

Reservoir Committee & Authority Board

June 21, 2024

Authority Board Chair: Fritz Durst (Reclamation District 108)
Authority Board Vice-Chair: Jeff Sutton (Glenn-Colusa Irrigation District)
Reservoir Committee Chair: Mike Azevedo (Colusa County)
Reservoir Committee Vice-Chair: Robert Kunde (Wheeler Ridge-Maricopa Water SD)
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 9:02 a.m., followed by a Roll Call and the Pledge of Allegiance.

ROLL CALL/ATTENDANCE:

Authority Board: 9 members in attendance, resulting in a quorum.

Reservoir Committee: 18 representatives (87.17%) in attendance, resulting in a quorum.

INTRODUCTIONS:

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

Executive Director (ED) Brown requests Item 5.4 be pulled from the agenda.

AGENDA APPROVAL:

ACTION RC: Moved by Ms. Pryor, second by Ms. Traynham, to approve the June 21, 2024, meeting agenda with item 5.4 removed. **Motion carried unanimously.**

ACTION AB: Moved by Director Sutton, seconded by Director Evans, to approve the June 21, 2024, meeting agenda with item 5.4 removed. **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 matters 5.1, 5.2 and 5.3 in closed session.

PERIOD FOR PUBLIC COMMENT:

Chair Durst called for a period of public comment.

Mr. Flores, a Stonyford resident, asked about using his property for the project. ED Brown suggested he speak with Mr. Kivett about any questions he has about the project.

Hearing no other comments, the period was closed.

1. **Consent Agenda:**

- 1.1 Reservoir Committee and Authority Board consider approval of April 19, 2024, Reservoir Committee and Authority Board Meeting Minutes.
- 1.2 Reservoir Committee and Authority Board consider acceptance of the Sites Project Authority Treasurer’s Report.
- 1.3 Reservoir Committee and Authority Board consider approval of the Sites Project Authority Payment of Claims.

ACTION RC: Vice-Chair Kunde moved, seconded by Mr. Plinski, to approve Consent Agenda Items 1.1 through 1.3 for the Authority Board’s consideration. The **motion carried unanimously.**

ACTION AB: Director Arnold moved, seconded by Director Dennis, to approve Consent Agenda items 1.1 through 1.3 **Motion carried: All Directors present voted yes.**

2. **Action Items:** None.

3. **Discussion and Information Items:** :

- 3.1 Review and comment on the mid-year FY2024/2025 budget review and Workplan status update for the Amendment 3 work period.

ED Brown introduced this item, which Mr. Maltby presented to the board. Mr. Maltby mentioned that it was also presented to the Budget & Finance Committee. He reviewed the cash flow curve, a recap from October 2023 and the changes that have occurred this year.

ED Brown added that the recently extended Water Right permit schedule by the State Water Board Administrative Hearing Office (AHO) will push the related project activities into 2026. This is when there are currently no funds available for staff work and has added significant expenses due to the expanding of the scope and length of the process.

Mr. Maltby continued with the possible deferments with Amendment 3 and beyond. He gave a few examples of the Early Acquisition Program, Golden Gate Dam Alignment studies and design progression of the critical path of facilities beyond 30%.

ED Brown showed the board where we are today on the cash flow chart and reminded them that their prior direction has been clear and that they are not interested in another cash call until the Project has the Water Right and other critical permits. ED Brown explained that once we have the Water Right permit, staff will ask the board to adopt the resolution to offer capacity, and at that time, all documents will freeze. All Storage Partners will have to make individual decisions about their participation. If there are many participation changes, it will cause a delay in the Project, and funding will not be available to manage those changes, so it is extremely important that conditions get worked out as early as possible to avoid impacting the project.

ED Brown reiterated that the schedule change by the AHO for the Water Right Permit is the source of the Project delay.

Mr. Neudeck inquired about the potential extension of our activities into the year 2026 based on possible deferments. ED Brown confirmed that no analysis has been conducted but he will provide some analysis for the Board separately.

Mr. Neudeck inquired if the Project could receive additional funds from the early funding of Proposition 1 in case of a delay in 2026. ED Brown responded that the early funding agreement had been exhausted. And the Water Commission would need to adjust the 5% early funding limit, which hasn't occurred and isn't likely. The project reached 25% of the cost covered by Reclamation's funding cap, so this is not currently possible either.

Ms. Vasileva inquired about our plans to collect the \$40 per acre-foot cash call in 2025. Mr. Maltby confirmed that it is scheduled for January 1, 2025, and is indicated in the cash flow curve presented.

Chair Durst stressed the significance of this critical period, highlighting the need for everyone to make decisions despite the uncertainties.

Director Sutton inquired about the timeline for the updated cost estimates, and ED Brown confirmed he expects these to be ready in 3 to 4 months.

4. Reports:

4.1 Chairpersons' Reports:

Chair Durst reported that the Authority prevailed 100% in the California Environmental Quality Act litigation in Yolo County Court. On behalf of the entire board, he thanked the staff and Federal and State agencies for their hard work,

engagement and patience in this process. We received an appeal and appreciated that SB149 was helpful for the expedited process. He also shared appreciation to the citizens who stepped up and shared their concerns.

Chair Azevedo mentioned that the Colusa County Flood Control and Water Conservation District has scheduled the election of Zone 3 for October 29, 2024, and applications are now being accepted. Additionally, Colusa County held a community planning meeting on June 20, 2024, related to the Sites Project. Chair Azevedo requested the Authority host another meeting to discuss the Project in more detail.

4.2 Committee & Workgroup Chairpersons' Reports:

Vice-Chair Kunde reported that the June 28 scheduled Special Operations & Engineering Workgroup meeting would need to reschedule that meeting due to staff working on the water right. Workgroup participants need to be prepared to discuss the priority for capacity use.

Director Evans reported the Project held a Land Management Committee meeting in June.

Vice-Chair Sutton reported a Legislative & Outreach Committee will take place in June. Thanked the Outreach Staff for their efforts. Also, there was an annual washing DC trip. The team met with the Commissioner Touton and Senator Padilla. ED Brown met with Reclamation, and there is strong support from their leadership.

Chair Durst asked if agency constituents know the involvement of agencies. Ask about agency outreach.

Mr. Spesert mentioned that the Authority held a Local Community Work Group meeting to review priorities and discuss workforce development, economic development, federal funding, and grant opportunities.

4.3 Additional Participant Reports:

None.

4.4 Executive Director's Reports:

Executive Director Brown spoke to the following:

- LCWG meeting outcomes mostly related to interest in the economic effects of the Project. A key factor in this analysis is the assumption about where the workforce is housed. Director Arnold commented that he reassured the community the project would not be a large burden on them. Director Evans mentioned the data on housing will help with the Maxwell community plan.

- Water Right hearing date of August 19 is for the policy statements. Everyone who has expressed interest can make statements and is encouraged to participate.

Chair Durst declared a recess at 10:12 a.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, including appeal filed June 14, 2024.

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

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

Property: Red Stick [Colusa County] APNs 011-150-004, 011-150-023, 011-190-019, -021, 011-200-013, -014, 011-210-016, 011-210-017, 011-210-023, 011-210-024, 011-210-025, 011-210-026, 011-210-027

Agency Negotiators: Jerry Brown, Kevin Spesert

Negotiating Parties: Red Stick Farms

Under Negotiation: Price and terms of payment

~~5.4 Conference with Real Property Negotiators (Gov. Code §54956.8):~~

~~Property: Arnold [Colusa County] APN 011 150 010~~

~~Agency Negotiators: Jerry Brown, Kevin Spesert~~

~~Negotiating Parties: Cody Arnold~~

~~Under Negotiation: Price and terms of payment~~

Chair Durst adjourned Closed Session at 11:35 a.m. and reconvened into Open Session.

6. REPORT FROM CLOSED SESSION:

GC Doud reported that a settlement had been reached and executed with the state water contractors related to their protest of the Sited water right and met the board conditions for settlement.

7. RECAP:

7.1 Suggested Future Agenda Items.

7.2 Upcoming Meetings:

Reservoir Committee & Authority Board

Friday, July 19, 2024 (9:00 am to noon)

Chair Durst adjourned the Joint Reservoir Committee and Authority Board Meeting at 11:40 p.m.

Fritz Durst, Authority Board Chair

Mike Azevedo, Reservoir Committee Chair

Marcia Kivett, Board Clerk

Current Voting Committee Participants (22):

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

18 Voting members represented at the start of the meeting-

87.17% 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	<input checked="" type="checkbox"/>	Gary Evans	<input type="checkbox"/>	Mike Azevedo
Colusa County Water District	<input type="checkbox"/>	Joe Marsh	<input checked="" type="checkbox"/> <input checked="" type="checkbox"/>	Hal Charter Shelly Murphy
Glenn County	<input checked="" type="checkbox"/>	Thomas Arnold	<input type="checkbox"/>	Jim Yoder
Glenn-Colusa Irrigation District	<input checked="" type="checkbox"/>	Jeff Sutton	<input type="checkbox"/>	Logan Dennis
Reclamation District 108	<input checked="" type="checkbox"/>	Fritz Durst	<input type="checkbox"/> <input type="checkbox"/>	Sean Doherty Hilary Reinhard
Placer County Water Agency	<input checked="" type="checkbox"/>	Gray Allen	<input type="checkbox"/>	Scott Alvord
Tehama-Colusa Canal Authority	<input checked="" type="checkbox"/>	Jim Jones	<input type="checkbox"/>	Halbert Charter
City of Sacramento	<input type="checkbox"/>	Lisa Kaplan	<input checked="" type="checkbox"/> <input type="checkbox"/>	Anne Sangar Brett Ewart
Westside Water District	<input type="checkbox"/>	Doug Parker	<input checked="" type="checkbox"/>	Zach Dennis

Associate Members (non-voting)		Primary		Alternate
Western Canal Water District	<input type="checkbox"/>	Greg Johnson	<input checked="" type="checkbox"/>	Ted Trimble
Zone 3	<input checked="" type="checkbox"/>	Mike Urkov	<input type="checkbox"/>	Wendy Tyler

Non-Voting Committee Participants (2)		Primary		Alternate/Other
Department of Water Resources	<input checked="" type="checkbox"/>	Rob Cooke	<input checked="" type="checkbox"/>	Jagruti Maroney
Bureau of Reclamation	<input type="checkbox"/> <input checked="" type="checkbox"/>	Adam Nickels Allison Jacobson	<input checked="" type="checkbox"/> <input checked="" type="checkbox"/>	Natalie Taylor Jesse Sikora

Current Voting Reservoir Committee (22)		Primary		Alternate
American Canyon, City	<input checked="" type="checkbox"/>	Jason Holley	<input type="checkbox"/>	
Antelope Valley-East Kern WA	<input type="checkbox"/>	Matt Knudson	<input type="checkbox"/>	
Coachella Valley Water District	<input type="checkbox"/>	Robert Cheng	<input checked="" type="checkbox"/>	Petya Vasileva
Colusa County	<input checked="" type="checkbox"/>	Mike Azevedo	<input type="checkbox"/>	Gary Evans
Colusa County Water District	<input checked="" type="checkbox"/>	Halbert Charter	<input checked="" type="checkbox"/>	Shelly Murphy
Cortina Water District	<input type="checkbox"/>	Jim Peterson	<input type="checkbox"/> <input checked="" type="checkbox"/>	Chuck Grimmer Jamie Traynham
Davis Water District	<input checked="" type="checkbox"/>	Jamie Traynham	<input type="checkbox"/>	Tom Charter

Desert Water Agency	<input type="checkbox"/>	Steve Johnson	<input checked="" type="checkbox"/>	David Tate Esther Saenz
Dunnigan Water District	<input type="checkbox"/>		<input type="checkbox"/>	
RD 108	<input type="checkbox"/>		<input type="checkbox"/>	Lewis Bair
Glenn-Colusa Irrigation District	<input type="checkbox"/>	Greg Krzys	<input type="checkbox"/>	
Irvine Ranch Water District	<input checked="" type="checkbox"/>	Paul Weghorst	<input type="checkbox"/>	Kellie Welch
LaGrande Water District	<input checked="" type="checkbox"/>	Zach Dennis	<input type="checkbox"/>	
Metropolitan Water District	<input checked="" type="checkbox"/>	Randall Neudeck	<input type="checkbox"/>	Nina Hawk Sam Smalls
Rosedale-Rio Bravo Water District	<input checked="" type="checkbox"/>	Trent Taylor	<input type="checkbox"/>	Dan Bartel
San Bernardino Valley Water District	<input checked="" type="checkbox"/>	Michael Plinski	<input type="checkbox"/>	Heather Dyer
San Geronio Pass Water Agency	<input checked="" type="checkbox"/>	Lance Eckhart	<input type="checkbox"/>	Thomas Todd Emmett Campbell
Santa Clara Valley Water District	<input type="checkbox"/>	Cindy Kao	<input checked="" type="checkbox"/>	Katherine Maher
Santa Clarita Valley Water Agency	<input type="checkbox"/>	Steve Cole	<input checked="" type="checkbox"/>	Ali Elhassan
Westside Water District	<input checked="" type="checkbox"/>	Allen Myers	<input type="checkbox"/>	
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"/>	Lillian Xie

Authority, Non-Signatory (6)		Primary		Alternate
PCWA	<input type="checkbox"/>	Ed Horton	<input type="checkbox"/>	Ben Barker
Roseville	<input checked="" type="checkbox"/>	George Hanson	<input type="checkbox"/>	Sean Bigley
	<input type="checkbox"/>	Joshua Alpine	<input checked="" type="checkbox"/>	Darin Reintjes
Sacramento County	<input checked="" type="checkbox"/>	Kerry Schmitz	<input type="checkbox"/>	

Sites Project Authority:

- Jerry Brown Ali Forsythe Kevin Spesert JP Robinette Joe Trapasso Marcia Kivett Alan Doud

Members of the Public

Name	Representing	Name	Representing
Quentin Williams	MWH Constructors	Pamela Katleba-Jenkins	Jacobs
Brian Thomas	Sites Project	Ashley Stanley	HDR

Members of the Public

<i>Name</i>	<i>Representing</i>	<i>Name</i>	<i>Representing</i>
Jeff Kivett	Brown & Caldwell	Josh Graves	Ramosoil
Cuck Adamson	OE#3	John Belpesio	NorCal Carpenters
Richard Cruz	NorCal Carpenters	Bill Vanderwaal	TCCA
Jordan Gobel	Dewberry	Ernest Flores	Stonyford Resident
Luis Flores	Maxwell Resident	Amy Young	DWR
Juleah Cordi	Office of Assembly Member James Gallagher	June Hayes	Division 1
Sarah Katz	Katz & Associates	Scott Brown	LWA
Cheyenne Harris	Brown & Caldwell	Plaza Lopez-Monis	Dragodos
Ryan Shaw	WMWD	Conner McDonald	CMD West
John Spranza	HDR	Carrie Scott	CVWD
Holly Stout	DWR	Wayne Warburton	Aldea Services
Jeanne Haskell		Andrea Rocha	Geo Engineers
Peter Nelson	Wonderful Farms	Mark Barkau	
Eduardo Blancas	CCRCO	Quang Tran	Southland Holdings
Dan Ruiz	ACID	Leslie Barrett	Vanir
Jeff Herrin	AECOM	Elizabeth Foss	Zone 7
Marcus Maltby	Brown & Caldwell	Nathan Rinaldi	Teichert
Joe Iniguez	Halmar International	Mike Smith	AECOM
Rubina Chaudhary	Marrs Corp	Richard Turkson	Obayashi
Jerry Miller	AMESCO	Andrew Sears	WMWD
Desi Dikova	Brierley Associates	Melanie VO	Dragos
Daniel Gomez Gutierrez	ACCIONA	Eric Patterson	Kiewit
Andrew Holmquist	Tutor Perini	Sam Savercool	Sunbelt Rentals
Jordon Navarrot	RD108	Douglas Montague	Montague DeRose