



Board of Directors Meeting
Thursday, June 16, 2022
5:00 p.m.
MINUTES

Directors in Attendance

Chair Kelly Long
Director Meneghin
Director Pace
Director Villaseñor

Absent

Vacant Vice Chair/Secretary/Treasurer (formerly McFadden)
Director Kimball

Staff in Attendance

Executive Director Anthony Emmert
Legal Counsel Steve O'Neill
Clerk of the Board Eva Ibarra

Public in Attendance

Dan Detmer, UWCD
Carole Fornoff
Tony Morgan, DBS&A
Daryl Smith, UWCD
Steve Zimmer, Five Point

1. Call to Order 5:04pm

Chair Long called the Board Meeting to order at 5:04 p.m.

1A Pledge of Allegiance

Director Pace led everyone in reciting the Pledge of Allegiance.

1B Directors Roll Call

The clerk called roll. Four Directors were present (Long, Meneghin, Pace, Villaseñor), Director Kimball was absent.

1C Public Comments

Chair Long asked if there were any public comments. None were offered.

1D Approval of Agenda

Motion

Chair Long asked if there were any changes to the agenda. No changes were requested.

Motion to approve agenda as presented, Director Pace; Second, Director Villaseñor. Roll call vote: four ayes (Long, Meneghin, Pace, Villaseñor); none opposed; motion carries unanimously 4/0/2.

2. UPDATES

2A Director Announcements/Board Communications:

Oral Reports from the Board

Fillmore Pumpers Association Stakeholder Director Update

No report – Director Kimball was absent.

Piru Pumpers Association Stakeholder Director Update

Director Pace spoke on behalf of both the Fillmore and the Piru Pumpers Associations and said they had their annual membership meetings and monthly meetings combined, where they were notified of the exciting news that United Water Conservation District's Board of Directors had appointed Director Kimball to fill the Division 1 vacant seat. He also reported that the Piru Basin Pumpers had selected a new representative for the GSA Board, and that the Fillmore Basin Pumpers would be working to select a representative in the near future.

Environmental Stakeholder Director Update

Director Meneghin said she attended legislative forum on June 8, in Sacramento, which included discussion on: PFOS, AB 2201, state funding opportunities, SGMA guidance, and the need for improved groundwater well metering. She said that Assembly Member Bennett spoke on AB2201, and discussed existing wells, amending the bill, and liability for GSAs. She mentioned that she will be doing research on the liability issue. She said that she made a clear statement that better guidance on SGMA is needed, especially regarding GDE's. She mentioned upcoming grant opportunities and urged the Agency to prepare for applying for these grants for its upcoming projects.

City of Fillmore Member Director Update

Director Villaseñor reported the City is contracting Veolia Water Services to inspect and exercise all of the valves in its water system. She mentioned the City Council just approved \$300,000 dollars of ARPA funds for a face lift to the historic Central Avenue and agreed to develop a five-year strategic plan and are trying to bring in more businesses.

United Water Conservation District Member Director Update

No report – ending new member.

County of Ventura Member Director Update

Director Long said the Board of Supervisors will be approving the County budget on Tuesday, and have a 1:30pm meeting to review, and a 6:00pm meeting to approve the budget, and more budget reviews on July 20th and 21st that will deal with the Piru storm water project. She also mentioned Lynn Rodriguez had a great presentation for the disadvantaged communities water suppliers and wanted to share the PowerPoint presentation that is labeled “How much money can we get from the State” that she feels contains important information that can benefit many. Director Long also mentioned we need to get a Vice Chair elected and asked we help in bringing in a candidate that will need to be added to the upcoming agenda.

2B Executive Director Update

Information Item

The Executive Director mentioned we received two bids from well drillers for the Monitoring Wells Project and have extended the date until June 28th. He reported that he has sent all Monitoring Wells Project documents to DWR and is awaiting a reply. Mr. Emmert also mentioned many pumpers had not receive their groundwater statements in mid-March 2022, which resulted in a large number of pumpers receiving late charges. He said that staff investigated and resent the statements, and that the Agency should waive late fees and interest for those pumpers who did not receive their statements. He said that he plans to evaluate and waive the fees under the \$250 limit, but that those above \$250 would have to come to the Board for consideration at the next meeting. Mr. Emmert explained the process of filling the Board vacancies.

2C Legal Counsel Update

Information Item

Legal Counsel Steve O’Neill said he worked with both Mr. Emmert and Tony Morgan from DBS&A on the executive order AB2201, vice chair vacancy process, and well drilling agreement review.

2D GSP Consultant Update

Information Item

Daniel B Stephens & Associates Tony Morgan said that DBS&A is still working to complete redacting the well reports before posting to the Agency website, worked on the well permitting flowchart, and attended a webinar on funding opportunities from GRAC.

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 approved Minutes from the regular Board Meeting of May 19, 2022, and Special Board Meeting of June 2, 2022.

3B Approval of Warrants

The Board approved payment of outstanding vendor invoices

Daniel B. Stephens & Associates	\$6,597.00
Brucker Family Trust	\$5,000.00

3C Monthly Financial Report

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

3D United Water Conservation District Labor Rates Changes for Fiscal Year 2022-2023

The Board received United Water Conservation District labor rates for Fiscal Year 2022-2023.

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

The Board adopted Resolution 2022-08 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 Villaseñor; Second, Director Pace. Roll call vote: four ayes (Long, Meneghin, Pace, Villaseñor); none opposed; motion carries unanimously 4/0/2. Director Kimball was absent.

4. MOTION ITEMS

4A Public Hearing Regarding Proposed Fiscal Year 2022-2023 Groundwater Extraction Charge and Adoption of Resolution 2022-09

Motion

The Board conducted a public hearing to receive stakeholder comments regarding the proposed groundwater extraction fee of \$12 per acre-foot and consider adoption of Resolution 2022-09 setting the proposed extraction fee to become effective on July 1, 2022.

Chair Long opened the public hearing.

Mr. Emmert stated the rates are to remain at \$12 dollars per acre-foot and mentioned that no public comments in any form were received.

Chair Long asked if there were any public comments at this time, none were offered. She then closed the public hearing and requested Board approval.

Motion to approve adoption of Resolution 2022-09, Fiscal Year 2022-2023 Groundwater Extraction Charge, Director Meneghin; Second, Director Pace. Roll call vote: four ayes (Long, Meneghin, Pace, Villaseñor); none opposed; motion carries unanimously 4/0/2. Director Kimball was absent.

4B **Resolution 2022-10 Adopting Proposed Fiscal Year 2022-2023 Budget**
Motion

The Board adopted Resolution 2022-10, adopting the proposed Fiscal Year 2022-2023 Budget.

Chair Long opened the public hearing.

Mr. Emmert stated the budget was reviewed previously and no changes were made or comments from the public have been received in any form.

Chair Long asked if there are any public comments, none were offered. She then closed the public hearing and requested Board approval.

Motion to approve Resolution 2022-10, Fiscal Year 2022-2023 Budget, Director Villaseñor; Second, Director Pace. Roll call vote: four ayes (Long, Meneghin, Pace, Villaseñor); none opposed; motion carries unanimously 4/0/2. Director Kimball was absent.

4C **Development of Well Permitting Review Process in Compliance with**
****California Executive Order N-7-22****

The Board received a presentation from Legal counsel, Daniel B. Stephens and Associates, and staff regarding the development of the Agency's Well Permitting Review Process and provide comments and direction.

Director Meneghin asked if this flowchart is logical enough and vigorous enough to withstand a CEQA challenge and mentioned she had just read the Stanislaus case and said it is more of a question for Steve O'Neill from legal Counsel. Mr. O'Neill explained the specifics of the Stanislaus case. After discussion with Mr. Emmert, Tony Morgan from DBS&A, Director Long, Director Meneghin and Mr. O'Neill, they came to approve the current flowchart and will be working with the County to develop a joint procedure.

Director Pace said you must take into consideration the pumpers' side as well, when developing this process and may want feedback from the pumpers, for their better understanding of the process, as they will have been the ones dealing with this process.

Motion to receive and file and meet with the County staff and legal counsel to develop a procedure, Director Meneghin; Second, Director Villaseñor. Roll call vote: four ayes (Long, Meneghin, Pace, Villaseñor); none opposed; motion carries unanimously 4/0/2. Director Kimball was absent.

4D Comment letter on Assembly Bill 2201

Motion

The Board approved a letter to Assemblymember Steve Bennett regarding potential amendments to Assembly Bill 2201.

Mr. Emmert and Mr. Morgan both explained the process in which the letter was put together, based on the information they obtained.

Director Meneghin made a recommendation of adding a sentence to the third last paragraph." For the before mention reason that we request that modification alteration and maintenance be further defined in the regulations of the legislation."

Motion to approve with requested change to letter as requested, Director Meneghin; Second, Director Pace. Roll call vote: four ayes (Long, Meneghin, Pace, Villaseñor); none opposed; motion carries unanimously 4/0/2. Director Kimball was absent.

4E MVP Farms LP Well Permit Application Review

Motion

The Board approved finding that the MVP Farms LP application for the construction of a replacement well located at 3117 West Telegraph Road, Fillmore California, is not inconsistent with the Agency's Fillmore Basin Groundwater Sustainability Plan and directing staff to provide a letter to the County of Ventura stating the Agency's findings.

Dan Detmer Water Resources Manager for United Water explained the applicants background and well location with conditions of their request. Mr. Detmer said they have reviewed the well permit application with respect to the requirements of the Executive Order N-7-22.

Motion to approve, Director Villaseñor; Second, Director Long. Roll call vote: four ayes (Long, Meneghin, Pace, Villaseñor); none opposed; motion carries unanimously 4/0/2. Director Kimball was absent.

FUTURE TOPICS FOR BOARD DISCUSSION

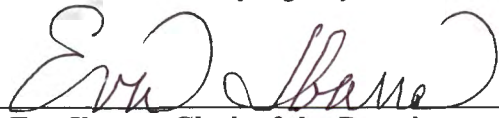
None mentioned.

ADJOURNMENT 6:30p.m

Director Long adjourned the Board meeting at 6:30p.m. to the next **Regular Board Meeting** on Thursday, **July 21, 2022**, or call of the Chair.

ATTEST: 
Kelle 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 Board of Directors meeting of June 16, 2022.

ATTEST: 
Eva Ibarra, Clerk of the Board