

## Attachment 2

### **Key Elements of GSA Agreement Negotiations & Considerations**

<b>Key Elements of Agreement</b>	<b>Notable Considerations</b>
<b><i>GSA board composition</i></b>	<ul style="list-style-type: none"> <li>• Eligible entities interested and/or necessary for GSA effectiveness</li> <li>• Representation of non-public agencies and/or basin users</li> <li>• Future addition/withdrawal of eligible entities as members</li> </ul>
<b><i>Voting procedures</i></b>	<ul style="list-style-type: none"> <li>• Identify critical decisions</li> <li>• Thresholds of approving decisions (e.g. financial implications, adopting GSP, enacting fees or ordinances)</li> <li>• Weight of voting by member entities (e.g. one vote per entity, based on acreage, based on estimated water use, etc.)</li> </ul>
<b><i>Financial strategies</i></b>	<ul style="list-style-type: none"> <li>• Most appropriate funding strategy for needs (e.g. cost sharing amongst members, new basin-wide funding mechanism)</li> <li>• Likelihood of a funding mechanism's success under Prop 218</li> <li>• Appropriateness and extent of offsetting new costs with in-kind services</li> <li>• Equity in level of participation versus interest represented</li> <li>• Whether representation/ voting is dependent on member entity paying fair share, or not</li> </ul>
<b><i>Decision making processes and roles of stakeholders</i></b>	<ul style="list-style-type: none"> <li>• Level of independence from member entities</li> <li>• Transparency and public processes</li> <li>• Fair and equitable representation of all basin users</li> <li>• Formation and roles of advisory committee(s)</li> <li>• Dispute resolution</li> </ul>
<b><i>Roles and responsibilities of member entities</i></b>	<ul style="list-style-type: none"> <li>• Identify efforts to be conducted in three key areas: (1) Governance, administration and coordination; (2) Monitoring, data improvements, and reporting; (3) Technical studies, GSP development and refinements.</li> <li>• Capacity of member entities to conduct these efforts</li> <li>• Roles and responsible entity for conducting efforts (e.g. delegate specific roles to member entities, GSA hires staff)</li> <li>• Equity in level of participation versus interest represented</li> </ul>
<b><i>Indemnification/ liability</i></b>	<ul style="list-style-type: none"> <li>• Liability for debts, obligations, actions or omissions of GSA and/or other member entities</li> </ul>