

## MEETING MINUTES

### SANTA YNEZ RIVER WATER CONSERVATION DISTRICT

June 10, 2020

A special meeting of the Board of Directors of the Santa Ynez River Water Conservation District was held on Wednesday, June 10, 2020. As a result of the COVID-19 emergency and Governor Newsom's Executive Orders to protect public health by issuing shelter-in-home standards, limiting public gatherings, and requiring social distancing, this meeting occurred solely via teleconference as authorized by and in furtherance of Executive Order Nos. N-29-20 and N-33-20.

Directors Present: Cynthia Allen Mark Altshuler Art Hibbits Steve Jordan Brett Marymee

Others Present: General Manager Kevin Walsh, Groundwater Program Manager Bill Buelow, Board Secretary Amber Thompson, Legal Counsel Steve Torigiani, and 2 members of the public

#### **I. CALL TO ORDER AND ROLL CALL**

President Allen called the meeting to order at 5:00 pm. Ms. Thompson called roll. All Directors were present providing a quorum.

#### **II. CONSIDERATION TO APPROVE MINUTES**

President Allen submitted the minutes of the special meetings of May 6, 2020 and May 12, 2020 for Board approval. Director Hibbits made a MOTION to approve both sets of minutes. Director Marymee seconded the motion and it passed by the following roll call vote:

AYES, Directors: Cynthia Allen, Mark Altshuler, Art Hibbits,  
Steve Jordan, Brett Marymee  
NOES, Directors: None  
ABSENT, Directors: None

#### **III. ADDITIONS, IF ANY, TO THE AGENDA**

There were no additions to the agenda.

#### **IV. PUBLIC COMMENT**

There was no public comment.

#### **V. PUBLIC HEARING ON THE 42ND ANNUAL ENGINEERING SURVEY AND REPORT ON WATER SUPPLY CONDITIONS OF THE SANTA YNEZ RIVER WATER CONSERVATION DISTRICT, 2019-2020**

President Allen opened the public hearing. Ms. Thompson announced that this public hearing on the 42<sup>nd</sup> Annual Engineering Survey and Report is continued from May 5, 2020, this

hearing was properly noticed, and was available for a 30-day review period.

Discussion followed. There was no public comment.

President Allen closed the public hearing.

Director Marymee made a MOTION to approve the 42<sup>nd</sup> Annual Engineering Survey and Report on Water Supply Conditions of the Santa Ynez River Water Conservation District, 2019-2020. Director Jordan seconded the motion and it passed by the following roll call vote:

AYES, Directors: Cynthia Allen, Mark Altshuler, Art Hibbits,  
Steve Jordan, Brett Marymee  
NOES, Directors: None  
ABSENT, Directors: None

## VI. GENERAL MANAGER REPORT

### A. Fiscal Year 2020-21 Budget

Mr. Walsh presented the Fiscal Year 2020-21 Budget and a Memorandum regarding Final Budget 2020-21 dated June 10, 2020. The Board reviewed and discussed the Budget and Memorandum. There was no public comment.

Director Altshuler made a MOTION to adopt the Fiscal Year 2020-21 Budget as presented. Director Jordan seconded the motion. The Fiscal Year 2020-21 Budget was adopted and passed unanimously by the following roll call vote:

AYES, Directors: Cynthia Allen, Mark Altshuler, Art Hibbits,  
Steve Jordan, Brett Marymee  
NOES, Directors: None  
ABSENT, Directors: None

### B. Fiscal Year 2020-21 Groundwater Charge Rates

Mr. Walsh presented a Memorandum regarding Fiscal Year 2020-21 Groundwater Charge Rates dated June 10, 2020 in which he recommended FY 2020-21 Groundwater Charge Rates remain at the FY 19-20 level. The Board reviewed and discussed the Groundwater Charge Rates and Memorandum. There was no public comment.

### C. Consideration of Resolution No. 700 Making Findings and Determinations, Establishing Zones, Setting Rates and Levying Groundwater Charges within the District for the Water Year 2020-21

Based on discussion as described in VI. B., Director Hibbits waived reading of the Resolution and MOVED to adopt Resolution No. 700, A RESOLUTION OF THE BOARD OF DIRECTORS OF THE SANTA YNEZ RIVER WATER CONSERVATION DISTRICT MAKING FINDINGS AND DETERMINATIONS, ESTABLISHING ZONES, SETTING RATES AND LEVYING A GROUNDWATER CHARGE WITHIN THE DISTRICT FOR

THE WATER YEAR 2020-21. Director Jordan seconded the motion and the Resolution was adopted and passed unanimously by the following roll call vote:

AYES, Directors: Cynthia Allen, Mark Altshuler, Art Hibbits,  
Steve Jordan, Brett Marymee  
NOES, Directors: None  
ABSENT, Directors: None

D. Financial Reports, Monthly Warrant Reports and 3<sup>rd</sup> Quarter Investment Report

Mr. Walsh presented the financial report through May 2020 and Warrant Lists for March, April and May 2020. The Board reviewed the financial reports. Director Altshuler made a MOTION to ratify the warrant lists as presented (nos. 5012 – 5081 including ACHs). Director Marymee seconded and it passed unanimously by the following roll call vote:

AYES, Directors: Cynthia Allen, Mark Altshuler, Art Hibbits,  
Steve Jordan, Brett Marymee  
NOES, Directors: None  
ABSENT, Directors: None

Mr. Walsh presented the Quarterly Investment Report for 3<sup>rd</sup> Quarter of FY 2019-20 and said investments were made in accordance with policy and sufficient funds are available to meet District obligations in accordance with law.

E. Water Rights Release

Mr. Walsh reported Gin Chow releases from Gibraltar Reservoir of 590 Acre-Feet is expected to be made beginning June 15, 2020.

He advised Water Rights Releases from Lake Cachuma are anticipated for August 2020 and expected to last several weeks. A new Water Rights Release Order (WR 2019-0148) recently changed how we earn credits and mandated a stream gauge.

F. Downstream User Accounting

Mr. Walsh presented the Downstream Users Accounting and Dewatered Groundwater Storage.

G. Reservoir and Rainfall Status

Mr. Walsh presented Santa Barbara County Flood Control District Rainfall and Reservoir Summary dated June 1, 2020.

H. Consider Audit Engagement for FY 2019-20

Mr. Walsh reported an Audit Engagement letter for FY 2019-20 Financial Audit was received from Bartlett, Pringle & Wolf, LLP. Director Jordan made a MOTION to approve the Audit Engagement to perform the financial audit for FY 2019-20 by Bartlett Pringle & Wolf, LLP at a cost of \$10,700. The motion was seconded by Director Marymee and it

passed unanimously by the following roll call vote:

AYES, Directors: Cynthia Allen, Mark Altshuler, Art Hibbits,  
Steve Jordan, Brett Marymee  
NOES, Directors: None  
ABSENT, Directors: None

## VII. GROUNDWATER PROGRAM MANAGER REPORT

### A. Groundwater Production, Reporting, and Charges

Mr. Buelow reviewed income received from Groundwater Pump Charges and Groundwater Production reported to date. He reported staff are currently working on the groundwater production mailing to be distributed by June 30, 2020.

He advised that temporary part-time clerical support has been added to focus on data entry of historic groundwater pumping data which is needed for the preparation of SGMA Groundwater Sustainability Plans, identify unregistered wells located within the District and follow up on delinquent accounts. The estimated need for additional support is 10-15 hours per week for the next few months.

### B. Sustainable Groundwater Management Act (SGMA)

Based on input from the three Citizen Advisory Groups emphasized the need for more outreach, a one-page SGMA Quarterly Newsletter, prepared by consultants, will be distributed by GSA member agencies in their upcoming monthly water-bill mailings and posted on both [www.SYRWCD.com](http://www.SYRWCD.com) and [www.SantaYnezWater.org](http://www.SantaYnezWater.org) websites. The newsletter will also be translated in Spanish by DWR's free translation service. The District will include this newsletter in the June 30, 2020 groundwater production mailing in lieu of the standard District Semi-Annual Newsletter. In addition to the SGMA newsletter, a reminder to correctly classify irrigation water will be sent in the mailings.

Staff and Counsel are continuing to work on the SkyTEM survey project for the Central Management Area (CMA) and Western Management Area (WMA). It appears that the District will need to contract directly with SkyTEM while Stetson Engineers will contract with Romboll. District Counsel is reviewing all Stetson Engineering, Ramboll and SkyTEM contracts as well as insurance coverages.

### C. Letter to Santa Barbara County Planning Commission

At the request of Director Hibbits, staff prepared a letter to the Santa Barbara County Planning Commissioners to provide comment on the Herbal Angels project proposed at the Avo Vista Farms property in Cebada Canyon which was three periods delinquent in reporting groundwater production. The County Planning Commissioners voted to deny the permit. The District is now working with Avo Vista staff to get the property current on groundwater production reporting and payment of delinquent Groundwater Pump Charges.

## **VIII. ATTORNEY REPORT**

Mr. Torigiani provided updates on various legislative matters.

## **IX. REPORTS, ACTS BY BOARD MEMBERS, QUESTIONS OF STAFF, STATUS REPORTS, ANNOUNCEMENTS, OBSERVATIONS AND OTHER MATTERS, AND/OR COMMUNICATIONS NOT REQUIRING ACTION**

Ms. Thompson announced results of the Santa Barbara LAFCO Special District elections were received. Everyone congratulated President Allen on being reelected as Alternate Special District Member to Santa Barbara LAFCO.

President Allen reported that Mr. Paul Hood, Executive Officer of Santa Barbara LAFCO, passed away recently and the Commission is currently recruiting for a new Executive Officer.

## **X. REQUEST FOR ITEMS TO BE INCLUDED ON THE NEXT AGENDA**

No requests were made for items to be included in the next agenda.

## **XI. DETERMINATION OF NEXT MEETING**

The next Board meeting will be a Regular meeting on September 02, 2020 at 6:30 pm, location to be determined. Due to COVID-19 restrictions, it may be held via teleconference call.

## **XII. CLOSED SESSION**

To accommodate the teleconferencing format of this meeting, Ms. Thompson announced that the public participation phone line would close for sixty (60) minutes while the Board of Directors convenes into closed session and would be reopened at 7:57 pm. The Board adjourned into Closed Session at 6:57 pm to discuss the following topics:

- A. Conference with Legal Counsel - Pending Litigation (Government Code section 54956.9, subd. (d)(1)): Wolff vs SYRWCD, Superior Court of California, County of Santa Barbara, Case No. 20CV01552
- B. Conference with Legal Counsel – Pending Litigation (Government Code section 54956.9, subd. (d)(1)) relating to proceedings pending before the State Water Resources Control Board (SWRCB) regarding Permits 11308 and 11310 issued on Applications 11331 and 11332 of the United States Bureau of Reclamation for the Cachuma Project, and complaints filed by the California Sport Fishing Protection Alliance regarding the operation of the Cachuma Project and SWRCB Order WR 89-18; proposed changes to the place and purpose of use of waters obtained through aforementioned permits for the Cachuma Project; and Reclamation's Petition for Reconsideration or Rehearing; and proceedings related to SWRCB Permit No. 15878 (Application A022423) held by the City of Solvang including the City of Solvang's Petitions for Change and Extension of Time.
- C. Conference with Legal Counsel – Anticipated Litigation (Government Code section 54956.9, subd. (d)(2)): Significant exposure to litigation (one item).

- D. Conference with Legal Counsel – Anticipated Litigation (Government Code section 54956.9, subd. (d)(4)): Possible initiation of litigation (one item).

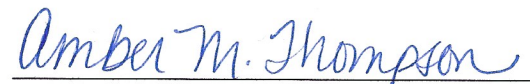
**XIII. RECONVENE OPEN SESSION/REPORT FROM CLOSED SESSION**

Open session reconvened at 7:57 pm. The public participation phone line was reopened. President Allen stated there is nothing to report.

**XIV. ADJOURNMENT**

There being no further business, President Allen adjourned the meeting at 7:36 pm.

  
Cynthia Allen, President

  
Amber M. Thompson, Secretary

**SANTA YNEZ RIVER WATER CONSERVATION DISTRICT  
MARCH 2020 WARRANT LIST FOR BOARD APPROVAL**

<u>NUMBER</u>	<u>DATE</u>	<u>PAYEE</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
5012-5014	3/3/2020	Payroll	February 16-29, 2020 Salary	\$ 8,448.39
5015	3/3/2020	Employment Development Dept.	EDD Tax Deposit	\$ 660.22
5016	3/3/2020	Lincoln Financial Group	457 Plan Combined Contributions (#1 March)	\$ 2,013.23
5017	3/3/2020	Mechanics Bank (Payroll Acct)	Payroll Tax Deposit	\$ 4,549.89
5018	3/11/2020	Cynthia Allen	3/4 Board Meeting; 2/24 CMA	\$ 150.00
5019	3/11/2020	Allpaid	February 2020 Credit Card Transaction Fees	\$ 21.38
5020	3/11/2020	Mark Altschuler	3/4 Board Meeting	\$ 75.00
5021	3/11/2020	William Buelow	February 2020 Reimburseables	\$ 93.30
5022	3/11/2020	Comcast	March 2020 Internet Service	\$ 159.83
5023	3/11/2020	Guardian	March 2020-Life, LTD & ADD Insurance	\$ 293.01
5024	3/11/2020	Jim Heyerly	March 2020 Rent	\$ 1,500.00
5025	3/11/2020	Art Hibbits	3/4 Board Meeting; 2/24 CMA; 2/26 WMA	\$ 225.00
5026	3/11/2020	Humana Insurance Co.	March 2020 Dental Insurance	\$ 116.94
5027	3/11/2020	Steve Jordan	3/4 Board Meeting; 2/26 WMA	\$ 150.00
5028	3/11/2020	Brett Marymee	3/4 Board Meeting; 2/27 EMA	\$ 150.00
5029	3/11/2020	Alexander Pappas	February 2020 G.W. & SGMA Admin. Service	\$ 936.00
5030	3/11/2020	Pacific Gas & Electric	February 2020 Electric Service	\$ 98.49
5031	3/11/2020	Shirley Scales Bookkeeping	February 2020 G.W. & SGMA Admin Service	\$ 2,721.25
5032	3/11/2020	Staples Credit Plan	Office Supplies	\$ 53.10
5033	3/11/2020	Stetson Engineers	January 2020 Engineering Service	\$ 6,235.64
5034	3/11/2020	Amber Thompson	January-February 2020 Reimburseables	\$ 56.26
5035	3/11/2020	US Bank Corp	February 2020 CalCard	\$ 962.72
5036	3/11/2020	VOID	VOID	\$ -
5037	3/11/2020	Vision Service Plan	March 2020 Vision Insurance	\$ 20.76
5038	3/11/2020	Kevin Walsh	January-February 2020 Reimburseables	\$ 168.78
5039	3/11/2020	Young Wooldridge	February 2020 Legal Service	\$ 2,826.00
5040	3/11/2020	Valley Bookkeeping Services	February 2020 Bookkeeping Service	\$ 300.00
5041	3/18/2020	Employment Development Dept.	EDD Tax Deposit	\$ 660.22
5042	3/18/2020	Lincoln Financial Group	457 Plan Combined Contributions (#2 March)	\$ 2,013.23
5043	3/18/2020	Mechanics Bank (Payroll Acct)	Payroll Tax Deposit	\$ 4,549.89
ACH	3/18/2020	Payroll	March 1-15, 2020 Salary	\$ 8,448.39
<b>TOTAL</b>				<b>\$ 48,656.92</b>

**SANTA YNEZ RIVER WATER CONSERVATION DISTRICT**

**APRIL 2020 WARRANT LIST FOR BOARD APPROVAL**

<u>NUMBER</u>	<u>DATE</u>	<u>PAYEE</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
Cashier Check (MM 7311) Bank Fee	4/2/2020	Jim Heyerly	Tenant Requested Improvement - Conference Room Deposit	\$ 8,500.00
(MM 7311)	4/2/2020	Mechanics Bank	Bank Fee for Cashier Check	\$ 9.00
ACH	4/2/2020	Payroll	March 16-31, 2020 Salary	\$ 8,448.39
5044	4/2/2020	Employment Development Dept.	EDD Tax Deposit	\$ 660.22
5045	4/2/2020	Lincoln Financial Group	457 Plan Combined Contributions (#1 April)	\$ 2,013.23
5046	4/2/2020	Mechanics Bank (Payroll Acct)	Payroll Tax Deposit	\$ 4,549.89
5047	4/8/2020	Guardian	April 2020-Life, LTD & ADD Insurance	\$ 293.01
5048	4/8/2020	Jim Heyerly	April 2020 Rent	\$ 1,500.00
5049	4/8/2020	Humana Insurance Co.	April 2020 Dental Insurance	\$ 116.94
5050	4/8/2020	Alexander Pappas	March 2020 G.W. & SGMA Admin. Service	\$ 1,566.00
5051	4/8/2020	Pacific Gas & Electric	March 2020 Electric Service	\$ 81.47
5052	4/8/2020	Shirley Scales Bookkeeping	March 2020 G.W. & SGMA Admin Service	\$ 1,146.25
5053	4/8/2020	Staples Credit Plan	Office Supplies	\$ 339.07
5054	4/8/2020	Stetson Engineers	February 2020 Engineering Service	\$ 9,194.74
5055	4/8/2020	US Bank Corp	March 2020 CalCard	\$ 754.31
5056	4/8/2020	Valley Bookkeeping Services	March 2020 Bookkeeping Service	\$ 300.00
5057	4/8/2020	Vision Service Plan	April 2020 Vision Insurance	\$ 20.76
5058	4/8/2020	Young Wooldridge	March 2020 Legal Service	\$ 16,111.80
5059	4/8/2020	Your People Professionals	February 2020 HR Service	\$ 145.83
5060	4/8/2020	Jim Heyerly	Tenant Requested Improvement - Conference Room	\$ 8,500.00
ACH	4/16/2020	Payroll	April 1-15, 2020 Salary	\$ 8,734.19
ACH	4/16/2020	Employment Development Dept.	EDD Tax Deposit	\$ 698.22
ACH	4/16/2020	Lincoln Financial Group	457 Plan Combined Contributions (#2 April)	\$ 2,038.43
ACH	4/16/2020	Mechanics Bank (Payroll Acct)	Payroll Tax Deposit	\$ 4,680.83
5061	4/28/2020	Jim Heyerly	Tenant Requested Improvement - Conference Room	\$ 6,000.00
			<b>TOTAL</b>	<b>\$ 86,402.58</b>



**SANTA YNEZ RIVER WATER CONSERVATION DISTRICT  
MAY 2020 WARRANT LIST FOR BOARD APPROVAL**

<u>NUMBER</u>	<u>DATE</u>	<u>PAYEE</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
ACH	5/1/2020	Payroll	April 16-30, 2020 Salary	\$ 8,734.19
ACH	5/1/2020	Employment Development Dept.	EDD Tax Deposit	\$ 698.22
ACH	5/1/2020	Mechanics Bank (Payroll Acct)	Payroll Tax Deposit	\$ 4,680.83
ACH	5/1/2020	Lincoln Financial Group	457 Plan Combined Contributions (#1 May)	\$ 2,038.43
5062	5/12/2020	Cynthia Allen	5/6 Board Meeting	\$ 75.00
5063	5/12/2020	Mark Altshuler	5/6 Board Meeting	\$ 75.00
5064	5/12/2020	Employment Development Dept.	Unemployment Claim - FY 2019-20, 3rd Quarter	\$ 4,050.00
5065	5/12/2020	Guardian	May 2020-Life, LTD & ADD Insurance	\$ 293.01
5066	5/12/2020	Jim Heyerly	May 2020 Rent	\$ 1,500.00
5067	5/12/2020	Art Hibbits	5/6 Board Meeting	\$ 75.00
5068	5/12/2020	Humana Insurance Co.	May 2020 Dental Insurance	\$ 116.94
5069	5/12/2020	Inklings Printing Co.	GW Forms & envelopes	\$ 852.98
5070	5/12/2020	Steve Jordan	5/6 Board Meeting	\$ 75.00
5071	5/12/2020	Brett Marymee	5/6 Board Meeting	\$ 75.00
5072	5/12/2020	Onsite Computers & Design	IT Services/Repair	\$ 157.50
5073	5/12/2020	Alexander Pappas	April 2020 G.W. & SGMA Admin. Service	\$ 1,116.00
5074	5/12/2020	Pacific Gas & Electric	April 2020 Electric Service	\$ 72.91
5075	5/12/2020	Shirley Scales Bookkeeping	April 2020 G.W. & SGMA Admin Service	\$ 2,367.50
5076	5/12/2020	Stetson Engineers	March 2020 Engineering Service	\$ 5,666.14
5077	5/12/2020	US Bank Corp	April 2020 CalCard	\$ 1,217.41
5078	5/12/2020	Valley Bookkeeping Services	April 2020 Bookkeeping Service	\$ 300.00
5079	5/12/2020	Kevin Walsh	March-April 2020 Reimburseables	\$ 353.80
5080	5/12/2020	Young Wooldridge	April 2020 Legal Service	\$ 12,522.53
5081	5/12/2020	Vision Service Plan	May 2020 Vision Insurance	\$ 20.76
ACH	5/18/2020	Payroll	May 1-15, 2020 Salary	\$ 8,734.19
ACH	5/18/2020	Employment Development Dept.	EDD Tax Deposit	\$ 698.22
ACH	5/18/2020	Lincoln Financial Group	457 Plan Combined Contributions (#2 May)	\$ 2,038.43
ACH	5/18/2020	Mechanics Bank (Payroll Acct)	Payroll Tax Deposit	\$ 4,680.83
<b>TOTAL</b>				<b>\$ 63,285.82</b>

**RESOLUTION NO. 700**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF  
THE SANTA YNEZ RIVER WATER CONSERVATION DISTRICT  
MAKING FINDINGS AND DETERMINATIONS, ESTABLISHING ZONES,  
SETTING RATES AND LEVYING A GROUNDWATER CHARGE  
WITHIN THE DISTRICT FOR THE WATER YEAR 2020-2021**

**WHEREAS**, the Board duly noticed a public hearing pursuant to Water Code Section 75570 et seq., inviting interested persons to appear and submit evidence concerning the groundwater conditions and the surface water supplies of the District; and

**WHEREAS**, said public hearing was held on May 6, 2020, and continued to June 10, 2020, at which time the Board invited such interested persons and representatives of operators of water producing facilities within the District to appear and submit evidence and such appearances were duly made and such evidence was duly received; and

**WHEREAS**, evidence submitted at the May 6, 2020 and June 10, 2020 hearings was in accord with and in support of the continuation of such a charge on all water producing facilities within the District to finance the District activities and purposes as set forth in Water Code Section 74000 et seq., for the water year 2020-21; and

**WHEREAS**, evidence was submitted and considered at said hearings regarding the need for specific separate zones to reflect varying benefits for the District's activities which different areas of the District enjoy; and

**WHEREAS**, evidence was submitted, and it hereby found, that continuation of such a charge is exempt from the provisions of the California Environmental Quality Act by Public Resources Code Section 21080(b)(8); and

**WHEREAS**, an engineering investigation and report (entitled Forty-Second Annual Engineering and Survey Report on Water Supply Conditions of the Santa Ynez River Water Conservation District 2019-2020, dated April 24, 2020) was duly prepared by the District's consulting engineer, Stetson Engineers, and submitted to the Board pursuant to Water Code Section 75570 et seq., which report provides specific factual data to permit the District to make findings and determinations as required by law; and

**WHEREAS**, this District performs essential regulatory activities in managing, protecting, conserving, and enhancing the water resources of the groundwater basins within the District. The Groundwater Charge Rates recognize that there are categories of different use patterns, sources, water quality and quantity requirements needed and used, each of which levy a different effort and ultimately a financial burden upon the District. The Groundwater Charge Rates establish a reasonable relationship to the burdens on and benefits of the District's activities for each of the three categories; and

**WHEREAS**, groundwater charges herein established are levied only upon those electing to pump groundwater and to the extent of groundwater pumping, and such charges serve a regulatory function to encourage water conservation and provide revenue to assist the District to perform its essential regulatory activities to manage, protect, conserve and enhance the water resources of the groundwater basins within the District; and

**WHEREAS**, it is more efficient and effective for the District to continue to provide these activities which require concentrated, coordinated action on behalf of all groundwater users within the basins, who, by their extraction of groundwater burden the basin and benefit from the District's services in a manner that non-fee payors do not, rather than to leave such activities to individuals who could neither afford nor effectively act to protect or augment their water resources as individuals; and

**WHEREAS**, the groundwater charges fund the continuation of groundwater management services performed by the District to mitigate the burdens imposed on the groundwater basins within the District by groundwater extractors for the benefits of the groundwater basin; and

**WHEREAS**, such groundwater charges do not exceed the reasonable costs of the District carrying out its activities, and the manner in which the costs are allocated bear a fair or reasonable relationship to the benefits received from the District's activities; and

**WHEREAS**, existing limitations on property tax revenues which historically were used to finance District purposes preclude continuation of District activities without additional financing; and

**WHEREAS**, the District first implemented a groundwater charge prior to January 1, 1982, to implement the transition from the property taxation system in effect prior to June 1, 1978; and

**WHEREAS**, the District's groundwater extraction charges do not fund a property related service pursuant to Article XIII.D. of the California Constitution; and

**WHEREAS**, the groundwater charges are reasonably related to the District's regulatory and groundwater management services and do not generate a surplus for general revenue purposes; and

**WHEREAS**, this Board determines that it is in the best interest of the residents and landowners of the District that a groundwater charge and several zones be established within the District, and that a groundwater charge be levied at the rates provided for herein within those zones upon those that elect to pump groundwater.

**NOW, THEREFORE, BE IT RESOLVED**, by this Board of Directors as follows:

1. The foregoing recitals of fact are true and correct;

2. The Board hereby makes the following findings and determinations pursuant to Water Code Section 75574:
- (a) The average annual overdraft for the immediate past ten (10) water years (statutory): 3,470± acre-feet;
  - (b) The estimated annual overdraft for the current (2019-20) water year (statutory): 2,000± acre-feet;
  - (c) The estimated annual overdraft for the ensuing (2020-21) water year (statutory): 2,000± acre-feet;
  - (d) The accumulated overdraft as of the last day of the preceding (2018-19) water year (statutory): 143,700± acre-feet in terms of accumulated dewatered storage. Accumulated overdraft as defined in Water Code Section 75505 is nominal, at this time;
  - (e) The estimated accumulated overdraft as of the last day of the current (2019-20) water year (statutory): 142,000± acre-feet in terms of accumulated dewatered storage. Accumulated overdraft as defined in Water Code 75505 is nominal, at this time;
  - (f) The estimated amount of agricultural water to be withdrawn from the groundwater supplies of the District for the ensuing water year (2020-21); 33,560 acre-feet of agricultural water and 1,350 acre-feet of special irrigation water;
  - (g) The estimated amount of water other than agricultural water or special irrigation water to be withdrawn from the groundwater supplies of the District for the ensuing (2020-21) water year (statutory): approximately 11,350 acre-feet;
  - (h) The estimated amount of water necessary for surface distribution for the ensuing (2020-21) water year (statutory): approximately 4,900 acre-feet scheduled to be delivered by the Central Coast Water Agency to contractors within the District;
  - (i) The amount of water, which is necessary for the replenishment of the groundwater supplies of the District: 142,000± acre-feet to completely replenish accumulated dewatered storage;
  - (j) The amount of water the District is obligated by contract to purchase: The District is not obligated by contract to purchase water.
3. The Board hereby establishes the following zones within the District based on relative benefits of the District's activities to be received by water producers within such zones:

Zone A: That portion of the Santa Ynez River alluvial channel from San Lucas Bridge downstream to the Lompoc Narrows, as depicted on Figure 2,

following Page 10, of the “Forty-Second Annual Engineering and Survey Report on Water Supply Conditions of the Santa Ynez River Water Conservation District 2019-20” dated April 24, 2020, which is incorporated herein by reference.

Zone B: The Lompoc area, including the Lompoc Plain, Lompoc Upland and Lompoc Terrace as depicted on said Figure 2;

Zone C: All other portions of the District not included in Zones A, B, D, E and F as depicted on said Figure 2;

Zone D: The Buellton Upland area within the District as depicted on Figure 2;

Zone E: The Santa Ynez Upland area within the District as depicted on Figure 2;

Zone F: The Santa Rita Upland area within the District as depicted on Figure 2;

4. A groundwater charge is hereby levied, and the following rates are hereby established and applied to all water produced from each zone as shown below for the fiscal year 2020-21:

Zone A

Agricultural Water	\$7.15 per acre-foot
Special Irrigation Water	\$14.30 per acre-foot
Other Water	\$25.00 per acre-foot

Zone B

Agricultural Water	\$7.15 per acre-foot
Special Irrigation Water	\$14.30 per acre-foot
Other Water	\$25.00 per acre-foot

Zone C

Agricultural Water	\$7.15 per acre-foot
Special Irrigation Water	\$14.30 per acre-foot
Other Water	\$25.00 per acre-foot

Zone D

Agricultural Water	\$7.15 per acre-foot
Special Irrigation Water	\$14.30 per acre-foot
Other Water	\$25.00 per acre-foot

7. Consistent with Water Code Section 75594, the Board hereby sets the Special Irrigation water rate in each zone at two (2) times the Agricultural rate and the Other Water rate at three and one-half (3.5) times the Agricultural rate.

The foregoing resolution being on motion of Director Hibbits, seconded by Director Altshuler, was authorized by the following vote:

**AYES**, and in favor thereof, Directors:

Cynthia Allen  
Mark Altshuler  
Art Hibbits  
Steve Jordan  
Brett Marymee

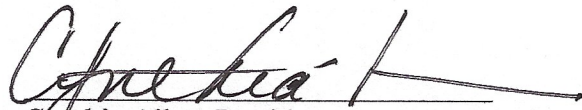
**NOES**, Directors:

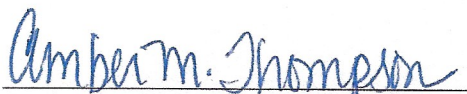
None

**ABSENT/ABSTAINING**, Directors:

None

I HEREBY CERTIFY that the foregoing resolution is the resolution of said district as duly passed and adopted by said Board of Directors the 10<sup>th</sup> of June 2020.

  
Cynthia Allen, President

  
Amber M. Thompson, Secretary