



**MOUND BASIN GROUNDWATER SUSTAINABILITY AGENCY**  
**SPECIAL BOARD OF DIRECTORS MEETING**

Thursday, October 6, 2022, at 1:00 p.m.  
via Zoom, due to COVID-19 Meeting Protocol

**MINUTES**

**DIRECTORS IN ATTENDANCE**

Michael (Mike) Mobley, Chair  
Elizabeth (Betsy) Cooper, Vice-Chair/Secretary  
Arne Anselm, Treasurer  
James (Jim) Chambers, Director

**DIRECTORS ABSENT**

Conner Everts, Director

**STAFF IN ATTENDANCE**

Bryan Bondy, Executive Director  
Alex Dominguez, Legal Counsel  
Jackie Lozano, Clerk of the Board

**PUBLIC IN ATTENDANCE**

Burt Handy  
Mohammed Hasan, UWCD  
Kathleen Kuepper, UWCD  
Clayton Strahan, UWCD

**CALL TO ORDER 1:02 p.m.**

Chair Mobley called the meeting to order at 1:02 p.m.

**1. PLEDGE OF ALLEGIANCE**

Chair Mobley led the participants in reciting the Pledge of Allegiance.

**2. BOARD OF DIRECTORS ROLL CALL**

The Clerk of the Board called roll. Four Directors were present (Anselm, Chambers, Cooper, and Mobley) and one Director was absent (Everts).

**3. Adoption of Alternative Teleconferencing Requirements Under AB 361**

**Motion**

Following discussion, on motion of Director Chambers, seconded by Director Anselm, the Board made the determination that, due to continuation of the Governor's Executive Order and the imminent risk to health and safety, the Board will continue with the previous teleconferencing determination under AB 361, on the following roll call vote: Four ayes (Cooper, Anselm, Mobley, Chambers); none opposed; one absent (Everts). Motion carried 4/0/1.

**4. PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA**

Chair Mobley asked if there were any public comments. None were offered.

## 5. MOTION ITEM

### 5a. **Adoption of Resolution No. 2022-08 – Resolution of the Board of Directors of the Mound Basin Groundwater Sustainability Agency Adopting a Groundwater Well Consistency Policy for Replacement Groundwater Wells and Well Alterations**

#### **Motion**

Executive Director Bryan Bondy explained that the Governor's Executive Order (EO) N-7-22 requires GSAs make a finding that any proposed wells will not be inconsistent with the groundwater sustainability plan (GSP) and will not decrease the likelihood of achieving the sustainability goal for the basin. He explained that MBGSA was contracted by an agricultural well owner with a failing well that needs to be replaced. Agency Counsel and the Executive Director prepared Resolution 2022-08 to provide a simple process by which the Executive Director can make and document the required findings for replacement wells that meet the criteria discussed in the resolution (i.e., no increase in extractions and located less than 1,000 feet from the original well). Staff and Counsel will return with a separate process for requests that do not meet these requirements, if necessary.

Director Cooper asked about the exemption for public supply wells included in EO N-7-22 applies to the City of Ventura. Agency Counsel said his understanding is that the County of Ventura would not refer the permit application for exempt wells to MBGSA. Executive Director Bondy said he would return any requests for exempt wells to the County.

Chair Mobley commented, asked for clarification concerning who initials the form. Executive Director Bondy said the applicant would initial the form.

Director Chambers asked how long we will be operating under the EO. Agency Counsel explained that it will likely be replaced by legislation next year.

Director Anselm asked about requiring destruction of the original well. Executive Director said he does not believe MBGSA has the authority to require destruction of the original well. Agency Counsel confirmed. Director Anselm said he would check as to whether the County of Ventura requires destruction of the original well. However, Executive Director Bondy said the extraction reporting requirements will allow MBGSA to determine whether the applicant continues to use the original well and whether the combined extractions have increased.

Director Anselm asked about the EO N-7-22 part 9(b) findings concerning land subsidence and well interference. Executive Director Bondy said MBGSA is not required to make those findings because it is not issuing a permit. However, the County of Ventura is required to make those findings.

Director Anselm asked about how Executive Director Bondy will confirm the proposed well meets the criteria in the resolution. Executive Director Bondy said he will have the applicant fill out the County well permit application, provide the well completion form for the well that is being replaced, and provide other relevant information. He will review the information and will not sign the form unless any issues are resolved.

Public Comments: Mr. Burt Handy suggested he'd like staff to consider adding more information about the staff review of the applicant's information and asked if Casitas Municipal Water District (MWD) will be informed. Executive Director Bondy said Casitas has no jurisdiction over wells, so that wouldn't be a consideration.

No further comments or questions were offered by the Directors. No additional public comments were offered.

Direct Cooper moved approval of Resolution 2022-08 adopting a Groundwater Well Consistency Policy for replacement groundwater wells and well alterations, contingent on verification that the County of Ventura requires destruction of the original well.

Director Anselm stated that the County of Ventura does require destruction of the original well. That was a requirement during the moratorium, but it no longer applies now that a GSP has been adopted.

Director Cooper withdrew her motion.

Director Cooper moved approval of Resolution 2022-08 adopting a Groundwater Well Consistency Policy for replacement groundwater wells and well alterations, as presented. The motion was seconded by Director Chambers. Roll call vote: Four ayes (Mobley, Anselm, Cooper, Chambers); none opposed; one absent (Everts). Motion carried 4/0/1.

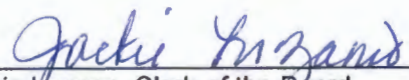
At the conclusion of the motion, Mr. Bondy thanked the Board for accommodating his request for a special Board of Directors meeting to address this matter.

**ADJOURNMENT 1:30 p.m.**

Chair Mobley adjourned the meeting at 1:30 p.m. to the next Regular Board of Directors meeting on October 20, 2022, at 1:00 p.m. or call of the Chair.

I certify that above is a true and correct copy of the minutes of the Mound Basin Groundwater Sustainability Agency's Board of Directors meeting of October 6, 2022.

ATTEST:   
Elizabeth (Betsy) Cooper, Vice-Chair/Secretary

ATTEST:   
Jackie Vozano, Clerk of the Board