I had a call with Paul Gosseling this afternoon.

As discussed last week, the GSA’s should proceed with the submission noting that SWK is the holdup. We will be placed into incomplete status at the first possible minute.

However, there is the bad actor provision below. It is unclear how it will be applied, but it is in the regs. The bad actor is SWK if the GSP is otherwise deemed complete. We should work from the assumption that our collective efforts are sufficient, despite SWK’s last minute antics. If other deficiencies are found, they would need to be addressed anyway.

On the grant front, Paul indicated that we should finish the funding letter. The funding is not based on incomplete status, and the GSA’s should carry on with the projects and management actions needed to keep moving forward – including the projects. The incomplete status should not be seen as a dead end, but rather a speed bump in the process.

Jeof

Attached would be the SGMA provision that stops hostage taking such as we are seeing.

10735.2(e) The board shall exclude from probationary status any portion of a basin for which a groundwater sustainability agency demonstrates compliance with the sustainability goal.
On Jul 25, 2022, at 2:53 PM, Charlotte Gallock <cgallock@krcd.org> wrote:

♀
Under Section 5.A. Basic Conditions of the draft agreement for the $7.6 million awarded to TLSB and Section 11. Continuing Eligibility, it refers to the eligibility requirements of the 2021 Guidelines. The 2021 Guidelines state (pg9-10) under Section III. C. Eligibility Requirements –

- **SGMA Groundwater Management Compliance**
  - SGMA - SGMA (Water Code § 10720 et seq.) specifies actions for critically overdrafted groundwater basins, high and medium priority basins, and low and very low priority basins. Groundwater project proponents must demonstrate how their project is consistent with SGMA efforts in the basin. To be eligible to receive grant funds, applicants must be from a medium or high priority basin, including COD basins, with either:
    - An adopted GSP that has been submitted to DWR for review and **deemed complete by DWR**.

---

Charlotte Gallock, P.E.
Director of Water Resources/Chief Engineer
Kings River Conservation District
Physical address 4886 E. Jensen Ave., Fresno, CA  93725
Mailing address P.O. Box 8259 Fresno, CA 93747
p. 559-237-5567 ext. 105  c. 559-307-7934
f. 559-237-5560  e. cgallock@krcd.org
<image001.png>
<image002.png>
<image003.png>