

County of Monterey

Cayenne Room
1441 Schilling Place
Salinas Ca. 93901



Meeting Agenda - Final SPECIAL MEETING - GEMS Expansion

Wednesday, February 7, 2024
12:00 PM

Water Resources Agency Board of Directors

Mike LeBarre, Chair
Matt Simis, Vice Chair
Mark Gonzalez
Deidre Sullivan
Ken Ekelund
Mike Scattini
Jason Smith
John Baillie
Jon Conatser

Participation in meetings:

You may attend the Board of Directors meeting through the following methods:

1. You may attend in person
2. Attend via Zoom (info below),
3. For ZOOM participation please join by computer audio at:
<https://montereycty.zoom.us/j/99769079850>

OR to participate by phone call any of these numbers below:

- +1 669 900 6833 US (San Jose)
- +1 346 248 7799 US (Houston)
- +1 312 626 6799 US (Chicago)
- +1 929 205 6099 US (New York)
- +1 253 215 8782 US
- +1 301 715 8592 US

Enter this Meeting ID number: 997 6907 9850 when prompted. Please note there is no Participant Code, you will just press # again after the recording prompts you.

You will be placed in the meeting as an attendee; when you are ready to make a public comment if joined by computer audio please Raise your Hand; and by phone please push *9 on your keypad.

PLEASE NOTE: IF ALL BOARD MEMBERS ARE PRESENT IN PERSON, PUBLIC PARTICIPATION BY ZOOM IS FOR CONVENIENCE ONLY AND IS NOT REQUIRED BY LAW. IF THE ZOOM FEED IS LOST FOR ANY REASON, THE BOARD OF DIRECTORS MEETING MAY BE PAUSED WHILE A FIX IS ATTEMPTED BUT THE MEETING MAY CONTINUE AT THE DISCRETION OF THE CHAIRPERSON.

4. If you choose not to attend the Board of Directors meeting but wish to make a comment on a specific agenda item, please submit your comment via email by 5:00 p.m. on the Friday before the meeting.. Please submit your comment to the Secretary of the Board at WRAPubliccomment@co.monterey.ca.us In an effort to assist the Secretary in identifying the agenda item relating to your public comment please indicate in the Subject Line, the meeting body (i.e. Board of Directors Agenda) and item number (i.e. Item No. 10). Your comment will be placed into the record at the Board meeting.

Participacion en Reuniones:

Puede asistir a la reunion de la Junta Directiva a traves de los siguientes metodos:

1. Podar asistir personalmente a la reunion; o,
2. Asistir por Zoom (informacion a continuacion),
3. Para participar for ZOOM, por favor únase for audio de computadora por:
[https://montereycty.zoom.us/j/997 6907 9850](https://montereycty.zoom.us/j/99769079850)

O para participar for teléfono, llame a cualquiera de los números a continuación:

- +1 669 900 6833 US (San Jose)
- +1 346 248 7799 US (Houston)
- +1 312 626 6799 US (Chicago)
- +1 929 205 6099 US (New York)
- +1 253 215 8782 US
- +1 301 715 8592 US

Cuando se le solicite, ingrese este número de reunión: 997 6907 9850. Por favor tenga en cuenta que no hay código de participante, simplemente presione # nuevamente después de que la grabación se lo indique.

Se le colocará en la reunion como asistente; cuando desee hacer un comentario público si esta unido por la computadora utilice la opción de levantar la mano en el chat de la pantalla; o por teléfono presione *9 en su teclado.

TENGA EN CUENTA: SI TODOS LOS MIEMBROS DE LA JUNTA ESTÁN PRESENTES EN PERSONA, LA PARTICIPACIÓN PÚBLICA DE ZOOM ES SOLO POR CONVENIENCIA Y NO ES REQUERIDA POR LA LEY. SI EL FEED DE ZOOM SE PIERDE POR CUALQUIER MOTIVO, LA REUNIÓN DE LA JUNTA DIRECTIVA PUEDE PAUSARSE MIENTRAS SE INTENTA UNA SOLUCIÓN, PERO LA REUNIÓN PUEDE CONTINUAR A DISCRECIÓN DEL PRESIDENTE.

4. Si prefiere no asistir a la reunión de la Junta Directiva pero desea hacer un comentario sobre algún tema específico de la agenda, por favor envíe su comentario por correo electrónico antes de las 5:00 p.m. el Viernes antes de la reunion.. Envíe su comentario al Secretario de la junta al correo electronico WRAPubliccomment@co.monterey.ca.us
<mailto:WRAPubliccomment@co.monterey.ca.us> Para ayudar al Secretario a identificar el artículo de la agenda relacionado con su comentario, por favor indique en la linea de asunto del correo electronico el cuerpo de la reunion (es decir, la Agenda de la Junta Directiva) y el número de artículo (es decir, el Artículo No. 10). Su comentario se colocará en el registro de la reunion de esta Junta.

NOTE: All agenda titles related to numbered agenda items are live web links. Click on the title to be directed to corresponding Board Report.

PUBLIC COMMENT: Members of the public may address comments to the Board concerning each agenda item. The timing of public comment shall be at the discretion of the Chair.

Call to Order at 12:00 P.M.**Roll Call****Public Comments on Closed Session Items**

1. Closed Session under Government Code section 54950, relating to the following items:

[WRAG
24-017](#)

- a. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding one matter of significant exposure to litigation.

Note: Continuance of Closed Session to be held at the conclusion of the Board's Regular Agenda, or at any other time during the course of the meeting announced by the Chairperson of the Board. The public may comment on Closed Session items prior to the Board's recess to Closed Session.

Recess to Closed Session**Reconvene Meeting at 1:00 P.M.****Pledge of Allegiance**

ADDITIONS AND CORRECTIONS BY CLERK: The Clerk of the Board will announce agenda corrections and proposed additions, which may acted on by the Board as provided in Sections 54954.2 of the California Government Code.

Public Comment**Action Items**

2. Consider receiving an update on the Agency's Groundwater Extraction Management System and discuss options on how to expand that system consistent with the Sustainable Groundwater Sustainability Act requirements related to collecting and monitoring groundwater data; and provide direction to staff.

[WRAG
24-018](#)

Attachments: [Board Report](#)
[Exhibit A: Map of Expansion Areas](#)
[Board Order](#)
[Executed BO#24-002 GEMS Expansion](#)

Board of Directors Comments**Adjournment**



County of Monterey

Item No.1

Board Report

Board of Supervisors
Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901

Legistar File Number: WRAG 24-017

February 07, 2024

Introduced: 2/5/2024

Current Status: Agenda Ready

Version: 1

Matter Type: WR General Agenda

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County of Monterey

Item No.2

Board Report

Board of Supervisors
Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901

Legistar File Number: WRAG 24-018

February 07, 2024

Introduced: 2/5/2024

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Consider receiving an update on the Agency's Groundwater Extraction Management System and discuss options on how to expand that system consistent with the Sustainable Groundwater Sustainability Act requirements related to collecting and monitoring groundwater data; and provide direction to staff.

RECOMMENDATION:

Receive an update on the Agency's Groundwater Extraction Management System and discuss options on how to expand that system consistent with the Sustainable Groundwater Sustainability Act requirements related to collecting and monitoring groundwater data; and provide direction to staff.

SUMMARY/DISCUSSION:

BACKGROUND:

The Monterey County Water Resources Agency (Agency) began collecting groundwater extraction data through the Groundwater Extraction Management System (GEMS) program in 1993. All well owners, agricultural and urban, with wells having a discharge pipe diameter of at least 3 inches, in an Agency defined area ("Zones 2, 2A, & 2B"), are required to register and annually self-report extraction data and water conservation information to the Agency through a dedicated web portal. The GEMS program was established by 3 ordinances, 3660, 3717, and 3718, adopted by the Agency. The GEMS program supports two other ordinances, 3851 and 3886, that implement Agricultural and Urban Water Conservation Plans, respectively. The Agency estimates annual self-reporting compliance in the mid-ninety percent range. The Agency aggregates data to monitor changes in regional groundwater usage and track implementation of Best Management Practices and publishes its findings in an annual report.

In 2014, the Sustainable Groundwater Management Act (SGMA) became law. The aim of SGMA is to establish a statewide framework to manage groundwater sustainably over the long-term. SGMA directed the Department of Water Resources (DWR) to identify and prioritize groundwater basins throughout the state. High and medium priority (Priority) basins, as defined by DWR, were required, with few exceptions, to establish Groundwater Sustainability Agencies (GSAs), to develop Groundwater Sustainability Plans (GSPs), and to manage their basins to sustainability by 2040 or 2042, depending upon Priority, and for 30 years thereafter. DWR identified 5 basins and 8 subbasins within Monterey County. Of these, only 3 are not considered Priority. The remaining basins and subbasins are managed by 6 GSAs: Arroyo Seco, City of Marina, County of Monterey, Marina Coast Water District, Monterey Peninsula Water Management District, and the Salinas Valley Basin (SVB).

All the GSAs are dependent upon collecting and monitoring groundwater data related to their respective jurisdictions to inform their GSPs and gauge sustainability in the future. The SVB is responsible for managing 6 subbasins and has 6 approved GSPs it is working towards implementing. Although the Agency's GEMS monitoring data was vital in the preparation of the SVB's GSPs, the 6 subbasins, which were established by DWR, do not align entirely with the Agency's GEMS Zones, which means there are gaps in the monitoring network that need to be filled to inform the first five-year evaluations of the SVB's GSPs in January 2025 and 2027. In addition, the SVB received a "Recommended Corrective Action" from DWR to provide more information on groundwater level impacts to domestic well owners. In order to address the Corrective Action, the SVB requires more precise data about the location and depth of wells.

To this end, the Agency and SVB have been meeting together and with other agencies with responsibility over groundwater, the County of Monterey's Health Department and the Central Coast Water Quality Preservation, Inc., as well as stakeholders, to explore how to ensure effective and efficient expansion of well registration and the GEMS program, the consolidation of existing well data, and the potential to improve existing groundwater monitoring efforts through cooperation and potential consolidation of work. This memorandum provides some insight into those discussions and offers some recommendations for future action.

PROPOSED GEMS EXPANSION:

The map, attached as Exhibit A, illustrates the areas where expansion of the GEMS program will need to occur to meet the near-future data needs of the SVB. To address gaps in the monitoring network that need to be filled to inform the first five-year evaluations of the SVB's GSPs, wells outside of the existing GEMS program that are not "de minimis" will need to begin collecting groundwater extraction data effective November 1, 2024. The new requirement will trigger an effort to collect, manage, analyze, aggregate, and disseminate relevant information. There are basically three ways for this effort to be undertaken:

- 1) The Agency expands its current GEMS program to include the new areas currently not reporting;
- 2) The Agency transfers its GEMS program to the SVB for all future administration; or
- 3) The SVB develops a GEMS like program to address the areas currently not reporting.

While the focus of this discussion is the expansion of GEMS to meet the near-future informational needs of the SVB, the Agency and SVB are considering merging GEMS expansion and Well Registration into one program. In addition, there may be opportunities in the future to improve existing groundwater monitoring efforts through cooperation and potential consolidation of work such as groundwater quality monitoring and data management. Future efforts by the Agency may include providing services to other GSAs and agencies in the County that rely upon groundwater monitoring and data management to meet their respective regulatory responsibilities.

GROUNDWATER MONITORING OBJECTIVES:

- Effectively fill data gaps to improve planning and reduce uncertainty.
- Improve monitoring efficiency through communication, coordination, potential consolidation.
- Ensure cost effective, quality data and valued service.
- Promote stakeholder engagement and satisfaction.

- Support, inform, and demonstrate groundwater sustainability by 2040 or 2042.

WELL REGISTRATION:

In response to DWR’s “Recommended Corrective Action”, the SVB is proposing registration of wells not currently in the Agency’s data base. Since 1973, pursuant to Monterey County Code Chapter 15.08, as amended, all well construction, repair, and reconstruction permits have been issued by the Health Department, which currently holds records of over 15,000 wells County-wide. However, these well records can be incomplete or outdated, especially with regard to ownership, location data, and current well status; therefore, a system of registration will need to be developed to complete or update the record of wells within the 6 subbasins. Furthermore, the Agency’s prior registration efforts have been focused on wells required to report to GEMS, which has a less expansive monitoring area and does not include wells with discharge pipes smaller than 3 inches in diameter. New well registration requirements will require all wells to register going forward, though “de minimis” wells will need not report extractions.

AUTHORITY (Agency):

The Monterey County Water Resources Agency Act (Agency Act) establishes broad authorities for the Agency to manage water within the County of Monterey, including to “carry on technical and other necessary investigations, make measurements, collect data, make analyses, studies, and inspections pertaining to water supply, water rights, control of flood and storm waters, and use of water both within and without the Agency relating to watercourses or streams flooding in or into the Agency.” To achieve these goals, the Agency is further authorized to adopt, by ordinance, reasonable regulations to implement the Agency Act, and may specify in any ordinance that a violation of the ordinance is an infraction.

AUTHORITY (SVB):

The Salinas Valley Basin Groundwater Sustainability Agency was formed in accordance with the requirements of California Water Code Sec 10723 et seq. SVB is a joint power authority that was formed for the Salinas Valley Groundwater Basin in accordance with the requirements of California Government Code Sec 6500 et seq. The JPA signatories are all local agencies with water or land use authority that are independently eligible to serve as GSAs: County of Monterey, MCWRA, City of Salinas, City of Soledad, City of Gonzales, City of King, Castroville CSD.

The purpose of SVB is to cooperatively carry out the requirements of Sustainable Groundwater Management Act (SGMA) including but not limited to, serving as the GSA for the Salinas Valley Groundwater Basin and developing, adopting, and implementing GSPs that achieves groundwater sustainability in the Basin, all through exercise of powers granted to a GSA by SGMA and those provided by Joint Exercise of Powers Act. Pursuant to California Water Code sections 10725.8 and 10927, the SVB has the authority to monitor and report groundwater elevations within its jurisdiction and, with the exception of de-minimis users, require the use of any groundwater extraction facility to be measured by a water-measuring device or methodology satisfactory to the SVB, and require the owner of a groundwater extraction facility to file an annual report.

RECOMMENDATION:

Consider options for GEMS expansion and Well Registration that meet the needs of the

Agency, the SVB, and are supported by the stakeholder community. Staff of the Agency and the SVB needs to continue making progress in order to meet the milestones and comply with SGMA.

OTHER AGENCY INVOLVEMENT:

Salinas Valley Basin Groundwater Sustainability Agency, County of Monterey Environmental Health Bureau

FINANCING:

Costs associated with the various Expansion options has not yet been developed.

Prepared by: Ara Azhderian, General Manager, (831)755-4860

Attachments:

1. Exhibit A: Map of Expansion Areas



County of Monterey

Item No.2

Board Report

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Legistar File Number: WRAG 24-018

February 07, 2024

Introduced: 2/5/2024

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FINANCING:

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Prepared by: Ara Azhderian, General Manager, (831)755-4860

Attachments:

1. Exhibit A: Map of Expansion Areas



*Before the Board of Directors of the Monterey County Water Resources Agency
County of Monterey, State of California*

BOARD ORDER No. _

**RECEIVE AN UPDATE ON THE AGENCY'S
GROUNDWATER EXTRACTION MANAGEMENT
SYSTEM AND DISCUSS OPTIONS ON HOW TO
EXPAND THAT SYSTEM CONSISTENT WITH THE
SUSTAINABLE GROUNDWATER SUSTAINABILITY ACT
REQUIREMENTS RELATED TO COLLECTING AND
MONITORING GROUNDWATER DATA; AND
PROVIDE DIRECTION TO STAFF.**

Upon motion of Director, seconded by Director, and carried by those members present, the Board of Directors hereby:

Receive an update on the Agency's Groundwater Extraction Management System and discuss options on how to expand that system consistent with the Sustainable Groundwater Sustainability Act requirements related to collecting and monitoring groundwater data; and provide direction to staff.

PASSED AND ADOPTED on this **7th** day of **February 2024**, by the following vote, to-wit:

AYES:

NOES:

ABSENT:

BY: Mike LeBarre, Chair
Board of Directors

ATTEST: Ara Azhderian
General Manager



***Before the Board of Directors of the Monterey County Water Resources Agency
County of Monterey, State of California***

BOARD ORDER No. 24-002

**RECEIVE AN UPDATE ON THE AGENCY’S
GROUNDWATER EXTRACTION MANAGEMENT
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EXPAND THAT SYSTEM CONSISTENT WITH THE
SUSTAINABLE GROUNDWATER SUSTAINABILITY ACT
REQUIREMENTS RELATED TO COLLECTING AND
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PROVIDE DIRECTION TO STAFF.**

Upon motion of Director Matt Simis, seconded by Director Jason Smith, and carried by those members present, the Board of Directors hereby:


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AYES: Mike LeBarre, Matt Simis, Mark Gonzalez, Deidre Sullivan, Ken Ekelund, Mike Scattini, Jason Smith, John Baillie

NOES: None

ABSENT: Marvin Borzini

DocuSigned by:

BY: Mike LeBarre, Chair
Board of Directors

DocuSigned by:

ATTEST: Ara Azhderian
General Manager



***Before the Board of Directors of the Monterey County Water Resources Agency
County of Monterey, State of California***

BOARD ORDER No. 24-002

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NOES: None

ABSENT: Marvin Borzini

DocuSigned by:

BY: Mike LeBarre, Chair
Board of Directors

DocuSigned by:

ATTEST: Ara Azhderian
General Manager