



EASTERN TULE
GROUNDWATER
SUSTAINABILITY
AGENCY
JOINT POWERS
AUTHORITY

**MINUTES OF THE
BOARD OF DIRECTORS
MEETING HELD JUNE 3, 2021**

At approximately 2:00 p.m. on June 3, 2021, 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 Executive Order N-29-20 and social distancing directives, there was no physical location for the meeting.

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

Members Absent: Monte Reyes

Others Present: Josh Fox Rogelio Caudillo
 Justine Massey Todd Turley
 David DeGroot Andrew Hart
 Scott Hamilton Tal Eslick
 Steven Dalke Trelawney Bullis
 Sean Geivet Stacie Ann Silva

ROLL CALL

General Manager Caudillo called the roll as follows:

Director Townsend
Director Dalke
Director Leider
Director Corkins
Director Schneider
Alternate Director Knight
Director Kisling
Chairman Borba

PUBLIC COMMENT

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

ANNOUNCEMENTS

General Manager Caudillo advised that a ETGSA landowner workshop will be held on Tuesday, June 8, 2021 from 2pm to 4pm at the Porterville Fairgrounds, at 2700 Teapot Dome Ave., Porterville, CA 93257.

MINUTES

Approval of Minutes of May 6, 2021 Meeting and May 19, 2021 Meeting of the Board of Directors.

Mr. Caudillo noted that the May 18, 2021 minutes should be amended to reflect the presence of Alternate Director Knight. Director Kisling moved for the (1) approval of the minutes of May 6, 2021 Board meeting, and (2) approval of the minutes of the May 18, 2021 special Board meeting, amended to reflect Mr. Knight's presence. The motion was seconded by Director Townsend, and approved by way of the following roll call vote:

In Favor:

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

Opposed: None.

PRESENTATION

Presentation from Community Water Center on Well Mitigation Program

Justine Massey of the Community Water Center ("CWC") provided a presentation regarding the CWC's well mitigation program provided a presentation on the well mitigation program.

The Board thanked Ms. Massey for her presentation. It further requested that information related to her presentation be forwarded to the Board. Discussion ensued regarding historical efforts to ameliorate problems related to domestic wells.

ADMINISTRATION

ACTION – Consider Approval of Contribution of Water Blueprint for the San Joaquin Valley Education Fund for 2021

General Manager Caudillo reported regarding the status of this year’s request for contributions to the Blueprint. Materials provided by Mr. Caudillo are attached hereto as Agenda Item #6a and incorporated herein by reference. Scott Hamilton and Tal Eslick, representatives of the Blueprint, provided a presentation regarding the Water Blueprint for the San Joaquin Valley Education Fund for 2021.

The Finance Committee has recommended financial support of the Water Blueprint’s Education Fund in the amount of (\$5,000).

Director Corkins moved that the Agency provide a contribution to the Education Fund in the amount of \$5,000.00. The motion was seconded by Director Leider, and approved by way of the following roll call vote:

In Favor:

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

Opposed: None.

Report and Discussion on ETGSA Land Subsidence Management Zone Plan Draft

General Manager Caudillo provided an update regarding the activity of the Land Subsidence Management Zone Ad-Hoc Committee. Recent presentation from Consulting Engineer David De Groot and Thomas Harder have yielded discussion within the committees, as further detailed in the report presented by Mr. Caudillo, attached hereto as Agenda Item #6b and incorporated herein by reference. Consulting Engineer David De Groot also reported on the process of soliciting and receiving feedback regarding the draft Land Subsidence Management Zone Plan.

Discussion ensued regarding the process, and the public’s opportunity to participate.

Todd Turley provided public comment.

It was suggested that a workshop be held for early July, in order to sufficiently inform and receive feedback from the public, with comments from the public to be received at the end of July, with the goal of taking action by September.

Stacie Ann Silva queried regarding the process of confirming for landowners whether their property falls within the GSA boundary.

Report and Discussion on GSA-to-GSA Transfers

Consulting Engineer De Groot provided a report regarding GSA-to-GSA transfers. Attached as Agenda Item #6c and incorporated by reference is a copy of a Guidance Document designed by staff to familiarize water users with ETGSA's Rules and Regulations.

Discussion ensued regarding the adaptability of the transfer limits recommended by the Committees, and whether the limit was too stringent.

Mr. De Groot explained that the permissible transfer quantity must be small enough to minimize local impacts.

Discuss Subbasin Boundary and Split Legal Parcel

Consulting Engineer De Groot provided a report regarding subbasin boundary and split-level parcel.

Discussion ensued regarding the various scenarios faced by landowners in connection with ETGSA's boundary.

The Board instructed legal to consider language permitting adaptability, and instructed staff to forward to the Stakeholders and Executive committees for review and feedback.

ACTION – Consider Approval of ETGSA Emergency Ordinance No. 2021-01

General Manager Caudillo provided a report on the Emergency Ordinance No. 2021-01.

Director Corkins moved to approve the Emergency Ordinance No. 2021-01. The motion was seconded by Director Townsend.

Justine Massey provided public comment.

The motion was unanimously approved by way of the following roll call vote:

In Favor:

Director Townsend
Director Holmes
Director Leider

Director Galloway
Director Corkins
Alternate Director Knight
Director Schneider
Director Kisling
Chairman Borba

Opposed: None.

Report from 4Creeks on ETGSA Accounting and Invoicing

Consulting Engineer De Groot provided a report on accounting and invoicing. He advised that information recently received from Land IQ has been received and integrated into the Agency's system. Over 1,000 accounts have been established – progress is accelerating, and outreach is continuing with the upcoming public workshop.

STAKEHOLDER OUTREACH AND COMMUNITY ENGAGEMENT

Report on Ongoing ETGSA Outreach Efforts

General Manager Caudillo provided a report on the ongoing outreach efforts and upcoming events. A copy of his report is attached as Agenda Item #7a and incorporated by reference.

REPORT FROM COMMITTEES

Receive Reports from Stakeholder Committee Members

General Manager Caudillo provided a report. Attached hereto and incorporated by reference as Agenda Item #8a is a copy of the report on the meeting of the Stakeholder Committee.

Receive Reports from Executive Committee Members

General Manager Caudillo provided a report on the meetings of the Executive Committee. A copy of his report is attached as Agenda Item #8b and incorporated by reference.

BILLS AND WARRANTS

Receive Finance Committee Monthly Reports

General Manager Caudillo provided a report. Attached hereto and incorporated by reference as Agenda Item #9a is a copy of the report on the meeting of the Finance Committee.

ACTION - Review the Financial Statements; Consider Ratification of Bills Paid and Approval of Bills to be Paid

General Manager Caudillo provided a report on current financial standing and accounts payable. The finance committee recommends payment of the accounts. Attached hereto and incorporated by reference as Agenda Item #9b is a copy of the financial statements.

Director Kisling moved to approve the financial statements, ratification of bills paid, and approval of bills to be paid, as presented in the agenda packet. The motion was seconded by Director Holmes, and approved by way of the following roll call vote:

In Favor:

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

Opposed: None

ACTION – Consider Approval of Tulare County FY21-22 Budget Form and Approval of Agency Authorized Signatories for Disbursement of Funds

General Manager Caudillo provided a report on the Tulare County FY21-22 Budget Form.

Director Kisling moved to approve the Budget Forms, along with the agency authorized signatories for disbursement of funds. The motion was seconded by Director Schneider, and approved by way of the following roll call vote:

In Favor:

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

Opposed: None

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.

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: One

The Board of Directors, while in closed session pursuant to Government Code Section 54956.9(d)(2), met with General Counsel Josh Fox regarding one potential item of anticipated litigation.

CLOSED SESSION ITEMS

Report Action Taken in Closed Session Required by Government Code 54957.1

Chairman Borba reported there was no reportable action from closed session.

NEXT MEETING DATE

Next Regular Meeting – Friday, July 9, 2021 at 1:00 p.m.

The next regular meeting of the Board of Directors of the ETGSA Joint Powers Authority shall be held on July 9, 2021 at 1:00 p.m.

ADJOURNMENT

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

Respectfully submitted,

Rogelio Caudillo, General Manager