

Tracy Subbasin GSP Coordination Committee Meeting

Thursday, December 16, 2021
1:00 PM to 3:00 PM

Teleconference Meeting Only

Teleconference Link: <https://stantec.zoom.us/j/93541056999>

Phone Number: 1-669-900-6833

Meeting ID: 935 4105 6999

NOTICE: CORONAVIRUS COVID-19

Assembly Bill 361 amends Section 54953 of the Government Code to allow the legislative body of a local agency to meet remotely without complying with the normal teleconference rules for agenda posting, physical location access, or quorum rules. To do so, one of three scenarios must exist, all of which require that the Governor has proclaimed a State of Emergency pursuant to Government Code section 8625:

- A. State or local officials have imposed or recommended measures to promote social distancing;
- B. The agency is holding a meeting for the purpose of determining whether meeting in person would present imminent risks to the health or safety of attendees; or
- C. The agency is holding a meeting and has determined that meeting in person would present imminent risks to the health or safety of attendees.

Assuming the State of Emergency remains in effect and an agency wishes to continue meeting under the modified rules, it must adopt an initial resolution within 30 days of the first teleconference meeting (which applies retroactively to that first meeting), and then must adopt an extension resolution at least every 30 days thereafter. (Id. at subd. (e)(3).)

California Governor Gavin Newsom declared a state of emergency on March 4, 2020 in response to the COVID-19 pandemic. The state of emergency declaration remains in place. Pursuant to the requirements of Section 54953 of the Government Code, the Tracy Subbasin Sustainability Agencies have adopted a resolution determining that meeting in person would present imminent risks to the health and safety of attendees. This resolution allows the GSP Coordination Committee to continue to hold meetings remotely for a period of at least 30-days.

The following options are available to members of the public to listen to these meetings and provide comments to the Committee Members before and during the meeting:

CALL-IN

Member of the public are encouraged to use the call-in number, which will allow them to fully participate in the meeting without having to be present in person. ***Once connected, we request you kindly mute your phone.***

PUBLIC COMMENT

If you wish to make a comment on a specific agenda item, please submit your comment via email by 5:00 p.m. on the Wednesday prior to the meeting. Please submit your comment via email to Matt Zidar, San Joaquin County, at mzidar@sjgov.org. Your comment will be shared with the Tracy Subbasin Groundwater Sustainability Agencies members and placed into the record at the meeting. Every effort will be made to read comments received during the meeting into the record but some comments may not be read due to time limitations. Comments received after an agenda item will be made part of the record if received prior to the end of the meeting.

DISABILITY-RELATED MODIFICATIONS

If you need disability-related modification or accommodation in order to participate in this meeting, please call 1 (209) 468-3089 at least 48 hours prior to the start of the meeting.

AGENDA

- I. Opening of Meeting/Roll Call**
- II. Scheduled Items**
 - A. Approval of November 18 GSP Coordination Committee Meeting Minutes –
Action Item
 - B. Approval to Extend Resolution Proclaiming a Local Emergency, Ratifying the COVID-19 State of Emergency, and Authorizing Remote Teleconference Meetings of the Tracy Subbasin GSP Coordination Committee Pursuant to the Ralph M. Brown Act – *Action Item*
 - C. Inter-Basin Coordination Update – *Discussion Item*
 - D. Scope and Budget for GSP Implementation Technical Support – *Action Item*
 - E. DWR Status Report – *Discussion Item*
- III. Public Comments**
- IV. Agency Comments**
- V. Next GSP Coordination Committee Meeting – January 20, 2022**
- VI. Adjournment**

**Tracy Subbasin
GSP Coordination Committee Special Meeting**

**Thursday, November 18, 2021
1:00 PM to 3:00 PM**

Teleconference Meeting Only

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Phone Number: 1-669-900-6833

Meeting ID: 935 4105 6999

DRAFT MINUTES

I. Opening of Meeting/Roll Call

The meeting was called to order at 1:06 PM.

Roll call found the following Groundwater Sustainability Agency (GSA) representatives present via teleconference:

- David Weisenberger, Banta-Carbona Irrigation District GSA
- Greg Young, Byron-Bethany Irrigation District GSA
- Greg Gibson, City of Lathrop GSA
- Lemar Saffi, City of Tracy GSA
- Matt Zidar, San Joaquin County GSA
- Ryan Alameda, Stewart Tract GSA

Other attendees:

- Richard Shatz, GEI
- George Hartmann, Member of Public
- Elizabeth Simon, Stantec
- Kirsten Pringle, Stantec

II. Scheduled Items

A. Approval of October 21 GSP Coordination Committee Meeting Minutes

RESULT: APPROVED

MOVER: Greg Young, Byron-Bethany Irrigation District GSA

SECONDER: David Weisenberger, Banta-Carbona Irrigation District GSA

AYES: Banta-Carbona Irrigation District GSA, Byron-Bethany Irrigation District GSA, City of Lathrop GSA, City of Tracy GSA, San Joaquin County GSA, Stewart Tract GSA

NOES: None

ABSENT: None

ABSTAIN: None

- B. Resolution Proclaiming a Local Emergency, Ratifying the COVID-19 State of Emergency, and Authorizing Remote Teleconference Meetings of the Tracy Subbasin GSP Coordination Committee Pursuant to the Ralph M. Brown Act

RESULT: APPROVED

MOVER: David Weisenberger, Banta-Carbona Irrigation District GSA

SECONDER: Ryan Alameda, Stewart Tract GSA

AYES: Banta-Carbona Irrigation District GSA, Byron-Bethany Irrigation District GSA, City of Lathrop GSA, City of Tracy GSA, San Joaquin County GSA, Stewart Tract GSA

NOES: None

ABSENT: None

ABSTAIN: None

C. Inter-Basin Coordination Update

Kirsten Pringle, Stantec, notified the GSP Coordination Committee (Committee) that the GSAs in the Northern & Central Delta-Mendota Region and East Contra Costa Subbasin have indicated interest in scheduling inter-basin coordination meetings. The purpose of the meetings will be to discuss data sharing and coordination during Groundwater Sustainability Plan (GSP) implementation.

D. Preparation of and Data Needs for 2022 Annual Report

Richard Shatz, GEI, provided an overview of data needs for preparation of the 2022 Annual Report. He asked that the Committee submit relevant information prior to the December 16 Committee meeting.

The Committee discussed methodologies for estimating groundwater use from agriculture. At the direction of the Committee, Mr. Shatz had researched the Open ET data platform. He reported that the data from Open ET is unavailable for download. He recommended that the GSAs use the C2VSIM Irrigation Demand Calculator to estimate groundwater use from agriculture. The groundwater use estimate would be used to calculate the cost allocation for each GSA and included in the Annual Reports.

Greg Gibson, City of Lathrop GSA, asked if Mr. Shatz reviewed other platforms with satellite evapotranspiration (ET) data. Mr. Shatz responded that his team reviewed two other platforms with satellite ET data and felt that C2VSIM was the best choice at this time.

Greg Young, Byron-Bethany Irrigation District GSA, suggested asking Open ET if it would be possible for the GSAs to receive a download of the historic ET data. The Committee agreed with this approach.

David Weisenberger, Banta-Carbona Irrigation District GSA, asked for clarification on how the Open ET data would be used. Mr. Shatz responded that the data would be used to quantify groundwater use by agricultural water users. Mr. Zidar added that the quantified groundwater use would be compared against the available surface water supply to demonstrate that most of the demands are being met with surface water.

E. Draft Scope and Budget for GSP Implementation Technical Support

The Committee discussed technical support needs during GSP implementation. Mr. Shatz provided an overview of the tasks and draft budget for technical support. Mr. Gibson asked whether the Committee had selected an annual schedule to calibrate the cost allocation methodology. Ms. Pringle responded they had not selected an annual schedule yet. The Committee decided to hold a meeting in December to vote to adopt the GSP implementation technical support scope and budget.

F. DWR Status Report

Ms. Pringle provided an update from Jackson Cook, California Department of Water Resources (DWR). Ms. Pringle shared that the DWR has released the California's Groundwater Live Tool and is holding a virtual meeting for the new GSP implementation grant funding. She also noted that DWR had release the next round of review on the GSPs submitted in 2020.

III. **Public Comments**

No additional comments were provided.

IV. **Agency Comments**

No additional comments were provided.

V. **Next GSP Coordination Committee Meeting – December 16, 2021**

The next GSP Coordination Committee Meeting will be held December 16, 2021.

VI. **Adjournment**

Ms. Pringle adjourned the meeting at 1:50 pm.

**TRACY SUBBASIN GROUNDWATER SUSTAINABILITY PLAN COORDINATION
COMMITTEE**

RESOLUTION NO. 2021-01

**PROCLAIMING A LOCAL EMERGENCY, RATIFYING THE COVID-19 STATE OF
EMERGENCY, AND AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF
THE TRACY SUBBASIN GROUNDWATER SUSTAINABILITY PLAN
COORDINATION COMMITTEE PURSUANT TO THE RALPH M. BROWN ACT.**

WHEREAS, the Tracy Subbasin Groundwater Sustainability Agencies (“GSA”) are committed to preserving and nurturing public access and participation in meetings of the Tracy Subbasin Groundwater Sustainability Plan Coordination Committee (“Coordination Committee”); and

WHEREAS, all meetings of the Coordination Committee are open and public, as required by the Ralph M. Brown Act (Gov. Code, §§ 54950 – 54963) (“Brown Act”), so that any member of the public may attend, participate, and watch the Coordination Committee conduct its business; and

WHEREAS, Assembly Bill 361 added Government Code section 54953(e) to make provisions for remote teleconferencing participation in meetings by members of a legislative body, without compliance with the requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions; and

WHEREAS, a required condition is that a state of emergency is declared by the Governor pursuant to Government Code section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the state caused by conditions as described in Government Code section 8558; and

WHEREAS, a proclamation is made when there is an actual incident, threat of disaster, or extreme peril to the safety of persons and property within the jurisdictions that are within the Tracy Subbasin’s boundaries, caused by natural, technological, or human-caused disasters; and

WHEREAS, it is further required that state or local officials have imposed or recommended measures to promote social distancing, or, the legislative body meeting in person would present imminent risks to the health and safety of attendees; and

WHEREAS, such conditions now exist in the Tracy Subbasin, specifically, on March 4, 2020, Governor Gavin Newsom proclaimed a State of Emergency to exist in California due to the threat of COVID-19; despite sustained efforts, the virus continues to spread and has impacted nearly all sectors of California; and

WHEREAS, the Coordination Committee does hereby find that the ongoing risk posed by the highly transmissible COVID-19 virus has caused, and will continue to cause, conditions of peril to the safety of persons within the Tracy Subbasin that are likely to be beyond the control of services, personnel, equipment, and facilities of the Coordination Committee, and desires to proclaim a local emergency and ratify the proclamation of state of emergency by the Governor of the State of California; and

WHEREAS, as a consequence of the local emergency, the Tracy Subbasin GSAs do hereby find that the Coordination Committee shall conduct its meetings without compliance with paragraph (3)

of subdivision (b) of Government Code section 54953, as authorized by subdivision (e) of section 54953, and that the Coordination Committee shall comply with the requirements to provide the public with access to the meetings as prescribed in paragraph (2) of subdivision (e) of section 54953; and

WHEREAS, all meeting agendas, meeting dates, times, and manner in which the public may participate in the public meetings of the Coordination Committee and offer public comment by telephone or internet-based service options including video conference are posted on the Tracy Subbasin website and physically outside of the San Joaquin County office.

NOW, THEREFORE, THE COORDINATION COMMITTEE DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. Proclamation of Local Emergency. The Coordination Committee hereby proclaims that a local emergency now exists throughout the Tracy Subbasin, and the ongoing risk posed by the highly transmissible COVID-19 virus has caused, and will continue to cause, conditions of peril to the safety of persons within the Tracy Subbasin.

Section 3. Ratification of Governor's Proclamation of a State of Emergency. The Coordination Committee hereby ratifies the Governor of the State of California's Proclamation of State of Emergency, effective as of its issuance date of March 4, 2020.

Section 4. Remote Teleconference Meetings. GSA staff are hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution including, conducting open and public meetings in accordance with Government Code section 54953(e) and other applicable provisions of the Brown Act.

Section 5. Effective Date of Resolution. This Resolution shall take effect immediately upon its adoption and shall be effective until the earlier of (i) Thursday, October 21, 2021 or such time the Coordination Committee adopts a subsequent resolution in accordance with Government Code section 54953(e)(3) to extend the time during which the Coordination Committee may continue to teleconference without compliance with paragraph (3) of subdivision (b) of section 54953.

PASSED AND ADOPTED by the Tracy Subbasin Coordination Committee, this _____ day of _____, 2021, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN: