



**Date:** November 17, 2015

**TO:** LOCSD Board of Directors

**FROM:** Kathy A. Kivley, General Manager

**SUBJECT:** **Agenda Item 12J – Board Meeting Date: December 3, 2015**  
Appoint a District Member and an Alternate to the Basin Management Committee

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R. Michael Wright

**Vice President**  
Marshall E. Ochylski

**Directors**  
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Jon-Erik E. Storm  
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### DESCRIPTION

Appoint a Primary Member and Alternate Member to the Basin Management Committee.

### SUMMARY OF STAFF RECOMMENDATION

***Motion: I move that the Board appointment Director \_\_\_\_\_ to serve as the Primary Member on the Basin Management Committee and Board Member \_\_\_\_\_ or employee \_\_\_\_\_ to serve as the Alternate to the Basin Management Committee.***

### DISCUSSION

On October 14, 2015, San Luis Obispo County Superior Court Judge Martin Tangeman approved the stipulated judgment and the accompanying Los Osos Basin Plan. The Court's approval is the culmination of a multi-year planning process that began in 2004. According to the stipulation under Section 5 Establishment and Composition of Basin Management Committee, the judgment establishes a Basin Management Committee (BMC). It is the responsibility of the BMC to adopt the initial set of rules and regulations within ninety (90) days of entry of the Stipulated Judgment.

The BMC is responsible for the day-to-day operations and shall have general authority to carry out the powers enumerated in the Stipulated Judgment. The members of the BMC are LOCSD, Golden State Water Company (GSWC), S&T and the County of San Luis Obispo. The purpose of the BMC is to implement the Stipulated Judgment and the Los Osos Groundwater Basin Plan (Basin Plan).

The goals of the BMC are to protect and enhance the long-term integrity of the Los Osos Groundwater Basin (Basin); evaluate the long term hydrologic balance within all areas and subareas of the Basin; produce and distribute annual written reports assessing the hydrologic balance in the Basin; consider the information provided in reports and modify or update the Basin Plan and setting sustainable yield.

A partial list of the Powers (Section 5.6 Stipulated Judgment) of the BMC are as follows: All acts necessary and appropriate to carry out the purposes and goals described in the Stipulated Judgment; arrange for funding for the implementation of the Stipulated Judgment and any or all aspects of the Basin

Plan; perform other ancillary tasks related to implementation; make and enter into contracts and agreements; develop and amend an operating budget as necessary; take possession of, lease, purchase, own and sell or otherwise dispose of such assets or all facilities as necessary; apply for state, federal or local licenses, permits, grants or loans or other aid and assistance; employ or otherwise contract for services; adopt rules, policies, regulations and procedures governing the operations of the BMC; collect and analyze groundwater production records; publish periodic reports on the status of the Basin; implement Basin Plan projects; and perform all acts necessary r proper to carry out fully the purposes of the Stipulated Judgment and Basin Plan granted under Chapter 5, Part 2.74 of Division 6 of the California Water Code.

It is the responsibility of the District as outlined within the Stipulated Judgment to provide representation to the BMC as outlined above.

### **FINANCIAL IMPACT**

The appointment of the representative and alternate have no financial impact on the District. The creation of the Basin Management Committee will affect staff resources.