

**MINUTES
FIRST REGULAR MEETING
OF
BOARD OF DIRECTORS
MONTECITO GROUNDWATER BASIN
GROUNDWATER SUSTAINABILITY AGENCY**

**MEETING LOCATION:
MONTECITO FIRE PROTECTION DISTRICT
595 SAN YSIDRO ROAD
MONTECITO, CALIFORNIA**

**MONDAY, APRIL 29, 2019
9:30 A.M.**

1. SWEARING IN OF DIRECTORS

A. Oath of Office, Directors Coates, Goebel, Hayman, and Wicks

Secretary Nick Turner swore in Directors Coates, Goebel, Hayman, and Wicks.

2. CALL TO ORDER, ROLL CALL, DETERMINATION OF QUORUM

Director Wicks, as President of the Montecito Water District and Director of the Montecito Groundwater Basin Groundwater Sustainability Agency (GSA) called the meeting to order at 9:30 a.m.

Directors Present:

Directors Coates, Goebel, Hayman, and Wicks

Directors Absent:

Director Plough

Staff Present:

General Manager Nick Turner

Engineering Manager Adam Kanold

Business Manager Daryl Smith

General Counsel Robert Cohen

Public Information Officer Laura Camp

Recording Secretary Lois Werner

Guests Present:

Jane Gray, Dudek

Matt Naftaly, Dudek

Tom Bollay

Donna Senauer

Daniel Krag

Barbara Evans

Matt Young, SB Co Water Agency

Karen Drown

3. PLEDGE OF ALLEGIANCE

Those present recited the Pledge of Allegiance.

4. BOARD OF DIRECTORS

- A. INFORMATION ONLY: Acknowledgment and Introduction of Directors
- B. BOARD ACTION: Appointment of Officers of the Board; President & Vice President & Board Secretary

Director Wicks presented this item and proposed that the officers of the GSA be: President Cori Hayman, Vice President Ken Coates, and Secretary Nick Turner. Roll-call vote on the motion: AYES: Directors Coates, Goebel, Hayman and Wicks; NOES: none; ABSENT: Director Plough

5. PUBLIC FORUM

There were no members of the public present who wished to speak on matters not on the agenda.

6. CONSENT CALENDAR

No items

7. AGENCY OPERATIONS

- A. BOARD ACTION: Adoption of Resolution No. 1, a founding resolution of the Montecito Groundwater Basin Groundwater Sustainability Agency including the adoption of governance bylaws

Mr. Turner presented this item and responded to questions from Directors and members of the public. Following discussion it was moved by Director Goebel, seconded by Wicks and carried with Director Coates, Goebel, Hayman, and Wicks voting in favor to adopt Resolution No. 1, including governance bylaws, as amended.

- B. BOARD ACTION: Appointment of GSA Board Support Personnel; General Manager, Fiscal Agent and Treasurer, and General Legal Counsel

Following discussion it was moved by Director Coates, seconded by Director Goebel and carried, with Directors Coates, Goebel, Hayman and Wicks voting in favor to appoint Nick Turner as General Manager, Daryl Smith as Fiscal Agent and Treasurer, and Cohen and Burge as General Legal Counsel, approving the Cohen and Burge LLP contract amendment noted in Item 7-E ii.

- C. BOARD ACTION: Adoption of a regular board meeting schedule.

A regular quarterly (January, April, July, October) meeting of the GSA was set for 9:30 a.m. on second Tuesdays.

- D. BOARD ACTION: Adoption of the following code or policy of the Montecito Water District, including the current version and any subsequent amendments, modifications and/or revisions.

- i. Conflict of Interest Code (MWD Resolution No. 2170)
- ii. Procurement Policy (Policy Adopted January 17, 2017))
- iii. Records Retention Policy (MWD Resolution No. 2133)
- iv. Signatory Policy (MWD Resolution No. 2144)
- v. Director Compensation Policy (MWD Resolution No. 2174)

Following discussion it was moved by Director Goebel seconded by Director Wicks and carried, with Directors Coates, Goebel, Hayman, and Wicks voting in favor, to adopt the MWD policies listed above as policies of the Montecito Groundwater Basin GSA.

E. BOARD ACTION: Approval of the following professional consulting services

- i. Ratification of Montecito Water District board action to consult with Dudek for professional services to assist with the development of a Groundwater Sustainability Plan.

It was moved by Director Wicks, seconded by Director Coates and carried with Directors Coates, Goebel, Hayman, and Wicks voting in favor to ratify the MWD Board action to consult with Dudek for professional services to assist with the development of a GSP.

- ii. Approval of Contract Amendment with Cohen & Burge, LLP for general legal services in connection with the Montecito Groundwater Basin Groundwater Sustainability Agency.

This item was included in the vote for Section 7-B appointing Cohen and Burge as General Legal Counsel.

- iii. Approval of Engagement Letter and Conflict Waiver with Brownstein Hyatt Farber Schreck for special legal services in connection with the Montecito Groundwater Basin Groundwater Sustainability Agency.

Scott Slater joined the meeting by phone to introduce himself and respond to questions from Directors. Following discussion it was moved by Director Coates, seconded by Director Wicks and carried with Directors Coates, Goebel, Hayman, and Wicks voting in favor to approve the engagement letter and conflict waiver with BHFS for special legal services in connection with the GSA.

F. INFORMATION ONLY: Acquisition of General Liability insurance coverage from the Association of California Water Agencies Joint Powers Insurance Agency.

Mr. Turner presented this item. Karen Thesing, from ACWA-JPIA joined the meeting by phone and described the addition of the GSA to MWD insurance coverage through ACWA-JPIA.

- G. **BOARD ACTION:** Discuss options for the establishment and function of committees

Mr. Turner presented this item and he and Ms Gray responded to questions from Directors and members of the public. The Board took no action to establish committees at this time.

- H. **INFORMATION ONLY:** Overview of the Sustainable Groundwater Management Act

Mr. Naftaly presented this item via PowerPoint and he and Ms Gray responded to questions from Directors and members of the public.

8. AGENCY BUSINESS REPORT

- A. **INFORMATION ONLY:** Consider preparation of regular financial reporting

Mr. Turner did not have a financial report but discussed with the Board the process for financial reporting moving forward.

9. COMMITTEE REPORTS

None to report

10. LEGAL MATTERS

- A. Legal Counsel – No Report

11. DIRECTOR REQUESTS

Director Hayman requested that the Board of the MWD and the GSA Board discuss the possibility of streaming meetings online and Director Goebel requested a broader discussion of public outreach for a future agenda of the MWD and/or the GSA.

12. ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at 11:07 a.m.

Approved:



Cori Hayman, President

Attest:



Nick Turner, Secretary