



*EASTERN TULE
GROUNDWATER
SUSTAINABILITY
AGENCY
JOINT POWERS
AUTHORITY*

**MINUTES OF THE
BOARD OF DIRECTORS
MEETING HELD DECEMBER 2, 2021**

At approximately 2:00 p.m. on December 2, 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 social distancing directives, there was no physical location for the meeting.

Members Present: Eric Borba Dyson Schneider
 Steve Kisling John Corkins
 Matthew Leider Alt. Director Steven Dalke
 Dennis Townsend Monte Reyes

Members Absent: Curt Holmes Geoffrey Galloway

Others Present: Aubrey Mauritson Rogelio Caudillo
 Nick Keller Doug Brown
 Mike Knight Eric Limas
 David De Groot Sean Geivet
 Lora Carpenter Alexis Meneses
 Don Tucker

ROLL CALL

General Manager Caudillo called the roll as follows:

Director Holmes
Director Leider
Director Corkins
Director Reyes
Director Schneider
Director Kisling
Chairman Borba

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.

**Director Townsend arrived during this item.*

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.

PUBLIC COMMENT

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

ANNOUNCEMENTS

General Manager Caudillo advised that there were no announcements.

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 November 4, 2021 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.

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

In Favor:

Director Townsend
Director Holmes
Director Leider
Director Corkins
Director Reyes
Director Schneider
Director Kisling
Chairman Borba

Opposed: None.

ADMINISTRATION

Consider Approval of Purchase of CIMIS Station

General Manager Caudillo provided a review of the CIMIS Station purchase request. Attached hereto and incorporated by reference as Agenda Item #7a is a copy of the review. General Counsel Mauritson advised if the board wished to proceed with the purchase, a Purchase Agreement will be brought back to the Board next month for authorization.

Director Corkins moved to approve the purchase of CIMIS Station. Director Holmes seconded, and the motion was unanimously approved by way of the following roll call vote:

In Favor:

Director Townsend
Director Homes
Director Leider
Director Corkins
Director Reyes
Director Schneider
Director Kisling
Chairman Borba

Opposed: None.

Consider Approval of Landowner Request, Account ETGSA1199

This matter was tabled.

Consider Approval of the Public Purpose Acquired Property Agreement

This matter was tabled.

Report from 4Creeks on ETGSA Accounting and Invoicing

Consulting Engineer De Groot provided a report on accounting and invoicing. Mr. De Groot advised that 15,480 acre-feet was prepaid Tier 1. He advised that the close out for water year 2021 is complete, and the invoices are out for the last quarter. For that quarter, there was 8,100 in Tier 1 extractions. Penalty invoices for all unpaid groundwater extraction fees are going out at the end of this week. Approximately 125,000 acres are enrolled, and 923 acres have opted out. The total Tier 1 billed was \$1.985 million. No payments have yet been received.

Discussion ensued regarding invoicing and account updates.

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 Stakeholder Committee Members

General Manager Caudillo provided a report. A copy of the report is attached in packet as Agenda Item #9a and incorporated by reference.

Receive Reports from Executive Committee Members

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

Receive Reports from Finance Committee Members

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

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, January 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 January 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