Meeting: Ph

Phase 2 Reservoir Project Agreement

2019 October 18

Subject:

Reservoir Committee Meeting

9:00 AM - 12 PM

Locations:

Maxwell Project Office

Call in: 1-800-201-7439

122 Old Highway 99W Maxwell, CA 95955

Code:

644237

Chair:

Doug Headrick (San Bernardino Valley Municipal Water District)

Vice Chair:

Thad Bettner (Glenn-Colusa Irrigation District)

Treasurer

Jamie Traynham (Davis Water District)

MINUTES

9:00 AM - CALL TO ORDER:

Chairman Headrick called the meeting to order at 9:00 a.m., followed by the Pledge of Allegiance.

ROLL CALL:

Roll was called (See Attachment A), which resulted in 17 eligible representatives. This equated to 76.3% of the current participation percentage being in attendance, which is greater than the 50% needed to have a quorum of the Reservoir Committee. By 9:35 a.m. an additional member was seated bringing the total participation percentage to 91.6%.

INTRODUCTIONS:

The Sites Reservoir Committee members, staff and members of the public introduced themselves.

ATTENDANCE:

See Attachment B.

AGENDA APPROVAL:

<u>Action</u>: It was moved by Vanderwaal, seconded by Ruiz to approve the October 18, 2019 Sites Reservoir Committee Agenda, as presented. The motion carried unanimously.

Status: Is

Issued for Use Informational Subject to change Version: A

Date: 2019 October 18

Ref/File #:

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MINUTES APPROVAL:

<u>Action</u>: It was moved by Bettner, seconded by Vanderwaal to approve the September 20, 2019 Phase 2 Reservoir Committee Meeting Minutes, as presented. The motion carried unanimously.

ANNOUNCEMENT OF CLOSED SESSION:

General Manager Watson announced the Reservoir Committee Members would consider a Closed Session matter regarding significant exposure to litigation or adjudicatory proceedings (Govt. Code 54956.9(d)(2) and (4) (2 items)) after the Regular Agenda.

PERIOD OF PUBLIC COMMENT:

Chairman Headrick called for public comment. Hearing none, he closed the period of public comment.

SPECIAL PRESENTATION:

• Santa Clara Valley Water perspective of statewide water management.

Ms. Kao spoke to Santa Clara Valley Water's interest in the Sites Project. She also spoke to the history of the formation of the Water District, water demands of the people they serve, fluctuation of groundwater levels and the need for a reliable water source. She stated Santa Clara County Valley Water is not looking for more water than they currently have, but to maintain the existing level of water supply and to secure water to offset projected future increases.

Brief discussion followed regarding how Sites would fit into their needs, with no action taken.

General Manager Watson asked for volunteers for the next presentation in November.

Chairman Headrick (San Bernardino County) volunteered for November's presentation of their perspective of statewide water management.

Mr. Dan Ruiz (Westside Water District) volunteered for December's presentation.

1. Member's Reports:

1.1 Chairpersons' Report:

Headrick, Bettner

This time is set aside to allow the Chair/Co-Chair an opportunity to disclose/discuss items related to the Sites Project.

Chairman Headrick announced board officer elections will be held in December 2019, along with reconsideration of the composition of the Work Groups.

1.2 <u>Reservoir Committee Participant Reports:</u>

Representatives

This time is set aside to allow Representatives or their Alternates an opportunity to disclose/discuss items related to the Sites Project.

Mr. Kunde requested a meeting with the State Contractor Group after the Reservoir Committee meeting.

1.3 Special Study:

Discussion of value planning exercise.

Mr. Kunde provided an update of the value planning exercise. He stated the Reservoir Committee and the Authority Board Value Planning team met on October 1 and October 14, 2019 and discussed the following:

- Alternatives that might be less expensive than the existing Alternative D.
- New facilities and modified facilities identified.
- Preliminary construction cost estimates.
- Identified approximately 60 facility options which were considered in this analysis and combined individual facility options into nine alternatives.

Discussion followed regarding the various Alternatives, engineering process, affordability analysis, whether this is a viable project and the next steps in this process. Following discussion, Mr. Kunde requested specific direction as to how to proceed.

Chairman Headrick stated the Value Planning Team is headed in the right direction and to continue their current path. Mr. Kunde stated he hoped to have a recommendation at the next Reservoir Committee meeting.

2. <u>Consent Agenda</u>:

Watson

None.

Manager's Report:

Watson

3.1 Discussion and possible direction to staff regarding the Sites Project's monthly status report. (Attachment 3-1A)

General Manager Watson provided an overview of project activities performed in the months of September and October 2019 as follows:

 Announced Steve Cole is the new alternate for the Santa Clarita Valley Water Agency.

- Continued to work on pre-application consultations with the CDFW.
- Continued to assist Reclamation in finalizing preparations to collect geotechnical data at the Delevan pipeline, terminal regulating reservoir at Fletcher as part of their feasibility analysis.
- October 2, 2019, Reclamation started collecting data at the pipeline.
- In September 2019, held the second of two workshops that led to the value planning process. Staff continues to work on the affordability analysis, cost estimates, financials and the operations yield for all alternatives through the various Work Groups.
- Submitted first invoice to the Water Commission and it was approved for payment on October 14, 2019. Working on a 2nd invoice which will be submitted to the Water Commission with payment expected by year's end or early January 2020. Brief discussion followed, with no action taken.
- Staff continues to work on the concept level of a work plan.
- Staff has developed a concept for extending the existing Project funding through June 30, 2020.
- October 3, 2019, presented the Project to the American Council of Engineering Companies at their annual conference.
- October 8, 2019, presented the Project to the California Congressional Legislative Staff who had been invited to tour northern California's water infrastructure.
- Hosted several tours of the Project to various Metropolitan Water District groups.
- Tour of Sites Project with Robert Green from the LA Times Editorial Board.
- Chairman Headrick stated Metropolitan hosted a tour for their Board Members and guests. He stated Kevin Spesert was the presenter and he did a great job. He expressed his appreciation to the Sites staff.
- 3.2 Discussion and possible direction to staff regarding Proposition 1, WSIP activities.
 - General Manager Watson stated there was nothing to report at this time.
- 3.3 Discussion and possible direction to staff regarding U.S. Bureau of Reclamation activities and WIIN Act Funding.

Mr. Dietl updated the Committee Members regarding Reclamation activities on the following:

- Federal Feasibility report.
- Preferred project description extension of time.
- Geotechnical activities started on October 2, 2019.

General Manager Watson stated they are holding monthly Coordination Meetings with Reclamation Management. The next meeting is on November 12, 2019. He also noted Reclamation has a new name "Interior Region 10 California Great Basin".

9:25 am. Randall Nuedeck, Metropolitan Water District, representative is now present and seated.

4. 2019 Ad Hoc Budget & Finance Work Group:

Traynham

4.1 Review and consider accepting the Sites Project Authority Treasurer's Report. (Attachments 4-1A)

<u>Action:</u> It was moved by Vanderwaal, seconded by Bettner to accept the Sites Project Authority Treasurer's Report, as submitted. The motion carried unanimously.

4.2 Consider approval of the Reservoir Committee's portion of the monthly Payment of Claims. (Attachments 4-2 A&B)

<u>Action:</u> It was moved by Kao, seconded by Marks to approve the Reservoir Committee's portion of the monthly Payment of Claims, as submitted. The motion carried unanimously.

4.3 Consider approval of the revised Phase 2 (2019) Work Plan supporting a revised completion date for Phase 2 (2019) from December 31, 2019 to March 31, 2020 as presented in Attachment A: Revised Phase 2 (2019) Reservoir Project Agreement, Exhibit B (90 Day Delay). (Attachments 4-3 A, B &C)

General Manager Watson stated the Reservoir Committee Members at their September 2019 meeting approved to extend the Phase 2 (2019) Participation Agreement by three months. He stated after further review it was decided that a three-month extension was not sufficient to accomplish everything that needed to be done. He stated a 180 days extension could be done, but there would be consequences in terms of deliverables being deferred and reductions in support in different areas would need to be made.

Mr. Robinette provided a presentation on the 90 days extension approved by the Reservoir Committee members at their September 2019 meeting versus the current request for a 180 days extension. He spoke to the following:

- Cash Flow (Revenue/Expenses) in a 90 day delay.
- 90 day delay deliverables with Service Areas.
- 90 day delay Service Areas with deliverables.
- 180 day delay deliverables with Service Areas.
- Phase 2 90 vs 180 day delay milestones.

- A Revised Phase 2 (2019) Deliverables.
- Summary of Deliverables for the Revised Phase 2 (2019) Work Plan 90 vs 180 Extension Service Area Scope.

Mr. Robinette stated the primary focus is defining a permittable and affordable project and updating the project description. Lengthy discussion followed regarding a working budget, no additional costs to the participants, burn rate reductions which were discussed with the consultants, placement of certain work on hold until a preferred project description is finalized, bank RFPs and availability of funds for critical tasks.

Following discussion, it was the consensus of those Reservoir Committee Members present to proceed with the 180 days extension.

Outcome from discussion during the meeting:

- Project Description by End of 2019.
- Operations with Reclamation by March 31, 2020.
- Permitability by March 31 (handshake CDFW) 2020.
- Possible cash call to help advance critical deliverables (develop a plan with and without).
- Logistics:
 - o 180 Day Extension Work Plan consensus from Res Comm.
 - o Participation agreements need to be signed in December.
 - Focus on aligning the budget to those tasks, work through it with the work groups.

5. 2019 Ad Hoc Agreements & Contracts Work Group:

Davis

5.1 Consider approval of a recommendation to the Sites Project Authority to approve the "First Amendment to the Memorandum of Understanding for Completion of the North-of-Delta Offstream Storage investigation and Sharing of Costs" (2015) Cost Share MOU) as presented in Attachment A. (Attachments 5-1 A & B)

<u>Action</u>: It was moved by Davis, seconded by Marks to approve a recommendation to the Sites Project Authority to approve the "First Amendment to the Memorandum of Understanding for Completion of the North-of-Delta Offstream Storage Investigation and Sharing of Costs" (2015) (Cost Share MOU) by and between the U.S. Department of the Interior, Bureau of Reclamation, Mid-Pacific Region and the Sites Project Authority.

5.2 Consider approval of a recommendation to the Sites Project Authority to approve the "First Amendment to [the] 2019 Reservoir Project Agreement by and Among [the] Sites Project Authority and the Project Agreement members Listed Herein, dated as of January 1, 2020" (2019 Agreement) as presented in

Attachment A or as further amended by the Reservoir Committee at today, October 18, 2019. (Attachment 5-2A)

At the request of General Manager Watson, Chairman Headrick tabled the November 2019 meeting approval of a recommendation to the Sites Project Authority to approve the "First Amendment to [the] 2019 Reservoir Project Agreement by and Among [the] Sites Project Authority and the Project Agreement Members Listed Herein, dated as of January 1, 2020" (2019 Agreement).

6. 2019 Ad Hoc Environmental & Permitting Work Group:

Bettner

- 6.1 Discussion and possible direction to staff regarding consultation discussion with the California Department of Fish and Wildlife.
 - At the request of Vice-chairman Bettner, Chairman Headrick tabled the matter regarding consultation discussion with the California Department of Fish and Wildlife.
- 6.2 Discussion and possible direction to staff regarding the status and progress of the Sites Reservoir (and Maxwell Water Intertie) Project's environmental planning and permitting efforts.

Ms. Forsythe provided an update regarding the status and progress of the Sites Reservoir Project's environmental planning and permitting efforts as follows:

- Final EIR/EIS.
- Federal Endangered Species Act (ESA).
- National Historic Preservation Act, Section 106.
- California Endangered Species Act (Fish and Game Code Section 2081).
- Army Corp regarding Clean Water Act, Section 401 and 404, with a meeting to be held early November 2019.

7. 2019 Ad Hoc Reservoir Operations Work Group:

Ruiz/Kunde

7.1 Discussion and possible direction to staff regarding the ongoing activities of the Reservoir Operations Work Group.

Mr. Kunde provided an update regarding the ongoing activities of the Reservoir Operations Work Group as follows:

- Affordability Analysis.
- Modeling efforts in support of the CDFW process and affordability analysis.
- New demand patterns from participation members.
- Continued work by Rob Cooke, Department of Water Resources, on ability to get water moved to South of the Delta.

• Operations modeling technical memo regarding assumptions.

Discussion followed, with no action taken.

8. 2019 Ad Hoc Water Facilities Work Group:

Vanderwaal

8.1 Consider approval of a recommendation to the Sites Project Authority to approve the Authority's Principles and Requirements for Feasibility Study.

Mr. Vanderwaal provided a brief update of the Authority's Principles and Requirements for the Feasibility Study.

Discussion followed. Continued discussion on this topic at the November 2019 Reservoir Committee Meeting.

9. 2019 Ad Hoc Site Facilities Work Group:

Azevedo

9.1 Discussion and possible direction to staff regarding real estate, land management, site facility activities, and early geotechnical explorations.

Messrs., Azevedo, Spesert and Dietl provided a brief update on the site facility activities and geotechnical explorations.

Brief discussion followed, with no action taken.

RECESS:

Chairman Headrick declared a recess at 11:34 a.m. and convened into Closed Session at 11:39 a.m. to consider the following matter:

10. Closed Session:

10.1 Conference with legal counsel regarding significant exposure to litigation or adjudicatory proceedings (Govt. Code 54956.9(d)(2) and (4) (2 items)).

Chairman Headrick adjourned Closed Session at 12:40 p.m. and reconvened into Regular Session.

11. Report from Closed Session:

Chairman Headrick announced as to Closed Session regarding significant exposure to litigation or adjudicatory proceedings (Govt. code 54956.9(d)(2) and (4) (2 items), there was no reportable action taken.

12. Recap:

12.1 Agenda topics for next meeting:

- Special presentation of San Bernardino County's perspective on statewide water management, November 21, 2019.
- Special presentation of Westside Water District's perspective on statewide water management, December 19, 2019.
- 12.2 Upcoming Reservoir Committee Meetings:

Thursday, November 21, 2019 1:00 p.m.

Reservoir Committee Tsakopoulos Library Galleria 828 | Street, Sacramento, CA 95814

Thursday, November 21, 2019 4:30 p.m.

Joint Authority Board and Reservoir Committee Meeting Downey Brand Office 621 Capitol Mall, Ste. 18 Sacramento, CA 95814

The meeting adjourned at 12:42 p.m.

Chairman

Doug Headrick

G<mark>eneral Manager</mark>

l∤m Watsor

Topic:

Sites Reservoir Project, Phase 2 (2019)

2019 October 18

Subject: Reservoir Committee Meeting

9:00 AM - 12:00 PM

Attachment B to Meeting Minutes - Attendance

Current Voting Reservoir Committee Participants (21):							
Participant	✓	Representative	✓	Alternate	Others		
American Canyon, City		Felix Hernandez III		Jason Holley			
AVEK WA		Dwayne Chisam		Dan Flory			
Carter MWC		Ben Carter		Ann Carter			
Coachella Valley WD		Robert Cheng	$ \sqrt{} $	Ivory Reyburn			
Colusa County.	V	Azevedo, Mike		Gary Evans			
Colusa Co. WD		Shelley Murphy		Joe Marsh			
Cortina WD	V	Jim Peterson		Chuck Grimmer			
Davis WD	V	Jamie Traynham		Tom Charter			
Desert WA	$ \sqrt{} $	Mark Krause		Steve Johnson			
Dunnigan WD	V	Bill Vanderwaal					
Glenn-Colusa ID		Thad Bettner		Don Bransford			
LaGrande WD		Zach Dennis		Ken LaGrande			
Metropolitan WD		Randall Neudeck		Chandra Chilmakuri	Sergio Valles		
RD 108	$ \sqrt{} $	Bill Vanderwaal		Blair Lewis			
San Bernardino V MWD	V	Doug Headrick	$ \overline{\checkmark} $	Bob Tincher			
San Gorgonio Pass WA		Jeff Davis					
Santa Clara Valley WD	\checkmark	Cindy Kao		Eric Leitterman			
Santa Clarita Valley Water Agency		Dirk Marks		Steve Cole			
Westside WD		Allan Myers	V	Dan Ruiz			
Wheeler Ridge-Maricopa	$ \sqrt{} $	Rob Kunde					
Zone 7 WA	$\overline{\checkmark}$	Amparo Flores		Carol Mahoney Jarnail Chahal	Wes Mercado		

Issued for use Version:

Status: Purpose: Caveat 1

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Non-Voting Committee Participants (2):

Participant	✓	Representative/Other	✓	Alternate/Other		
Dept of Water Resources		Rob Cooke		David Sandino		
		Ajay Goyal		Jim Wieking		Dave Arrate
Bureau of Reclamation		Richard Welsh		Don Bader		Chris Duke
		David Van Rijn Shana Kaplan		Mike Dietl Mike Mosley		Natalie Wolder
Pending Reservoir	Com	ımittee Participan	ts (0)):		
Participant	√	Representative	✓	Alternate		
Authority, Non-Sig	nato	ory (6):				
Participant	✓	Representative	V	Alternate		
Glenn County		John Viegas				
PCWA		Ed Horton		Ben Barker Darin Reintjes		
Roseville		Sean Bigley				
Sacramento, City of		Jim Peifer		Dan Sherry		
Sacramento County WA		Kerry Schmitz		Michael Peterson		
Tehama-Colusa Canal Authority		Jeff Sutton				
Staff:						
✓ Name ,	Repre	esenting	~	Name	Repre	senting
Forsythe, Ali	Sites	Project Authority	$\overline{\checkmark}$	Trapasso, Joe	Sites F	Project Authority
☑ Frederiksen, Lee	Sites	Project Authority	V	Tirado, Yolanda	Sites F	Project Authority
☑ Spesert, Kevin	Sites	Project Authority	V	Watson, Jim	Sites F	Project Authority
P Thomson, Rob	Sites	Project Authority				

Consultant/Public:

✓	Name	Representing	~	Name	Representing
P	Alexander, Jeriann	Fugro		Krivanec, Chris	HDR
	Barnes, Joe	AECOM	P	Kuney, Scott	Young Wooldridge
\checkmark	Boling, Robert	HDR		McDonald, Connor	Bender Rosenthal
	Briard, Monique	ICF		Montague, Doug	Montague DeRose Assoc.
	Brown, Doug	Stradling	P	Motamed, Farid	Fugro
$\overline{\mathbf{V}}$	Brown, Scott	LWA	\checkmark	Robinette, JP	Brown & Caldwell
	Bruner, Marc	Perkins Coie		Rossetto, Sarah	Katz & Associates
	Campbell, Jeff	Project Controls Cubed	\checkmark	Rude, Peter	Jacobs
	Floyd, Kim	Floyd	\checkmark	Spranza, John	HDR
$ \sqrt{} $	Herrin, Jeff	AECOM		Tull, Rob	Ch2m
$\overline{\mathbf{V}}$	Heydinger	Erin		Van Camp, Marc	МВК
	Johns, Jerry	Johns		Warner Herson, Laurie	Phenix
P	Katz, Sara	Katz & Associates	P	Dowd, Alan	Young Wooldridge
V	Kivett, Marcia	Sites Project Authority			
Oth	er Attendees: (Check box to have email	address	added to the dist	tribution list)
Name	•	Representing	Contact	(Phone & E-mail)	
Fores	st, Mike	AECOM			
Math	ews, Jeff	Westervelt			
Serra	no, Oscar	CICC			
Rehe	rmann, Clint	Motive Power, Inc			
Lui, C	Gracie	Fugro			

Topic:

Sites Reservoir Project, Phase 2

2019 October 18

Subject:

Reservoir Committee Meeting

Attachment A to Meeting Minutes - Roll Call

Current Voting Committee Participants (21):

				/-			
✓	Pct	Participant		<u> </u>	Pct	Participant	
	3.42	American Canyon, City			2.64	LaGrande WD	(2)
	2.51	Antelope Valley-East Kern V	VA	×	15.34	Metropolitan WD	(‡)
	2.46	Carter MWC		\square	3.42	Reclamation District 108	
\checkmark	4.97	Coachella Valley WD			7.93	San Bernardino Valley MW	D
\checkmark	4.97	Colusa County		V	6.01	San Gorgonio Pass WA	
\checkmark	5.49	Colusa Co. WD			6.53	Santa Clara Valley WD	
	2.50	Cortina WD	(1)		3.67	Santa Clarita Valley WA	
	2.90	Davis WD			6.27	Westside WD	
\square	0.00	Department of Water Resources (non-voting)			3.17	Wheeler Ridge-Maricopa W	/SD
	4.06	Desert WA			0.00	US Bureau of Reclamation (non-voting)	
	3.09	Dunnigan WD			4.97	Zone 7 WA	
$\overline{\mathbf{V}}$	3.68	Glenn-Colusa ID			100.00	Total	

- 17. Voting members represented at Meeting start (See Note 1) ✓
- 76.3 % Represented participation percentage
- Represented by 9:35 am (See Note 1) 18.
- Represented participation percentage

Representation has been delegated as follows:

- (1) To Jamie Traynham, Davis WD until 9:35 am.
- (2) To Jamie Traynham, Davis WD
- (‡) Not present between 11 to 11:45 am

NOTE 1: Participation by phone are not counted in quorum or voting.

Purpose: Caveat 1

Status

Meeting Record

Version: 0

Date: 2019 Oct 19 Ref/File #: 12.221-210.018 1

NOTE 2: Additional participants were on the phone, but did not identify themselves. Caveat 2 Subject to revision

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