



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

**February 16, 2024
9:00 a.m. – 11:56 p.m.**

Authority Board Chair:	Fritz Durst (Reclamation District 108)
Authority Board Vice Chair:	Jeff Sutton (Tehama-Colusa Canal Authority)
Reservoir Committee Chair:	Mike Azevedo (Colusa County)
Reservoir Committee Vice-Chair:	Robert Kunde (Wheeler Ridge-Maricopa Water Storage District)
Treasurer:	Jamie Traynham (Davis Water District)

MINUTES

CALL TO ORDER/PLEDGE OF ALLEGIANCE:

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

ROLL CALL/ATTENDANCE:

Roll call of the Authority Board equaled 9 members in attendance, which resulted in a quorum.

Roll call of the Reservoir Committee equaled 19 representatives, 92.44% 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. Tincher, seconded by Mr. Vanderwaal, to approve the February 16, 2024, meeting agenda. **Motion carried unanimously.**

ACTION AB: Moved by Director Evans, seconded by Director Allen, to approve the February 16, 2024, meeting agenda. **Motion Carried: All Directors present voted yes.**

ANNOUNCEMENT OF CLOSED SESSION:

General Counsel (GC) Doud announced the Authority Board of Directors, and the Reservoir Committee Members would consider Closed Session matters 5.1 and 5.2.

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:

Chair Pryor and Chair Durst made time to consider consent agenda items 1.1 through 1.6 as follows:

- 1.1 Reservoir Committee and Authority Board consider approval of January 19, 2024, Reservoir Committee and Authority Board Meeting Minutes. (Attachments A & B)
- 1.2 Reservoir Committee and Authority Board consider acceptance of the Sites Project Authority Treasurer's Report. (Attachment A & B)
- 1.3 Reservoir Committee and Authority Board consider approval of the Sites Project Authority Payment of Claims. (Attachment A & B)
- 1.4 Reservoir Committee and Authority Board consider approval of administrative changes to the adopted board policies and guidelines as follows:
 1. Minor revisions to the Accounting, Accounts Payable Approval, Budget, Procurement & Contract and Records Management Policies to incorporate law changes since prior adoption and/or administrative clarifications that better align the document with how the policy is being implemented.
 2. Revisions to Local CEQA Guidelines to better align the guidelines with CEQA compliance implementation under the current governance structure.
 3. Revisions to the Delegation of Authority Matrix to better align the document with how delegation is being implemented. (Attachment A, B & C)
- 1.5 Reservoir Committee and Authority Board consider acceptance of the Sites Project Authority's Fourth Quarter 2023 Budget Year Quarterly Financial Report. (Attachment A)
- 1.6 Reservoir Committee and Authority Board consider authorizing the Executive Director to enter a Memorandum of Understanding with Colusa County committing the Authority to pay County costs for performing land use planning needed to support County and local agency permits and approvals for the Project. The requested action includes a transfer of \$250,000 from the Engineering Subject Area Contingency to be committed to Colusa County for the above services.

Mr. Neudeck requested an amendment to Consent Item 1.1, January 19, 2024, Reservoir Committee and Authority Board Meeting Minutes. The amendment consists of adding the sentence below to Action Item 2.1 commentary by Mr. Smalls, located at the top of page 3 of the meeting minutes. Amendment: *In addition, Mr. Smalls acknowledged the importance of balancing issues related to governance, the operations plan, and B&O Contracts to ensure the Participant's objectives are achieved and risks managed appropriately.*

Mr. Azevedo requested that Consent Item 1.6 be pulled for separate consideration.

Chair Pryor so directed to pull Consent Item 1.6 for further consideration, and entertained a motion for Consent Item 1.1, with proposed amendment, and Items 1.2 through 1.5 for approval to the Authority Board.

ACTION RC: It was moved by Mr. Vanderwaal, seconded by Mr. Kunde, to approve Consent Agenda item 1.1 with the proposed amendment, and items 1.2 through 1.5. to the Authority Board. **Motion carried unanimously.**

Director Evans requested Consent Item 1.6 be pulled for separate consideration.

Chair Durst so directed to pull Consent Item 1.6 for further consideration and entertained a motion for Consent Item 1.1, with proposed amendment, and Items 1.2 through 1.5.

ACTION AB: It was moved by Director Sutton, seconded by Director Dennis, to approve Consent Agenda item 1.1 with the proposed amendment, and items 1.2 through 1.5. **Motion carried: All Directors present voted yes.**

Mr. Azevedo spoke to Consent Item 1.6 stating that he had no specific issue with the item but would abstain.

Chair Pryor noted Mr. Azevedo abstention and entertained a motion to approve Consent Item 1.6 to the Authority Board.

ACTION RC: It was moved by Mr. Tinchler, seconded by Mr. Vanderwaal, to approve Consent Agenda Item 1.6 to the Authority Board. **Motion carried unanimously, with Mr. Azevedo abstaining.**

Director Evans noted that he would be abstaining on Consent Item 1.6.

Chair Durst noted Director Evan's abstention and entertained a motion to approve Consent Item 1.6

ACTION AB: It was moved by Director Sutton, seconded by Director Arnold, to approve Consent Agenda Item 1.6. **Motion carried: All Directors present voted yes, with Director Evans abstaining.**

2. ACTION ITEMS:

2.1 Reservoir Committee and Authority Board conduct the 2024 Election of Officers:

1. Elect Reservoir Committee Chairperson (Chair), Vice-Chair. Consider acceptance of the Authority Board's designation of Treasurer.

Chair Pryor made time to consider nominations for the RC Chairperson.

ACTION RC: It was moved by Mr. Tincher, seconded by Ms. Traynham, to close nominations and appoint Mr. Azevedo Reservoir Committee Chair. **Motion carried unanimously, with Mr. Azevedo abstaining.**

Chair Pryor relinquished the remaining meeting duties to Mr. Azevedo as the newly designated Reservoir Committee Chairperson.

Chair Azevedo expressed gratitude to the former Chair, Ms. Pryor, for her service and made time to consider nominations for the RC Vice-Chair.

ACTION RC: It was moved by Mr. Vanderwall, seconded by Ms. Traynham, to close nominations and appoint Mr. Kunde Reservoir Committee Vice Chair. **Motion carried unanimously, with Mr. Kunde abstaining.**

ED Brown noted that it has been the practice for the RC to accept the AB's designation of Treasurer as jointly representing the AB and RC. Chair Azevedo concurred to continue this practice.

2. Elect Authority Board Chair, Vice-Chair, Secretary and Treasurer.

Chair Durst made time to consider nominations for the AB Chairperson.

It was moved by Director Sutton, seconded by Director Dennis, that Chair Durst continues serving as AB Chair.

Chair Durst opened the floor for other nominations. Director Evens motioned that Director Sutton be appointed as AB Chair. Director Sutton graciously declined this nomination.

Chair Durst motioned to close nominations for AB Chairperson.

ACTION AB: It was moved by Director Dennis, seconded by Director Evans, to close nominations and accept the Authority Board's designation of Chair Durst as Authority Board Chair. **Motion carried unanimously, with Chair Durst abstaining.**

Chair Durst opened the floor for nominations for AB Vice-Chair. It was moved by Director Sutton, seconded by Director Dennis, that Director Sutton continue serving as AB Vice-Chair.

Chair Durst motioned to close nominations for AB Vice-Chair and approve Director Sutton as Vice-Chair.

ACTION AB: It was moved by Director Dennis, seconded by Director Arnold, to close nominations and accept the Authority Board's designation of Director Sutton as Vice-Chair. **Motion carried unanimously, with Director Sutton abstaining.**

Chair Durst opened the floor for nominations for AB Secretary. It was moved by Director Sutton, seconded by Director Arnold, that Director Dennis continue serving as AB Secretary.

ACTION AB: It was moved by Director Evans, seconded by Director Allen, to close nominations and accept the Authority Board's designation of Director Dennis as Secretary. **Motion carried unanimously, with Director Dennis abstaining.**

Chair Durst opened the floor for nominations Treasurer. It was moved by Director Sutton, seconded by Director Evans, that Ms. Traynham remains as Treasurer.

ACTION AB: It was moved by Director Evans, seconded by Director Sutton, to close nominations and accept the Authority Board's designation of Ms. Traynham as Treasurer. **Motion carried unanimously.**

Chair Durst commended the RC for the designation of alternating chairperson representative of Participant geographical areas, fostering a cooperative spirit.

3. Reservoir Committee and Authority Board Confirm committee and workgroup designations and participation.

Chair Azevedo requested postponement of this item to allow for internal discussions.

Chair Durst inquired if any AB members wish to change their current committee positions or if they have an afterthought, to please contact him directly. Otherwise at this point the designations and participation will remain unchanged.

Director Sutton emphasized the increasing importance and value of the Legislative and Outreach Committee (L&O) as the project becomes a reality, suggesting a need to broaden participation. He encouraged those interested in potentially joining the committee to express their interest to Mr. Spesert, Chair Durst, or himself. He noted that participation will be within the committee's guidelines and the Brown Act. Director Evans expressed that if an AB member wished to join the L&O committee and the Brown Act is a concern, he would abstain from participating in the committee. Chair Durst provided a listing of the current members of the L&O committee.

Mr. Tincher noted that Ms. Dyer is requesting to be excused from the L&O and he is willing to serve in her place. Chair Durst and Director Sutton acknowledged Ms. Dyer's contribution to the L&O and welcomed Mr. Tincher.

- 2.2 Reservoir Committee and Authority Board direct staff to submit the protest resolution status report immediately following the end of the protest resolution period on February 28, 2023, requesting the State Water Resources Control Board (SWRCB) close the Sites Project water right application's protest resolution period and implement their hearing process to achieve a Sites Water Right Permit and associated Order/Decision no later than February 1, 2025.

ED Brown spoke on the upcoming expiration of the protest resolution period for a water rights citation and direction sought on approaching the State Water Resources Control Board (SWRCB) regarding this milestone. He conveyed that Ms. Forsythe will also provide an overview of the next steps in the process.

Ms. Forsythe discussed the nearing end of the protest resolution period of 180 days, highlighting that fifteen protests were received and noting that SWRCB has not determined the validity of all the protests. Ms. Forsythe mentioned the SWRCB's request for a letter by the end of March identifying all protests and resolutions actions to date and expressed the intention to send a letter earlier to keep the process moving. She emphasized the numerous meetings held to resolve protests, with one protest resolved and few more expected to be resolved. However, some protests are unlikely to be resolved due to significant differences and will need to be resolved before the SWRCB in the hearing process. She outlined the proposed timeline, including sending the letter to the SWRCB by the end of February 2024, emphasizing the need for expeditious movement through the process to obtain the water right by January 2025.

ED Brown opened the floor to comments and questions from the Board. He emphasized the importance of the Board understanding the steps in the process, noting that many members had experience in similar steps in other settings, inviting the Board to share any advice, counsel, or suggestions to help move the process along.

Mr. Vanderwaal inquired on the validity of the fifteen protests and the identification of the protest that was resolved, acknowledging that these items may be subject to discussion in closed session. Ms. Forsythe acknowledged that discussion on the validity of the protests is a closed session item. She also noted that Contra Costa's protest was resolved with the operations agreements that the Authority has with them, and with the resolution they agreed to dismiss their protest.

Director Sutton queried on the expected time frame of when the hearing would begin. Mr. Ferguson, Esq. with Somach Simmons & Dunn, responded that the hearing is expected to begin at the end of July or August. He mentioned that with initial hearings, an opportunity for rebuttal the process would expect a period of July through October.

Director Sutton inquired about the expected number of days for the hearing and the effect the similar protests will have. Mr. Ferguson estimated eight to ten days for the hearing with the possibility of fifteen days dependent on the issues presented. Mr. Ferguson clarified that with overlapping of common issues raised by the parties SWRCB is likely to compartmentalize the hearing by issue. The SWRCB will have discretion to focus on certain issues to manage their process. The prehearing conference will address this.

ED Brown informed the Board and the public that ex parte has applied to any communications with the SWRCB members and staff. This is brought before the Authority Board in the public session to communicate the intentions and interests in the actions on the application. He emphasized the criticality of this component to the schedule and highlighted that the proposed action reflects what is needed to be done to meet the schedule.

Mr. Kunde inquired about the statutory obligation period for the SWRCB to act once the hearing office reaches a decision. Mr. Ferguson responded that technically, under the statute, they have 90 days, but typically they address it at their next regular board meeting. Their practice is to hear it quickly so that is what has been estimated.

Ms. Pryor expressed her support for this proposed action. She commended the thorough water right application process and analysis stating that staff have done excellent work on this.

Chair Durst emphasized the critical importance of the issue for RD 108. He highlighted that delaying action would make it increasingly difficult to secure long term financing.

ACTION RC: It was moved by Ms. Pryor, seconded by Mr. Tincher, to recommend approval of agenda item 2.2 to the Authority Board. **Motion carried unanimously.**

ACTION AB: It was moved by Director Evans, with an emphasis on expeditious, seconded by Director Arnold to approve agenda item 2.2. **Motion carried: All Directors present voted yes.**

- 2.3 Reservoir Committee and Authority Board consider authorizing the Executive Director to enter into an amendment to the Maxwell Irrigation District Memorandum of Understanding (MOU) to extend the MOU to April 30, 2024.

Ms. Forsythe reminded the Board of the Maxwell Irrigation District's (ID) water diversion from Stone Corral Creek near Maxwell. The Authority and Maxwell ID entered into a MOU to address concerns with the Authority's water right application. The MOU required them to develop an agreement by February 29, 2024, but due to a late start are requesting an extension to April 30, 2024. Ms. Forsythe expressed confidence in achieving a positive outcome through collaborative discussions before

April 30th and emphasized the need for the extension to ensure Maxwell ID's participation in the water right hearing process.

ACTION RC: It was moved by Mr. Vanderwaal, seconded by Mr. Kunde, to recommend approval of agenda item 2.3 to the Authority Board. **Motion carried unanimously.**

ACTION AB: It was moved by Director Sutton, seconded by Director Dennis to approve agenda item 2.3. **Motion carried: All Directors present voted yes.**

3. DISCUSSION AND INFORMATION ITEMS:

3.1 Review and comment on the status of the Operations Plan, Version 2.0 preparation. (Attachment A)

ED Brown highlighted the transitioning of topics to the inner workings of the project. He acknowledged the Board's desire for a better understanding of the project's operations, with the purpose of this discussion to cover key items of the Operations Plan and establish expectations for its evolution. He emphasized that the Operations Plan should be a living document that evolves with changing conditions and noted there is some relationship between the Operations Plan and the Benefits and Obligation(B&O) Contract.

Mr. Kunde noted, referencing the memorandum, there are some portions of the Operations Plan with double asterisks for cross reference to the B&O Contract so some of the elements will be contractually binding and many will be more flexible for future changes.

ED Brown responded, stating that he believes there is a need to discuss the proper placement for those items. He emphasized that decisions do not need to be made today and acknowledged that further exploration of this area is desired. He expressed the importance of starting this conversation with the Board to ensure all have an opportunity to contribute and be heard. He concluded by thanking Mr. Kunde for his comment.

Ms. Bezzone provided a background and overview of the hierarchy and interaction between documents, B&O Contract, Operations Plan, and Operations Manual. In her presentation she emphasized the major components of the Operations Plan, noting that further clarification will be required on the starred items in the presentation. The major components include diversions, storage, and release. Storage and releases were highlighted as crucial components that involve coordinating participant requests for water, including timing and quantity. This coordination is vital for managing facilities, conveyance, and export, especially for participants located to the south. This also involves working with the Department of Water Resources. Capacity limitations and potential scenarios where not all release requests can be met were also discussed. Another cross reference in the B&O Contract is the delivery, losses, and capacity

limitations related to releases, which ties back to capacity interest and how to address scenarios where not all release requests can be met as requested.

Ms. Bezzone concluded her presentation with a proposed schedule for the next steps. A draft Operations Plan Version 2 will be presented to the Operations & Engineering (O&E) Workgroup in May, with comments requested in early June. This will allow a month to meet with those that provided comments, to review further, and incorporate the comments into plan. The final version will be prepared for adoption at the July Board Meeting.

ED Brown highlighted the usefulness of identifying specific elements reviewed in the outline that should be included in the B&O Contract as opposed to the Operations Plan. He emphasized the need to ensure that the critical contractual elements necessary for participation and association with ownership rights to certain items are included in the B&O Contract. ED Brown clarified that what was outlined by Ms. Bezzone pertained to the process, the day-to-day operational processes and accounting within the operation system. ED Brown emphasized the starred items that were reviewed. These items were previously raised in discussions suggesting that these items be considered for inclusion in the B&O Contract rather than the Operations Plan. He encouraged everyone to share their thoughts, reactions, observations, and questions regarding this.

Director Sutton requested clarification that there would be no conflict with any revision suggested that GCID and TCCA anticipates being included in the B&O Contract. Ms. Bezzone noted that there will be cross references to the partnering agreements with GCID and TCCA. ED Brown stated there will be provisions within those contracts with those agencies and that will dictate our contractual arrangements.

Mr. Neudeck noted that the question on which parts of the potential Operations Plan may need to be included in the B&O Contract may be better suited for an attorney to provide guidance on this.

ED Brown acknowledged the importance a legal review while highlighting a review of the B&O Contract side by side with the Operations Plan outline, identifying where it is most appropriate for items to be between the two documents for your agency.

Mr. Kunde emphasized the importance of receiving feedback from the Board members. He noted that the Operations Plan is procedural and highlighted the necessary flexibility of the plan. He emphasized that members have a key role in considering what aspects are crucial for ensuring the interests of our home boards.

Mr. Cheng provided a written question inquiring when the last refresh was completed of the delivery pattern study for the south of Delta. Ms. Forsythe responded that during the Final EIR modeling, some tweaks were made but the demand pattern in the model remained unchanged. Adjustments were made to how and when that water could move. ED Brown advised that further discussion is needed with the O&E Workgroup to demonstrate and provide a better understanding of the actions taken, the reasons

behind them, and the changes made regarding the timing for the movement of water. While the main patterns for water movement remain the same, there have been adjustments in the timing of water movement through the Delta. This means that the timing of when water might be available could be different, but the annual quantities would remain unchanged.

Mr. Tincher inquired about the deadline for providing feedback to ensure it does not hamper the schedule. ED Brown replied, stating that comments on the B&O Contract are requested by March 22. He suggested the next month be used to review the document and provide comments to what you would like to see changed or addressed.

Mr. Charter raised a question regarding the modeling's prediction of water volumes moving through the Delta for south of Delta users. He inquired about the inclusion of the north of Delta interests in the modeling, specifically those who anticipate transferring water annually. Ms. Forsythe explained that the modeling does not detail how participants can use their account. The Operations Plan is not intended to constrain Participants in their ability to use their account. Mr. Charter noted that he is looking through the lens of capacity and wants to be assured that the facilities built will move the projected amount anticipated to be transferred.

ED Brown emphasized that the constraint will be the capability of moving water through the Delta. The amount of water that can be transferred through the Deltas as transfer water is larger in dry and critically dry years and less in wet years, per the biological opinions, and have concluded that our use of that capacity is consuming all capacity in all years, highlighting that there is capacity in the export capability.

Director Sutton noted there is a 40% constraint in the Delta as a state project allocation.

Chair Durst provided to the Board written virtual comments by Mr. Holley and Mr. Cheng as follows. Mr. Holley wanted to make a quick point that not all water delivered by Sites will go south of Delta, as American Canyons' water will remain north of the Delta.

Mr. Cheng inquired if the Operations Plan will address the issue of excess storage being made available to other Participants or a B&O Contract item. Ms. Forsythe responded that the B&O Contract addresses this by allowing for it, and the Operations Plan will describe what communications need to occur to ensure understanding of actions and proper accounting for them.

Mr. Urkov, with Colusa County Flood Control and Water Conservation District, inquired if the logic for moving water to other participants is included in Operations Plan 1 or if that logic is unique to the model. Ms. Forsythe conveyed that this is documented in the EIR assumptions and provided for in the B&O Contract. Ms. Bezzone stated that it will be described through the leasing and transfers section of the operations agreement of how that would be completed through operations.

Mr. Kunde reflected on Director Sutton's comment regarding the 40% constraint in the Delta as a state project allocation. He noted that in drier years the full capacity of the Dunnigan pipeline and CBD will be utilized, which would become a constraint. He noted uncertainty about the modeling's implications regarding this issue, but cautioned there may be non-Delta capacity constraints to consider. Director Sutton remarked on the use of river exchanges as a secondary source to optimize moving water south of the Delta. Ms. Forsythe noted that exchanges will be a component in the future to move water in the drier year scenarios from north to south of Delta or to other location in the Delta.

Chair Durst reminded all that comments are needed back by March 22, 2024.

Mr. Eckhart virtually exited the meeting at 10:20 a.m.

- 3.2 Receive an update on a) the development of the Benefits & Obligations Contract, Amended and Restated Joint Powers Agreement, and Phase 3, 4, 5 Bylaws and b) next steps to achieving Participants securing authority to execute these documents. (Attachments A – D)

Mr. Robinette began his presentation noting that this item was strategically placed with the Operations Plan, ensuring they were presented together today. He outlined the journey since October 2020 to establish the B&O Contract and a plan for financing the project. He emphasized the three documents that together form the full picture of the project agreements in terms of what you receive, the cost, and funding, referred to as the three-legged stool of governance. With the enormity of the staff report a FAQ was prepared to provide clarity and included with the staff report.

Mr. Robinette requested a detailed review and comments by March 22, 2024. He expressed, after receiving the comments, they will be working to bring all the responses together, work through any policy issues, and drafting of the document with the goal of providing that information as part of finalizing the Water Infrastructure Finance and Innovation Act documents.

A calendar bar graph was shown in the presentation providing target dates with the goal of mid-2025 to adopt a resolution to initiate home board review of substantial final documents and action period. It was highlighted that current funding is through the end of 2025. Mr. Robinette concluded by summarizing the presentation and inviting questions or comments.

Mr. Neudeck asked for clarification on when the home boards are needed to respond, and what will not be included in the package. ED Brown reviewed the key components that the Board had indicated they will need to move forward with an overview of the process, emphasizing the resolution to make the offer would occur in March 2025 and the close of escrow would occur in September 2025.

Mr. Smalls provided comment that between now and March of 2025, is the period when they will be working with executive management and making any suggestions to structure refinements and sharing that back with Sites. Also, to the extent that there will be a need to start to daylight some of that with key board members, they would start to do that with the drafts of the documents that they have now in preparation for that ultimate approval at the schedule that ED Brown was referencing.

Director Evans inquired on the status of the Bureau of Reclamation. ED Brown relayed that currently they are modeled to 9% and working to secure funds. Currently they have insufficient funds for 16%.

Mr. Holley noted that this fall many of the home boards will have new members due to the elections this fall, highlighting the need to consider strategies for this topic to your home board and the timeline for doing so, keeping in mind that your home board composition may change.

ED Brown expressed that from the questions, he understood that there is an effort to building understanding around what these concepts look like for each participant. He mentioned being open to any input or suggestions and emphasized that while it cannot be customized, adjustments can be made. He stressed that now is the time to share thoughts and ideas before they progress too far to make significant changes.

Chair Durst concluded that it is critical to invest time now in the process.

4. REPORTS:

4.1 Chairs' Reports:

Chair Azevedo expressed gratitude to everyone for the vote of confidence in his role as RC Chair. He reminded all that the river is still in excess and was glad a media release was issued sharing if the project were in existence, the Sites Reservoir would be 80% full.

Ms. Pryor highlighted Chair Azevedo's point that even in a year that is not the wettest, with not a lot of snowpack and dry periods, water would still be generated, clarifying that it is not solely reliant on wet years, even in dry years, it would generate water.

Director Sutton provided a recent update on Shasta, noting the release has increased to 20,000 cubic feet per second and shared his expectation that it will increase further due to recent storms. Chair Durst shared that the river is running high, spilling into the Yolo Bypass, noting that with the additional Shasta release and ephemeral streams, there is a significant amount of water. Director Arnold remarked that the current outflow at Shasta went up a quarter of a foot the previous day.

Chair Durst highlighted the Sites Virtual Tour, thanking the Katz team and Mr. Spesert for their work. He encouraged the Board to watch and share with their respective home boards, emphasizing its value in explaining the project clearly.

4.1 Committee & Workgroup Chairs' Reports:

Mr. Kunde relayed that the Operations and Engineering Workgroup's next meeting is in March. He provided an update on the Construction Legal Services procurement noting that the selection panel anticipates providing a recommendation in March.

Mr. Trapasso highlighted the Construction Legal Services Request For Proposals addressed both civil works and environmental mitigation services with the possibility that there may be one legal service or potentially two separate firms.

Chair Azevedo reported on the Environmental Planning and Permitting Workgroup review of mitigation strategies noting specific feedback was provided on the proposals.

4.3 Authority Board & Reservoir Committee Participant Reports:

Director Sutton highlighted the critical work of the Legislative & Outreach Committee. He noted an elected officials tour in Sacramento late March and in Washington late April. February meeting highlights include recertification of the charter, strategies and focuses for the coming year. He echoed Chair Durst's earlier comments on the Sites Virtual Tour, encouraging all to watch it.

Mr. Kunde commented on the Sites Virtual Tour, mentioning that he shared it with others who provided feedback that it was excellent.

Director Evens relayed that the Land Management Committee had an informative meeting the previous week and will bring things forward soon.

Chair Durst entertained a potential presentation from Glenn and Colusa Counties on potential housing of Sites project workers during the construction period.

Director Arnold commended the dedication of the AB and RC members, highlighting that there is always a quorum demonstrating everyone's support of the project. Director Arnold thanked all for their involvement and commitment.

Mr. Kunde expressed appreciation for the leadership demonstrated by Chair Durst and Ms. Pryor, noting that Ms. Pryor kept the committee and workgroups on track.

4.4 Executive Director's Reports:

Executive Director (ED) Brown spoke to the following:

ED Brown acknowledged the previous mentioned presentation on housing, noting there is an analysis and work to be completed related to the MOUs. From this work, outcomes will be provided, suggesting the Board should wait until this analysis is complete.

He reminded the Board that Form 700's are due by April 1, 2024, and provided a reminder on the invoices issued in January. He encouraged those with outstanding payments to go to their home board to ensure that payment is in process.

ED Brown underscored that each agenda packet includes an update on the schedule and workplan deliverable, highlighting that this month marks a transition to an integration of the adopted overall project schedule, allowing the Board to see the association of Amendment 3 work activities with the overall schedule. The transition will also offer a future oriented approach. The Board was encouraged to review this and provide feedback and comments.

ED Brown highlighted the successful contractor outreach event that occurred earlier in the week, noting it was attended by many contractors, material vendors, and service providers. The event was open to all to raise awareness on the project status, expectations, and upcoming construction packages. He communicated that the video of the event is available on the Sites Project website. [Contractor Outreach - Sites Reservoir \(sitesproject.org\)](https://sitesproject.org)

Chair Durst declared a recess at 10:59a.m. and convened into Closed Session.

5. CLOSED SESSION:

5.1 Conference with legal counsel regarding existing litigation (Gov. Code §§54956.9(d)).

Friends of the River, et al. v. Sites Project Authority, et al., Yolo County Superior Court, Case No. CV2023-2626

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

Chair Durst adjourned Closed Session at 11:55 a.m. and reconvened into Open Session.

6. REPORT FROM CLOSED SESSION:

GC Doud stated there were no reportable action taken on Closed Session matters.

7. RECAP:

7.1 Suggested Future Agenda Items.

No suggested future agenda items provided.

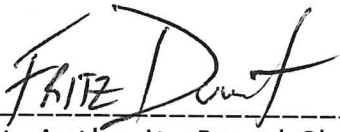
7.2 Upcoming Meetings:

Reservoir Committee & Authority Board

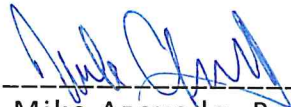
Friday, March 22, 2024 (9:00 a.m. – 12:00 p.m.)

Maxwell Project Office & Virtual

Chair Durst adjourned the Reservoir Committee and Authority Board Meeting at the hour of 11:56 a.m.



Fritz Durst, Authority Board Chair



Mike Azevedo, Reservoir Committee Chair



Terri Boland, Board Clerk

Current Voting Committee Participants (22):

	%	Participant		%	Participant
☒	3.47	American Canyon, City	☐	2.57	LaGrande WD
☐	2.42	Antelope Valley-East Kern WA	☒	17.29	Metropolitan WD
☒	5.28	Coachella Valley WD	☒	3.47	Reclamation District 108
☒	5.28	Colusa County	☒	2.42	Rosedale-Rio Bravo WSD
☒	5.05	Colusa County WD	☒	8.70	San Bernardino Valley MWD
☒	2.41	Cortina WD (1)	☒	6.48	San Gorgonio Pass WA
☒	2.87	Davis WD	☒	2.42	Santa Clara Valley WD
☒	4.22	Desert WA	☒	3.77	Santa Clarita Valley WA
☒	3.17	Dunnigan WD	☒	3.89	Westside WD
☒	3.77	Glenn-Colusa ID	☒	3.19	Wheeler Ridge-Maricopa WSD
☐	2.57	Irvine Ranch WD	☒	5.28	Zone 7 WA
				100.00	Total

19 Voting members represented at the start of the meeting-☒

92.44% Represented participation percentage.

Representation has been delegated as follows:

(1) Proxy to Jamie Traynham, Davis WD

(+) Not present after _____

Current Voting Authority Board (9)		Primary		Alternate
Colusa County	☒	Gary Evans	☒	Mike Azevedo
Colusa County Water District	☐	Joe Marsh	☒ ☒	Hal Charter Shelly Murphy
Glenn County	☒	Thomas Arnold	☐	Jim Yoder
Glenn-Colusa Irrigation District	☒	Logan Dennis	☐	John Amaro
Reclamation District 108	☒	Fritz Durst	☐ ☐	Sean Doherty Hilary Reinhard
Placer County Water Agency	☒	Gray Allen	☐	Scott Alvord
Tehama-Colusa Canal Authority	☒	Jeff Sutton	☒	Halbert Charter
City of Sacramento	☒	Lisa Kaplan	☐ ☐	Anne Sangar Brett Ewart
Westside Water District	☐	Doug Parker	☐ ☒	Zach Dennis Dan Ruiz

Associate Members (non-voting)		Primary		Alternate
Western Canal Water District	☐	Greg Johnson	☐	Ted Trimble

Non-Voting Committee Participants (2)		Primary		Alternate/Other
Department of Water Resources	☒	Rob Cooke	☒	Jagruti Maroney
Bureau of Reclamation	☒ ☒	Adam Nickels Allison Jacobson	☐ ☒	Don Bader Natalie Taylor

Current Voting Reservoir Committee (22)		Primary		Alternate
American Canyon, City	☒	Jason Holley	☐	
Antelope Valley-East Kern WA	☐	Matt Knudson	☐	Dan Flory
Coachella Valley Water District	☒	Robert Cheng	☒	Petya Vasileva
Colusa County	☒	Mike Azevedo	☒	Gary Evans
Colusa County Water District	☒	Halbert Charter	☒	Shelly Murphy
Cortina Water District	☐	Jim Peterson	☐ ☒	Chuck Grimmer Jamie Traynham
Davis Water District	☒	Jamie Traynham	☐	Tom Charter

Desert Water Agency	☒	Steve Johnson	☐	
Dunnigan Water District	☒	Bill Vanderwaal	☐	
Glenn-Colusa Irrigation District	☐		☒	Greg Krzys
Irvine Ranch Water District	☐	Paul Weghorst	☒	Kellie Welch
LaGrande Water District	☐	Zach Dennis	☐	
Metropolitan Water District	☐	Randall Neudeck	☐ ☒	Nina Hawk Sam Smalls
RD 108	☒	Bill Vanderwaal	☐	Lewis Bair
Rosedale-Rio Bravo Water District	☐	Trent Taylor	☐	Dan Bartel
San Bernardino Valley Water District	☒	Bob Tincher	☐	Heather Dyer
San Geronio Pass Water Agency	☒	Lance Eckhart	☐ ☐	Thomas Todd Emmett Campbell
Santa Clara Valley Water District	☐	Cindy Kao	☒	Katherine Maher
Santa Clarita Valley Water Agency	☒	Steve Cole	☐	Ali Elhassan
Westside Water District	☐	Allen Myers	☒	Dan Ruiz
Wheeler Ridge-Maricopa Water Storage District	☒	Rob Kunde	☐	Sheridan Nicholas
Zone 7 Water Agency	☒	Valerie Pryor	☒	Lillian Xie

Authority, Non-Signatory (6)		Primary		Alternate
PCWA	☐	Ed Horton	☐	Ben Barker
Roseville	☐ ☐	George Hanson Joshua Alpine	☐ ☐	Sean Bigley Darin Reintjes
Sacramento County	☐	Kerry Schmitz	☐	Mike Peterson

Sites Project Authority:

☒	Jerry Brown	☒	Ali Forsythe	☒	Kevin Spesert
☒	JP Robinette	☒	Joe Trapasso	☒	Marcia Kivett
☒	Alan Doud	☒	Terri Boland		

Members of the Public

<i>Name</i>	<i>Representing</i>	<i>Name</i>	<i>Representing</i>
Jelica Arsenijevic	HDR	Carrie Scott	CVWD
Brian Thomas	Sites Project	Daniel Marino	One Atlas
Jordan Gobel	Dewberry	Eric Patterson	Kiewit
Juleah Cordi	Office of Assembly Member James Gallagher	Angela Bezzone	MBK Engineer
Sarah Katz	Katz & Associates	Scott Brown	LWA
Cheyenne Harris	Brown & Caldwell	Alan Boyce	Mattera
Henry Luu	HDR	Conner McDonald	CMD West
John Spranza	HDR	Jason Brown	Forgen
Jeff Herrin	AECOM	Michael Hether	Fairfield
Alex Shafer	Mattera	Josh Dowell	Westside WD
Jessica Sikora	Bureau	Anthony Middleton	Kiewit
Claudia Bolanos	Palmdale Water	Mark Gilbert	Engco
Amy Young	DWR	Amy Aguer	SCVWA
Louis Jarvis	GCID	Paul Rivas	SBS Safety
Marcus Maltby	Brown & Caldwell	Andres Trauttmansdorff-Weinsberg	Delve Underground
Steven Vinci	Brierley Associates	Monique Briard	ICF
Haze Rodgers	Black Burn Consulting	Christopher Arnold	Acciona
Christy Scofield	Local Resident	Joy Eldredge	City of Napa
Stephanie Fisher	Teichert	Peter Nelson	CVWD
Molly West		Charlene Sun	Valley Water
Ryan Shaw	WMWD	916-335-6110 530-438-2291	916-701-3226
Ken Bohannon	Kleinfelder	Mark Shafer	Granite

Members of the Public

<i>Name</i>	<i>Representing</i>	<i>Name</i>	<i>Representing</i>
Jill Miller	TEPA Companies	Jordan Gobel	Dewberry
Chuck Adamson	Local 3 Operating Engineers	Laura Rodarte	Placer County Water Agency
Sam Perkins	Senator Brian Dahle	Casey Tull	Local 3 Operating Engineers
Itzia Rivera	CWC		