

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

[Significant Exposure to Litigation Pursuant to Government Code Section 54956.9(d)(2)]

Number of Potential Cases: Four

The Board of Directors, while in closed session pursuant to Government Code Section 54956.9(d)(2), met with General Counsel Aubrey Mauritson regarding four potential items of anticipated litigation.

**Director Townsend and Alt. Director Dalke arrived during this item.*

CLOSED SESSION ITEMS

Report Action Taken in Closed Session Required by Government Code 54957.1

Chairman Borba announced that there was no reportable action from closed session.

PUBLIC COMMENT

Chairman Borba announced the public comment period. No public comment was presented.

ANNOUNCEMENTS

General Manager Caudillo announced there will be an outreach workshop on the Land Subsidence Management Plan on March 30th at 11:00 a.m. at the Porterville Veteran's Memorial Hall. Also, the Tule Basin Management Zone will have a resource fair Friday March 11, 2022.

CONSENT CALENDAR

General Manager Caudillo referred the Board to Agenda Items 6a – 6c on the Consent Calendar portion of the agenda. A copy of the Minutes of the February 3, 2022 Board Meeting is attached as Agenda Item #6a. A copy of Resolution 2021-6 re: Public Teleconference Meetings is attached as Agenda Item #6b. A copy of the financial statements is attached as Agenda Item #6c. General Manager Caudillo reported a few corrections to the minutes to list Director Schneider on the attendance and correct a few typos.

Director Corkins moved to approve Items 6a through 6c, with corrections to the board minutes as so noted. Director Leider seconded, and the motion was unanimously carried by way of the following roll call vote:

In Favor:

Director Townsend
Alt. Director Dalke
Director Leider
Director Galloway

Director Corkins
Director Reyes
Director Schneider
Director Kisling
Chairman Borba

Opposed: None.

ADMINISTRATION

Staff Presentation on Prop 218 Process and Status, Approval of the Engineer's Report & Setting of Public Hearing Date

Director Corkins moved to table the agenda item until next month. Director Leider seconded, and the motion was unanimously carried by way of the following roll call vote:

In Favor:

Director Townsend
Alt. Director Dalke
Director Leider
Director Galloway
Director Corkins
Director Reyes
Director Schneider
Director Kisling
Chairman Borba

Opposed: None.

Presentation of Annual Report Items

Consulting Engineer De Groot provided a presentation of the annual report for WY 2021. Attached hereto and incorporated by reference as Agenda Item #7b is a copy of his presentation.

Discussion ensued.

Consider Approval of Landowner Appeal Request, Account ETGSA1228

General Manager Caudillo provided a report on the Landowner Appeal Request, Account ETGSA1228. Joel Kimmelshue provided a summary of his findings. Attached hereto and incorporated by reference as Agenda Item #7b is a copy of the Landowner Appeal Request.

Taylor Blakslee provided comment to the board.

Discussion ensued.

Director Corkins moved to deny the Landowner Appeal Request, Account ETGSA1228. The motion was seconded by Director Kisling, and unanimously approved by way of the following roll call vote:

In Favor:

Director Townsend
Alt. Director Dalke
Director Galloway
Director Corkins
Director Reyes
Director Schneider
Director Kisling
Chairman Borba

Opposed: None

Abstain: Director Leider

Consider Approval of Appointments to Stakeholder Committee

General Manager Caudillo provided a report on the appointments to the Stakeholder Committee. Attached hereto and incorporated by reference as Agenda Item #7d is a copy of the slate of applicants.

Discussion ensued.

Director Corkins moved to approve the slate as presented in the agenda packet, except to replace John Gaugel for seat six, to the Stakeholder Committee. The motion was seconded by Director Kisling, and unanimously approved by way of the following roll call vote:

In Favor:

Director Townsend
Alt. Director Dalke
Director Leider
Director Galloway
Director Corkins
Director Reyes
Director Schneider
Director Kisling
Chairman Borba

Opposed: None

Consider Approval of Contribution Agreement with Ducor Community Services District

General Manager Caudillo provided a report on the Contribution Agreement with Ducor Community Services District. Attached hereto and incorporated by reference as Agenda Item #7e is a copy of the Agreement.

Director Schneider moved to approve the Contribution Agreement with Ducor Community Services District. The motion was seconded by Director Leider, and unanimously approved by way of the following roll call vote:

In Favor:

Director Townsend
Alt Director Dalke
Director Leider
Director Corkins
Director Reyes
Director Schneider
Director Kisling
Chairman Borba

Opposed: None

Consider Approval of Agreement to Purchase CIMIS Station

This matter was tabled pending preparation and review of final documents.

Report from 4Creeks on ETGSA Accounting and Invoicing

Consulting Engineer De Groot provided a report on accounting and invoicing. He advised that a water market board is available. In addition, he noted that a second round of invoices will be issued for those who have not yet paid. Since last board meeting, approximately \$20,000 in payments for groundwater extraction fees have been received by the agency. Currently, there are 1,591 BasinSafe accounts, covering 75,982 acres.

STAKEHOLDER OUTREACH AND COMMUNITY ENGAGEMENT

Report on Ongoing ETGSA Outreach Efforts

General Manager Caudillo provided a report on ongoing outreach efforts and upcoming events. A copy of his report is attached as Agenda Item #8a and incorporated by reference.

REPORT FROM COMMITTEES

Receive Reports from Executive Committee Members

General Manager Caudillo advised that there was no Executive Committee Meeting last month.

Receive Reports from Stakeholder Committee Members

General Manager Caudillo provided a report, a copy of which is attached as Agenda Item #9b and incorporated by reference.

Receive Reports from Finance Committee Members

General Manager Caudillo provided a report, a copy of which is attached as Agenda Item #9c. Mr. Caudillo noted that the Committee met immediately prior to the Board meeting at 1:00 p.m.

TULE SUBBASIN AND REGIONAL REPORTS AND ITEMS

Report on Tule Subbasin Coordination and TH&Co Task Items

General Manager Caudillo provided a report. Attached hereto and incorporated by reference as Agenda Item #10a is a copy of the report.

NEXT MEETING DATE

Next Regular Meeting – Thursday, April 7, 2022 at 2:00 p.m.

The next regular meeting of the Board of Directors of the ETGSA Joint Powers Authority shall be held on April 7, 2022 at 2:00 p.m.

ADJOURNMENT

There being no further business before the Board, Chairman Borba adjourned the meeting.

Respectfully submitted,

Rogelio Caudillo, General Manager