

AGENDA
FILLMORE AND PIRU BASINS GROUNDWATER SUSTAINABILITY AGENCY
BOARD OF DIRECTORS MEETING
JUNE 26, 2017 at 6:00PM
CITY OF FILLMORE CITY HALL, CITY COUNCIL CHAMBERS
250 CENTRAL AVENUE, FILLMORE, CALIFORNIA 93015

Supervisor Kelly Long will be participating via teleconference call from Woodinville Library, 17105 Avondale Rd NE, Woodinville, WA 98072

1. CALL TO ORDER.

Ed McFadden, Director for United Water Conservation District, will call the meeting to order and introduce items 2-5.

2. PLEDGE OF ALLEGIANCE.

3. ACKNOWLEDGMENT AND INTRODUCTION OF DIRECTORS.

The Board shall acknowledge the appointments of the Member Directors representing the County of Ventura, City of Fillmore, and United Water Conservation District. Each Member Director shall briefly state their names and the organizations they represent.

4. PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA

The Board will receive public comments on items not appearing on the agenda and within the subject matter jurisdiction of the Agency. The Board will not enter into a detailed discussion or take any action on any items presented during public comments. Such items may only be referred to the Executive Director or other staff for administrative action or scheduled on a subsequent agenda for discussion. Persons wishing to speak on specific agenda items should do so at the time specified for those items. The presiding Chair shall limit public comments to three minutes.

ACTION ITEMS

5. APPOINTMENT OF AGENCY OFFICERS

The Board will appoint a Chair and Vice Chair/Secretary from the Member Directors.

6. APPOINTMENT OF INTERIM EXECUTIVE DIRECTOR

The Board shall appoint an Interim Executive Director with the initial direction to develop further implementation steps and/or bring to the Board at subsequent meeting plans for action on the following:

- Preparation and submission of a notice of the joint powers agreement pursuant to which the Agency was formed (JPA Agreement) to the office of the Secretary of State within thirty (30) days of the JPA Agreement effective date;
- Submission of the JPA Agreement to the State Controller;
- Submission of statement of information with the office of the Secretary of State within seventy (70) days of the JPA Agreement's effective date; and
- Submission of the necessary information items to the California Department of Water Resources (on or before June 30, 2017) documenting the Agency's intent to become the GSA for the Fillmore and Piru Groundwater Basins.

7. PUBLIC HEARINGS

Public Hearing to Receive Public Comment on Fillmore and Piru Basin Groundwater Sustainability Agency's Election to Act as the Groundwater Sustainability Agency for the Fillmore and Piru Groundwater Basins -
The Board will hold a public hearing to consider comments on the Agency's election to Act as the Groundwater Sustainability Agency for the Fillmore and Piru Groundwater Basins.

8. CONSIDER RESOLUTION 2017-01

Electing the Agency as the GSA for the Fillmore and Piru Groundwater Basins pursuant to the Sustainable Groundwater Management Act and provide direction to staff regarding preparation of the Agency's Notice of GSA election, including direction on development of the list of interested parties.

9. SOLICIT NOMINATIONS FOR STAKEHOLDER DIRECTOR POSITIONS ON BOARD OF DIRECTORS

The Board of Directors will formally solicit nominations to fill the following Stakeholder Director positions:

- Representative from Fillmore Basin Pumpers Association (FBPA);
- Representative from Piru Basin Pumpers Association (PBPA); and
- Representation from Environmental organizations.

The Board of Directors will consider the nominations at the next regularly scheduled meeting of the Board. Nominations should be submitted to the Board Chair by July 17, 2017 at 3:00pm. Nominees are expected to provide information, consistent with the requirements of the JPA Agreement, in support of their nominations such as, but not limited to, nominee's relationship to the groundwater basin, how the nominee proposes to communicate with other Directors, organizations, and stakeholders during their service on the Board, their available time to commit to the Board, and possible conflicts of interest. Stakeholder Directors shall be selected in accordance with Section 6.4 of the JPA Agreement.

10. POSSIBLE FUTURE ACTION ITEMS

The Board will review the future action items and direct the Interim Executive Director to include these items for consideration at future Board meetings.

11. ESTABLISHMENT OF PRINCIPAL OFFICE AND PUBLIC NOTICING OF FUTURE MEETINGS

The Board shall designate the Agency's principal office and location for public noticing of future meetings and agendas.

12. ADOPTION OF SCHEDULE FOR FUTURE MEETINGS

The Board of Directors shall adopt a regular meeting schedule for the Board.

13. ADDITIONAL INITIAL ORGANIZATIONAL ITEMS PURSUANT TO THE JPA AGREEMENT OR THE RALPH M. BROWN ACT

The Board of Directors may take additional initial organizational actions, if any, required by the JPA Agreement or the Ralph M. Brown Act.

14. ADJOURNMENT

Materials, which are non-exempt public records and are provided to the Board of Directors to be used in consideration of the above agenda items, including any documents provided subsequent to the publishing of this agenda, are available for inspection at the United Water Conservation District's offices at 106 North 8th Street in Santa Paula during normal business hours.

The Americans with Disabilities Act provides that no qualified individual with a disability shall be excluded from participation in, or denied the benefits of, the District's services, programs or activities because of any disability. If you need special assistance to participate in this meeting, or if you require agenda

materials in an alternative format, please contact the District Office at (805) 525-4431. Notification of at least 48 hours prior to the meeting will enable the District to make appropriate arrangements.

Approved: 

Posted: (date) June 22, 2017 (time) 8a p.m. (attest) *Kris Sofley*
At: United Water Conservation District Headquarters, 106 No. 8th St., Santa Paula, CA

Posted: (date) June , 2017 (time) p.m. (attest) *Kris Sofley*
At: City of Fillmore, City Council Chambers, 250 Central Avenue, Fillmore, CA

Posted: (date) June 22, 2017 (time) 8a p.m. (attest) *Kris Sofley*
At: www.unitedwater.org

FILLMORE AND PIRU BASINS GROUNDWATER SUSTAINABILITY AGENCY

Item No. 7

DATE: June 22, 2017

TO: Board of Directors

SUBJECT: *Public Hearing to Receive Public Comment on Fillmore and Piru Basins Groundwater Sustainability Agency's Election to Act as the Groundwater Sustainability Agency for the Fillmore and Piru Groundwater Basins*

SUMMARY

The Sustainable Groundwater Management Act ("SGMA") requires that a Groundwater Sustainability Agency ("GSA") must be formed in all medium- and high-priority groundwater basins within California by June 30, 2017. The Fillmore and Piru Basins ("Basins") have been designated as medium- and high-priority groundwater basins, respectively.

SGMA requires eligible local agencies to comply with specific procedures and requirements in order to become a GSA, including holding a public hearing and adopting a resolution. Therefore, the Board of Directors for the Fillmore and Piru Basins Groundwater Sustainability Agency ("Agency") will hold a public hearing to receive public comment on the Agency's election to act as the GSA for the Basins. Upon closure of this public hearing, the Board of Directors will consider adopting a resolution to act as the GSA for the Basins.

RECOMMENDED ACTION

1. Hold a public hearing to receive public comment regarding the Agency's election to act as the GSA for the Basins; and
2. Adopt and authorize execution of Resolution No. 2017-01 electing the Agency as the GSA for the Basins pursuant to the Sustainable Groundwater Management Act; and
3. Provide direction to staff regarding preparation and submittal of the Agency's Notice of GSA Election, including direction on development of the list of interested parties.

BACKGROUND

In September 2014, Governor Edmund G. Brown signed SGMA into law, which changed the landscape of groundwater management across the state. SGMA is a comprehensive three bill package that sets the framework for statewide sustainable groundwater management by local agencies. SGMA requires, among other items, the formation of a GSA and the development and implementation of a Groundwater Sustainability Plan ("GSP") for any groundwater basin

designated as either medium- or high- priority. Formation of a GSA must occur no later than June 30, 2017 and a GSP must be adopted no later than January 31, 2022 for medium- and high-priority groundwater basins not currently in critical overdraft. The Basins are designated as a medium- and high-priority basins. But are not subject to critical overdraft.

SGMA authorizes a local agency—or combination of local agencies—overlying a groundwater basin to form a GSA. SGMA defines a local agency as a “local public agency that has water supply, water management, or land use responsibilities within a groundwater basin.” (Wat. Code § 10721(n).) The Agency is a joint powers authority comprised of the following three local public agencies, all of which have water supply, water management, or land use responsibilities within the Basins: the City of Fillmore, the County of Ventura, and United Water Conservation District.

SGMA requires formal procedures to be followed in order to become a GSA. First, the Agency must hold a noticed public hearing to receive public comment on the Agency’s decision to become the GSA for the Basins. At the conclusion of the public hearing, the Agency must adopt a resolution electing to act as the GSA for the Basins. Within thirty days of the public hearing, the Agency is required to submit multiple documents to the Department of Water Resources (“DWR”), including (1) a resolution electing to act as the GSA for the Basins, (2) a map outlining the jurisdiction of the newly created GSA, and (3) a list of interested parties developed pursuant to the Water Code Section 10723.2 and an explanation of how their interests will be considered in the development and operation of the GSA and the development and implementation of a GSP (“List of Interested Parties”). Barring any challenges, the Agency will be recognized as the exclusive GSA for the Basins within ninety days of the date DWR posts a copy of the Agency’s Notice of GSA Election to its website.¹

A resolution regarding the Agency’s election to act as the GSA for the Basins is attached to this staff report for the Board of Director’s consideration and signature. A template for the List of Interested Parties is also attached hereto for the Board’s consideration and discussion regarding how the Agency plans to consider stakeholder interests during its development of a GSP. The Member and Stakeholder Directors includes representatives from various interested parties listed in the Water Code, including an agricultural water user, a municipal well operator, a local land use planning agency, a water agency, and an environmental user of groundwater. Options for additional stakeholder involvement include, among other methods, creating a stakeholder advisory committee, holding public meetings, and undertaking other forms of outreach. Upon the Board’s direction, staff will develop the List of Interested Parties and submit the Agency’s Notice of GSA Election to DWR within the statutory timeline.

Once the Agency is recognized as the GSA for the Basins, the Agency will begin the process of developing a GSP. The Agency’s process to develop the GSP for the Basins will include stakeholder outreach and will provide multiple opportunities for public involvement, including those methods

outlined in the List of Interested Parties which will be submitted to DWR along with the Agency's Notice of GSA Election.

¹ Notices of GSA Election are posted to the following website:
<http://sgma.water.ca.gov/portal/gsa/all>.

FISCAL SUMMARY

Creation of a GSA will require the Agency to expend funds to cover administrative and operating costs, which will be detailed in the annual budget.

LIST OF ALL BENEFICIAL USES AND USERS OF GROUNDWATER

Pursuant to Water Code Sections 10723.8(a)(4) and 10723.2, the Agency will consider the interests of all beneficial uses and users of groundwater, as well as those responsible for implementing a Sustainability Plan. These interests include, but are not limited to, all of the following:

Holders of Overlying Groundwater Rights, including:

- **Agricultural Users:**
- **Domestic Well Owners:**

Municipal Well Operators:

Public Water Systems. The following public water systems are located within the Agency's boundaries:

- **Community Water Systems:**
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- **Non-Transient Non-Community Water Systems:**
 -
- **Transient Non-Community Water Systems:**
 -
- **State Small Water Systems:**
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Local Land Use Planning Agencies

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Environmental Users of Groundwater.

Surface Water Users, if there is a hydrologic connection between surface and groundwater bodies.

Federal Government, including, but not limited to, the military and managers of federal lands.

**BOARD OF DIRECTORS
FILLMORE AND PIRU BASINS GROUNDWATER SUSTAINABILITY AGENCY
RESOLUTION NO. 2017-01**

**A RESOLUTION OF THE FILLMORE AND PIRU BASINS GROUNDWATER SUSTAINABILITY
AGENCY TO BE ELECTED AS THE GROUNDWATER SUSTAINABILITY AGENCY FOR THE FILLMORE
AND PIRU BASINS PURSUANT TO THE SUSTAINABLE GROUNDWATER MANAGEMENT ACT**

WHEREAS, the California Legislature has adopted, and the Governor has signed into law, the Sustainable Groundwater Management Act of 2014 ("Act"), which authorizes local agencies to manage groundwater in a sustainable fashion; and

WHEREAS, the legislative intent of the Act is to provide for sustainable management of groundwater basins, to enhance local management of groundwater, to establish minimum standards for sustainable groundwater management, and to provide local agencies with the authority and the technical and financial assistance necessary to sustainably manage groundwater; and

WHEREAS, in order to exercise the authority granted in the Act, a local agency or combination of local agencies must elect to become a groundwater sustainability agency ("GSA"); and

WHEREAS, the Fillmore and Piru Groundwater Sustainability Agency ("Agency") is a local agency, as the Act defines that term; and

WHEREAS, the Agency exercises jurisdiction upon land overlying the entire Fillmore Basin and Piru Basin (designated subbasin numbers 4-4.05 and 4-4.06, respectively by the California Department of Water Resources' CASGEM groundwater basin system ["DWR"]); and

WHEREAS, the Agency is committed to sustainable management of both Basins' groundwater resources; and

WHEREAS, the Act requires that a GSA be formed for all basins designated by DWR as a medium- or high-priority basin by June 30, 2017; and

WHEREAS, the Basins are designated as a medium- or high-priority sub-basin of the Santa Clara River Valley Basin pursuant to the DWR's prioritization; and

WHEREAS, it is the intent of the Agency to work cooperatively with other local GSAs and stakeholders, as may be appropriate, to sustainably manage the Basins and ensure that the Act's goals are satisfied; and

WHEREAS, notice of a hearing on the Agency's election to become a GSA for the Basins ("Notice") has been published in the Ventura County Star as provided by law; and

WHEREAS, on this day, the Agency held a public hearing to consider whether it should elect to become a GSA for the Basins; and

WHEREAS, it would be in the best interest of the Basins for the Agency to become a GSA for the Basins, and to begin the process of preparing a groundwater sustainability plan ("GSP"); and

WHEREAS, the Agency's process to develop the GSP for each of the Basins will include stakeholder outreach and will provide multiple opportunities for public involvement; and

WHEREAS, adoption of this resolution does not constitute a "project" under California Environmental Quality Act Guidelines Section 15378(b)(5), including organization and administrative activities of government, because there would be no direct or indirect physical change in the environment.

THEREFORE, BE IT RESOLVED by the Board of Directors of the Fillmore and Piru Basins Groundwater Sustainability Agency, as follows:

1. All the recitals in this resolution are true and correct and the Agency so finds, determines and represents.
2. The Agency hereby elects to become the GSA for the Basins.
3. Within thirty days of the date of this resolution, but no later than June 30, 2017, the Agency's interim Executive Director is directed to provide notice to DWR of the Agency's election to be the GSA for the Basins ("Notice of GSA Election") in the manner required by law.
4. One of the elements of the Notice of GSA Election is the boundaries the Agency intends to manage as the GSA for the Basins. Until further action of the Agency, the boundaries of the GSA shall be the external boundaries of the Basins, the entirety of which currently falls within the Agency's jurisdiction.
5. Upon submission of the Notice of GSA Election, the Agency's Board of Directors shall begin discussions with interested stakeholders and beneficial users within the Basin in order to begin the process of developing a GSP for the Basins.
6. The Agency's Interim Executive Director is directed to report back to the Agency's Board of Directors.
7. This resolution shall take effect immediately upon passage and adoption.

WE, THE UNDERSIGNED, do hereby certify that the above and foregoing Resolution No. 2017- 01 was duly adopted and passed by the Board of Directors of the Fillmore and Piru Basins Groundwater Sustainability Agency at a meeting held on the 26th day of June, 2017, by the following vote:

AYES:

Board Chair
Fillmore and Piru Basins Groundwater Sustainability Agency

NOES:

ABSENT:

ATTEST: Interim Executive Director
Fillmore and Piru Basins Groundwater Sustainability Agency