

Authority Board Chair: Fritz Durst (Reclamation District 108)
Authority Board Vice Chair: Jeff Sutton (Tehama-Colusa Canal Authority)
Reservoir Committee Chair: Thad Bettner (Glenn Colusa Irrigation District)
Reservoir Committee Vice-Chair: Valerie Pryor (Zone 7 Water Agency)
Treasurer: Jamie Traynham (Davis Water District)

Minutes

CALL TO ORDER/PLEDGE OF ALLEGIANCE:

Authority Board Vice Chair called the Joint Authority Board (AB) and Reservoir Committee (RC) Meeting to order at the hour of 9:00 a.m., followed by the Pledge of Allegiance.

ROLL CALL/ATTENDANCE:

Roll of the Authority Board members was called (Attachment B) and there was a quorum present.

Roll of the Reservoir Committee was called (Attachment A), which resulted in 20 eligible representatives. This equated to 88.87% of the current participation percentage being in attendance, which is greater than the 50% needed to have a quorum of the Reservoir Committee.

INTRODUCTIONS:

The Sites Staff, Consultants, and members of the public introduced themselves.

AGENDA APPROVAL/AUTHORITY BOARD:

It was moved by Director Murphy, seconded by Director Evans to approve the September 16, 2022 Joint Reservoir Committee and Authority Board Meeting Agenda. **Motion carried: All Directors present voted yes.**

ANNOUNCEMENT OF CLOSED SESSION:

Counsel Doud announced the Authority Board of Directors and the Reservoir Committee members would consider Closed Session matters as follows:

5. Closed Session:

5.1 Conference with Real Property Negotiators (Gov. Code § 54956.8)

Property: [Colusa County] APNs 011-190-030-000, 011-190-033-000, 011-190-015-000

Agency negotiators: Jerry Brown, Kevin Spesert

Negotiating parties: Holthouse

Under negotiation: Price and terms of payment

- 5.2 Negotiations concerning water rights permit terms and conditions (Govt. Code §54956.9(c) and §54956.9(d)(4)).
- 5.3 Negotiations concerning Sites Project operation terms, conditions, and agreements with the Department of Interior, Bureau of Reclamation (Gov. Code 54956.6(c)).

PERIOD FOR PUBLIC COMMENT:

Authority Board Vice Chair Sutton called for a period of public comment.

Mr. King spoke to potential issues and concerns related to his interest in and around the Colusa Basin Drain and nearby waterways.

Executive Director Brown summarized an email provided by Mr. Frayseth that pertains to concerns about water quality effects in the reservoir and water availability in the river.

1. CONSENT AGENDA:

Reservoir Committee Chair Bettner and Authority Board Vice Chair Sutton made time to consider consent agenda items 1.1 through 1.6 as follows:

- 1.1 Consider approval of August 19, 2022, Reservoir Committee Meeting Minutes.
- 1.2 Consider approval of August 24, 2022, Authority Board Meeting Minutes.
- 1.3 Consider acceptance of the Sites Project Authority Treasurer's Report.
- 1.4 Consider approval of the Payment of Claims.
- 1.5 Consider authorization of a Task Order Amendment No. 2 to HDR Task Order No. 4 which would increase the total task order amount by \$519,614 bringing the authorized not to exceed 2022 budget amount to \$4,670,850 and the total 3-year task order amount to \$10,533,270. Authorize multiple allocations of unrestricted contingencies across multiple subject areas.
- 1.6 Consider approval of a new consulting agreement with HDR to provide Environmental Mitigation Planning Services in an amount not to exceed \$300,000 for the period of September 17, 2022 through December 31, 2024.

CONSENT AGENDA/RESERVOIR COMMITTEE:

It was moved by Traynham, seconded by Vanderwaal to approve Consent Agenda Item Numbers 1.1 and 1.3 through 1.6, except for 1.2, the Authority Board Meeting Minutes of August 24, 2022. **Motion carried unanimously.**

CONSENT AGENDA/AUTHORITY BOARD:

It was moved by Director Allen, seconded by Director Harris to approve Consent Agenda Item Numbers 1.2 through 1.6 except for 1.1, the Reservoir Committee Meeting Minutes of August 19, 2022. **Motion carried: All Directors present voted yes.**

2. Action Items:

- 2.1 Consider authorization of the following activities related to the 2023-2024 Sites Reservoir Test Pits, Fault Studies and Quarry Studies: (1) the release of the draft Initial Study/Mitigated Negative Declaration pursuant to California Environmental Quality Act including authorizing the Executive Director to file a Notice of Completion with the State Clearinghouse and complete other noticing requirements to initiate the public review process; and (2) the Executive Director to sign and submit the necessary permit applications including associated application fees, if any.

Ms. Forsythe gave a presentation on Test Pits, Fault Studies, and Quarry Studies Draft Initial Study and Mitigated Negative Declaration and spoke to the following:

- Support engineering, design, and cost estimates.
- Project Approach.
- Mitigation Measures.
- Permits expected to be needed.

Brief discussion followed.

ACTION/RESERVOIR COMMITTEE:

It was moved Pryor, seconded Cheng to recommend to the Authority Board to authorize the following activities related to the 2023-2024 Sites Reservoir Test Pits, Fault Studies and Quarry Studies: (1) the release of the draft Initial Study/Mitigated Negative Declaration pursuant to California Environmental Quality Act including authorizing the Executive Director to file a Notice of Completion with the State Clearinghouse and complete other noticing requirements to initiate the public review process; and (2) the Executive Director to sign and submit the necessary permit applications including associated application fees, if any. **Motion carried unanimously.**

ACTION/AUTHORITY BOARD:

It was moved by Director Harris, seconded by Director Allen to authorize the following activities related to the 2023-2024 Sites Reservoir Test Pits, Fault Studies and Quarry Studies: (1) the release of the draft Initial Study/Mitigated Negative Declaration pursuant to California Environmental Quality Act including authorizing the Executive Director to file a Notice of Completion with the State Clearinghouse and complete other noticing requirements to initiate the public review process; and (2) the Executive Director to sign and submit the necessary permit applications including associated application fees if any. **Motion carried: All Directors present voted yes.**

- 2.2 Consider approval of the Sites Project Authority amended Conflict of Interest Code and to direct Authority staff and consultants to take such actions as are necessary and appropriate to process and finalize the code.

Counsel Doud gave a presentation on Conflict of Interest- Section 1090 and spoke to the following:

- Procurement Policy.
- Section 1090; Prohibition, Penalties and Policy.
- Best Practices.

Brief discussion was held on conflict of interest.

ACTION/RESERVOIR COMMITTEE:

It was moved by Murphy, seconded by Pryor to recommend to the Authority Board to approve the Sites Project Authority amended Conflict of Interest Code and to direct Authority staff and consultants to take such actions as are necessary and appropriate to process and finalize the code. **Motion carried unanimously.**

ACTION/AUTHORITY BOARD:

It was moved by Director Murphy, seconded by Director Evans to approve the Sites Project Authority amended Conflict of Interest Code and to direct Authority staff and consultants to take such actions as are necessary and appropriate to process and finalize the code. **Motion carried: All Directors present voted yes.**

3. Discussion and Information Items:

- 3.1 Receive an update on the United States Department of Agriculture (USDA) Rural Development (RD) Loan Letter of Conditions.

Mr. Gardels spoke to the Request for Extension Letter of Conditions for a Community Facilities Program Loan to Construct the Maxwell Water Intertie.

- 3.2 Receive an update on the Federal Biological Assessment and State Incidental Take Permit applications.

Ms. Forsythe gave a presentation on the update on the Biological Assessment and State Incidental Take Permit (ITP) Applications and spoke to the following:

- Biological Assessment moving to a mixed programmatic approach.
- Project level analysis and programmatic analysis.
- Expected to submit Biological Assessment in November timeframe.
- Operations ITP Application proceeding as originally planned.
 - No mixed programmatic approach under State law.
- Construction ITP Application addressing additional information requests.
 - Submitted to California Department of Fish and Wildlife (CDFW) in January and application fee in March.
 - Letter from CDFW in April requesting additional information.

- Staff transmitted information for three of five requests in August; expects to transmit information on the remaining two requests by the end of the month.
- Expect construction ITP issued shortly after Authority completes the California Environmental Quality Act process.

Brief discussion was held regarding the Biological Assessment moving to a mixed programmatic approach.

- 3.3 Receive an informational report on the Authority's Standard Consulting Services Agreements status and Agreements and Task Orders Closeouts.

Executive Director Brown spoke to the Standard Agreements Status Update and Agreement and Task Order Closeout Procedures.

- 3.4 Receive an update on the Joint Ad Hoc Governance Committee.

Mr. Gardiner spoke to the Governing Principles for Governance considerations and relevant sections of Sites Governance documents pertaining to forming Governance conditions applicable to future project phases.

- 3.5 Receive a report on the selection of MBK Engineers under a sole source consulting agreement to provide operations planning staff support assistance.

Executive Director Brown summarized the sole source selection process documentation and spoke to the MBK sole source justification memorandum.

- 3.6 Receive an update on the water right application.

Executive Director Brown noted the Sites Water Right Application Frequently Asked Questions document.

Brief discussion followed.

4. Reports:

4.1 Chairpersons' Reports:

Vice Chair Pryor spoke to the WIFIA loan workgroup.

4.1 Committee & Workgroup Chairpersons' Reports:

Budget and Finance

Traynham spoke to the Plan of Finance Workshop held on Tuesday, September 13th.

Legislative and outreach

Mr. Spesert noted Senator Nielsen will be at the Authority Board Meeting on Wednesday, October 26th.

4.3 Authority Board & Reservoir Committee Participant Reports:

Vanderwaal noted RD 108 Board of Directors decided to proceed with the proposition 218 process for securing revenue to fund their share of the project.

4.4 **Executive Director’s Reports:**

Executive Director Brown spoke to the following:

- Monthly status report, cash call status
- Work Plan Key Deliverables Report
- Meetings Action Items Summary

Authority Board Vice Chair Sutton declared a recess at 11:00 a.m. and convened into Closed Session to consider closed session matters 5.1 through 5.3.

5. **Closed Session:**

Vice Chair Sutton adjourned Closed Session at 11:53 and reconvened into Open Session.

6. **Report from Closed Session:**

Counsel Doud stated as to Closed Session matters there was no reportable action taken.

7. **Recap:**

7.1 **Suggested Future Agenda Items.**

None.

7.2 **Upcoming Meetings:**

Reservoir Committee

Friday, October 21, 2022 (9:00 am – 12:00 pm)
Maxwell Project Office & Virtual

Authority Board

Wednesday, October 26, 2022 (1:30 – 4:00 pm)
Maxwell Project Office & Virtual

Authority Board Vice Chair Sutton adjourned the Joint Reservoir Committee and Authority Board Meeting at the hour of 11:55 p.m.

Jeff Sutton, Authority Board Vice Chair

Thad Bettner, Reservoir Committee Chair

Sandra Yarbrough, Board Clerk

Current Voting Committee Participants (22):

	<i>Pct</i>	<i>Participant</i>	
<input checked="" type="checkbox"/>	3.47	American Canyon, City	
<input type="checkbox"/>	2.42	Antelope Valley-East Kern WA	
<input checked="" type="checkbox"/>	5.28	Coachella Valley WD	
<input checked="" type="checkbox"/>	5.28	Colusa County	
<input checked="" type="checkbox"/>	5.05	Colusa Co. WD	
<input type="checkbox"/>	2.41	Cortina WD	(1)
<input checked="" type="checkbox"/>	2.87	Davis WD	
<input checked="" type="checkbox"/>	4.22	Desert WA	
<input checked="" type="checkbox"/>	3.17	Dunnigan WD	
<input checked="" type="checkbox"/>	3.77	Glenn-Colusa ID	
<input checked="" type="checkbox"/>	2.57	Irvine Ranch WD	
<input type="checkbox"/>	2.57	LaGrande WD	(1)
<input checked="" type="checkbox"/>	17.29	Metropolitan WD	

	<i>Pct</i>	<i>Participant</i>
<input type="checkbox"/>	3.47	Reclamation District 108
<input checked="" type="checkbox"/>	2.42	Rosedale-Rio Bravo WSD
<input type="checkbox"/>	8.70	San Bernardino Valley MWD
<input checked="" type="checkbox"/>	6.48	San Geronio Pass WA
<input checked="" type="checkbox"/>	2.42	Santa Clara Valley WD
<input checked="" type="checkbox"/>	3.77	Santa Clarita Valley WA
<input type="checkbox"/>	3.89	Westside WD
<input checked="" type="checkbox"/>	3.19	Wheeler Ridge-Maricopa WSD
<input checked="" type="checkbox"/>	0.00	Department of Water Resources (non-voting)
<input checked="" type="checkbox"/>	.00	US Bureau of Reclamation (non-voting)
<input checked="" type="checkbox"/>	5.28	Zone 7 WA
	100.00	Total

xx Voting members represented at Meeting start

xx% Represented participation percentage

Representation has been delegated as follows:

(1) To Jamie Traynham, Davis WD

(+) Not present after _____

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 type="checkbox"/> Joe Marsh	<input type="checkbox"/> Doug Griffen <input checked="" type="checkbox"/> Shelly Murphy
Glenn County	<input type="checkbox"/> Thomas Arnold	<input type="checkbox"/> TBD
Glenn-Colusa Irrigation District	<input type="checkbox"/> Logan Dennis	<input type="checkbox"/> John Amaro
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
City of Sacramento / Sacramento County Water Agency	<input checked="" type="checkbox"/> Jeff Harris	<input type="checkbox"/> Brett Ewart <input type="checkbox"/> Anne Sanger
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 type="checkbox"/> Greg Johnson

Current Voting Reservoir Committee Participants (22):

<i>Participant</i>	<input type="checkbox"/> <i>Representative</i>	<input type="checkbox"/> <i>Alternate/Delegate</i>
American Canyon, City	<input type="checkbox"/> Felix Hernandez	<input checked="" type="checkbox"/> Jason Holley
Antelope Valley-East Kern Water Agency	<input type="checkbox"/> Dwayne Chisam	<input type="checkbox"/> Dan Flory
Coachella Valley Water District	<input checked="" type="checkbox"/> Robert Cheng	<input checked="" type="checkbox"/> Petya Vasileva
Colusa County	<input checked="" type="checkbox"/> Mike Azevedo	<input checked="" type="checkbox"/> Gary Evans
Colusa County Water District	<input type="checkbox"/> Halbert Charter	<input checked="" type="checkbox"/> Shelly Murphy
Cortina Water District	<input type="checkbox"/> Jim Peterson	<input type="checkbox"/> Chuck Grimmer <input checked="" type="checkbox"/> Jamie Traynham

<i>Participant</i>	<input type="checkbox"/> <i>Representative</i>	<input type="checkbox"/> <i>Alternate/Deleg</i>
Davis Water District	<input checked="" type="checkbox"/> Jamie Traynham	<input type="checkbox"/> Tom Charter
Desert Water Agency	<input checked="" type="checkbox"/> Mark Krause	<input checked="" type="checkbox"/> Steve Johnson
Dunnigan Water District	<input checked="" type="checkbox"/> Bill Vanderwaal	<input type="checkbox"/> Jake Spooner
Glenn-Colusa Irrigation District	<input checked="" type="checkbox"/> Thad Bettner	<input checked="" type="checkbox"/> Holley Dawley
Irvine Ranch Water District	<input checked="" type="checkbox"/> Paul Weghorst	<input type="checkbox"/> Kellie Welch
LaGrande Water District	<input type="checkbox"/> Zach Dennis	<input type="checkbox"/> Ken LaGrande <input checked="" type="checkbox"/> Jamie Traynham
Metropolitan Water District	<input checked="" type="checkbox"/> Randall Neudeck	<input checked="" type="checkbox"/> Nina Hawk
RD 108	<input checked="" type="checkbox"/> Bill Vanderwaal	<input type="checkbox"/> Lewis Bair
Rosedale-Rio Bravo Water District	<input checked="" type="checkbox"/> Trent Taylor	<input type="checkbox"/> Dan Bartel
San Bernardino Valley Water District	<input type="checkbox"/> Bob Tincher	<input type="checkbox"/> Heather Dyer
San Geronio Pass Water Agency	<input checked="" type="checkbox"/> Lance Eckhart	<input type="checkbox"/> Thomas Todd
Santa Clara Valley Water District	<input checked="" type="checkbox"/> Cindy Kao	<input checked="" type="checkbox"/> Katherine Maher
Santa Clarita Valley Water Agency	<input checked="" type="checkbox"/> Dirk Marks	<input type="checkbox"/> Steve Cole
Westside Water District	<input checked="" type="checkbox"/> Allan Myers	<input type="checkbox"/> Dan Ruiz
Wheeler Ridge-Maricopa Water Storage District	<input checked="" type="checkbox"/> Rob Kunde	<input type="checkbox"/> Sheridan Nicholas
Zone 7 Water Agency	<input checked="" type="checkbox"/> Valerie Pryor	<input checked="" type="checkbox"/> Amparo Flores

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 checked="" type="checkbox"/> Jagruti Maroney <input checked="" type="checkbox"/> Alex Vdovichenko
	<input type="checkbox"/> Itzia Rivera	<input type="checkbox"/> Jim Wieking <input type="checkbox"/> Dave Arrate
Bureau of Reclamation	<input type="checkbox"/> Richard Welsh	<input type="checkbox"/> Don Bader <input type="checkbox"/> Chris Duke
	<input type="checkbox"/> Vanessa King	<input type="checkbox"/> Derya Sumer <input type="checkbox"/> Jessica Boyt
	<input checked="" type="checkbox"/> Allison Jacobson	<input type="checkbox"/> Michael Mosley <input type="checkbox"/> Shana Kaplan
	<input type="checkbox"/> Natalie Taylor	

Authority, Non-Signatory (6):

<i>Participant</i>	<input type="checkbox"/> <i>Representative</i>	<i>Representative</i>	<input type="checkbox"/> <i>Alternate</i>	<i>Alternate</i>		
PCWA	<input checked="" type="checkbox"/>	Ed Horton	<input type="checkbox"/>	Ben Barker	<input type="checkbox"/>	Darin Reintjes
Roseville	<input type="checkbox"/>	Sean Bigley	<input type="checkbox"/>	Trevor Joseph	<input type="checkbox"/>	Jason Marks
Sacramento County WA	<input checked="" type="checkbox"/>	Kerry Schmitz	<input type="checkbox"/>	Michael Peterson		

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"/> Robinette, JP	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
<input checked="" type="checkbox"/> Yarbrough, Sandra	Sites Project Authority

Consultants:

<input type="checkbox"/> <i>Name</i>	<i>Representing</i>	<input type="checkbox"/> <i>Name</i>	<i>Representing</i>
<input type="checkbox"/> Alexander, Jeriann	Fugro	<input type="checkbox"/> Leaf, Robert	Ch2m
<input checked="" type="checkbox"/> Arsenijevic, Jelica	HDR	<input checked="" type="checkbox"/> Luu, Henry	HDR
<input type="checkbox"/> Boling, Robert	HDR	<input checked="" type="checkbox"/> McDonald C	CMD West
<input type="checkbox"/> Briard, Monique	ICF	<input checked="" type="checkbox"/> Maltby, Marcus	Brown & Caldwell
<input type="checkbox"/> Brown, Doug	Stradling	<input checked="" type="checkbox"/> Montague, Doug	Montague DeRose Assoc.
<input type="checkbox"/> Brown, Scott	LWA	<input checked="" type="checkbox"/> Nielsen, Caitlin	HDR
<input type="checkbox"/> Bruner, Marc	Perkins Coie	<input checked="" type="checkbox"/> Newton Ann	Katz & Associates
<input type="checkbox"/> Forrest, Mike	AECOM	<input type="checkbox"/> Rude, Peter	Ch2m
<input type="checkbox"/> Floyd, Kim	Floyd	<input checked="" type="checkbox"/> Spranza, John	HDR
<input checked="" type="checkbox"/> Harris, Cheyanne	Brown & Caldwell	<input checked="" type="checkbox"/> Traynham, Hailey	Brown & Caldwell
<input type="checkbox"/> Herrin, Jeff	AECOM	<input type="checkbox"/> Van Camp, Marc	MBK
<input checked="" type="checkbox"/> Katz, Sara	Katz & Associates	<input type="checkbox"/> Warner Herson, Laurie	Phenix
<input checked="" type="checkbox"/> Kivett, Marcia	Brown & Caldwell	<input checked="" type="checkbox"/> Westcot, Cathy	HDR
<input checked="" type="checkbox"/> Doud, Alan	Young Wooldridge		

Members of the Public

<i>Name</i>	<i>Representing</i>	<i>Name</i>	<i>Representing</i>
Juleah Cordi	Assemblyman Michael Gallagher's Office	Dee Bradshaw	Metropolitan
Laura Nicholson	Senator Jim Nielsen's Office	Anthony Middleton	
Aaron Ferguson	Zone 7	Derek Gardels	
Emmett Campbell		Charles Gardiner	Catalyst Group
Scott Edwards		Linadria Porter	Catalyst Group
Denise Carter	Colusa County	Steve Geiger	
Angela Bezzone	MBK	Mike Cadei	
Lillian Xie	Valley Water	Doug Obegi	
Erin Huang		Jeff Nelson	
Margie Namba	Granite Construction	Kimm Vann	Ironsite
Leslie Barrett	Vanir	Jerry Avalos	Vanir
Ben King	Colusa County Landowner	Christy Scofield	Arbuckle resident
Onalee Elsberry - Crabtree	Vanir		