b) (2)
- Surface water supply (used or available for use) described by annual volume and supply sources – §356.2 (b) (c)
- Total water use summarized by water use sector and water source type – §356.2 (b) (4)
- Groundwater storage change with maps and graphical representation of historic, current, and cumulative groundwater storage changes – §356.2 (b) (5)
- Description of progress towards implementation of the GSP which includes interim milestones, project and management implementation from WY 2019 – §356.2 (c)

The scope of services listed below describe the tasks necessary to comply with the annual report requirements. Fees associated with each task are provided in Exhibit A. Our Fee Schedule is included as Exhibit B.

Ms Charlotte Gallock
September 28, 2020
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Task 1: Data Collection and Coordination

Geosyntec will coordinate with GSAs to acquire necessary data for the annual report. Data requested from the GSAs include, but are not limited to:

- Groundwater elevations (ground surface and reference point elevations and depth to water measurements);
- Monthly surface water deliveries from each GSA's respective canal system;
- Monthly values of pumped groundwater from various sectors (Agricultural, Industrial, Municipal, Native Vegetation, Urban); and
- Monthly values of groundwater recharge.

Geosyntec will acquire and report on the following data to meet the annual report requirements which include, but are not limited to:

- WY2020 cropping pattern data using Cropscape;
- Collect groundwater quality data using the State Water Resources Control Board (SWRCB) Division of Drinking Water (DDW)'s Electronic Data Transfer (EDT) as well as other existing programs collecting water quality data as listed in the GSP;
- Calculate groundwater pumping, storage, and subsidence within the GSAs and Subbasin; and
- Collect land subsidence data from existing programs (KRCD, Lemoore, Central Valley Spatial Reference Network, California High-Speed Rail Authority, California Aqueduct, California Department of Transportation, Kaweah Delta Water Conservation District, DWR InSAR).

Data collected for WY2020 will use the same sources as WY2019 to allow better comparison for each annual report, this includes data programs such as Cropscape and DWR InSAR. If Geosyntec is unable to retrieve data from a GSA's respective land subsidence or water quality existing program due to lack accessibility, the GSA may be requested to retrieve and submit the data to Geosyntec.

Task 2: Update DMS

Geosyntec will update the Data Management System (DMS) with data collected for WY2020 under the assumption that Provost & Pritchard (P&P) will provide Geosyntec a copy of the most recent update of the DMS. The updated DMS is expected to include all data received for WY2019 and Spring 2020 water level measurements that have been provided by the GSAs to P&P and have been imported to SGMA Portal by P&P.

Task 3: Annual Report Preparation

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Geosyntec will compile and evaluate the data retrieved from Task 2 and prepare an annual report which summarizes groundwater conditions and implementation practices within the five GSAs. Figures, tables, and text will be prepared by Geosyntec as a rough draft completed three weeks before the Annual Report deadline. This will allow the GSAs time to review the draft and submit comments for possible revisions to the report. The final version of the WY2020 Annual Report will be submitted to DWR by uploading to SGMA Portal no later than April 1, 2021.

CLOSURE

Geosyntec appreciates the opportunity to serve TLSB and for allowing us to provide a proposal for preparing the WY2020 Annual Report. If you find this proposal acceptable, please sign below to authorize us to proceed. Should you have any questions or require additional information, please contact Amer Hussain at (559) 228-9086.

Sincerely,



Amer A. Hussain, P.E.
Principal Engineer

Enclosure:

Exhibit A: Estimated Fees

Exhibit B: Geosyntec Fee Schedule

By its signature below and/or authorizing Geosyntec Consultants to proceed in accordance with this Proposal South Fork Kings GSA accepts and agrees to the Services, Schedule and Compensation described above and the attached terms and conditions.

Name

Signature

Ms Charlotte Gallock
September 28, 2020
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Exhibit A – Estimated Fees for Annual Report Preparation

Task	Description	T&M not to exceed
1) Data Collection & Coordination	<ul style="list-style-type: none"> Acquire data from various GSAs and associated existing programs 	\$5,000
2) Update DMS	<ul style="list-style-type: none"> Spring and Fall 2020 WLs 2020 Water Quality Subsidence 	\$4,000
3) Annual Report Preparation	<ul style="list-style-type: none"> Compile and evaluate data acquired for each GSA and provide draft to Subbasin for review before submittal. Submit the Annual Report by 4/1/21. 	\$20,000
Time & Material not to Exceed:¹		\$29,000.00

¹ Technical services requested by the Subbasin that are outside of this proposal scope will be billed as time and materials upon receiving approval from the Subbasin.

Ms Charlotte Gallock
September 28, 2020
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Exhibit B: Geosyntec Fee Schedule
GEOSYNTEC CONSULTANTS: 2020 RATE SCHEDULE

	<u>Rate/Hour</u>
Staff Professional	\$123
Senior Staff Professional	\$143
Professional	\$164
Project Professional	\$186
Senior Professional	\$210
Principal	\$230
Senior Principal	\$250
Technician I	\$ 62
Technician II	\$ 67
Senior Technician I	\$ 72
Senior Technician II	\$ 80
Site Manager I	\$ 89
Site Manager II	\$ 99
Construction Manager I	\$113
Construction Manager II	\$120
Designer	\$130
Senior Drafter/Senior CADD Operator	\$116
Drafter/CADD Operator/Artist	\$102
Project Administrator	\$ 67
Clerical	\$ 53
Direct Expenses	Cost plus 10%
Subcontract Services	Cost plus 12%
Specialized Computer Applications (per hour)	\$ 12
Personal Automobile (per mile)	Current Gov't Rate
Photocopies (per page)	\$.08

Rates are provided on a confidential basis and are client and project specific.
Unless otherwise agreed, rates will be adjusted annually based on a minimum of the Producer Price Index for
Engineering Services (PPI).

Rates for field equipment, health and safety equipment, and graphical supplies presented upon request.
Construction management fee presented upon request.

South Fork Kings GSA (SFKGSA)
Balance Sheet Prev Year Comparison
As of September 30, 2020

AGENDA ITEM 11a.

	<u>Sep 30, 20</u>	<u>Sep 30, 19</u>	<u>\$ Change</u>	<u>% Change</u>
ASSETS				
Current Assets				
Checking/Savings				
10000 · JPMorgan Chase	205,803.55	96,323.78	109,479.77	113.66%
Total Checking/Savings	205,803.55	96,323.78	109,479.77	113.66%
Accounts Receivable				
11000 · Accounts Receivable	19,701.26	11,492.95	8,208.31	71.42%
Total Accounts Receivable	19,701.26	11,492.95	8,208.31	71.42%
Other Current Assets				
13000 · Interest Receivable	0.00	270.35	-270.35	-100.0%
Total Other Current Assets	0.00	270.35	-270.35	-100.0%
Total Current Assets	225,504.81	108,087.08	117,417.73	108.63%
Other Assets				
18700 · Deposits	95,422.07	83,260.00	12,162.07	14.61%
Total Other Assets	95,422.07	83,260.00	12,162.07	14.61%
TOTAL ASSETS	320,926.88	191,347.08	129,579.80	67.72%
LIABILITIES & EQUITY				
Liabilities				
Current Liabilities				
Accounts Payable				
20000 · Accounts Payable	15,865.76	15,316.54	549.22	3.59%
Total Accounts Payable	15,865.76	15,316.54	549.22	3.59%
Other Current Liabilities				
25000 · Deferred Revenue	100,000.00	0.00	100,000.00	100.0%
Total Other Current Liabilities	100,000.00	0.00	100,000.00	100.0%
Total Current Liabilities	115,865.76	15,316.54	100,549.22	656.48%
Total Liabilities	115,865.76	15,316.54	100,549.22	656.48%
Equity				
32000 · Unrestricted Net Assets	235,328.63	193,712.62	41,616.01	21.48%
Net Income	-30,267.51	-17,682.08	-12,585.43	-71.18%
Total Equity	205,061.12	176,030.54	29,030.58	16.49%
TOTAL LIABILITIES & EQUITY	320,926.88	191,347.08	129,579.80	67.72%

South Fork Kings GSA (SFKGSA)
Profit & Loss Budget vs. Actual
July through September 2020

AGENDA ITEM 11a.

	<u>Jul - Sep 20</u>	<u>Budget</u>	<u>\$ Over Budget</u>	<u>% of Budget</u>
Ordinary Income/Expense				
Income				
47200 · Program Income				
47220 · Property Tax Assessments	0.00	0.00	0.00	0.0%
47221 · Property Tax Interest	0.00	0.00	0.00	0.0%
Total 47200 · Program Income	0.00	0.00	0.00	0.0%
Total Income	0.00	0.00	0.00	0.0%
Gross Profit	0.00	0.00	0.00	0.0%
Expense				
60400 · Bank Service Charges	150.00	150.00	0.00	100.0%
62100 · Contract Services				
62120 · Outreach Services	3,412.50	4,000.00	-587.50	85.31%
62140 · Legal Fees	1,631.25	11,500.00	-9,868.75	14.19%
62150 · Outside Services - Tech Assess	8,999.75	0.00	8,999.75	100.0%
62160 · Program Services	12,442.50	10,247.00	2,195.50	121.43%
62190 · GSP Preparation	3,079.25	0.00	3,079.25	100.0%
62195 · GSP Implementation	301.50	73,023.00	-72,721.50	0.41%
Total 62100 · Contract Services	29,866.75	98,770.00	-68,903.25	30.24%
65000 · Operations				
65020 · Postage, Mailing Service	240.00	376.00	-136.00	63.83%
65030 · Printing and Copying	10.76	376.00	-365.24	2.86%
65040 · Supplies	0.00	376.00	-376.00	0.0%
65045 · Outreach Costs	0.00	1,000.00	-1,000.00	0.0%
65050 · Telephone, Telecommunications	0.00	0.00	0.00	0.0%
Total 65000 · Operations	250.76	2,128.00	-1,877.24	11.78%
65100 · Other Types of Expenses				
65120 · Insurance, Liability, D and O	0.00	0.00	0.00	0.0%
65125 · Audit Fees	0.00	0.00	0.00	0.0%
65160 · Other Costs	0.00	208.00	-208.00	0.0%
65170 · Contingency	0.00	8,883.00	-8,883.00	0.0%
Total 65100 · Other Types of Expenses	0.00	9,091.00	-9,091.00	0.0%
Total Expense	30,267.51	110,139.00	-79,871.49	27.48%
Net Ordinary Income	-30,267.51	-110,139.00	79,871.49	27.48%
Net Income	-30,267.51	-110,139.00	79,871.49	27.48%

South Fork Kings GSA (SFKGSA)
Profit & Loss Budget vs. Actual
July 2020 through June 2021
As of September 30, 2020

AGENDA ITEM 11a.

	<u>Jul '20 - Jun 21</u>	<u>Budget</u>	<u>\$ Over Budget</u>	<u>% of Budget</u>
Ordinary Income/Expense				
Income				
47200 · Program Income				
47220 · Property Tax Assessments	0.00	620,828.00	-620,828.00	0.0%
47221 · Property Tax Interest	0.00	0.00	0.00	0.0%
Total 47200 · Program Income	<u>0.00</u>	<u>620,828.00</u>	<u>-620,828.00</u>	<u>0.0%</u>
Total Income	<u>0.00</u>	<u>620,828.00</u>	<u>-620,828.00</u>	<u>0.0%</u>
Gross Profit	0.00	620,828.00	-620,828.00	0.0%
Expense				
60400 · Bank Service Charges	150.00	600.00	-450.00	25.0%
62100 · Contract Services				
62120 · Outreach Services	3,412.50	16,000.00	-12,587.50	21.33%
62140 · Legal Fees	1,631.25	46,000.00	-44,368.75	3.55%
62150 · Outside Services - Tech Assess	8,999.75	0.00	8,999.75	100.0%
62160 · Program Services	12,442.50	40,990.00	-28,547.50	30.36%
62190 · GSP Preparation	3,079.25	0.00	3,079.25	100.0%
62195 · GSP Implementation	301.50	292,092.00	-291,790.50	0.1%
Total 62100 · Contract Services	<u>29,866.75</u>	<u>395,082.00</u>	<u>-365,215.25</u>	<u>7.56%</u>
65000 · Operations				
65020 · Postage, Mailing Service	240.00	1,504.00	-1,264.00	15.96%
65030 · Printing and Copying	10.76	1,504.00	-1,493.24	0.72%
65040 · Supplies	0.00	1,502.00	-1,502.00	0.0%
65045 · Outreach Costs	0.00	4,000.00	-4,000.00	0.0%
65050 · Telephone, Telecommunications	0.00	0.00	0.00	0.0%
Total 65000 · Operations	<u>250.76</u>	<u>8,510.00</u>	<u>-8,259.24</u>	<u>2.95%</u>
65100 · Other Types of Expenses				
65120 · Insurance, Liability, D and O	0.00	2,390.00	-2,390.00	0.0%
65125 · Audit Fees	0.00	6,000.00	-6,000.00	0.0%
65160 · Other Costs	0.00	834.00	-834.00	0.0%
65170 · Contingency	0.00	35,532.00	-35,532.00	0.0%
Total 65100 · Other Types of Expenses	<u>0.00</u>	<u>44,756.00</u>	<u>-44,756.00</u>	<u>0.0%</u>
Total Expense	<u>30,267.51</u>	<u>448,948.00</u>	<u>-418,680.49</u>	<u>6.74%</u>
Net Ordinary Income	<u>-30,267.51</u>	<u>171,880.00</u>	<u>-202,147.51</u>	<u>-17.61%</u>
Net Income	<u>-30,267.51</u>	<u>171,880.00</u>	<u>-202,147.51</u>	<u>-17.61%</u>

Check Detail

July through September, 2020

Type	Num	Date	Name	Account	Paid Amount	Original Amount
Check		07/31/2020	10000 · JPMorgan Chase			-50.00
			60400 · Bank Service Charges		-50.00	50.00
TOTAL					-50.00	50.00
Check		08/31/2020	10000 · JPMorgan Chase			-50.00
			60400 · Bank Service Charges		-50.00	50.00
TOTAL					-50.00	50.00
Check		09/30/2020	10000 · JPMorgan Chase			-50.00
			60400 · Bank Service Charges		-50.00	50.00
TOTAL					-50.00	50.00
Bill Pmt -Check	1096	07/02/2020 USPS	10000 · JPMorgan Chase			-240.00
Bill	Permit #116000 2020	07/02/2020	65020 · Postage, Mailing Service		-240.00	240.00
TOTAL					-240.00	240.00
Bill Pmt -Check	1097	07/10/2020 KRCD - V	10000 · JPMorgan Chase			-19,443.01
Bill	4597	06/30/2020	62120 · Outreach Services		-8,137.50	8,137.50
			62160 · Program Services		-11,175.00	11,175.00
			65030 · Printing and Copying		-14.96	14.96
			65040 · Supplies		-65.55	65.55
			65045 · Outreach Costs		-50.00	50.00
TOTAL					-19,443.01	19,443.01
Bill Pmt -Check	1098	07/17/2020 Peltzer	10000 · JPMorgan Chase			-1,462.50
Bill	7027	06/30/2020	62140 · Legal Fees		-1,462.50	1,462.50
TOTAL					-1,462.50	1,462.50
Bill Pmt -Check	1099	07/24/2020 Mid-Kings	10000 · JPMorgan Chase			-12,162.07
Bill	July-2020	07/24/2020	18700 · Deposits		-12,162.07	12,162.07
TOTAL					-12,162.07	12,162.07
Bill Pmt -Check	1100	08/28/2020 Peltzer	10000 · JPMorgan Chase			-618.75
Bill	7088	08/05/2020	62140 · Legal Fees		-618.75	618.75
TOTAL					-618.75	618.75
Bill Pmt -Check	1101	09/04/2020 Geosyntec	10000 · JPMorgan Chase			-64,063.60

Check Detail

July through September 2020

Type	Num	Date	Name	Account	Paid Amount	Original Amount
Bill	32405515	06/30/2020	62190 · GSP Preparation		-2,669.25	2,669.25
			62150 · Outside Services - Tech Assess		-23,946.39	23,946.39
			62195 · GSP Implementation		-8,187.41	8,187.41
Bill	32407121	06/30/2020	62190 · GSP Preparation		-6,160.50	6,160.50
			62150 · Outside Services - Tech Assess		-17,845.55	17,845.55
			62195 · GSP Implementation		-5,254.50	5,254.50
TOTAL					-64,063.60	64,063.60
Bill Pmt -Check	1102	09/24/2020	Peltzer	10000 · JPMorgan Chase		-1,012.50
Bill	7150	09/24/2020	62140 · Legal Fees		-1,012.50	1,012.50
TOTAL					-1,012.50	1,012.50
Bill Pmt -Check	1103	09/24/2020	Geosyntec	10000 · JPMorgan Chase		-12,380.50
Bill	32412180	09/24/2020	62150 · Outside Services - Tech Assess		-8,999.75	8,999.75
			62190 · GSP Preparation		-3,079.25	3,079.25
			62195 · GSP Implementation		-301.50	301.50
TOTAL					-12,380.50	12,380.50



August 3, 2020

Audit Committee
South Fork Kings Groundwater Sustainability Agency
4886 E. Jensen Ave
Fresno, CA 93725

We are pleased to confirm our understanding of the services we are to provide for the South Fork Kings Groundwater Sustainability Agency of the year June 30, 2020. We will audit the basic financial statements of the South Fork Kings Groundwater Sustainability Agency as of and for the year ended June 30, 2020. Accounting standards generally accepted in the United States provide for certain required supplementary information (RSI), such as management's discussion and analysis (MD&A) and budgetary comparison information, to accompany South Fork Kings Groundwater Sustainability Agency's basic financial statements. As part of our engagement, we will apply certain limited procedures to South Fork Kings Groundwater Sustainability Agency's RSI. These limited procedures will consist principally of inquiries of management regarding the methods of measurement and presentation, which management is responsible for affirming to us in its representation letter. Unless we encounter problems with the presentation of the RSI or with procedures relating to it, we will disclaim an opinion on it. The following RSI is required by generally accepted accounting principles and will be subjected to certain limited procedures, but will not be audited:

1. Management's Discussion and Analysis.

Audit Objectives

The objective of our audit is the expression of opinions as to whether your basic financial statements are fairly presented, in all material respects, in conformity with U.S. generally accepted accounting principles and to report on the fairness of the additional information referred to in the first paragraph when considered in relation to the basic financial statements taken as a whole. Our audit will be conducted in accordance with U.S. generally accepted auditing standards and will include tests of the accounting records of South Fork Kings Groundwater Sustainability Agency and other procedures we consider necessary to enable us to express such opinions. We cannot provide assurance that unmodified opinions will be expressed. Circumstances may arise in which it is necessary for us to modify our opinions or add emphasis-of-matter or other-matter paragraphs. If our opinions on the financial statements are other than unmodified, we will fully discuss the reasons with you in advance. If, for any reason, we are unable to complete the audit or are unable to form or have not formed opinions, we may decline to express opinions or to issue a report as a result of this engagement.

Audit Procedures—General

An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements; therefore, our audit will involve judgment about the number of transactions to be examined and the areas to be tested. We will plan and perform the audit to obtain reasonable rather than absolute assurance about whether the financial statements are free of material misstatement, whether from (1) errors, (2) fraudulent financial reporting, (3) misappropriation of assets, or (4) violations of laws or governmental regulations that are attributable to the entity or to acts by management or employees acting on behalf of the entity.

Because an audit is designed to provide reasonable, but not absolute, assurance and because we will not perform a detailed examination of all transactions, there is a risk that material misstatements may exist and not be detected by us.

In addition, an audit is not designed to detect immaterial misstatements, or violations of laws or governmental regulations that do not have a direct and material effect on the financial statements. However, we will inform you of any material errors and any fraudulent financial reporting or misappropriation of assets that come to our attention. We will also inform you of any violations of laws or governmental regulations that come to our attention, unless clearly inconsequential. Our responsibility as auditors is limited to the period covered by our audit and does not extend to any later periods for which we are not engaged as auditors.

Our procedures will include tests of documentary evidence supporting the transactions recorded in the accounts and may include direct confirmation of receivables and certain other assets and liabilities by correspondence with selected individuals, funding sources, creditors, and financial institutions. We will request written representations from your attorneys as part of the engagement, and they may bill you for responding to this inquiry. At the conclusion of our audit, we will require certain written representations from you about the financial statements and related matters.

Audit Procedures—Internal Controls

Our audit will include obtaining an understanding of the entity and its environment, including internal control, sufficient to assess the risks of material misstatement of the financial statements and to design the nature, timing, and extent of further audit procedures. An audit is not designed to provide assurance on internal control or to identify deficiencies in internal control. However, during the audit, we will communicate to management and those charged with governance internal control related matters that are required to be communicated under AICPA professional standards.

Audit Procedures—Compliance

As part of obtaining reasonable assurance about whether the financial statements are free of material misstatement, we will perform tests of South Fork Kings Groundwater Sustainability Agency's compliance with applicable laws and regulations and the provisions of contracts and agreements. However, the objective of our audit will not be to provide an opinion on overall compliance and we will not express such an opinion.

Other Services

We may also assist in the preparation the financial statements of South Fork Kings Groundwater Sustainability Agency in conformity with U.S. generally accepted accounting principles based on information provided by you. We will perform the services in accordance with applicable professional standards. The other services are limited to the financial statement services previously defined. We, in our sole professional judgment, reserve the right to refuse to perform any procedure or take any action that could be construed as assuming management responsibilities.

Management Responsibilities

Management is responsible for designing, implementing, and maintaining effective internal controls relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error, including monitoring ongoing activities; for the selection and application of accounting principles; and for the preparation and fair presentation of the financial statements in conformity with U.S. generally accepted accounting principles.

Management is also responsible for making all financial records and related information available to us and for the accuracy and completeness of that information. You are also responsible for providing us with (1) access to all information of which you are aware that is relevant to the preparation and fair presentation of the financial statements, (2) additional information that we may request for the purpose of the audit, and (3) unrestricted access to persons within the government from whom we determine it necessary to obtain audit evidence.

Your responsibilities include adjusting the financial statements to correct material misstatements and confirming to us in the management representation letter that the effects of any uncorrected misstatements aggregated by us during the current engagement and pertaining to the latest period presented are immaterial, both individually and in the aggregate, to the financial statements taken as a whole.

AGENDA ITEM 11b.

You are responsible for the design and implementation of programs and controls to prevent and detect fraud, and for informing us about all known or suspected fraud affecting the government involving (1) management, (2) employees who have significant roles in internal control, and (3) others where the fraud could have a material effect on the financial statements. Your responsibilities include informing us of your knowledge of any allegations of fraud or suspected fraud affecting the government received in communications from employees, former employees, regulators, or others. In addition, you are responsible for identifying and ensuring that the government complies with applicable laws and regulations.

You are responsible for the preparation of the supplementary information in conformity with U.S. generally accepted accounting principles. You agree to include our report on the supplementary information in any document that contains and indicates that we have reported on the supplementary information. You also agree to include the audited financial statements with any presentation of the supplementary information that includes our report thereon or make the audited financial statements readily available to users of the supplementary information no later than the date the supplementary information is issued with our report thereon. Your responsibilities include acknowledging to us in the representation letter that (1) you are responsible for presentation of the supplementary information in accordance with GAAP; (2) you believe the supplementary information, including its form and content, is fairly presented in accordance with GAAP; (3) the methods of measurement or presentation have not changed from those used in the prior period (or, if they have changed, the reasons for such changes); and (4) you have disclosed to us any significant assumptions or interpretations underlying the measurement or presentation of the supplementary information.

You agree to assume all management responsibilities for financial statement preparation services and any other nonattest services we provide; oversee the services by designating an individual, preferably from senior management, with suitable skill, knowledge, or experience; evaluate the adequacy and results of the services; and accept responsibility for them.

Audit Administration, Fees, and Other

We may from time to time, and depending on the circumstances, use third-party service providers in serving your account. We may share confidential information about you with these service providers, but remain committed to maintaining the confidentiality and security of your information. Accordingly, we maintain internal policies, procedures, and safeguards to protect the confidentiality of your personal information. In addition, we will secure confidentiality agreements with all service providers to maintain the confidentiality of your information and we will take reasonable precautions to determine that they have appropriate procedures in place to prevent the unauthorized release of your confidential information to others. In the event that we are unable to secure an appropriate confidentiality agreement, you will be asked to provide your consent prior to the sharing of your confidential information with the third-party service provider. Furthermore, we will remain responsible for the work provided by any such third-party service providers.

We understand that your employees will prepare all cash or other confirmations we request and will locate any documents selected by us for testing.

We will provide copies of our reports to South Fork Kings Groundwater Sustainability Agency; however, management is responsible for distribution of the reports and the financial statements. Unless restricted by law or regulation, or containing privileged and confidential information, copies of our reports are to be made available for public inspection.

The audit documentation for this engagement is the property of Cuttone & Mastro CPA's and constitutes confidential information. However, pursuant to authority given by law or regulation, we may be requested to make certain audit documentation available to the State of California or its designee, a federal agency providing direct or indirect funding, or the U.S. Government Accountability Office for purposes of a quality review of the audit, to resolve audit findings, or to carry out oversight responsibilities. We will notify you of any such request. If requested, access to such audit documentation will be provided under the supervision of Cuttone & Mastro personnel. Furthermore, upon request, we may provide copies of selected audit documentation to the aforementioned parties. These parties may intend, or decide, to distribute the copies or information contained therein to others, including other governmental agencies.

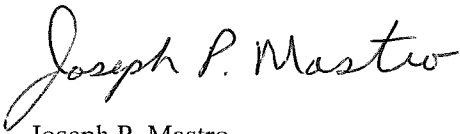
The audit documentation for this engagement will be retained for a minimum of five years after the report release date or for any additional period requested by the State of California. If we are aware that a federal awarding agency or auditee is contesting an audit finding, we will contact the party contesting the audit finding for guidance prior to destroying the audit documentation.

Our fee for these services will be at our standard hourly rates plus out-of-pocket costs (such as report reproduction, word processing, postage, travel, copies, telephone, etc.) We estimate that our gross fee, including expenses, will range between \$3,000 and \$6,000, except that we agree that our gross fee, including expenses, will not exceed \$6,500. Our standard hourly rates vary according to the degree of responsibility involved and the experience level of the personnel assigned to your audit. Our invoices for these fees will be rendered each month as work progresses and are payable on presentation. In accordance with our firm policies, work may be suspended if your account becomes 45 days or more overdue and may not be resumed until your account is paid in full. If we elect to terminate our services for nonpayment, our engagement will be deemed to have been completed upon written notification of termination, even if we have not completed our report. You will be obligated to compensate us for all time expended and to reimburse us for all out-of-pocket costs through the date of termination. The above fee is based on anticipated cooperation from your personnel and the assumption that unexpected circumstances will not be encountered during the audit. If significant additional time is necessary, we will discuss it with you and arrive at a new fee estimate before we incur the additional costs.

You may request that we perform additional services not addressed in this engagement letter. If this occurs, we will communicate with you regarding the scope of the additional services and the estimated fees. We also may issue a separate engagement letter covering the additional services. In the absence of any other written communication from us documenting such additional services, our services will continue to be governed by the terms of this engagement letter.

We appreciate the opportunity to be of service to South Fork Kings Groundwater Sustainability Agency and believe this letter accurately summarizes the significant terms of our engagement. If you have any questions, please let us know. If you agree with the terms of our engagement as described in this letter, please sign the enclosed copy and return it to us.

Very truly yours,



Joseph P. Mastro
of Cuttone & Mastro CPA's

RESPONSE:

This letter correctly sets forth the understanding of South Fork Kings Groundwater Sustainability Agency.

Signed: _____

Title: _____

Date: _____

South Fork Kings Groundwater Sustainability Agency**Groundwater Data Protection Policy****Policy No. 2020-01**Purpose of Policy

The purpose of this Groundwater Data Protection Policy (“Policy”) is to provide property owners within the jurisdiction of the South Fork Kings Groundwater Sustainability Agency (“SFK GSA”) with assurance that all groundwater information and data that they agree to provide to the SFK GSA will be held and remain confidential to the maximum extent allowable by law.

Scope of Policy

This Policy applies to all groundwater data currently in the possession of the SFK GSA or that the SFK GSA will acquire in the future.

Background Information Supporting Policy

The SFK GSA is a joint powers authority formed pursuant to the Joint Exercise of Powers Act (Gov’t Code section 6500 et seq.) and acts pursuant to that authority. Its primary mission is to sustainably manage, protect and maintain the groundwater resources within its jurisdiction consistent with the Sustainable Groundwater Management Act of 2014 (“SGMA”) for the benefit of water users within its jurisdiction. The SFK GSA is located in the Tulare Lake Subbasin, Basin No. 5-22.12 as identified in the Department of Water Resources’ (“DWR”) Bulletin 118, and designated therein as being presently in “critical overdraft.” The SFK GSA includes coordination with the other Groundwater Sustainability Agencies (“GSAs”) within and adjacent to the boundaries of the Tulare Lake Subbasin, as well as with groundwater management activities throughout the region.

Water Code section 10725.2 and the SFK GSA Joint Powers Agreement authorizes the SFK GSA Board of Directors is authorized to adopt policies, rules, regulations, ordinances and resolutions for the purpose of complying with SGMA. The SFK GSA, in carrying out its mission, has need to acquire confidential, technical and proprietary groundwater information and data (“Confidential Information”), including, but not limited to:

- Well location.
- Ground surface elevation at well location, including elevation datum
- Depth to groundwater readings from 1960s to present as available per well.

- Water surface elevation.
- Well driller's logs.
- Well specifications/information (perforated intervals, seal depth, pumping capacity, water quality, etc.).
- Agricultural practices (crop type, irrigation method (flood or drip), surface or groundwater application, etc.).
- Irrigation facility information (location, dimension, flow direction, etc.).
- Subsidence data.

The SFK GSA intends to compile, manage and maintain the Confidential Information in a manner to ensure confidentiality. However, the SFK GSA cannot be required to maintain confidentiality for any data or information that is in the public domain at the time of the disclosure.

The SFK GSA's Groundwater Sustainability Plan ("GSP") necessitates that it has and plans to continue pursuing investigations of groundwater conditions within its jurisdiction, and in that process will necessarily develop and/or acquire Confidential Information. The SFK GSA desires to ensure that the Confidential Information that may be disclosed to it is treated in the strictest confidence consistent with the requirements of the law. Where such Confidential Information is not general public knowledge and is being disclosed on a limited basis under the terms and conditions of this Policy, the SFK GSA will take every action within its legal authority to main confidentiality, including but not limited to entering into a data privacy agreement made directly with a property owners or their agents.

The SFK GSA is a California public agency, and therefore is subject to the requirements of the California Public Records Act (Gov't Code §§ 6250 et seq.) ("CPRA"). The fundamental intent of the CPRA is the concept that access to information concerning the conduct of the people's business is a fundamental and necessary right of every person in the state. The SFK GSA Board of Directors acknowledge and understand that the CPRA includes a certain level of tension with the intent and the goals of this Policy. Nevertheless, in maximum furtherance of the goals of this Policy and compliance with the CPRA, the following noteworthy exemptions to the CPRA do coincide with the goals and intent of this Policy, including:

- Geological and geophysical data. Gov't Code § 6254(e).
- Disclosure of a public record to a public agency pursuant to an agreement to treat the material as confidential. Gov't Code § 6254.5(e).
- Utility Usage Data. Gov't Code § 6254.16.
- Any information where, based on the particular facts of the case, the

public interest served by not disclosing the record clearly outweighs the public interest served by disclosure of the record. Gov't Code section 6255.

When the SFK GSA receives a CPRA request which implicates any Confidential Information, it will seek to maintain that confidentiality to the maximum extent allowable under the law, and will provide the submitting property owner with notice of the scope and nature of the request.

Policy Implementation

The SFK GSA, by and through its employees and agents, shall take the following actions consistent with the intent of this Policy.

1. Any groundwater data containing Confidential Information provided to the SFK GSA under a claim of confidentiality shall be marked by the SFK GSA as confidential.
2. All Confidential Information submitted to the SFK GSA shall be pursuant to a confidentiality agreement for SFK GSA to treat the information and data submitted pursuant to same as confidential.
3. The SFK GSA shall maintain all groundwater data as confidential, pursuant to the claims at the time of submission. Only persons authorized in writing by an authorized representative of the SFK GSA shall obtain the Confidential Information on behalf of the SFK GSA and only for the purposes that are consistent with this Policy and existing law.
4. The SFK GSA may assert any applicable exclusion or privilege to prevent disclosure of the Confidential Information subject to this Policy, either on its own behalf or on behalf of a landowner.
5. The SFK GSA may not disclose any data to the public without first providing notice to and obtaining the express authorization of the submitting landowner, unless otherwise authorized pursuant to a consent authorization and/or other agreement between the SFK GSA and the consenting landowner.
6. The SFK GSA shall immediately notify a submitting landowner of any request for information from a member of the public in order to allow sufficient time to assert any exclusions or privileges that may be available by law.
7. If any information is required to be disclosed pursuant to law or court order, the SFK GSA shall work to comply with the disclosure request while limiting the disclosure in a manner to preserve the confidential and proprietary nature of the Confidential Information, as allowed by existing law.
8. The SFK GSA may disclose Confidential Information to a public agency

only if: (1) the public agency requires the information to perform its legally mandated duties; and (2) the public agency agrees in writing to protect the confidentiality of the Confidential Information and to limit disclosure to only those persons who are employed or retained by the agency and who have signed an agreement to maintain the confidentiality of the records.

DRAFT