

SUPPLEMENT TO  
MEMORANDUM OF UNDERSTANDING  
REGARDING GOVERNANCE OF THE INDIO SUB-BASIN  
UNDER THE SUSTAINABLE GROUNDWATER MANAGEMENT ACT

This SUPPLEMENT dated April 3, 2018 is entered into among the City of Coachella, a municipal corporation acting through, and on behalf of, the Coachella Water Authority (CWA), the Coachella Valley Water District (CVWD), the Desert Water Agency (DWA), and the City of Indio, a municipal corporation acting through, and on behalf of, the Indio Water Authority (IWA) for the purpose of developing a common understanding among the Partners regarding the governance structures applicable to implementation of the Sustainable Groundwater Management Act (Water Code, Part 2.74, Section 10720 et seq.) (SGMA) in the Indio Sub-Basin of the Coachella Valley Groundwater Basin. The Partners to this MOU shall be collectively referred to herein as “Partners” and individually as “Partner”.

WHEREAS, each Partner is a party to a Memorandum of Understanding (MOU) regarding governance of the Indio Sub-basin under SGMA; and

WHEREAS, the Partners wish to supplement the MOU for the purpose of retaining consultants to assist in the preparation of Groundwater Sustainability Agency (GSA) annual reports by water year for the Indio Sub-basin for submission to the California Department of Water Resources (DWR) by April 1 of each year to satisfy SGMA requirements;

NOW, THEREFORE, it is mutually understood and agreed as follows:

SECTION 1:

RETENTION OF CONSULTANTS AND AGREEMENTS

1.1 The Partners acknowledge and agree that DWR has required that all GSAs who have submitted an Alternative Groundwater Sustainability Plan (Alternative GSP) prepare and submit an Annual Report for Water Year 2017 (October 1, 2016 – September 30, 2017) to DWR by April 1, 2018 in accordance with SGMA. The Partners agree to the following:

1.1.1 Stantec Consulting Services Inc. (Stantec, formerly MWH America’s Inc.), the consultant who completed work needed to submit the Indio Sub-basin Alternative GSP, has provided the scope of work and fee schedule included in Exhibit 1 for the preparation of the GSAs Annual Report for the Indio Sub-basin for Water Year 2017.

1.1.2 The Partners have agreed to have CVWD retain Stantec to prepare the GSAs Annual Report for the Indio Sub-basin for Water Year 2017 for an amount not to exceed \$63,260, without prior authorization of the Partners.

1.1.3 CVWD shall invoice each Partner for reimbursement of one-fourth (1/4) of the cost of the preparation of the Annual Report for the Indio Sub-basin for Water Year 2017 which is an amount equal to \$15,815.

SECTION 2:

INVOICING AND PAYMENT

- 2.1. CVWD shall administer Agreements and pay consultants per the terms of the Agreements as approved by the Partners, and then invoice each Partner for reimbursement of one-fourth (1/4) of the payment that has been made to the consultants.
- 2.2 Each Partner shall pay the invoice within 30 days of receipt of the invoice.

SECTION 3:

MISCELLANEOUS

- 3.1 Abbreviations, capitalized words, and phrases used in this supplement shall have the same meaning as in the MOU.
- 3.2 All terms of the MOU remain unchanged, except, as supplemented herein.
- 3.3 This Supplement may be executed in any number of counterparts, each of which shall be deemed original, but all of which, when taken together, shall constitute one and the same instrument.

IN WITNESS WHEREOF, the Partners have executed this Supplement as of the day and year indicated on the first page of this MOU.

  
J. M. Barrett

6/27/18

Coachella Valley Water District

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Mark Krause

Desert Water Agency

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William B. Pattison, Jr.

Coachella Water Authority

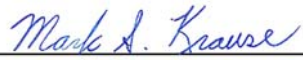
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Brian Macy

Indio Water Authority

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J.M. Barrett

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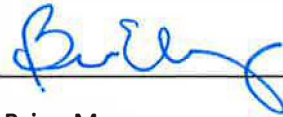
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