



MEMORANDUM

TO: SLDMWA Board of Directors, Alternates

FROM: Seth Harris, Water Resource Coordinator

DATE: February 6, 2020

RE: Third Amendment to the Central Delta-Mendota Region Sustainable Groundwater Management Act (SGMA) Services Activity Agreement and Consent of SS-MOA Participants

BACKGROUND

The San Luis & Delta-Mendota Water Authority is coordinating the development of six groundwater sustainability plans (GSPs) within the Delta-Mendota Subbasin. The Delta-Mendota Subbasin is categorized as a high-priority critically overdraft Subbasin, and was required to submit GSPs by January 31, 2020; the Subbasin's six GSPs were successfully and timely submitted. SLDMWA also directly supports GSP development for the Northern & Central Delta-Mendota Region GSP. The governance of the GSAs within the Northern and Central Delta-Mendota Regions is established through the Northern and Central Delta-Mendota Region SGMA Services Activity Agreements and Consent of SGMA Services Memorandum of Agreement (SS-MOA) Participants. SLDMWA members and non-members that participate as groundwater sustainability agencies (GSAs) within the Northern and Central Delta-Mendota Regions have collaborated to develop these Activity Agreements; non-members have executed Memoranda of Agreement to participate in the Activity Agreements as SS-MOA participants.

Three GSAs comprise the Central Delta-Mendota Region: Central Delta-Mendota GSA, Oro Loma Water District GSA, and Widren Water District GSA. The Central Delta-Mendota GSA is a recently formed joint powers authority (as of August 28, 2019) that consists of SLDMWA members and non-members. The agencies that comprise the Central Delta-Mendota GSA were formerly coordinating through a memorandum of agreement as the Central Delta-Mendota Region Multi-Agency GSA; the Central Delta-Mendota GSA replaced this multi-agency GSA.

The objective of the participants under this Activity Agreement is to obtain coordinated access to the administrative and technical resources and services available through the Water Authority and to provide the mechanisms to share the benefits and expenses of obtaining such resources and services.

The Third Amendment of the Central Delta-Mendota Region SGMA Services Activity Agreement and Consent of SS-MOA Participants allows the members of the Central Delta-Mendota GSA to delegate voting authority on the Central Delta-Mendota Region Management Committee.

RECOMMENDATION

Staff recommends the Board of Directors authorize execution of the Third Amendment to the Central Delta-Mendota Region SGMA Services Activity Agreement and Consent of SS-MOA Participants, contingent on ratification by the Central Delta-Mendota Region Management Committee.

ANALYSIS / DISCUSSION

SLDMWA staff has supported representatives of the various Central Delta-Mendota Region GSAs since December 2015. SLDMWA has supported participating agencies and GSAs in the development of the Activity Agreements and subsequent amendments. The Central Delta-Mendota Region Activity Agreement was executed February 15, 2017, first amended November 17, 2017, and amended a second time effective November 1, 2018. The Third Amendment to the Central SGMA Services Activity Agreement includes proposed amendments to three sections within the Activity Agreement. These sections all pertain to delegating voting authority on the Central Delta-Mendota Region Management Committee.

The Third Amendment was developed with input from staff and legal counsel from various agencies within the Central Delta-Mendota Region Management Committee as well as from SLDMWA. It is intended to streamline participation in the Activity Agreement for members of the Central Delta-Mendota JPA, which should also streamline administrative tasks and coordination for SLDMWA staff.

EXHIBITS

1. Third Amendment to Central Delta-Mendota Region Sustainable Groundwater Management Act Services Activity Agreement and Consent of SS-MOA Participants