



Topic: **Authority Board Agenda Item 6-1**

2018 July 16

Subject: **Sites Authority Participation Agreements**

Requested Action:

Discussion and possible direction to staff regarding potential revisions to the Fourth Amended and Restated Sites Project Authority Agreement and Bylaws

Detailed Description/Background:

As the Project prepares to move into Phase 2 and to be consistent with the proposed Phase 2 Project Agreements that will include interim financing requirements and may require changes to the current delegations from the Authority, this would necessitate changes to the Authority’s Phase 1 Bylaws. In addition, as the Authority continues to seek expanded participation and support, the Authority should evaluate the role of the Associate Member as contemplated in the Bylaws.

While most of the basic structure of the Bylaws, including governance of the Authority Board and Reservoir Committee would not necessarily need any significant or substantive changes, other provisions would become inconsistent with the Phase 2 Reservoir Project Agreements and therefore consideration should be given to amend the Bylaws.

In addition, there may also need to be some clean-up changes to the Joint Powers Agreement, but presently it is not contemplated there would be any significant or substantive changes needed as a result of executing the proposed Phase 2 Reservoir Project Agreement with its financing provisions.

Prior Authority Board Action:

None.

Fiscal Impact/Funding Source:

None.

Staff Contact:

Ernest Conant

Attachments:

None.