Paso Basin Cooperative Committee Notice of Special Meeting

AGENDA

September 7, 2023

NOTICE IS HEREBY GIVEN that the Paso Basin Cooperative Committee will hold a Special Meeting at **4:00 p.m.** on **Thursday, September 7, 2023,** at the Paso Robles Council Chambers, 1000 Spring Street, Paso Robles, CA 93446.

Zoom Link: https://us06web.zoom.us/j/83359446962?pwd=bGJFK3pXYitOQ0hWdk5mZTBXWDFoZz09

Meeting ID: 833 5944 6962

Passcode: 068456

Call-in: +16694449171,,83359446962#,,,,*068456#

Teleconference locations:

Paso Robles Council Chambers Hilton La Jolla Torrey Pines

1000 Spring Street, Paso Robles, CA 93446 10950 N Torrey Pines Rd, La Jolla, CA 92037

NOTE: The Paso Basin Cooperative Committee (PBCC) reserves the right to limit each speaker to three (3) minutes per subject or topic. In compliance with the Americans with Disabilities Act, all possible accommodations will be made for individuals with disabilities, so they may participate in the meeting. Persons who require accommodation for any audio, visual or other disability in order to participate in the meeting of the PBCC are encouraged to request such accommodation 48 hours in advance of the meeting from Taylor Blakslee at (661) 477-3385.

MembersAlternatesMatt Turrentine, Chair, Shandon-San Juan WDRay Shady, Shandon-San Juan WDKelly Dodds, Vice Chair, San Miguel CSDDustin Pittman, San Miguel CSDJohn Hamon, Secretary, City of Paso RoblesVacant, City of Paso RoblesBruce Gibson, Treasurer, County of SLOBlaine Reely, County of SLO

Dana Merrill, Estrella El-Pomar Creston WD Hilary Graves, Estrella El-Pomar Creston WD

- 1. Call to Order (Turrentine) (1 min)
- 2. Pledge of Allegiance (Turrentine) (1 min)
- 3. Roll Call (Blakslee) (1 min)
- 4. Meeting Protocols (Blakslee) (2 min)
- 5. Public Comment Items not on Agenda (Turrentine) (3 min/speaker)
- 6. Response to Previous Public Comments (Reely) (5 min) Nothing to Report

REPORT ITEMS

7. Update on EPC GSA Intent to Develop an RFP for a Proposal to Commence a Crop Water Use Model for the Paso Robles Basin to be Operational in 2024 and 2025 (Merrill) (30 min) – Verbal

ACTION ITEMS

- 8. Approval of April 26, Meeting Minutes (Turrentine) (3 min)
- 9. Develop Responses to the June 23, 2023, Grand Jury Report Items R1-R5 and R9 and Direct Staff to Submit to the Court by September 21, 2023 (Reely) (60 min)
- Consider Directing PBCC Staff to Work with EPC GSA Staff to Develop an RFP for a Proposal to Commence a Crop Water Use Model for the Paso Robles Basin to be Operational in 2024 and 2025 and Explore Funding Alternatives (Merrill) (15 min) – Verbal

- 11. Update from Member GSAs (10 min) Verbal
 - a. City of Paso Robles
 - b. County of San Luis Obispo
 - c. Estrella-El Pomar-Creston Water District
 - d. San Miguel Community Services District
 - e. Shandon-San Juan Water District
- 12. Upcoming meeting(s) (Blakslee) (2 min)
 - a. Next Regular PBCC Meeting October 25th
- 13. Future Items (2 min)
- 14. Correspondence (2 min)
- 15. Adjourn (6:17 p.m.)

Paso Basin Cooperative Committee DRAFT Minutes

April 26, 2023

The following members or alternates were present:

Matt Turrentine, Chair, Shandon-San Juan Water District GSA Kelly Dodds, Vice Chair, San Miguel Community Services District GSA John Hamon, Secretary, City of Paso Robles GSA Bruce Gibson, Treasurer, County of San Luis Obispo GSA

1.	Call to Order	Chair Turrentine: calls the meeting to order at 4:00 p.m.
2.	Pledge of Allegiance	Chair Turrentine: leads the Pledge of Allegiance.
3.	Roll call	Project Manager, Taylor Blakslee: calls roll.
	Meeting Protocols Public Comment – Items not on Agenda	Project Manager, Blakslee provides an overview of meeting protocols. Meeting Audio: Item start ~ 00:02:12 Chair Turrentine: opens the floor for public comment. Greg Grewal: Notes the Annual Report was submitted to the California Department of Water Resources on April 1st and asks what will be done to discuss the topic of the 21,000 acre-feet of over irrigation between the evapotranspiration and the actual crop factors that are supposed to be used, and also what's being calculated to account for lined irrigation ponds that are filled with pumped groundwater with no protection from evaporation.
6.	Response to Previous Public Comments	Meeting Audio: Item start ~ 00:03:52 Nothing to report
7.	Update on Statement of Equity	Meeting Audio: Item start ~ 00:4:08 Chair Turrentine: opens discussion for Agenda Item 7 Update on Statement of Equity Treasurer Gibson: informs the Paso Basin Cooperative Committee (PBCC) the statement of equity has evolved since it was first mentioned in the special PBCC meeting on March 16, 2023. Treasurer Gibson explains the PBCC was handed a hard copy of the third version of the draft, which had input from conversations from a variety of individuals from the Paso Robles Wine Country Alliance, Farm Bureau, and others and those edits are shown in tracked changes. Treasurer Gibson explains his vision for the statement of equity is for all the Groundwater Sustainability Agency's (GSAs) in the Paso Basin would endorse a statement that would be agreeable to all the GSA's and include the statement of equity in
		the updated GSP. He notes he believes the statement of equity if getting close to a final version and has not heard any major opposition to the concept and, possibly by the next PBCC meeting, each GSA could potentially endorse a statement of an expected update to the GSP. Treasurer Gibson explains the three categories of changes to the draft document are 1) the document should not speak to the specifics of projects (he also thanks Shandon San Juan Water District for providing comments on the statement), 2) express the value of the

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agricultural use of water, and 3) a measure of reasonableness should be included in the statement. Treasurer Gibson continues to walk through the latest draft which talks about sustainable and equitable access to shared resources. He explains Shandon San Juan identified there are multiple small mutual water supply systems that will need to be identified in the draft, and a bullet that states one of the challenges of equitable access is SGMA emphasized it would not alter California water law.

Secretary Hamon: asks if the public received a copy of this draft statement of equity document.

Mr. Reely: responds Treasurer Gibson brought hard copies and they were made available at the table near the entrance of the Chambers.

Treasurer Gibson: responds each GSA would add this item to their agenda for the public to view.

Chair Turrentine: opens the floor for public comment.

Patricia Wilmore: speaks

Greg Grewal: speaks

Willy Cunha: speaks

Susan Harvey: speaks

Murray Powell: speaks

8. Report on Spring 2023 Groundwater Levels

Meeting Audio: Item start ~ 00:32:59

Chair Turrentine: opens discussion for Agenda Item 8 Report on Spring 2023 Groundwater Levels.

Mr. Reely: informs the PBCC that the County measures spring groundwater levels in April. He notes there are 100 wells in the Paso Basin monitoring network and 87 wells were measured, 11 wells were not measured due to the well pumping or obstruction in the well, and 2 wells were dry. He presents statistics on the groundwater level changes and notes overall positive recovery to groundwater levels to most of the wells in the Basin.

Secretary Dodds: asks if the data can be used to assess locations for interconnected surface water.

Treasurer Gibson: requests that data be shown as a contour map.

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	Chair Turrentine: notes there may be additional recovery measured in the coming months. Chair Turrentine: opens the floor for public comment.
	Stakeholder: speaks
	Greg Grewal: speaks
9. Update on SGMA GSP Implementation Round 1 Grant Implementation	Meeting Audio: Item start ~ 00:48:15 Chair Turrentine: opens discussion for Agenda Item 9 Update on SGMA GSP Implementation Round 1 Grant Implementation. Mr. Blakslee: provides an update on the two invoices submitted to DWR for
Implementation	grant reimbursement and reviewed the costs for each grant budget component. Chair Turrentine: opens the floor for public comment. No comments.
10. Report on Technical Advisory Committees	Meeting Audio: Item start ~ 00:50:55 Chair Turrentine: opens discussion for Agenda Item 10 Report on Technical Advisory Committees.
a. Expanded Monitoring Network	Mr. Blakslee: updates the PBCC that Technical Advisory Committees have begun meeting and are being facilitated by the Hallmark Group and provides updates as provided in the PBCC agenda packet.
b. Blended Water Supply	Secretary Hamon: asks if the TAC is working on ways to get Nacimiento water to this source. Mr. Alakel replies that they are.
c. MILR	Chair Turrentine: opens the floor for public comment.
	Willy Cunha: speaks.
	Joe Irick: speaks.
	Serena Freedman: speaks.
11. Report on 2025 Groundwater Sustainability Plan Update	Meeting Audio: Item start ~ 01:09:19 Chair Turrentine: opens discussion for Agenda Item 11 Report on 2025 Groundwater Sustainability Plan Update (GSP).
(GSP)	Mr. Reely: updates the PBCC that the Groundwater Sustainability Plan (GSP) five-year update is due January 31, 2025, and there are only seven regular PBCC meetings before the GSP update is due. He recommends the PBCC staff develop

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	recommendations to be presented for the GSP update at the PBCC regular meeting on July 26, 2023.										
	Chair Turrentine: opens the floor for public comment. No comment.										
12. Approval of March 16, 2023 Regular Meeting Minutes	Vice Chair Dodds: requests to change the minutes to correctly spell his las name. Chair Turrentine: opens the floor for public comment. No comment. Motion by: Vice Chair Dodds Second by: Secretary Hamon Motion: Committee moves to approve March 16, 2023, Regular Meeting										
	Minutes with the correction to correctly Members	•	Noes	Abstain		1					
	Matt Turrentine (Chair)	Ayes X	NUCS	Austain	Recuse						
	Kelly Dodds (Vice Chair)	X									
	John Hamon (Secretary)	X				1					
	Bruce Gibson (Treasurer)	X									
13. Approval of Members to the Technical Advisory	Meeting Audio: Item start ~ 01:15:12 Chair Gibson: opens discussion for Agr Technical Advisory Committees.	enda Ite									
Mr. Blakslee: provides background on several applications requestin TACs as follows: Expanded Monitoring Network – Murray Powell; Cade Creason, Neil Roberts, Tavo Acosta.											
	ent. No	comment									
	Motion by: Secretary Hamon Second by: Vice Chair Dodds Motion: Committee moves to approve appointments to the TACS as outlined in agenda item No. 13.										
	Members	Ayes	Noes	Abstain	Recuse	1					
	Matt Turrentine (Chair)	X									
	Kelly Dodds (Vice Chair)	X									
	John Hamon (Secretary)	X									
	Bruce Gibson (Treasurer)	X									
14. Update from Member GSAs	Meeting Audio: Item start ~ 01:16:20		opulie nom								

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	Mr. Blakslee: reports a letter was received from the City of Paso Robles on April 21, 2023 in support of the EPC becoming a GSA, which is included in the packet.
	Chair Turrentine: opens the floor for public comment.
	Greg Grewal: speaks.
	Jerry Reaugh: speaks.
	Treasurer Gibson: comments all legal aspects will be considered at the June 6, 2023, Board of Supervisor meeting.
19. Adjourn	Secretary Hamon moves to adjourn the meeting at 6:05 p.m. and Treasurer Gibson seconds the motion.

Drafted by: Taylor Blakslee/Joshua Montoya, Hallmark Group

PASO BASIN COOPERATIVE COMMITTEE September 7, 2023

Agenda Item #9 – Develop Responses to the June 23, 2023, Grand Jury Report Items R1-R5 and R9 and Direct Staff to Submit to the Court by September 21, 2023

Recommendation

Review and consider approving PBCC responses to Grand Jury findings and recommendations and direct staff to submit to the court.

Prepared By

Blaine Reely, County of San Luis Obispo Groundwater Sustainability Director

Discussion

On June 23, 2023, the Grand Jury issued a report entitled "Can One Year Wash Away the Paso Robles Basin's Water Worries?" The report requires Paso Basin Cooperative Committee (PBCC) responses to all findings and recommendations R1-R5 and R9 to be submitted to the presiding judge of the San Luis Obispo County Superior Court by September 21, 2023 (within 90 days of the report).

On July 26, 2023, the PBCC directed staff to draft responses for consideration of approval at a Special Meeting and the draft PBCC responses to the grand jury report are provided as Attachment 1 for review and consideration of approval.

* * *

DRAFT

Grand Jury Report PBCC Responses September 7, 2023

FINDINGS

F1.	The combination of drought conditions and	increased	agricultur	al lands	s in proc	luction	has
resu	lted in an unsustainable decline in the Paso	Basin.					

F2. Since 1998 there has been over 700,000 AF reduction of groundwater storage resulting in dry wells for many rural residential properties and jeopardizing long-term agricultural viability.

We Agree with this Finding \square

F3. The current number and location of groundwater monitoring well data collected by the PBCC is insufficient for decision making.

We Agree with this Finding \square

F4. The PBCC currently does not require or have full access to the annual volume of groundwater pumping by all agricultural users to determine the extent of the demand on the basin.

We Wholly or Partially Disagree with the Finding for the following reasons: We partially disagree with this finding. In the WY 2022 GSP Annual Report satellite-based evapotranspiration (Et) data was used to estimate agricultural water demand and was determined to be a more accurate method of estimating water use since it directly measures actual Et as it varies spatially and temporally throughout the Subbasin. Et captures nuances in crop irrigation practices, such as deficit irrigation, and while we anticipate making future refinements and improvements to this methodology for estimating agricultural groundwater pumping, we believe that the use of Et data will provide a reliable and accurate methodology for estimating agricultural groundwater pumping in the Paso Basin.

F5. The GSP initiatives for feasible supplemental water options and conservation measures are insufficient to balance the basin. Basin recovery depends upon reduction in active agricultural production pumping.

We Wholly or Partially Disagree with the Finding for the following reasons: We partially disagree with this finding. Although we do agree that reductions in groundwater pumping will be required to achieve sustainable conditions in the Paso Basin, we believe that the projects and management actions identified in the GSP will be sufficient to balance the basin. Some of the projects and management actions described in the GSP are currently in the development and implementation phases. These include projects that will bring supplemental

water into the basin to be used in lieu of groundwater pumping. Examples of these include the City of Paso Robles recycled water project which is currently under construction and the San Miguel CSD recycled water project which is currently in the design phase. In addition,

the PBCC has formed a Technical Advisory Committee (TAC) to provide recommendations for moving forward with the design of the Blended Water Supply Project, which will bring a blended supply of Nacimiento water and City of Paso Robles recycled water into the basin where it can be used for agricultural irrigation in-lieu of groundwater pumping. Additionally, management actions including the Multi-Benefit Irrigated Land Repurposing (MILR) Program is currently under development with support from a TAC that was formed by the PBCC. The primary goal of the MILR Program will be to achieve voluntary reductions in agricultural groundwater pumping. Other projects and management actions to be considered in the future include voluntary land fallowing, potential for using State Water Project water to benefit the Paso Robles groundwater basin, and conservation measures.

F6. The failure of the PBCC to apply equitable pumping restrictions has resulted in continued decline of the Paso Basin.

We Wholly or Partially Disagree with the Finding for the following reasons:

We partially disagree with this finding. Although the continued level of groundwater pumping has contributed to the continued decline in groundwater levels in the Paso Basin, the effects of prolonged severe drought periods during the past several years has significantly reduced the volume of water being recharged to the basin. The lack of recharge during these drought years has also significantly contributed to the decline of groundwater levels in the basin.

It is also important to note that the decline of groundwater levels in the Paso Basin is a problem that started prior to the formation of the PBCC and insufficient action from agencies in place prior to the formation of the PBCC contributed to those declines.

F7. Public information and outreach on Paso Basin status is inadequate.

We Wholly or Partially Disagree with the Finding for the following reasons:

We disagree with this finding. There has been a significant effort to inform the public with regard to the status of the Paso Basin and the GSA's efforts and progress towards GSP implementation. The PBCC, which includes representatives of each of the GSAs in the Paso Basin, meet regularly, under Brown Act protocols, providing access for public attendance and participation. In addition, each of the GSAs have periodic meetings that are open to public attendance and participation. Recently, the PBCC formed three (3) TACs that meet regularly, under Brown Act protocols, providing access for public attendance and participation. To supplement the various public meetings that occur, members of the GSAs regularly attend and participate in various stakeholder and industry group meetings to provide information, updates and answer questions. Finally, members of the GSAs work closely with local media outlets to inform the public. Although these efforts have been productive, we do agree that the public information and outreach efforts within the Paso Basin should be expanded.

F8. Fees that would make the GSP self-sustaining are not uniformly applied across the GSAs. Unincorporated areas governed by the County are not collecting fees.

We Agree with this Finding \square

F9.	Rural residential	wells remain	n at risk.	Many	rural	residential	users	lack the	resources	and	means
to c	correct the situation	on.									

We Agree with this Finding \square

F10. There remains an inequity between rural properties in using groundwater for agricultural production under the 2013 County Planting Ordinance.

We Agree with this Finding \square

Note: The 2013 County Planting Ordinance is a County of San Luis Obispo ordinance and the PBCC does not have regulatory authority over this item.

F11. Management efforts have not advanced sufficiently to begin regulation of basin activities.

We Agree with this Finding \square

RECOMMENDATIONS

- **R1.** The GSAs need to expedite their plans to expand the monitoring network for use in the 2025 GSP update.
 - ☐ The recommendation has been implemented.

Summary regarding the implemented action:

On March 16, 2023, the Expanded Monitoring Network Technical Advisory Committee (TAC) was established by the Paso Basin Cooperative Committee, via a public process, to develop recommendations to the PBCC for the expansion of existing monitoring networks in the Paso basin. The TAC's purpose is to advise and assist in implementation of the Paso Basin expanded monitoring network including a) incorporating 100 existing wells into the representative monitoring site (RMS) network, b) installing three (3) stream gauges, c) installing two (2) climatological stations, and d) performing supplemental hydrogeologic investigations for potential minimum thresholds exceedances (as required).

- **R2.** The GSAs need to employ the most accurate satellite data for determining groundwater utilization or adopt regulations which mandate reporting of groundwater extraction for agricultural production wells within the Paso Basin by the 2025 GSP update.
 - ☑ The recommendation has been implemented.

Summary regarding the implemented action:

In the WY 2022 GSP Annual Report satellite-based evapotranspiration (Et) data was used to estimate agricultural water demand. This methodology is being used in numerous basins throughout the State and has been accepted by DWR as a proxy for groundwater extractions. The PBCC anticipates this methodology will be refined to continue to provide better estimates of groundwater use in the Paso Basin.

- **R3.** Implementation of the proposed MILR Program, to establish voluntary land fallowing, needs to be initiated by the 2025 GSP update. If voluntary measures are ineffective, the PBCC will need to implement a mandatory program.
 - ☐ The recommendation has not yet been implemented but will be implemented in the future.

Timeframe for implementation:

On March 16, 2023, the Multibenefit Irrigated Land Repurposing (MILR) Program TAC was established by the Paso Basin Cooperative Committee, via a public process, to develop recommendations to the PBCC for the development and implementation of a MILR program. The MILR program consists of two phases. Phase 1 is a voluntary component that anticipates the adoption of an ordinance to codify a successful MILR program. If Phase 1 is unsuccessful, Phase 2 will be considered which may include a mandatory component that will provide for a groundwater allocation component to contribute to the sustainability of the Paso Basin.

- **R4.** The GSAs must establish and implement the necessary governance structure to build public trust and execute procedures up to and including formal regulations to define equitable groundwater extractions and enforcement mechanisms.
 - □ The recommendation has been implemented.

Summary regarding the implemented action:

In the fall of 2017, the GSAs in the Paso basin entered into a memorandum of agreement to form the PBCC and this entity does provide the necessary governance structure to successfully implement the Paso Basin Groundwater Sustainability Plan. Moving forward the PBCC may consider other governance structures, as necessary.

- **R5.** GSAs should intensify outreach to solicit public input and educate residents and property owners, particularly those whose wells have run dry. Outreach should include the development of a collective single website for the PBCC.
 - ☑ The recommendation has been implemented.

Summary regarding the implemented action:

Each GSA has public meetings and have their own outreach efforts including websites. The County maintains a website that houses SGMA, GSA, and PBCC information relative to the Paso Basin under its Groundwater Sustainability Department (GSD) page. Moving forward, additional resources may be added to the GSD page including dry well reports and assistance for well owners with well issues. The County also maintains an active email list for Paso Basin stakeholders that it uses to communicate important basin information. Consideration may be given for the development of a collective single website in the future should the PBCC deem that appropriate.

R9. For the 2025 GSP annual update, the Cooperative Committee should update the GSP timeline to show a realistic and deliverable set of management actions.

☑ The recommendation has not yet been implemented but will be implemented in the future.

Timeframe for implementation:

The PBCC will perform a GSP evaluation prior to the January 2025 deadline which will include an analysis of the success of implementation of the GSP including projects and management actions and will include a consideration of updating the GSP timeline inclusion in a future GSP update.

