



EASTERN TULE
GROUNDWATER
SUSTAINABILITY
AGENCY
JOINT POWERS
AUTHORITY

**MINUTES OF THE
BOARD OF DIRECTORS
SPECIAL MEETING HELD JUNE 15, 2023**

At approximately 10:00 a.m. on June 15, 2023, at the City of Porterville, Council Chambers, Chairman Eric Borba called to order the special meeting of the Board of Directors of the Eastern Tule Groundwater Sustainability Agency Joint Powers Authority (“ETGSA”). The meeting was also conducted remotely for members of the public.

Members Present: Eric Borba John Corkins
 Steve Kisling Matthew Leider
 Don Weyrauch Dyson Schneider
 Dennis Townsend

Members Absent: Geoff Galloway Curt Holmes

Others Present: Aubrey Mauritsen Rogelio Caudillo
 Michelle Parker Alexis Meneses
 Dalee Chang Derek Hoffman
 Tom Prescott William Bennett
 Don Castle Val Guzman
 Hossein Robani David De Groot

PUBLIC COMMENT

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

TIER 1 PENALTY ENFORCEMENT

Staff Report on Delinquent Tier 1 Penalty Accounts

General Manager Caudillo provided a report on the delinquent Tier 1 Penalty Accounts. Attached hereto and incorporated by reference as Agenda Item 2a is a copy of the staff report.

Discussion ensued.

Public Hearing on Tier 1 Penalties. Written Protests by Individuals Will be Accepted Up Until the End of the Hearing

At approximately 10:04a.m., Chairman Borba opened the public hearing.

Don Davis provided public comment on behalf of Friant Water Authority.

Public comment was presented from Tom Prescott. Mr. Prescott provided written protests.

Public comment was presented from Derek Hoffman, on behalf of KMS Pistachios. He provided written comments as well.

Written comments received at the hearing are attached hereto as Agenda Item 2b and incorporated by reference.

Close Public Hearing

At approximately 10:15 a.m., Chairman Borba closed the public hearing.

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 Aubrey Mauritson regarding one potential item 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.

CONSIDER APPROVAL OF RESOLUTION 2023-2 AUTHORIZING STAFF TO RECORD CERTIFICATES OF LIEN FOR DELINQUENT TIER 1 PENALTIES

General Manager Caudillo provided a report. Attached hereto and incorporated by reference as Agenda Item 5a is a copy of Resolution 2023-2.

Public comment was presented from Derek Hoffman on behalf of KMS Pistachio.

Public comment was presented from Mr. Robani.

Director Corkins moved to approve Resolution No. 2023-2 authorizing staff to record Certificates of Lien for delinquent Tier 1 penalties for those Landowners listed on Exhibit A. Director Leider seconded, and the motion was unanimously carried.

CONSIDER APPROVAL AUTHORIZING STAFF TO SUBMIT A 90-DAY NOTICE OF GSP AMENDMENT TO THE COUNTY AND CITIES PURSUANT TO WATER CODE SECTION 10728.4

General Manager Caudillo provided a report.

Discussion ensued.

Director Corkins moved to approve the staff to submit a 90-day notice of GSP Amendment to the county and Director Townsend seconded.

Chairman Borba sought comments from the public. None were received.

The motion was unanimously approved.

CONSIDER APPROVAL OF NOSSAMAN ENGAGEMENT CONTRACT

General Manager Caudillo provided a report. Attached hereto and incorporated by reference as Agenda Item 7 is a copy of the Contract.

Director Leider moved to approve the Nossaman Engagement Contract. Director Schneider seconded, and the motion was unanimously carried.

NEXT MEETING DATE

Next Regular Meeting – Thursday, August 3 2023, at 2:00 p.m.

The next regular meeting of the Board of Directors of the ETGSA Joint Powers Authority shall be held on August 3, 2023, 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