



# SLOUGHHOUSE

## Resource Conservation District

HERALD | SLOUGHHOUSE | WILTON

### Regular Meeting of the Board Sloughhouse Resource Conservation District Agenda

When: Wednesday, December 14, 2022  
Where: Rancho Murieta Community Service District  
15160 Jackson Hwy.  
Rancho Murieta, CA 95683

or

Via Zoom: 819 3145 3622  
[Meeting ID: https://us02web.zoom.us/j/87466259367](https://us02web.zoom.us/j/87466259367)  
Call in Number: +1-669-444-9171

Time: 12:30 pm – 3:30 pm

**PUBLIC COMMENT** – Any member of the public may address the Board concerning any matter on the agenda before or during its consideration of the matter. Public comment is limited to three (3) minutes per person and no more than fifteen (15) minutes per topic. For good cause, the Board Chairman may waive these limitations.

**AGENDA ITEM TIME FRAME** – All time allotments are suggested by staff and are an estimate only and subject to change.

**ACCESSIBILITY** - If you have a disability and require a reasonable accommodation to fully participate in this event, please contact SRCD Staff before the day of the meeting via email [[info@SloughhouseRCD.org](mailto:info@SloughhouseRCD.org)] or telephone [916-526-5447] to discuss your accessibility needs.

#### **OPENING / CALL TO ORDER**

**PUBLIC COMMENT FROM THE FLOOR (Non-Agenda Items)** (15 minutes)

**CONSENT CALENDAR:** (5 minutes)

Any Board member may request and remove any item from the consent agenda and place that item on the regular portion of the agenda as specified.

- a. Agenda – December 14, 2022
- b. Minutes – November 9, 2022
- c. Minutes – December 8, 2022
- d. Financial Report – December 2022
- e. Resolution 2022.12.14.01 – AB 361 Compliance, Teleconference

**REPORTS:** (20 minutes)

- a. Staff Report (Miller/Friedman)
- b. NRCS Report
- c. County Ag Commissioners Report
- d. Board Report

**BUSINESS ACTION ITEMS:**

1. Sloughhouse RCD 3-Month Look Ahead (15 minutes)
2. Highlights from the CA Association of RCDs Annual Conference (20 minutes)
3. Upcoming Grant Opportunities (20 minutes)
4. South American Subbasin Groundwater Sustainability Planning (20 minutes)
5. Cosumnes Groundwater Authority Update (20 minutes)
6. SRCD/GSA Operational Policies (20 minutes)

**IDENTIFICATION OF ITEMS FOR FUTURE MEETINGS**

- Annual Committee/Responsibilities Review Assignments
- Board Members may request items to be placed on future agendas.

**ADJOURNMENT**



# SLOUGHHOUSE

## Resource Conservation District

HERALD | SLOUGHHOUSE | WILTON

8698 Elk Grove Blvd. Ste. 1-207, Elk Grove, CA 95624  
916.526.5447 - info@SloughhouseRCD.org

### Meeting of the Board - MINUTES Sloughhouse Resource Conservation District

When: Wednesday, November 9, 2022  
Where: Operating Engineers Training Center  
Time: 12:30pm – 3:30pm

Board Members: Barbara Washburn, Herb Garms, Gary Silva Jr., Lindsey Carter, Jay Schneider  
Associate Directors: Teresa Flewellyn  
Staff: Austin Miller, Brittany Friedman

#### OPENING

*Garms called the meeting to order 12:35pm.*

#### PUBLIC COMMENT

Any member of the public may address the Board concerning any matter not on the Agenda within the Board/District's jurisdiction.

#### CONSENT CALENDAR

- a) Agenda – November 9, 2022
- b) Minutes – October 12, 2022
- c) Financial Report – November 2022
- d) Resolution 2022.11.09.01 – AB 361 Compliance, Teleconference

*Director Carter moved to approve the consent calendar items.*

*Director Silva seconded the motion.*

*The motion passed with all in favor.*

#### REPORTS

##### a) Staff Report

Staff provided a report on administrative work being done, meeting with a consultant to improve and create new boundary maps, submitting our latest grant to CDFA and the use of QuickBooks as a new financial management tool.

##### b) NRCS Report

None.

##### c) County Ag Commissioners Report

Staff showed the new 2021 Crop Report as well as a highlight piece one of Silva Farms

Drafted:  
11/11/22

own local Ag Producers/Operators.

d) Board Report

None.

## BUSINESS ACTION ITEMS

1. California Fire Safe Council Grant

*Director Silva moved to approve staff's submitting of an application for this grant.*

*Director Schneider seconded the motion.*

*The motion passed with all in favor.*

2. CARCD Conference (in Folsom)

The Board discussed staff assisting in Board Registration for the event and being invoiced as a whole with an approval of \$1,500 to cover any fees.

*Director Schneider moved to approve the registration and fees covered.*

*Director Silva seconded the motion.*

*The motion passed with all in favor.*

3. South American Subbasin GSP

a. MOU for GSP Implementation

Item was tabled

b. DWR SGM Grant

*Director Washburn moved to have staff prepare a letter of support for the grant contingent on a follow-up meeting of the Board to review before submittal.*

*Director Schneider seconded the motion.*

*The motion passed with all in favor.*

4. Cosumnes Groundwater Authority

Item Tabled.

5. SRCD/GSA Operational Policies

Item Tabled.

6. GSP Consistency Review of Submitted Well Permit

The Board spoke with the well applicant to review intended well use and ensure outside areas would not be impacted.

*Director Silva moved to approve the submitted well permit contingent on the land owner and applicant signing a letter releasing SRCD from any possible liability.*

*Director Schneider seconded the motion.*

*The motion passed with all in favor.*

**IDENTIFICATION OF ITEMS FOR FUTURE MEETINGS**

The Board approved the follow future agenda items by consensus:

**ADJOURNMENT**

*Chairman Garms adjourned the meeting at 4:20pm*

DRAFT



# SLOUGHHOUSE

## Resource Conservation District

HERALD | SLOUGHHOUSE | WILTON

8698 Elk Grove Blvd. Ste. 1-207, Elk Grove, CA 95624  
916.526.5447 - info@SloughhouseRCD.org

### Special Meeting of the Board - MINUTES Sloughhouse Resource Conservation District

When: Thursday, December 8, 2022  
Where: Virtual Zoom Meeting  
Time: 2pm – 3pm

Board Members: Barbara Washburn, Herb Garms, Lindsey Carter, Jay Schneider

Associate Directors: Teresa Flewellyn  
Staff: Austin Miller, Brittany Friedman

#### OPENING

*Garms called the meeting to order 2:02pm.*

#### PUBLIC COMMENT

Any member of the public may address the Board concerning any matter not on the Agenda within the Board/District's jurisdiction.

#### CONSENT CALENDAR

a) Agenda –December 8, 2022

*Director Carter moved to approve the consent calendar items.*

*Director Schneider seconded the motion.*

*The motion passed with four in favor (Washburn, Carter, Garms, Schneider) and one absent (Silva).*

#### BUSINESS ACTION ITEMS

1. South American Subbasin Dept. of Water Resources SGM Grant App.

a. Letter of Support

*Director Washburn moved to approve the letter of support.*

*Director Carter seconded the motion.*

*The motion passed with three in favor (Washburn, Carter, Garms), one opposed (Schneider), one absent (Silva).*

b. Resolution 2022.12.08.1, Authorizing Omochumne-Hartnell Water District to Submit a Grant Proposal for the South American Subbasin

*Director Carter moved to approve the Resolution.*

*Director Washburn seconded the motion.*

Drafted:  
12/8/22

*The motion passed with three in favor (Washburn, Carter, Garms), one opposed (Schneider), and one absent (Silva).*

2. Cosumnes Subbasin Dept. of Water Resources SGM Grant App.

a. Letter of Support

*Director Washburn moved to approve the letter of support.*

*Director Carter seconded the motion.*

*The motion passed with three in favor (Washburn, Carter, Garms), one opposed (Schneider), and one absent (Silva).*

b. Resolution 2022.12.08.2, Authorizing Cosumnes Groundwater Authority to Submit a Grant Proposal for the Cosumnes Subbasin

*Director Carter moved to approve the resolution.*

*Director Washburn seconded the motion.*

*The motion passed with three in favor (Washburn, Carter, Garms), one opposed (Schneider), and one absent (Silva).*

**IDENTIFICATION OF ITEMS FOR FUTURE MEETINGS**

The Board approved the follow future agenda items by consensus.

**ADJOURNMENT**

*Chairman Garms adjourned the meeting at 2:37pm*

# Sloughouse Resource Conservation District

## Balance Sheet

As of December 9, 2022

	TOTAL
<b>ASSETS</b>	
Current Assets	
Bank Accounts (Sac County + Five Star Bank)	\$505,267.81
Accounts Receivable	\$12,800.00
<b>Total Current Assets</b>	<b>\$518,067.81</b>
<b>TOTAL ASSETS</b>	<b>\$518,067.81</b>
<b>LIABILITIES AND EQUITY</b>	
Liabilities (Accounts Payable)	\$24,716.53
Equity	\$493,351.28
<b>TOTAL LIABILITIES AND EQUITY</b>	<b>\$518,067.81</b>



# Sloughouse Resource Conservation District

## Open Invoices

As of December 9, 2022

DATE	AMOUNT
Cosumnes Groundwater Authority 12/02/2022	6,400.00
<b>Total for Cosumnes Groundwater Authority</b>	<b>\$6,400.00</b>
<b>TOTAL</b>	<b>\$6,400.00</b>

# Sloughouse Resource Conservation District

## Expenses Needing Board Approval

All Dates

	AMOUNT	MEMO/DESCRIPTION	
Austin Miller			
	82.53	Office Supplies - October	
<b>Total for Austin Miller</b>			<b>\$82.53</b>
CARCD			
	2,680.07	November 2022 Staff Wages - Brittany Friedman	
	1,086.00	CARCD 2022 Conference Registration Fees	
	8,347.73	November 2022 Staff Wages - Austin Miller	
<b>Total for CARCD</b>			<b>\$12,113.80</b>
Kronick			
	942.50	October 2022 Legal Fees	
	487.50	November 2022 Legal Fees	
<b>Total for Kronick</b>			<b>\$1,430.00</b>
<b>TOTAL</b>			<b>\$13,626.33</b>

**Consent Calendar E**

**Sloughhouse Resource Conservation District  
Board of Directors Meeting**

Agenda Date: December 14, 2022  
Agenda Item #: Consent Calendar E  
Agenda Item Subject: Resolution 2022.12.14.01 – AB 361 Compliance, Teleconference  
To: SRCD Board of Directors  
From: Brittany Friedman, Administrative Coordinator

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**Background**

- In order to offer a teleconference/call in/Zoom option for meeting attendance, the SRCD Board must adopted a resolution every 30 days.
- The attached resolution is identical to the resolution the SRCD Board has passed in previous months.
- It remains the intent of Sloughhouse RCD to offer in person meeting options as well as teleconference options.

**Attachments**

- Resolution 2022.12.14.01 – AB 361 Compliance, Teleconference

**Staff Recommendation**

- Adopt Resolution 2022.12.14.01 – AB 361 Compliance, Teleconference.

**BEFORE THE BOARD OF DIRECTORS OF THE SLOUGHHOUSE RESOURCE  
CONSERVATION DISTRICT**

**RESOLUTION No. 2022.12.14.01**

**Resolution Of The Board Of Directors Of The Sloughhouse Resource  
Conservation District Ratifying The Proclamation Of A State Of Emergency By  
Governor Gavin Newsom (March 4, 2020) As Applicable In The District's  
Jurisdiction And Authorizing Teleconference, In Person, or Hybrid Meetings Of  
District Legislative Bodies Pursuant To The Ralph M. Brown Act**

**RECITALS**

**WHEREAS**, all meetings of the Sloughhouse Resource Conservation District ("District") legislative bodies are open and public, as required by the Ralph M. Brown Act, Government Code section 54950 et seq. ("Brown Act"), so that any member of the public may attend, participate, and watch the District's legislative bodies conduct their business; and

**WHEREAS**, Section 54953(e)(1) provides a legislative body may meet via teleconference if the Governor has proclaimed a state of emergency pursuant to Government Code section 8625 and either (i) state or local officials have imposed or recommended measures to promote social distancing, (ii) the legislative body meets to determine by majority vote that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees, or (iii) the legislative body has voted as such and is meeting pursuant to that vote; and

**WHEREAS**, while a legislative body meets with teleconference attendance pursuant to Section 54953(e), it must take actions to preserve public access and public participation and give notice of the meeting and post agendas as otherwise required, allow members of the public to access the meeting via call-in line or internet-based service line, provide details on the agenda on how to access the meeting and give public comment, give an opportunity to comment pursuant to Government Code section 54954.3 and allow a reasonable amount of time during public comment for a person to register, login, and comment, and monitor the call-in line and internet-based service line to ensure no disruption hinders access or ability to comment, if there is, take no action until public access is restored; and

**WHEREAS**, a legislative body's decision to meet pursuant to Section 54953(e) must be reevaluated and renewed at least every thirty (30) days, or else the body will be required to adopt new initial findings; and

**WHEREAS**, on March 4, 2020, Governor Gavin Newsom proclaimed a state of emergency pertaining to the threat to human health and safety posed by the COVID-19 virus pandemic and that proclamation remains in effect to this day in Sacramento County and statewide; and

**WHEREAS**, the virus has short- and long-term effects – fever and chills, cough, shortness of breath and difficulty breathing, fatigue, headache, nausea, vomiting, gastrointestinal issues, loss of taste and smell, death – and it's prolific spread is severely impacting the health care system, inhibiting access to care for COVID-19 symptoms and other ailments; and

Consent Calendar - E

**WHEREAS**, while being vaccinated significantly decreases the likelihood of contracting or dying from the virus, vaccinated and unvaccinated people alike can carry, transmit, and be affected by the virus; and

**WHEREAS**, the COVID-19 virus and its variants are spread through the air when a person who is carrying the virus, whether they are showing symptoms or not, is in close proximity to another person; and

**WHEREAS**, while the COVID-19 virus remains present in the community, requiring all members of District's legislative bodies and all members of the public to meet in person would present an imminent risk to attendee health and safety beyond the control of the District's services, personnel, equipment, and facilities; and

**WHEREAS**, pursuant to Government Code section 8635 et seq., the District Board of Directors has the authority during a state of emergency to take all actions necessary to perform its functions in the preservation of law and order, preservation of the furnishing of local services, and protection of life and property, which includes the authority to direct meetings of all District legislative bodies to be held with a teleconference attendance option pursuant to this Resolution; and

**WHEREAS**, the District Board of Directors desires to ratify the Governor's March 4, 2020, proclamation of state of emergency related to the COVID-19 virus pandemic as it applies to the jurisdiction of the District and authorize teleconference meetings of District legislative bodies pursuant to Section 54953(e) so long as all provisions of that section are followed to provide public access and opportunity for public comment; and

**WHEREAS**, the District has taken and will continue to take measures to ensure access for the public, including by providing the public a call-in option and/or internet-based service option to access and comment for all meetings of District legislative bodies.

**WHEREAS**, the conditions described above exist in the District and the District Board of Directors has considered the circumstances of the State of Emergency as well as local orders and recommendations; and

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of the Sloughhouse Resource Conservation District as follows:

1. The recitals set forth above are true and correct and are incorporated herein by reference as if set forth in full.
2. The Governor's March 4, 2020 proclamation of state of emergency related to the COVID-19 virus pandemic applies to the jurisdiction of the District and is ratified by the Board of Directors.
3. A state of emergency exists within the District's jurisdiction related to the COVID-19 virus pandemic and conditions of that emergency present an imminent risk to the health and safety of attendees at District legislative body meetings.
4. In order to decrease the risk to the health and safety of attendees to District public meetings, all meetings of District legislative bodies shall be conducted in a hybrid format with an

Consent Calendar - E

option for attendees to appear in person, social distancing permitting, or via a completely remote teleconference if needed, in accordance with Government Code section 54953(e) and staff are hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution, including conducting open and public meetings in accordance with Section 54953(e) and other applicable provisions of the Brown Act.

5. This Resolution shall take effect immediately upon its adoption and be effective for thirty (30) days, unless the Governing Board takes action to rescind the Resolution. On or before the 30th day since adoption, the Governing Board may take action to extend the Resolution's permissions pursuant to Government Code section 54953(e)(3).

This Resolution shall be effective immediately upon its approval and adoption.

PASSED AND ADOPTED on this 14<sup>th</sup> day of December, 2022, by the following vote, to- wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

I, the undersigned, hereby certify that I am the duly appointed and acting Secretary of the Sloughhouse Resources Conservation District, and that at a meeting of the Board of Directors of the District held on December 14, 2022 that Resolution 2022.12.14.01 was adopted and has not been rescinded or amended since the date of its adaptation and that it is now in full force and effect.

\_\_\_\_\_  
Austin Miller, SRCD Secretary

\_\_\_\_\_  
Date

**Agenda Item #1**

**Sloughhouse Resource Conservation District  
Board of Directors Meeting**

Agenda Date: December 14, 2022  
Agenda Item #: #1  
Agenda Item Subject: Sloughhouse RCD 3-Month Look Ahead  
To: SRCD Board of Directors  
From: Brittany Friedman, Administrative Coordinator  
Austin Miller, District Manager

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**Background**

Staff will provide an overview of what the next 3 months may look like for Sloughhouse RCD!

## **Agenda Item #2**

### **Sloughhouse Resource Conservation District Board of Directors Meeting**

Agenda Date: December 14, 2022  
Agenda Item #: #2  
Agenda Item Subject: Highlights from the CA Association of RCDs Annual Conference  
To: SRCD Board of Directors  
From: Austin Miller, District Manager

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#### **Background**

The California Association of Resource Conservation Districts (CARCD) hosted their 77<sup>th</sup> Annual Conference this year in Folsom from November 30 – December 2.

Austin Miller and Brittany Friedman represented SRCD with a presentation titled Sloughhouse RCD's Journey to Tier 1 which highlighted our ongoing effort to complete our required policies and processes.

SRCD Staff coordinated and led a tour around southern Sacramento County. We visited the Laguna Del Sol Dry Well Recharge Project, the Westervelt Cosumnes River Floodplain Mitigation Bank, and a riparian restoration project on a working cattle ranch along Dry Creek.

Austin Miller received the RCD Planner of the Year by the USDA NRCS California Office. This award distinguishes CA NRCS and RCD staff who have exemplified outstanding service to landowners with conservation planning assistance.

CARCD will be holding a virtual conference in March 2023. More information can be found on the CARCD Conference webpage: <https://carcd.org/conferences/carcd-77th-annual-conference/>

#### **Staff Recommendation**

- None.



**Agenda Item #3**

**Sloughhouse Resource Conservation District  
Board of Directors Meeting**

Agenda Date: December 14, 2022  
Agenda Item #: #3  
Agenda Item Subject: Upcoming Grant Opportunities  
To: SRCD Board of Directors  
From: Austin Miller, District Manager  
Brittany Friedman, Administrative Coordinator

**Background:**

SRCD Staff has been tracking a variety of grant programs that align with the RCD’s priorities. Listed below are upcoming grant opportunities that SRCD and partners may be interested in applying for.

**Potential Upcoming Sloughhouse RCD Grant Applications:**

<b>Grant Program</b>	<b>Deadline</b>	<b>Funds Requested For</b>	<b>Potential Partners</b>	<b>Grant Amount</b>	<b>Match</b>
<a href="#"><u>Cal Recycle Farm and Ranch Cleanup</u></a>	February 2023	Cleanup of Illegal Dumping Sites	Reclamation District 800	~\$50,000/site, max 5 sites	None.
<a href="#"><u>Urban Waters Restoration Program</u></a>	February 2023	Dillard Elementary School/Dillard Ranch	Center for Land-Based Learning, County of Sac, Wilton Fire, Sac. Splash	~\$50,000	100%
<a href="#"><u>FM Global Fire Prevention Grant Program</u></a>	March 31, 2023	Fire Prevention Education	Rancho Murietta Fire Safe Council, Herald Fire, Wilton Fire	Avg. award: \$2,500	None.

**Agenda Item #3**

<a href="#">Climate Smart Agriculture (Healthy Soils Program (HSP)/State Water Efficiency and Enhancement Program (SWEEP)) Technical Assistance Grants</a>	Early 2023	Technical Assistance (TA)	Sacramento County Farm Bureau	HSP max: \$90-150k (over 3 yrs) SWEEP max: \$60-100k (over 2 yrs)	None.
<a href="#">HSP and SWEEP Block Grants</a>	TBD 2023	TA, Direct to Landowner Incentives	Sacramento County Farm Bureau	HSP: \$2-5mil SWEEP: \$2-5mil (each over 3 yrs)	None.

**Potential Upcoming Partner Grant Applications:**

<a href="#">CA DOC, Multibenefit Land Repurposing Program</a>	March 15, 2023	Groundwater Demand Reduction/Conservation Planning and Incentives	CA Association of RCDs, Cosumnes Groundwater Authority	~\$10mil	None.
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**Staff Recommendation:**

- Provide direction on potential grant applications and letters of support.

## **Agenda Item #4**

### **Sloughhouse Resource Conservation District Board of Directors Meeting**

Agenda Date: December 14, 2022

Agenda Item #: #4

Agenda Item Subject: South American Subbasin Groundwater Sustainability Planning

To: SRCD Board of Directors

From: Austin Miller, District Manager

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#### **South American Subbasin Groundwater Sustainability Plan (GSP) Implementation**

Links: [South American Subbasin Website](#)

#### **MOU Development for GSP Implementation**

- Leadership from the South American Subbasin Groundwater Sustainability Agencies (GSAs) have drafted the Memorandum of Understanding (MOU) which will guide GSP implementation.
- If adopted, Sloughhouse RCD's initial year contribution would be \$8,325.

#### **Delta Conveyance Project**

Links: [Project Website](#)

- DWR held three virtual public hearings to receive comments on the Draft EIR and will be accepting written comments through December 16, 2022.
- The Cosumnes Groundwater Authority Board submitted a [comment letter](#).

#### **Attachments**

- South American Subbasin SGMA Implementation MOU

#### **Staff Recommendations**

- Authorize Director Garms and the District Manager to execute the South American Subbasin GSP Implementation MOU.

***Memorandum of Understanding Establishing a South American Subbasin Sustainable Groundwater Management Act Executive Committee and General Manager Committee and Identifying Cost Share Provisions for Groundwater Sustainability Plan Implementation***

*This Memorandum of Understanding (“MOU”) is entered into and effective this \_\_\_\_\_ day of \_\_\_\_\_, 2022 by and among the Sacramento County Groundwater Sustainability Agency<sup>1</sup>; Sacramento Central Groundwater Authority (“SCGA”), a joint powers authority; Northern Delta Groundwater Sustainability Agency (NDGSA), a joint powers authority; Omochumne-Hartnell Water District (“OHWD”), a California Water District; and Sloughhouse Resource Conservation District, (“SRCD”) a California Resource Conservation District (each a “Party” and collectively, the “Parties”). Each of the Parties is a groundwater sustainability agency (“GSA”) responsible for groundwater management under the Sustainable Groundwater Management Act (“SGMA”) within its own boundaries.*

**Section 1. RECITALS.**

***WHEREAS*** the 2014 Sustainable Groundwater Management Act empowers local agencies to adopt and implement groundwater sustainability plans (“GSPs”) in order to provide for the sustainable management of groundwater basins;

***WHEREAS*** SGMA recognizes and supports the primacy of local agencies in managing groundwater within their boundaries, and promotes coordination and collaboration among those local agencies in order to ensure sustainable groundwater management;

***WHEREAS*** the South American Subbasin is a portion of the Sacramento Valley Groundwater Basin located in the Northern Region of California, designated by the California Department of Water Resources (“DWR”) as (DWR Bulletin 118) Basin No. 5-021.65;

***WHEREAS*** the South American Subbasin (“Subbasin”) is an unadjudicated groundwater basin that has been classified as a high-priority basin by DWR;

***WHEREAS*** SGMA required GSAs to be formed in the State’s high- and medium-priority basins and subbasins by June 30, 2017 and governed by a GSP, or coordinated GSPs, no later than January 31, 2022;

***WHEREAS*** the Parties developed, adopted and submitted the South American Subbasin GSP by the January 31, 2022, deadline;

***WHEREAS*** each of the Parties is a GSA within the meaning of Water Code section 10721(m) with authority to adopt and implement a GSP in the Subbasin;

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<sup>1</sup> Sacramento County Groundwater Sustainability Agency includes the County of Sacramento, a political subdivision of the State of California, and Sacramento County Water Agency, formed pursuant to the Sacramento County Water Agency Act (Water Code Uncodified Act Section 6730a).

**WHEREAS** SGMA requires the attainment of sustainability in the Subbasin by January 31, 2042;

**WHEREAS** SGMA requires GSAs submit annual reports to DWR each April 1 following adoption of a GSP;

**WHEREAS** the South American Subbasin GSP must be evaluated every five years, beginning January 31, 2027;

**WHEREAS** it is the intent of the Parties to fulfill the requirements of SGMA and implement the South American Subbasin GSP, a single Subbasin-wide GSP; and

**WHEREAS** it is the intent of the Parties to provide a structure in which to collaborate and share costs in the administration of that GSP and to ensure that each Party appropriately bears the costs of GSP implementation.

**THEREFORE**, the following definitions, terms and agreements are affirmed:

## **Section 2. DEFINITIONS**

The following terms shall have the following meanings.

- (a) "SGMA" means the Sustainable Groundwater Management Act of 2014 as amended, initially comprised of a three-bill legislative package, including AB 1739 (Dickinson), SB 1168 (Pavley), and SB 1319 (Pavley), and subsequent statewide Regulations that set forth a statewide framework to help protect groundwater resources over the long-term.
- (b) "Subbasin" means the Sacramento Valley – South American Subbasin, as described in DWR Bulletin 118, Basin No. 5-021.65;
- (c) "GSA" means a Groundwater Sustainability Agency, established and authorized pursuant to SGMA as codified in Water Code section 10723.8.
- (d) "GSP" means a Groundwater Sustainability Plan developed under SGMA.
- (e) "Annual Report" means the annual reports required under SGMA for submittal to DWR each April 1 following adoption of a GSP.
- (f) "Five Year (5-year) Update" means actions taken to comply with SGMA and codified in Water Code Section 10728.2, that requires, "A groundwater sustainability agency shall periodically evaluate its groundwater sustainability plan, assess changing conditions in the basin that may warrant modification of the plan or management objectives, and may adjust components in the plan. An evaluation of the plan shall focus on determining whether the actions under the plan are meeting the plan's management objectives and whether those objectives are meeting the sustainability goal in the basin."
- (g) "Implementation" for the purpose of this MOU means carrying out the necessary actions and reporting to implement the adopted GSP and comply with SGMA requirements, including, but not limited to, preparing annual reports and developing and adopting five-year GSP updates.

- (h) “Executive Committee” means the GSA designated members convened pursuant to this GSP MOU, for the purposes of providing recommendations to the Parties related to maintaining a SGMA-compliant GSP for the Subbasin.
- (i) “General Manager Committee” (GM Committee) means the GSA designated individuals assigned responsibilities for ministerial and administrative management of the GSP implementation as outlined pursuant to this MOU.
- (j) “Administrative Agency” means the entity designated under Section 4.6 of this MOU to represent the Subbasin to DWR as the point of contact, prepare the annual report, administer the activities of the GM Committee and Executive Committee, coordinate public outreach, coordinate with consultants on behalf of the Parties and at the direction of the Executive Committee, invoice costs pursuant to this MOU, and oversee compliance with any other Subbasin-wide SGMA requirements.

### **Section 3. EXCLUSIONS**

#### **3.1 No Alteration of Water Rights**

*Consistent with Water Code sections 10720.1(b), 10720.5 and 10726.8, nothing in this Agreement or in its implementation shall be construed to alter existing water rights .*

### **Section 4. TERMS**

*This MOU shall be effective upon execution by two or more Parties and shall remain in full force and effect until the Parties execute a document jointly amending or terminating the provisions of this MOU.*

#### **4.1. Responsibilities of the Parties**

*The Parties expressly acknowledge that the governing Board of each GSA is responsible for ensuring the implementation of the GSP within its jurisdictional boundaries.*

*Each Party to this MOU shall be responsible for:*

- (a) *Providing timely responses and supporting information related to SGMA Implementation to the Executive Committee, GM Committee and/or Administrative Agency upon request; performing appropriate and coordinated outreach to other groundwater management entities and stakeholders within the Subbasin; promptly paying all invoiced costs as set forth in Exhibit A; and conducting SGMA compliance activities in the area for which that Party serves as exclusive GSA.*
- (b) *SGMA Implementation activities within its own GSA boundaries. These may include monitoring, additional studies, implementation of projects, or other activities.*

#### **4.2. South American Subbasin SGMA Executive Committee**

Upon execution of this MOU, the Parties will convene the South American Subbasin (SASb) SGMA Executive Committee. The purpose of the Executive Committee is to ensure coordination among the subbasin GSAs and provide guidance on implementation of the GSP and fulfill the requirements of the MOU. Membership in the Executive Committee shall be set forth in **Exhibit A**.

- (a) The Executive Committee will conduct its meetings in a manner by which the public can attend and comment.
- (b) Meeting frequency will be based on the GSP implementation schedule and:
  - i. At a minimum, February and October of each year during the duration of the MOU.
  - ii. The Executive Committee may meet more often at the request of three or more members.
- (c) The Executive Committee may waive holding any required meeting by a unanimous agreement of its members of its members.
- (d) The Executive Committee shall be responsible for sharing feedback from the Parties related to the GSP implementation.
- (e) The Executive Committee will seek to make decisions through consensus, which means unanimous direction from the members present. In the absence of a consensus, members of the Executive Committee may be called upon to cast votes. These votes, along with a full explanation of a proposed action, will be provided to the Parties for the purpose of identifying steps to resolve concerns related to GSP implementation and fulfillment of the MOU.

#### 4.3. General Manager Committee

Upon execution of this MOU, the Parties will convene a SASb General Manager Committee (“GM Committee”). The GM Committee will be composed of one delegate and one alternate from each of the Parties. The GM Committee will be responsible for oversight of day to day ministerial and administrative management of the GSP implementation, as outlined pursuant to this MOU, and any other responsibilities delegated to it by the Executive Committee. A Party may identify the same representative(s) to serve on both the GM Committee and Executive Committee.

For actions involving decision making, the GM Committee will seek consensus, in the form of unanimous direction from GM Committee members present. In the event no consensus can be reached, the GM Committee will document their concerns and record a vote, then seek the guidance of the Executive Committee for the final determination. Recommendations of the GM Committee provided to the Executive Committee for resolution shall include a report of concerns and the GM Committee votes cast.

The GM Committee will meet every other month or more often if requested by the Executive Committee, a GM Committee Member, or the Administrative Agency. The GM Committee may also waive any meeting by a consensus of its members.

#### 4.4. Cost Sharing.

Costs identified in **Exhibit B** as Subbasin-wide costs for Fiscal Year 2022-2023 will be shared among the Parties. GSP Implementation costs shall be allocated according to the proportions identified in **Exhibit A**. When any additional Party becomes a signatory to this MOU, the cost share proportions identified in

**Exhibit A** shall be modified to appropriately distribute costs between the new and existing Parties, according to the formula identified in **Exhibit A**. If a Party ceases to be a GSA within the Subbasin or withdraws from this MOU, the cost share proportions identified in **Exhibit A** shall be modified in the subsequent year to appropriately distribute costs between the remaining Parties, according to the formula identified in **Exhibit A**.

Nothing in this MOU shall prevent a Party from voluntarily incurring its own costs related to SGMA Implementation. Each Party shall be wholly responsible for its own voluntarily incurred costs.

#### **4.5. Compensation for GSA Services on Behalf of the Subbasin**

Upon prior approval by the Executive Committee, a GSA may provide services associated with SGMA Implementation on behalf of the Subbasin for subbasin-wide activities as described in **Exhibit B**. Such services may include serving as the Administrative Agency, tasks involving implementation of the GSP, preparation of the annual report, and preparation of the Five-Year Update, among other potential actions. GSA services on behalf of the Subbasin will be memorialized as addendums to the MOU with clear scopes and schedules, costs, and measures of accountability.

The GSA will be compensated at the actual cost, subject to prior approval of the Executive Committee. For accounting purposes these services will be credited toward a GSA's cost-share monetary contributions in the subsequent year. Should the value of services exceed the cost-share monetary contributions, that portion of the invoice will be reimbursed using the same procedures utilized by the Administrative Agency for payment of other vendors and contractors.

#### **4.6. Responsibilities of the Administrative Agency**

Subject to the limitations in Section 4.2 (e), the Administrative Agency shall be responsible for implementing the recommendations of the GM Committee and Executive Committee for SGMA implementation; selecting, engaging, and providing direction to consultants at the election and direction of the Executive Committee; and, ensuring monitoring, reporting and data management activities are conducted in compliance with SGMA.

SCGA shall be initially designated as the Administrative Agency. Executive Committee-approved Costs of SGMA implementation shall be assigned pursuant to Exhibit A and shall be recoverable by the Administrative Agency from the Parties in the proportions identified in Exhibit A.

- (a) The designation of a different Administrative Agency may be made by decision of the Executive Committee.
- (b) The duties of the Administrative Agency may be shared or delegated under the terms of Section 4.5 of this MOU; however, for the purposes of reporting to DWR there may only be one designated point of contact for GSP submittal(s) from a subbasin.
- (c) The commitment of the Administrative Agency to perform the designated functions under this Section is contingent upon the satisfaction of the cost sharing terms of this MOU.



#### 4.7. Stakeholder Groups

Public support and input into the GSP remain an important feature of GSP implementation. Contingent on availability of facilitation and technical support, the Executive Committee may charter one or more stakeholder group(s).

Draft charters will be developed by the GM Committee for review and approval by the Executive Committee. Charters will define the group size, mission, roles and responsibilities, terms of service, group deliverables, decision making, ground rules, and any other considerations deemed necessary by the GM Committee.

Each Executive Committee member will be invited to make nominations to the Stakeholder Group with the final Stakeholder Group membership confirmed by the Executive Committee.

#### 4.8. Annual Reports

SGMA requires GSAs to submit Annual Reports to DWR each April 1 following adoption of a GSP. The Annual Report provides information on groundwater conditions and implementation of its GSP over the prior water year.

The Annual Report will be reviewed and approved by the Executive Committee and before submitted submittal to DWR by the Administrative Agency.

#### 4.9. Five-Year Updates

The Parties agree that the provisions of this MOU apply to the governance of the response to DWR comments and Five-Year Updates to the GSP. A detailed schedule, work plan and budget for the DWR response and five-year update work will be developed by the GM Committee for approval by the Executive Committee.

#### 4.10. Invoicing and Payment of Shared GSP Implementation Cash Costs

The Implementation costs in Exhibit B are a not-to-exceed estimate, and each GSA shall contribute no later than January 1 its share of the estimated costs for each fiscal year. Actual costs will be documented by the Administrative Agency annually. No Party shall be obligated to pay more than its share (according to Exhibit A) of the 2022-23 Fiscal Year budget shown in Exhibit B.

Shared costs for the response to DWR comments and Five-Year Update will not be collected annually; however, each Party agrees to be responsible for this cost when the activities are undertaken. This cost estimate will be developed and approved through an amendment to Exhibit B.

A Party that fails to make payment by January 1 may be suspended from participation in the Executive Committee. Suspension will be automatic; however, it shall be reinstated by majority vote of the remaining members or upon full payment of the past-due invoices. Activities of the Executive

Committee will not be delayed under such an occurrence and costs incurred under this Agreement will still accrue to the Party as set forth in Exhibit A, during any period of non-payment.

#### **4.11. Annual Reconsideration**

The estimated not-to-exceed costs in Exhibit B are subject to reconsideration on an annual basis. Estimated costs will be developed by the GM Committee for approval of the Executive Committee.

#### **4.12. GSA Boundary Modifications and Annexations**

To facilitate the efficient implementation of SGMA in the Subbasin:

- a. The Parties agree that no Party shall seek to change its GSA boundary without seeking concurrence from the Executive Committee, which approval shall not be unreasonably withheld. In addition, under SGMA, a GSA boundary change must be agreeable to all of the affected GSAs.
- b. In the event of a GSA boundary change, the cost share allocation will be revised for the subsequent calendar year in accordance with the formula in Exhibit A.
- c. In the event one or more of the Parties are annexed into another Groundwater Sustainability Agency, membership representation of that Party on the Executive Committee will transfer to the annexing Party.

#### **4.13. Withdrawal**

The intent of this agreement is to affirm the goal of working together for coordinated implementation under a single Subbasin-wide GSP. However, any Party may unilaterally withdraw from this Agreement without causing or requiring termination of this Agreement by the following provisions.

- (a) The withdrawing Party shall provide the Executive Committee with thirty (30) days prior written notice.
- (b) The withdrawing Party shall be responsible for payment of its proportional share of costs and obligations associated with SGMA Implementation identified in the MOU Exhibits, up to the time of submission of the written notice of the withdrawal.
- (c) Withdrawing parties will be responsible to independently develop and submit all required notifications and reports to DWR.
- (d) The withdrawing Party shall be responsible for securing SGMA compliance within its jurisdictional boundaries at its own expense, including as necessary, GSP Five-Year Updates, subbasin coordination agreements, and the cost of any additional requirements imposed by DWR or other regulatory agencies.
- (e) The withdrawing Party shall be responsible for providing notice, maps and all other necessary information to the DWR and other GSAs regarding its change in status within thirty (30) days of withdrawal.

#### **4.14. Disputes.**

The Executive Committee is committed to working towards consensus in all decisions regarding SGMA Implementation. The Parties agree to act in good faith, transparently raise any concerns, understand one another's interests, and work towards solutions that will adequately meet the needs of all Parties.

## **Section 5. GENERAL PROVISIONS**

**Authority.** Each signatory of this MOU represents that they are authorized to execute this MOU on behalf of the Party for which they sign. Each Party represents that it has legal authority to enter into this MOU and to perform all obligations under this MOU.

**Amendment.** This MOU may be amended or modified only by a written instrument executed by each of the Parties with the following exceptions, which will occur through actions of the Executive Committee: modifications to Exhibit A pursuant to Section 4.4; annual modifications to Exhibit B; and as indicated in Section 4.9.

**Jurisdiction and Venue.** This MOU shall be governed by and construed in accordance with the laws of the State of California, except for its conflicts of law rules. Any suit, action, or proceeding brought under the scope of this MOU shall be brought and maintained to the extent allowed by law in Sacramento County, California or if a Federal action, in the Eastern District of California in Sacramento.

**Headings.** The paragraph headings used in this MOU are intended for convenience only and shall not be used in interpreting this MOU or in determining any of the rights or obligations of the Parties.

**Construction and Interpretation.** This MOU has been arrived at through negotiations and each Party has had a full and fair opportunity to revise the terms of this MOU. As a result, the normal rule of construction that any ambiguities are to be resolved against the drafting Party shall not apply in the construction or interpretation of this MOU.

**Entire Agreement.** This MOU constitutes the entire agreement of the Parties with respect to the subject matter of this MOU and supersedes any prior oral or written agreement, understanding, or representation relating to the subject matter of this MOU.

**Partial Invalidity.** If, after the date of execution of this MOU, any provision of this MOU is held to be illegal, invalid, or unenforceable under present or future laws effective during the term of this MOU, such provision shall be fully severable. However, in lieu thereof, there shall be added a provision as similar in terms to such illegal, invalid or unenforceable provision as may be possible and be legal, valid and enforceable.

**Waivers.** Waiver of any breach or default hereunder shall not constitute a continuing waiver or a waiver of any subsequent breach either of the same or of another provision of this MOU and forbearance to enforce one or more of the remedies provided in this MOU shall not be deemed to be a waiver of that remedy.





**EXHIBIT A - SGMA Implementation Activities****A.1 - Executive Committee Membership & Negotiated Cost Allocation**

Party	Implementation Executive Committee Members	Assignable GSP Administration and Implementation Costs *
Sacramento County GSA	0 Representatives <sup>2</sup>	2.6%
Omochumne-Hartnell Water District	2 Representatives	13%
Sacramento Central Groundwater Authority	4 Representatives	74.9%
Northern Delta GSA and RD 551 GSA	1 Representative	5.8%
Sloughhouse Resource Conservation District	1 Representative	3.7%

**A.2 – Allocation Methodology based on 2.5% flat rate shared costs and proportional costs based on groundwater demand**

GSA	GW (AF) Demand	Ag (AF) Demand	Urban (AF) Demand	Net (AF) Demand	GW %	Base Cost Share	Total Cost Share
SCGA	155196	93117.6	62078.4	131916.6	82.8%	2.5%	74.9%
SRCD	2802	2802	NA	2101.5	1.3%	2.5%	3.7%
Sac County	264	264	NA	198	0.1%	2.5%	2.6%
OHWD	25595	25595	NA	19196.25	12.0%	2.5%	13.0%
NDGSA+RD 551	8000	8000	NA	6000	3.8%	2.5%	5.8%
Total	191857			159412.35	100.0%	12.5%	100.0%

<sup>2</sup> The Sacramento County GSA, representing 1,588 unmanaged acres at the southern end of the South American Subbasin, is immediately adjacent to the SCGA JPA, which already includes the County of Sacramento as a member. The Sacramento County GSA will not have formal representation on the Executive Committee; however, may, at their discretion, participate on the General Manger Committee. Sacramento County GSA will contribute the 2.6% cost share shown in Exhibit A.

**Exhibit B – Anticipated Shared Costs Annual Budget for 2022-23 FY**

<b>Subbasin Wide Costs</b>	<b>Estimated Annual Budget</b>	<b>Comments</b>
Data Management System (update and maintain)	\$70,000	W&C Contract
Administration and Governance	\$40,000	Manage contracts and process. SCGA not to exceed amount
Legal Support	\$25,000	SCGA attorney costs related to the entire SASb
Outreach/Website maintenance	\$10,000	W&C Contract initially, transition to internal management by a GSA
Interbasin Coordination	\$10,000	LWA contract initially, transitioning to internal GSA costs
Annual Report	\$60,000	LWA and W&C
Monitoring Coordination	\$10,000	LWA initially, transition to internal GSA costs
<b>Total</b>	<b>\$225,000</b>	Annual cost year 1- July 1 2022 - June 30, 2023
<b>Future Budget Items</b>		
CoSANA Model (update and maintain)		Future cost. Estimated to be needed FY 24-25, 25-26
Response to DWR review		Future cost. Estimated needed FY 23-24
Five-year update		To be considered in subsequent MOU. Estimated to be needed in FY's 24-25, 25-26, 26-27

## Agenda Item #5

### Sloughhouse Resource Conservation District Board of Directors Meeting

Agenda Date: December 14, 2022  
Agenda Item #: #5  
Agenda Item Subject: Cosumnes Groundwater Authority  
To: SRCD Board of Directors  
From: Austin Miller, District Manager

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#### **Cosumnes Groundwater Authority (CGA)**

Links: [Board Meeting Materials](#) | [Committee Meeting Materials](#)

#### Upcoming CGA Board Meetings

##### Next Regular Meeting

- Monday, December 19, 2022, 9:00-12:00pm
- Location: Galt Police Department, 455 Industrial Dr., Galt, CA 95632
- [Zoom: https://us02web.zoom.us/j/84089828104](https://us02web.zoom.us/j/84089828104)
- Upcoming Discussion Topics:
  - Board Elections
  - Long Term Funding
  - Outreach and Engagement
  - Water Year 2022 Annual Report

#### Water Forum Involvement

Links: [Water Forum Website](#) | [Water Forum 2.0 Information](#)

- The Water Forum Agreement, signed in 2000, expires in 2030. In February 2020 the Water Forum Plenary confirmed its commitment to update the Water Forum Agreement and initiate the Water Forum successor effort to negotiate a successor agreement (referred to as Water Forum 2.0).
- In Water Forum 1.0, there is a Purveyor Specific Agreement for South Sacramento County Agriculture ([page 357 of WF Agreement](#)).

#### **Staff Recommendations**

- None.



## **Agenda Item #6**

### **Sloughhouse Resource Conservation District Board of Directors Meeting**

Agenda Date: December 14 2022

Agenda Item #: #6  
Agenda Item Subject: SRCD/GSA Operational Policies

To: SRCD Board of Directors  
From: Austin Miller, District Manager

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#### **Background**

As detailed in the California Public Resource Code Division 9 and within the [Sloughhouse RCD GSA Operational Polices and Procedures Readiness Plan \(adopted December 2020\)](#), RCDs must meet specific planning and policy requirements.

SRCD Staff has developed the following draft policies for SRCD Board consideration/feedback. Templates from the [California Special District Association \(CSDA\)](#) and the [California Association of Resource Conservation District \(CARCD\)](#) were utilized as a starting point for these policies.

#### **Remaining Policies to be developed:**

- Public Records Act Requests Policy
- Brown Act Compliance Policy
- Nondiscrimination Policy
- Vehicle Use Policy
- Volunteer Policy

#### **Attached**

- Draft Public Records Act Requests Policy

#### **Staff Recommendation**

- Direct SRCD Staff on the next steps in developing and implementing required policies.

## **SLOUGHHOUSE RESOURCE CONSERVATION DISTRICT**

### **Public Records Requests Policy**

Draft November 10, 2020

The purpose of this policy is to affirm the public's right to access Sloughhouse Resource Conservation District (SRCD or District) records and to set forth the District procedure to ensure accessibility of information to members of the public in accordance with the California Public Records Act (CPRA). Under the CPRA, Government Code sections 6250-6276.48, the public has the right to view or obtain non-exempt District records.

#### **Responsibility**

It is the responsibility of the District Staff to respond to Public Records Requests for District documents. Decisions as to what documents may or may not be subject to disclosure shall be made in accordance with the CPRA, and under the guidance of District Counsel.

#### **Response to Request**

The District will acknowledge receipt of a Public Records Request and give the requesting party an estimated date and time, not to exceed 10 business days from the receipt of request, when the records will be made available using the following guidelines:

1. The records will be made available, during normal business hours, either by photocopying, scanning or inspection of original records at the District office with a representative of the District present.
2. The time for producing records may be extended in unusual circumstances by no more than 14 business days through written notice from District Staff to the requesting party. Unusual circumstances include, but are not limited to, requests that require an extended search, when the records requests are voluminous, or when the request requires consultation with another agency.

#### **Production of Documents**

The District will make available the requested documents in accordance with this policy. Additionally:

1. The District is not required to prepare new records in response to a request, or to compile, synthesize, summarize, or index information or records in a form that does not exist at the time of the request.
2. Upon any request for a copy of public records which reasonably describes an identifiable record or information produced therefrom and which is not otherwise exempt from disclosure, the District shall make the records promptly available to the requestor.
3. Should any request for public records contain exempt information including, but not limited to that listed under Government Code sections 6253.5 and 6254, any portion that can reasonably be segregated of such record shall be provided to any person requesting such record after redacting portions which are exempt from disclosure by law.
  - a. The District will justify withholding a record by demonstrating the record is exempt under the express provisions of Government Code sections 6254 and 6254.16 and any other applicable statute or by demonstrating that the public interest served by not making the record available clearly outweighs the public interest served by disclosing the record. Written notice of intent to withhold

records stating the reasons for withholding the records and an estimated time for when releasable documents will be furnished will be provided to the person requesting the record within 10 days of receipt of the request, or later if unusual circumstances apply, as required by Government Code sections 6253, subsection (c) and 6255, subsection (b). Any written notice stating the reasons for withholding records shall include the names and titles or positions of each person responsible for the denial, as required by Government Code section 6253, subdivision (d).

### **Cost to Produce Documents**

The District may charge for the reproduction of documents pursuant to the Political Reform Act of 1974 and the District's Schedule of Charges, Rates, Fees, and Deposits. The charge for each page of standard black and white letter or legal-size photocopies will be 10 cents and each page of color photocopies will be 15 cents. Large format documents, maps, and similar specialized documents will be charged at cost. The estimated total cost will be relayed to the requestor prior to reproduction.

1. The District may charge the requestor for the direct costs of reproduction for any document photocopied and delivered.
2. The District shall not charge for documents reproduced and transmitted solely by electronic means if the recipient is willing to accept the documents by email or is willing to provide an electronic device upon which to copy the documents.
3. The District will not charge for staff time to produce the documents.
4. The General Manager has the authority to waive production costs in the interest of making the documents transparent and accessible.