Groundwater Sustainability Commission for the San Luis Obispo Valley Groundwater Basin

Agenda December 12, 2018

NOTICE IS HEREBY GIVEN that the Groundwater Sustainability Commission of the San Luis Obispo Valley Groundwater Basin will hold a meeting at **3:30 P.M. on Wednesday, December 12, 2018** at the **Ludwick Community Center**, 864 Santa Rosa St, San Luis Obispo, CA 93401.

NOTE: In compliance with the Americans with Disabilities Act, if you need disability-related modifications or accommodations to participate in this meeting, please contact Joey Steil at (805) 781-4076. The Groundwater Sustainability Commission reserves the right to limit each speaker to three (3) minutes per subject or topic.

Adam Hill, Member, County of San Luis Obispo Bob Schiebelhut, Chair, EVGMWC Dennis Fernandez, Member, ERMWC/VRMWC Mark Zimmer, Vice Chair, GSWC Andy Pease, Member, City of San Luis Obispo Bruce Gibson, Alternate, County of San Luis Obispo George Donati, Alternate, EVGMWC James Lokey, Alternate, ERMWC/VRMWC Toby Moore, Alternate, GSWC Carrie Mattingly, Alternate, City of San Luis Obispo

- 1. Call to Order (Chair)
- 2. Roll Call (City Staff: Aaron Floyd)
- 3. Pledge of Allegiance (Chair)
- 4. Public Comment Items not on Agenda (Chair)
- 5. Approval of Meeting Minutes (Chair)
 - a) June 13, 2018
 - b) July 26, 2018

6. Overview of SGMA Compliance Efforts in the San Luis Obispo Valley Groundwater Basin

(County Staff: Carolyn Berg)

Recommendation

- a) Receive an update on the progress of SGMA compliance efforts in the San Luis Obispo Valley Groundwater Basin (SLO Basin).
- 7. Discussion on the Formation of a Stakeholder Advisory Committee (City/County Staff: Aaron

Floyd/Dick Tzou)

Recommendation

- a) Receive a presentation regarding the potential formation of a stakeholder advisory committee for the San Luis Obispo Valley Groundwater Basin pursuant to the terms of the MOA.
- b) Consider designating one or two Commission Member(s)/Alternate Member(s) to work with City and County staff to prepare recommendations related to the proposed structure and

formation of a stakeholder advisory committee for future consideration by the Commission and GSA governing bodies.

8. Status Update on the Request for Proposal (RFP) for the Groundwater Sustainability Plan (GSP).

(County/City Staff: Dick Tzou/Aaron Floyd; Alternate Member Toby Moore)

Recommendation

a) Receive an update on the RFP solicitation.

9. Future Items (Chair)

- a) GSP development kick-off with GSP Consultant
- b) Further discussions on formation of stakeholder advisory committee
- c) Informational presentation regarding geophysics technologies to supplement groundwater basin characterizations
- d) Next regular meeting on March 13, 2019.

10. Adjourn (Chair)

The following members or alternates were present: Bob Schiebelhut, Chairperson, EVGMWC Mark Zimmer, Vice Chairperson, GSWC Dennis Fernandez, Member, ERMWC/VRMWC Andy Pease, Member, City of San Luis Obispo

1.	Call to Order	Chairperson, Bob Schiebelhut, calls the meeting to order at 3:31 PM					
2	Roll Call						
Z .	Koll Call	City Staff, Aaron Floyd, calls roll.					
3.	Pledge of Allegiance	Chairperson, Bob Schiebelhut, leads	s the Ple	dge of A	Allegiance	.	
4.	Public Comment – Items not on Agenda	 Chairperson Schiebelhut: opens the floor for public comment on items not on the Agenda. County Staff, Carolyn Berg: gave an update regarding the conflict of interest code. Typical process is going to the County as a reviewing body, once adopted, will have 30 days to file form. More details to come on initial filing. In 2019, will file with full calendar year of 2018. Lee Knudtson: clarified that he is not the owner of Wellntel, as suggested in the draft meeting minutes from April 18, 2018. Also offered services to fill data gaps. 					
5.	Approval of Meeting Minutes (Chair)	 Motion for approval of meeting minutes from April 18, 2018. Item 9 – clarification that should read consultant selection committee instead of GSP Review Committee. Motion By: Mark Zimmer Second By: Dennis Fernandez Motion: The Commission moves to approve the meeting minutes of April 18, 2018. 					
		Members	Ayes	Noes	Abstain	Recuse	
		Bob Schiebelhut (Chairperson)	X				
		Mark Zimmer (Vice Chairperson)	Х				
		Dennis Fernandez (Member)	Х				
		Andy Pease (Member)	Х				
6.	Overview of the Ralph M. Brown Act	 City Staff, Jon Ansolabehere: provides a PowerPoint presentation on the Ralph M. Brown Act. Brown Act initial wording was read. Noted that this commission is a Brown Act body. Warned that technology has changed the pitfalls of the Act. Other key points: Agendas posted 72 hours in advance of a meeting. 					

		June 13, 2018						
		 Special meetings require 24 hours noticing. Agendas must contain a brief description of each item to act on. Discussion of items not agendized is not allowed. All meetings must be open to the public. Public must be given the opportunity to speak on any item. Meetings must be held within City limit. A meeting is any congregation of a majority of members. Watch for pitfalls: collective briefings, serial meetings, email correspondence, retreats and workshops, informal gatherings. 						
7.	Discussion of Meeting Documentation and Minutes Format	City Staff, Aaron Floyd: provides a PowerPoint presentation regarding meeting documentation and minutes format. Options for different minutes formatting were given.Motion By: Bob Schiebelhut Second By: Andy Pease Motion: The Commission moves to adopt Brief Summary minutes format along with audio recordings of futures meetings.MembersAyes Noes 						
		Dennis Fernandez (Member)	Х					
0		Andy Pease (Member)	X		1.			
8.	SGMA Basin Prioritization Draft Results	County Staff, Carolyn Berg: provided a presentation regarding SGMA Basin Prioritization. Update on changes to some boundaries. Prioritization first done in 2014. Reassessed in 2018. Several points were added to our area that moved our basin from medium to high priority. Analysis showing rational for changing the priority was shared. No requirements have been changed due to change in prioritization. Comment period to question data is to July 18, 2018. A link to the State's report located at bottom of staff report.						
9.	Notification of Intent (NOI) to Initiate Development of Groundwater Sustainability Plan for the San Luis Obispo Valley Groundwater Basin	 County Staff, Dick Tzou: recommended the following to the commission: Recommend each Groundwater Sustainability Agency (GSA) to notify the Department of Water Resources of intent to collectively develop a Groundwater Sustainability Plan (GSP). Make information publicly available by posting on each GSA's website. 						
		Motion By: Andy Pease						

June 13, 2018						
Second By: Dennis Fernandez						
	Motion: The Commission moves to adopt recommendations.					
	Members	Ayes	Noes	Abstain	Recuse	
	Bob Schiebelhut (Chairperson)	X				
	Mark Zimmer (Vice Chairperson)	X				
	Dennis Fernandez (Member)	X				
	Andy Pease (Member)	Х				
10. Update on the Scope of	City/County Staff, Aaron Floyd/Dic	·k Tzou	and Alt	ernate Me	mher	
Work for the	Toby Moore provided an update on				· · · ·	
Groundwater	Initial meeting of the consultant sele					
Sustainability Plan (GSP)	May 30, 2018 to discuss scope of w					
	was used as a template. Aligned wit			1		
	funding. Recommendation to Comm					
	meeting in July 2018 to discuss fina			-		
	question by public that looking to so					
	consultant in August.			0		
	Motion By: Mark Zimmer					
	Second By: Andy Pease					
	Motion: The Commission moves to	o schedi	ıle a Sp	ecial Mee	ting in	
	July to discuss the scope of work fo					
	5					
	Members	Ayes	Noes	Abstain	Recuse	
	Bob Schiebelhut (Chairperson)	X				
	Mark Zimmer (Vice Chairperson)	X				
	Dennis Fernandez (Member)	X				
	Andy Pease (Member)	Х				
			•			
11. Future Items	Update on GSP Consultation	n Selecti	ion Proc	ess		
	Update on Geophysics Pilot				al Poly	
	with new technology to map	•	-	• •	2	
	 Review of GSA Annual Budget 					
		0				
	Public Comment: Cal Poly has offer	red to pr	rovide e	quipment	and	
	students under guidance of a professor. Can we invite Geophysics					
	professor to attend July 26 meeting? Availability will be checked.					
	Deliberation on future items					
	Next regular meeting scheduled for September 12, 2018.					

12. Adjourn	Motion By: Bob Schiebelhut Second By: Mark Zimmer Motion: The Commission moves to adjourn the meeting at 5:01 PM					
	Members	Ayes	Noes	Abstain	Recuse	
	Bob Schiebelhut (Chairperson)	X				
	Mark Zimmer (Vice Chairperson)	X				
	Dennis Fernandez (Member)	X				
	Andy Pease (Member)	Х				

DRAFTED BY: City Staff: Michelle Bulow EDITED BY: County Staff: Joey Steil

The following members or alternates were present:

Bob Schiebelhut, Chairperson, EVGMWC Mark Zimmer, Vice Chairperson, GSWC Dennis Fernandez, Member, ERMWC/VRMWC Andy Pease, Member, City of San Luis Obispo Adam Hill, Member, County of San Luis Obispo

 Call to Order Roll Call 	Chairperson, Bob Schiebelhut, calls the meeting to order at 3:05 PM City Staff, Aaron Floyd, calls roll and introduces the new recording secretary, Megan Wilbanks
3. Pledge of Allegiance	Chairperson, Bob Schiebelhut, leads the Pledge of Allegiance
4. Public Comment – Items not on Agenda	Chairperson Schiebelhut: opens the floor for public comment on items not on the Agenda. None
5. Review Draft Scope of Work for Groundwater Sustainability Plan (GSP) Development	County/City Staff Dick Tzou/Aaron Floyd and Alternate Member Toby Moore: presented an update on the Draft Scope of Work for the development of the GSP. Tzou gave an update on the timeline for executing the SGWP Grant Agreement and identified the main administrative tasks for development of the GSP. Moore provided an update on the technical aspect of developing conceptual models and identifying thresholds for various goals in order to monitor and measure progress. Floyd stressed the importance of interagency cooperation as the San Luis Obispo Basin borders two other groundwater basins and informed the Commission on the development of the Data Management System Tool. The committee posed a series of questions regarding the role of the Commission throughout development of the GSP, options for alternative uses if there are surplus funds at the end of the project, and clarification of the RFP selection criteria.
6. Future Items	• Next regular meeting scheduled for December 12, 2018

Groundwater Sustainability Commission Special Meeting Minutes (DRAFT) July 26, 2018

7. Adjourn	Motion By: Bob Schiebelhut Second By: Andy Pease Motion: The Commission moves to adjourn the meeting at 4:00 PM					
	Members	Ayes	Noes	Abstain	Recuse	
	Bob Schiebelhut (Chairperson)	Х				
	Mark Zimmer (Vice Chairperson)	Х				
	Dennis Fernandez (Member)	Х				
	Andy Pease (Member)	Х				
	Adam Hill (Member)	Х				

DRAFTED BY: City Staff: Megan Wilbanks EDITED BY: County Staff: Joey Steil

GROUNDWATER SUSTAINABILITY COMMISSION for the San Luis Obispo Valley Groundwater Basin December 12, 2018

Agenda Item 6 – Overview of SGMA Compliance Efforts in the San Luis Obispo Valley Groundwater Basin (Presentation Item)

Recommendation

a) Receive an update on the progress of SGMA compliance efforts in the San Luis Obispo Valley Groundwater Basin (SLO Basin).

Prepared By

Carolyn Berg, County of San Luis Obispo

Discussion

Staff will present a brief overview of the key milestones and progress made towards SGMA compliance in the SLO Basin. The intent of this item is to reflect on and celebrate the progress todate, as the GSAs, Commission and stakeholder move into the GSP development phase efforts. Below is a summary of the key efforts to-date including: formation of Groundwater Sustainability Agencies (GSAs), adoption of a Memorandum of Agreement (MOA), and initiation of the groundwater sustainability plan (GSP) development processes.

GSA Formation and MOA Background

In May 2017, both the City of San Luis Obispo (City) and the County of San Luis Obispo (County) each formed GSAs, resulting in full coverage of the SLO Basin. Although GSAs were formed by the two local public agencies, SGMA provides that other entities are eligible to participate in GSAs. Representatives of eligible entities within the SLO Basin, including the Golden State Water Company (GSWC), Edna Ranch Mutual Water Company (ERMWC), Varian Ranch Mutual Water Company (VRMWC), and Edna Valley Growers Mutual Water Company (EVGMWC), were engaged in developing the governance structure for the SLO Basin and in engaging local stakeholders since 2015. On January, the County GSA, City GSA, and the other eligible entities listed above entered into a Memorandum of Agreement (MOA) that established the Commission (advisory body to the GSAs) and the terms under which the City GSA and County GSA will jointly develop a single GSP, in coordination with the Commission.

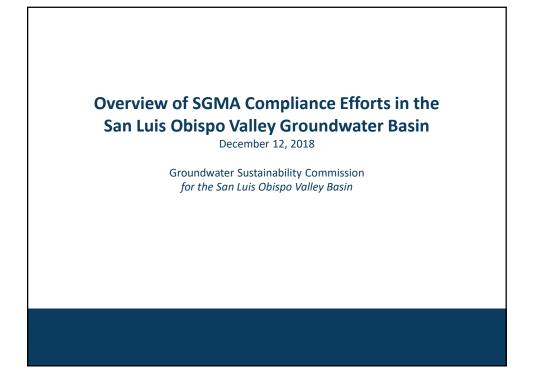
GSP Development Background

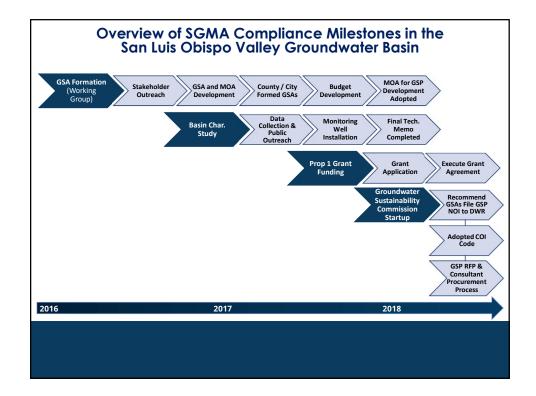
There has also been significant progress on the GSP development. In December 2016, the County contracted with GSI Water Solutions Inc. to develop a groundwater basin characterization study. The study was finalized in January 2018 and helped to create a foundational understanding of the groundwater basin for the future GSP development process.

The County (acting as the contracting agent on behalf of the County and City GSAs) is in the process of soliciting a request for proposal (RFP) for GSP. As will be described further in Agenda Item 8, significant progress has been made towards procuring a consultant.

Attachment:

1.Presentation





GROUNDWATER SUSTAINABILITY COMMISSION for the San Luis Obispo Valley Groundwater Basin December 12, 2018

Agenda Item 7 – Discussion on the Formation of Stakeholder Advisory Committee (Action Item)

Recommendation

- a) Receive a presentation regarding the potential formation of a stakeholder advisory committee for the San Luis Obispo Valley Groundwater Basin pursuant to the terms of the MOA.
- b) Consider designating one or two Commission Member(s)/Alternate Member(s) to work with City and County staff to prepare recommendations related to the proposed structure and formation of a stakeholder advisory committee for future consideration by the Commission and GSA governing bodies.

Prepared By

Aaron Floyd, City of San Luis Obispo Dick Tzou, County of San Luis Obispo

Discussion

Section 5 (Establishment of Additional Advisory Committees) of the MOA provides that the City Council and the County Board of Supervisors will establish a stakeholder advisory committee to the Commission to consider the interests of beneficial uses and users not already represented on the Commission per Water Code Section 10723.2. The Water Code requires that the GSAs shall consider the interests of all beneficial uses and users of groundwater, as well as those responsible for implementing groundwater sustainability plans (GSPs). These interests include, but are not limited to, all of the following:

- (a) Holders of overlying groundwater rights:
 - (1) Agricultural users, including farmers, ranchers, and dairy professionals.
 - (2) Domestic well owners.
- (b) Municipal well operators.
- (c) Public water systems.
- (d) Local land use planning agencies.
- (e) Environmental users of groundwater.
- (f) Surface water users, if there is a hydrologic connection between surface and groundwater bodies.
- (g) The federal government, including, but not limited to, the military and managers of federal lands.
- (h) California Native American tribes.
- (i) Disadvantaged communities, including, but not limited to, those served by private domestic wells or small community water systems.
- (j) Entities listed in Section 10927 that are monitoring and reporting groundwater elevations in all or a part of a groundwater basin managed by the GSA.

Pending future discussions with the Commission and its recommendation to the GSAs, the stakeholder advisory committee could consist of representatives from any or all of the above user types as may be helpful to adequately consider the diverse interests during GSP development. Based on that focused purpose, the stakeholder advisory committee could be formed pursuant to the terms of the MOA for the purpose of supporting development and review of a GSP, with various roles such as receiving updates of various technical studies and providing input and feedback to the

GSAs and Commission on items such as monitoring, technical studies/GSP development, regulations, and management strategies.

It is recommended that the Commission designate one or two Commission Member(s) to work with City and County staff to develop a proposed structure and formation process for a stakeholder advisory committee. The primary responsibilities of this working group would be to develop a proposed structure and possible composition for a stakeholder advisory committee, identify committee roles and responsibilities, discuss potential interest representation, and define nomination/selection process for the advisory committee representatives. Once under contract, the GSP Consultant will consult with the City and County staff and the designated Commission Member(s) (Working Group) to develop a stakeholder engagement and outreach plan and support the formation of a stakeholder advisory committee. After the Working Group has completed the above-mentioned tasks, it would present the proposed formation approach and the stakeholder advisory committee to the Commission for consideration. Pending future action, the Commission would then recommend formation of the proposed stakeholder advisory committee to the GSAs for approval and to initiate stakeholder advisory committee member nomination and selection processes.

It is also anticipated that the GSAs and Commission may find benefit in establishing an additional technical advisory committee or peer review team as development of the GSP progresses. However, the formation of such groups would be discussed and determined as needs arise.

Staff will present a brief description of the GSAs' and Commission's decision-making processes and the stakeholder advisory committee formation process.

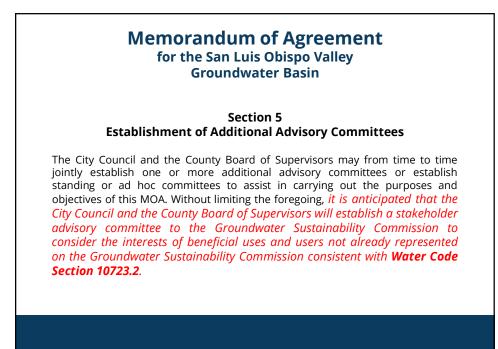
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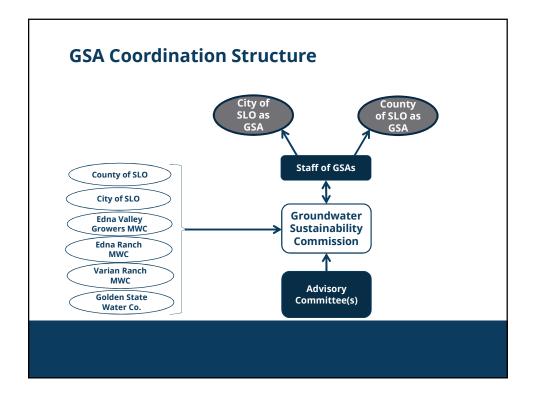
1. Presentation

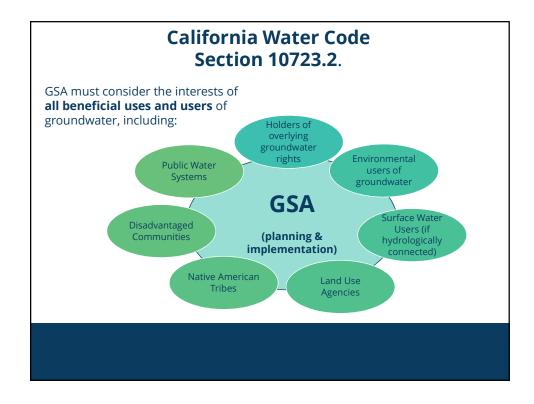
Discussion on the Formation of a Stakeholder Advisory Committee

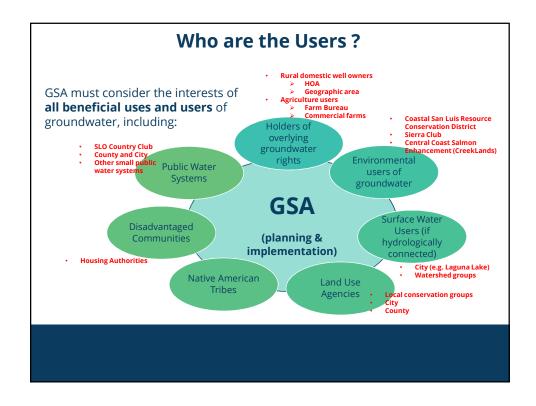
December 12, 2018

Groundwater Sustainability Commission for the San Luis Obispo Valley Basin















Thank you!

For more information, join our email list: www.slocountywater.org/sgma

California Water Code (backup Slide) Section 10723.2. The groundwater sustainability agency shall consider the interests of all beneficial uses and users of groundwater, as well as those responsible for implementing groundwater sustainability plans. These interests include, but are not limited to, all of the following: (a) Holders of overlying groundwater rights, including: (1) Agricultural users, including farmers, ranchers, and dairy professionals. (2) Domestic well owners. (b) Municipal well operators. (c) Public water systems. (d) Local land use planning agencies. (e) Environmental users of groundwater. (f) Surface water users, if there is a hydrologic connection between surface and groundwater bodies. (g) The federal government, including, but not limited to, the military and managers of federal lands. (h) California Native American tribes. (i) Disadvantaged communities, including, but not limited to, those served by private domestic wells or small community water systems. (j) Entities listed in Section 10927 that are monitoring and reporting groundwater elevations in all or a part of a groundwater basin managed by the groundwater sustainability agency.

California Water Code (Backup Slide)

Section 10927. Any of the following entities may assume responsibility for monitoring and reporting groundwater elevations in all or a part of a basin or subbasin in accordance with this part:

(a) A watermaster or water management engineer appointed by a court or pursuant to statute to administer a final judgment determining rights to groundwater.

(b) (1) A groundwater management agency with statutory authority to manage groundwater pursuant to its principal act that is monitoring groundwater elevations in all or a part of a groundwater basin or subbasin on or before January 1, 2010.

- (2) A water replenishment district established pursuant to Division 18 (commencing with Section 60000). This part does not expand or otherwise affect the authority of a water replenishment district relating to monitoring groundwater elevations.
- (3) A groundwater sustainability agency with statutory authority to manage groundwater pursuant to Part 2.74 (commencing with Section 10720).

(c) A local agency that is managing all or part of a groundwater basin or subbasin pursuant to Part 2.75 (commencing with Section 10750) and that was monitoring groundwater elevations in all or a part of a groundwater basin or subbasin on or before January 1, 2010, or a local agency or county that is managing all or part of a groundwater basin or subbasin pursuant to any other legally enforceable groundwater management plan with provisions that are substantively similar to those described in that part and that was monitoring groundwater elevations in all or a part of a groundwater basin or subbasin on or before January 1, 2010.

(d) A local agency that is managing all or part of a groundwater basin or subbasin pursuant to an integrated regional water management plan prepared pursuant to Part 2.2 (commencing with Section 10530) that includes a groundwater management component that complies with the requirements of Section 10753.7.

(e) A local agency that has been collecting and reporting groundwater elevations and that does not have an adopted groundwater management plan, if the local agency adopts a groundwater management plan in accordance with Part 2.75 (commencing with Section 10750) by January 1, 2014. The department may authorize the local agency to conduct the monitoring and reporting of groundwater relevations by pursuant to this part on an interim basis, until the local agency adopts a groundwater management plan in accordance with Part 2.75 (commencing with Section 10750) or until January 1, 2014, whichever occurs first.

(f) A county that is not managing all or a part of a groundwater basin or subbasin pursuant to a legally enforceable groundwater management plan with provisions that are substantively similar to those described in Part 2.75 (commencing with Section 10750).

GROUNDWATER SUSTAINABILITY COMMISSION for the San Luis Obispo Valley Groundwater Basin **December 12, 2018**

Agenda Item 8 – Status Update on the Request for Proposal (RFP) for the Groundwater Sustainability Plan (GSP)

(Presentation Item)

Recommendation

a) Receive an update on the RFP solicitation.

Prepared By

Dick Tzou, County of San Luis Obispo Aaron Floyd, City of San Luis Obispo Toby Moore, Alternate Member

Discussion

Per the MOA Section 7, the County agreed to act as the contracting agent to retain consultant services necessary to develop a GSP. On October 5, 2018, the County published an RFP (PS-1505) for GSP development and started the consultant procurement process. The RFP solicitation period ended on November 2, 2018 and one proposal was received. On November 28, 2018, the consultant selection committee conducted an interview with the consultant team associated with said proposal. The Consultant Selection Committee found the consultant team to be well qualified for the GSP work. The County is currently in the process of negotiating a contract with this selected consultant team. It is anticipated that once the contract negotiation is complete, County staff will take the recommended contract to the County Board of Supervisors for consideration of approval and execution in early 2019.

Attachment:

1. Presentation

