

**SACRAMENTO GROUNDWATER AUTHORITY**  
**SPECIAL MEETING OF THE BOARD OF DIRECTORS**  
Monday, May 2, 2022; 10:00 a.m.

**AGENDA**

The Board will discuss all items on this agenda, and may take action on any of those items, including information items and continued items. The Board may also discuss other items that do not appear on this agenda but will not act on those items unless action is urgent, and a resolution is passed by a two-thirds (2/3) vote declaring that the need for action arose after posting of this agenda.

The public shall have the opportunity to directly address the Board on any item of interest before or during the Board's consideration of that item. Public comment on items within the jurisdiction of the Board is welcomed, subject to reasonable time limitations for each speaker. Public documents relating to any open session item listed on this agenda that are distributed to all or a majority of the members of the Board of Directors less than 72 hours before the meeting are available for public inspection on SGA's website. In compliance with the Americans with Disabilities Act, if you have a disability and need a disability-related modification or accommodation to participate in this meeting, please contact [cpartridge@rwah2o.org](mailto:cpartridge@rwah2o.org). Requests must be made as early as possible, and at least one full business day before the start of the meeting.

**Meeting Information:**

SGA Special Board Meeting  
Mon, May 2, 2022 10:00 AM - 10:30 AM (PDT)

**Please join my meeting from your computer, tablet or smartphone.**

<https://meet.goto.com/961639013>

**You can also dial in using your phone.**

United States: [+1 \(408\) 650-3123](tel:+14086503123)

**Access Code:** 961-639-013

**1. CALL TO ORDER AND ROLL CALL**

**2. PUBLIC COMMENT:** Members of the public who wish to address the Board may do so at this time. Please keep your comments to less than three minutes.

**3. CONSENT CALENDAR:** All items listed under the Consent Calendar are considered and acted upon by one motion. Board members may request an item be removed for separate consideration.

- a. Extend Resolution 2021-02, including requisite findings, to renew authorization to hold meetings of the Board of Directors via teleconference pursuant to Assembly Bill 361 until such time as the State of Emergency resulting from the COVID-19 pandemic no longer impacts the ability of Board members and the public to safely meet in person.
- b. Approve the amended minutes of the February 10, 2022 Board meeting

**Action: Approve Consent Calendar**

**ADJOURNMENT**

**Next SGA Board of Director's Meetings:**

May 17, 2022, 9:30 am - Special Board Meeting/Workshop for SGA/SCGA Phase 2 Governance Options - GoTo meeting details to follow

June 9, 2022, 9:00 a.m. at the RWA/SGA office, 5620 Birdcage Street, Ste. 110, Citrus Heights, the location is subject to change depending on the COVID-19 emergency

Notification will be emailed when the SGA electronic packet is complete and posted on the SGA website at <https://www.sgah2o.org/meetings/board-meetings/>.

## 2022 SGA BOARD MEMBERS

| Organization                       | Representative/Alternate   | Appointing Authority        |
|------------------------------------|--|-----------------------------|
| California American Water          | S. Audie Foster<br>Christina Baril (alternate)   | Sacramento City Council     |
| Carmichael Water District          | Paul Selsky<br>Jeff Nelson (alternate)   | Sacramento County           |
| Citrus Heights Water District      | Caryl Sheehan,<br>David Wheaton (alternate)  | Citrus Heights City Council |
| City of Folsom                     | Marcus Yasutake <b>Chair</b><br>Kerri Howell (alternate)                                     | Folsom City Council         |
| City of Sacramento                 | Jeff Harris<br>Brett Ewart (alternate)<br>Larry Carr (alternate)                             | Sacramento City Council     |
| County of Sacramento               | Sue Frost<br>Darrell Eck (alterante)   | Sacramento County           |
| Del Paso Manor Water District      | Robert Matteoli<br>Vacant (alternate)  | Sacramento City Council     |
| Fair Oaks Water District           | Randy Marx <b>Vice Chair</b><br>Michael McRae (alternate)                                    | Sacramento County           |
| Golden State Water Company         | Paul Schubert<br>Lawrence Dees (alternate)   | Sacramento City Council     |
| Natomas Central MWC                | Matt Lauppe<br>Brett Gray (alternate)  | Sacramento City Council     |
| Orange Vale Water Company          | John Wingerter<br>Craig Davis (alternate)  | Sacramento County           |
| Rio Linda/Elverta CWD              | Mary Harris<br>Robert Reisig (alternate)   | Sacramento County           |
| Sacramento Suburban Water District | Bob Wichert<br>Kevin Thomas (alternate)<br>Dave Jones (alternate)<br>Craig Locke (alternate) | Sacramento City Council     |
| San Juan Water District            | Ted Costa<br>Pam Tobin (alternate)<br>Marty Hanneman (alternate)                             | Sacramento County           |
| Agriculture                        | Mike DeWit   | Sacramento County           |
| Self-Supplied Industry             | Larry Johnson  | Sacramento City Council     |

## **AGENDA ITEM 2: PUBLIC COMMENT**

Members of the public who wish to address the Board may do so at this time. Please keep your comments to less than three minutes.

### **AGENDA ITEM 3: CONSENT CALENDAR**

All items listed under the Consent Calendar are considered and acted upon by one motion. Board members may request an item be removed for separate consideration. The items to be considered and approved include:

- a) Extend Resolution 2021-02, including requisite findings, to renew authorization to hold meetings of the Board of Directors via teleconference pursuant to Assembly Bill 361 until such time as the State of Emergency resulting from the COVID-19 pandemic no longer impacts the ability of Board members and the public to safely meet in person
- b) Approve the amended minutes of the February 10, 2022 Board meeting

**Action: Approve Consent Calendar Items**

**AGENDA ITEM 3a: EXTEND RESOLUTION 2021-02 INCLUDING REQUISITE FINDINGS**

**BACKGROUND:**

In order for the SGA Board to meet virtually, the SGA Board must approve the extension of Resolution 2021-02. The Board initially approved Resolution 2021-02 at the October 2021 Board meeting and re-approved it on November 10, 2021, December 9, 2021, January 6, 2022, January 25, 2022, February 10, 2022, March 10, 2022 and April 7, 2022. If the Board approves the proposed action, the Board meeting may continue using a virtual format. Should the Board not approve the action, the Board meeting will immediately end.

Per legal counsel's recommendation, the action is to extend Resolution 2021-02, including requisite findings, to continue to hold meetings of the Board of Directors via teleconference pursuant to Assembly Bill 361 until such time as the State of Emergency resulting from the COVID-19 pandemic no longer impacts the ability of Board members and the public to safely meet in person.

Attachment:

Resolution 2021-02

RESOLUTION NO. 2021-02

AUTHORIZING CONTINUED UTILIZATION OF TELECONFERENCING FOR MEETINGS OF THE SACRAMENTO GROUNDWATER AUTHORITY BOARD OF DIRECTORS UNDER ASSEMBLY BILL 361 UNTIL SUCH TIME AS THE STATE OF EMERGENCY RESULTING FROM THE COVID-19 PANDEMIC NO LONGER IMPACTS THE ABILITY OF MEETING ATTENDEES TO MEET SAFELY IN PERSON

WHEREAS, on March 4, 2020, Governor Gavin Newsom proclaimed a State of Emergency under the California Emergency Service Act in response to the threat of the COVID-19 pandemic; and

WHEREAS, on June 11, 2021, Governor Newsom issued Executive Order N-08-21, which repealed or modified certain provisions of previously issued Executive Orders related to the pandemic and extended certain provisions so as to enable the State of California to continue to respond to the COVID-19 pandemic; and

WHEREAS, Paragraph 42 of Executive Order N-08-21 suspended provisions of the Ralph M. Brown Act at California Government Code section 54953 and provided that governing bodies of local public agencies in the State of California could utilize teleconferencing to hold public meetings in place of in-person meetings, subject to certain requirements; and

WHEREAS, Executive Order N-08-21 specified that it would remain in effect through September 30, 2021; and

WHEREAS, on September 16, 2021, Governor Newsom signed Assembly Bill 361 (AB 361) into law; and

WHEREAS, AB 361 provides that a governing body of a local public agency may conduct public meetings via teleconferencing in any of the following circumstances: (A) the governing body holds a meeting during a proclaimed state of emergency, and state or local officials have imposed or recommended measures to promote social distancing; or (B) the governing body holds a meeting during a proclaimed state of emergency for the purpose of determining, by majority vote, whether as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees; or (C) the governing body holds a meeting during a proclaimed state of emergency and has previously determined, by majority vote, that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees; and

WHEREAS, Governor Newsom's March 4, 2020, proclamation of a State of Emergency is still in effect; and

WHEREAS, both the California Department of Industrial Relations, Division of Occupational Safety and Health and the Sacramento County Public Health Department are currently recommending measures to promote social distancing at worksites; and

WHEREAS, Sacramento Groundwater Authority Board (Authority) meetings, closed session meetings, special meetings, and workshops are attended by Authority Board members, Authority employees and members of the public; and

WHEREAS, on September 20, 2021, Governor Newsom issued Executive Order N-15-21, which affirmed that effective October 1, 2021, governing bodies of local public agencies could utilize teleconferencing for public meetings in accordance with the provisions of AB 361; and

WHEREAS, in accordance with Executive Order N-15-21, the Sacramento Groundwater Authority Board of Directors has met under California Government Code section 54953(e)(1)(B) to determine whether, as a result of the State of Emergency, meeting in person would present imminent risks to the health or safety of attendees; and

WHEREAS, conducting meetings by teleconference would directly reduce the risk of transmission among meeting attendees, including members of the public and agency staff, which has the ancillary effect of reducing risk of serious illness and death as well as reducing community spread of the virus;

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the Sacramento Groundwater Authority hereby finds and determines as follows:

- 1. The Board has considered the circumstances of the State of Emergency declared by Governor Newsom; and**
- 2. Both State and local officials continue to recommend measures to promote social distancing.**

BE IT FURTHER RESOLVED that, pursuant to AB 361 and based on the findings above, all Authority Board meetings, closed session meetings, special meetings, and workshops will be held via teleconference in accordance with the provisions of California Government Code section 54953(e).

EXTENDED this 2nd day of May 2022 by the following vote:



**AGENDA ITEM 3b: Amended Minutes of the February 10, 2022 meeting**

**BACKGROUND:**

The minutes that were adopted at the April 7, 2022 board meeting had an error and did not reflect the adopted motion made regarding the Sacramento Central Groundwater Authority matter. The attached draft reflects the motion that passed at the board meeting.

Attachment:

Amended February 10, 2022 meeting minutes



**SACRAMENTO GROUNDWATER AUTHORITY**

**Board Meeting  
Amended Draft Minutes  
February 10, 2022**

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**1. CALL TO ORDER**

Chair Yasutake called the meeting of the Board of Directors to order at 9:00 a.m. as a teleconference meeting. Individuals in attendance are listed below:

**Board Members**

Audie Foster, California American Water  
Paul Selsky, Carmichael Water District  
Caryl Sheehan, Citrus Heights Water District  
Marcus Yasutake, City of Folsom  
Brett Ewart, City of Sacramento  
Linda Dorn, County of Sacramento  
Robert Matteoli, Del Paso Manor Water District  
Paul Schubert, Golden State Water Company  
Brett Gray, Natomas Central Mutual Water Company  
John Wingerter, Orange Vale Water Company  
Mary Harris, Rio Linda/Elverta Community Water District  
Robert Wichert, Sacramento Suburban Water District  
Ted Costa, San Juan Water District  
Larry Johnson, Self-Supplied Industry

**Staff Members**

Jim Peifer, Rob Swartz, Ryan Ojakian, Michelle Banonis, Josette Reina-Luken, Cecilia Partridge, Monica Garcia and Chris Sanders, legal counsel

**Others in Attendance**

Dan York, Jay Boatwright, Chris Petersen, Gina Bartlett, John Woodling, Kelye McKinney, Rebecca Scott, Christina Baril, David Wheaton, Lawrence Dees, Robert Reisig, Hilary Straus, Tim Shaw, Cathy Lee, Greg Zlotnick, Ashlee Casey, Alan Vail, Paul Helliker, Tom Gray, Kevin Thomas, Craig Locke and Joe Duran

**2. PUBLIC COMMENT**

None

**3. CONSENT CALENDAR**

Motion/Second Carried (M/S/C) Mr. Ewart moved, with a second by Ms. Harris to approve the minutes of the December 9, 2021 Board meeting and extend Resolution 2021-02, including requisite findings,

to renew authorization to hold meetings of the Board of Directors via teleconference pursuant to Assembly Bill 361 until such time as the State of Emergency resulting from the COVID-19 pandemic no longer impacts the ability of Board members and the public to safely meet in person. Audie Foster, California American Water, Paul Selsky, Carmichael Water District, David Wheaton, Citrus Heights Water District, Marcus Yasutake, City of Folsom, Brett Ewart, City of Sacramento, Linda Dorn, County of Sacramento, Robert Matteoli, Del Paso Manor Water District, Paul Schubert, Golden State Water Company, Brett Gray, Natomas Central Mutual Water Company, John Wingerter, Orange Vale Water Company, Mary Harris, Rio Linda/Elverta Community Water District, Robert Wichert, Sacramento Suburban Water District, and Larry Johnson, Self-supplied Industry voted yes. Ted Costa, San Juan Water District voted no.

#### **4. SACRAMENTO CENTRAL GROUNDWATER AUTHORITY**

Mr. Peifer gave an overview of the history of the Sacramento Groundwater Authority (SGA) and Sacramento Central Groundwater Authority (SCGA) consolidation including discussions and workshops that have explored staffing services, stakeholder assessment and potential benefits for SGA. A potential governance must be beneficial to each authority and positive or neutral in terms of level and quality of services provided and financials. He provided information on how staffing could change and a comparison of the current and potential budget. There remain outstanding issues that require further discussion and evaluation to move forward.

Ms. Bartlett said that one of the themes from discussions in the workshops has been how do we move forward until we have the questions answered. She suggested a building block approach dealing with one block at a time providing direction for staff. The decision today is to decide if we want to proceed to Phase 2, going into more depth into the governance structure options. The governance structure means the representation, voting and public involvement that would likely be developed with input from the 3x3 Ad Hoc Committee. Input from the SGA would be requested as the governance structure is refined to support consolidation. After the governance structure is approved, recommendation to move to Phase 3 would be requested to cover staffing, funding, and the cost structure.

There was discussion on having remaining Board member issues and questions identified and acknowledged in Phase 2.

M/S/C Mr. Costa moved, with a second by Mr. Selsky to direct staff to proceed to Phase 2 of the Process Roadmap and start that phase with a Board workshop to agree on the scope of work for Phase 2, which should include a range of options (consolidation, subscription program, status quo plus, etc.) related to a potential new relationship between the SGA and the SCGA. Paul Selsky, Carmichael Water District, John Wingerter, Orange Vale Water Company, Mary Harris,

Rio Linda/Elverta Community Water District and Ted Costa, San Juan Water District voted yes. Audie Foster, California American Water, David Wheaton, Citrus Heights Water District, Marcus Yasutake, City of Folsom, Brett Ewart, City of Sacramento, Linda Dorn, County of Sacramento, Robert Matteoli, Del Paso Manor Water District, Paul Schubert, Golden State Water Company, Brett Gray, Natomas Central Mutual Water Company, Robert Wichert, Sacramento Suburban Water District, and Larry Johnson, Self-supplied Industry voted no.

After discussion, which included Mr. Schubert suggesting the idea of after the 3x3 develops governance structures that it be brought back into a workshop type setting for discussion with the Board to solicit feedback, the motion as stated in the staff report was voted on.

M/S/C Mr. Ewart moved, with a second by Mr. Wichert to direct staff to proceed to Phase 2 of the Process Roadmap to develop a governance proposal for Sacramento Groundwater Authority – Sacramento Central Groundwater Authority. Audie Foster, California American Water, Paul Selsky, Carmichael Water District, David Wheaton, Citrus Heights Water District, Marcus Yasutake, City of Folsom, Brett Ewart, City of Sacramento, Linda Dorn, County of Sacramento, Paul Schubert, Golden State Water Company, Brett Gray, Natomas Central Mutual Water Company, Robert Wichert, Sacramento Suburban Water District, and Larry Johnson, Self-supplied Industry voted yes. Robert Matteoli, Del Paso Manor Water District, John Wingerter, Orange Vale Water Company, Mary Harris, Rio Linda/Elverta Community Water District and Ted Costa, San Juan Water District voted no.

## **5. DEVELOPMENT OF SGA FISCAL YEAR 2022 – 2023 BUDGET**

Ms. Reina-Luken gave an overview of the fiscal year 2022 mid-year budget status and outlook, budget policies, budget assumptions and the budget schedule. The budget outlook includes a new Project Manager position recruitment, SGMA funding and GSP implementation. FY 23 budget assumptions include potential office relocation, interest income decreases, continued payment of unfunded pension liabilities and continued SGA and RWA common cost sharing. Budget Policy 400.3 requires a budget to be approved within 90 days of July 1<sup>st</sup>. Budget approval is expected at the April SGA Board meeting.

Chair Yasutake will serve as Chair of the Budget Subcommittee for Fiscal Year 2022 – 2023 and he appointed Robert Wichert, Paul Schubert, Randy Marx and Mary Harris to serve on the subcommittee.

## **6. GROUNDWATER SUSTAINABILITY PROGRAM UPDATE**

Mr. Swartz gave a presentation update on the status of the Groundwater Sustainability Program. The plan has been submitted to the Department of Water Resources (DWR) and it was released by DWR for additional public comment. The comment period ends April 16<sup>th</sup> and DWR has up to 2 years to review the plan. The first annual report is due April 1<sup>st</sup>. The report will include seasonal contour maps, hydrographs of representative monitoring sites, groundwater and surface water use by sector, maps and graphs of change in storage and a description of the progress towards implementing the GSP. He gave an update on some of the current monitoring wells.

## **7. EXECUTIVE DIRECTOR'S REPORT**

Mr. Peifer said in the interest of time, Board members can read the Executive Director's Report which was included in the meeting packet.

## **8. DIRECTORS' COMMENTS**

Ms. Dorn said that she is retiring, and this is her last meeting.

## **ADJOURNMENT**

With no further business to come before the Board, Chair Yasutake adjourned the meeting at 11:00 a.m.

By:

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Chairperson

Attest:

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Josette Reina-Luken, Board Secretary/Treasurer