

RESOLUTION 2017-07

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE SAN GORGONIO PASS WATER AGENCY TO APPROVE THE MEMORANDUM OF AGREEMENT TO JOINTLY FORM THE VERBENIA GROUNDWATER SUSTAINABILITY AGENCY FOR A PORTION OF THE SAN GORGONIO PASS SUBBASIN AND TO COORDINATE WITH OTHER GROUNDWATER SUSTAINABILITY AGENCIES

WHEREAS, the Sustainable Groundwater Management Act of 2014 (SGMA) was signed into law on September 16, 2014, went into effect on January 1, 2015, and has been subject to various amendments; and

WHEREAS, SGMA provides for the sustainable management of groundwater basins at the local level through the formation of Groundwater Sustainability Agencies (GSAs) and through preparation and implementation of Groundwater Sustainability Plans (GSPs); and

WHEREAS, the San Gorgonio Pass Subbasin (Basin) is identified by the California Department of Water Resources (DWR) Bulletin 118 as Subbasin No. 7-21.04 of the Coachella Valley Groundwater Basin, and is designated by DWR as medium priority, and therefore, except as provided by SGMA, the Basin is subject to the requirements of SGMA; and

WHEREAS, the San Gorgonio Pass Water Agency (Agency) is a special act agency of the State of California, organized and operating pursuant to the San Gorgonio Pass Water Agency Law, California Water Code Appendix, Chapter 101, and accordingly the Agency constitutes a local agency for all purposes under SGMA; and

WHEREAS, SGMA authorizes a combination of local agencies as defined by SGMA to form a GSA pursuant to a joint powers agreement, a memorandum of agreement, or other legal agreement, and SGMA also authorizes a water corporation regulated by the California Public Utilities Commission or a mutual water company to participate in a GSA through a memorandum of agreement or other legal agreement; and

WHEREAS, in accordance with SGMA, the Agency and the Mission Springs Water District have prepared a Memorandum of Agreement (MOA), attached hereto as **Exhibit A**, to jointly form a GSA for an approximately one-square mile portion of the Basin referred to in the MOA as the "Verbenia Area," which GSA is referred to as the Verbenia-GSA and the members of which are the Agency and Mission Springs Water District; and

WHEREAS, in addition to establishing the Verbenia-GSA for a portion of the Basin, the MOA between the Agency and Mission Springs Water District provides that the efforts of the Verbenia-GSA will be coordinated with the efforts of two other GSAs in the Basin, including the Desert Water Agency GSA (DWA-GSA), and the GSA formed by the City of Banning, Banning Heights Mutual Water Company, Cabazon Water District, and the Agency (SGP-GSA), to carry out the policy, purposes, and requirements of SGMA in the Basin; and

WHEREAS, the MOA provides that the Agency and Mission Springs Water District desire and intend that the Verbenia-GSA, the SGP-GSA, and the DWA-GSA will cooperate and coordinate in subsequently preparing and implementing one or more GSPs for sustainable management of the Basin in accordance with SGMA; and

WHEREAS, the Agency is committed to the sustainable management of groundwater resources within the Basin in accordance with SGMA; and

WHEREAS, pursuant to the requirements of SGMA, the Agency held a public hearing on this date after publications of notice pursuant to California Government Code Section 6066 to consider adoption of this Resolution; and

WHEREAS, pursuant to SGMA Section 10728.6 and Public Resources Code Section 21065, neither this Resolution, nor the MOA, nor the preparation or adoption of a GSP constitutes a project or approval of a project under the California Environmental Quality Act (CEQA) or the State CEQA Guidelines.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE SAN GORGONIO PASS WATER AGENCY THAT:

1. The San Gorgonio Pass Water Agency hereby approves the Memorandum of Agreement to Jointly Form the Verbenia Groundwater Sustainability Agency for a Portion of the San Gorgonio Pass Subbasin and to Coordinate with Other Groundwater Sustainability Agencies (MOA), a copy of which is attached hereto as **Exhibit A**.
2. Pursuant to the MOA and as authorized by SGMA, the San Gorgonio Pass Water Agency elects to jointly form and participate with the Mission Springs Water District as a member of the Verbenia Groundwater Sustainability Agency (Verbenia-GSA) for a portion of the Basin as further set forth and depicted in the MOA.
3. The General Manager of the San Gorgonio Pass Water Agency is hereby authorized and directed to coordinate with representatives of the Mission Springs Water District to submit a copy of this Resolution and other applicable information to the California Department of Water Resources regarding the formation of the Verbenia-GSA.

I HEREBY CERTIFY that the foregoing is a true, full and correct copy of Resolution 2017-07 that was duly introduced, passed and adopted at a regular meeting of the Board of Directors of the San Gorgonio Pass Water Agency, at its regular meeting on May 15, 2017.

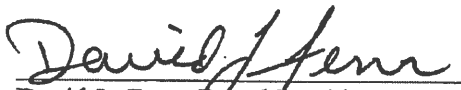
ADOPTED this 15th day of May 2017, by the following vote:

Ayes: Directors Stephenson, Ball, Lehtonen, Castaldo, Duncan, Thompson and President Fenn

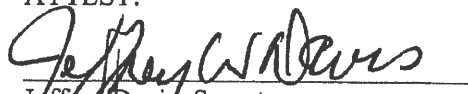
Noes:

Abstain:

Absent:


David L. Fenn, Board President
San Gorgonio Pass Water Agency

ATTEST:


Jeffrey Davis, Secretary

RESOLUTION NO. 2017-12

RESOLUTION OF THE BOARD OF THE DIRECTORS OF MISSION SPRINGS WATER DISTRICT TO APPROVE THE MEMORANDUM OF AGREEMENT TO FORM A GROUNDWATER SUSTAINABILITY AGENCY FOR THE VERBENIA AREA PORTION OF THE SAN GORGONIO PASS SUBBASIN

WHEREAS, Governor Jerry Brown signed into law Senate Bills 1168 and 1319 and Assembly Bill 1739, collectively comprising the Sustainable Groundwater Management Act (SGMA), which took effect on January 1, 2015; and,

WHEREAS, SGMA provides for the sustainable management of groundwater basins at the local level through the formation of Groundwater Sustainability Agencies (GSAs) and through preparation and implementation of Groundwater Sustainability Plans (GSPs); and

WHEREAS, SGMA requires all high and medium priority groundwater basins as designated by the California Department of Water Resources (DWR) to undergo a process leading to sustainable management; and,

WHEREAS, the San Gorgonio Pass Subbasin (Basin) is identified by the DWR Bulletin 118 as Subbasin No. 7-21.04 of the Coachella Valley Groundwater Basin, and is designated by DWR as medium priority, and therefore, except as provided by SGMA, the Basin is subject to the requirements of SGMA; and

WHEREAS, SGMA authorizes a combination of local agencies to form a GSA pursuant to a joint powers agreement, a memorandum of agreement, or other legal agreement; and,

WHEREAS, pursuant to SGMA, the Banning Heights Mutual Water Company, Cabazon Water District, City of Banning, and San Gorgonio Pass Water Agency (SGPWA) each have adopted Resolutions of their respective governing boards to jointly form and establish a GSA (referred to as the San Gorgonio Pass (SGP)-GSA) for a certain portion of the Basin, as further depicted in **Exhibit B** to the attached MOA; and,

WHEREAS, pursuant to SGMA, Desert Water Agency (DWA) has been designated as the exclusive GSA for a certain portion of the Basin (referred to as the DWA-GSA), in which DWA's boundaries overlap the Mission Springs Water District (MSWD) service area, as further depicted in **Exhibit C** to the attached MOA; and,

WHEREAS, pursuant to SGMA, both MSWD and SGPWA (Parties) desire to establish the Verbenia GSA for an approximately one-square mile portion of the Basin that lies within the service areas of MSWD and SGPWA, which one-square mile area is further specified and depicted in **Exhibit D** to the attached MOA, and is referred to herein as the "Verbenia Area"; and

WHEREAS, in accordance with the terms of the attached MOA, the Parties agree that the Verbenia-GSA formed by the attached MOA will cover the Verbenia Area of the Basin, and the Parties mutually desire and intend that the Verbenia-GSA, the SGP-GSA, and the DWA-GSA will cooperate and coordinate in subsequently preparing and implementing one or more GSPs for sustainable management of the Basin; and

WHEREAS, in entering into the Verbenia-GSA MOA, MSWD makes no admission or agreement that DWA is the exclusive GSA over any part of MSWD's service area, including the area designated herein or in the Verbenia-GSA MOA, as the DWA-GSA.

WHEREAS, the Parties mutually desire and intend to work with local stakeholders and interested entities within the Verbenia-GSA to carry out the policy, purposes, and requirements of SGMA in the Verbenia Area; and,

WHEREAS, MSWD is committed to the sustainable management of the groundwater resources within the Basin in accordance with SGMA; and,

WHEREAS, pursuant to SGMA, MSWD held a public hearing on this date after publications of notice pursuant to California Government Code Section 6066 to consider adoption of this Resolution; and

WHEREAS, pursuant to SGMA Section 10728.6 and Public Resource Code Section 21065, neither this Resolution, nor MOA, nor the preparation or adoption of a GSP constitutes a project or approval of a project under the California Environmental Quality Act (CEQA) or the State CEQA Guidelines.

NOW, THEREFORE, BE IT RESOLVED AND HEREBY ORDERED that the Mission Springs Water District Board of Directors approves the following:

Section 1. Mission Springs Water District hereby approves the Memorandum of Agreement to Form a Groundwater Sustainability Agency for a Portion of the San Geronio Pass Subbasin and to Coordinate with Other Groundwater Sustainability Agencies (MOA), a copy of which is attached hereto as **Attachment A**.

Section 2. Pursuant to the MOA and as authorized by SGMA, Mission Springs Water District elects to jointly form and participate as a member of the Verbenia Groundwater Sustainability Agency (Verbenia-GSA) for a portion of the Basin as further set forth and depicted in the MOA.

Section 3. The General Manager of Mission Springs Water District is hereby authorized and directed to coordinate with the other members of the Verbenia-GSA to submit a copy of this Resolution and other applicable information to the California Department of Water Resources regarding the formation of the Verbenia-GSA.

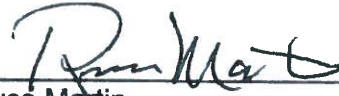
ADOPTED this 16th day of May 2017, by the following vote:

Ayes: Duncan, Martin, Wright

Noes:

Abstain:

Absent: Bowman, Furbee



Russ Martin
President of Mission Springs Water District
and its Board of Directors

ATTEST:



Arden Wallum
Secretary of Mission Springs Water District
and its Board of Directors

CERTIFICATION OF ADOPTION

STATE OF CALIFORNIA)
)
COUNTY OF RIVERSIDE)

I, Arden Wallum, Secretary of the Board of Directors of Mission Springs Water District, certify that the foregoing is a full, true and correct copy of Resolution No. **2017-12**, which was adopted by the Board of Directors of said District at its regular meeting held May 16, 2017.

It has not been amended or repealed.

Dated May 17, 2017





Arden Wallum
Secretary of Mission Springs Water District
and its Board of Directors