

**ARROYO SECO GROUNDWATER SUSTAINABILITY AGENCY
REGULAR MEETING
JULY 28, 2020 @ 4:00 P.M.**

Attendance and Public Comment Changes Due to COVID-19

The Arroyo Seco Groundwater Sustainability Agency (“ASGSA”) will be conducting its regular meeting on July 28, 2020. Given the current Shelter-in-Place Order covering Monterey County and the Social Distance Guidelines issued by Federal, State, and Local Authorities, the ASGSA has implemented the following changes for attendance and public comment.

ATTENDANCE BY THE GENERAL PUBLIC

The ASGSA meeting to be held on July 28, 2020 at 4:00 p.m. will only be accessible online. The meeting may be viewed through the following options:

- Zoom Videoconference Platform
<http://gsameeting.ci.greenfield.ca.us>
meeting ID: 822 0355 1812
Passcode: 731824
- Facebook Live
www.facebook.com/GreenfieldCA
- Or Telephone:
Dial(for higher quality, dial a number based on your current location):
US: +1 669 900 6833 or +1 253 215 8782 or +1 346 248 7799 or +1 929 205 6099 or +1 301 715 8592 or +1 312 626 6799
Webinar ID: 822 0355 1812
Passcode: 731824

The ASGSA will also provide links to these viewing options on the City of Greenfield’s website and on the City’s Facebook page. Unfortunately, physical attendance by the public cannot be accommodated given the current circumstances and the need to ensure the health and safety of the ASGSA Board, staff, and the public as a whole.

PUBLIC COMMENTS

All public comments, including general public comments, comments on a particular item on the agenda, or comments during a public hearing, must be made by e-mail. Please be aware that any public comments made, including your name, may become public information. Additional instructions for making public comments can be found below.

Public comments made by e-mail must be submitted to the following e-mail address: cityclerk@ci.greenfield.ca.us. In the subject line of the e-mail, please state your name and the item you are commenting on. If you wish to submit a public comment on more than one agenda

item, please send a separate e-mail for each item you are commenting on. Please be aware that any public comments received that do not specify a particular agenda item will be read aloud during the general public comment portion of the agenda.

For all general public comments and comments regarding specific ASGSA business items, public comments must be received by e-mail no later than 4:00 p.m. on July 28, 2020. For public comment on a public hearing, all public comments must be received by the close of the public hearing period. Comments received by the applicable deadline for submitting e-mail comments will be read aloud by a staff member during the agenda item or public hearing, provided that such comments may be read within the normal three (3) minutes allotted to each speaker. Any portion of a comment extending past three (3) minutes may not be read aloud due to time restrictions. If a comment is received after the applicable deadline for e-mail comments, efforts will be made to read your comment into the record. However, staff cannot guarantee that written comments received after the applicable deadline will be read. All written comments that are not read into the record will be made part of the meeting minutes, provided that such comments are received prior to the end of the ASGSA meeting.

The ASGSA thanks you for your cooperation in advance. Our community's health and safety is our highest priority.



**City of Greenfield
Arroyo Seco
Groundwater Sustainability Agency**

599 El Camino Real
Greenfield, CA 93927

**Meeting Agenda
July 28, 2020
4:00 P.M.**

The Arroyo Seco Groundwater Sustainability Agency will be conducting its regular meeting on July 28, 2020. Given the current Shelter-in-Place Order covering Monterey County and the Social Distance Guidelines issued by Federal, State, and Local Authorities, the Agency is implementing changes for attendance and public comment. The Groundwater Sustainability Agency meeting to be held on July 28, 2020 at 4:00 p.m. will only be accessible online. Please review the Agency's Attendance and Public Comments Changes Due to COVID-19 for further information.

PLEASE TURN OFF CELL PHONES AND PAGERS

- A. **CALL TO ORDER**
- B. **ROLL CALL**
- C. **PLEDGE OF ALLEGIANCE**
- D. **PUBLIC COMMENTS FROM THE AUDIENCE REGARDING ITEMS NOT ON THE AGENDA**

This portion of the Agenda allows an individual the opportunity to address the Agency on any items not on closed session, consent calendar, public hearings, and Agency business. Under state regulation, **no action can be taken on non-agenda items, including issues raised under this agenda item.** Members of the public should be aware of this when addressing the Agency regarding items not specifically referenced on the Agenda.

PLEASE NOTE: Given the current Shelter-in-Place Order covering Monterey County and the Social Distance Guidelines issued by Federal, State, and Local Authorities, the Agency is implementing changes for attendance and public comment. Please review the Agency's Attendance and Public Comments Changes Due to COVID-19 for additional information. Please be further aware that all public comments must be submitted via email to the following email address: cityclerk@ci.greenfield.ca.us.

**Meeting Agenda
July 28, 2020**

E. CONSENT CALENDAR

All matters listed under the Consent Calendar are considered routine and may be approved by one action of the Agency, unless a request for removal for discussion or explanation is received prior to the time Agency votes on the motion to adopt.

E-1. APPROVAL of the Minutes of the June 23, 2020 Meeting of the Arroyo Seco Groundwater Sustainability (Will be submitted prior to the meeting)

F. AGENCY BUSINESS

F-1. CONSIDERATION of Approval of the Arroyo Seco Groundwater Sustainability Agency and Salinas Valley Basin Groundwater Sustainability Agency Memorandum of Understanding Outlining the Process to be Used by the Parties to Collaboratively Develop the Arroyo Seco Management Area and Determine How to Manage the Area

- a. Staff Report
- b. Public Comments
- c. Agency Board – Comments / Review / Action

F-2. RECEIVE Arroyo Seco Groundwater Sustainability Agency General Manager's Status Report

- a. Oral Report
- b. Public Comments
- c. Agency Board - Comments / Review / Action

G. ADJOURNMENT

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In compliance with the American With Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk at (831) 674-5591. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to the meeting (CFR 35.102-35.104 ADA Title II).
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This agenda is duly posted outside City Hall and on the City of Greenfield web site

**CITY OF GREENFIELD ARROYO SECO
GROUNDWATER SUSTAINABILITY AGENCY
MINUTES**

AGENCY MEETING OF JUNE 23, 2020

This meeting was conducted via Zoom.

ROLL CALL

Present: Chair Thorp, Vice Chair Griva, Board Member Rodriguez, Martinez and Wood

Absent: None

Staff: Interagency Attorney Cochran, General Manager Weeks, City Clerk Rathbun

PUBLIC COMMENTS FROM THE AUDIENCE REGARDING ITEMS ONLY ON THE AGENDA

City Clerk Rathbun read a comment from Thomas Visik, hereto attached.

APPROVAL OF CONSENT AGENDA

A MOTION by Board Member Rodriguez, seconded by Vice Chair Griva to approve the Minutes of the May 26, 2020 Meeting of the Arroyo Seco Groundwater Sustainability. All in favor. Motion carried.

AGENCY BUSINESS

CONSIDERATION OF APPROVAL OF ARROYO SECO GROUNDWATER SUSTAINABILITY AGENCY DRAFT GROUNDWATER SUSTAINABILITY PLAN AND RELEASE TO THE PUBLIC FOR REVIEW

Staff report was given by General Manager Weeks.

Gus Yates, TODD Groundwater, gave a power point presentation.

A MOTION by Board Member Martinez, seconded by Board Member Wood to approve the Arroyo Seco Groundwater Sustainability Agency Draft Groundwater Sustainability and Release to the Public for a 45-Day Review. ROLL CALL: AYES: Board Member Wood, Board Member Martinez, Board Member Rodriguez, Vice Chair Griva and Chair Thorp. Motion carried.

CONSIDERATION OF APPROVAL OF FISCAL YEAR 2020-2021 BUDGET FOR THE ARROYO SECO GROUNDWATER SUSTAINABILITY AGENCY AND PROVIDE STAFF DIRECTION

Staff report was given by General Manager Weeks.

A MOTION by Board Member Martinez, seconded by Board Member Rodriguez to approve the Fiscal Year 2020-2021 Budget for the Arroyo Seco Groundwater Sustainability Agency. ROLL CALL: AYES: Board Member Wood, Board Member Martinez, Board Member Rodriguez, Vice Chair Griva and Chair Thorp. Motion carried.

CONSIDERATION OF APPROVAL OF AMENDING EXISTING AGREEMENT FOR TECHNICAL SUPPORT SERVICES AND GROUNDWATER SUSTAINABILITY PLANNING FOR TODD GROUNDWATER

Staff report was given by General Manager Weeks.

A MOTION by Board Member Martinez, seconded by Board Member Rodriguez to approve Amending Existing Agreement for Technical Support Services and Groundwater Sustainability Planning with TODD Groundwater. ROLL CALL: AYES: Board Member Wood, Board Member Martinez, Board Member Rodriguez, Vice Chair Griva and Chair Thorp. Motion carried.

CONSIDERATION OF SECOND AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING AND CONFIDENTIALITY WITH THE SALINAS VALLEY WATER COALITION

Staff report was given by General Manager Weeks. General Manager Weeks stated that he had worked for the Salinas Valley Water Coalition and probably would continue to do so; however, did not have any financial impact with the approval of the amendment. He stated that the wanted to disclosure this to the Board and the public.

Vice Chair Griva and Chair Thorp recused themselves from any direction due to being members of the Salinas Valley Water Coalition.

It was the consensus of the Board, Members Rodriguez, Martinez and Wood, to direct staff to move forward with a formal agreement.

RECEIVE ARROYO SECO GROUNDWATER SUSTAINABILITY AGENCY GENERAL MANAGER'S STATUS REPORT AND PRESENTATION OF SPANISH LANGUAGE BROCHURE

General Manager Weeks presented that Spanish brochure to the Board as well as the SGMA brochure. He stated that they were moving forward with the MOU with the Salinas Valley Basin GSA and once it was completed it would go first to the Advisory Committee, then to the GSA Board which should be at the next meeting. He also stated that they needed to start tech coordination with the Salinas Valley Basin GSA.

ADJOURNMENT

Meeting adjourned at 5:26 p.m.

Chair of the Board

City Clerk of the City of Greenfield

Ann Rathbun

From: Thomas S. Virsik
Sent: Monday, June 22, 2020 12:46 PM
To: City Clerk
Subject: 23 June 2020, ASGSA meeting comment/query re F-4 from Tom Virsik

[This message originated outside of City Of Greenfield .DO NOT CLICK links or attachments unless you are sure the content is safe.]

Please note that on page "47" of the agenda packet available online, the "agreement" references an "Exhibit A, which is attached hereto and incorporated herein by reference" but no such Exhibit A appears in the packet.

Tom Virsik

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Thomas S. Virsik
Attorney at Law

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**City of Greenfield
Arroyo Seco
Groundwater Sustainability Agency**

MEMORANDUM: July 24, 2020

AGENDA DATE: July 28, 2020

TO: Board Members

FROM: Curtis Week, General Manager

TITLE: CONSIDER APPROVAL OF THE ARROYO SECO GROUNDWATER SUSTAINABILITY AGENCY AND SALINAS VALLEY BASIN GROUNDWATER SUSTAINABILITY AGENCY MEMORANDUM OF UNDERSTANDING OUTLINING THE PROCESS TO BE USED BY THE PARTIES TO COLLABORATIVELY DEVELOP THE ARROYO SECO MANAGEMENT AREA AND DETERMINE HOW TO MANAGE THE AREA

The attached Memorandum of Understanding (MOU) marks a renewed commitment on the part of both Agencies to resolve the existing overlap in the Forebay Subbasin and establish a means to provide for local management of the Arroyo Seco Management Area. Recall that the ASGSA approved a draft version of a Coordination Agreement between the two Agencies in March of 2019. Since that time, the Agencies have not been successful in completing the negotiations on a Coordination Agreement and have recently renewed their approach to resolving outstanding issues.

DISCUSSION:

The Arroyo Seco Groundwater Sustainability Agency (ASGSA) has been working with the Salinas Valley Basing Groundwater Sustainability Agency (SVBGSA) since the formation of the ASGSA in the summer of 2017 to complete a Coordination Agreement and develop a means to provide local groundwater management for the Clark Colony Mutual Water Company Lands and the Petitioned Lands included in the ASGSA's filing with the Department of Water Resources (DWR). Recall both organizations submitted filings to the DWR for the Clark Colony and Petitioned Lands, resulting in an overlap of GSA management under Sustainable Groundwater Management Act (SGMA). This undesired overlap must be resolved prior to filing GSPs with the DWR. In addition, a Coordination

Agreement is a required element under SGMA for any Basin with two GSAs that intend to file separate Groundwater Sustainability Plans (GSPs).

The attached MOU proposes a process to address the required elements under SGMA for data utilization and analysis as well as addressing how each organization's GSP is to work collectively to manage groundwater in the region. Key elements of the MOU acknowledge the need to coordinate technical methods, data, monitoring, water budget, and GSP implementation. In addition, the MOU recognizes the formation of the Arroyo Seco Management Area and development of a method for managing the area under SGMA. Finally, the MOU suggests further refining of the proposed Management Area boundary is needed. The MOU process includes regular meetings with the Coordination Agreement Subcommittee, and a method for reaching milestones throughout the process.

When consensus around key elements is obtained, those decisions are to be reported out to each Agency's Board of Directors. Ultimately, it is the intent of the MOU for the Agencies to define the Arroyo Seco Management Area, determine how to manage it, develop a robust technical collaboration and if successful, eliminate the overlap within the Forebay Basin. Because the Forebay basin will have both the SVBGSA and ASGSA managing groundwater, the MOU outlines the process to address how management and implementation of those plans is to be satisfied under the requirements of SGMA.

REVIEWED AND RECOMMENDED:

The ASGSA General Manager and the ASGSA Advisory Committee have reviewed this report and recommend that the Board of Directors approve the MOU.

ATTACHMENTS

ASGSA/SVBGSA Memorandum of Understanding Outlining the Process to be Used by the Parties to Collaboratively Develop the Arroyo Seco Management Area and Determine How to Manage the Area.

Memorandum of Understanding Outlining the Process to be Used by the Parties to Collaboratively Develop the Arroyo Seco Management Area and Determine How to Manage the Area

This Memorandum of Understanding (“MOU”) is made effective as of July 28, 2020 by the Arroyo Seco Groundwater Sustainability Agency (“ASGSA”) and Salinas Valley Basin Groundwater Sustainability Agency (“SVBGSA”) (collectively, the “Parties”) regarding Groundwater Sustainability Plan (GSP) development for the Forebay Subbasin, with reference to the following:

RECITALS

- A. On September 16, 2014 Governor Jerry Brown signed into law Senate Bills 1168 and 1319 and Assembly Bill 1739, known collectively as the Sustainable Groundwater Management Act (the “Act”), effective January 1, 2015; and
- B. The Act was amended by Senate Bill 13, effective January 1, 2016; and
- C. The legislative intent of the Act is to provide sustainable management of groundwater basins, to enhance local management of groundwater, to establish minimum standards for sustainable groundwater management, and to provide local agencies with the authority and the technical and financial assistance necessary to sustainably manage groundwater; and
- D. The purpose of this MOU is to outline the process to be used by the Parties to work collaboratively to develop the Arroyo Seco Management Area and determine how to manage the area. It is further intended to guide the Parties’ coordination during development of each Parties’ GSP in the Forebay Subbasin and further intended to, in part, to guide the development and completion of a Coordination Agreement between the Parties. Finally, if the Parties are successful in reaching agreement regarding the management of the Arroyo Seco Management Area, the overlap areas will be resolved.

NOW, THEREFORE, in consideration of the promises, terms, conditions and covenants contained herein, the Parties to this Agreement hereby agree as follows:

1. **Overarching Approach.** The Parties agree that a resolution to the existing management issues within the Forebay Subbasin is to be developed, and the required associated technical documents will be developed for the entire Forebay Subbasin, that will contain a Management Area, to be called the Arroyo Seco Management Area (herein, the “Management Area”), that generally encompasses the Arroyo Seco Cone feature in the basin. The Parties recognize that the exact boundaries of the Management Area are to be agreed upon by the Parties..

(a) The Parties agree that the three priority objectives for this effort include:

- i. Technical collaboration to review ASGSA and SVBGSA technical analysis to date including bringing ASGSA and SVBGSA consultants together for review

and discussion on required SGMA outcomes including Sustainable Management Criteria and Minimum Thresholds.

- ii. Examination of each Party's responsibilities for the implementation and management within the framework of SGMA for the Management Area and Forebay Subbasin GSPs.
- iii. Examination of a Management Area boundary in the context of (i) and (ii) above.

2. Schedule. The Parties recognize that a Planning Grant has been provided by the California Department of Water Resources ("DWR") to complete a Forebay GSP and associated Management Area and a Grant Agreement has been executed by the DWR and the SVBGSA with required deliverables. The Planning Grant requires the completion of a Coordination Agreement between ASGSA and SVBGSA prior to completed GSPs. Further, the Parties recognize that the SVBGSA must submit the Forebay Subbasin GSP by January 30, 2022. The Parties recognize that successful GSPs rely on involving each other for early input and providing draft work products to the other Party for timely review.

3. Coordination Committees; Stakeholder Engagement. The Parties have created a Coordination Subcommittee comprised of two members of each GSA Board to guide and complete the approach to the completion of the Forebay GSP and Arroyo Seco Management Area. The Coordination Subcommittee can convene the technical consultants as part of the work to prepare for GSP planning and to guide elements of the Coordination Agreement during planning efforts. The Parties recognize that the SVBGSA will also be convening a Forebay Subbasin Planning Committee. The Coordination Subcommittee will hold regular meetings and record decision points in minutes for the meetings. The Coordination Subcommittee can request special workshops as necessary.

4. Technical Information Exchange. The Parties agree to collect and share technical information to facilitate meaningful assessment of existing information and SGMA required analysis. Confidentiality of share technical information should be acknowledged in an appropriate manner consistent with SGMA requirements.

5. Recording of Points of Agreement. The Parties agree to memorialize Points of Agreement as a method to document areas of agreement during the interim period during development of the GSPs and prior to completion of a Coordination Agreement. These Points of Agreement should be presented to the appropriate governing Boards and Committees of the ASGSA and SVBGSA as a method of documenting progress towards these efforts. The Parties agree to submit these Points of Agreement to the California Department of Water Resources as reportable task work for the Planning Grant. The Points of Agreements would then be compiled into a Coordination Agreement presented to the appropriate governing Boards and Committees of the ASGSA and SVBGSA for approval.

Arroyo Seco Groundwater Sustainability Agency

By: _____
Jim Thorp, Chair of the Board of Directors

Salinas Valley Basin Groundwater Sustainability Agency

By: _____
Ron Stefani, Chair of the Board of Directors