

SITES PROJECT JOINT POWERS AUTHORITY

MINUTES OF MEETING

August 1, 2012

Chair LaGrande called the meeting of the Sites Project Joint Powers Authority (Sites JPA) Board of Directors to order at 1:35 p.m. The meeting was held at the Glenn County Board of Supervisors' Chambers, 525 West Sycamore Street, Willows, California 95988.

Present:

County of Glenn, Leigh McDaniel
Glenn-Colusa Irrigation District (GCID), Don Bransford
Tehama Colusa Canal Authority (TCCA), Ken LaGrande
Reclamation District 108 (RD 108), Fritz Durst
Maxwell Irrigation District (MID), Greg Mensik
Department of Water Resources (DWR), Kamyar Guivetchi

Absent:

County of Colusa
Yolo County Flood Control and Water Conservation District (YCFC&WD)

Also Present:

Dan Ruiz, Bill Worall, MID; Jeff Sutton, TCCA; Sandy Denn, Thad Bettner, Mary Spooner Danley, GCID; Oscar Serrano, Colusa Indian Community; Mitch Butler, Natural Resource Results; Ajay Goyal, DWR

Approve Agenda

Director Bransford moved to approve the agenda, Director Durst seconded and the agenda was approved by unanimous vote.

Public Participation

Chair LaGrande called for public participation and as no one from the public wished to address the Board, the meeting continued.

Minutes

Director Durst moved to approve the June 6, 2012, minutes as corrected, and the July 12, 2012, minutes. Director Bransford seconded the motion, and the minutes were approved with corrections by unanimous vote.

FINANCIAL CONSIDERATIONS

Approve Payment of Claims and Accept Treasurer's Report

Director Bransford moved, Director Durst seconded and it was unanimously voted to accept the Treasurer's Report as presented, and to approve the payment of claims #1016

through #1018, inclusively, in the amount of One Hundred Thirty-One Thousand, Six Hundred Seventy-Two Dollars and Eighty-Eight Cents (\$131,672.88).

Director Bransford reported that he had met with the accountant, Jim Bond to discuss Sites JPA financial needs. Mr. Bond will be preparing the budget for the upcoming year and it was determined to include a line item for any lobbying that may occur; however, the board needs to be aware that any lobbying costs would be paid directly from the Sites JPA funds as these costs cannot be paid with any grant funds.

Director McDaniel arrived at 1:43 p.m.

GOVERNANCE AND INTERNAL ORGANIZATION

Approve Releasing Request for Qualifications for General Manager

At the June 6, 2012, meeting, the Board approved moving forward with the Request for Proposals/Qualifications for General Manager. Following the approval by the Board, staff pursued the release of the RFQ/RFP and contacted the Association of California Water Association (ACWA) to place an advertisement in the ACWA news.

On June 25, 2012, Chairman LaGrande requested that the release of the RFQ/RFP be put on hold as he wished to meet with the ad-hoc committee to discuss outstanding issues. No meeting has been held and the RFQ/RFP was not released.

The board members discussed whether moving forward with hiring a General Manager was necessary as the Water Bond was postponed until the 2014 election year. Chair LaGrande suggested that the RFQ/RFP be released to see what level of interest there may be for the position.

Director McDaniel moved, Director Durst seconded, and it was unanimously voted to release the Request for Proposals/Qualifications for General Manager as recommended by the Ad-Hoc Committee and the mailing address for receiving the qualifications be the Sites JPA post office box.

Discuss and Consider Resolution 2012-01 for the Sites JPA Consent to Enter the Joint Protection Program of the Association of California Water Agencies Joint Powers Insurance Authority

The Association of California Water Agencies Joint Powers Insurance Authority (ACWA JPIA) joint protection program offers significant advantages to the Sites JPA in terms of cost, liability protection and services. In addition to approval of the Resolution, the Board will also need to appoint Sites JPA board members to serve as Director and Alternate Director on the ACWA JPIA Board of Directors.

Director Bransford moved, Director Durst seconded, and by unanimous, Resolution 2012-01 was adopted as follows:

RESOLUTION NO. 2012-01

A RESOLUTION OF THE BOARD OF DIRECTORS OF
SITES PROJECT JOINT POWERS AUTHORITY
CONSENTING TO ENTER THE JOINT PROTECTION
PROGRAM OF THE ASSOCIATION OF CALIFORNIA
WATER AGENCIES/JOINT POWERS INSURANCE AUTHORITY

WHEREAS, pursuant to the provisions of Section 990, 990.4, 990.8, and 6500 of the Government Code, Sites Project Joint Powers Authority (Sites JPA) wishes to enter into an agreement with various other agencies entitled "Joint Powers Agreement: Creating the Association of California Water Agencies/Joint Powers Insurance Authority" (the Authority), for the purpose of participating in the Joint Powers Insurance Authority created thereby, which since its formation has provided for and administered a joint protection program as more fully set forth in said agreement; and

WHEREAS, said joint protection program offers significant advantages to the Sites JPA in terms of cost, liability protection, and services, and entering such program, on the conditions hereinafter set forth, appears to be in the best interest of the Sites JPA.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Sites Project Joint Powers Authority:

Section 1. That the Sites JPA hereby consents pursuant to the above-mentioned Joint Powers Agreement, and the resolutions and policies enacted in implementation of such Agreement, to enter said joint protection program.

Section 2. That the Sites JPA hereby elects to join the Liability Program sponsored by the Authority.

Section 3. That the Sites JPA hereby selects \$2,500 as its Retrospective Allocation Point (RAP) for the first partial year of participation under the Authority's cost allocation formula for liability exclusive of Dam Failure Liability.

Section 4. That the Treasurer of the Sites JPA is hereby authorized to pay to the ACWA/Joint Powers Insurance Authority its first deposit premium.

Section 5. That the Secretary of the Board of Directors of the Sites JPA is directed to certify a copy of this resolution and to forward the same resolution, the signed Joint Powers Agreement, and the JPIA deposit premium payment promptly by mail; to the Association of California Water Agencies/ Joint Powers Insurance Authority, P.O. Box 619082, Roseville, California, 95661, at which time coverage will commence the 1st day of August 2012.

PASSED, APPROVED, AND ADOPTED this 1st day of August, 2012 by the following vote:

AYES: Directors LaGrande, Durst, Bransford, Mensik, McDaniel

NOES: None

ABSENT: Director Evans

**Discuss and Consider Resolution 2012-02 for Sites Project Joint Powers Authority
Consenting to Enter the Cost-Sharing Agreement CALFED Bay-Delta Surface Storage
Study Program**

The CALFED Bay-Delta Surface Storage Study Program Cost Sharing Agreement will allow Reclamation to partner with Sites JPA and share in cost studies and feasibility studies with Sites JPA. The purpose of the agreement is to cooperatively perform the CALFED Bay-Delta Surface Storage Program feasibility studies and environmental compliance activities, and to prepare the respective documentation consistent with the authorizations identified under Federal, State, and local laws and policy.

Sites JPA will need to appoint a Director or staff member to participate in a CALFED Surface Storage Program Executive Steering Committee. Members on the committee will provide both program and project leadership, address issues affecting the program and project progress, identify and strategize resolution of evolving issues or conditions. Sites JPA will also need to appoint a Director or staff member to the Project Management Team to participate on existing Project Management Teams for one or more of the CALFED surface storage projects.

Director Durst moved, Director Bransford seconded, and by unanimous, Resolution 2012-02 was adopted as follows:

RESOLUTION NO. 2012-02

A RESOLUTION OF THE BOARD OF DIRECTORS OF SITES PROJECT JOINT POWERS AUTHORITY CONSENTING TO ENTER INTO THE COST-SHARING AGREEMENT CALFED BAY-DELTA SURFACE STORAGE STUDY PROGRAM

WHEREAS, pursuant to the provisions of Section 990, 990.4, 990.8, and 6500 of the Government Code, Sites Project Joint Powers Authority (Sites JPA) wishes to enter into an agreement with the U.S. Bureau of Reclamation entitled, "Cost-Sharing Agreement CALFED Bay-Delta Surface Storage Study Program," for the purpose of undertaking and completing ongoing feasibility studies and environmental compliance activities, for the storage projects, which are identified as the CALFED Bay-Delta Program's Surface Storage Program and Programmatic Record of Decision as more fully set forth in said agreement; and

WHEREAS, said cost-sharing agreement offers significant advantages to the Sites JPA on the conditions hereinafter set forth, appears to be in the best interest of the Sites JPA.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Sites Project Joint Powers Authority:

Section 1. The Sites JPA hereby consents pursuant to the above-mentioned cost-sharing agreement, and the resolutions and policies enacted in implementation of such agreement, to enter said cost-sharing agreement.

Section 2. The Sites JPA hereby consents to the purpose of the agreement to cooperatively perform the CALFED Bay-Delta Surface Storage Program feasibility studies and environmental compliance activities, and to prepare the respective documentation consistent with the authorizations in Federal, State, and local laws and policy.

Section 3. The Sites JPA will be able to cost-share on studies and reports with Reclamation. All or part of the JPA's cost share may be provided as in-kind services.

Section 4. The Secretary of the Board of Directors of the Sites JPA is directed to certify a copy of this resolution and to forward the same resolution.

PASSED, APPROVED, AND ADOPTED this 1st day of August, 2012 by the following vote:

AYES: Directors LaGrande, Durst, Bransford, Mensik, McDaniel

NOES: None

ABSENT: Director Evans

Agency Reports

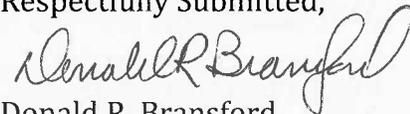
Kamyar Guivetchi, DWR, provided feedback on the proposal by Sites JPA managers and attorneys for the Sites JPA to become a "co-lead agency" for the North of Delta Offstream Storage Project's CEQA/NEPA documents; and if so, for DWR to indemnify the JPA, as discussed at the meeting held on May 25, 2012. He also reported that DWR Legal has determined that CEQA does not allow for "co-lead" agencies because there can only be one lead agency; and that DWR would not indemnify the Sites JPA. DWR believes that changing the lead agency at this time would be counter-productive as DWR has been the CEQA lead agency for the past twelve years. He noted that the Sites JPA needs to determine if it, and/or its members, are responsible agencies for this project.

Ajay Goyal updated the Board on the status of the administrative draft EIR/EIS. The administrative draft will be about 95% complete by early October and will be ready for review by DWR and USBR management and the cooperating agencies. The draft EIR/EIS is on schedule and will be ready for public review in March of 2013.

Adjournment

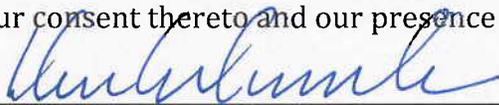
The meeting adjourned at 2:43 p.m.

Respectfully Submitted,



Donald R. Bransford
Secretary to the Board

Attest a true record of proceedings made and taken at the above foregoing meeting our consent thereto and our presence thereat.



Kenneth M. LaGrande