

Owens Valley Groundwater Authority

Board Members:

INDIAN CREEK-WESTRIDGE CSD COUNTY OF MONO CITY OF BISHOP COUNTY OF INYO Luis Elias Rhonda Duggan Karen Kong Dan Totheroh

BIG PINE CSD LONE PINE PAIUTE SHOSHONE TRIBE OWENS VALLEY COMMITTEE

BryAnna Vaughan Mel Joseph Mary Roper

February 10, 2022

The Owens Valley Groundwater Authority meeting was called to order at 1:59 p.m. via videoconference.

1. Pledge of allegiance

Dan Totheroh led the pledge of allegiance.

2. Public Comment

The Chairperson opened the public comment period and there was no one wishing to address the Board.

3. Introductions

The Board introduced themselves with no alternates in attendance.

4. Request that OVGA adopt finding pursuant to AB 361 that: A) the Board reconsidered the circumstances of the existing State of Emergency issued on March 4, 2020, in response to the COVID-19 pandemic; and B) local officials continue to recommend measures to promote social distancing, and/or the state of emergency continues to directly impact the ability of the members to meet safely in person

The Chairperson requested a motion to approve the request that OVGA adopt finding pursuant to AB 361 that: A) the Board reconsidered the circumstances of the existing State of Emergency issued on March 4, 2020, in response to the COVID-19 pandemic; and B) local officials continue to recommend measures to promote social distancing, and/or the state of emergency continues to directly impact the ability of the members to meet safely in person. Motion to approve by Dan Totheroh, seconded by Mary Roper. The Chairperson requested a roll call vote; Luis Elias – Y, Rhonda Duggan – abstain, Karen Kong – Y, Dan Totheroh - Y, BryAnna Vaughan – Y, Mel Joseph – Y, Mary Roper - Y. Motion passed 6 Yes, 1 abstention.

5. Approval of minutes from the January 27, 2022 Board meeting

The Chairperson requested a motion to approve the minutes of the January 27, 2022 meeting. Motion to approve the minutes by Rhonda Duggan, seconded by Luis Elias. The Chairperson requested a roll call vote; Luis Elias – Y, Rhonda Duggan – Y, Karen Kong – Y, Dan Totheroh - Y, BryAnna Vaughan – Y, Mel Joseph - Y, Mary Roper – Y. Motion passed unanimously.

6. Board Member Reports

The Chairperson opened up Board Member reports and there were no reports or updates provided.

7. Staff Member Reports

- a. Financial Report
 - Laura Piper, Inyo County Water Department provided the financial report and stated the OVGA cash balance is \$351,775.75; revenues were 1st quarter interest of \$192.25 and a grant reimbursement of \$9,604.95; expenses were \$1,178.00 for advertising, \$6,625.00 in consultant costs; and \$17,724.24 in staff services costs. Dan Totheroh asked about the consultant costs. Dr. Steinwand stated they have approximately \$4,000 left on their contract that expired at the end of January. They will be billing their final fees for December 2021 and January 2022 against that balance.
- Update on the Final GSP status and submittal
 Dr. Steinwand stated the GSP was successfully uploaded to the Ca Dept. of Water Resources on 1/26/22; the GSP has been

posted to the SGMA portal; that starts a 75 day public comment period on the GSP; Ca Dept. of Water Resources will consider the comments and may or may not respond to them; and it can take up to two years to deny or approve the plan.

Status of OVGA membership and possible direction to staff regarding adjustment of the OVGA boundary.

Dr. Steinwand stated Mono County's withdrawal from the OVGA will be effective July 1, 2022; after that date the OVGA will no longer have a member of the JPA with land or water supply management authority in Mono County; and the OVGA will not have authority to implement the GSP in that portion of the basin. Stacey Simons stated Mono County will apply for GSA status to include Long Valley and separate from Tri Valley but will provide assistance and will work collectively to manage the Mono basin.- The Board and staff discussed this item in detail. Sally Manning stated regardless of the changes, the issue is still going to be LADWP and she hopes the entities keep that in focus.

The Chairperson made a motion to redraw the boundary of the Owens Valley Groundwater Authority to the Inyo/Mono county line when it is appropriate in the future, and coordinating with Mono County. Motion to approve by Dan Totheroh, seconded by Rhonda Duggan. The Chairperson requested a roll call vote; Luis Elias – Y, Rhonda Duggan – Y, Karen Kong – Y, Dan Totheroh - Y, BryAnna Vaughan - Y, Mel Joseph - Y, Mary Roper - Y. Motion passed unanimously.

Discussion of OVGA GSP Management Actions and possible direction to staff for inclusion in the 2022-2023 budget.

Dr. Steinwand discussed the upcoming timelines and budget; required administrative actions; direction on administrative work for 2022-23; the possibility of pursuing management actions and projects; and provided a power point presentation. Luis Elias and Karen Kong stated they did not wish for the GSP to be implemented at this time. BryAnna Vaughan asked for an estimate of what the expenses would entail; Dr. Steinwand provided a power point with the details and approximate dollar amounts. Dan Totheroh stated he was in favor of implementing part of the plan within the new boundary, with regard to the OVGA grant request to fund the Tri-Valley groundwater model project. Holly Alpert stated an entity does not need to be a GSA to apply for the grant funding but needs to be an MOU signatory to the IMRWMG, Mono County is, Tri-Valley is not. The Board and staff discussed this item in detail and requested staff create a budget to include the following:

- Well registration and reporting ordinance
- Well permit review ordinance
- Increase groundwater level monitoring network (Inyo County Round Valley and SW Owens Lake area)
- Administration two meetings per year for the next five years
- Acquire water quality data from ongoing monitoring programs or studies Data base maintenance
- Provide assistance acquiring state or federal funding-coordinate with IRWMP to seek and acquire grants for OVGA
- Owens Lake Groundwater Development Project

Participate in the Owens Lake Groundwater Working Group

Designate member responsible for Owens Lake Management area

April Zrelak stated there is a conflict of interest with the County and their representation on the Owens Lake stakeholder group and the OVGA position because the county maintains that the LTWA applies there and they have not yet given that up after 20+ years. She thinks it's important that an OVGA member, not a representative of Inyo County represent in that group.

The Chairperson called a break at 3:58 pm and reconvened the meeting at 4:02 pm.

10. Discussion regarding future meeting dates and agenda items.

The next meeting was scheduled for March 10, 2022 via zoom. Dr. Steinwand stated upcoming agenda items will be primarily the budget, an update on the completion of the grant; and a staffing model when Mono County terminates membership on July 1, 2022. Karen Kong requested an update on the current and previous audit.

11. Adjourn

The Chairperson adjourned the meeting at 4:15 pm.

COUNTY OF INYO Short [TRANSACTION LISTING] 07/01/2021 - 03/01/2022 Page 1 THU, MAR 03, 2022, 12:50 PM --req: HW0254----leg: GL ----loc: AUD------job:3114318 J8152----prog: GL440 <1.61>--report id: GLFLTR02

SORT ORDER: OBJECT within BUDUNIT

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SORT ORDER: OBJECT within BUDUNIT

SELECT BUDGET UNIT: 621601

0.00

525,577.90

525,577.90

DR-CR

TOTAL **

** GRAND

COUNTY OF INYO

Budget to Actuals with Encumbrances by Key/Obj

Ledger: GL

As Of 3/1/2022

Object	Description	Budget	Actual	Encumbrance	Balance	
Revenue	WENS VALLEY GROUNDWATER			- I wante	Dalance	
4301 4498 Revenue Expenditure	INTEREST FROM TREASURY STATE GRANTS Total:	4,000.00 149,542.00 153,542.00	192.25 9,604.95 9,797.20	0.00 0.00 0.00	3,807.75 139,937.05 143,744.80	4.80 6.42
5129 5155 5263 5265	INTERNAL COPY CHARGES PUBLIC LIABILITY INSURANCE ADVERTISING PROFESSIONAL & SPECIAL	1,500.00 2,500.00 3,000.00 12,659.00	37.18 2,473.00 3,996.99 13,250,75	0.00 0.00 0.00	1,462.82 27.00 (996.99)	2.47 98.92 133.23
5291 5311 5539 5901	OFFICE, SPACE & SITE RENTAL GENERAL OPERATING EXPENSE OTHER AGENCY CONTINGENCIES	1,500.00 500.00 107,470.00 13,290.00	0.00 0.00 49,325.72	309.00 0.00 0.00 0.00	(900.75) 1,500.00 500.00 58,144.28	104.67 0.00 0.00 45.89
Expendit 621601	wre Total: Key Total:	142,419.00 11,123.00	0.00 69,083.64 (59,286.44)	309.00 (309.00)	13,290.00 73,026.36 70,718.44	0.00

COUNTY OF INYO

UNDESIGNATED FUND BALANCES

AS OF 06/30/2022

Fund Balance Indesignated	olideaghated	347,267	347,267	347,267
Encumbrances	- 0.0	309	309	309
Computed Fund Balance		347,576	347,576	347,576
Deferred Revenue 2200				
Loans Payable 2140				
Accounts Payable 2000				
Prepaid Expenses 1200				
Loans Receivable 1140			Į.	
Accounts Receivable 1100,1105,1160				
Claim on Cash 1000		347,576		347,576
	- WATER	6272 OVGA-OWENS VALLEY WDIR Totals		Grand Totals
	WDIR	6272 WDIR	4	

347,267

309

Current Date: 03/03/2022 Current Time: 12:49:33

User: HW0254 Heather Williams
Report: GL8001: Undesignated Fund Balances



OWENS VALLEY GROUNDWATER AUTHORITY

Members: Big Pine CSD — City of Bishop — County of Inyo — County of Mono— Indian Creek-Westridge CSD Interested Parties: Lone Pine Paiute Shoshone Tribe — Owens Valley Committee

P.O. Box 337 135 Jackson Street Independence, CA 93526

Phone: (760) 878-0001 Fax: (760) 878-2552 www.inyowater.org

Staff Report

Date: March 10, 2022

Subject: Agenda item # 8: Presentation of draft 2022-2023 OVGA Budget

On October 23, 2017, the Board of Directors adopted an initial three-year Development Budget which outlined the expected expenditures to prepare the GSP and guide members' decisions regarding funding contributions. The Development Budget and the associated funding obligations were terminated when the GSP was adopted by the OVGA (Member Funding Agreements, Item 3). The Joint Powers Agreement (JPA) requires the Executive Manager present a draft annual budget to the OVGA Board of Directors and each of the Members by April 1 (Article III, Section 3.1.7). This staff report presents the 2022-2023 draft annual budget. A final budget must be adopted by a majority of the votes of the OVGA Directors on or before May 1 (Article I, Section 5.8).

The draft budget for the period of July 1, 2022 through June 30, 2023 is presented in Table 1. A more detailed breakdown of costs for planned OVGA activities and projects is presented in Table 2. The draft budget projects that revenue and expenditures will be less than last year. No revenues from member contributions were included and expenditures were limited to regular business meetings, operating expenses, and GSP management actions included as directed at the February 10, 2022 OVGA meeting.

Revenues for 2022-23 include the grant retention and interest. The Proposition 1 grant required a 10% retention on invoices for GSP development and grant administration. The retention is expected to be reimbursed after the conclusion of the grant on April 30, 2022, but it is not known if the retention will be fully reimbursed or if it will be provided before the end of this fiscal year. The retention amount is included as revenue in the draft budget to approximate the funds on hand available to the OVGA in the next fiscal year. A modest estimate of interest earned on OVGA accounts is also included in the budget. The draft budget also draws \$3000 from the OVGA fund (approximately \$347,000 currently minus staff costs yet to be invoiced) to balance the budget.

No revenues from member contributions were included in the draft budget (Table 1). After adoption of the final budget in April, the JPA requires that the matter of annual member funding contributions be placed on the agenda for the following meeting (Annual Budget Funding Meeting). It is not a requirement to provide funding to remain a Member of the OVGA. Members are encouraged to request direction from their respective agencies whether to contribute additional funding to the OVGA. If the Executive Manager is notified before the April regular meeting that an agency is able to provide funds, it will allow the OVGA to hold the funding meeting immediately after the regular April. The vote shares will be recalculated after annual contributions are determined. If no Members provide a contribution, each will have two votes, and Interested Parties will have one vote each. Members that contribute to the annual budget will acquire additional votes according to the formula in Article IV, Section 2 of the JPA.

Expected expenditures for 2022-23 include fiscal, staff, and professional services as well as general operating and miscellaneous expenses (Table 1). Anticipated fiscal expenditures include general liability insurance which is unchanged from last year's budget. Staff services expenditures were estimated based on tasks and management actions presented in Table 2 or were based on existing arrangements e.g. for the fiscal agent. Estimates for legal services were based on the monthly flat rate in the current Inyo County Counsel contract but only for months with meetings or when tasks to complete management actions are required. Hours necessary to complete the management actions in Table 2 were estimated from similar work during the GSP development or professional judgement. Hourly rates were based in Inyo County Water Department salaries and benefits in the existing staff services contracts; no overhead or profit were included in the rates. The draft budget also includes a 10% contingency for the management actions. Professional services include website and database maintenance and an outside audit of OVGA finances using the present contractors. The database is currently hosted on DBS&A servers and can continue for a nominal fee (red text in the Tables. Still waiting on a formal quote from DBS&A at the time this staff report was prepared). The Inyo County Auditor's office recommended that one additional audit be conducted next year for the final year of the Proposition 1 grant, 2021-22. Miscellaneous expenses are based on previous budgets or actual expenditures from recent years. The OVGA has relied on the ICWD Zoom account and purchase of a separate account is recommended. It is anticipated that future meetings will be coordinated with the City of Bishop, and the budget includes funds to reimburse the City for meeting rooms and staff assistance that may be necessary (Table 2).

The recommendation of the Executive Manager is to continue to rely on the administrative, legal, and technical expertise provided by Inyo County and City of Bishop by revising the existing not-to-exceed contracts for staff services. Contracting with outside consultants or agencies for these services would likely be more expensive and rely on individuals with less local knowledge and experience with the OVGA, GSP, and database. The ICWD will maintain the OVGA database as the repository of data received under the Long Term Water Agreement, and it is a relatively small task to code and enter the anticipated amount of data received if the Well Registration and Well Permit Ordinances are adopted. Similarly, the

ICWD has experience operating a groundwater level monitoring network and could add this project to existing monitoring programs at a nominal cost. Costs for acquiring and reporting groundwater quality and subsidence monitoring data were also included.

The duties and responsibilities of the Executive Manager are described in the JPA and Bylaws. Tasks performed by the Executive Manager were separated from administrative, technical, and legal staff services in the budget (Table 1) for the Board to assess an alternative staffing model. One option is to continue to contract with Inyo County for the services of the Water Director. Presently, there are two groups or programs where Inyo County and the OVGA designate the Water Director/Executive Manager to attend the Owens Lake Groundwater Working Group and the Integrated Regional Water Management Group (Inyo County also has representatives from other departments attend IRWMG meetings). During the development of the GSP, no situation has occurred where conflicting direction from Inyo County and the OVGA was provided. In a small county or city, staff often wear many hats, and it would be possible for an individual to accurately convey the direction from each of the respective boards to these groups. However, another option for the OVGA to consider is to acquire Executive Manager services from a member agency other than Inyo County (although most are also members of the IRWMP) or from an independent contractor to avoid any perceived uncertainty regarding representation. It may be more cumbersome for a non-Inyo County employee to coordinate the other staff services but not difficult. Costs for an independent contractor potentially may be greater than in the draft budget which could be determined before the final budget is considered if the OVGA direction is to pursue this option.

The OVGA Bylaws (Article VII, Section 1) require that the projected expenses not exceed projected revenues. The 2022-23 draft budget would be balanced by relying on approximately \$3000 from the existing fund balance.

Table 1: Draft FY 2022-23 OVGA budget.

Revenues	
Interest from treasury	\$4,000
Other Agencies (member contributions)	\$0
Fund balance transfer	\$3,000
Grant Retention	\$71,316
Total Revenue	\$78,316
Expenditures	
Fiscal Services	
Insurance	\$2,500
Subtotal	\$2,500
Staff Services	
Executive Manager	\$24,225
Staff services (Inyo and Bishop)	\$21,670
Agency: Inyo, Legal	\$10,500
Agency: Inyo, Fiscal Agent/Financial Services	\$4,000
Subtotal	\$60,395
Professional Services	
Website Maintence	\$500
Outside Audit	\$5,000
Database Hosting	\$500
Subtotal	\$6,000
Miscellaneous Expenses	
Internal Copy Charges	\$500
Advertising	\$2,500
Office, Space & Site Rental	\$1,400
General Operating	\$500
Zoom Account	\$1,100
Subtotal	\$6,000
Management Action Contingency	\$3,123
Total Expenditures	\$78,018
Anticipated carry over balance	\$298

Table 2: Draft FY 2022-23 OVGA Expenditures presented by activity or management action.

Administration or			
Management Action	Tasks	Expenditure	Notes
Administration	Prepare three meetings/year	\$10,875	Exec. Man. and staff (hourly) and counsel (flat rate
	Prepare Annual Report	\$3,075	Exec. Man., Admin Asst., and Hydrologist
	Revise the GSP after DWR review	\$3,360	Exec. Man. Added to this budget
	OVGA routine business and follow SGMA	\$2,750	Exec. Man. and Admin staff
	Website maintenance	\$695	Staff and website contractor
	Database Hosting	\$500	Contractor, DBS&A
	Insurance	\$2,500	
	Fiscal Agent and audit	\$9,000	Inyo County and Contractor
	Internal Copy Charges	\$500	Inyo County
	Advertising	\$2,500	Includes costs for 1 direct mail
	Office, Space & Site Rental	\$1,400	\$200 meeting, includes community meetings
	City of Bishop staff services	\$2,000	Facility coordination and staff assistance to OVGA
	Zoom Account	\$1,100	
	General Operating	\$500	Operating expenses based on recent actuals
	Subtotal	\$40,755	
Well Registration and			
Reporting Ordinance	Draft Ordinance/Notices/Hearing	\$3,270	Staff time and counsel
	Community meetings (2)	\$3,150	In person and Zoom assumed
	Prepare reporting form/website	\$300	Staff and website contractor
	Review registration forms rec'vd	\$1,500	Hydrologist
	Initial data entry code and data entry	\$2,400	Scientist
	Subtotal	\$10,620	
	added 10% contingency	\$11,682	
Well Permit Review			
Ordinance	Draft Ordinance/meetings	\$3,270	Staff time and counsel
	Community meetings (2)	\$3,150	In person and Zoom assumed
	Permit reviews (ongoing)	\$1,500	Hydrologist
	Data entry	\$240	Scientist
	Subtotal	\$8,160	
	added 10% contingency	\$8,976	
Annihadan			
Monitoring			
	Daviana andidaka malla		
ever monitoring network	Review candidate wells	\$600	
	Initial contact well inspection	\$1,200	Hydrologist
	Prepare land access agreements/contract	\$3,000	Counsel flat rate
	Prepare monitoring plan/homeowner field visit	\$3,000	Hydrologist
S	DTW data collection/reporting/overhead	\$2,250	Hydrologist, 2 repeat trips/year
Fround Elevation	Acquire InSar data and append graphs/report	\$600	Data Scientist
ontinue WQ Data Entry	Acquire data and entry	\$1,800	Hydrologist
	Subtotal	\$12,450	
	added 10% contingency	\$13,695	
wens Lake Groundwater			
	Participate on Owens Lake Monitoring Group	\$1,230	Exec. Man.: Assumed 2 meetings and preparation
rant Assistance or multi			, ,
gency cooperation	Coordinate with IRWMG	\$1,680	Exec Man.