



Cory Vanderham, Chair
Craig Andrew, Vice Chair
Wade Magden, Director
Michael Nordstrom, Director
Myron Schotanus, Director

Deanna Jackson, Executive Director

AGENDA

BOARD OF DIRECTORS

SPECIAL MEETING

February 1, 2024

1:00 p.m.

944 Whitley Avenue

Corcoran, CA 93212

This Tri-County Water Authority Board of Directors meeting will be accessible via Zoom and dial in at:

Join Zoom Meeting

<https://us02web.zoom.us/j/84276521674?pwd=RVVDNzA4ZmRyeTZlOXRnSVgzTW1KZz09>

Meeting ID: 842 7652 1674

Passcode: 906382

Dial in: +1 669 900 9128

The public may participate in the meeting as otherwise permitted under the Brown Act by calling the telephone number above. Any member of the public may address the Tri-County Water Authority concerning an item on the agenda before or during its consideration of that matter, as appropriate.

CALL TO ORDER 1:00 p.m.

ROLL CALL Cory VanderHam, Chair
 Craig Andrew, Vice Chair *
 Michael Nordstrom
 Wade Magden
 Myron Schotanus

* Administer Oath of Office to Craig Andrew

PUBLIC COMMENT

The Board of Directors welcomes participation in Board meetings. The public may address matters under the jurisdiction of the Board that have not been posted on the Agenda. However, California Law prohibits the Board from acting on any matter that is not on the posted Agenda unless the Board determines that it is an emergency or one of the other situations specified in Government Code section 54954.2. The public will be given the opportunity to address the Board on any item on the Agenda at this time or before the Board's consideration of that item. If members of the public desire to address the Board relative to a particular Agenda item at the time it is to be considered, they should notify the Chair of the Board at this time. The Chair may limit the total amount of time allocated for public testimony on particular issues for each individual speaker.

POTENTIAL CONFLICTS OF INTERESTS

(Any Board member who has a potential conflict of interest may now identify the item and recuse himself from discussing and voting on the matter.) [FPPC § 87105.]

PUBLIC HEARING

1. Pursuant to Water Code Section 10730.6, **Public Hearing on Delinquent Groundwater Fees in Accordance with TCWA Policy.**
 - a. Open Public Hearing
 - b. Receive comments and/or materials from landowners (or their designees) against which penalties are potentially applicable
 - c. Close Public Hearing

ACTION AGENDA

2. Review and consider **action on delinquent accounts as outlined in the TCWA Policy and Procedures for Collecting Delinquent Fees, Assessments, or Charges.**
 - a. Review by Executive Director/Legal Counsel
 - b. Discussion
 - c. Public comments/questions
 - d. If desired, motion to take action on delinquent accounts and to direct staff to complete all necessary documents
3. Review and consider **action to allocate Sustainable Yield and Tier 1 Groundwater Credits to new management area.**
 - a. Review by Executive Director
 - b. Discussion
 - c. Public comments/questions
 - d. If desired, motion to approve pro-rated allocation of water credits through 2025
4. Review and consider possible **action on California Strategies agreement.**
 - a. Review by Executive Director
 - b. Discussion
 - c. Public comments/questions
 - d. Provide direction to staff for possible action
5. Review policy and consider action to authorize staff to **set a date to conduct a Public Hearing on civil penalties for 2023 fourth quarter groundwater extraction under the Sustainable Groundwater Management Act (Water Code section 10732(a)).**
 - a. Review by Executive Director
 - b. Discussion
 - c. Public comments/questions
 - d. If desired, motion to set a Public Hearing on Thursday, March 7, 2024, for 2023 fourth quarter civil penalties and authorize staff to notify landowners receiving such fees

COMMUNICATIONS/DISCUSSION ITEMS

6. Director's Reports/Comments/Suggestions

7. Reports of General Interest

- a. Tulare Lake Subbasin Update – Deanna Jackson / Amer Hussain
 - GSP Revisions

Deanna Jackson, Executive Director

- b. Tule Subbasin Update – Deanna Jackson / Amer Hussain
 - GSP Revisions
 - Technical Memo
 - Allensworth Project
- c. Legal Counsel Update – Jason Howard
- d. Other Updates, as appropriate

CLOSED SESSION

8. CLOSED SESSION

- a. Conference with legal counsel regarding potential litigation
Anticipated Litigation [Govt. Code Section 54956.9(d)(4)] (3 potential cases)

9. RETURN TO OPEN SESSION – Report of action taken in Closed Session and/or action on matter discussed in Closed Session.

ADJOURNMENT

10. Adjourn to the next Regular Board Meeting, scheduled on March 7, 2024, at 1:00 p.m., at the Authority Office Boardroom or as otherwise directed by the Board.

- ❖ Only in the event TCWA Internet is not accessible during the meeting (e.g. failure of Internet), a conference line will be made available for participants:
 - **Conference Phone Number:** 800-240-3895
 - **Conference Code:** 8517519
- ❖ Items on the Agenda may be taken in any order.
- ❖ Action may be taken on any item listed on the agenda.
- ❖ Writings relating to open session Agenda items that are distributed to members of the Board of Directors will be available for inspection at the Authority office, excluding writings that are not public records or are exempt from disclosure under the California Public Records Act.

Americans with Disabilities Act of 1990: Under this act, a qualifying person may request that the Authority provide a disability-related modification or accommodation in order to participate in any public meeting of the Authority. Such assistance includes alternative formats for the agendas and agenda packets used for any public meetings of the Authority. Requests for assistance shall be made in person, via telephone, or in written form to the Tri-County Water Authority Office at 944 Whitley Avenue, Suite E, Corcoran, CA 93212 (559) 762-7240. Requests must be received at least 48 hours prior to a scheduled public meeting.