

SITES PROJECT AUTHORITY
P.O. Box 517
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MAXWELL, CALIFORNIA 95955
www.SitesProject.org

JERRY BROWN, EXECUTIVE DIRECTOR
925.260.7417

YOLANDA TIRADO, CLERK
530.438.2309
Boardclerk@SitesProject.org

Board of Directors

FRITZ DURST, RECLAMATION DISTRICT 108, CHAIR
JEFF SUTTON, TEHAMA-COLUSA CANAL AUTHORITY, VICE-CHAIR
GARY EVANS, COLUSA COUNTY SUPERVISOR
KEN HAHN, GLENN COUNTY SUPERVISOR
LOGAN DENNIS, GLENN-COLUSA IRRIGATION DISTRICT
BRUCE HOUESHELDT, PLACER COUNTY WATER AGENCY/CITY OF ROSEVILLE
DOUG PARKER, WESTSIDE WATER DISTRICT
JOE MARSH, COLUSA COUNTY WATER DISTRICT
KERRY SCHMITZ, CITY OF SACRAMENTO/SACRAMENTO COUNTY WATER AGENCY
DON BADER, BUREAU OF RECLAMATION (*COST-SHARE PARTNER, NON-VOTING*)
ROB COOKE, CA DEPARTMENT OF WATER RESOURCES (*EX-OFFICIO, NON-VOTING*)

Associate Members (*NON-VOTING*)

GREG JOHNSON, WESTERN CANAL WATER DISTRICT
JAMIE TRAYNHAM, TC 4 DISTRICTS

October 27, 2021 1:30 p.m. Sites Project Authority - Minutes

CALL TO ORDER & ROLL CALL:

Chairman Durst called the October 27, 2021 Authority Board Meeting to order at the hour of 1:30 p.m., followed by the Pledge of Allegiance and Roll Call.

INTRODUCTIONS:

Chairman Durst asked those present to introduce themselves.

AGENDA APPROVAL:

It was moved by Director Dennis, seconded by Director Hahn to approve the October 27, 2021 Authority Board Agenda. Motion carried: All Directors present voted yes.

ANNOUNCEMENT OF PUBLIC MEETING ITEM AND CLOSED SESSION:

Counsel Kuney announced the Authority Board would consider Closed Session matters as follows:

- 5.1 Negotiations concerning Sites Project construction and operation terms, conditions and agreements with the State of California, Department of Fish & Wildlife (Govt. Code §§54956.9(c), 54956.9(d)(4)).
- 5.2 Negotiations concerning water rights application, conditions and agreements with Sacramento River entities (Govt. Code §§54956.9(c) and 54956.9(d)(4)).

- 5.3 Public Employee Performance Evaluation, Executive Director (Govt. Code §§54957).

PERIOD FOR PUBLIC COMMENT:

None.

1. **CONSENT AGENDA:** It was moved by Director Evans, seconded by Director Dennis to approve Consent Agenda Item Number 1.1 through 1.6 as follows:

- 1.1 Approve the September 22, 2021 Joint Reservoir Committee & Authority Board Meeting Minutes. **(Attachments A & B)**
- 1.2 Accept the Sites Project Authority Treasurer's Report. **(Attachment A)**
- 1.3 Approve the Payment of Claims. **(Attachments A, B & C)**
- 1.4 Authorize teleconference meetings, pursuant to Brown Act Provision provided under Assembly Bill 361, effective through November 26, 2021.
- 1.5 Approve the 2022 Reservoir Committee Meeting Calendar and recommend the coordinated 2022 Authority Board Meeting Calendar. **(Attachment A)**
- 1.6 Approve a task order amendment with CH2M Hill Engineers, Inc., Service Area D – Operations Modeling, for additional scope of work related to project modeling analysis. The requested amendment increases the total task order amount by \$175,000 bringing the not to exceed task order amount to \$2,269,564 for work done during Amendment 2.

Motion carried: All Directors present voted yes.

2. **Action Items:**

- 2.1 Consider authorizing the Executive Director to submit the Final WSIP 75% Non-Public Cost Share Commitment materials to comply with Prop 1 conditions and continued eligibility of WSIP funds as follows:
- a. Letter Demonstrating Commitment of Non-Public Benefit cost. **(Attachment A)**
- b. Endorse 2021 Drafts of the Plan of Finance and Guiding Principles and Preliminary terms and direct the Executive Director to transmit 2021 Drafts to Project Members for their Agency review and comment. **(Attachment B & C)**

Mr. Robinette provided a brief overview of the Final WSIP 75% Non-Public Cost Share Commitment materials to comply with Prop 1 conditions and endorsement of the 2021 Drafts of the Plan of Finance and Guiding Principles and Preliminary Terms. Discussion followed.

ACTION: It was moved by Director Houdesheldt, seconded by Director Sutton to authorize the Executive Director to submit the Final WSIP 75% Non-Public Cost Share Commitment materials to comply with Prop 1 conditions and continued eligibility of WSIP funds as follows:

- a. Letter Demonstrating Commitment of Non-Public Benefit cost.
- b. Endorse 2021 Drafts of the Plan of Finance and Guiding Principles and Preliminary terms and direct the Executive Director to transmit 2021 Drafts to Project Members for their Agency review and comment.

Motion carried: All Directors present voted yes.

2.2 Consider approval of a new Procurement and Contract Policy. (**Attachment A**)

ACTION: It was moved by Director Dennis, seconded by Director Houdesheldt to approve a new Procurement and Contract Policy. Motion carried: All Directors present voted yes.

3. **Discussion and Information Items:**

3.1 Review and Comment on the Amendment 3 Project Agreement Approval Process including estimated participation levels, outreach and rebalancing, and schedule.

Mr. Brown provided an update on the Amendment 3 Project Agreement Approval Process and spoke to the Soft Call Survey Results. He also spoke to the following:

Expressed Interest in re/new Participation

- Bureau of Reclamation (an increase from 7% to 25% investment)
- Woodland Davis Clean Water Agency (2,000-5000 annualized AF)

Discussion followed with no action taken.

3.2 Review and comment on the Amendment 3 Key Consultant Task Order Summary.

Mr. Maltby provided an update on the Amendment 3 Key Consultant Task Order Summary and spoke to the following:

Work Plan and Task Order Schedule

April 2021 - Review Amendment 3 Draft Org Chart and Work Plan Goals & Objectives.

May 2021 - Review Amendment 3 Expense and Cash Flow Estimates.

June 2021 - The decision to Proceed with a 36-month Work Plan.

September 2021 - Approval of Amendment 3 Project Agreement and Work Plan.

October 2021 - Review Key Consultant Task Order Summary.

November 2021 - Approve Key Consultant Task Order Summary, Review Support Consultant Task Order Summary, Revisit Budget Allocation.

December 2021 - Approve Support Consultant Task Order Summary.

Draft Task Orders Summary – Key Consultant

- Subject Area/Firm - Task Order Budget – Work Plan Budget
- Key Consultant – Service Area – Task Order Budget (Preliminary)

Comparison to Amendment 2

All information is related to Key Consultant Draft Task Orders Only

- % of Total Expenses Dedicated to Project Management
 - Amendment 2 = 6.0%
 - Amendment 3 = 5.3%
 - Change = 0.7%
- Weighted Average Hourly Rate
 - Amendment 2 = \$184
 - Amendment 3 = \$180
 - Change = -2.4%
- Number of FTEs
 - Amendment 2 = 49.1
 - Amendment 3 = 65.4
 - Change = +33%

Brief discussion followed with no action taken.

- 3.3 Receive an update on the status of the development of the Authority's water right permit application, including an approach for the water availability analysis.

Ms. Forsythe provided an update on the status of the development of the Authority's Water Right Permit Application, including an approach for the water availability analysis and spoke to the following:

Place of Use and Points of Rediversion

- Place of Use:
 - Changes to North of Delta areas reflecting discussions with member agencies.
- Points of Rediversion:
 - Addition to include more South of Delta facilities for refuge needs.
 - Continue discussions with a few members to refine and possible add more.
 - Map for the North of Delta and South of Delta-place of use.

Water Availability Analysis

- Purpose:
 - Demonstrate a "reasonable likelihood" of water available for appropriation.

Background

- Sites Project is focused on diverting high winter flows into storage for later use.
- Diversion Criteria:
 - Outside the fully Appropriated Stream season (September – mid-June).
 - Permit to include Term 91.
 - Delta is in Excess Conditions.
 - Specific Sites diversion/bypass criteria.
- Dual Approach:
 - CalSim II Modeling:
 - Used for CEQA and NEPA; and refinement for the BA, ITP and Final EIR/EIS.
- Historical Analytical Approach:
 - Historical stream gauge data.
 - Existing minimum flow requirements.
 - Face value of downstream post-1914 water rights.
 - Reported use for pre-1914 and riparian rights.
 - Delta Conditions (Balanced/Excess.)
 - Layer in Sites' specific bypass requirements.
- Initial analysis is completed for Sacramento River from Red Bluff to Freeport.
- Currently incorporating Delta analysis.

- Next step is Funks Creek and Stone Corral Creek.
- On-going discussions with State Board staff on approach.

Discussion with Other Water Right Holders

- Meetings to other water right holders:
 - Proactively address concerns and avoid/less likelihood of protests.
 - Establish early relationships to address concerns expeditiously.
 - Additional meetings are planned for November/December.
 - Goal is to maintain an aggressive schedule for the water right approval process by proactively identifying and addressing concerns.

Lengthy discussion followed with no action taken.

4. Reports:

4.1 Member's Reports:

4.1.1 Chairpersons' Report:

Chairman Durst provided a brief update on the following:

- October visit by California State Treasurer Ma to the Site's Office and tour of Sites.
- NCWA:
 - Celebration of water world successes.
 - Opportunity to speak to the Sites Reservoir Project.
 - Fish migration.

4.1.2 Committee Chairpersons' Report:

Budget and Finance - None.

Land Management

Director Evans provided an overview of a Landowner Meeting held two weeks ago re: Geotech locations.

Legislative & Outreach

Director Sutton and Mr. Spesert provided an overview of the various Federal/State, outreach and local activities and/or concerns. Brief discussion followed.

Communications

Ms. Katz provided an overview of the various activities and/or concerns regarding the Sites Project.

4.1.3 Authority Board Participant Reports:

Director Houdesheldt provided an update on the following:

- Participated in a forum put on by Placer County Superior Bonnie Gore on water in Western Placer County which allowed him the opportunity to speak about Sites
- Placer County Business Alliance in Washington DC re: support for Sites.

Director Evans stated the Colusa County Board of Supervisors passed an MOU on pursuing water rights.

4.2 Executive Director's Reports:

Mr. Brown provided a brief update on the following:

- Monthly status report. **(Attachment A)**
- Work Plan Key Deliverables Report. **(Attachment B)**
- Meetings Action Items Summary. **(Attachment C)**

He also spoke to the following:

- Expressed his appreciation to Shelly Murphy, General Manager of the Colusa County Water District for hosting a landowner meeting.
- WIFIA letter of interest regarding WIFIA loan and if successful will be asked to submit an application.
- EIR/EIS public release on November 12, 2021.

Chairman Durst declared a recess at 2:54 p.m., to convene into Closed Session to consider the following:

5. Closed Session:

- 5.1 Negotiations concerning Sites Project construction and operation terms, conditions and agreements with the State of California, Department of Fish & Wildlife (Govt. Code §§54956.9(c), 54956.9(d)(4)).
- 5.2 Negotiations concerning water rights application, conditions and agreements with Sacramento River entities (Govt. Code §§54956.9(c) and 54956.9(d)(4)).

5.3 Public Employee Performance Evaluation, Executive Director (Govt. Code §§54957).

Chairman Durst adjourned from Closed Session at 4:34 p.m, and reconvened into Open Session.

6. **Report from Closed Session**

Counsel Kuney announced no reportable action was taken as to the following Closed Session matters:

5.1 Negotiations concerning Sites Project construction and operation terms, conditions and agreements with the State of California, Department of Fish & Wildlife (Govt. Code §§54956.9(c), 54956.9(d)(4)).

5.2 Negotiations concerning water rights application, conditions and agreements with Sacramento River entities (Govt. Code §§54956.9(c) and 54956.9(d)(4)).

5.3 Public Employee Performance Evaluation, Executive Director (Govt. Code §§54957).

7. **Recap:**

7.1 Suggested Future Agenda Items.

None.

7.2 **Upcoming Meetings:**

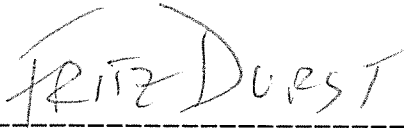
Reservoir Committee

Friday, November 19, 9:00 PM – 12:00 PM

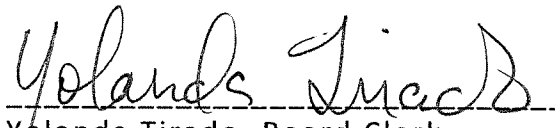
Authority Board

Monday, November 22, 2021 – 1:30 to 4:00 PM

Chairman Durst adjourned the Authority Board Meeting at the hour of 4:35 p.m.



Fritz Durst, Chairman



Yolanda Tirado, Board Clerk

Meeting: **Authority Board**

October 27, 2021

Subject: **Attendance**

1:30 – 4:00 PM

Current Voting Authority Board Participants:

| <i>Participant</i> | <input type="checkbox"/> <i>Representative</i> | <input type="checkbox"/> <i>Alternate/Delegate</i> |
|---|---|---|
| Colusa County | <input checked="" type="checkbox"/> Gary Evans | <input checked="" type="checkbox"/> Mike Azevedo |
| Colusa County Water District | <input checked="" type="checkbox"/> Joe Marsh | <input type="checkbox"/> Doug Griffen <input type="checkbox"/> Shelly Murphy |
| Glenn County | <input checked="" type="checkbox"/> Ken Hahn | <input type="checkbox"/> Grant Carmon |
| Glenn-Colusa Irrigation District | <input checked="" type="checkbox"/> Logan Dennis | <input type="checkbox"/> Don Bransford |
| Reclamation District 108 | <input checked="" type="checkbox"/> Fritz Durst | <input type="checkbox"/> Sean Doherty |
| City of Roseville / Placer County Water Agency | <input checked="" type="checkbox"/> Bruce Houdesheldt | <input type="checkbox"/> Joshua Alpine |
| Tehama-Colusa Canal Authority | <input checked="" type="checkbox"/> Jeff Sutton | <input type="checkbox"/> Halbert Charter |
| City of Sacramento / Sacramento County Water Agency | <input checked="" type="checkbox"/> Kerry Schmitz | <input type="checkbox"/> Michael Peterson |
| Westside Water District | <input type="checkbox"/> Doug Parker | <input type="checkbox"/> Zach Dennis |

Associate Members (2 non-voting):

| <i>Participant</i> | <input type="checkbox"/> <i>Representative</i> | <input type="checkbox"/> <i>Alternate</i> |
|------------------------------|--|--|
| TC4 | <input checked="" type="checkbox"/> Jamie Traynham | <input type="checkbox"/> Tom Charter |
| Western Canal Water District | <input checked="" type="checkbox"/> Ted Trimble | <input checked="" type="checkbox"/> Greg Johnson |

Non-Voting Committee Participants (2):

| <i>Participant</i> | <input type="checkbox"/> <i>Representative/Other</i> | <input type="checkbox"/> <i>Alternate/Other</i> | |
|-------------------------|--|---|--|
| Dept of Water Resources | <input checked="" type="checkbox"/> Rob Cooke | <input type="checkbox"/> David Sandino | <input type="checkbox"/> Alex Vdovichenko |
| | <input type="checkbox"/> Ajay Goyal | <input type="checkbox"/> Jim Wieking | <input type="checkbox"/> Dave Arrate |
| Bureau of Reclamation | <input type="checkbox"/> Richard Welsh | <input checked="" type="checkbox"/> Don Bader | <input type="checkbox"/> Chris Duke |
| | <input checked="" type="checkbox"/> Vanessa King | <input type="checkbox"/> Derya Sumer | <input checked="" type="checkbox"/> Jessica Boyt |
| | <input type="checkbox"/> Natalie Taylor | <input type="checkbox"/> Michael Mosley | <input type="checkbox"/> Shana Kaplan |

Authority, Non-Signatory (6):

| <i>Participant</i> | <input type="checkbox"/> <i>Representative</i> | <input type="checkbox"/> <i>Alternate</i> | <i>Alternate</i> |
|--------------------|--|---|--|
| PCWA | <input type="checkbox"/> Ed Horton | <input type="checkbox"/> Ben Barker | <input checked="" type="checkbox"/> Darin Reintjes |
| Roseville | <input type="checkbox"/> Sean Bigley | <input type="checkbox"/> Trevor Joseph | <input type="checkbox"/> Jason Marks |

Authority Board Meeting

October 27, 2021

| <i>Participant</i> | <input type="checkbox"/> <i>Representative</i> | <input type="checkbox"/> <i>Alternate</i> | <i>Alternate</i> |
|----------------------|--|---|-------------------------------------|
| Sacramento County WA | <input type="checkbox"/> Jeff Harris | <input type="checkbox"/> Brett Ewart | <input type="checkbox"/> Ann Sanger |

Staff:

| <input type="checkbox"/> <i>Name</i> | <i>Representing</i> |
|--|-------------------------|
| <input checked="" type="checkbox"/> Brown, Jerry | Sites Project Authority |
| <input checked="" type="checkbox"/> Forsythe, Ali | Sites Project Authority |
| <input checked="" type="checkbox"/> Spesert, Kevin | Sites Project Authority |

| <input type="checkbox"/> <i>Name</i> | <i>Representing</i> |
|---|-------------------------|
| <input checked="" type="checkbox"/> Trapasso, Joe | Sites Project Authority |
| <input checked="" type="checkbox"/> Tirado, Yolanda | Sites Project Authority |

Consultants:

| <input type="checkbox"/> <i>Name</i> | <i>Representing</i> |
|--|---------------------|
| <input type="checkbox"/> Alexander, Jeriann | Fugro |
| <input type="checkbox"/> Boling, Robert | HDR |
| <input type="checkbox"/> Briard, Monique | ICF |
| <input type="checkbox"/> Brown, Doug | Stradling |
| <input type="checkbox"/> Brown, Scott | LWA |
| <input type="checkbox"/> Bruner, Marc | Perkins Coie |
| <input type="checkbox"/> Forrest, Mike | AECOM |
| <input type="checkbox"/> Floyd, Kim | Floyd |
| <input checked="" type="checkbox"/> Harris, Cheyanne | Brown & Caldwell |
| <input type="checkbox"/> Herrin, Jeff | AECOM |
| <input checked="" type="checkbox"/> Heydinger, Erin | HDR |
| <input checked="" type="checkbox"/> Katz, Sara | Katz & Associates |
| <input checked="" type="checkbox"/> Kivett, Marcia | Brown & Caldwell |
| <input checked="" type="checkbox"/> Kuney, Scott | Young Wooldridge |

| <input type="checkbox"/> <i>Name</i> | <i>Representing</i> |
|--|------------------------|
| <input type="checkbox"/> Leaf, Robert | Ch2m |
| <input checked="" type="checkbox"/> Luu, Henry | HDR |
| <input checked="" type="checkbox"/> McDonald C | CMD West |
| <input type="checkbox"/> Micko, Steve | Ch2m |
| <input checked="" type="checkbox"/> Maltby, Marcus | Brown & Caldwell |
| <input checked="" type="checkbox"/> Montague, Doug | Montague DeRose Assoc. |
| <input checked="" type="checkbox"/> Robinette, JP | Brown & Caldwell |
| <input type="checkbox"/> Rossetto, Sarah | Katz & Associates |
| <input type="checkbox"/> Rude, Peter | Ch2m |
| <input checked="" type="checkbox"/> Spranza, John | HDR |
| <input checked="" type="checkbox"/> Traynham, Hailey | Brown & Caldwell |
| <input type="checkbox"/> Van Camp, Marc | MBK |
| <input type="checkbox"/> Warner Herson, Laurie | Phenix |
| <input type="checkbox"/> Westcot, Cathy | HDR |

Other Attendees: (Check box to have email address added to the distribution list)

| <i>Name</i> | <i>Representing</i> | <i>Contact (Phone & E-mail)</i> |
|-----------------|--|-------------------------------------|
| Juleah Cordi | Assemblyman Michael Gallagher's Office | <input type="checkbox"/> |
| Laura Nicholson | Senator Jim Nielsen's Office | <input type="checkbox"/> |
| Taylor Davies | EPP | <input type="checkbox"/> |
| Bill Vanderwaal | Dunnigan and RD108 | <input type="checkbox"/> |

Authority Board Meeting

October 27, 2021

| | | |
|--------------|-----------------|--------------------------|
| Thad Bettner | Glenn Colusa ID | <input type="checkbox"/> |
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