

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



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

**Thursday, March 28, 2024– 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**

Members of the Public will be given up to three minutes (3 minutes) to address the Board on any item not on the agenda, but within the subject matter of the Board's jurisdiction. The Board is prohibited from taking action on public comments and as appropriate, matters raised during this period may be referred to appropriate parties or added to the agenda of an upcoming Board meeting (Gov. Code § 54954.3(a)).

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**AGENDA ITEMS**

Members of the public may directly address the Board on any item of interest to the public within the Board subject matter before or during the Board consideration of the item. Members of the Public will be given up to three minutes (3 minutes).

**3. CONSENT AGENDA**

- a. Action to approve the minutes of the February 22, 2024 Turlock Subbasin Groundwater Sustainability Agency Regular board meeting.
- b. Action to appoint Ashlee Chan-Gonzalez as the Merced County Representative Alternate for the Technical Advisory Committee.

**4. CONSULTING SERVICES AGREEMENTS**

Consideration and potential action to accept the following Professional Services Contracts/Amendments: to accept:

- a. Professional Services Agreement with EKI Environment & Water, Inc. and Contract Work Authorization (CWA) for consulting services to support MLRP plan development;
- b. Professional Services Agreement with Environmental Science Associates (ESA) and CWA for consulting services to support MLRP plan development;
- c. CWA with ESA to support development and deployment of a Pumping Management Portal;
- d. Authorization to develop and execute a CWA with ESA to provide consulting services to support development of pumping rules and regulations and to support development of a pumping management framework; and
- e. CWA with Formation Environmental for supplemental services during Fiscal Year 2023/2024 for additional support to develop a Proposition 218 assessment, additional analysis of ET data, additional work to support development of a pumping management portal, support for updating of the subbasin GSP in response to deficiencies identified by the DWR, additional public outreach, and additional support for development of a groundwater level monitoring network.

**5. TREASURY REPORT, PAYMENT OF BILLS AND CASH FLOW ANALYSIS**

Action to accept:

- a. The Treasurer's Report, monthly budget report;
- b. Transfer **\$17,980.83** for the Land IQ's and SCI Consulting's invoices for March 2024 from the Eastside Water District Loan Fund into the General Fund; and
- c. Approve the payment of the March 2024 bills as presented.

**6. 2024 LOAN AGREEMENT BETWEEN EAST TURLOCK SUBBASIN GROUNDWATER AND EASTSIDE WATER DISTRICT**

Discussion and possible action to approve loan agreement between East Turlock Subbasin Groundwater Sustainability Agency and Eastside Water District.

**7. EAST TURLOCK SUBBASIN GROUNDWATER SUSTAINABILITY 2022-2023 FISCAL AUDIT**

Independent Auditor, Kip Hudson will present the audit to the board for review, with adoption at the April board meeting.

**8. PROPOSITION 218 BENEFIT ASSESSMENT PROGRAM**

Consultants and staff will provide a brief update on the status of the mailing of the ballots, outreach efforts, and comments received from voters.



- 9. POLICIES, RULES, AND REGULATIONS SUPPORTING THE PROPOSITION 218 BENEFIT ASSESSMENT PROGRAM**

Discussion and review of Draft Policies, Rules, and Regulations to support the Proposition 218 Land-Based Benefit Assessment Program, including definitions of irrigated and non-irrigated parcels, calculation of benefit assessment amounts, and appeals procedures. Discussion regarding appointment of an Ad Hoc Committee and Agricultural Advisory Committee to support development of additional policies, rules, and regulations to support the Pumping Management Framework and Proposition 218 Extraction-Based Benefit Assessment.
- 10. MULTI-BENEFIT LAND REPURPOSING PROGRAM SUPPORT CONTRACTS AND FINANCE WORKFLOWS**

Provide an update on the contracts with the GSA’s MLRP teaming partners and analysis of MLRP alternatives to support the modeling of Projects and Management Actions for the pending GSP update.
- 11. GROUNDWATER USE PORTAL DEVELOPMENT**

Discuss the status of the program and next steps.
- 12. 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. Review of the Draft Third Annual GSP Implementation Report and discussion regarding findings regarding potential subsidence
  - b. Discuss the status of the GSP updates to address the DWR incomplete determination, including refined analysis of PMAs and development of a Demand Reduction Plan.
  - c. Tracking of Grant Pursuits
  - d. Replenishment Water Update
  - e. Update of Groundwater Monitoring Program
- 13. LEGAL COUNSEL REPORT – BAKER MANOCK & JENSEN**

Lauren Layne/Kaitlin Bursey will provide a report to the board on legal items that could affect the agency and its member entities. Discussion item only.
- 14. 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.
- 15. 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).
- 16. ADJOURNMENT**

The next scheduled board meeting is a Proposition 218 Public Hearing and Special Meeting on Tuesday, April 2, 2024, 9:00 a.m. at Cortez Hall.

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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](mailto: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](mailto:kareneastsidewater@att.net) at least 48 hours before the public meeting.