

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: Seven

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

PUBLIC COMMENT

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

ANNOUNCEMENTS

General Manager Caudillo provided a reminder that Form 700s are due April 1, 2022. Mr. Caudillo also noted that applications are still being accepted for ETGSA's Stakeholders Committee.

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 January 6, 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 Galloway
Director Corkins
Alt. Director Knight
Director Schneider
Director Kisling

Chairman Borba

Opposed: None.

ADMINISTRATION

Staff Presentation on Prop 218 Process and Status

General Manager Caudillo provided a presentation on the Proposition 218 process and status. General Counsel Mauritson advised that there were no updates to report, and that a report for the Board is expected at next month's meeting.

Consider Approval of Amendments to ETGSA Bylaws

General Manager Caudillo provided a report on the amendments to ETGSA's Bylaws. Attached hereto and incorporated by reference as Agenda Item #7b is a copy of the proposed amendments.

Discussion ensued regarding the amendments.

Director Corkins moved to approve the amendments to the Bylaws. The motion was seconded by Director Holmes, and unanimously approved 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

Discussion and Consider Approval of LandIQ Scope of Work; Collaboration with Booth Ranches

General Manager Caudillo provided a report on LandIQ scope of work and collaboration with Booth Ranches. Joel Kimmelshue provided a presentation. Attached hereto and incorporated by reference as Agenda Item #7c is a copy of the proposed scope of work.

Discussion ensued.

Director Corkins moved to approve LandIQ scope of work and collaboration with Booth Ranches. The motion was seconded by Director Leider, and unanimously approved by way of the following roll call vote:

In Favor:

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

Opposed: None

Consider Approval of Landowner Request, Account ETGSA 1199

General Manager Caudillo provided a report on Landowner Request, Account ETGSA 1199. Mr. Caudillo advised that there was no need for Board action on the matter.

Consider Approval of the Public Purpose Acquired Property Agreement

General Manager Caudillo provided a report on the Public Purpose Acquired Property Agreement. Attached hereto and incorporated by reference as Agenda Item #7e is a copy of the Agreement.

Discussion ensued.

Consider Approval of Agreement to Purchase CIMIS Station

General Manager Caudillo and General Counsel Mauritson provided a report on the Agreement to Purchase CIMIS Station.

Discussion ensued.

Direction was provided to staff to continue to work on purchase documents.

Consider Approval of Land Subsidence Management Plan Policy Document

General Manager Caudillo provided a report on the Land Subsidence Management Plan policy document. Attached hereto and incorporated by reference as Agenda Item #7g is a copy of the policy document.

Discussion ensued.

Director Corkins moved to approve the Land Subsidence Management Plan Policy document. The motion was seconded by Director Kisling, and unanimously approved 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

Report from 4Creeks on ETGSA Accounting and Invoicing

Consulting Engineer De Groot provided a report on accounting and invoicing. He advised that there are currently 1,588 BasinSafe accounts, with 83 accounts having opted out. Total Tier 1 payments received thus far equal \$5,154,271.00.

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 and advised that the Committee met on January 13, 2021. Attached hereto and incorporated by reference as Agenda Item #9b is a copy of his report.

Receive Reports from Finance Committee Members

General Manager Caudillo provided a report, and advised that the Committee met immediately prior to the Board meeting at 1:00 p.m. Mr. Caudillo noted that the Committee reviewed the Land IQ scope of work, along with the financials.

Receive Reports from Land Subsidence Monitoring Committee Members

General Manager Caudillo provided a report. A copy of his report is attached as Agenda Item #9d 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, March 3, 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 March 3, 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