



EASTERN SAN JOAQUIN GROUNDWATER AUTHORITY

Board of Directors Meeting

AGENDA

Wednesday September 14, 2022

10:30 a.m. – 12:00 p.m.

San Joaquin County Robert J. Cabral Agricultural Center

2101 E. Earhart Avenue Stockton, CA 95206

- I. **Call to Order/Pledge of Allegiance & Safety Announcement/Roll Call**
- II. **Scheduled Items**
 - A. Discussion/Action Items:
 1. Approval of the July 13th Meeting Minutes ([Attachment](#))
 2. Draft GWA/DWR SGMA Round 1 Grant Agreement - Action
 3. City of Stockton Water Rights Support - Action
 4. WAF Framework - Status and Discussion
 5. Model Policy - Status and Discussion
- III. **Staff/DWR Reports**
 - A. Staff Reports
 - B. DWR Report
- IV. **Directors' Comments and Project Status Reports**
- V. **Public Comment (non-agendized items)**
- VI. **Future Agenda Items**
 - A. GWA/Local Project Sponsor Agreements for SGMA Round 1 Grant
- VII. **Adjournment**

Next Regular Meeting

Wednesday, October 12th 2022

10:30 a.m. – 12:00 p.m.

Manteca Transit Center

220 Moffat Blvd, Manteca CA 95336

Room 1

EASTERN SAN JOAQUIN GROUNDWATER AUTHORITY

Board of Directors Meeting

AGENDA

(Continued)

Action may be taken on any item

Agendas and Minutes may also be found at <http://www.ESJGroundwater.org>

Note: If you need disability-related modification or accommodation in order to participate in this meeting, please contact San Joaquin County Public Works Water Resources Staff at (209) 468-3089 at least 48 hours prior to the start of the meeting.

EASTERN SAN JOAQUIN GROUNDWATER AUTHORITY
Board Meeting Minutes
July 13, 2022

I. CALL TO ORDER/PLEDGE OF ALLEGIANCE & SAFETY ANNOUNCEMENT/ROLL CALL

The Eastern San Joaquin Groundwater Authority (GWA) Board Meeting convened on July 13, 2022 in Assembly Room 1 at the San Joaquin County Robert J. Cabral Agricultural Center. In Chairman Winn's absence, Acting Vice Chairman Andrew Watkins called the meeting to order at 10:35 a.m. Mr. Watkins led the Agenda and Alicia Connelly of San Joaquin County Water Resources Division conducted Roll Call.

In attendance were Chairman Chuck Winn (present after roll call), Andrew Watkins (Acting Vice Chairman), David Breitenbucher, Dan Wright (present after roll call), Gary Tofanelli, Mike Henry, Tom Flinn, Eric Thorburn, John Herrick, Dante Nomellini, Reid Roberts, Charlie Swimley, Douglas Smith, and Robert Holmes.

II. SCHEDULED ITEMS

A. Discussion/Action Items:

1. Approval of Minutes of May 11th, 2022

Vice Chairman Andrew Watkins called for the approval of May 11th, 2022 meeting minutes. Comments from the public were made from Ms. Mary Elizabeth of the Sierra Club who stated that the May 11, 2022 minutes announced the "Next Regular Meeting" as June 24, 2022 and should have been June 8, 2022. Additionally, Ms. Elizabeth requested that the ESJ GWA website be updated to correct the language to replace "Advisory Committee" with "Steering Committee" in the introductory paragraph where monthly meeting information is posted.

Motion:

Mr. David Breitenbucher made the motion to approve the amended May 11, 2022 minutes and the motion was seconded by Mr. John Herrick.

With no members opposed, the motion passed unanimously.

2. Discuss and Consider Adoption of the FY 2022-23 ESJ GWA Budget

Mr. Zidar presented the 2022-23 ESJ GWA Budget. Mr. Andrew Watkins commented that item 'Revenue from GSAs Cost Allocation' was listed as \$220K and should be \$320K. Further discussions included the need for a reserve policy; implementation of DMS and grant administration costs.

Motion:

Mr. Mike Henry made the motion to approve the amended budget which corrected the revenue to \$320K, and the motion was seconded by Mr. Andrew Watkins.

With no members opposed, the motion passed unanimously. **(R-22-06)**

3. Discuss and Consider Adoption of a Resolution to Accept the Revised Groundwater Sustainability Plan and Direct the Secretary to Submit the Plan to the California Department of Water Resources on Behalf of the Member Agencies.

Mr. Zidar introduced resolutions to accept the GSP, which were being submitted to DWR on July 27, 2022. Mr. Dante Nomellini commented that it was not easy to download. GWA Counsel, Mr. Rod Attebery, indicated that the download worked for him and that the problem could be a browser issue.

Public Comments

Ms. Mary Elizabeth of the Sierra Club commented about the public opinion process for the revised GSP through the SGMA portal and through the ESJGWA, and that other non-governmental organizations had submitted similar comments (to hers) as well: notifications went out last week that the Revised GSP was available and that left little to no opportunity to revise; late comments, projects and omissions will plague implementation of the GSP; processes need to be followed-up (timely).

Motion:

Mr. Dante Nomellini made the motion to adopt the resolution accepting the Revised GSP and to submit it to DWR on behalf of the member agencies. It was seconded by Mr. Dan Wright.

With no members opposed, the motion passed unanimously. [\(R-22-07\)](#)

III. STAFF/DWR REPORTS

Ms. Chelsea Spier of DWR indicated the SGMA portal has been updated to accept the Revised GSP. Use their email for any questions or comment; update contact information within the SGMA portal for changes in GSA contacts.

There is a conservation workshop coming up on July 19: INSAR data subsidence and free leak detection for small systems.

IV. DIRECTORS' COMMENTS & PROJECT STATUS REPORTS

Mr. Rod Attebery of Neumiller & Beardslee (GWA Legal Counsel) introduced himself and indicated that he was there for procedural purposes. He further introduced Mr. Tom Terpstra Jr, also of Neumiller & Beardslee.

Chairman Chuck Winn commented that the County had met with EBMUD and continues to collaborate with them on the EBMUD project; he further commented that the Delta Counties Coalition water summit was last month and mentioned the Delta Movers project regarding its portability and effectiveness (to keep saltwater away, etc).

V. PUBLIC COMMENTS (NON-AGENDIZED ITEMS)

Ms. Mary Elizabeth of the Sierra Club commented on outreach and education material; encouraged all to read the guidance for communicating and engaging with groundwater users- some have work conflicts. (Social Media is a way to communicate) Facebook page has not been updated since 2019. Collaborate to get out information on regulation, drywell mitigation. Important part of outreach is having meetings that the public can attend-also important to engage underrepresented groundwater users; Ms. Elizabeth recommended video or audio of meetings.

No other comments were provided.

VI. FUTURE AGENDA ITEMS

None.

VII. ADJOURNMENT

Acting Vice Chairman Andrew Watkins adjourned the meeting at 11:22 a.m.

**BEFORE THE BOARD OF DIRECTORS OF THE
EASTERN SAN JOAQUIN GROUNDWATER AUTHORITY**

RESOLUTION R-22-06

**Resolution Adopting the Fiscal Year 2022-2023 Amended Budget, Establishing
Member Cost Allocations, and Authorizing the Secretary of the
Authority to Invoice the Member Agencies**

WHEREAS, the Eastern San Joaquin Groundwater Authority ("Authority") is a Joint Powers Authority created pursuant to California statute, and which is a public entity separate and apart from the Members; and

WHEREAS, the Authority was formed to provide coordination among the Members to develop and implement a Groundwater Sustainability Plan ("GSP") for the Eastern San Joaquin Subbasin ("Basin") in accordance with the Sustainable Groundwater Management Act of 2014 ("SGMA"); and

WHEREAS, Article 5 of the Joint Exercise of Powers Agreement Establishing the Eastern San Joaquin Groundwater Authority ("JPA Agreement") sets forth the Financial Provisions of the Authority; and

WHEREAS, Section 5.1 and Section 5.5 of the JPA Agreement provides that the Authority Board of Directors shall adopt a budget for the Authority for each fiscal year and Members shall share in the general operating and administrative costs of operating the Authority in accordance with the allocation determined by the Authority Board of Directors; and

WHEREAS, both the Steering Committee and Authority Board reviewed the draft proposed budget in May and June 2022, sent the draft budget to the Member Groundwater Authority Agencies ("Member Agencies") requesting comment and scheduling the item for action at the June 24, 2022 Authority Special Board meeting; and

WHEREAS, adoption of the proposed budget and cost allocation amounts could not be adopted at that time because less than a quorum of the Directors were present; and

WHEREAS, adoption of the proposed budget and cost allocation amounts was rescheduled for action at the July 13, 2022 Authority Board meeting; and

WHEREAS, the proposed budget contained a typographical error of the cost allocation amount that should have reflected \$320,000 and which was amended in Table 1 of Exhibit A; and

WHEREAS, upon adoption of the proposed amended budget and cost allocation amounts, the Secretary of the Authority will invoice each of the Member Agencies and

each Member Agency shall pay the invoice within ninety (90) days of receiving the invoice from the Secretary; and

NOW, THEREFORE, BE IT RESOLVED:

1. The Authority Board of Directors hereby adopts its Fiscal Year 2022-2023 budget to reflect total expenses for the year from July 1, 2022 through June 30, 2023, not to exceed \$8,469,700 as shown in Table 1 of Exhibit A.

Invoicing: The County of San Joaquin Public Works Director, as the Secretary of the Authority, shall bill Member Agencies for their total contributions. Each invoice will apply the cost allocation methodology set forth in Table 2 of Exhibit A.

2. No Precedent: This FY 2022-2023 budget and cost allocation methodology (including underlying assumptions about groundwater pumping amounts) are not intended to create any precedent or reflect an allocation or determination of water rights. The budget and cost allocation methodology are subject to revision for the next fiscal year.

PASSED AND ADOPTED THIS 13TH day of July, 2022, by the following vote of the Board of Directors of the Eastern San Joaquin Groundwater Authority, to wit:

AYES: NOMELLINI, ROBERTS, SWIMLEY, BREITENBUCHER, WRIGHT,
TOFANELLI, SMITH, HENRY, FLINN, THORBURN, HERRICK, HOLMES,
WATKINS, WINN

NOES: NONE

ABSENT: MECHAM, CHRISTENSEN



ATTEST: FRITZ BUCHMAN
Secretary of the Eastern San
Joaquin Groundwater Authority



CHUCK WINN, Chairman
Board of Directors of the
Eastern San Joaquin
Groundwater Authority

Table 1

	A	B	C	D
2	2022-2023 Eastern San Joaquin Groundwater Authority Amended Budget			
3		FY 22-23		
4	Revenue			Total
5				
6				
7	Interest Income			
8	Other Govt Aid (Initial Member Dues)			
9	Other Govt Aid (GSA Cost Allocation)			
10	GWA GSAs Cost Allocation	\$ 320,000		\$ 320,000
11	Other Govt Aid From Zone 2	\$ 225,000		\$ 225,000
12	P68 State (DWR) Sustainable GW Grant (Well 175K + FF 50K)	\$ 225,000		\$ 225,000
13				
14	SGMA Impl Grant Round 1	\$ 7,600,000		\$ 7,600,000
15	Rebates & Refunds			\$ -
16	Carry Over (use of fund balance)	\$ 200,000		\$ 200,000
17	Allocated from Reserve	\$ -		\$ -
18	TOTAL REVENUES	\$ 8,570,000		\$ 8,570,000
21	Expense	Contract /ODC	Staff	Total
22				
23	General Office			
24	Supplies	\$ 500		\$ 500
25	Office Expenses - General	\$ 500		\$ 500
26	Office Supplies-Purch-ISF			\$ -
27	Website Maintenance	\$ 5,000		\$ 5,000
28	Advertising			\$ -
29	Rents Structures & Grounds	\$ 4,800		\$ 4,800
30	Small Tools & Instruments			\$ -
31	Postage	\$ 1,000		\$ 1,000
32	Auditor's Payroll & A/P Charges	\$ 1,000		\$ 1,000
33	Subtotal	\$ 12,800	\$ -	\$ 12,800
34	Management and Administration			
35	Meetings (Clerk and Records)		\$ 20,000	\$ 20,000
36	Budget, Contract Administration and Accounting		\$ 30,000	\$ 30,000
37	Professional Services PW Admin		\$ 60,000	\$ 60,000
38	Professional Services: GWA Legal	\$ 15,000		\$ 15,000
39	Professional Services: County Legal	\$ 12,000		\$ 12,000
40	Professional Services Public Outreach		\$ 15,000	\$ 15,000
41	Interbasin Coordination		\$ 2,000	\$ 2,000
42	Grant writing	\$ 25,000	\$ 10,000	\$ 35,000
43	Subtotal	\$ 52,000	\$ 137,000	\$ 189,000
44	Technical and Engineering Services			
45	2023 Annual Report	\$ 40,000	\$ 5,000	\$ 45,000
46	Groundwater Data Collection		\$ 16,000	\$ 16,000
47	Implementation of Instrumentation (Representative Wells)	\$ -	\$ -	\$ -
48	Monitoring Network Evaluation	\$ -	\$ 6,400	\$ 6,400
49	DMS Implementation		\$ 15,000	\$ 15,000
50	Response and Coordination for DWR review	\$ 25,000	\$ 15,000	\$ 40,000
51	Model Devel & Support		\$ 7,500	\$ 7,500
52	Funding and Financing (Prop 68)	\$ 125,000	\$ 15,000	\$ 140,000
53	Water Accounting Framework	\$ 100,000	\$ 15,000	\$ 115,000
54	P68 State (DWR) Sustainable GW Grant (Well 175K)	\$ 175,000	\$ 8,000	\$ 183,000
55	Grant Funded (SGMA Imple Grant Award)			\$ -
56	Grant Administration		\$ 100,000	\$ 100,000
57	Mokelumne River Water Rights Development	\$ 3,000,000	\$ 300,000	\$ 3,300,000
58	NSJWCD North Systems	\$ 3,900,000		\$ 3,900,000
59	City of Stockton Geophysical Survey	\$ 300,000		\$ 300,000
60	Subtotal	\$ 7,665,000	\$ 502,900	\$ 8,167,900
61				
62	Reserved Expenditure			
63	Reserve- dedication FY 22-23	\$ 100,000		\$ 100,000
64				\$ -
65	Subtotal	\$ 100,000	\$ -	\$ 100,000
66				
67	TOTAL EXPENSES	\$ 7,829,800	\$ 639,900	\$ 8,469,700
73				
74				Reserve Balance
75	Reserve			\$ 270,000
76	FY 22/23 Reserve Contribution			\$ 100,300
77				\$ 370,300

Table 2

Required Cost Allocation Based 60/40 w/ Membership Minimum and East Side Z2 Adj

	1	2	3	GSA Funding			7	8	
GSA	Total Pumping-Projected (AFY)	Population (2017)	Minimum	Pumping	Population	EastSide GSA Non-Zone 2 Adjustment	Total	%	
CDWA	9,611	1,629	\$ 8,500	\$ 1,327	\$ 200	\$ (1,000)	\$ 9,027	2.8%	
CSJWCD	138,809	8,047	\$ 8,500	\$ 19,164	\$ 988	\$ (1,000)	\$ 27,652	8.6%	
Eastside SJ GSA	63,500	10,498	\$ 8,500	\$ 8,767	\$ 1,289	\$ 15,000	\$ 33,556	10.5%	
LCSD	1,153	1,558	\$ 8,500	\$ 159	\$ 191	\$ (1,000)	\$ 7,850	2.5%	
LCWD	485	2819	\$ 8,500	\$ 67	\$ 346	\$ (1,000)	\$ 7,913	2.5%	
Lodi	14,520	58,174	\$ 8,500	\$ 2,005	\$ 7,142	\$ (1,000)	\$ 16,647	5.2%	
Manteca	18,985	64,279	\$ 8,500	\$ 2,621	\$ 7,892	\$ (1,000)	\$ 18,013	5.6%	
NSJWCD	146,158	21,977	\$ 8,500	\$ 20,178	\$ 2,698	\$ (1,000)	\$ 30,376	9.5%	
OID	39,952	1,890	\$ 8,500	\$ 5,516	\$ 232	\$ (1,000)	\$ 13,248	4.1%	
SDWA	4,532	7,136	\$ 8,500	\$ 626	\$ 876	\$ (1,000)	\$ 9,002	2.8%	
SEWD	165,025	41,134	\$ 8,500	\$ 22,783	\$ 5,050	\$ (1,000)	\$ 35,333	11.0%	
SJC #1	74,448	16,859	\$ 8,500	\$ 10,278	\$ 2,070	\$ (1,000)	\$ 19,848	6.2%	
SJC #2	8,183	39,779	\$ 8,500	\$ 1,130	\$ 4,884	\$ (1,000)	\$ 13,514	4.2%	
SSJ GSA	60,031	38,080	\$ 8,500	\$ 8,288	\$ 4,675	\$ (1,000)	\$ 20,463	6.4%	
Stockton	23,035	277,120	\$ 8,500	\$ 3,180	\$ 34,024	\$ (1,000)	\$ 44,704	14.0%	
WID GSA	31,238	8,488	\$ 8,500	\$ 4,313	\$ 1,042	(1,000)	\$ 12,855	4.0%	
	799,665	599,467	\$ 136,000	\$ 110,400	\$ 73,600	\$ -	\$ 320,000	100.0%	

Table 3 Percentage

	% Split	GW	Pop
		60%	40%
Medium Cost			
Need	\$ 320,000	\$ 192,000	\$ 128,000
Balance after Minimum	\$ 184,000	\$ 110,400	\$ 73,600
Minimums total	\$ 136,000		

**BEFORE THE BOARD OF DIRECTORS OF THE
EASTERN SAN JOAQUIN GROUNDWATER AUTHORITY**

RESOLUTION R-22-07

**Resolution Accepting the Revised Groundwater Sustainability Plan
and Directing the Secretary of the Authority to
Submit the Revised Plan to the California Department of Water Resources
on Behalf of the Member Agencies**

WHEREAS, the Eastern San Joaquin Groundwater Authority (Authority) is a Joint Powers Authority created pursuant to California statute, and which is a public entity separate and apart from the Members, consisting of 16 Groundwater Sustainability Agencies (GSAs); and

WHEREAS, the Authority was formed to provide coordination among the Members to develop and implement a Groundwater Sustainability Plan (GSP) for the Eastern San Joaquin Subbasin (Basin) in accordance with the Sustainable Groundwater Management Act of 2014 (SGMA); and

WHEREAS, the Authority coordinated among the Members the development of the GSP covering the entire Basin and submitted the GSP to California Department of Water Resources (DWR) in January 2020; and,

WHEREAS, the GSP, originally adopted by the GSA members of the Authority, was submitted to DWR on January 29, 2020 in compliance with SGMA; and

WHEREAS, DWR completed its two-year review and by letter dated January 28, 2022, determined the GSP to be incomplete and indicated that corrective actions must be completed within 180 days of this determination and submitted to DWR by July 27, 2022; and

WHEREAS, the staff and consulting team prepared a series of Technical Memorandums addressing the deficiencies and corrective actions and provided the basis for preparing a redline and strikeout revision to the GSP; all of which have been reviewed by the Ad Hoc Technical Advisory Committee and Ad Hoc Legal & Policy Committee over a series of meetings between November 2021 and July 2022; and

WHEREAS, on April 15, 2022, on behalf of the GSAs, the Authority noticed the intent to adopt an amended GSP pursuant to the California Water Code Section 10728.4, noting each of the GSAs intent to hold separate, duly noticed public hearings to consider adoption of an amended GSP after July 15, 2022, which is no earlier than ninety (90) days from the date of this notice; and

WHEREAS, the Technical Memorandums and Revised GSP are posted on the Authority website and have been discussed by the Authority at regular public meetings.

NOW, THEREFORE, BE IT RESOLVED that in accordance with the provisions of SGMA, the Authority, on behalf of its Members, authorizes and directs the Authority Secretary to submit the Revised GSP to DWR on or before July 27, 2022.

PASSED AND ADOPTED THIS 13TH day of July, 2022, by the following vote of the Board of Directors of the Eastern San Joaquin Groundwater Authority, to wit:

AYES: NOMELLINI, ROBERTS, SWIMLEY, BREITENBUCHER, WRIGHT, TOFANELLI, SMITH, HENRY, FLINN, THORBURN, HERRICK, HOLMES, WATKINS, WINN

NOES: NONE

ABSENT: MECHAM, CHRISTENSEN



ATTEST: FRITZ BUCHMAN, C.E., T.E., CFM
Secretary



CHUCK WINN
Chairman