

THE BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY, CALIFORNIA
and for Special Districts, Agencies and Authorities Governed by the Board

Adopted this Resolution on 05/16/2023 by the following vote:

AYE:

NO:

ABSENT:

ABSTAIN:

RECUSE:



Resolution No. 2023/169

A RESOLUTION OF THE BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY AUTHORIZING PREPARATION AND SUBMITTAL OF A SUSTAINABLE GROUNDWATER MANAGEMENT ACT (SGMA) IMPLEMENTATION ROUND 2 FUNDING APPLICATION TO THE CALIFORNIA DEPARTMENT OF WATER RESOURCES FOR THE EAST CONTRA COSTA GROUNDWATER SUBBASIN IN CONTRA COSTA COUNTY, CA

WHEREAS, in August 2014, the California Legislature passed, and in September 2014 the Governor signed, legislation creating the Sustainable Groundwater Management Act (“SGMA”) “to provide local groundwater sustainability agencies with the authority and technical and financial assistance necessary to sustainably manage groundwater” (Wat. Code, § 10720, (d)); and

WHEREAS, SGMA requires sustainable management through the development of groundwater sustainability plans (“GSPs”), which can be a single plan developed by one or more groundwater sustainability agencies (“GSAs”) or multiple coordinated plans within a basin or subbasin (Wat. Code, § 10727); and

WHEREAS, SGMA requires a GSA be formed to manage groundwater in all basins designated by the California Department of Water Resources (“DWR”) as a medium or high priority, including the East Contra Costa Subbasin; and

WHEREAS, City of Antioch (“Antioch”), City of Brentwood (“Brentwood”), Byron-Bethany Irrigation District (“BBID”), Contra Costa Water District (“CCWD”), Contra Costa County (“County”), Diablo Water District (“DWD”), East Contra Costa Irrigation District (“ECCID”), and Discovery Bay Community Services District (“Discovery Bay”) were formed as GSAs [except CCWD] for the purposes of sustainably managing groundwater in the East Contra Costa Subbasin within their jurisdictional boundaries, pursuant to the requirements of SGMA; and

WHEREAS, the GSAs have the authority to draft, adopt, and implement a GSP (Wat. Code, § 10725 et seq.); and

WHEREAS, on May 9, 2017, the GSAs entered into a Memorandum of Understanding (“Agreement”) with all other GSAs within the East Contra Costa Subbasin along with CCWD for the purpose of jointly developing a single GSP for the East Contra Costa Subbasin and coordinating sustainable groundwater management in the Subbasin (Wat. Code, §10727(a)(2)); and

WHEREAS, the Brentwood GSA submitted an Initial Notification to DWR on behalf of all the GSAs to jointly develop a GSP for the Subbasin on February 12, 2018; and

WHEREAS, a group (“Working Group”) consisting of the GSAs and CCWD has coordinated in the Subbasin to draft a single GSP; and

WHEREAS, on behalf of the GSAs, the Working Group developed the draft GSP (“GSP”) and released portions of the draft GSP for public and local agency review during GSP development and released the entire draft on September 7, 2021;

WHEREAS, the ECC Subbasin submitted its adopted GSP to DWR by the January 31, 2022 submittal deadline; and,

WHEREAS, the ECC Subbasin is now pursuing GSP implementation funding from the SGMA Implementation Round 2 funding cycle through DWR with applications due by November 30, 2022; and,

WHEREAS, the ECC Subbasin is authorized to prepare a complete SGMA Implementation Round 2 Application, with review by the ECC Working Group, for submittal to DWR that is consistent with DWR Guidelines and Proposal Solicitation Package (“PSP”) documentation, as well as its adopted GSP goals, objectives and priority actions.

WHEREAS, the City of Brentwood is acting as the lead agency for the ECC Working Group per the GSP Implementation MOU executed by the ECC GSAs on date May 11, 2022 to complete the SGMA grant program application for GSP implementation for the ECC Subbasin and to enter into an agreement with the State of California to receive grant funding.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Contra Costa County does hereby:

1. Find that the recited facts are true and that it has the jurisdiction to consider, approve, and adopt this Resolution.
2. Resolve that an application be made to the Department of Water Resources to obtain a grant under the 2021 Sustainable Groundwater Management (SGM) Grant Program SGMA Implementation Grant pursuant to the California Drought, Water, Parks, Climate, Coastal Protection, and Outdoor Access For All Act of 2018 (Pub. Resources Code, § 80000, et seq.) and the California Budget Acts of 2021 and 2022.

BE IT FURTHER RESOLVED that:

3. The City of Brentwood has the authority on behalf of the ECC Working Group and shall enter into a funding agreement with the Department of Water Resources to receive a grant for the ECC Subbasin GSP Implementation; and
4. The City Manager of the City of Brentwood, or designee, is hereby authorized and directed to prepare the necessary data, conduct investigations, prepare and file such application, execute a grant funding agreement and any future amendments thereto, submit invoices, and submit any reporting requirements with the Department of Water Resources.

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: May 16, 2023

Monica Nino, County Administrator and Clerk of the Board of Supervisors

Contact: Ryan Hernandez, 925-655-2919

By: , Deputy

cc: