

**EASTERN TULE  
GROUNDWATER  
SUSTAINABILITY  
AGENCY JOINT  
POWERS AUTHORITY**

County of Tulare  
City of Porterville  
Porterville Irrigation District  
Saucelito Irrigation District  
Teapot Dome Water District  
Vandalia Water District  
Terra Bella Irrigation District  
Kern-Tulare Water District



Eric Borba  
GSA Chairman

Steve Kisling  
GSA Vice-Chairman

Aubrey Mauritson  
Legal Counsel

Rogelio Caudillo  
General Manager

**ETGSA Stakeholder  
Committee**

Thursday, September 8, 2022  
Convenes at 2:00 p.m.

[info@easterntulegsa.com](mailto:info@easterntulegsa.com)  
[www.easterntulegsa.com](http://www.easterntulegsa.com)

**Zoom Videoconference:**

Join Zoom Meeting  
<https://us02web.zoom.us/j/85373362674>  
Meeting ID: 853 7336 2674

**By Phone:**  
+1 669 900 9128 US (San Jose)

Due to social distancing restrictions and our inability to secure a larger facility for the meeting, the ETGSA Executive Committee Meeting is only available for in person attendance by Committee Members, Consultants, and staff.

**Web Meeting Attendance Available for Interested Parties:**

Join Zoom Meeting  
<https://us02web.zoom.us/j/85373362674>  
Meeting ID: 853 7336 2674  
Dial by your location  
+1 669 900 9128 US (San Jose)

-----AGENDA-----

Action items are listed in **bold**.

1. **ROLL CALL**

2. **PUBLIC COMMENT**

At this time, members of the public may comment on any item not appearing on the agenda. Under state law, matters presented under this item cannot be discussed or acted upon by the Committee at this time. For items appearing on the agenda, the public is invited to make comments at the time the item comes up for Committee consideration. Any person addressing the Committee will be limited to a maximum of three (3) minutes or the Chairman's discretion. At all times, please state your name for the record.

3. **ANNOUNCEMENTS**

4. **MINUTES**

- a. **ACTION** – Approve the August 11, 2022 Meeting of the ETGSA Stakeholder Committee Minutes.

## **5. POLICY ISSUES**

- a. Updates on ETGSA Board Meeting.
- b. Discussion of Tier 1 (Transitional) Penalty allocations rules and potential policies.

## **6. NEXT MEETING DATE**

- a. Next Regular Stakeholder Committee Meeting– Thursday, October 13, 2022 at 2pm.

## **7. ADJOURNMENT**

A person with a qualifying disability under the Americans with Disabilities Act of 1990 may request the ETGSA to provide a disability-related modification or accommodation in order to participate in any public meeting. Such assistance includes appropriate alternative formats for the agendas and agenda packets used for any public meetings of the GSA. Requests for such assistance and for agendas and agenda packets shall be made in person, by telephone, facsimile, or written correspondence to the General Manager of the ETGSA at (559) 781-7660, at least 48 hours before a public meeting.



EASTERN TULE  
GROUNDWATER  
SUSTAINABILITY  
AGENCY  
JOINT POWERS  
AUTHORITY

**Agenda Item #4.a**  
**Exhibit A**

**MINUTES OF THE  
ETGSA STAKEHOLDER COMMITTEE  
HELD AUGUST 11, 2022**

---

At approximately, 2:10 p.m. on August 11, 2022, Chairman Bennett called to order the meeting of the Stakeholder Committee of the Eastern Tule Groundwater Sustainability Agency Joint Powers Authority (“ETGSA”).

Members Present:

Don Castle  
Jason Guthrie  
John Gaugel  
James Parsons

Tom O’Sullivan  
Matthew Watkins  
Julia Inestroza  
William Bennett

Members Absent:

Matt Flynn  
Matthew Leider

Sopac Mulholland

Others Present:

Rogelio Caudillo  
David Payne  
Reyn Akiona  
Don Tucker  
Dalee Chang

Michael Knight  
John M. Domondon  
Cristina Murillo-Barrick  
Joel Kimmelshue  
Stacie Ann Silva

ROLL CALL

Chair Bennett called roll call as follows:

Committee member Castle  
Committee member O’Sullivan  
Committee member Guthrie  
Committee member Watkins  
Committee member Gaugel  
Committee member Inestroza  
Committee member Parsons  
Chair Bennett

PUBLIC COMMENT

The public comment period was announced. No public comment was received.

ANNOUNCEMENTS

At the Board of Directors Meeting held on August 4, 2022 the Board approved water rate study and set a date for the Public Hearing to be held on October 6, 2022 at 2pm.

## MINUTES

### Approve Minutes of the March 10, 2022 Stakeholder Committee Meeting

General Manager Caudillo presented the Committee with the minutes of the March 10, 2022 Stakeholder Meeting. Attached hereto and incorporated by reference as Agenda Item #3a.

Committee member Castle moved for the approval of the minutes of March 10, 2022 Stakeholder Committee Meeting. The motion was seconded by Committee member Guthrie, and approved by the way of the following roll call vote:

#### In Favor:

Committee member Castle  
Committee member O'Sullivan  
Committee member Guthrie  
Committee member Watkins  
Committee member Gaugel  
Committee member Inestroza  
Committee member Parsons

Opposed: None

## PRESENTATION

### Presentation on the Sustainable Agricultural Lands Conservation (SALC) Program

General Manager Caudillo introduced Tule Subbasin Watershed Coordinator Reyn Akiona. Mr. Akiona gave a presentation on the SALC Program.

Discussion ensued.

Cristina Murillo-Barrick from UCCE also provided a presentation.

Chair Bennett provided a comment on the funding of the Program.

Discussion ensued.

Committee member Parsons provided a comment.

Discussion ensued.

Stakeholder Committee members recommendation is to have a letter of support for Tulare County's application for Sustainable Agricultural Lands Conservation (SALC) Program Planning Project.

## POLICY ISSUES

### Report and updates on ETGSA Meetings

General Manager Caudillo presented the Committee with the report and update on ETGSA Meetings, attached hereto, and incorporated by reference as Agenda Item #6a.

Discussion ensued.

### Update and discussion on ET from LandIQ

General Manager Caudillo presented the Committee with the Financial Statements, attached hereto, and incorporated by reference as Agenda Item #4b.

Joel Kimmelshue presented to the Committee regarding ET.

Chair Bennett provided a comment.

Discussion ensued.

Committee member Guthrie provided a comment on varieties of citrus.

Discussion ensued.

### Report on WY22-23 Water Rate Study

General Manager Caudillo presented the Committee with the WY22-23 Water Rate Study, attached hereto, and incorporated by reference as Agenda Item #6c.

Staff informed the Committee Water Year 2022-2023 Water Rate Study is based on ETGSA budget for the coming year.

Chair Bennett provided a comment on the water allocation.

Discussion ensued.

Committee member Parsons provided a comment.

Discussion ensued.

Committee member Guthrie provided a comment regarding grazing lands.

Discussion ensued.

Stacie Ann Silva provided a comment.

Discussion ensued.

John M. Domondon provided a comment on the public hearing date.

Staff informed the Committee the Public hearing date is set for October 6, 2022 at 2pm.

#### NEXT MEETING

Thursday, September 8, 2022 at 2:00p.m.

The next regularly scheduled meeting of the ETGSA Stakeholder Committee would be on Thursday, September 8, 2022 at 2:00 p.m. via Zoom.

#### ADJOURMENT

Since there was no further business to come before the committee, Chairman Bennett adjourned the meeting at approximately 3:50 p.m.

Respectfully submitted,

---

Rogelio Caudillo, Secretary to the Board



# ETGSA Stakeholder Committee Meeting September 08, 2022

---

## Agenda Item 5.a

### Report and Update on ETGSA Meetings

#### Staff Report to the ETGSA Stakeholder Meeting

**Subject:** ETGSA Meetings  
**Submitted By:** General Manager  
**Recommended Action:** *n/a (report is for informational purposes)*

**Executive Summary:**

Major actions taken by the ETGSA Board of Directors:

ETGSA Board of Directors meet on September 1, 2022:

- Approval of Consent Calendar Items.
- Approval of Letter of Support as a Collaborator for Tulare County's application for Sustainable Agricultural Lands Conservation (SALC) Program Planning project.

**Background:** n/a

**Fiscal Impact:** n/a

**Attachments:** n/a



# ETGSA Stakeholder Committee Meeting September 08, 2022

---

## Agenda Item 5.b

### Discussion of Tier 1 (Transitional) Penalty Allocations Rules and Potential Policies.

#### Staff Report to the ETGSA Stakeholder Meeting

**Subject:** Tier 1 Penalty Allocation Policy

**Submitted By:** General Manager

**Recommended Action:** *n/a (report is for informational & discussion purposes).*

#### **Executive Summary:**

The current ETGSA Rules and Regulations, and BasinSafe Accounting, allow five years to consume the Tier 1 Penalty Allocation. The five-year expiration date does not change upon a transfer. For example, if a Tier 1 Penalty Allocation allocated in WY 2021 will expire in WY 2026. This expiration will occur regardless if the Owner transferred or sold the Tier 1 Penalty Allocation to a different Owner. Tier 1 Penalty Allocation use is not charged to until the Owner has consumed said water, with the exception that an Owner is required to pay if the Tier 1 Penalty Allocation is transferred to another Owner or if they desire to prepurchase the said water at the current WY rate. The purpose of the expiration was to adhere to the “ramp down” schedule as provided in the GSP and Rules and Regulations, setting forth a ramp down of 90% usage in the first five years, 80% in the second, 30% in the third five years, and zero in the last five, culminating in 2040.

A recent proposal has discussed the option of prepurchase of Tier 1. The proposal recommends that if an Owner pre-purchases Tier 1, or in other words, purchases a portion of a Tier 1 Penalty Allocation from another Owner prior to using it, that Tier 1 Penalty Allocation amount’s clock would reset to five years upon the purchase date. Extension of the timeframe may alter the ramp down schedule outlined above.

The ETGSA Board has directed staff to discuss the proposal with the Stakeholder and Executive Committees.

**Background:** n/a

**Fiscal Impact:** n/a





# ETGSA Stakeholder Committee Meeting September 08, 2022

---

Attachments: n/a