



EASTERN TULE
GROUNDWATER
SUSTAINABILITY
AGENCY
JOINT POWERS
AUTHORITY

**MINUTES OF THE
BOARD OF DIRECTORS
MEETING HELD SEPTEMBER 1, 2022**

At approximately 2:00 p.m. on September 1, 2022, Chairman Eric Borba called to order the meeting of the Board of Directors of the Eastern Tule Groundwater Sustainability Agency Joint Powers Authority (“ETGSA”). Consistent with social distancing directives, there was no physical location for the meeting.

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|------------------|-----------------|-------------------|
| Members Present: | Eric Borba | John Corkins |
| | Steve Kisling | Matthew Leider |
| | Michael Knight | Geoffrey Galloway |
| | Dennis Townsend | Dyson Schneider |
| | Curt Holmes | |

Members Absent: Monte Reyes

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|-----------------|--------------------------|-----------------------|
| Others Present: | Aubrey Mauritson | Rogelio Caudillo |
| | David Payne | Denise England |
| | Cristina Murillo-Barrick | John Gaugel |
| | Reyn Akiona | Don Castle |
| | Andrew Heart | John Michael Domondon |

ROLL CALL

General Manager Caudillo called the roll as follows:

Director Townsend
 Director Holmes
 Director Leider
 Director Galloway
 Director Corkins
 Alt Director Knight
 Director Schneider
 Director Kisling
 Chairman Borba

PUBLIC COMMENT

Chairman Borba announced the public comment period. Tien Tran of the Community Water Center provided comment.

ANNOUNCEMENTS

General Manager Caudillo provided a reminder that the public hearing for ETGSA's groundwater extraction fee will be held on October 6, 2022 at 2:00 p.m.

CONSENT CALENDAR

General Manager Caudillo referred the Board to Agenda Items 4a – 4c on the Consent Calendar portion of the agenda. A copy of the Minutes of the August 4, 2022 Board Meeting is attached as Agenda Item #4a. A copy of Resolution 2021-6 Re: Public Teleconference Meetings is attached as Agenda Item #4b. A copy of the financial statements is attached as Agenda Item #4c.

Director Corkins moved to approve Items 4a through 4c. Director Knight seconded, and the motion was unanimously carried by way of the following roll call vote:

In Favor:

Director Townsend
Director Holmes
Director Leider
Director Galloway
Director Corkins
Alt. Director Knight
Director Schneider
Director Kisling
Chairman Borba

Opposed: None.

ADMINISTRATION

Consider Approval of Letter to be Co-Applicant for Tulare County's Application for Sustainable Agricultural Lands Conservation (SALC) Program Planning Project

General Manager Caudillo provided a report on a draft letter to be considered as a co-applicant for Tulare County's application for the SALC Program. Attached hereto and incorporated by reference as Agenda Item #5a, is a copy of the letter and staff report.

Christina Murillo-Barrick from the UC Cooperative Extension provided a presentation. Reyn Akiona and Denise England of Tulare County also provided presentations.

Discussion ensued.

Director Corkins moved to approve ETGSA to be co-applicant for Tulare County's Application for the SALC Program Planning Project. Director Townsend seconded, and the motion was approved by way of the following roll call vote:

In Favor:

Director Townsend
Director Holmes
Director Galloway
Director Corkins
Alt. Director Knight
Director Kisling
Chairman Borba

Opposed:

Director Leider
Director Schneider

Discussion of Tier 1 Penalty Allocation Rules

General Manager Caudillo provided a report on Tier 1 Penalty Allocation Rules. Attached hereto and incorporated by reference as Agenda Item 5b is a copy of his staff report.

Report from 4Creeks on ETGSA Accounting and Invoicing

Consulting Engineer De Groot provided a report on accounting and invoicing. He advised that the July 2022 ET data will be uploaded by end of next week. To date, 1,647 accounts set up, and 132,000 acres are enrolled. Mr. De Groot noted that 114 accounts have opted out, totaling 175 acres. Notices have been sent regarding the public hearing on the groundwater extraction fee, to be held on October 6, 2022. Mr. De Groot also advised that invoices have been sent out for transitional water usage from April through June.

Discussion ensued regarding due date of transitional pumping invoices.

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 #6a and incorporated by reference.

REPORT FROM COMMITTEES

Receive Reports from Executive Committee Members

General Manager Caudillo provided a report, a copy of which is attached as Agenda Item #7A. Mr. Caudillo noted that the Committee met on August 18, 2022.

Receive Reports from Stakeholder Committee Members

General Manager Caudillo provided a report. Attached hereto and incorporated by reference as Agenda Item #7b is a copy of the report on the meeting of the Stakeholder Committee.

Receive Reports from Finance Committee Members

General Manager Caudillo provided a report, a copy of which is attached as Agenda Item #7c. 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 on Tule Subbasin Coordination and TH&Co Task Items. Attached hereto and incorporated by reference as Agenda Item #8a is a copy of the report.

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: Three

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

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.

NEXT MEETING DATE

Next Regular Meeting – Thursday, October 6, 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 October 6, 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