

**EAST TURLOCK SUBBASIN GROUNDWATER SUSTAINABILITY AGENCY
JOINT POWERS AUTHORITY**



**Agenda of the Regular Meeting
of the Board of Directors of
East Turlock Subbasin Groundwater Sustainability Agency**

Thursday, October 26, 2023 – 9:00 a.m.

CORTEZ HALL

**12937 North Cortez Avenue
Turlock, California 95380**

The public can also access the meeting as follows:

Join Zoom Meeting

<https://us02web.zoom.us/j/6488069477>

Meeting ID: 648 806 9477

No Passcode Required

One tap mobile

+16699006833,,6488069477# US (San Jose)

Dial in by phone

Meeting ID: 648 806 9477

No Passcode Required

+1 669 900 6833 US (San Jose)

The public may participate in this meeting as otherwise permitted under the Brown Act by joining this video/conference call.

BOARD MEMBERS

Ward Burroughs, Eastside Water District Chairman
Tim Johnson, Eastside Water District Alternate and Treasurer
Dirk Ulrich, Ballico-Cortez Water District and Vice Chairman
Dennis Yotsuya, Ballico Cortez Water District Alternate
Lloyd Pareira, Merced County
Lacey McBride, Merced County Alternate
Hicham ElTal, Merced Irrigation District
Matt Beaman, Merced Irrigation District Alternate
Vito Chiesa, Stanislaus County
Christy McKinnon, Stanislaus County Alternate

1. CALL TO ORDER AND INTRODUCTION OF BOARD MEMBERS

2. PUBLIC COMMENT PERIOD

Interested persons in the audience are welcome to introduce any topic within the Agency's jurisdiction. No action may be undertaken on any item not appearing on the posted agenda, except that the Board may briefly respond to the comments, refer the matter to staff, or request it be placed on a future agenda.

**EAST TURLOCK SUBBASIN GROUNDWATER SUSTAINABILITY AGENCY
JOINT POWERS AUTHORITY**



3. CONSENT AGENDA

Action to approve the minutes of the September 28, 2023 Turlock Subbasin Groundwater Sustainability Agency Regular board meeting.

4. TREASURY REPORT AND PAYMENT OF BILLS

Action to accept the Treasurer's Report, monthly budget report, approve the payment of the October 2023 bills as presented, and transfer \$28,033.62 from the Eastside Water District Loan Fund into the General Fund for the SCI Consulting invoice for Proposition 218 Fee/Assessment work that is covered by the loan.

5. NOVEMBER AND DECEMBER BOARD MEETINGS

The November ETS GSA board meeting is scheduled for Thanksgiving Day, Thursday, November 23, 2023. The December meeting is scheduled for Thursday, December 28, 2022. Traditionally, the board chooses not to meet in November; however, it may be necessary to schedule a November meeting to consider comments and concerns regarding the Proposition 218 Benefit Assessment and Fee Program that are being raised by some JPA members if those comments cannot be adequately addressed during the October Board meeting. November 14 at 9:00 AM is proposed as a tentative date to reschedule the November board meeting. In addition, the board traditionally reschedules the December meeting to the second Thursday in December, which would be December 14, 2023. The board may consider scheduling a public workshop to discuss the draft Engineer's Report for the Proposition 218 Benefit Assessment at that time.

Possible action to set the November ETS GSA board meeting for Tuesday, November 14, 2023 at 9:00 a.m. and the December ETS GSA board meeting for Thursday, December 14, 2023 at 9:00 a.m.

6. UPDATE ON PROPOSITION 218 FEE/ASSESSMENT

Update and possible action on Proposition 218 Fee/Assessment and Engineering Report.

7. MULTI-BENEFIT LAND REPURPOSING PROGRAM (MLRP) GRANT

Action to approve the draft MLRP Grant Agreement with Department of Conservation, and authorize the following:

- a. Mike Tietze, as General Manager, to sign the final Grant Agreement, with any changes from the draft subject to the review and approval of GSA counsel,
- b. Mike Tietze, Len Mason, and Karen Whipp to act as GSA Representatives under the Grant Agreement;
- c. Mike Tietze, as General Manager, to sign all grant-related documents and submittals;
- d. Karen Whipp, as Board Secretary, to act as delegated signatory for all grant-related documents and submittals; and
- e. Len Mason, as MLRP Program Manager, to act as delegated signatory for reports and invoices.

8. PROPOSITION 218 BENEFIT ASSESSMENT AND FEE PROGRAM

Status update regarding the Proposition 218 Benefit Assessment and Fee Program and underlying budget estimates, and discussion regarding options and recommended changes to address comments from JPA member agencies, and completion of an Engineer's Report.

9. POLICIES, RULES AND REGULATIONS REGARDING GROUNDWATER ALLOCATION AND MEASUREMENT OF CONSUMPTIVE GROUNDWATER USE

Presentation and discussion regarding Policies, Rules, and Regulations regarding the calculation of groundwater allocations and measurement of consumptive groundwater use.

**EAST TURLOCK SUBBASIN GROUNDWATER SUSTAINABILITY AGENCY
JOINT POWERS AUTHORITY**



10. REVIEW OF FISCAL YEAR 2023/2024 BUDGET AND CASH FLOW

Presentation and potential action regarding the status of the Fiscal Year 2023/2024 budget and cash flow.

11. GROUNDWATER SUSTAINABILITY PLAN (GSP) IMPLEMENTATION PLANNING AND UPDATES

At this time, Board members will discuss and may take action on other GSP matters of concern, including, but not necessarily limited to, the following:

- a. Schedule for Implementation Support Activities through March 2024
- b. Multi-Benefit Land Repurposing Program Update
- c. Planning-Level Forecast of Projects and Management Actions
- d. Tracking of Grant Pursuits
- e. Replenishment Water Update
- f. Groundwater Monitoring Program Update
- g. Pumping Management Pilot Program and Data Discovery/Needs Assessment Update

12. LEGAL COUNSEL REPORT

Lauren Layne/Kaitlin Harr will provide a report to the board on legal items that could affect the agency and its member entities. Discussion item only.

- a. Turlock Subbasin Proposed Water Accounting Framework
- b. Legislation

13. COMMENTS FROM THE BOARD

Board Members may provide a brief report on notable topics of interest. The Brown Act does not allow discussion or action by the Legislative Body.

14. CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL—POTENTIAL LITIGATION

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9: (1 case).

15. ADJOURNMENT

The next regular scheduled board meeting is Thursday, January 25, 2024, 9:00 a.m. at Cortez Hall

**EAST TURLOCK SUBBASIN GROUNDWATER SUSTAINABILITY AGENCY
JOINT POWERS AUTHORITY**



Any materials related to items on this agenda distributed to the Board of Directors of the East Turlock Subbasin Groundwater Sustainability Agency Joint Powers Authority before the public meeting is available for inspection by contacting the Board Secretary at 209.626.5523 or kareneastsidewater@att.net.

ACCOMMODATIONS FOR PERSONS WITH DISABILITIES

A person with a qualifying disability under the Americans with Disabilities Act of 1990 may request the Agency to provide a disability-related modification in order to participate in any public meeting of the Agency. Such assistance includes appropriate alternative formats for the agendas and agenda packets used for any public meeting of the Agency. Requests for such assistance and for agendas and agenda packets shall be by telephone or written correspondence by contacting the Board Secretary at 209.626.5523 or e-mailing her at kareneastsidewater@att.net at least 48 hours before the public meeting.