

**Fillmore and Piru Basins Groundwater Sustainability Agency
Board of Directors Meeting**

**MINUTES
For July 26, 2017**

**City of Fillmore City Hall, City Council Chambers
250 Central Avenue, Fillmore, CA 93015**

Directors Present:

Director Carrie Broggie, City of Fillmore Mayor
Director Ed McFadden, UWCD Board of Directors
Director Kelly Long, Ventura County Board of Supervisors
Director Gordon Kimball, Fillmore Basin Pumpers
Director Candice Meneghin, Environmental Interests Groups
Director Glen Pace, Piru Basin Pumpers

Staff Present:

Kris Sofley, Interim Executive Director

Public Present:

Tyler Cobb, Simpatica
Martin Hernandez, VC Board of Supervisors
Tim Moore, United Water Conservation District
Tony Morgan, United Water Conservation District
Robert Morris, Morris Ranch
David J. Ross, CE&D Mabry Family Ltd Pty
Richard Tate, J. M. Sharp Co

CALL TO ORDER

1. Director Long called the meeting to order at 6:05p.m.

2. Pledge of Allegiance

Director Broggie led those present in the Pledge of Allegiance.

3. Public Comments

Director Long asked if there were any members of the public that wanted to address the Board on any matter on the agenda or on any non-agenda item within the jurisdiction of the Board. No public comments were offered.

4. Approval of Agenda

Motion

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Motion to approve the agenda as is, Director Long; Second, Director McFadden. Voice vote all ayes (Broggie, Long, McFadden), none opposed. Motion carries unanimously.

5. Director Announcements/Board Communications

Director Long reported that she has been receiving various vendor brochures and proposals and is forwarding them to Ms. Sofley for safekeeping until the Board requires such services.

6. Update on GSA Notice of Intent Filing with California Department of Water Resources

Information Item

UWCD's Tony Morgan reported to the Board that the FPBGSA filing with the California Department of Water Resources was received and posted online. There is a 90 day comment period from date of filing, June 28, 2017, so if no other eligible entities come forward, the FPBGSA will become the official GSA for the Fillmore and Piru Basins effective September 26, 2017.

7. Interim Executive Director Update

Information Item

Ms. Sofley reported to the Board that, since the previous Board meeting of June 26, 2017, a Notice of Joint Powers Agreement (JPA) was prepared and submitted to the office of the Secretary of State. A filing fee of \$1 and a \$1 fee for a copy of the recorded document was submitted with the filing. The document was recorded on July 7, 2017 (File No. 2387) and a copy was received by FPBGSA.

A notice of the JPA was also filed with the State Controller via email on June 29, 2017. No response from the State Controller has been received to date.

A Statement of Facts/Roster of Public Agencies filing with the office of the Secretary of State was originally submitted on June 29, 2017. That document was returned to Ms. Sofley with a request that the "clerk" title be assigned, so Ms. Sofley amended the document and resubmitted it to the Secretary of State. A fee of \$1 was paid to receive a recorded copy of the document, but that copy had not been received as of the Board meeting.

Ms. Sofley also reported that a public notice was published in the Ventura County Star on July 19, 2017 noticing the meeting date, time and location for the July 26, 2017 FPBGSA Board of Directors meeting. The cost of the ad, \$141.50, was billed to UWCD. UWCD is keeping a tally of expenses related to the FPBGSA for future reimbursement.

Continues...

CONSENT CALENDAR

8. Approval of Minutes

Motion to approve the minutes from the Board Meeting of June 26, 2017, Director McFadden; Second, Director Broggie. Roll call vote: three ayes (Broggie, Long and McFadden); none opposed. Motion carries unanimously.

ACTION ITEMS

9. Appointment of Agency Stakeholder Directors

The Board will consider nominees for the three (3) Stakeholder Director positions on the FPBGSA Board of Directors

Motion

After reviewing individual statements from each of the nominees for the three Stakeholder Director positions (Gordon Kimball for Fillmore Basin Pumpers Association; Glen Pace for Piru Basin Pumpers Association; and Candice Meneghin for the Environmental Interests groups), nominees were interviewed by Directors Broggie, Long and McFadden individually regarding their backgrounds, qualifications, and experience as well as to why they wanted to participate in the Fillmore and Piru Basins Groundwater Sustainability Agency.

Motion to approve and appoint Gordon Kimball as the Stakeholder Director nominated by the Fillmore Basin Pumpers Association, Director Broggie; Second Director McFadden. Roll call vote: three ayes (Broggie, Long and McFadden); none opposed. Motion carries unanimously.

Motion to approve and appoint Glen Pace as the Stakeholder Director nominated by the Piru Basin Pumpers Association, Director McFadden; Second Director Broggie. Roll call vote: three ayes (Broggie, Long and McFadden); none opposed. Motion carries unanimously.

Motion to approve and appoint Candice Meneghin as the Stakeholder Director nominated by the Environmental Interests Groups, Director Broggie; Second, Director McFadden. Roll call vote: three ayes (Broggie, Long and McFadden); none opposed. Motion carries unanimously.

10. Adoption of Schedule for Future Meetings

Motion

The Board of Directors reviewed proposed meeting dates for the FPBGSA regular Board of Directors meetings based on the availability of the City of Fillmore City Council Chambers as the site for such future meetings. After checking personal calendars and discussing various options specific dates were agreed to for future meetings, with the caveat that the Board could move to amend specific meeting

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dates in future based on the amount of business the Board has to consider and in keeping with the Brown Act public noticing requirements.

Motion to adopt August 28, 2017; September 18, 2017; October 30, 2017; November 15, 2017; and December 19, 2017 as the Regular Board of Directors meeting dates for the Fillmore Piru Basins Groundwater Sustainability Agency, with a start time of 6p.m., Director McFadden; Second, Director Broggie. Roll call vote: six ayes (Broggie, Kimball, Long, McFadden, Meneghin and Pace); none opposed. Motion carries unanimously

11. Review of Deadlines

Motion

Mr. Morgan presented various administrative deadlines contained in the Joint Powers Agreement (“JPA Agreement”) for contracting for legal counsel/services and developing bylaws (which must be submitted and recorded by June 26, 2108); appointing a treasurer/auditor, applying for a Federal Tax ID/Employer Identification Number; developing a website and/or Facebook page for collecting information for an “interested parties” database; approving a budget (which must be done by September 24, 2017); developing a local conflict of interest code (by the August 28, 2017 board meeting); preparing basin boundary modifications (which all agreed to table until January) and the agency’s groundwater sustainability plan, and preparing for GSP Grant funding (grant application submissions start in August and go through October, and grants are being awarded on a first come-first awarded basis).

The Board also discussed that expenses incurred by various member director’s organizations, be it staff time or out of pocket, would be reimbursed, and the JPA has language to that effect. Mr. Morgan reminded the board that they have the financial authority to impose fees to fund the development of a Groundwater Sustainability Plan for each of the basins and to operate the agency.

Motion to:

1. Task Ms. Sofley with applying for a Tax ID/EIN number, creating a Facebook page and preparing an initial budget for the FPBGSA;
2. Task Director Long with inquiring about the availability of the County’s Legal Counsel to help with 501(c)(3) application, conflict of interest code and bylaws; and to inquire about the County’s IT department helping develop a website and method for collecting “interested parties” data for the FPBGSA;
3. Task Director Meneghin with reviewing and writing the GSA Grant submission with the help of UWCD, and formulating a strategy for the grant process as each basin is able to apply for funding of “reasonable costs”;
4. Task Mr. Morgan with inquiring about the availability of UWCD’s finance department in setting up a billing and collection system for the FPBGSA as a contracted accounting service; researching other GSA’s bylaws; and using

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UWCD's historical data and research to begin developing Groundwater Sustainability Plan as well as assist in getting any consultants hired for the project up to speed quickly;
Director McFadden; Second Director Broggie. Roll call vote: six ayes (Broggie, Kimball, Long, McFadden, Meneghin and Pace); none opposed. Motion carries unanimously

12. Additional Initial Organizational Items

Motion

This item was waived as it was covered in the previous discussion of the Board's review of deadlines.

13. Discussion of Legal Services

Motion

This item was waived as it was covered in the previous discussion of the Board's review of deadlines.

14. Possible Future Action Items

Motion

This item was waived as it was covered in the previous discussion of the Board's review of deadlines.

ADJOURNMENT 7:40p.m.

The Board will adjourn to the next **Regular Board Meeting** on Monday, **August 28, 2017** or call of the Chair.

I certify that the above are a true and correct copy of the minutes of the Board of Directors meeting of July 26, 2017.

ATTEST:



Director Kelly Long, Chair

ATTEST:



Kris Soley, Interim Executive Director

**FILLMORE AND PIRU BASINS
GROUNDWATER SUSTAINABILITY AGENCY
INAUGURAL BOARD OF DIRECTORS MEETING**

ATTENDANCE SHEET/CONTACT INFORMATION

MEETING DATE: July 26, 2017

Name: Tyler Cobb

Organization: SIMPATICA

Phone: (805) 444-0687

E-mail: tyler@simpatica.ag

Name: Glen Pace

Organization: WWS

Phone: 805 795-7600

E-mail: glenpace@sbcglobal.net

Name: DAVID J. ROSS

Organization: CE & D MABLY FAMILY LTD.

Phone: 805-660-4080

E-mail: DAVID@MABLYFL.COM

Name: RICHARD TATE

Organization: J.M. SHARP CO.

Phone: 805-405-7457

E-mail: rtate@jmsharpco.com

Name: Carlize Meneghin

Organization: California Trout

Phone: (805) 665-6203

E-mail: cmeneghin@caltrout.org

Name: ROBERT MORAN

Organization: MORAN BROS

Phone: 805 231 4085

E-mail: FARMORBOB@EARTHLINE.NET

Name: Martin Hernandez

Organization: BOS Bld District

Phone: 654-2276

E-mail: MARTIN.HERNANDEZ@VENTURA.ORG

Name: _____

Organization: _____

Phone: _____

E-mail: _____

Fillmore & Piru Basins Groundwater Sustainability Agency Board of Directors Meeting – July 26, 2017

AGENDA

1. Call to Order
2. Pledge of Allegiance
3. Public Comments
4. Approval of Agenda
5. Director Announcements/Board Communications
6. Update on GSA Notice of Intent Filing with California Department of Water Resources
7. Interim Executive Director Update

CONSENT CALENDAR

8. Approval of Minutes

ACTION ITEMS

9. Appointment of Agency Stakeholder Directors
10. Adoption of Schedule for Future Meetings
11. Review of Deadlines
12. Additional Initial Organizational Items
13. Discussion of Legal Services
14. Possible Future Action Items

GSA formation – Early Decisions

- Elect to become GSA
- Administrative
 - ✓ Solicitation for Stakeholder Director nominations
 - ✓ Review & approve, if acceptable, the Stakeholder Director nominations
 - ✓ Executive Director or ?? – *Kris Sofley - Interim Exec Director*
 - ✓ Legal counsel
 - ✓ Accounting / Treasurer / Auditor
 - ✓ Website / Interested Parties List
- ✓ Budget – *90 days from 1st BOD mtg (June 26 – Sept 24)*
- ✓ Bylaws (*June 26, 2018*)
- ✓ Fed Tax ID # (needed for grant applications)
- ✓ Consider GSP grant funding (*Applications accepted Aug-Oct 2017*)
- ✓ Basin boundary modifications
- ✓ GSP preparation – outside consultant or UWCD or ??

FINANCIAL AUTHORITY

10730. REGULATORY FEES AUTHORITY; LIMITED EXCEPTION FOR DE MINIMIS EXTRACTORS

(a) A groundwater sustainability agency **may impose fees**, including, but not limited to, permit fees and fees on groundwater extraction or other regulated activity, **to fund the costs of a groundwater sustainability program, including, but not limited to, preparation, adoption, and amendment of a groundwater sustainability plan, and investigations, inspections, compliance assistance, enforcement, and program administration, including a prudent reserve.** A groundwater sustainability agency shall not impose a fee pursuant to this subdivision on a de minimis extractor unless the agency has regulated the users pursuant to this part.

FINANCIAL AUTHORITY

10730.2. ADDITIONAL FEE AUTHORITY FOLLOWING ADOPTION OF A PLAN

(b) Until a groundwater sustainability plan is adopted pursuant to this part, **a local agency may impose fees** in accordance with the procedures provided in this section for the purposes of Part 2.75 (commencing with Section 10750) **as long as a groundwater management plan adopted before January 1, 2015, is in effect for the basin.**