

**NOTICE IS HEREBY GIVEN that the
Mound Basin Groundwater Sustainability Agency ("Agency")
Board of Directors ("Directors") will hold a
REGULAR BOARD MEETING
at 1:00 P.M. on Thursday, March 17, 2022**

In accordance with the **California Governor's Executive Stay at Home Order** and the **County of Ventura Health Officer Declared Local Health Emergency** and **Be Well at Home Order** resulting from the novel coronavirus (COVID-19), the Ventura City Hall is closed to the public. Therefore, the Mound Basin GSA will hold its Regular Board of Directors meeting virtually using the Zoom video conferencing application.

To participate in the Board of Directors meeting via Zoom, please access:
<https://us02web.zoom.us/j/86151283013?pwd=MWZYYTE3L1Y5U2d5YlhHZGV5SCtPQT09>

Meeting ID: 861 5128 3013 | Passcode: MBGSA

To call into the meeting (audio only), call: (877) 853-5247 (US Toll-free)

Meeting ID: 861 5128 3013

MOUND BASIN GROUNDWATER SUSTAINABILITY AGENCY
BOARD OF DIRECTORS MEETING AGENDA

CALL TO ORDER 1:00 P.M.

- 1. PLEDGE OF ALLEGIANCE**
- 2. ROLL CALL**
- 3. RESOLUTION 2022-02 Finding that the Governor of California issued a Proclamation of a State of Emergency on March 4, 2020, relating to the COVID-19 virus and local officials continue to recommend social distancing measures to mitigate the spread of the COVID-19 virus and authorizing remote teleconference meetings of the legislative body of Mound Basin Groundwater Sustainability Agency for the period of March 17, 2022, through April 16, 2022, pursuant to Brown Act provisions**
Motion
The Board will consider adopting Resolution 2022-02 finding that the requisite conditions exist authorizing the Board to meet via teleconference under AB 361's modified meeting requirements.

4. PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA

The Board will receive public comments on items not appearing on the agenda and within the subject matter jurisdiction of the Agency. The Board will not enter into a detailed discussion or take any action on any items presented during public comments. Such items may only be referred to the Executive Director or other staff for administrative action or scheduled on a subsequent agenda for discussion. Persons wishing to speak on specific agenda items should do so at the time specified for those items. In accordance with Government Code §54954.3(b)(1), public comment will be limited to three (3) minutes per speaker.

**5. APPROVAL OF AGENDA
Motion**

6. CONSENT CALENDAR

All matters listed under the Consent Calendar are considered routine by the Board and will be enacted by one motion. There will be no separate discussion of these items unless a Board member pulls an item from the Calendar. Pulled items will be discussed and acted on separately by the Board. Members of the public who want to comment on a Consent Calendar item should do so under Public Comments. (ROLL CALL VOTE REQUIRED)

**6a. Approval of Minutes
Motion**

The Board will consider approving the Minutes from the January 20, 2022, Regular Mound Basin GSA Board of Directors meeting. A meeting cancellation notice was emailed to the Board of Directors and interested parties list as well as posted on the Mound Basin website regarding the February 17, 2022, Regular Board of Directors meeting.

**6b. Approval of Warrants
Motion**

The Board will review the warrant payment register for previously paid invoices and consider approving payment of outstanding vendor invoices.

**6c. Monthly Financial Reports
Information Item**

The Board will receive monthly profit and loss statements and balance sheets for the months of January and February 2022.

7. BOARD MEMBER ANNOUNCEMENTS

7a. Directors will provide updates on matters not on the agenda.

**8. EXECUTIVE DIRECTOR UPDATE
Information Item**

The Executive Director will provide an informational update on non-GSP activities since the previous Board meeting.

9. MOTION ITEMS

9a. Fiscal Year 2021/2022 Mid-Year Budget Report

Motion

The Board will consider receiving and filing the second quarter budget report and may approve mid-year budget modifications.

9b. Well Access Agreement for Shallow Groundwater Monitoring

Motion

The Board will consider authorizing the Executive Director to execute a Well Access Agreement with the City of San Buenaventura for shallow groundwater monitoring pursuant to the adopted Groundwater Sustainability Plan.

9c. Mound Basin Annual Report for Water Years 2020 and 2021

Motion

The Board will consider approving the Mound Basin Annual Report for Water Years 2020 and 2021 for submittal to DWR pursuant to the adopted Groundwater Sustainability Plan and the Sustainable Groundwater Management Act.

10. FUTURE AGENDA ITEMS

The Directors may suggest issues and/or topics they would like to address at future meetings.

ADJOURNMENT

The Board will adjourn to the next **Regular Board Meeting** scheduled for **Thursday, April 21, 2022**, or call of the Chair.

Materials, which are non-exempt public records and are provided to the Board of Directors to be used in consideration of the above agenda items, including any documents provided subsequent to the publishing of this agenda, are available for inspection at UWCD's offices at 1701 North Lombard Street in Oxnard during normal business hours.

The Americans with Disabilities Act provides that no qualified individual with a disability shall be excluded from participation in, or denied the benefits of, the District's services, programs, or activities because of any disability. If you need special assistance to participate in this meeting, or if you require agenda materials in an alternative format, please contact the Mound Basin Clerk of the Board at (805) 525-4431 or the City of Ventura at (805) 654-7800. Notification of at least 48 hours prior to the meeting will enable the Agency to make appropriate arrangements.

Posted: (Date) March 11, 2022

(time) 3:00 P.M.

(attest) Jackie Lozano

At: <https://moundbasingsa.org>

Posted: (Date) March 11, 2022

(time) 3:15 P.M.

(attest) Jackie Lozano

At: <https://www.facebook.com/moundbasingsa/>

Posted: (Date) March 11, 2022

(time) 3:30 P.M.

(attest) Jackie Lozano

At: United Water Conservation District, 1701 North Lombard Street, Oxnard CA 93030



MoundBasin

GROUNDWATER SUSTAINABILITY AGENCY

Motion Item No. 3

DATE: March 17, 2022

TO: Board of Directors

FROM: Executive Director

SUBJECT: **Resolution 2022-02** Finding that the Governor of California issued a Proclamation of a State of Emergency on March 4, 2020, relating to the COVID-19 virus and local officials continue to recommend social distancing measures to mitigate the spread of the COVID-19 virus and authorizing remote teleconference meetings of the legislative body of Mound Basin Groundwater Sustainability Agency for the period of March 17, 2022, through April 16, 2022, pursuant to Brown Act provisions
Motion

RECOMMENDATION:

The Board will consider adopting Resolution 2022-02 finding that the requisite conditions exist authorizing the Board to meet via teleconference under AB 361's modified meeting requirements.

BACKGROUND

In March 2020, amid rising concern surrounding the spread of COVID-19 throughout the State, Governor Gavin Newsom issued a series of Executive Orders aimed at containing the novel coronavirus. Among other things, these Executive Orders (N-25-20, N-29-20, N-35-20) collectively authorized local legislative bodies to meet via remote teleconference and waived those provisions of the Brown Act set forth in Government Code section 54953(b)(3) that require the physical presence or participation of the legislative body or the public.

The Governor later rescinded these modifications through Executive Order N-08-21, effective September 30, 2021. And while this rescission would have required local legislative bodies to observe all the usual Brown Act requirements, on September 16, 2021, the Governor signed AB 361 into law. AB 361 extends those meeting flexibilities provided in the Governor's previous Executive Orders beyond Executive Order N-08-21's September 30, 2021, expiration date.

AB 361 went into effect on October 1, 2021. As of that date, all local legislative bodies must:

- (1) Comply with the Brown Act's "pre-pandemic" meeting requirements, including all requirements related to the physical presence or participation of the legislative body or the public; or
- (2) Comply with AB 361's modified meeting requirements after finding that the requisite conditions exist.

Resolution 2022-02 finds that those requisite conditions exist and thereby authorizes the Board to meet under AB 361's modified meeting requirements.

FISCAL SUMMARY

There is no fiscal impact related to the approval of this Resolution.

ATTACHMENT

Attachment A - Resolution 2022-02

BOARD OF DIRECTORS

MOUND BASIN GROUNDWATER SUSTAINABILITY AGENCY

RESOLUTION 2022-02

**A RESOLUTION OF THE MOUND BASIN GROUNDWATER SUSTAINABILITY
AGENCY AUTHORIZING THE REVISED USE OF TELECONFERENCING
FOR PUBLIC MEETINGS**

**BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE MOUND BASIN
GROUNDWATER SUSTAINABILITY AGENCY** as follows:

WHEREAS, the Governor of the State of California (“Governor”) proclaimed a State of Emergency to exist as a result of the threat of COVID-19 (Governor’s Proclamation of a State of Emergency (Mar. 4, 2020)); and

WHEREAS, the Governor’s Executive Order No. N-25-20 (Mar. 12, 2020); Executive Order No. N-29-20 (Mar. 17, 2020); and Executive Order No. N-08-21 (Jun. 11, 2021) authorized local legislative bodies to hold public meetings via teleconference and to make those meetings accessible telephonically or otherwise electronically to all members of the public seeking to observe and address the local legislative body, while waiving those provisions of the Brown Act found in Government Code section 54953(b)(3) that require the physical presence or participation of the legislative body or the public, including:

- a) The requirement that state and local bodies notice each teleconference location from which a member will be participating in a public meeting.
- b) The requirement that each teleconference location be accessible to the public.
- c) The requirement that members of the public may address the body at each teleconference location.
- d) The requirement that state and local bodies post agendas at all teleconference locations.
- e) The requirement that, during teleconference meetings, at least a quorum of the members of the local body participate from locations within the boundaries of the territory over which the local body exercises jurisdiction; and

WHEREAS, the Governor rescinded Executive Order No. N-25-20 (Mar. 12, 2020); Executive Order No. N-29-20 (Mar. 17, 2020); and Executive Order No. N-08-21 (Jun. 11, 2021) effective September 30, 2021; and

WHEREAS, the Center for Disease Control is currently contending with the Delta Variant of the COVID-19 virus and anticipates the development of other potential strains which may further impede public agency operations and prolong the need for social distancing requirements; and

WHEREAS, recent legislation (A.B. 361) authorizes a local legislative body to use teleconferencing for a public meeting without complying with the Brown Act's teleconferencing quorum, meeting notice, and agenda requirements set forth in Government Code section 54953(b)(3), in any of the following circumstances:

- a) The legislative body holds a meeting during a proclaimed state of emergency, and state or local officials have imposed or recommended measures to promote social distancing.
- b) The legislative body holds a meeting during a proclaimed state of emergency for purposes of determining, by majority vote, whether as a result of the emergency, meeting in person would present imminent risks to the health and safety of attendees.
- c) The legislative body holds a meeting during a proclaimed state of emergency and has determined by majority vote pursuant to b) above that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Mound Basin Groundwater Sustainability Agency as follows:

Section 1. Incorporation of Recitals. All the foregoing Recitals are true and correct and the Board so finds and determines. The Recitals set forth above are incorporated herein and made an operative part of this Resolution.

Section 2. Adoption of AB-361. The Board has determined by majority vote that, because of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

Section 3. Continued Implementation of AB-361. If the state of emergency remains active, or if state or local officials continue to impose or recommend measures to promote social distancing, the Board shall, in order to continue meeting subject to this exemption to the Brown Act, no later than 30 days after it commences using the exemption, and every 30 days thereafter, make the following findings by majority vote:

- a) The legislative body has reconsidered the circumstances of the state of emergency; *and*
- b) Either (1) the state of emergency continues to directly impact the ability of the members to meet safely in person; or (2) state or local officials continue to impose or recommend measures to promote social distancing.

[signature page follows]

PASSED, APPROVED AND ADOPTED this 17th day of March 2022.

Michael Mobley, Board Chair

ATTEST:

Bryan Bondy, Executive Director

APPROVED AS TO FORM:

Joseph Hughes, Mound Basin Groundwater
Sustainability Agency General Counsel

MOUND BASIN GROUNDWATER SUSTAINABILITY AGENCY
REGULAR BOARD OF DIRECTORS MEETING

Thursday, January 20, 2022, at 1:00 P.M.
via Zoom, due to COVID-19 Meeting Protocol

MINUTES

DIRECTORS IN ATTENDANCE

Mike Mobley, Chair
Susan Rungren, Vice-Chair/Secretary
Jim Chambers
Conner Everts
Glenn Shephard, Treasurer

STAFF IN ATTENDANCE

Bryan Bondy, Executive Director
Joseph Hughes, Legal Counsel
Jackie Lozano, Clerk of the Board

PUBLIC IN ATTENDANCE

Dan Detmer, UWCD
Mohammed Hasan, UWCD
Kathleen Kuepper, UWCD
Ambry Tibay, UWCD

CALL TO ORDER 1:01 P.M.

Chair Mobley called the meeting to order at 1:01 P.M.

1. PLEDGE OF ALLEGIANCE

Chair Mobley led the participants in reciting the Pledge of Allegiance.

2. ROLL CALL

The Clerk of the Board called roll. All five Directors were present (Chambers, Everts, Mobley, Rungren, and Shephard).

3. PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA

Chair Mobley asked if there were any public comments. None were offered.

4. APPROVAL OF AGENDA

Motion

Director Everts moved Agenda approval. Seconded by Director Shephard. Roll call vote: five ayes (Chambers, Everts, Mobley, Rungren, Shephard), none opposed. Motion carried 5/0.

5. CONSENT CALENDAR

5a Approval of Minutes

Motion

The Board will consider approving the Minutes from the December 16, 2021, Regular Mound Basin GSA Board of Directors meeting and the January 6, 2022, Special Mound Basin GSA Board of Directors meeting.

5b Approval of Warrants

Motion

The Board will consider approving payment of outstanding vendor invoices.

5c Monthly Financial Reports

Information Item

The Board will receive monthly profit and loss statements and balance sheets for the month of December 2021.

5d Citing Mound Basin Groundwater Sustainability Agency's Resolution 2021-02 (adopted October 21, 2021), Subsequent Findings that the Governor's Proclamation of a State of Emergency on March 4, 2020 relating to the COVID-19 virus remains in effect and the State of Emergency continues to directly impact the ability of the members to meet safely in person, and Authorizing remote teleconference meetings of the legislative bodies of Mound Basin Groundwater Sustainability Agency for the period of January 21 through February 19, 2022, pursuant to Brown Act provisions

Motion

The Board will, as provided in Resolution 2021-02, make the findings that the requisite conditions continue to exist for remote teleconference meetings of the Board of Directors without compliance with Government Code section 54953(b)(3), as authorized by Government Code section 54953(e), specifically (1) that the Governor's proclaimed State of Emergency as a result of the threat of COVID-19 remains in effect and (2) the state of emergency continues to directly impact the ability of the members to meet safely in person.

No comments or questions were offered by the Directors. No public comments were offered.

Motion to approve the Consent Calendar, Director Rungren; Second, Director Chambers. Roll call vote: Five ayes (Chambers, Everts, Mobley, Rungren, Shephard), none opposed. Motion carried 5/0.

6. BOARD MEMBER ANNOUNCEMENTS

6a No announcements were made.

7. EXECUTIVE DIRECTOR UPDATE

Executive Director Bondy briefly reviewed the staff report regarding updates on non-Groundwater Sustainability Plan (GSP) matters. There were a couple of highlights Mr. Bondy shared with the Board. One being that the GSP was uploaded to the DWR website on December 31, 2021. Since that time, notification was received from DWR that Mound Basin GSP was posted to their website. The public will have 75 days to submit comments to DWR. He also reported that DWR has indicated that MBGSA may be allowed use leftover grant funds for the annual report.

Informational item. No comments or questions were offered by the Directors. No public comments were offered.

8. MOTION ITEMS

8a Agency Officer Appointments and Required Bond

Motion

The Board discussed appointing a chair, vice chair/secretary, and treasurer to serve during the 2022 calendar year. Chair Mobley called for nominations. Director Rungren said the current appointments operate very well and suggested keeping the current appointments. Directors Shephard and Mobley concurred with Director Rungren's suggestion.

The Board discussed the Treasurer bond and agreed no change was warranted.

No questions or further comments were offered by the Directors. No public comments were offered.

Motion to approve the Agency Officer appointments for year 2022 consistent with 2021 appointments (Director Michael Mobley as chair, Director Susan Rungren as vice chair/secretary, and Director Glenn Shephard as treasurer) and maintain the current bond with no modifications, Director Rungren; Second, Director Shephard. Roll call vote: five ayes (Chambers, Everts, Mobley, Rungren, Shephard), none opposed. Motion carried 5/0.

8b Resolution 2022-01 A Resolution of the Board of Directors of the Mound Basin Groundwater Sustainability Agency Revising Procedures for Disbursements of Funds

Motion

Executive Director Bondy explained the need for changes to the disbursement approval procedures to facilitate meeting less frequently. He provided a summary of proposed Resolution 2022-01, which modifies the Agency Bylaws to allow any two officers to approve disbursements if the Board does not meet in a particular month.

In accordance with Section 13.1 of the Bylaws, 30 days written notice of the proposed Bylaw amendments were provided to all Board members through the distribution of the Agency's December 16, 2021, Regular Board Meeting agenda and packet.

Director Chambers asked about reporting of approved disbursements. Executive Director Bondy said the warrant register would be reported at the next regular Board of Directors meeting.

No comments or further questions were offered by the Directors. No public comments were offered.

Motion to adopt Resolution 2022-01 amending the Agency Bylaws to revise procedures for disbursement of funds, Director Shephard; Second, Director Rungren. Roll call vote: five ayes (Chambers, Everts, Mobley, Rungren, Shephard), none opposed. Motion carried 5/0.

8c United Water Conservation District Technical Support Contract Amendment Motion

Executive Director Bondy presented a proposed contract amendment to facilitate continued technical support by United Water Conservation District (UWCD) staff on an as-needed basis. He explained that the amendment is structured such that the Executive Director can request services from UWCD and that a cost estimate will be provided if the requested services are anticipated to exceed \$10,000. He said that the term of the amendment is through January 31, 2027 to align with the first five-year period of GSP implementation.

The Board briefly discussed the amendment.

No questions or further comments were offered by the Directors. No public comments were offered.

Motion to authorize the Chair to execute an amendment to the UWCD technical support services contract for the period of December 31, 2021, to January 31, 2027, Director Chambers; Second, Director Rungren. Roll call vote: five ayes (Chambers, Everts, Mobley, Rungren, Shephard), none opposed. Motion carried 5/0.

9. FUTURE AGENDA ITEMS

Chair Mobley polled the Directors for any future agenda items. None were offered by the Directors.

ADJOURNMENT 1:21 P.M.

Chair Mobley adjourned the meeting at 1:21 P.M. to the next Regular Board of Directors meeting on February 17, 2022, at 1:00 P.M. or call of the Chair.

I certify that above is a true and correct copy of the minutes of the Mound Basin Groundwater Sustainability Agency's Board of Directors meeting of January 20, 2022.

ATTEST: _____
Susan Rungren, Board Secretary

ATTEST: _____
Jackie Lozano, Clerk of the Board



MoundBasin

GROUNDWATER SUSTAINABILITY AGENCY

Motion Item No. 6b

DATE: March 17, 2022

TO: Board of Directors and Executive Director

FROM: Ambry Tibay, UWCD

SUBJECT: **Warrant Registers for February and March 2022**
Motion

SUMMARY:

The Board will receive and review the monthly warrant registers for the Mound Basin GSA.

STAFF RECOMMENDATION:

UWCD accounting staff has prepared the February and March 2022 warrants based on the Mound Basin GSA payables and is recommending approval. All expenditures are in accordance with the Board approved budget and have been reviewed by the Executive Director.

FISCAL SUMMARY:

Not applicable

ATTACHMENTS:

Attachment A - Warrant Register February 2022

Attachment B - Warrant Register March 2022

Action: _____

Motion: _____ 2nd: _____

J.Chambers: _____ C.Everts: _____ M.Mobley: _____ S.Rungren: _____ G.Shephard: _____

Mound Basin Groundwater Sustainability Agency

Check Detail

February 2022

Type	Num	Date	Name	Account	Original Amount
Bill Pmt -Check	11432	02/10/2022	Bondy Groundwater Consulting, Inc	10000 · Bank of the Sierra	-6,847.50
Bill Pmt -Check	11433	02/10/2022	INTERA Incorporated	10000 · Bank of the Sierra	-4,350.00
Bill Pmt -Check	11434	02/10/2022	United Water Conservation District	10000 · Bank of the Sierra	-1,148.61
					<hr/> -12,346.11

Mound Basin Groundwater Sustainability Agency

Check Detail

March 1 - 8, 2022

Type	Num	Date	Name	Account	Original Amount
Bill Pmt -Check	DEBIT11	03/08/2022	1099 Online	10000 · Bank of the Sierra	-9.98
Bill Pmt -Check	11435	03/08/2022	Bondy Groundwater Consulting, Inc	10000 · Bank of the Sierra	-3,579.38
Bill Pmt -Check	11436	03/08/2022	INTERA Incorporated	10000 · Bank of the Sierra	-32,765.00
Bill Pmt -Check	11437	03/08/2022	United Water Conservation District	10000 · Bank of the Sierra	-1,420.50
					<hr/> -37,774.86



MoundBasin

GROUNDWATER SUSTAINABILITY AGENCY

Information Item No. 6c

DATE: March 3, 2022
TO: Board of Directors and Executive Director
FROM: Ambry Tibay, UWCD
SUBJECT: Monthly Financial Reports

SUMMARY

The Board will receive the monthly financial reports for the Mound Basin GSA.

INFORMATIONAL ITEM

UWCD accounting staff has prepared financial reports based on the Mound Basin GSA revenue and expenses for the months of January and February 2022.

BACKGROUND

FISCAL SUMMARY

Not applicable.

ATTACHMENTS

- A. January-February 2022 Profit/Loss Statement
- B. January-February 2022 Profit/Loss by Class
- C. January-February 2022 Balance Sheet

Mound Basin Groundwater Sustainability Agency

Profit & Loss Budget Performance

July through January 2022

	Jul - Jan 22	Annual Budget	Budget
Income			
40001 · Groundwater Extraction Fees	0.00	377,600.00	0.00%
41000 · Grant revenue			
41001 · State Grants	167,869.54	150,000.00	111.91%
Total 41000 · Grant revenue	167,869.54	150,000.00	111.91%
47000 · Other Revenue			
47001 · Late Fees	-222.00		
Total 47000 · Other Revenue	-222.00		
Total Income	167,647.54	527,600.00	31.78%
Gross Profit	167,647.54	527,600.00	31.78%
Expense			
52200 · Professional Services			
52240 · Prof Svcs - IT Consulting	611.88	1,000.00	61.19%
52250 · Prof Svcs - Groundwater/GSP Pre			
52252 · Prof Svcs - GSP Consultant	170,494.41	150,000.00	113.66%
52250 · Prof Svcs - Groundwater/GSP Pre - Other	13,381.20	102,500.00	13.05%
Total 52250 · Prof Svcs - Groundwater/GSP Pre	183,875.61	252,500.00	72.82%
52270 · Prof Svcs - Accounting	14,616.76	21,200.00	68.95%
52275 · Prof Svcs - Admin/Clerk of Bd	5,439.54	7,500.00	72.53%
52280 · Prof Svcs - Executive Director	11,046.25	17,500.00	63.12%
Total 52200 · Professional Services	215,590.04	299,700.00	71.94%
52500 · Legal Fees			
52501 · Legal Counsel	6,947.00	7,500.00	92.63%
Total 52500 · Legal Fees	6,947.00	7,500.00	92.63%
53000 · Office Expenses			
53010 · Public Information	564.89	3,000.00	18.83%
53020 · Office Supplies	100.97	200.00	50.49%
53026 · Postage & Mailing	224.69	400.00	56.17%
53070 · Licenses, Permits & Fees	557.53	3,000.00	18.58%
53110 · Travel & Training	61.37	500.00	12.27%
53000 · Office Expenses - Other	165.99		
Total 53000 · Office Expenses	1,675.44	7,100.00	23.60%
53500 · Insurance			
53510 · Liability Insurance	5,106.34	2,000.00	255.32%
Total 53500 · Insurance	5,106.34	2,000.00	255.32%
70000 · Interest & Debt Service			
70120 · Interest Expense	0.00	1,238.00	0.00%
Total 70000 · Interest & Debt Service	0.00	1,238.00	0.00%
81000 · Contingency - Non Capital Expen	0.00	16,754.00	0.00%
Total Expense	229,318.82	334,292.00	68.60%
Net Income	-61,671.28	193,308.00	-31.90%

Mound Basin Groundwater Sustainability Agency

Profit & Loss Budget Performance

July through February 2022

	<u>Jul - Feb 22</u>	<u>Annual Budget</u>	<u>Budget</u>
Income			
40001 · Groundwater Extraction Fees	0.00	377,600.00	0.00%
41000 · Grant revenue			
41001 · State Grants	167,869.54	150,000.00	111.91%
Total 41000 · Grant revenue	167,869.54	150,000.00	111.91%
47000 · Other Revenue			
47001 · Late Fees	-222.00		
Total 47000 · Other Revenue	-222.00		
Total Income	167,647.54	527,600.00	31.78%
Gross Profit	167,647.54	527,600.00	31.78%
Expense			
52200 · Professional Services			
52240 · Prof Svcs - IT Consulting	611.88	1,000.00	61.19%
52250 · Prof Svcs - Groundwater/GSP Pre			
52252 · Prof Svcs - GSP Consultant	170,598.16	150,000.00	113.73%
52250 · Prof Svcs - Groundwater/GSP Pre - Other	49,152.56	102,500.00	47.95%
Total 52250 · Prof Svcs - Groundwater/GSP Pre	219,750.72	252,500.00	87.03%
52270 · Prof Svcs - Accounting	14,873.68	21,200.00	70.16%
52275 · Prof Svcs - Admin/Clerk of Bd	6,114.81	7,500.00	81.53%
52280 · Prof Svcs - Executive Director	11,980.00	17,500.00	68.46%
Total 52200 · Professional Services	253,331.09	299,700.00	84.53%
52500 · Legal Fees			
52501 · Legal Counsel	6,947.00	7,500.00	92.63%
Total 52500 · Legal Fees	6,947.00	7,500.00	92.63%
53000 · Office Expenses			
53010 · Public Information	564.89	3,000.00	18.83%
53020 · Office Supplies	102.31	200.00	51.16%
53026 · Postage & Mailing	225.75	400.00	56.44%
53070 · Licenses, Permits & Fees	557.53	3,000.00	18.58%
53110 · Travel & Training	61.37	500.00	12.27%
53000 · Office Expenses - Other	197.40		
Total 53000 · Office Expenses	1,709.25	7,100.00	24.07%
53500 · Insurance			
53510 · Liability Insurance	5,106.34	2,000.00	255.32%
Total 53500 · Insurance	5,106.34	2,000.00	255.32%
70000 · Interest & Debt Service			
70120 · Interest Expense	0.00	1,238.00	0.00%
Total 70000 · Interest & Debt Service	0.00	1,238.00	0.00%
81000 · Contingency - Non Capital Expen	0.00	16,754.00	0.00%
Total Expense	267,093.68	334,292.00	79.90%
Net Income	<u>-99,446.14</u>	<u>193,308.00</u>	<u>-51.44%</u>

Mound Basin Groundwater Sustainability Agency

ATTACHMENT B

Profit & Loss by Class

July through January 2022

	A - Grant Administration	Task 04 - GSP Development (D - GSP Development)	Total D - GSP Development	Unclassified	TOTAL
Income					
41000 · Grant revenue					
41001 · State Grants	0.00	0.00	0.00	167,869.54	167,869.54
Total 41000 · Grant revenue	0.00	0.00	0.00	167,869.54	167,869.54
47000 · Other Revenue					
47001 · Late Fees	0.00	0.00	0.00	-222.00	-222.00
Total 47000 · Other Revenue	0.00	0.00	0.00	-222.00	-222.00
Total Income	0.00	0.00	0.00	167,647.54	167,647.54
Gross Profit	0.00	0.00	0.00	167,647.54	167,647.54
Expense					
52200 · Professional Services					
52240 · Prof Svcs - IT Consulting	0.00	0.00	0.00	611.88	611.88
52250 · Prof Svcs - Groundwater/GSP Pre					
52252 · Prof Svcs - GSP Consultant	6,441.27	164,053.14	164,053.14	0.00	170,494.41
52250 · Prof Svcs - Groundwater/GSP Pre - Other	0.00	2,075.00	2,075.00	11,306.20	13,381.20
Total 52250 · Prof Svcs - Groundwater/GSP Pre	6,441.27	166,128.14	166,128.14	11,306.20	183,875.61
52270 · Prof Svcs - Accounting	1,695.69	0.00	0.00	12,921.07	14,616.76
52275 · Prof Svcs - Admin/Clerk of Bd	1,005.73	0.00	0.00	4,433.81	5,439.54
52280 · Prof Svcs - Executive Director	0.00	0.00	0.00	11,046.25	11,046.25
Total 52200 · Professional Services	9,142.69	166,128.14	166,128.14	40,319.21	215,590.04
52500 · Legal Fees					
52501 · Legal Counsel	0.00	0.00	0.00	6,947.00	6,947.00
Total 52500 · Legal Fees	0.00	0.00	0.00	6,947.00	6,947.00
53000 · Office Expenses					
53010 · Public Information	0.00	564.89	564.89	0.00	564.89
53020 · Office Supplies	0.00	0.00	0.00	100.97	100.97
53026 · Postage & Mailing	0.00	0.00	0.00	224.69	224.69
53070 · Licenses, Permits & Fees	0.00	0.00	0.00	557.53	557.53
53110 · Travel & Training	0.00	0.00	0.00	61.37	61.37
53000 · Office Expenses - Other	0.00	0.00	0.00	165.99	165.99
Total 53000 · Office Expenses	0.00	564.89	564.89	1,110.55	1,675.44
53500 · Insurance					
53510 · Liability Insurance	0.00	0.00	0.00	5,106.34	5,106.34
Total 53500 · Insurance	0.00	0.00	0.00	5,106.34	5,106.34
Total Expense	9,142.69	166,693.03	166,693.03	53,483.10	229,318.82
Net Income	-9,142.69	-166,693.03	-166,693.03	114,164.44	-61,671.28

Mound Basin Groundwater Sustainability Agency

ATTACHMENT B

Profit & Loss by Class

July through February 2022

	A - Grant Administration	Task 04 - GSP Development (D - GSP Development)	Total D - GSP Development	Unclassified	TOTAL
Income					
41000 · Grant revenue					
41001 · State Grants	0.00	0.00	0.00	167,869.54	167,869.54
Total 41000 · Grant revenue	0.00	0.00	0.00	167,869.54	167,869.54
47000 · Other Revenue					
47001 · Late Fees	0.00	0.00	0.00	-222.00	-222.00
Total 47000 · Other Revenue	0.00	0.00	0.00	-222.00	-222.00
Total Income	0.00	0.00	0.00	167,647.54	167,647.54
Gross Profit	0.00	0.00	0.00	167,647.54	167,647.54
Expense					
52200 · Professional Services					
52240 · Prof Svcs - IT Consulting	0.00	0.00	0.00	611.88	611.88
52250 · Prof Svcs - Groundwater/GSP Pre					
52252 · Prof Svcs - GSP Consultant	6,545.02	164,053.14	164,053.14	0.00	170,598.16
52250 · Prof Svcs - Groundwater/GSP Pre - Other	0.00	4,357.50	4,357.50	44,795.06	49,152.56
Total 52250 · Prof Svcs - Groundwater/GSP Pre	6,545.02	168,410.64	168,410.64	44,795.06	219,750.72
52270 · Prof Svcs - Accounting	1,695.69	0.00	0.00	13,177.99	14,873.68
52275 · Prof Svcs - Admin/Clerk of Bd	1,005.73	0.00	0.00	5,109.08	6,114.81
52280 · Prof Svcs - Executive Director	0.00	0.00	0.00	11,980.00	11,980.00
Total 52200 · Professional Services	9,246.44	168,410.64	168,410.64	75,674.01	253,331.09
52500 · Legal Fees					
52501 · Legal Counsel	0.00	0.00	0.00	6,947.00	6,947.00
Total 52500 · Legal Fees	0.00	0.00	0.00	6,947.00	6,947.00
53000 · Office Expenses					
53010 · Public Information	0.00	564.89	564.89	0.00	564.89
53020 · Office Supplies	0.00	0.00	0.00	102.31	102.31
53026 · Postage & Mailing	0.00	0.00	0.00	225.75	225.75
53070 · Licenses, Permits & Fees	0.00	0.00	0.00	557.53	557.53
53110 · Travel & Training	0.00	0.00	0.00	61.37	61.37
53000 · Office Expenses - Other	0.00	0.00	0.00	197.40	197.40
Total 53000 · Office Expenses	0.00	564.89	564.89	1,144.36	1,709.25
53500 · Insurance					
53510 · Liability Insurance	0.00	0.00	0.00	5,106.34	5,106.34
Total 53500 · Insurance	0.00	0.00	0.00	5,106.34	5,106.34
Total Expense	9,246.44	168,975.53	168,975.53	88,871.71	267,093.68
Net Income	<u>-9,246.44</u>	<u>-168,975.53</u>	<u>-168,975.53</u>	<u>78,775.83</u>	<u>-99,446.14</u>

Mound Basin Groundwater Sustainability Agency
Balance Sheet
As of January 31, 2022

	<u>Jan 31 22</u>
ASSETS	
Current Assets	
Checking/Savings	
10000 · Bank of the Sierra	152,366.57
Total Checking/Savings	<u>152,366.57</u>
Accounts Receivable	
11000 · Accounts Receivable	215,754.62
Total Accounts Receivable	<u>215,754.62</u>
Total Current Assets	<u>368,121.19</u>
TOTAL ASSETS	<u>368,121.19</u>
LIABILITIES & EQUITY	
Liabilities	
Current Liabilities	
Accounts Payable	
20000 · Accounts Payable	12,417.61
Total Accounts Payable	<u>12,417.61</u>
Other Current Liabilities	
20001 · Advance from City of Ventura	55,000.00
20510 · Interest Payable	2,233.30
Total Other Current Liabilities	<u>57,233.30</u>
Total Current Liabilities	<u>69,650.91</u>
Total Liabilities	69,650.91
Equity	
32000 · Retained Earnings	360,141.56
Net Income	-61,671.28
Total Equity	<u>298,470.28</u>
TOTAL LIABILITIES & EQUITY	<u>368,121.19</u>

Mound Basin Groundwater Sustainability Agency
Balance Sheet
As of February 28, 2022

	<u>Feb 28 22</u>
ASSETS	
Current Assets	
Checking/Savings	
10000 · Bank of the Sierra	139,948.96
Total Checking/Savings	<u>139,948.96</u>
Accounts Receivable	
11000 · Accounts Receivable	215,754.62
Total Accounts Receivable	<u>215,754.62</u>
Total Current Assets	<u>355,703.58</u>
TOTAL ASSETS	<u><u>355,703.58</u></u>
LIABILITIES & EQUITY	
Liabilities	
Current Liabilities	
Accounts Payable	
20000 · Accounts Payable	37,774.86
Total Accounts Payable	<u>37,774.86</u>
Other Current Liabilities	
20001 · Advance from City of Ventura	55,000.00
20510 · Interest Payable	2,233.30
Total Other Current Liabilities	<u>57,233.30</u>
Total Current Liabilities	<u>95,008.16</u>
Total Liabilities	95,008.16
Equity	
32000 · Retained Earnings	360,141.56
Net Income	-99,446.14
Total Equity	<u>260,695.42</u>
TOTAL LIABILITIES & EQUITY	<u><u>355,703.58</u></u>



MoundBasin

GROUNDWATER SUSTAINABILITY AGENCY

Information Item No. 8

DATE: March 17, 2022
TO: Board of Directors
FROM: Executive Director
SUBJECT: Executive Director Update

SUMMARY

The following are updates on Agency activities since the last Board meeting.

1. Administrative: No update.
2. Financial:
 - a. Invoices for the 2020-2 (July-December 2020) and 2021-1 (January–July 2021) semi-annual periods are now fully paid. One entity had been past due for both periods and recently remitted the payments.
 - b. Invoices for the 2021-2 semi-annual period (July–December 2021) were mailed on March 9, 2022.
3. Legal:
 - a. Counsel reviewed requirements for groundwater extraction fees post-GSP adoption.
4. Groundwater Sustainability Plan (GSP) Implementation:
 - a. GSP: DWR opened its public comment period for the GSP. Comments will be accepted through March 30, 2022. No comments have been submitted as of March 9, 2022.
 - b. GSP Grant:
 - i. DWR review of progress report and invoice no. 10 submitted on November 20, 2021, is in progress. Payment in the amount of \$94,583.84 is expected 1-2 months following DWR approval.
 - ii. The Executive Director submitted progress report and invoice no. 11 on January 20, 2022. Payment in the amount of \$56,498.75 is expected 1-2 months following DWR approval.

- iii. The Executive Director submitted a grant agreement amendment to reallocate grant budget from underspent budget categories to overspent budget categories and allocate remaining unused grant funds to the annual report. The proposed amendment will facilitate invoicing \$60,989 in costs currently stranded in overspent budget categories and will allocate \$51,457 in unused grant funds to the first GSP annual report. A final invoice will be submitted in April for together with the required grant closeout report.
- c. GSP Annual Report: Work on the first annual report continued. The report must be submitted to DWR by April 1, 2022 (please see Item No. 9c).
- d. Groundwater Monitoring Well – DWR Technical Support Services (TSS): DWR is working on scheduling the construction activities.
- e. Shallow Groundwater Level Monitoring: The Executive Director worked with City of Ventura staff on an access agreement to facilitate the monitoring specified in the adopted GSP (please see Item No. 9b). The Executive Director also coordinated with UWCD staff who will be performing the monitoring activities.

5. Correspondence: None.

INFORMATIONAL ITEM

Receive an update from the Executive Director on activities since the previous board meeting.

BACKGROUND

Not applicable

FISCAL SUMMARY

Not applicable.



MoundBasin

GROUNDWATER SUSTAINABILITY AGENCY

Motion Item No. 9a

DATE: March 17, 2022
TO: Board of Directors
FROM: Executive Director and UWCD Finance Staff
SUBJECT: Fiscal Year 2021/2022 Mid-Year Budget Report

SUMMARY

The second quarter budget report and proposed mid-year budget modifications are enclosed (Attachment A). The following is a summary of noteworthy budget status items and recommended budget modifications.

- Income:
 - GSP Grant Revenue was more than budgeted because more work was performed to complete the GSP than anticipated when the budget was adopted. The proposed budget modification includes the anticipated grant agreement amendment that is currently being processed by DWR. The amendment will allow MBGSA to obtain reimbursement for costs that were previously stranded in overspend grant budget categories and the first annual report.
 - Groundwater Extraction Fees are lower than budget because they have not been booked yet. The proposed budget modification reflects the lower than budgeted groundwater extractions reported for the 2021-2 semi-annual period and assumed lower than budget extractions for the 2022-1 semi-annual period.
- Professional Services Fees:
 - GSP Consultant costs were higher than budgeted because more work was performed to complete the GSP than anticipated when the budget was adopted. The increased cost is offset by increased grant revenue.
 - Post-GSP Adoption professional services do not apply to a great degree because the GSP was adopted late in the reporting period. The proposed budget modification reflects the fact that less effort is anticipated on GSP implementation during the remainder of the fiscal year than was assumed when the budget was adopted.

- Accounting and Administration Professional Services: No significant deviations. The proposed budget modification increases the budgets for these services slightly, based on actual effort to date.
- Executive Director Services: No significant deviations. The proposed budget modification increases the budgets for these services slightly, based on actual effort to date.
- Legal Counsel: No significant deviations. The proposed budget modification increases the budgets for these services slightly, based on actual effort to date.
- Office Expenses: No significant deviations. Minor budget adjustments are proposed (Attachment A).

RECOMMENDED ACTIONS

1. Receive and file the second quarter budget report.
2. Approve the proposed mid-year budget modifications.

BACKGROUND

The Fiscal Year 2021/2022 budget was adopted on May 20, 2021.

FISCAL SUMMARY

None.

ATTACHMENTS

A. FY2021-2022 Mid-year Budget Report

Action: _____

Motion: _____ 2nd: _____

S. Rungren ____ M. Mobley ____ G. Shephard ____ J. Chambers ____ C. Everts ____

Mound Basin Groundwater Sustainability Agency

Second Quarter Profit Loss Budget Performance with Proposed Mid-Year Budget Modifications

July through December 2021

	Q1 & Q2 Jul - Dec 2021	FY 21-22 Annual Budget	% of Annual Budget	Proposed 2Q Budget Update	Budget Change \$	Budget Change %	Comments
Income							
40001 • Groundwater Extraction Fees	\$0	\$377,600	0%	\$285,000	-\$92,600	-25%	July - Dec 2021 GW extraction fees are known to be \$154,944 but were not booked prior to preparation of this report. Assume Jan-Jun 2022 GW extraction fees will be \$130,000 based on last two years of data.
41000 • Grant revenue							
41001 • State Grants	\$167,870	\$150,000	112%	\$278,000	\$128,000	85%	Updated budget based on anticipated grant agreement amendment and anticipated Q3 and Q4 costs.
Total 41000 • Grant revenue	\$167,870	\$150,000	0%	\$278,000	\$128,000	85%	
47000 • Other Revenue							
47001 • Late Fees	-\$222			\$222	\$222		finance charges refund due to payment being received but not being posted
Total 47000 • Other Revenue	-\$222			\$222	\$222		
Total Income	\$167,648	\$527,600	32%	\$563,222	\$35,622	7%	
Gross Profit	\$167,648	\$527,600	32%	\$563,222	\$35,622	7%	
Expense							
52200 • Professional Services							
52240 • Prof Svcs - IT Consulting	\$612	\$1,000	61%	\$1,000	\$0	0%	
52252 • Prof Svcs - GSP Consultant	\$166,967	\$150,000	111%	\$166,967	\$16,967	11%	This account is for GSP development expenses. GSP was submitted to DWR on 12/31/2021. Budget increase is to reflect actual costs through GSP submittal. Increase is offset by increase in grant revenue.
52250 • Prof Svcs - Post GSP Adoption	\$6,956	\$102,500	0%	\$80,000	-\$22,500	-22%	
Total 52250 • Prof Svcs - Groundwater/GSP	\$173,923	\$252,500	69%	\$246,967	-\$5,533	-2%	This account is for post-GSP expenses. Budget reduction due to less effort in FY 22 than anticipated.
52270 • Prof Svcs - Accounting	\$14,312	\$21,200	68%	\$25,000	\$3,800	18%	
52275 • Prof Svcs - Admin/Clerk of Bd	\$4,649	\$7,500	62%	\$10,000	\$2,500	33%	More effort than anticipated.
52280 • Prof Svcs - Executive Director	\$9,801	\$17,500	56%	\$20,000	\$2,500	14%	More effort than anticipated.
Total 52200 • Professional Services	\$203,297	\$299,700	68%	\$302,967	\$3,267	1%	
52500 • Legal Fees							
52501 • Legal Counsel	\$6,947	\$7,500	93%	\$10,000	\$2,500	33%	More effort than anticipated.
Total 52500 • Legal Fees	\$6,947	\$7,500	93%	\$10,000	\$2,500	33%	
53000 • Office Expenses							
53010 • Public Information	\$565	\$3,000	0%	\$1,250	-\$1,750	-58%	
53020 • Office Supplies	\$26	\$200	13%	\$200	\$0	0%	
53070 Licenses, Permits & Fees	\$558	\$3,000	0%	\$1,000	-\$2,000	-67%	
53026 • Postage & Mailing	\$222	\$400	56%	\$400	\$0	0%	
53110 • Travel & Training	\$61	\$500	0%	\$500	\$0	0%	
53000 - Office Expenses - Other	\$118	\$0	0%	\$118	\$118	0%	
Total 53000 • Office Expenses	\$1,550	\$7,100	22%	\$3,468	-\$3,632	-51%	
53500 • Insurance							
53510 • Liability Insurance	\$5,106	\$2,000	255%	\$5,106	\$3,106	155%	Added general liabiliy policy, as required for TSS monitoring well.
Total 53500 • Insurance	\$5,106	\$2,000	255%	\$5,106	\$3,106	155%	
70000 • Interest & Debt Service							
70120 • Interest Expense	\$0	\$1,238	0%	\$1,238	\$0	0%	Will be booked at year-end.
Total 70000 • Interest & Debt Service	\$0	\$1,238	0%	\$1,238	\$0	0%	
81000 - Contingency - Non Capital Expenditures		\$16,754		\$0	-\$16,754	-100%	Do not anticipate using contingency.
Total Expense	\$216,901	\$334,292	\$4	\$322,779	-\$11,513	\$0	
Net Income	-\$49,254	\$193,308	-25%	\$240,443	\$47,135	24%	

Projected Cash Flow	
	FY 2021-22
Beginning Cash Balance, July 1	191,046.48
Projected Cash Inflows*	\$693,045.37
Projected Cash Outflows	-\$322,778.91
Projected Ending Cash Balance, June 30	561,312.94
Designated for Reserves	25,000.00
Projected Net Available, June 30	\$586,312.94



MoundBasin

GROUNDWATER SUSTAINABILITY AGENCY

Motion Item No. 9b

DATE: March 17, 2022
TO: Board of Directors
FROM: Executive Director
SUBJECT: Well Access Agreement For Shallow Groundwater Monitoring

SUMMARY

An access agreement is needed to facilitate the shallow groundwater monitoring study included in Section 6.6 of the adopted GSP (see Background and Attachment A for more information). Existing monitoring wells owned by the City of Ventura will be used for the shallow groundwater monitoring study. An access agreement has been drafted by City of Ventura staff and reviewed by the MBGSA Executive Director and Agency Counsel (Attachment B).

RECOMMENDED ACTIONS

Authorize the Executive Director to execute a Well Access Agreement with the City of San Buenaventura for shallow groundwater monitoring.

BACKGROUND

In response to concerns communicated by several commenters on the GSP, MBGSA included interim monitoring of shallow groundwater levels and water quality data from existing shallow wells located near the Santa Clara River leading up to the first 5-year GSP assessment (GSP Section 6.6). This shallow groundwater monitoring study is expected to confirm the lack of significant effects on shallow groundwater and surface water in the Santa Clara River and its estuary from groundwater extractions in the principal aquifers of the Basin. If data from the interim study confirm the existing conclusions, then no further monitoring will be necessary. If the data suggest a significant relationship exists between the Shallow Alluvial Deposits and Santa Clara River flows with the deeper, principal aquifers, the GSP will be updated to reflect those findings and an appropriate amount of monitoring will be continued.

MBGSA is currently coordinating with the City of Ventura and United Water Conservation District to perform the interim monitoring study. The City owns nine shallow groundwater monitoring wells near the Santa Clara River and its estuary and is monitoring seven of those wells for non-GSP purposes. The study will utilize data collected by the City of Ventura and additional data to be collected by MBGSA. MBGSA will monitor the two wells that the City is not monitoring (GW-8 and -11) and will add transducers to two other wells to obtain more frequent data than the City is collecting (GW-9 and -10). The well locations are shown on the figures included in Attachments A and B.

FISCAL SUMMARY

None.

ATTACHMENTS

- A. GSP Figure 6.6-01
- B. Access Agreement

Action: _____

Motion: _____ 2nd: _____

S. Rungren ____ M. Mobley ____ G. Shephard ____ J. Chambers ____ C. Everts ____

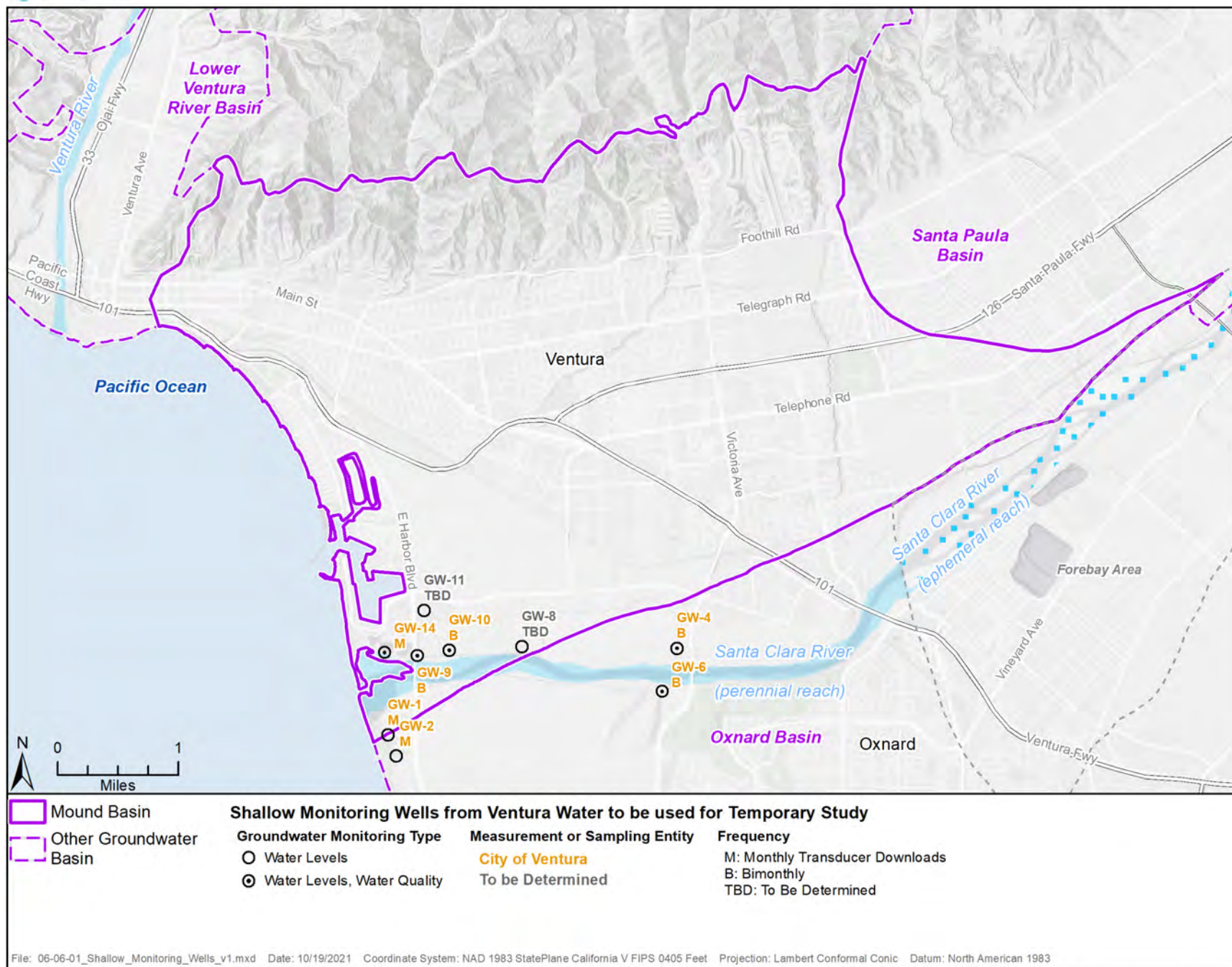


Figure 6.6-01 Monitoring Locations for Interim Shallow Groundwater Data Collection Project.

WELL ACCESS AGREEMENT

City of San Buenaventura and Mound Basin Groundwater Sustainability Agency

Well Number	APN	Address
02N23W24Q (GW-8)	138-0-060-010	No address for parcel (accessible from Harbor Blvd)
02N23W23Q (GW-9)	138-0-050-050	3750 OLIVAS PARK DR (accessible from Harbor Blvd)
02N23W23R (GW-10)	138-0-060-010	No address for parcel (accessible from Harbor Blvd)
02N23W23P (GW-11)	138-0-050-050	3750 OLIVAS PARK DR (accessible from Harbor Blvd)

This Access Agreement (“Agreement”) hereby permits the MOUND BASIN GROUNDWATER SUSTAINABILITY AGENCY, hereinafter referred to as MBGSA, its employees and agents, including United Water Conservation District (“MBGSA Personnel”), to enter upon and have a license to access the real property, identified by the Accessor Parcel Number (“APN”) and address above and as more accurately depicted in Exhibit A, (“Property”) owned by the City of San Buenaventura (“Property Owner”). MBGSA and Property Owner may also be referred to singularly as “Party” or collectively as the “Parties”.

RECITALS

- A.** MBGSA is the Groundwater Sustainability Agency for the Mound Groundwater Basin (“Basin”) formed pursuant to the Sustainable Groundwater Management Act (“SGMA”) of 2014.
- B.** The MBGSA will be conducting a study of the Mound Groundwater Basin to implement a Groundwater Sustainability Plan for the Basin in compliance with SGMA.
- C.** As part of this study, MBGSA has contracted with United Water Conservation District to perform well monitoring services on behalf of MBGSA, including taking periodic groundwater level measurements from and/or installing continuous groundwater level monitoring equipment at the water well(s) (“Well”) located on the Property.
- D.** In connection therewith, Property Owner has agreed to allow MBGSA Personnel access to the Property to undertake groundwater level measurements from the Well based on the terms and conditions set forth in this Agreement.

AGREEMENT

Now, therefore, in the consideration of the foregoing, it is understood and intended that Property Owner grants MBGSA a revocable and non-assignable license or authority for MBGSA Personnel to enter upon the Property for the below stated purposes and uses. This Agreement does not convey an interest in land or easement in the Property to MBGSA.

Scope of License. Said license is given for, and limited to, the following purposes and uses. Ingress and egress to the Well by MBGSA Personnel along a route within the Property acceptable to Property Owner to perform Well monitoring. Well monitoring shall consist of installing a data logger in the Well and visiting the Well quarterly or monthly to download data from the data logger and as needed for maintenance. Site visits to install loggers or download data will be coordinated with the Property Owner at least 1 week in advance by e-mailing Sarah Horwath, Ventura Water Environmental Biologist, at shorwath@cityofventura.ca.gov.

MBGSA Monitoring Equipment. MBGSA equipment installed in and on the Well, including data loggers, sensors, instruments and other measurement devices, is and remains the sole and separate property of MBGSA.

Data Collection. In exchange for the rights permitted herein, MBGSA will provide the Property Owner with an electronic copy of preliminary data collected from the Well quarterly to Sarah Horwath, Ventura Water Environmental Biologist, at shorwath@cityofventura.ca.gov. Finalized annual datasets shall also be provided concurrently with annual report publication. MBGSA shall not be responsible for any delay or failure to provide such information if due to the Property Owner's failure to permit MBGSA access to the Property as provided in this Agreement, or if caused by foreseeable or unforeseeable circumstances beyond MBGSA's reasonable control. The Property Owner further acknowledges and agrees that the Property Owner is solely responsible for analyzing and interpreting the information provided by MBGSA and for how it chooses to use the information.

Revocation and/or Termination. This Agreement is freely revocable by MBGSA and by the Property Owner, subject to the Property Owner giving MBGSA a reasonable time to collect MBGSA's data loggers and monitoring equipment from the Well. Notwithstanding, MBGSA desires this Agreement to continue indefinitely. The Agreement will continue in full force and effect until thirty (30) days after notice of the intent to revoke the Agreement is provided by either Party to the other Party.

Indemnification. By accepting this Agreement, the MBGSA agrees to indemnify and hold the undersigned Property Owner harmless from any and all liability to, or claim of, any MBGSA Personnel which may result from or arise out of MBGSA's entry and operation on the Property pursuant to this Agreement except for the Property Owner's willful misconduct. MBGSA agrees to maintain liability insurance and provide Property Owner a copy of relevant insurance documents prior to the commencement of monitoring.

Assignment. MBGSA may not assign this License without the Property Owner's prior written consent. Any attempt by MBGSA to assign the benefits or burdens of this Agreement without the prior written approval of Property Owner is prohibited and shall be null and void. Failure to conform to this provision shall immediately void and terminate this Agreement.

Modification. No alteration, change, or modification of the terms of this Agreement shall be valid unless made in writing and signed by both Parties hereto.

Governing Law. The terms of this Agreement shall be interpreted according to the laws of the State of California. Should litigation occur, venue shall be in the Superior Court of California, Ventura County.

Entire Agreement. This Agreement is the final expression of, and contains the entire Agreement between, MBGSA and the Property Owner with respect to the subject matter hereof and supersedes all prior understandings.

Signature Authority. Each of the persons executing this Agreement warrants and represents that he or she has the full and complete authority to enter into this Agreement on behalf of the Party for which he or she is signing, and to bind said Party to the agreements, covenants and terms contained herein.

ACCEPTED ON BEHALF OF CITY OF SAN BUENAVENTURA:

By: _____ Dated: _____
Alex D. McIntyre, City Manager

APPROVED AS TO FORM
ANDREW HEGLUND, INTERIM CITY ATTORNEY

By: _____
Miles Hogan Date
Assistant City Attorney II

ACCEPTED ON BEHALF OF THE MBGSA:

By: _____ Dated: _____
Bryan Bondy, Executive Director

EXHIBIT A

Groundwater Monitoring Wells on City Properties at Harbor Blvd and Golf Course



Locations from: Stillwater Sciences. 2018. City of Ventura Special Studies – Phase 3: assessment of the physical and biological conditions of the Santa Clara River Estuary, Ventura County, California. Final Report. Prepared by Stillwater Sciences, Berkeley California for City of Ventura, California. February.

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MoundBasin

GROUNDWATER SUSTAINABILITY AGENCY

Motion Item No. 9c

DATE: March 17, 2022
TO: Board of Directors
FROM: Executive Director
SUBJECT: Mound Basin Annual Report for Water Years 2020 and 2021

SUMMARY

Groundwater Sustainability Agencies (GSAs) are required to submit annual reports to the Department of Water Resources (DWR) by April 1 of each year following adoption of the Groundwater Sustainability Plan (GSP). The Mound Basin GSP reported data through the water year 2019; therefore, the first annual report includes data collected during water years 2020 and 2021.

The first annual report was prepared by Intera, Inc. in collaboration with the Executive Director to meet the regulatory reporting requirements (please see Background and Attachment A for more information). United Water Conservation District staff also assisted by providing groundwater level and quality data.

The draft annual report is available for review at: <https://s33630.pcdn.co/wp-content/uploads/2022/03/2022-03-10-Mound-Basin-GSA-WY-2020-and-2021-Annual-Report-DRAFT.pdf>

A detailed summary of the annual report is not being provided here because the period it covers was prior to GSP adoption. No major issues were identified during preparation of the annual report. The Executive Director will be happy to answer any questions about the report during the Board meeting.

RECOMMENDED ACTIONS

Approve the Mound Basin Annual Report for Water Years 2020 and 2021 for submittal to DWR.

BACKGROUND

After adopting a GSP, GSAs are required to submit annual reports to the DWR pursuant to §356.2 of the GSP Emergency Regulations each year by April 1. The annual report requirements are detailed in the excerpt of the GSP Emergency Regulations included in Attachment A and as summarized below:

- Executive summary
- Basin location map
- Description and graphical representation of the following data from the applicable water year:
 - Groundwater elevation data (contour maps and hydrographs)
 - Groundwater extractions from the Basin
 - Surface water supplies to the Basin
 - Total water use in the Basin
 - Change in Basin groundwater storage
- Description of progress toward implementing the Plan:
 - Status relative to sustainable management criteria
 - Implementation of projects or management actions

FISCAL SUMMARY

None.

ATTACHMENTS

A. GSP Emergency Regulations Excerpt

Action: _____

Motion: _____ 2nd: _____

S. Rungren ____ M. Mobley ____ G. Shephard ____ J. Chambers ____ C. Everts ____

ARTICLE 7. Annual Reports and Periodic Evaluations by the Agency

§ 356. Introduction to Annual Reports and Periodic Evaluations by the Agency

This Article describes the procedural and substantive requirements for the annual reports and periodic evaluation of Plans prepared by an Agency.

Note: Authority cited: Section 10733.2, Water Code.

Reference: Section 10733.2, Water Code.

§ 356.2. Annual Reports

Each Agency shall submit an annual report to the Department by April 1 of each year following the adoption of the Plan. The annual report shall include the following components for the preceding water year:

- (a) General information, including an executive summary and a location map depicting the basin covered by the report.
- (b) A detailed description and graphical representation of the following conditions of the basin managed in the Plan:
 - (1) Groundwater elevation data from monitoring wells identified in the monitoring network shall be analyzed and displayed as follows:
 - (A) Groundwater elevation contour maps for each principal aquifer in the basin illustrating, at a minimum, the seasonal high and seasonal low groundwater conditions.
 - (B) Hydrographs of groundwater elevations and water year type using historical data to the greatest extent available, including from January 1, 2015, to current reporting year.
 - (2) Groundwater extraction for the preceding water year. Data shall be collected using the best available measurement methods and shall be presented in a table that summarizes groundwater extractions by water use sector, and identifies the method of measurement (direct or estimate) and accuracy of measurements, and a map that illustrates the general location and volume of groundwater extractions.
 - (3) Surface water supply used or available for use, for groundwater recharge or in-lieu use shall be reported based on quantitative data that describes the annual volume and sources for the preceding water year.
 - (4) Total water use shall be collected using the best available measurement methods and shall be reported in a table that summarizes total water use by water use sector, water source type, and identifies the method of measurement (direct or estimate) and accuracy of measurements. Existing water use data from the most recent Urban Water Management Plans or Agricultural Water Management Plans within the basin may be used, as long as the data are reported by water year.
 - (5) Change in groundwater in storage shall include the following:
 - (A) Change in groundwater in storage maps for each principal aquifer in the basin.

(B) A graph depicting water year type, groundwater use, the annual change in groundwater in storage, and the cumulative change in groundwater in storage for the basin based on historical data to the greatest extent available, including from January 1, 2015, to the current reporting year.

(c) A description of progress towards implementing the Plan, including achieving interim milestones, and implementation of projects or management actions since the previous annual report.

Note: Authority cited: Section 10733.2, Water Code.

Reference: Sections 10727.2, 10728, and 10733.2, Water Code.

§ 356.4. Periodic Evaluation by Agency

Each Agency shall evaluate its Plan at least every five years and whenever the Plan is amended, and provide a written assessment to the Department. The assessment shall describe whether the Plan implementation, including implementation of projects and management actions, are meeting the sustainability goal in the basin, and shall include the following:

(a) A description of current groundwater conditions for each applicable sustainability indicator relative to measurable objectives, interim milestones and minimum thresholds.

(b) A description of the implementation of any projects or management actions, and the effect on groundwater conditions resulting from those projects or management actions.

(c) Elements of the Plan, including the basin setting, management areas, or the identification of undesirable results and the setting of minimum thresholds and measurable objectives, shall be reconsidered and revisions proposed, if necessary.

(d) An evaluation of the basin setting in light of significant new information or changes in water use, and an explanation of any significant changes. If the Agency's evaluation shows that the basin is experiencing overdraft conditions, the Agency shall include an assessment of measures to mitigate that overdraft.

(e) A description of the monitoring network within the basin, including whether data gaps exist, or any areas within the basin are represented by data that does not satisfy the requirements of Sections 352.4 and 354.34(c). The description shall include the following:

(1) An assessment of monitoring network function with an analysis of data collected to date, identification of data gaps, and the actions necessary to improve the monitoring network, consistent with the requirements of Section 354.38.

(2) If the Agency identifies data gaps, the Plan shall describe a program for the acquisition of additional data sources, including an estimate of the timing of that acquisition, and for incorporation of newly obtained information into the Plan.

(3) The Plan shall prioritize the installation of new data collection facilities and analysis of new data based on the needs of the basin.

(f) A description of significant new information that has been made available since Plan adoption or amendment, or the last five-year assessment. The description shall also include whether new information warrants changes to any aspect of the Plan, including the