



Meeting: **Special Joint Sites Reservoir Committee  
& Authority Board**

**August 23, 2023  
1:30 – 3:30 PM**

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

## MINUTES

### CALL TO ORDER/PLEDGE OF ALLEGIANCE:

Chair Durst called the Joint Authority Board (AB) and Reservoir Committee (RC) Meeting to order at the hour of 1:30 p.m., followed by Roll Call and the Pledge of Allegiance.

### ROLL CALL/ATTENDANCE:

Roll of the Authority Board equaled 8 members in attendance, which resulted in a quorum.

Roll call of the Reservoir Committee equaled 21 representatives, 97.58% in attendance, which resulted in a quorum.

### INTRODUCTIONS:

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

### AGENDA APPROVAL:

**ACTION RC:** Moved by Mr. Vanderwaal, seconded by Mr. Tincher, to approve the August 23, 2023, meeting agenda. **Motion carried unanimously.**

**ACTION AB:** Moved by Director Parker, seconded by Director Dennis, to approve the August 23, 2023, meeting agenda. **Motion Carried: All Directors present voted yes.**

### ANNOUNCEMENT OF CLOSED SESSION:

General Counsel (GC) Doud announced that the Authority Board of Directors and the Reservoir Committee Members would consider Closed Session matters on item 4.1.

PERIOD FOR PUBLIC COMMENT:

Chair Durst called for a period of public comment. Hearing none, he closed the period for public comment.

1. CONSENT AGENDA: No items.

1:45 Mr. Kunde joins the meeting.

2. ACTION ITEMS:

- 2.1 Reservoir Committee and Authority Board consider authorizing the Executive Director to enter into a Memorandum of Understanding with the Maxwell Irrigation District (ID) regarding issues and concerns on the Sites water right application.

Executive Director (ED) Brown introduced Ms. Forsythe for an overview of this item. He mentioned the draft MOU is on the Sites website.

Ms. Forsythe presented Maxwell ID's 9 water rights, which are senior to Sites Water Right, the 4 points of diversion, water quantity concerns, proposing an MOU to address those concerns, key terms of the MOU and the next steps.

Mr. Cheng asked if staff had completed any analysis of potential impacts. Ms. Forsythe responded that we are early on the conversation; however, she sees a future where Maxwell ID and Sites can operate together cohesively without Sites impacting Maxwell ID.

Director Evans stated it needs to be understood that the impact of Maxwell ID water rights will have only an impact on what the County of Colusa is attempting to impound on the county of origin water rights.

**ACTION RC:** It was moved by Mr. Tincher, seconded by Mr. Vanderwaal to approve Agenda Item 2.1. **Motion carried unanimously.**

**ACTION AB:** It was moved by Vice-Chair Sutton, seconded by Director Dennis to approve Agenda Item 2.1. **Motion carried: All Directors present voted yes.**

- 2.2 Reservoir Committee and Authority Board consider authorizing the Executive Director to enter into a Memorandum of Understanding with the North Delta Water Agency (NDWA) regarding issues and concerns on the Sites water right application.

ED Brown introduced Ms. Forsythe for an overview of this item. He mentioned that the NDWA MOU is about assurances on operations and if any needed changes, they would be notified in advance.

Ms. Forsythe presented NDWA's contract with the Department of Water Resources, several concerns and proposals to address concerns, key terms of the MOU and the next steps.

Mr. Kunde asked if the language regarding the bypass flows binds Sites. Ms. Forsythe noted that any process to change does not bind us; however, Sites must provide advance notification to NDWA. Counsel Hitchings confirmed.

**ACTION RC:** It was moved by Mr. Todd, seconded by Mr. Vanderwaal to approve Agenda Item 2.2. **Motion carried unanimously.**

**ACTION AB:** It was moved by Director Arnold, seconded by Vice-Chair Sutton to approve Agenda Item 2.2. **Motion carried: All Directors present voted yes.**

Chair Durst allowed public comment from Mary Wells, Maxwell ID, who thanked the authority and feels their rights are protected.

3. **DISCUSSION AND INFORMATION ITEMS:** No items

Chair Durst declared a recess at 2:15 p.m. and convened into Closed Session.

4. **CLOSED SESSION:**

- 4.1 Negotiations concerning water right permit terms and conditions (Govt. Code §54956.9(c) and §54956.9(d)(4)).

Chair Durst adjourned Closed Session at 2:53 p.m. and reconvened into Open Session.

**5. REPORT FROM CLOSED SESSION:**

GC Doud stated that no reportable action was taken on Closed Session matters.

**6. Upcoming Meetings:**

**Joint Reservoir Committee & Authority Board**  
Friday, September 22, 2023 (9:00 am-noon)  
Maxwell Project Office & Virtual


Authority Board Chair Durst adjourned the Joint Reservoir Committee and Authority Board Meeting at the hour of 2:54 p.m.



Fritz Durst, Authority Board Chair



Valerie Pryor, Reservoir Committee Chair



Marcia Kivett, Acting Board Clerk