

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:**

Chair Bettner called to order the Reservoir Committee Meeting at the hour of 9:00 a.m., followed by the Pledge of Allegiance.

### **ROLL CALL:**

Roll of the Reservoir Committee was called (Attachment A) which resulted in 21 eligible representatives. This equated to 98% 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:**

It was moved by Pryor, seconded by Vanderwaal to approve the April 22, 2022 Reservoir Committee Meeting Agenda. Motion carried unanimously.

### **ANNOUNCEMENT OF CLOSED SESSION:**

Counsel Doud announced the Reservoir Committee would consider the following Closed Session matter:

#### **5. Closed Session:**

5.1 Negotiations concerning Sites Project operation terms, conditions and agreements with the United States Fish & Wildlife Service (Govt. Code §§54956.9(c)).

### **PERIOD FOR PUBLIC COMMENT:**

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

#### **1. CONSENT AGENDA:**

It was moved by Marks, seconded by Pryor to approve Consent Agenda Item Numbers 1.1 through 1.3 as follows:

- 1.1 Approve the March 18, 2022 Joint Reservoir Committee and Authority Board Meeting Minutes.
- 1.2 Accept the Sites Project Authority Treasurer's Report.
- 1.3 Approve the Payment of Claims.

Motion carried unanimously.

**2. ACTION ITEMS:**

- 2.1 Approve a legal services agreement in the amount of \$750,000 with Nossaman LLC to provide Real Estate and Inter-Agency Agreements Legal Services for the period of May 1, 2022 through December 31, 2024.

Mr. Trapasso provided an update on the procurement process for the Real Estate and Inter-Agency Agreements Legal Services. He stated the Interview Panel consisted of Valerie Pryor, Gary Evans, Gray Allen, Bob Tincher, Michael Azevedo, and Robert Cheng. The panel interviewed four law firms on April 6, 2022, and unanimously voted to recommend Nossaman, LLC to perform both legal services.

Mr. Trapasso noted Nossaman, LLC has strong relevant experience in both areas of service and the individual attorneys proposed to perform the direct work demonstrated knowledge and experience that would be complementary to the Sites team and are expected to fit well with the organizational culture and values of the Sites Authority.

Brief discussion followed.

**ACTION:**

It was moved by Azevedo, seconded by Pryor to recommend to the Authority Board to approve a legal services agreement in the amount of \$750,000 with Nossaman LLC to provide Real Estate and Inter-Agency Agreements Legal Services for the period of May 1, 2022 through December 31, 2024.

Motion carried unanimously.

**3. Discussion and Information Items:**

- 3.1 Receive an update on the status of the operations modeling completed in support of the Project's Biological Assessment and State Incidental Take Permit application.

Ms. Heydinger provided an overview of the Biological Assessment and State Operations ITP Modeling Update and spoke to the following:

Background – Changes from RDEIR/SD Model

- Incorporated climate change baseline

- Deadpool reduced to 60 TAF.
- Shifted focus to Alternative 3.
- Proportionally reduced storage allocation to local PWAs to make room for Reclamation.
- Incorporated revised diversion criteria.
- Expanded operations to improve Shasta cold water pool, fall flow stability, and spring pulse actions.
- Requested by Reclamation.
- Other minor modifications, updates and model improvements.

#### Takeaways from Updated Modeling

1. More federal investment results in less cost for local PWAs and more efficient reservoir operations (greater overall releases)
2. Benefits for local PWAs do not substantially change with model updates and increased federal investment
3. Changes in modeling and federal storage result in greater overall anadromous fish benefits

#### Reclamation Investment Improves Overall Project Performance

More federal investment results in less cost for local PWAs due to lower storage allocation and more efficient reservoir operations (greater overall releases).

#### Local PWAs Supplies do not Substantially Change with Reclamation Investment

Benefits for local PWAs do not substantially change with model updates and increased federal investment.

SOD increases under Alt 3B due to increased storage and movement of water in Wet and Above Normal years. NOD is more static due to less active use of storage.

Changes in Modeling and Federal Storage Result in Greater Anadromous Fish benefits

SALMOD – Decrease in Long-Term Average Salmon Mortality

Important for federal funding, meeting project objectives

#### Next Steps

- Agree on changes to storage allocation among Local PWAs to "make room" for Reclamation @ Alt 3 level.
  - Rebalance to final participation levels before Phase 3.
- Provide input on storage space for the offer letter to Reclamation.

- Complete other models required for Biological Assessment/Operations ITP application.
- Complete modeling for Final EIR/EIS.

Executive Director Brown emphasized the need to start spreading awareness of the increase in the survival rate of salmon, rather than focusing on the decrease of immortality.

Mr. Evans inquired about the compounding effect of an increase in salmon yearly.

Ms. Forsythe noted that currently there is no compounding model but will be looking into modeling platforms that would help quantify the increase.

Discussion followed.

3.2 Review and Comment on the updated Amendment 3 Project Schedule findings including a critical path analysis through the end of Phase 2 of the Project.

Mr. Maltby provided an update on the Amendment 3 Project Schedule and spoke to the following:

Background

Focus:

- Amendment 3 Work Period (1/1/22 - 12/31/24).
- End of Amendment 3 = Investor Commitment.

Goals:

- Develop a detailed planning level schedule to help guide decision making.
- Establish “Baseline” schedule to track progress and manage changes.

Schedule Takeaways

1. Critical path for Investor Commitment goes through Updated Project Cost Estimate and Geotech Work Packages 3 & 4.
2. Other key activities narrowly off the critical path are:
  - WIFIA Negotiations with approximately 4 months of float.
  - Water Right Permit with approximately 7 months of float.
3. Contract Strategy will drive the development of the schedule through project completion.

3 Paths to Investor Commitment.

Next Steps

1. Track Against Established Baseline (ongoing)
2. Master Schedule through Project Completion
  - Target completion date: **Fall 2022**
  - Predecessor: Contract Strategy – **Summer 2022**

Brief discussion followed.

- 3.3 Review and comment on Amendment 3 Project Agreement Approval Process including estimated participation levels, outreach and rebalancing, and schedule.

Executive Director Brown presented an update on Amendment 3 Rebalancing Results and spoke to the following:

- Signed agreements were due on March 31, 2022.
- Expressed Interest in re/new Participation.
- Carter Mutual was the only participant that withdrew.
- Colusa County participation decreased, and Wheeler Ridge participation increased.
- Participation is on target with capacity and currently fully subscribed.
- All participants received approval from their boards.
- At this time there is no deadline for submitting a letter of interest for participation and will continue to invite any expressed interest.
- Voluntary reductions would need to happen to make room for new interests.

**4. Reports:**

4.1 Chairpersons' Report:

None.

4.2 Workgroup Chairpersons' Report:

Reservoir Operations & Engineering Workgroup

Mr. Kunde provided an update on the Workgroup's meeting held on April 13, 2022. and spoke to the following:

- Charter review by Mr. Robinette.
- In-depth presentation on Biological Assessment and Take Permit Modeling.
- Amendment 3 schedule update.
- Contact strategy/Delivery method sub workgroup.

Discussion followed.

Budget & Finance:

Ms. Traynham provided an update regarding Amendment 2 closeout and finalizing unallocated funds.

Environmental Planning & Permitting Workgroup:

Chair Bettner noted they are still looking for a new Chair and Vice-Chair for this workgroup.

4.3 Reservoir Committee Participant Reports:

None.

4.4 Executive Director's Reports:

Executive Director Brown provided an update on the following:

- Monthly status report.
- Work Plan Key Deliverables Report.
- Meetings Action Items Summary.
- Deadpool:
  - O&E will need to consider the risks of further adjustments to Deadpool.
  - The updated modeling has been adjusted to account for an initial reduction of Deadpool to 60taf.
- Environmental Water Management Advisory Committee:
  - Volunteers for the advisory committee are Mr. Bransford for the (AB) and Mr. Nuedeck for the (RC).

Chairman Bettner declared a recess at 10:11 a.m., and convened into Closed Session to consider the following matter:

5. Closed Session:

- 5.1 Negotiations concerning Sites Project operation terms, conditions and agreements with the United States Fish & Wildlife Service (Govt. Code §§54956.9(c)).

Chairman Bettner adjourned Closed Session at 11:02 a.m. and reconvened into Open Session.

6. Report from Closed Session

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

7. Recap:

- 7.1 Suggested Future Agenda Items.

None.

- 7.2 Upcoming Meetings:

**Authority Board**

Wednesday, April 27, 2022 - 1:30 to 4:00 PM

**Reservoir Committee**

Friday, May 20, 2022 - 9:00 AM to 12:00 PM

Chairman Bettner adjourned the Reservoir Committee Meeting at the hour of 11:05 a.m.

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Thad Bettner, Chairman

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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 checked="" type="checkbox"/>	2.41	Cortina WD	(1)
<input checked="" type="checkbox"/>	2.87	Davis WD	
<input checked="" type="checkbox"/>	0.00	Department of Water Resources (non-voting)	
<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	

	<i>Pct</i>	<i>Participant</i>	
<input checked="" type="checkbox"/>	2.57	LaGrande WD	(1)
<input checked="" type="checkbox"/>	17.29	Metropolitan WD	
<input checked="" type="checkbox"/>	3.47	Reclamation District 108	
<input checked="" type="checkbox"/>	2.42	Rosedale-Rio Bravo WSD	
<input checked="" type="checkbox"/>	8.70	San Bernardino Valley MWD	
<input checked="" type="checkbox"/>	6.48	San Gorgonio Pass WA	
<input checked="" type="checkbox"/>	2.42	Santa Clara Valley WD	
<input checked="" type="checkbox"/>	3.77	Santa Clarita Valley WA	
<input checked="" type="checkbox"/>	3.89	Westside WD	
<input checked="" type="checkbox"/>	3.19	Wheeler Ridge-Maricopa WSD	
<input checked="" type="checkbox"/>	.00	US Bureau of Reclamation (non-voting)	
<input checked="" type="checkbox"/>	5.28	Zone 7 WA	
	100.00	Total	

**21 Voting members represented at Meeting start**

**98%** Represented participation percentage

Representation has been delegated as follows:

(1) To Jamie Traynham, Davis WD

(+) Not present after \_\_\_\_\_

**Current Voting Reservoir Committee Participants (23):**

<i>Participant</i>	<input type="checkbox"/> <i>Representative</i>	<input type="checkbox"/> <i>Alternate/Delegate</i>
American Canyon	<input checked="" type="checkbox"/> Felix Hernandez	<input type="checkbox"/> Jason Holley
Antelope Valley-East Kern	<input type="checkbox"/> Dwayne Chisam	<input type="checkbox"/> Dan Flory
Coachella Valley	<input 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 checked="" type="checkbox"/> Shelley Murphy	<input type="checkbox"/> Joe Marsh
Cortina Water District	<input type="checkbox"/> Jim Peterson	<input type="checkbox"/> Chuck Grimmer <input checked="" type="checkbox"/> Jamie Traynham
Davis Water District	<input checked="" type="checkbox"/> Jamie Traynham	<input type="checkbox"/> Tom Charter
Desert Water Agency	<input 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	<input checked="" type="checkbox"/> Paul Weghorst	<input checked="" 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	<input checked="" type="checkbox"/> Trent Taylor	<input type="checkbox"/> Dan Bartel
San Bernardino Valley	<input checked="" type="checkbox"/> Bob Tincher	<input type="checkbox"/> Heather Dyer
San Geronio Pass	<input checked="" type="checkbox"/> Lance Eckhart	<input type="checkbox"/> Thomas Todd
Santa Clara Valley	<input checked="" type="checkbox"/> Cindy Kao	<input checked="" type="checkbox"/> Katherine Maher
Santa Clarita Valley	<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	<input checked="" type="checkbox"/> Rob Kunde	<input type="checkbox"/> Sheridan Nicholas
Zone 7	<input checked="" type="checkbox"/> Valerie Pryor	<input checked="" type="checkbox"/> Amparo Flores

**Non-Voting Committee Participants (2):**



# Reservoir Committee Meeting

April 22, 2022

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

## Authority, Non-Signatory (6):

<i>Participant</i>	<input type="checkbox"/> <i>Representative</i>	<input type="checkbox"/> <i>Alternate</i>	<i>Alternate</i>
PCWA	<input type="checkbox"/> Ed Horton	<input type="checkbox"/> Ben Barker	<input checked="" type="checkbox"/> Darin Reintjes
Roseville	<input type="checkbox"/> Sean Bigley	<input type="checkbox"/> Trevor Joseph	<input type="checkbox"/> Jason Marks
Sacramento County WA	<input type="checkbox"/> Jeff Harris	<input type="checkbox"/> Brett Ewart	<input type="checkbox"/> Ann Sanger

## 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 checked="" type="checkbox"/> Alexander, Jeriann Grace, Lui	Fugro
<input type="checkbox"/> Boling, Robert	HDR
<input type="checkbox"/> Briard, Monique	ICF
<input checked="" type="checkbox"/> Brown, Doug	Stradling
<input type="checkbox"/> Brown, Scott	LWA
<input type="checkbox"/> Bruner, Marc	Perkins Coie

<input type="checkbox"/> <i>Name</i>	<i>Representing</i>
<input checked="" type="checkbox"/> Doud, Alan	Young Wooldridge
<input type="checkbox"/> Forrest, Mike	AECOM
<input type="checkbox"/> Floyd, Kim	Floyd
<input checked="" type="checkbox"/> Harris, Cheyanne	Brown & Caldwell
<input type="checkbox"/> Herrin, Jeff	AECOM
<input checked="" type="checkbox"/> Heydinger, Erin	HDR
<input checked="" type="checkbox"/> Katz, Sara	Katz & Associates

**Reservoir Committee Attendance**

**April 22, 2022**

<input type="checkbox"/> Name	Representing
<input checked="" type="checkbox"/> Kivett, Marcia	Brown & Caldwell
<input type="checkbox"/> Kunev, Scott	Young Wooldridge
<input type="checkbox"/> Leaf, Robert	Ch2m
<input checked="" type="checkbox"/> Luu, Henry	HDR
<input checked="" type="checkbox"/> McDonald C	CMD West
<input type="checkbox"/> Micko, Steve	Ch2m
<input checked="" type="checkbox"/> Maltby, Marcus	Brown & Caldwell
<input type="checkbox"/> Montague, Doug	Montague DeRose Assoc.

<input type="checkbox"/> Name	Representing
<input type="checkbox"/> Rossetto, Sarah or	Katz & Associates
<input checked="" type="checkbox"/> Ann Newton	
<input type="checkbox"/> Rude, Peter	Ch2m
<input checked="" type="checkbox"/> Spranza, John	HDR
<input checked="" type="checkbox"/> Traynham, Hailey	Brown & Caldwell
<input type="checkbox"/> Van Camp, Marc	MBK
<input type="checkbox"/> Warner Herson, Laurie	Phenix
<input checked="" type="checkbox"/> Westcot, Cathy	HDR

**Other Attendees:** (Check box to have email address added to the distribution list)

Name	Representing	Contact (Phone & E-mail)
Juleah Cordi	Assemblyman Michael Gallagher's Office	<input type="checkbox"/>
Israel Sotelo	Senator Jim Nielsen's Office	<input type="checkbox"/>
Laura Nicholson	Senator Jim Nielsen's Office	<input type="checkbox"/>
Caitlin Nielsen	HDR	<input type="checkbox"/>
Anthony Middleton	Keiwi Infrastructure Group	<input type="checkbox"/>
Lillian Xie	Valley Water	<input type="checkbox"/>
Dee Bradshaw	Metropolitan	<input type="checkbox"/>
Charles Gardiner	Catalyst Group	<input type="checkbox"/>
Cindy Saks	SBVWMD	<input type="checkbox"/>
Jeff Kivett	B&C	<input type="checkbox"/>
		<input type="checkbox"/>