



*EASTERN TULE
GROUNDWATER
SUSTAINABILITY
AGENCY
JOINT POWERS
AUTHORITY*

MINUTES OF THE EXECUTIVE COMMITTEE HELD SEPTEMBER 17, 2020

At approximately 2:00 p.m. on September 17, 2020, Chairman Borba called to order a meeting of the Board of Directors of the District. Consistent with Executive Order N-29-20 and social distancing directives, the meeting was conducted by teleconference only, with no physical location for the meeting.

Executive Members Present:

Eric Limas	Glenn Fowler
Sean Geivet	Nick Keller
Steve Etchegaray	Eric Borba
Denise England	Michael Knight
Steve Dalke	John M. Domondon

Executive Members Absent:

ROLL CALL

General Manager Caudillo called the roll with the following committee members indicating their presence:

Committee member Limas
Committee member Fowler
Committee member Keller
Committee member Geivet
Committee member Etchegaray
Chairman Borba

PUBLIC COMMENT

Chairman Borba announced the public comment period. Ryan Jensen provided public comment.

ANNOUNCEMENTS

General Manager Caudillo announced that the hearing on the proposed groundwater extraction fee will be held on October 1, 2020, at 2:00 p.m.

MINUTES

Approve the August 20, 2020 Meeting of the ETGSA Executive Committee Minutes

Committee member Geivet moved for approval of the August 20, 2020 meeting of the Executive Committee minutes, with one correction. Committee member Domondon seconded. The motion was carried unanimously by way of the following roll call vote:

In Favor:

Committee member England
Committee member Limas
Committee member Fowler
Committee member Keller
Committee member Geivet
Committee member Etchegaray
Committee member Domondon
Committee member Dalke

Opposed: None.

POLICY ISSUES

Review and Discussion of First Amended ETGSA Rules and Regulations

General Counsel Mauritsen and Consulting Engineer De Groot provided a report on the First Amended Rules & Regulations. Attached hereto and incorporated by reference as Agenda #5a is a copy of the Rules & Regulations.

Discussion ensued regarding potential changes to Sections 2.02 and 3.05, related to the election to use meters and satellite sensor data.

Etchegaray moved (1) to add language in 3.05(a) to include additional charges to owners for calculating groundwater consumption using the meter method; and (2) to add language to Section 2.02 limiting owners to one change in methodology per year. Geivet seconded, and proposed that the motion be amended to include recommendation of acceptance of all other redlines from the committees.

Discussion ensued regarding proposed revisions to 3.05.

Consulting Engineer De Groot expressed support for requiring the evapotranspiration methodology, with an appeal process in which each owner could present meter data, along with any other relevant information. If a large number of appeals are made, then there may be a basis to systematically evaluate the methodology.

Discussion ensued regarding owner elections of methodology.

By way of the following roll call vote, Committee member Etchegaray's motion failed:

In favor:

Committee Member Etchegaray

Opposed:

Committee member England

Committee member Limas

Committee member Fowler

Committee member Keller

Committee member Geivet

Committee member Domondon

Committee member Dalke

Committee member Geivet moved (1) to recommend amendment of Section 2.02 to permit one change in measurement methodology per year; (2) to decline proposed amendments to Section 3.05. As the motion was not seconded, the motion failed.

Discussion ensued regarding using Land IQ only for calculating groundwater consumption, with an appeal process for meter results.

Committee member Limas expressed support for moving the Rules and Regulations along in the process, while supporting the process to move this thing along but leave Section 3.05 open for refinement.

Committee member Geivet made the following motion:

(1) that all amendments recommended by the committees be adopted, with the exception of the following:

A. proposed deletion of language in Section 3.05(a), a portion of the third paragraph, which reads as follows: "Whichever calculated value is greater from the formulas above is the consumed value applied to the owner";

B. proposed addition of the following language to Section 3.05(a): "An owner may elect which formula is applicable to his or her account"

(2) that Section 2.02 be amended to permit an owner to change his or her election only once per water year (October 1st through September 30th); and

(3) to revise Section 3.05, including deletion of Section 3.05(a)(1), to allow the evapotranspiration methodology as the only methodology used to quantify net consumed groundwater, with an appeal process.

Committee member Limas seconded. The motion was unanimously carried by way of the following roll call vote:

In favor:

Committee member England
Committee member Knight
Committee member Limas
Committee member Fowler
Committee member Keller
Committee member Geivet
Committee member Etchegaray
Committee member Domondon
Committee member Dalke

Opposed: None.

Presentation by 4Creeks on “What-If” Calculator & Landowner Tool

Consulting Engineer DeGroot gave a presentation on the “What-If” Calculator & Landowner Tool. Attached hereto and incorporated by reference as Agenda #5b is a copy of the presentation.

Discussion ensued regarding the “What-If” calculator.

NEXT MEETING DATE

Next Executive Committee Meeting – Thursday, October 15, 2020 at 2:00 pm

The next meeting of the Executive Committee is set for October 15, 2020, at 2:00 p.m.

ADJOURNMENT

As there was no further business to come before the Committee, Chairman Borba adjourned the meeting.

Respectfully submitted,

Chairman Eric Borba