



Board of Directors Meeting

Thursday, March 17,

2022 5:00 p.m.

MINUTES

Directors in Attendance

Vice Chair McFadden

Director Kimball

Director Meneghin (joined at 5:15pm)

Director Pace

Director Villaseñor

Directors Absent

Chair Kelly Long

Staff in Attendance

Executive Director Anthony Emmert

Legal Counsel Steven O'Neill

Clerk of the Board Eva Ibarra

Public in Attendance

Dan Detmer, UWCD

Carole Fornoff

Zachary Hanson, UWCD

Jennifer Knipper

Rachel Laenen, FPBPA and PBPA

Tony Morgan, DBS&A

Jason Sun, UWCD

Gus Tolley, DBS&A

Steve Zimmer, Five Points

1. Call to Order - 5:00 pm

Vice Chair McFadden called the Special Board Meeting to order at 5:00p.m.

1A Pledge of Allegiance

Vice Chair McFadden lead everyone in reciting the Pledge of Allegiance

1B Directors Roll Call

The clerk called roll. Four Directors were present (Kimball, McFadden, Pace, Villaseñor). Chair Long was absent, and Director Meneghin was unavailable for vote.

1C Public Comments

Vice Chair McFadden asked if there were any public comments. None were offered.

1D Approval of Agenda

Motion

Vice Chair McFadden asked if there were any changes to the agenda. None were mentioned.

2. UPDATES

2A Director Announcements/Board Communications:

Oral Reports from the Board

Fillmore Pumpers Association Stakeholder Director Update

Director Kimball stated the Board was dark this month and had no updates to report.

Piru Pumpers Association Stakeholder Director Update

Director Pace stated they are awaiting a date with a target of June 2022 for the sale of the water company, with takeover in mid-July. He also shared the sad news of the passing of Frank Brommenschenkel, as he was a well-known resource in the water industry.

Environmental Stakeholder Director Update

Director Meneghin mentioned Friends of the Santa Clara River's Jim Danza is organizing a bike event for the watershed and mentioned the ongoing effort to reconfigure the Santa Clara Parkway project. She stated that Assembly Member Bennett recently introduced legislation that would require well permits for all new wells.

City of Fillmore Member Director Update

Director Villaseñor stated the City is updating zoning ordinances and looking at ADU's.

United Water Conservation District Member Director Update

Director McFadden had nothing to report.

County of Ventura Member Director Update

Chair Long was absent.

2B Executive Director Update
Information Item

The Executive Director stated the Board should soon have easement documents for the monitoring wells their approval. He said groundwater extraction statements for the July through December 2021 period have been mailed out to pumpers. He also mentioned they will begin work on progress report twelve and invoice twelve to DWR in April. He finished his update with reminding the Board to please complete filing of Form 700, due on April 1st.

Director Meneghin asked in regard to the Sespe confluence monitoring well site, she had heard there were properties for sale or at least some of the easements may be under negotiations and may be helpful for the Agency's siting of a well.

Director Villaseñor joined the conversation and said she has reached out to Fillmore Irrigation Company that has a parcel in the Fillmore area that may be for sale and could be a potential monitoring well site. She has tried contacting the Fillmore Irrigation Company Board to obtain more information. Director Meneghin stated Director Villaseñor provided her a map, and she would share with the Board to review. Mr. Emmert stated he will be reviewing the map with staff.

2C Legal Counsel Update
Information Item

Legal Counsel stated that the Agency has filed with the Court overseeing the Suncrest bankruptcy filing, clarifying that Suncrest is a debtor to the Agency, and are awaiting the proposed bankruptcy plan. He stated that once received, he will then agendize the plan for Boards review. He also mentioned AB 361 will continue to be agendized on a monthly basis due to the ongoing COVID state restrictions. Mr. O'Neill announced as of April 1st, he will be moving to a new firm and is requesting to agenize a new contract with Aleshire & Wynder group for the Board's consideration for next month's Board meeting, as the existing agreement will no longer be operative.

Vice Chair McFadden asked Mr. Emmert what is his recommendation on this matter? Mr. Emmert said we need to be careful on our evaluation as we have three member agencies and stated he will follow up with legal counsel for City of Fillmore, County of Ventura, and United Water Conservation District.

Vice Chair McFadden asked Mr. O'Neill if the Board could discuss this issue at this time? Mr. O'Neill said yes, as this will not create any formal action. Mr. O'Neill also mentioned technically this also means the agency will be without legal counsel, as of April 1st, and up to the April Board meeting, but can be solved with a short agreement between both parties.

2D GSP Consultant Update
Information Item

Mr. Tony Morgan mentioned the draft annual reports are prepared and agendaized for today's meeting, and said they have been working to provide DWR with the finalized documents before the April 1st deadline. He stated that the DBS&A team has made updates to the online database, including water levels and water quality. He stated that GSP implementation planning meetings are ongoing. Mr. Morgan stated that the team is continuing to add the redacted well completion reports to the database. He finalized his update with asking if the Board would like to continue DBS&A to host the Agency's database on their servers, or if they would like it moved, as there is a fee to continue the service. He mentioned there is a new batch of subsidence data from DWR, and asked if the Board interested in having an update on what the subsidence data is telling us.

Director Kimball asked if the updates to the online database come with the annual report preparation or is keeping the database current fundamental to its value, as it is a valuable database. Mr. Morgan said they included it, in the annual report this year and they used that online database to extract information used for the report, and said the information is only required to be updated once a year.

3. CONSENT CALENDAR

All matters listed under the Consent Calendar are considered routine by the Board and will be enacted by one motion. There will be no separate discussion of these items unless a Board member pulls an item from the Calendar. Pulled items will be discussed and acted on separately by the Board. Members of the public who want to comment on a Consent Calendar item should do so under Public Comments. (ROLL CALL VOTE REQUIRED)

3A Approval of Minutes

The Board will consider approving the Minutes from the regular Board Meeting of February 17, 2022.

3B Approval of Warrants

The Board will consider approving payment of outstanding vendor invoices

- DBS&A Consultants \$13,016.76

3C Monthly Financial Report

The Board will receive the Agency's monthly profit and loss statement and balance sheet.

3D Subsequent Finding Regarding Continuation of AB 361 Exemptions to Brown Act Teleconferencing Requirements

The Board will consider adopting Resolution 2022-04 continuing findings that the requisite conditions exist for remote teleconference meetings of the Agency's legislative bodies without compliance with Government Code section 54953(b)(3), as authorized by Government Code section 54953(e).

Motion to approve consent calendar, Director Pace; Second, Director Kimball. Roll call vote: five ayes (Kimball, McFadden, Meneghin, Pace, Villaseñor); none opposed; motion carries unanimously 5/0. Chair Long was absent.

4. MOTION ITEMS

4A Annual Reports to Department of Water Resources

Motion

The Board received a presentation from Daniel B. Stephens and Associates on the Annual Reports to the Department of Water Resources and provide comments and direction to staff.

Director Meneghin asked Dr. Gus Tolley to explain a slide on agriculture use, regarding a pumper who pumped ten thousand plus acre feet, if that was the Fillmore Hatchery? Dr. Tolley stated there were several Fish Hatchery wells that pumped a total ten thousand four-hundred-acre feet during 2021. Director Meneghin asked to explain the graph showing annual groundwater water storage. Both Dr. Tolley and Mr. Morgan explained the graph. Director Meneghin asked Dr. Tolley to show where the monitoring network well that is going to exceed its minimum threshold is located on the map. Dr. Tolley logged into the database and pointed out where the well is located. Director Meneghin asked about the annual report, if we see monitoring wells that are reaching their minimum threshold, do we have to make any recommendations to DWR, does it need to be addressed into the annual report? Mr. Morgan said no and explained what is expected.

Water Resources Manager Dan Detmer asked Dr. Tolley if it is correct to note that 2019 storage change estimates in his analysis for the last two years are prone to overestimation. Dr. Tolley said yes and explained the process that he used.

Vice Chair McFadden asked Mr. Morgan what is the deadline for which comments can be received for the draft annual reports? Mr. Morgan agreed to Tuesday, March 22nd.

Director Kimball asked Mr. Emmert if the pumpers would be receiving a form for April's recording? Mr. Emmert said yes the Agency will be mailing out a request.

Receive and file.

5. INFORMATION ITEMS

5A **Governmental Advocacy Platform Development Information**

The Board received governmental advocacy platform documents from other regional agencies to inform the Board's future discussions regarding potential development of an Agency Governmental Advocacy Platform.

FUTURE TOPICS FOR BOARD DISCUSSION

The Board discussed a date for a Special Board meeting, for March 24, 2022, at 5pm., pending Chair Long's availability, where the Board will approve AB 361 and have a discussion on a new agreement for legal counsel.

Director Meneghin asked if there is another round of Integrated Regional Water Management implementation funding coming up, and are we planning on applying for that? Mr. Emmert recommended that the Agency flesh-out the projects that are already in the GSPs, and then apply for grant funding. He stated that applying for grant funding would be appropriate for an additional monitoring well site if a good candidate site can be found.

Mr. Emmert mentioned Mr. Detmer reached out to the Los Angeles County Sanitation District regarding a potential status report on the District's chloride discharge reduction project. The project manager was open to making a presentation to the Agency Board within the next few meetings.

The Board also expressed interest in a presentation on the latest subsidence data.

ADJOURNMENT 6:32 p.m.

Chair Long thanked the Directors for their time and participation in the Special Board meeting and adjourned the meeting at 6:32p.m. to the next **Regular Board Meeting** on Thursday, **April 21, 2022**, or call of the Chair.

ATTEST: _____


Kelly Long, Chair, FPB GSA Board of Directors

I certify that the above is a true and correct copy of the minutes of the Fillmore and Piru Basins Groundwater Sustainability Agency's Special Board of Directors meeting of March 17, 2022.

ATTEST: _____


Eva Ibarra, clerk of the Board