

SITES PROJECT AUTHORITY
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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
GRAY ALLEN, PLACER COUNTY WATER AGENCY/CITY OF ROSEVILLE
DOUG PARKER, WESTSIDE WATER DISTRICT
JOE MARSH, COLUSA COUNTY WATER DISTRICT
JEFF HARRIS, 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

January 26, 2022 9:00 a.m. *Sites Project Authority* *MINUTES*

CALL TO ORDER/ROLL CALL/PLEDGE OF ALLEGIANCE:

Vice-Chair Sutton called the Sites Project Authority Board Meeting to order at the hour of 9:00 a.m., followed by Roll Call and the Pledge of Allegiance.

INTRODUCTIONS:

Vice-Chair Sutton asked those present to introduce themselves.

AGENDA APPROVAL:

Vice-Chair Sutton made time to consider the January 26, 2022 Authority Board Agenda.

Executive Director Brown requested that the following Closed Session matter be pulled from the Agenda:

1. Closed Session:

- 1.1 Public Employment, Engineering and Construction Manager (Govt. Code §54957).

Vice-Chair Sutton so directed.

ACTION/AGENDA: It was moved by Director Dennis, seconded by Director Evans to approve the January 26, 2022, Authority Board Agenda, as amended. Motion carried:

All Directors present voted yes.

ANNOUNCEMENT OF CLOSED SESSION AND PUBLIC MEETING

Vice-Chair Sutton announced that the Authority Board of Directors would consider Closed Session matters as follows:

6. Closed Session:

- 6.1 Negotiations concerning project agreement with the Bureau of Reclamation (Govt. Code §54956.9(c) and §54956.9(d)(4)).
- 6.2 Negotiations concerning water rights permit terms and conditions (Govt. Code §54956.9(c) and §54956.9(d)(4)).

PERIOD FOR PUBLIC COMMENT:

Vice-Chair Sutton called for a period for public comment. Hearing none, he closed the period for public comment.

2. CONSENT AGENDA: It was moved by Director Dennis, seconded by Director Harris to approve Consent Agenda Items 2.1 through 2.4 as follows:

- 2.1 Approve December 17, 2021, Joint Authority Board & Reservoir Committee Meeting Minutes. **(Attachments A & B)**
- 2.2 Accept the Sites Project Authority Treasurer's Report. **(Attachment A)**
- 2.3 Approve the Payment of Claims. (Attachments A, B & C)
- 2.4 Authorize teleconference meetings, pursuant to Brown Act Provision provided under Assembly Bill 361, effective through February 25, 2022.

Motion carried: All Directors present voted yes.

3. ACTION ITEMS:

- 3.1 Consider approval of the administrative amendments to the standard consulting contracts with the Executive Director and Authority Agents related to indemnification and limitation of liability. Authorize an adjustment in the monthly compensation amount with Spesert Consulting over the 3-year term of the agreement and add a requirement that additional insurance is carried by Spesert Consulting throughout the term of the contract.

Executive Director Brown provided an update on the administrative amendments to the standard consulting contracts with himself and the Authority Agents related to indemnification and limitation of liability. He also spoke to an adjustment in monthly compensation for Spesert Consulting for added responsibilities, as well as an added requirement that additional insurance is carried by Spesert Consulting throughout the term of the contract. A brief discussion followed.

ACTION: It was moved by Director Evans, seconded by Director Hahn to approve administrative amendments to the standard consulting contracts with the Executive Director and Authority Agents related to indemnification and limitation of liability. Further, authorize an adjustment in the monthly compensation amount with Spesert Consulting over the 3-year term of the agreement and add a requirement that additional insurance is carried by Spesert Consulting throughout the term of the contract. Motion carried: All Directors present voted yes.

- 3.2 Approve the standard Authority Agent consulting contract with Robinette Consulting LLC to perform the duties of the Engineering and Construction Manager during the Amendment 3 work period for a 3-year term and at a monthly compensation of \$32,000 per month effective March 1, 2022.

Executive Director Brown provided a brief overview of an Authority Agent consulting contract with Robinette Consulting LLC., for the Engineering and Construction Manager position.

He noted Mr. Robinette has been working on the project for the past three years as the project manager leading the Project Controls Service Area; is uniquely qualified to perform the services of Engineering and Construction Manager for the Amendment 3 work plan; has acquired skills and abilities as a professional engineer and Director-level principal consultant having worked on the planning and design of several large public works project in the water and wastewater areas; has led large teams of engineers and technicians and supported policy-level engineering and construction decisions for public and private sector boards. He further noted these attributes make Mr. Robinette the best-qualified candidate for the new Authority Agent – Engineering and Construction Manager and justify this sole source selection per the Boards Procurement and Contracts Policy adopted October 27, 2021. He also noted the Reservoir Committee considered this at their January 21, 2022 meeting and recommended that the Authority Board proceed with the contract.

Vice-Chair Sutton spoke very highly of Mr. Robinette and his unique qualifications and welcomed him aboard.

Director Hahn thanked Executive Director Brown for negotiating a contract with Mr. Robinette.

Director Evans echoed Vice-Chair Sutton's comments and noted Mr. Robinette's quick responses to any matters he had concerns about. A brief discussion followed.

ACTION: It was moved by Director Evans, seconded by Director Dennis to approve the standard Authority Agent consulting contract with Robinette Consulting LLC to perform the duties of the Engineering and Construction Manager during the Amendment 3 work period for a 3-year term and a monthly compensation of \$32,000 per month effective March 1, 2022. Motion carried: All Directors present voted yes.

4. Discussion and Information Items:

- 4.1 Review and comment on Amendment 3 Project Agreement Approval Process including estimated participation levels, outreach and rebalancing, and schedule.

Executive Director Brown provided a brief update on Amendment 3 Project Agreement Approval Process including estimated participation levels, outreach, rebalancing, and schedule. He stated the Reservoir Committee participants provided an update on their progress.

Mr. Robinette spoke to the following:

Expressed Interest in re-participation/new Participation

North of Delta Demand

- Cal AM Sacramento (water transfer partner only)
- City of Napa, 4,000 AF-submitted letter of interest
- Woodland Davis CWA, 2,000 – 5,000 AF-submitted letter of interest
- Glenn County, 1,000 AF-submitted letter of interest

South of Delta Demand

- Westlands Water District, 10,000 (Subject to Board Approval in February 2022)
- Madera County GSA, 10,000 AF

Reclamation

- Storage Allocation
- Exchanges

Discussion followed regarding the process for new participation/over-subscription and how it would be addressed, water transfers, opportunity cost fees/risk fees and changes to Funding Credit and Reimbursement Policy to allow for over-subscription.

Executive Director Brown stated the Funding Credit and Reimbursement Policy would be followed.

5. Reports:

5.1 Member's Reports

5.1.1 Chairpersons' Report:

Vice-Chair Sutton spoke to a meeting to be held later this afternoon with Interior Department Assistant Secretary Tanya Trujillo for Water and Science.

5.1.2 Authority Board Committee Chairpersons' Report:

Budget and Finance:

Ms. Traynham stated the Committee would be starting to review monthly reports and working on creating new reports based on requests from participants.

Land Management:

Director Evans stated a Land Management meeting is tentatively scheduled for February 10, 2022.

Mr. Spesert provided a brief update on the following:

- Geotech work end of February 2022
- Communicating with landowners re-access agreements
- Have crews out in the field doing eagle surveys

Legislative and Outreach:

Mr. Spesert provided a brief update on the following:

- Message platform
- Comment period on the EIR/EIS ending January 28, 2022

Government Affairs

- Federal and State Priorities for 2022

Vice-Chair Sutton provided a brief update on the various Federal/State, Legislative, outreach, and local activities and/or concerns.

Environmental Planning & Engineering:

Ms. Forsythe provided a brief update on Environmental Planning and Engineering activities.

5.1.3 Authority Board Participant Reports:

None.

5.2 Executive Director's Reports:

Executive Director Brown provided an update on the following:

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

- FAQs posted on Website

Counsel Doud stated the Authority Board of Directors would consider the following Closed Session matters:

6. Closed Session:

- 6.1 Negotiations concerning project agreement with the Bureau of Reclamation (Govt. Code §54956.9(c) and §54956.9(d)(4)).
- 6.2 Negotiations concerning water rights permit terms and conditions (Govt. Code §54956.9(c) and §54956.9(d)(4)).

Vice-Chair Sutton declared a recess at 9:48 a.m. and convened into Closed Session. He adjourned Closed Session at 11:23 a.m. and reconvened into Open Session.

7. Report from Closed Session:

Vice-Chair Sutton announced no reportable action was taken as to the following Closed Session matters:

- 6.1 Negotiations concerning project agreement with the Bureau of Reclamation (Govt. Code §54956.9(c) and §54956.9(d)(4)).
- 6.2 Negotiations concerning water rights permit terms and conditions (Govt. Code §54956.9(c) and §54956.9(d)(4)).

8. Recap:

- 8.1 Suggested Future Agenda Items.

None.

- 8.2 Upcoming Meeting:

Reservoir Committee

Friday, February 18, 9:00 AM to 12:00 PM

Authority Board

Wednesday, February 23, 1:30 to 4:00 PM

Vice-Chair Sutton adjourned the Authority Board Meeting at the hour of 11:25 a.m.

Jeff Sutton, Vice-Chair

Yolanda Tirado, Board Clerk

Meeting: **Authority Board**

January 26, 2022

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 checked="" type="checkbox"/> Thomas Arnold
Glenn-Colusa Irrigation District	<input checked="" type="checkbox"/> Logan Dennis	<input type="checkbox"/> Don Bransford
Reclamation District 108	<input type="checkbox"/> Fritz Durst	<input type="checkbox"/> Sean Doherty
City of Roseville / Placer County Water Agency	<input checked="" type="checkbox"/> Gray Allen	<input type="checkbox"/> Joshua Alpine
Tehama-Colusa Canal Authority	<input checked="" type="checkbox"/> Jeff Sutton	<input type="checkbox"/> Halbert Charter <input type="checkbox"/> Brett Ewart
City of Sacramento / Sacramento County Water Agency	<input checked="" type="checkbox"/> Jeff Harris	<input type="checkbox"/> Ann Sanger <input type="checkbox"/> Bill Busath
Westside Water District	<input type="checkbox"/> Doug Parker	<input checked="" 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"/> Zack Leady	<input type="checkbox"/> Derya Sumer	<input checked="" type="checkbox"/> Jessica Boyt
	<input checked="" type="checkbox"/> Vanessa King	<input type="checkbox"/> Michael Mosley	<input type="checkbox"/> Shana Kaplan
	<input checked="" type="checkbox"/> Natalie Taylor		

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"/> Bruce Houdesheldt	<input type="checkbox"/> Joshua Alpine	<input type="checkbox"/> Jason Marks
	<input type="checkbox"/> Sean Bigley	<input type="checkbox"/> Trevor Joseph	

Authority Board Meeting

January 26, 2022

<i>Participant</i>	<input type="checkbox"/> <i>Representative</i>	<input type="checkbox"/> <i>Alternate</i>	<i>Alternate</i>
Sacramento County WA	<input type="checkbox"/>	Kerry Schmitz	<input type="checkbox"/> Michael Peterson <input type="checkbox"/>

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"/> Alan Doud	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 checked="" type="checkbox"/> Katz, Sarah	Katz & Associates
<input type="checkbox"/> Rude, Peter	Ch2m
<input checked="" type="checkbox"/> Spranza, John	HDR
<input type="checkbox"/> Traynham, Hailey	Brown & Caldwell
<input type="checkbox"/> Van Camp, Marc	MBK
<input type="checkbox"/> Warner Herson, Laurie	Phenix
<input checked="" 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"/>
Daniel Ruiz		<input type="checkbox"/>
Bill Vanderwaal	Dunnigan and RD108	<input type="checkbox"/>

Authority Board Meeting

January 26, 2022

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>
Erin Huang	Jacobs Engineering	<input type="checkbox"/>
Justin Davies	Brown & Caldwell	<input type="checkbox"/>
Anthony Middleton	Kiewit	<input type="checkbox"/>
Greg Plucker		<input type="checkbox"/>
Caitlin Nielsen	HDR	<input type="checkbox"/>
Carrie Andreotti	EnGeo	<input type="checkbox"/>
Megan Grosspietsch	Senator Feinstein	<input type="checkbox"/>
Luke Thompson	HDR	<input type="checkbox"/>