

Agenda

Tea Pot Dome Water District

June 3, 2024, 9:00 a.m.

Type of meeting:

Board of Directors

Attendees:

Agenda topics

- Agenda Approval – **Action Item**
- Minutes of May 15, 2024 – **Action Item**

Open Session

- Public Comment
Pursuant to Government Code Section 54954.3, members of the public may directly address the members of the Board of Directors on any item of interest to the public within the Board of Director's subject matter jurisdiction before or during the Board of Director's consideration of the item. Public comment times may be limited to three minutes each at the discretion of the Chair.

Administration/Financial Statement/Bills

- Treasurer's Report & Bills to approve– **Action Item**

Water Operations

- Water delivery report
- 2024 Water Supply/Allocation
- SGMA – East Tule GSA
 - Amended JPA – **Action Item**
 - Resolution 2024-6-1 – Resolution considering Tea Pot Dome Water District intention to withdraw from ETGSA and become Groundwater Sustainability Agency – **Action Item**

Company Operations & Maintenance

- Operations & Maintenance report

Other

- Friant Water Authority
 - Friant Kern Canal O&M – subsidence, water quality
 - TPDWD Pump Station project
- Title Transfer – District Facilities – On hold

Announcement of actions taken in prior closed sessions which have now become final: Action taken: District Board authorized execution of Water Transfer Agreement with Deer Creek Water Company.

Closed Session

- **CONFERENCE WITH LEGAL COUNSEL—PENDING OR THREATENED LITIGATION** in accordance with Government Code Section 54956.9(B)

**** If Necessary**

- Possible adjournment to closed session to confer with legal counsel on pending or threatened litigation in accordance with Government Code Section 54956.9(A) – (Anticipated Litigation – Initiation of Litigation) (3 cases)
 - Name of Case: City of Fresno et.al. v. United States (2014 & 2015 claims)
 - Name of Case: NRDC v. United States
 - Name of Case: Friant Water Supply Protection Assoc. v. Del Puerto Water District et.al.

**** If Necessary**

- Real Property - Possible adjournment to executive session to confer on Real Property Negotiations in accordance with Government Code Section 54956.8 (Brown Act).
 1. District Negotiator: General Manager Eric Limas

**** If Necessary**

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Meetings Hearings and Notices

A person with a qualifying disability under the Americans with Disabilities Act of 1990 may request the District to provide a disability-related modification or accommodation in order to participate in any public meeting of the District. Such assistance includes appropriate alternative formats for the agendas and agenda packets used for any public meetings of the District. Requests for such assistance and for agendas and agenda packets shall be made in person, by telephone, facsimile, or written correspondence at the office of Tea Pot Dome Water District, at least 48 hours before a public Authority meeting.

**BOARD OF DIRECTORS OF THE
TEA POT DOME WATER DISTRICT**

The Board of Directors of the Teapot Dome Water District met at 9:00 a.m. on the 15th day of May 2024 at the office of the Tea Pot Dome Water District in Porterville, CA. The meeting was called to order, and it was determined that the following Directors were in attendance:

<u>BOARD MEMBER ATTENDANCE</u>		<u>TERM EXPIRES</u>
DAVE SHERWOOD	Present	November 2026
RON CASTRO	Present	November 2026
MATT LEIDER	Present	November 2026
DYSON SCHNEIDER	Present	November 2024
TIM PELTZER	Present	November 2024

Also present were Lower Tule River Irrigation District representatives ERIC LIMAS, MIKE BATTLES, KIRK MASTERS, MARK GREENALL, and JOHN MICHAEL DOMONDON. Present via videoconference were General Counsel ALEX PELTZER and Special Counsel JENNIFER SPALETTA.

1. BOARD ADMINISTRATION

President LEIDER called the meeting to order.

On motion by Director PELTZER, second by Director SHERWOOD, and unanimously approved, the agenda was approved.

On motion by Director SCHNEIDER, second by Director PELTZER, and unanimously approved, the minutes of the April 10, 2024, board of directors meeting were approved as presented.

2. ADMINISTRATION / FINANCIAL STATEMENT / BILLS

Lower Tule River Irrigation District representative GREENALL reviewed the treasurer's report and bills paid for April. On motion by Director SCHNEIDER, second by Director CASTRO, and unanimously approved, the bills paid were approved, and the

treasurer's report was ordered and placed on file.

3. WATER OPERATIONS

DOMONDON reviewed current water conditions, operations, and delivery reports. No Action was taken.

Manager LIMAS reviewed the 2024 Water Supply/Allocation. No action was taken.

DOMONDON, Manager LIMAS, and Director LEIDER reviewed the East Tule GSA activities related to the Sustainable Groundwater Management Act. Also presented was the East Tule GSA Amended JPA. No action was taken.

4. OPERATIONS AND MAINTENANCE

Lower Tule River ID representative BATTLES reviewed the monthly water operations maintenance activities. Battles reported a leak fix at Ave 124 and Plano and that one of the VFD sensors was replaced. No action was taken.

5. OTHER

Manager LIMAS reviewed activities related to the Friant Kern Canal operations, the water quality ad-hoc committee activities, and subsidence/capacity correction and pump station activities. Also reported were the meetings held during ACWA. No action was taken.

6. CLOSED SESSION

The Board went into a closed session at approximately 9:50 a.m. and a joint closed session with Vandalia Water District at 10:15 a.m. Upon reconvening into an open session, it was reported that no reportable action was taken during the closed session.

There being no further business to be brought to the Board's attention, the meeting was adjourned.

DRAFT

Respectfully submitted,

Eric Limas

TEA POT DOME WATER DISTRICT

RESOLUTION NO. 2024-06-1

RESOLUTION OF THE TEA POT DOME WATER DISTRICT DECLARING ITS INTENTION TO WITHDRAW FROM THE EASTERN TULE GROUNDWATER SUSTAINABILITY AGENCY AND TO INITIATE THE PROCESS TO BECOME A GROUNDWATER SUSTAINABILITY AGENCY UNDER THE SUSTAINABLE GROUNDWATER MANAGEMENT ACT FOR THE PORTIONS OF THE TULE SUBBASIN WITHIN THE BOUNDARIES OF THE DISTRICT

WHEREAS, on September 16, 2014, Governor Jerry Brown signed into law Senate Bill 1168 and 1319 and Assembly Bill 1739, known collectively as the Sustainable Groundwater Management Act (SGMA). SGMA went into effect January 1, 2015; and

WHEREAS, SGMA requires all high and medium priority groundwater basins, as designated by the California Department of Water Resources (DWR) Bulletin 118, to be managed by Groundwater Sustainability Agencies (GSAs). The Tule Subbasin has been designated by DWR as a high priority basin; and

WHEREAS, Water Code section 10723(a) authorizes a local agency with water supply, water management or local land use responsibilities, or a combination of local agencies, overlying a groundwater basin to elect to become a GSA under SDMA; and

WHEREAS, the Tea Pot Dome Water District, formed pursuant to Division 10 of the Water Code of the State of California, is therefore eligible to serve as a GSA within the Tule Subbasin; and

WHEREAS, Tea Pot Dome Water District, together with other public agencies within the Tule Subbasin, formed the Eastern Tule Groundwater Sustainability Agency ("ETGSA") for the purpose of serving as GSA for the areas with the jurisdiction of the member agencies; and

WHEREAS, the ETGSA has adopted a Groundwater Sustainability Plan ("GSP") with provisions that apply to the lands within the Tea Pot Dome Water District; and

WHEREAS, Tea Pot Dome Water District now wishes to withdraw from ETGSA and exercise the powers and authorities of a GSA granted by SGMA through the Water Code directly instead of as a member of ETGSA by withdrawing from ETGSA and constituting its own GSA;

The Joint Powers Agreement by which the ETGSA was formed provides that any Member agency may withdraw from the ETGSA by providing written notice of intent to withdraw; any such notice provided

will result in withdrawal being effective 180 days after written notice is provided to the other Member agencies.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE TEA POT DOME WATER DISTRICT does hereby resolve, declare and order as follows:

1. The General Manager of the Tea Pot Dome Water District is hereby authorized and directed to provide written notice of the intent to withdraw pursuant to the provision of the ETGSA Joint Powers Agreement.
2. The General Manager and legal counsel of the Tea Pot Dome Water District is hereby authorized and directed commence the process provided for under SGMA for Tea Pot Dome Water District to be recognized as the exclusive Groundwater Sustainability Agency for the lands within the jurisdiction of the Tea Pot Dome Water District, with such recognition to be effective upon the effective date of the withdrawal of Tea Pot Dome Water District from the ETGSA JPA.
3. The General Manager of the Tea Pot Dome Water District is further authorized and directed to prepare for the conversion of the existing provisions of the ETGSA GSP that pertain to Tea Pot Dome Water District lands into a standalone Groundwater Sustainability Plan or a management area of a joint Groundwater Sustainability Plan with one or more cooperating GSAs, with the intent that the converted GSP may go into effect immediately upon or as soon as practical after the withdrawal of Tea Pot Dome Water District from the ETGSA.

All the foregoing being on motion of Director _____, seconded by Director _____, and authorized by the following vote, to wit:

AYES:

NOES:

ABSTAIN:

ABSENT:

I HEREBY CERTIFY that the foregoing resolution is the resolution of said District as duly passed and adopted by said Board of Directors on the ____ of _____, 2024

WITNESS my hand and seal of said Board of Directors this ____ of _____, 2024

Matt Leider, President