



AGENDA
REGULAR MEETING OF
THE BOARD OF DIRECTORS OF
CARPINTERIA GROUNDWATER SUSTAINABILITY AGENCY

CARPINTERIA VALLEY WATER DISTRICT
1301 SANTA YNEZ AVENUE
CARPINTERIA, CA 93013

Wednesday, June 29, 2022 at 5:40 p.m. Pacific Time

Join via Zoom

<https://us06web.zoom.us/j/88980499424?pwd=SWQ1amdSb0poK2h4NFdUb2dHUlprUT09>

Meeting ID: 889 8049 9424

Passcode: 524545

Dial by your location
+1 669 900 6833 US (San Jose)

- 1. CALL TO ORDER**
- 2. PUBLIC FORUM (Any person may address the Board of Directors on any matter within its jurisdiction which is not on the agenda).**
- 3. APPROVAL ITEMS**
 - A. **Consider approval of minutes for the Meeting of the Board held on June 22, 2022 (for action, Executive Director McDonald).**
- 4. UNFINISHED BUSINESS – none**
- 5. NEW BUSINESS**
 - A. **Consider adoption of Resolution No. 010 approving the GSA Operating Budget for FY 2022-2023. (For action, Executive Director Bob McDonald).**
 - B. **Consider adoption of Resolution No. 011 approving the Proposed Fee for operation and administration for of the GSA (For action, Executive Director Bob McDonald).**
- 6. ADJOURNMENT.**

Robert McDonald, Secretary

The above matters are the only items scheduled to be considered at this meeting.

Note: The above Agenda was posted at Carpinteria Valley Water District Administrative Office in view of the public no later than 5:00 p.m., June 26, 2022. The Americans with Disabilities Act provides that no qualified individual with a disability shall be excluded from participation in, or denied benefits of, the District's programs, services, or activities because of any disability. If you need special assistance to participate in this meeting, please contact the District Office at (805) 684-2816. Notification at least twenty-four (24) hours prior to the meeting will enable the District to make appropriate arrangements. 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 in the Carpinteria Valley Water district offices located at 1301 Santa Ynez Avenue, Carpinteria during normal business hours, from 8 am to 5 pm.

	MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF CARPINTERIA GROUNDWATER SUSTAINABILITY AGENCY	
	June 22, 2022	
	Chairman Van Wingerden called the regular meeting of the Carpinteria Groundwater Sustainability Agency Board of Directors held in the Carpinteria City Hall Chamber to order at 5:36 p.m., Wednesday, June 22, 2022.	
	Directors Present; Holcombe, Van Wingerden, Roberts, Johnson and Stendell	
	Director Absent: none	
	Others Present: Bob McDonald	
	Cari Ann Potts Lisa Silva Kevin Kostiuk Gina DePinto Amy Sparrow	Rick Shade Scott Van Der Kar Anthony Brown Don Thompson Nicholas Brown Mimi Maraucher
PUBLIC FORUM	No one from the public addressed the Board	
MINUTES	Following discussion, Director Holcombe moved, and Director Johnson seconded the motion to approve the minutes of the Board meeting held on June 8, 2022. The motion carried by a 5-0 vote. The minutes were approved by roll call as follows; Ayes: Johnson, Holcombe, Stendell, Roberts and Van Wingerden Nays: None Abstain: None Absent: None	
DRAFT BUDGET FY 22/23	Executive Director McDonald presented to discuss and review the Carpinteria Groundwater Sustainability Agency Budget for FY 2022/23.	
PROPOSED DRAFT FEE FOR OPERATIONAL AND ADMINISTRATIVE EXPENSES	Executive Director McDonald presented to discuss and review the Proposed Draft Fee for CGSA Operational and Administrative expenses. Presentation by Kevin Kostiuk from Raftelis.	

	<u>Fee Proposal:</u> • All parcels overlying the groundwater basin will be subject to the proposal ➤ Parcels overlying the basin benefit from a sustainability managed basin ➤ Proposed charge is based on a parcel's total acreage • Parcels would pay GSA charges on their property tax statement, twice per year <u>GSA Operating and Administrative Costs:</u> • Basis for costs is FY 2023 GSA Budget • Total costs of approximately \$350,000 per year the first three years ➤ Approx. \$100,000 in personnel ➤ Approx. \$133,000 in CVWD loan reimbursement (1/3 of total loan) ➤ Approx. \$25,000 in reserve funding ➤ Remaining costs include groundwater professional services, water quality testing, legal, and administration • Cost of developing the Groundwater Sustainability Plan (GSP) is funded through a state grant Proposal, originally proposed for 5 years is now for a one-year adoption period to begin July 1, 2022 and will be revisited next year as part of the budgeting process.
PUBLIC HEARING	Executive Director McDonald presented the proposed CGSA Fee. Following discussion, Chairman Van Wingerden opened the Public Hearing on the proposed CGSA Draft Fee. 1. Opening of Public Hearing by President Van Wingerden at 6:01 p.m. 2. Receipt of public comment by Chairman Van Wingerden • Scott Van Der Kar, Rick Shade, Tony Brown, Don Thompson and Nicholas Brown addressed the Board. Public comment were recorded on video and can be viewed on the CVWD Website under the GSA meeting link 3. Closing of Public Hearing – Chairman Van Wingerden closed the Public Hearing at 6:44 p.m. 4. Director Comments – Executive Director McDonald addressed comments from Directors The Board will review the GSA fee proposal June 29, 2022 after which the Board of Directors will consider adoption by resolution of the proposed fees.

BONDY GROUNDWATER SERVICES CONTRACT	Executive Director McDonald presented to consider approving contract for GSP Development services to begin July 1, 2022 with intent of cancelling contract with CVWD in August. Following discussion, Director Roberts moved, and Director Holcombe seconded the motion to approve the Bondy Groundwater Services Contract for GSP Development. The motion carried by a 5-0 vote. The motion was approved by roll call as follows; Ayes: Johnson, Holcombe, Stendell, Roberts and Van Wingerden Nays : None Abstain : None Absent : None
GROUNDWATER SOLUTIONS, INC (GSI) SERVICES CONTRACT	Executive Director McDonald presented to consider approving contract for GSP Development services to begin July 1, 2022 with intent of cancelling contract with CVWD in August. Following discussion, Director Roberts moved, and Director Holcombe seconded the motion to approve the GSI Contract for GSP Development. The motion carried by a 5-0 vote. The motion was approved by roll call as follows; Ayes: Johnson, Holcombe, Stendell, Roberts and Van Wingerden Nays: None Abstain: None Absent: None
PUEBLO SERVICES CONTRACT	Executive Director McDonald presented to consider approving contract for GSP Development services to begin July 1, 2022 with intent of cancelling contract with CVWD in August. Following discussion, Director Roberts moved, and Director Holcombe seconded the motion to approve the Pueblo Contract for GSP Development. The motion carried by a 5-0 vote. The motion was approved by roll call as follows; Ayes: Johnson, Holcombe, Stendell, Roberts and Van Wingerden Nays: None Abstain: None Absent: None

MONTGOMERY SERVICES CONTRACT	Executive Director McDonald presented to consider approving contract for GSP Development services to begin July 1, 2022 with intent of cancelling the contract with CVWD in August. Following discussion, Director Roberts moved, and Director Holcombe seconded the motion to approve the Katz Groundwater Services Contract for GSP Outreach Services. The motion carried by a 5-0 vote. The motion was approved by roll call as follows; Ayes: Johnson, Holcombe, Stendell, Roberts and Van Wingerden Nayes: None Abstain: None Absent: None
ADJOURNMENT	Chairman Van Wingerden adjourned the meeting at 7:18 p.m.
	Robert McDonald, Secretary

CARPINTERIA GROUNDWATER SUSTAINABILITY AGENCY

CGSA



BUDGET - PROPOSED FISCAL YEAR 2022/23

Adopted by the Board of Directors of the
Carpinteria Groundwater Sustainability Agency
at a Regular Board Meeting held on
June 29, 2022 per Resolution No. 010.

Robert Mc Donald, Executive Director /
Board Secretary

CARPINTERIA GROUNDWATER SUSTAINABILITY AGENCY
FISCAL YEAR 2022-2023
OPERATING BUDGET - PROPOSED

	2021-2022 Total Budget	2021-2022 Total Activity	2022-2023 Total Budget	2022-2023 of Budget	%
Grant Funding	\$ -	\$ -	\$ -	0.0%	
Member Fees	-	-	348,580	100.0%	
TOTAL OPERATING REVENUE	\$ -	\$ -	\$ 348,580		
Personnel	\$ 40,000	\$ 74,000	\$ 99,389	52.4%	
Temporary Labor	-	-	-	0.0%	
Water quality Testing	10,000	5,693	8,000	4.2%	
Annual Reporting	6,500	-	-	0.0%	
Directors Fees	3,000	3,000	3,000	1.6%	
Equipment	2,500	506	2,500	1.3%	
Groundwater Professional Services	50,000	13,868	30,000	15.8%	
Legal Professional Services	20,000	3,512	10,000	5.3%	
Administrative Professional Services	65,000	67,610	35,000	18.5%	
Administrative Expense	1,700	1,057	1,700	0.9%	
TOTAL EXPENSES	\$ 198,700	\$ 169,246	\$ 189,589		
LESS DEBT SERVICE & REIMBURSEMENTS					
<i>Recovery of ~\$400,000 CVWD loan over three years</i>			\$ 133,333		
LESS CAPITAL EXPENDITURES			-		
Increase in Cash			\$ 25,658		

NOTES: SGM Grant Funds awarded to CVWD to prepare GSP not a part of this budget.
Increase in cash will fund operating reserves.

**CARPINTERIA GROUNDWATER SUSTAINABILITY AGENCY
FISCAL YEAR 2020-2021 FINANCIAL RESULTS**

CASH FLOW

CVWD Loan - Funds Transfer	\$ 164,340
Expenses Paid by CGSA	(20,961)
Cash Balances as of 06/30/2021	<u>143,379</u>

NET POSITION

Cash Balance as of 06/30/2021	143,379
CVWD Loan: Funds Transfer	(164,340)
CVWD Loan: Formation Expenses Paid on Behalf of CGSA	(48,732)
CVWD Loan: Operating Expenses Paid on Behalf of CGSA	(100,932)
CGSA Accounts Payable as of 06/30/21	(3,230)
Interest Expense on CVWD Loan	(6,605)
Net Position, 06/30/2021	<u>(180,460)</u>
Loan Balance as of 06/30/2021	<u>320,609</u>
CGSA FY 2020-21 Operating and Interest Expenses	<u>180,460</u>

Personnel			\$ 99,388.85
	Engineering Services	\$ 38,375.85	
	Administrative Services	\$ 61,013.00	
Temporary Labor		\$ -	\$ -
Water quality Testing			\$ 8,000.00
	Private Wells Analytics	\$ 5,000.00	
	Sentinel Wells Analytics	\$ 3,000.00	
Annual Reporting	Annual Report and summary of Monitoring		\$ -
Directors Fees			\$ 3,000.00
	six meetings	\$ 3,000.00	
Equipment			\$ 2,500.00
	Measuring Equipment	\$ 2,500.00	
Groundwater Professional Services			\$ 30,000.00
	Sentinel Well/Seawater monitoring	\$ 15,000.00	
	Monitoring and Testing Assistance	\$ 7,000.00	
	Professional Technical Support	\$ 8,000.00	
Legal Professional Services			\$ 10,000.00
	General Counsel support services	\$ 5,000.00	
	Rates Counsel Support	\$ 5,000.00	
Administrative Professional Services			\$ 35,000.00
	Audit Services	\$ 5,000.00	
	Rates Setting Services	\$ 10,000.00	
	Outreach services	\$ 20,000.00	
Administrative Expense			\$ 1,700.00
	Graphics and Web services support	\$ 1,700.00	

CVWD LABOR ALLOCATION
FY23

General Manager	7.50%	14,550
Asst. General Manager	5.00%	9,086
Accountant	2.86%	3,297
Board Secretary/Adm Asst	5.00%	3,590
District Engineer	5.00%	6,788
Field Engineering Tech	10.00%	7,353
Engineering Analyst	10.00%	9,060
		<u>53,724</u>
labor overhead	85%	<u>45,665</u>
Total labor		<u>99,389</u>

RESOLUTION NO. 010

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE
CARPINTERIA GROUNDWATER SUSTAINABILITY AGENCY
APPROVING THE 2022-23 OPERATING BUDGET**

WHEREAS, the Carpinteria Groundwater Sustainability Agency has been formed via a Joint Powers Agreement (JPA); and

WHEREAS, the Carpinteria Groundwater Sustainability Agency (CGSA) shall approve a budget as per Article 14.1. Budget and Expenses of the JPA; and

WHEREAS the Staff of the JPA has prepared a 2022-23 Operating Budget for approval by the Board of Directors of the CGSA.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the CGSA that the 2022-23 Operating Budget (attached) be approved.

Vote on the Resolution by roll call resulted as follows:

AYES:

NAYES:

ABSENT:

ABSTAIN:

The Resolution was thereupon declared, carried and adopted.

Date: This 29nd day of June 2022

APPROVE:

Case Van Wingerden, Chair

ATTEST:

Robert Mc Donald, Secretary

Draft Resolution No 011

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE
CARPINTERIA GROUNDWATER SUSTAINABILITY AGENCY (CGSA)
ADOPTING FEE FOR THE OPERATION AND ADMINISTRATIVE
COSTS OF THE CGSA**

WHEREAS, the Sustainable Groundwater Management Act of 2014, Water Code sections 10720-10737.8 ("SGMA") was enacted on September 16, 2014; and

WHEREAS, SGMA requires that each Medium or High Priority groundwater basin be managed by a Groundwater Sustainability Agency ("GSA"), or multiple GSAs, and that such management be pursuant to an approved Groundwater Sustainability Plan ("GSP"), or multiple GSPs; and

WHEREAS, the Carpinteria Groundwater Sustainability Agency ("CGSA") was formed through a Joint Powers Authority Agreement between the Carpinteria Valley Water District, County of Santa Barbara Water Agency, City of Carpinteria and the County of Ventura in 2020 in response to the High priority given to Carpinteria Groundwater Basin in 2019; and

WHEREAS, the CGSA is the exclusive GSA for the Carpinteria Groundwater Basin approved by California Department of Water Resources in 2020; and

WHEREAS, the CGSA has been funded by loans since 2020 and it is the desire of the GSA Board, that the agency begin to collect fees to support the operation of the CGSA; and

WHEREAS, at duly noticed public hearings on June 8th and June 22nd, 2022 and at a regularly scheduled meeting on June 29th, 2022, the Board considered the proposed fee, which is authorized under Water Code section 10730 to fund the costs of a groundwater sustainability program; and

WHEREAS, the GSA fee was based on a report ("Report") for the CGSA entitled "2022 GSA Fee Study, Dated June 10, 2022 ," prepared by Raftelis Consulting ("Raftelis"), which provided the methodology for charging the GSA fee, determined the affected parcels and a description of parcels that would be exempt from the GSA fee; and

WHEREAS, the Board of Directors ("Board") of the CGSA considered its estimated necessary costs for the operations of the GSA at a noticed public hearing on June 22, 2022; and

WHEREAS, the Board thoroughly considered the testimony and evidence received from its staff and the public in both oral and written form; and

WHEREAS, after due deliberation and consideration of all of the record before it, the CGSA Board found it necessary and in the best interest of the CGSA to collect the proposed fee from property owners overlying the Carpinteria Basin based on parcel acreage within the CGSA Boundary; and

WHEREAS, the Board found and determined that the fees as set forth by this Resolution do not exceed the estimated necessary cost of operating the GSA for the purposes of managing the Carpinteria Groundwater Basin as required under the Sustainable Groundwater Management Act; and

WHEREAS, the Board found and determined that due to concerns from the public, it would reduce the application of the fee from the originally proposed five year schedule to one year, so that the public and staff can continue a dialogue and re- evaluate the approach for future years.

NOW, THEREFORE, IT IS HEREBY RESOLVED AND ORDERED by the Board of Directors of the Carpinteria Groundwater Sustainability Agency as follows:

1. The Board adopts the recitals stated above and hereby incorporates them into this resolution
2. Pursuant to subdivision (d) of Water Code section 10730, the Board authorizes and directs the CGSA Executive Director to request the County Treasurer-Tax Collector for the County of Ventura to collect the Fee in the same manner as ad valorem property taxes for Fiscal Year 2023, with the required information submitted no later than July 5, 2023; and

3. Pursuant to subdivision (d) of Water Code section 10730, the Board authorizes and directs the CGSA Executive Director to request the County Treasurer-Tax Collector for the County of Santa Barbara to collect the Fee in the same manner as ad valorem property taxes for Fiscal Year 2023, with the required information submitted no later July 29, 2023; and
4. As recommended in the Report, the fee shall be assessed for Fiscal Year 2023 at a rate of \$48 per acre of land from all portions of property overlying the Carpinteria Groundwater Basin, excepting those parcels identified as excluded in the Report; and
5. The CGSA Executive Director shall keep a record of the fee for each parcel and how it was calculated; and
6. The CGSA Executive Director shall adopt and give notice of an administrative appeal process by which a fee payor may obtain a review of the fee allocated to his or her parcel. Failure to pursue such an appeal shall be a failure to exhaust administrative remedies and a bar to suit. The CGSA's decision on such an appeal shall be the final action of the CGSA, subject to judicial review pursuant to California Code of Civil Procedure section 1094.5.

PASSED AND ADOPTED by the Governing Board of the Carpinteria GSA on the 29th day of June, 2022, by the following roll call vote:

AYES:

NAYES:

ABSENT:

ABSTAIN:

APPROVED:

Case Van Wingerden, Board President

ATTEST:

Robert Mc Donald, Secretary