



**LOS VAQUEROS RESERVOIR JOINT POWERS AUTHORITY
AGENDA**

Meeting of the Board of Directors
July 10, 2024 – 9:30 a.m.

To be held at:
ZONE 7 WATER AGENCY
100 North Canyons Parkway
Livermore, CA 94551

JOIN BY ZOOM

Please click the link below to join the webinar:

<https://us06web.zoom.us/j/81404669563>

Or One tap mobile:

+16699006833,,81404669563# (San Jose, US)

Or Telephone 1-669-900-6833 Webinar ID: 814 0466 9563

Directors Participating Remotely:

Kathy Narum 15040 Davos Dr, Truckee, CA 96161

In compliance with the Americans with Disabilities Act, the meeting room is wheelchair accessible and disabled parking is available at the Zone 7 Administrative Building lot. If you are a person with a disability and you need disability-related modifications or accommodations to participate in this meeting, please contact the Authority's Clerk at rperea@lagerlof.com. Notification at least 48 hours prior to the meeting will enable the Authority to make reasonable arrangements to ensure accessibility to this meeting. {28 CFR 35.102-35, 104 ADA Title II}.

Members of the public may submit written comments to the Clerk by 4:00 p.m. on the day prior to the meeting for the Clerk to read into the record (subject to three-minute limitation). The meeting Chair will acknowledge such individual(s) at the appropriate time in the meeting prior to making their comment. Materials related to items on this Agenda are available for public review at: www.losvaquerosjpa.com/board-meetings. Each item on the Agenda shall be deemed to include any appropriate motion, resolution, or ordinance, to take action on any item. Members of the public will be disconnected from the meeting prior to any Closed Session, if applicable.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL OF DIRECTORS

Anthea Hansen, Chair, San Luis & Delta-Mendota Water Authority
Michael Tognolini, Vice Chair, East Bay Municipal Utility District
Ricardo Ortega, Secretary, Grassland Water District
Paul Sethy, Treasurer, Alameda County Water District
Antonio Martinez, Director, Contra Costa Water District
Dennis Herrera, Director, San Francisco Public Utilities Commission
John Varela, Director, Santa Clara Valley Water District
Kathy Narum, Zone 7 Water Agency
TBD, Director – Ex Officio - Department of Water Resources

ALTERNATE DIRECTORS

Jonathan Wunderlich, Alternate Director, Alameda County Water District
Patt Young, Alternate Director, Contra Costa Water District
Doug Linney, Alternate Director, East Bay Municipal Utility District
Ken Swanson, Alternate Director, Grassland Water District
Steve Ritchie, Alternate Director, San Francisco Public Utilities Commission
Jose Gutierrez, Alternate Director, San Luis & Delta-Mendota Water Authority
Richard Santos, Alternate Director, Santa Clara Valley Water District
Sandy Figuers, Alternate Director, Zone 7 Water Agency
TBD, Alternate Director – Ex Officio, Department of Water Resources

PUBLIC COMMENT ON NON-AGENDA ITEMS

Any member of the public wishing to address the Board of Directors regarding items not on the Agenda should do so at this time. The Board welcomes your comments and requests that speakers present their remarks within established time limits and on issues that directly affect the Authority or are within the jurisdiction of the Authority.

CONSENT CALENDAR

1.1 Approval of Minutes from June 12, 2024 Board of Directors Meeting

**Treasurers Report Note: The May 2024 and June 2024 Treasurer's Reports have not yet been reviewed by the Finance Committee due to the cancellation of the June 2024 Finance Committee meeting and will be brought before the Board in August 2024.*

ACTION ITEMS

None.

DISCUSSION ITEMS

- 2.1 Contra Costa Water District Facilities Usage Agreement Negotiations Process Outline**
- 2.2 Program Management Update**
 - **Budget & Schedule**
 - **Agreements**
 - **Design & Permitting**

REPORTS

- 3.1 Directors**
- 3.2 Executive Director**
 - 3.2.1 Federal Relations Report**
 - 3.2.2 June 2024 Engagement Activities with Reclamation**
- 3.3 General Counsel**
- 3.4 Committee Meeting Summaries**

FUTURE AGENDA ITEMS REQUESTED BY THE BOARD

ADJOURNMENT

2024 AUTHORITY MEETING DATES

2024 Board of Directors Meetings (2nd Wednesday of the Month)

August 14, 2024 9:30am
September 11, 2024 9:30am
October 9, 2024 9:30am
November 13, 2024 9:30am
December 11, 2024 9:30am

2024 Operations and Engineering Committee (3rd Thursday of the Month)

July 18, 2024 10:00am
August 15, 2024 10:00am
September 19, 2024 10:00am
October 17, 2024 10:00am
November 21, 2024 10:00am
December 19, 2024 10:00am

2024 Finance Committee Meetings (4th Thursday of the Month)

July 16, 2024 8:00am (rescheduled)
August 22, 2024 1:00pm
September 26, 2024 1:00pm
October 24, 2024 1:00pm
November 21, 2024 1:00pm
December 2024 TBD

2024 Communications and Outreach (4th Wednesday of Every Other Month)

August 28, 2024 10:00am
October 23, 2024 10:00am
December 2024 TBD

LIST OF ACRONYMS

ACWA	Association of California Water Agencies
ACWD	Alameda County Water District
BON	Basis of Negotiation (with United States Bureau of Reclamation)
BOR	United States Bureau of Reclamation
CAPB	Contract for Administration of Public Benefits
CCWD	Contra Costa Water District
CNRA	California Natural Resource Agency
CR	Continuing Resolution
CVP	Central Valley Project
CWC	California Water Commission
DCA	Design and Construction Agreement
DFW	California Department of Fish and Wildlife
DSOD	Division of Safety of Dams (California Department Of Water Resources)
DWR	California Department of Water Resources
EBMUD	East Bay Municipal Utility District
EPA	Environmental Protection Agency
FUA	Facilities Usage Agreement
FY	Fiscal Year
GWD	Grassland Water District
H.R.	House of Representatives
ITP	Incidental Take Permit
JPA	Joint Powers Authority
LVE	Los Vaqueros Reservoir Expansion Project
LVR	Los Vaqueros Reservoir
NGO	Non-Governmental Organization
SFPUC	San Francisco Public Utilities Commission
SLDMWA	San Luis & Delta-Mendota Water Authority
SWP	State Water Project
Valley Water	Santa Clara Valley Water District
WIFIA	Water Infrastructure Finance and Innovation Act
WIIN	Water Infrastructure Improvements for the Nation Act
WSIP	Proposition 1 Water Storage Investment Program
Zone 7	Zone 7 Water Agency

CONSENT CALENDAR

ITEM 1.1: APPROVAL OF MINUTES FROM JUNE 12, 2024 BOARD OF DIRECTORS MEETING

RESPONSIBLE/LEAD STAFF MEMBER:

James Ciampa, General Counsel

RECOMMENDATION:

That the Authority’s Board of Directors approve the attached minutes from the June 12, 2024 Board of Directors meeting.

DISCUSSION:

The Clerk, General Counsel and Executive Director have prepared the attached draft minutes from the June 12, 2024 Board of Directors meeting.

ALTERNATIVES:

Any suggested revisions to the draft June 12, 2024 Board meeting minutes will be considered.

FISCAL ANALYSIS:

Not applicable.

ENVIRONMENTAL REQUIREMENTS:

Not applicable.

EXHIBITS/ATTACHMENTS:

- Draft minutes from June 12, 2024 Board of Directors meeting.



LOS VAQUEROS RESERVOIR JOINT POWERS AUTHORITY MINUTES

Regular Meeting of the Board of Directors
Held at: **ZONE 7 WATER AGENCY**
100 North Canyons Parkway, Livermore, CA 94551
June 12, 2024 – 9:30 a.m.

Vice Chair Anthea Hansen called the meeting to order at 9:34 a.m.

PLEDGE OF ALLEGIANCE – led by Vice Chair Anthea Hansen

ROLL CALL OF DIRECTORS

Anthea Hansen, Vice Chair, San Luis & Delta-Mendota Water Authority
Ricardo Ortega, Secretary, Grassland Water District
Paul Sethy, Treasurer, Alameda County Water District
Antonio Martinez, Director, Contra Costa Water District
Michael Tognolini, Director, East Bay Municipal Utility District
John Varela, Director, Santa Clara Valley Water District
Kathy Narum, Director, Zone 7 Water Agency

ALTERNATE DIRECTORS

Jonathan Wunderlich, Alternate Director, Alameda County Water District
Patt Young, Alternate Director, Contra Costa Water District
*Steve Ritchie, Alternate Director, San Francisco Public Utilities Commission
Richard Santos, Alternate Director, Santa Clara Valley Water District (departed at 10:30 a.m.)
Sandy Figuers, Alternate Director, Zone 7 Water Agency

*Alternate Director Ritchie participated in place of absent Director Herrera.

ABSENT

Dennis Herrera, Director, San Francisco Public Utilities Commission
Ken Swanson, Alternate Director, Grassland Water District
Jose Gutierrez, Alternate Director, San Luis & Delta-Mendota Water Authority
Doug Linney, Alternate Director, East Bay Municipal Utility District

OTHERS PRESENT

Taryn Ravazzini, Executive Director
James Ciampa, Lagerlof, LLP, General Counsel
Chuck Gardner, Program Manager, Hallmark Group
Maddy Benner, Hallmark Group
Jacqueline Harris, Hallmark Group (via Zoom)
Rosemarie Perea, Board Clerk (via Zoom)
M. J. Brown, Assistant Board Clerk

Others were present in person, via Zoom and by telephone.

PUBLIC COMMENT ON NON-AGENDA ITEMS

Vice Chair Anthea Hansen called for public comments on non-agenda items. None were received.

CONSENT CALENDAR

The Consent Calendar consisted of the following items:

1.1 Approval of Minutes from May 3, 2024 Board of Directors Meeting

Upon motion by Director Varela, seconded by Director Martinez, the May 3, 2024 Minutes were approved as presented, by the following roll call vote:

AYES: Ricardo Ortega, Secretary, Grassland Water District
Paul Sethy, Treasurer, Alameda County Water District
John Varela, Director, Santa Clara Valley Water District
Antonio Martinez, Director, Contra Costa Water District
Michael Tognolini, Director, East Bay Municipal Utility District
Kathy Narum, Director, Zone 7 Water Agency
Steve Ritchie, Alternate Director, San Francisco Public Utilities Commission
Anthea Hansen, Vice Chair, San Luis & Delta-Mendota Water Authority

NOES: None

ABSENT: None

ABSTAIN: None

The motion passed with an 8-0 vote.

1.2 Treasurer’s Report Month Ended April 30, 2024

Upon motion by Director Sethy, seconded by Director Tognolini, the Treasurer’s Report for the month ended April 30, 2024, was approved as presented, by the following roll call vote:

AYES: Ricardo Ortega, Secretary, Grassland Water District
Paul Sethy, Treasurer, Alameda County Water District
John Varela, Director, Santa Clara Valley Water District
Antonio Martinez, Director, Contra Costa Water District
Michael Tognolini, Director, East Bay Municipal Utility District
Kathy Narum, Director, Zone 7 Water Agency

Steve Ritchie, Alternate Director, San Francisco Public Utilities Commission
Anthea Hansen, Vice Chair, San Luis & Delta-Mendota Water Authority

NOES: None
ABSENT: None
ABSTAIN: None

The motion passed with an 8-0 vote.

Vice Chair Anthea Hansen called for public comments in the room, on Zoom and from the Board. None were received.

ACTION ITEMS

2.1 Consideration of Possible Adoption of Resolution No. 6-24-01 In Appreciation of Service of Angela Ramirez Holmes

Taryn Ravazzini, Executive Director, reviewed the draft resolution that was included in the meeting materials, which summarized former Chair Angela Ramirez Holmes' public service at Zone 7 Water Agency and her service to the Authority since its formation, including serving as the initial Chair of the Authority's Board of Directors. Vice Chair Hansen thanked former Chair Ramirez Holmes for her service to the Authority.

Vice Chair Hansen called for public comments in the room, on Zoom and from the Board. None were received.

Upon motion by Secretary Ortega, seconded by Alternate Director Ritchie, Resolution No. 6-24-01 was adopted by the following roll call vote:

AYES: Ricardo Ortega, Secretary, Grassland Water District
Paul Sethy, Treasurer, Alameda County Water District
John Varela, Director, Santa Clara Valley Water District
Antonio Martinez, Director, Contra Costa Water District
Michael Tognolini, Director, East Bay Municipal Utility District
Kathy Narum, Director, Zone 7 Water Agency
Steve Ritchie, Alternate Director, San Francisco Public Utilities Commission
Anthea Hansen, Vice Chair, San Luis & Delta-Mendota Water Authority

NOES: None
ABSENT: None
ABSTAIN: None

The motion passed with an 8-0 vote.

2.2 Election of Authority Officer(s) Due to Resignation

Executive Director Ravazzini advised the Board that the resignation of Chair Ramirez Holmes has left a vacancy in the Chair position and that pursuant to Article 4.1 of the Los Vaqueros Reservoir Joint Exercise of Powers Agreement, the Board is to elect the Authority's Chair to fill that vacancy.

Vice Chair Hansen called for public comments in the room, on Zoom and from the Board. None were received.

Treasurer Sethy then made a motion to nominate Vice Chair Anthea Hansen for the Chair position and Director Michael Tognolini as Vice Chair to replace Vice Chair Hansen in that position. Secretary Ortega seconded that motion and it was unanimously approved by the following roll call vote:

- AYES:** Ricardo Ortega, Secretary, Grassland Water District
Paul Sethy, Treasurer, Alameda County Water District
Antonio Martinez, Director, Contra Costa Water District
Michael Tognolini, Director, East Bay Municipal Utility District
John Varela, Director, Santa Clara Valley Water District
Kathy Narum, Director, Zone 7 Water Agency
Steve Ritchie, Alternate Director, San Francisco Public Utilities Commission
Anthea Hansen, Vice Chair, San Luis & Delta-Mendota Water Authority
- NOES:** None
- ABSENT:** None
- ABSTAIN:** None

The motion passed with an 8-0 vote.

Chair Hansen and Vice Chair Tognolini said they felt honored and thanked the Board for the nomination and for their confidence.

2.3 Approval of Fiscal Year 2023 Audit Report

Executive Director Ravazzini provided the Board with an overview of the audit process the Authority has followed since it engaged C. J. Brown & Co. to conduct the Authority's audit for Fiscal Year 2023. She stated that under applicable law the audit report must be filed with the State Controller's Office within 12 months after the end of the period being audited, i.e., by June 30, 2024.

Jacqueline Harris, Program Controls Manager, and Jonathan Abadesco, audit partner with C.J. Brown & Co., then reviewed the audit report with the Board. Ms. Harris advised the Management Discussion and Analysis (MD&A) included in the audit report was drafted by Authority staff and reviewed by the Finance Committee. Mr. Abadesco stated the audit report provided a clean opinion for the Authority for the 2023 Fiscal Year, with no material weaknesses or deficiencies. Chair Hansen then thanked Celia Chung of Contra Costa Water District for her work in connection with the audit.

Chair Hansen called for public comments in the room, on Zoom and from the Board. None were received.

Upon motion by Director Varela, seconded by Director Martinez, the Fiscal Year 2023 Audit Report was approved by the following roll call vote:

- AYES:** Michael Tognolini, Vice Chair, East Bay Municipal Utility District
Ricardo Ortega, Secretary, Grassland Water District
Paul Sethy, Treasurer, Alameda County Water District
John Varela, Director, Santa Clara Valley Water District
Antonio Martinez, Director, Contra Costa Water District
Kathy Narum, Director, Zone 7 Water Agency
Steve Ritchie, Alternate Director, San Francisco Public Utilities Commission
Anthea Hansen, Chair, San Luis & Delta-Mendota Water Authority
- NOES:** None
- ABSENT:** None
- ABSTAIN:** None

The motion passed with an 8-0 vote.

2.4 Adoption of Resolution No. 6-24-02 Approving Fiscal Year 2025 Budget

Executive Director Ravazzini provided a summary of the draft Fiscal Year 2025 Budget being presented to the Board for approval. She stated the Budget implements the Capital Preservation Strategy previously adopted. This form of the Budget was presented to the Finance Committee at its May 23, 2024 meeting and there have been no changes to the Budget figures since then.

Program Controls Manager Harris then reviewed the Budget Book and noted the provisions concerning the Board of Directors will be updated to reflect the recent changes on the Board and of the Authority's officers. She also stated the use of funds reflects \$11,773,000 for the July 1, 2024 through June 30, 2025 fiscal year. She reviewed the breakdown of those costs among Authority costs, CCWD labor costs, CCWD contract costs and contingency amounts. The Finance Committee has approved the Budget in the form presented at that meeting. She also pointed out the draft FY25 Budget does not include any funding of reserves consistent with the previous fiscal year because no construction is anticipated in FY25. However, because the Authority's Reserve Policy requires reserves to be held, the decision not to fund reserves requires a waiver of that policy requirement, which is included in the resolution being presented. The Board of Directors were provided with further details on the final version of the FY25 Budget and the Directors and Alternate Directors provided final input regarding the FY25 Budget.

Alternate Director Ritchie asked for clarification on the CCWD cost amounts. Ms. Harris advised that CCWD estimates \$9.970 million will be carried over to fund the FY25 budget, of which \$1.555 million is expected to be transferred to the Authority in August 2024 as designated in the Multi-Party Cost Share Agreement Amendment No. 6 for a net CCWD Services and Labor amount of \$8,415,000.

Chair Hansen called for public comments in the room, on Zoom and from the Board. None were received.

Upon motion by Director Martinez, seconded by Secretary Ortega, Resolution No. 6-24-02 Approving Fiscal Year 2025 Budget was adopted by the following roll call vote:

- AYES:** Michael Tognolini, Vice Chair, East Bay Municipal Utility District
 Ricardo Ortega, Secretary, Grassland Water District
 Paul Sethy, Treasurer, Alameda County Water District
 John Varela, Director, Santa Clara Valley Water District
 Antonio Martinez, Director, Contra Costa Water District
 Kathy Narum, Director, Zone 7 Water Agency
 Steve Ritchie, Alternate Director, San Francisco Public Utilities Commission
 Anthea Hansen, Chair, San Luis & Delta-Mendota Water Authority
- NOES:** None
- ABSENT:** None
- ABSTAIN:** None

The motion passed with an 8-0 vote.

- 2.5 Consideration and Possible Adoption of Resolution No. 6-24-03 Approving Fiscal Year 2025 Consultant Contract Amendments**
- 2.5.1 Clean Energy Capital FY25 Amendment**
 - 2.5.2 Eide Bailly, LLP FY25 Amendment**
 - 2.5.3 Hallmark Group FY25 Amendment**
 - 2.5.4 Lagerlof, LLP FY25 Amendment**
 - 2.5.5 Natural Resources Results, LLP FY25 Amendment**
 - 2.5.6 Regional Government Services FY25 Amendment**

Executive Director Ravazzini noted the Authority’s Fiscal Year 2025 Budget contemplates continuing with reduced scopes of work among the Authority’s consultants. The reduced scopes of work result from implementation of the Capital Preservation Strategy, which has been adopted to conserve funding as necessitated by the delayed development of Project agreements. Many of the consulting contracts for the Authority have terms that will expire as of June 30, 2024 and were only authorized with funding through that date. She stated staff has developed proposed contract amendments authorizing amended scopes and funds for efforts through June 30, 2025. A summary table was included in the meeting materials (included below) and the proposed amendments were provided for the Board’s review and consideration. The proposed amendments were reviewed with the Finance Committee at its May 23, 2024 meeting with no proposed edits.

Firm	Key Activities	Date Extension	Authorized Funds
Clean Energy Capital	Financial Consulting	6/30/2025 already in place	NTE \$124,800
Eide Bailly, LLP	Accounting	6/30/2025 already in place	NTE \$24,000

Hallmark Group	Program Management	6/30/2025 already in place	NTE \$1,621,820
Lagerlof, LLP	General Counsel	6/30/2025	Hourly rate increase from \$335 to \$350
Natural Resources Results, LLP	Federal Engagement	6/30/2025	NTE \$124,800 plus incidental and travel costs NTE \$10,000
Regional Government Services	Board Meeting Services	06/30/2025	NTE \$31,200

Director Ritchie asked whether the not to exceed amounts for Clean Energy Capital and Natural Resources Results, LLP were correct because they were the same amounts. Executive Director Ravazzini stated those amounts were correct, noting the amount for Natural Resources Results, LLP includes a reduced scope and reduced retainer. Director Ritchie also asked if there was not to exceed amount for the general counsel services and General Counsel Ciampa responded there is a budgeted amount but no specified not to exceed amount.

Chair Hansen called for public comments in the room, on Zoom and from the Board. None were received.

Upon motion by Director Varela, seconded by Treasurer Sethy, Resolution No. 6-24-03 Approving Fiscal Year 2025 Consultant Contract Agreements was adopted by the following roll call vote:

- AYES:** Michael Tognolini, Vice Chair, East Bay Municipal Utility District
Ricardo Ortega, Secretary, Grassland Water District
Paul Sethy, Treasurer, Alameda County Water District
John Varela, Director, Santa Clara Valley Water District
Antonio Martinez, Director, Contra Costa Water District
Kathy Narum, Director, Zone 7 Water Agency
Steve Ritchie, Alternate Director, San Francisco Public Utilities Commission
Anthea Hansen, Chair, San Luis & Delta-Mendota Water Authority

- NOES:** None
ABSENT: None
ABSTAIN: None

The motion passed with an 8-0 vote.

DISCUSSION ITEMS

3.1 Program Management Update

- **Budget & Schedule**
- **Agreements**
- **Design & Permitting**

Executive Director Ravazzini reviewed recent accomplishments, including the Division of Safety of Dams' approval of the Los Vaqueros Dam raise design plans, completion of the 30% design for the Transfer-Bethany Pipeline, completion of the construction cost estimate update, completion of the Fiscal Year 2023 audit and completion of the Fiscal Year 2025 Budget. She advised that a general manager's meeting was held at the ACWA Conference on May 8, where each member agency was asked to provide an update in the status of their respective business cases. She noted the Authority is intended to represent the collective members and to facilitate a consensus among the members in developing the Project agreements and in other external interactions.

Chuck Gardner, Program Manager, reviewed Authority Contact Authorizations and noted that everything is now in line with the budget. He reported in-kind services contributed to the Project from inception through April 2024 total \$7.9 million, including \$1.6 million from CCWD, \$2.9 million from member agencies and \$3.4 million from the Bureau of Reclamation. On the Budget Report, all numbers are trending down with approximately \$950,000 in savings. He forecasted the Authority will end the 2024 Fiscal Year with a cash balance of \$1,841,336, which has increased by approximately \$30,000 since May.

Mr. Gardner reviewed the construction cost estimate update. He stated the updated estimate includes \$33 million for the backup power and water treatment plant items related to the CCWD Backstop Plan. The revised estimate reflects an increase of \$156,300,000 in Project costs, for a total cost estimate of \$1,599,600,000. He also stated an additional \$80 million is expected to be incurred for financing costs and Authority administrative costs.

Mr. Gardner also reviewed the current status of the various Project agreements and reviewed the summary of key unresolved issues. He then provided an update on the design status of the Los Vaqueros Dam expansion, Pumping Plant #1 and the Transfer-Bethany Pipeline. He also gave a summary of Authority staff's May 22 meeting with CCWD staff concerning Transfer-Bethany Pipeline land acquisition issues and reviewed the contemplated schedule and concurrence process for those land acquisition issues.

Lastly, Mr. Gardner reviewed upcoming next steps, including starting negotiations on the CCWD Facilities Usage Agreement and working on Transfer-Bethany Pipeline coordination and authorization.

Treasurer Sethy thanked Mr. Gardner for responding to the Board's request on cost information. Treasurer Sethy commented on the significant cost increases and emphasized the need to expedite completion of the CCWD Facilities Usage Agreement and Design and Construction Agreement. He also stated Authority staff should brainstorm on how to get the U.S. Fish and

Wildlife Service involved in the early stages of the Transfer-Bethany Pipeline land acquisition process. He stated that if the Fish and Wildlife Service’s review can be expedited, that will enable the process to proceed more quickly. It was also noted that the land acquisition costs are small in relation to the overall construction costs for the Project and it may be more practical to firm up purchases quickly without extended negotiations on price.

Director Ritchie asked whether there is a sense the Wildlife Conservation Board and the U.S. Fish and Wildlife Service view the Project and land acquisition positively. Executive Director Ravazzini advised that staff is continuing to coordinate efforts with the Wildlife Conservation Board and USFWS and that Grassland Water District has been very helpful in assisting with initial communications with Wildlife Conservation Board staff. She will reach out to the California Department of Fish and Wildlife to seek their assistance on that issue.

Chair Hansen agreed the delay issue is significant and that staff should investigate whether a change in the pipeline alignment is feasible. Alternate Director Figuers inquired about a statement made concerning CCWD’s use of a midpoint on a factor in the construction cost estimate update. Mr. Gardner replied that related to the estimated water cost of \$4.6 million, which is included in the total \$1,599,600,000 estimate.

Chair Hansen called for public comments in the room, on Zoom and from the Board. None were received.

REPORTS

4.1 Directors

Director Martinez reported that on June 6, CCWD’s Board approved Amendment No. 6 to the Multi-Party Cost Share Agreement. The CCWD Board also directed the District’s general manager to work with the member agencies to review their respective levels of commitment to the Project. CCWD’s General Manager Rachel Murphy sent a letter dated June 11, 2024 to the members’ general managers on those issues. Chair Hansen noted a conflict on the response date specified in CCWD’s letter and the schedule presented earlier in the meeting.

Chair Hansen welcomed new Director Kathy Narum, who will represent Zone 7 Water Agency, and Chair Hansen noted the importance of the Project. Director Narum stated she is looking forward to working with everyone.

Chair Hansen called for public comments in the room, on Zoom and from the Board. None were received.

4.2 Executive Director

4.2.1 Federal Relations Report

4.2.2 May 2024 Engagement Activities with Reclamation

The following highlights additional key activities not otherwise addressed in the Board meeting packet.

On May 10, Governor Newsom released the May Revise to the FY25 State Budget, which included a reduction of \$500 million in one-time funding that was to support the Proposition 1

WSIP Projects. This \$500 million allocation was agreed to back in the FY21-22 State Budget for inflation adjustments to the WSIP Projects. While understanding the state’s fiscal challenges and considering the Governor’s May Revise, the WSIP Project representatives signed a coalition letter in support of including \$550 million for WSIP Project inflation adjustments in the potential climate bond now under negotiation. The Authority has not taken a position on that bond, and the May 29 letter was drafted to focus solely on the \$550 million request and does not more broadly address the bond currently being considered.

Staff continues its monthly Executive Management Team meetings with CCWD management and also with the California Department of Fish and Wildlife and Department of Water Resources on the Contracts for Administration of Public Benefits.

Executive Director Ravazzini introduced Sara Tucker of Natural Resource Results, who reviewed the current uncertainty with the federal appropriations process in light of the upcoming presidential election. Ms. Tucker also reported that a total of \$8.1 billion has been provided under the Bipartisan Infrastructure Law and while \$4.1 billion has been committed, only \$1.98 billion of that amount has been obligated.

Executive Director Ravazzini reported Authority and CCWD staff and consultants are continuing to engage with the Bureau of Reclamation to advance several required agreements, approvals, and permits for the Project, including the Record of Decision, power usage and Coordinated Operations Agreement. A technical session is scheduled for June 20 and the Basis of Negotiation is expected to be approved soon.

Chair Hansen called for public comments in the room, on Zoom and from the Board. None were received.

4.3 General Counsel

General Counsel Ciampa advised he will be filing an updated Roster of Public Agencies statement with the California Secretary of State to reflect the recent changes to the Board and the officers.

Chair Hansen called for public comments in the room, on Zoom and from the Board. None were received.

4.4 Committee Meeting Summaries

The following draft meeting summaries for the Authority’s committees that convened in April and May 2024 were included:

- Finance Committee Meeting Summary April 25, 2024
- Draft Operations & Engineering Committee Meeting Summary May 16, 2024
- Draft Finance Committee Meeting Summary May 23, 2024

It was noted that the June 27 Finance Committee meeting has been cancelled and will be combined with the July Finance Committee meeting.

Vice Chair Hansen called for public comments in the room, on Zoom and from the Board. None were received.

FUTURE AGENDA ITEMS REQUESTED BY THE BOARD

None.

ADJOURNMENT

The meeting was adjourned at 11:31 a.m.

Anthea Hansen, Chair

ATTEST:

Ricardo Ortega, Secretary

DISCUSSION ITEMS

ITEM 2.1: CONTRA COSTA WATER DISTRICT FACILITIES USAGE AGREEMENT NEGOTIATIONS PROCESS OUTLINE

RESPONSIBLE/LEAD STAFF MEMBER:

Chuck Gardner, Program Manager

RECOMMENDATION:

For discussion purposes.

DISCUSSION:

The Authority staff has prepared an outline of the proposed process for negotiating the CCWD Facilities Usage Agreement. A detailed process outline has been circulated to the Authority member agencies' key staff that have been engaged in the ongoing review and discussion of this agreement and reflects CCWD preliminary input. Authority staff will coordinate finalization of the process with the CCWD FUA Ad Hoc Committee and CCWD staff. The agreed upon outline will direct the negotiation process and in person negotiations with CCWD.

ALTERNATIVES:

For discussion purposes.

FISCAL ANALYSIS:

Not applicable.

ENVIRONMENTAL REQUIREMENTS:

Not applicable.

EXHIBITS/ATTACHMENTS:

- CCWD FUA Update Presentation

The logo for the Los Vaqueros Reservoir Expansion Project is centered in the upper half of the image. It features the words "LOS VAQUEROS" in a bold, blue, sans-serif font. Below this, "RESERVOIR EXPANSION" and "PROJECT" are written in a green, sans-serif font. To the right of the text is a vertical graphic consisting of four stacked, trapezoidal shapes that resemble a dam or a reservoir cross-section, colored in a gradient from blue at the top to green at the bottom.

LOS VAQUEROS RESERVOIR EXPANSION PROJECT

The background of the slide is a scenic landscape. In the foreground, there are rolling green hills with a paved road and a concrete dam structure. A large blue reservoir is visible in the middle ground. In the distance, more green hills are dotted with several white wind turbines under a clear sky.

**CCWD Facilities Usage Agreement Update
July 10, 2024**

Overview

1. CCWD FUA Draft Review
2. Member Agency Provided Comments
3. Draft Review Meetings (3)
4. Comment Consolidation
5. Appendices Development (D, E, F)
6. Negotiation Process

Pre-Negotiation Outline

- Identify Both Parties Negotiating Team Members
 - 5 Negotiating Members
 - Authority/CCWD Lead Negotiator
- Member Staff and Technical Expert Observers
- In Person Meetings
- Review Pre-Negotiating Terms
- Identify Significant Points of Disagreement

Negotiation Process

Goal of Negotiations - For Contra Costa Water District and the Los Vaqueros Reservoir Joint Powers Authority to address all areas of concern with the draft FUA agreement, collaboratively seek resolution, and make necessary revisions that will be acceptable to their respective organizations.

1. Resolve Issues in Concept
2. Draft Language to Describe Resolution
3. Incorporate into the FUA
4. Finalize Draft
5. Review with the Board

Next Steps

- Coordinate with CCWD FUA Ad Hoc Committee to Finalize and Implement Negotiation Process
- Identify Negotiating Team Members and Authority Lead
- Schedule In-Person Negotiations
- Agreement on Agenda

ITEM 2.2: PROGRAM MANAGEMENT UPDATE

RESPONSIBLE/LEAD STAFF MEMBER:

Chuck Gardner, Program Manager

DISCUSSION:

Chuck Gardner, Program Manager, will present a status of Authority program-level activities. Monthly standing updates noted in the presentation include status of Authority contract authorizations, budget, schedule, cash flow, and status of agreements.

ALTERNATIVES:

For discussion purposes.

FISCAL ANALYSIS:

None.

ENVIRONMENTAL REQUIREMENTS:

Not applicable.

EXHIBITS/ATTACHMENTS:

- July 2024 Program Management Update Presentation

The logo for the Los Vaqueros Reservoir Expansion Project. It features the words "LOS VAQUEROS" in blue, "RESERVOIR EXPANSION" in green, and "PROJECT" in green. To the right of the text is a vertical graphic consisting of four stacked, trapezoidal shapes that resemble a dam or a reservoir cross-section, colored in shades of blue and green.

LOS VAQUEROS RESERVOIR EXPANSION PROJECT

A scenic landscape view of the Los Vaqueros Reservoir. The foreground shows a grassy hillside with a paved road and a concrete dam structure. The reservoir is a large body of blue water in the middle ground. In the background, rolling green hills are dotted with several white wind turbines under a clear sky.

**Program Management Update
July 10, 2024**

Overview

1. Accomplishments
2. Authority Contract Authorizations
3. Budget
4. Cash Flow
5. Schedule
6. Agreements
7. Next Steps

June Accomplishments

- ✓ Convened Reclamation Technical Session in Preparation for Negotiations
- ✓ General Manger's Meeting
- ✓ CAPB Review with DWR & CDFW
- ✓ Developed Draft Response to CCWD FUA
- ✓ Developed CCWD FUA Appendices D, E, F
- ✓ Developed CCWD FUA Proposed Negotiation Process

Authority Contract Authorizations

Active Contracts and Progress Billings May 2024



Los Vaqueros JPA Active Contracts and Progress Billings - May 2024

Contractor/Consultant/Vendor	Primary Responsibility	Contract Term (for Maximum Contract Value/NTE Only)	Maximum Contract Value/NTE	Billed Through May 2024	Remaining Contract Value	% Term Expired	% Billed
CalMutuals - JPRIMA ¹	JPA Insurance Policy	04/01/2024 - 04/01/2025	\$ 85,030	\$ 85,030	\$ -	17%	100%
Clean Energy Capital - CEC	Finance/Credit Support	08/25/2022 - 06/30/2024	\$ 1,090,515	\$ 947,417	\$ 143,098	95%	87%
Eide Bailly, LLP	Accounting Services	07/01/2023 - 06/30/2024	\$ 98,000	\$ 17,827	\$ 80,173	92%	18%
Hallmark Group	Project Management/Controls	05/22/2023 - 06/30/2024	\$ 1,501,440	\$ 1,102,873	\$ 398,567	93%	73%
J Comm, Inc. ²	Project Video/CWC Requirement	08/16/2023 - 01/31/2025	\$ 22,000	\$ 16,716	\$ 5,284	54%	76%
Lagerlof, LLP ³	Legal	07/01/2023 - 06/30/2024	\$ 300,000	\$ 182,880	\$ 117,120	92%	61%
Natural Resource Results, LLC	Federal Relations	05/16/2023 - 06/30/2024	\$ 212,500	\$ 167,500	\$ 45,000	93%	79%
Regional Government Services - RGS	Board Clerk/Administration	03/08/2023 - 06/30/2024	\$ 49,999	\$ 31,309	\$ 18,690	94%	63%
S&P Global Ratings	Rating Evaluation	12/19/2022 - [Open]	\$ 55,000	\$ 50,000	\$ 5,000	Open	91%
T. Ravazzini Consulting	Executive Director	09/14/2022 - 06/30/2025	\$ 1,270,220	\$ 718,695	\$ 551,525	61%	57%
C.J. Brown & Company CPAs	JPA Financial Audit	10/16/2023 - 06/30/2024	\$ 6,250	\$ 6,000	\$ 250	96%	96%
Stradling Yocca Carlson & Rauth	Bond Counsel	10/24/2023 - 06/30/2025	\$ 225,000	\$ 17,180	\$ 207,820	35%	8%

¹ Payment in full required on policy renewal date.

² Contract terms required \$10,000 payment due at signing. Contract term extended to January 31, 2025.

³ Legal services "contract value" is an estimated FY24 cost projection not an actual contract value or NTE.

Authority Budget Report

May 2024



Budget Cost Category	FY24 Budget	Budget To Date	Accrued Costs	Paid Costs	Total Accrued/Paid Costs	Budget Variance Over/(Under)
JPA Services ¹						
Management	\$ 1,706,000	\$ 1,563,833	\$ 1,550,735		\$ 1,550,735	\$ (13,098)
Administration	\$ 250,000	\$ 229,167	\$ 22,396		\$ 22,396	\$ (206,771)
Financial	\$ 720,000	\$ 660,000	\$ 360,963		\$ 360,963	\$ (299,037)
External Affairs/Agency Support	\$ 470,000	\$ 430,833	\$ 162,148		\$ 162,148	\$ (268,685)
Legal	\$ 505,000	\$ 462,917	\$ 200,115		\$ 200,115	\$ (262,802)
Total JPA Services	\$ 3,651,000	\$ 3,346,750	2,296,357		\$ 2,296,357	\$ (1,050,393)
CCWD Services ²						
Management	\$ 75,000	\$ 62,500		\$ -	\$ -	\$ (62,500)
Environmental Planning/Design						
Dam Raise	\$ 1,324,400	\$ 1,103,667		\$ 412,808	\$ 412,808	\$ (690,859)
Transfer Bethany Pipeline	\$ 2,564,800	\$ 2,137,333		\$ 1,255,501	\$ 1,255,501	\$ (881,832)
Pumping Plant No. 1	\$ 1,260,800	\$ 1,050,667		\$ 375,784	\$ 375,784	\$ (674,883)
Program (not facility specific)	\$ 2,475,333	\$ 2,062,778		\$ 1,217,307	\$ 1,217,307	\$ (845,471)
Legal	\$ 860,000	\$ 716,667		\$ 300,346	\$ 300,346	\$ (416,321)
Fees	\$ 584,000	\$ 486,667		\$ (25,785)	\$ (25,785)	\$ (512,452)
Total CCWD Services	\$ 9,144,333	\$ 7,620,278		\$ 3,535,961	\$ 3,535,961	\$ (4,084,317)
CCWD Labor ³						
Management	\$ 203,000	\$ 186,083		\$ 138,358	\$ 138,358	\$ (47,725)
Environmental Planning/Design						\$ -
Dam Raise	\$ 427,100	\$ 391,508		\$ 279,578	\$ 279,578	\$ (111,930)
Transfer Bethany Pipeline	\$ 621,780	\$ 569,965		\$ 465,284	\$ 465,284	\$ (104,681)
Pumping Plant No 1	\$ 427,080	\$ 391,490		\$ 263,918	\$ 263,918	\$ (127,572)
Program (not facility specific)	\$ 2,423,500	\$ 2,221,542		\$ 1,937,174	\$ 1,937,174	\$ (284,368)
Total CCWD Labor	\$ 4,102,460	\$ 3,760,588		\$ 3,084,312	\$ 3,084,312	\$ (676,276)
Total CCWD	\$ 13,246,793	\$ 11,380,866		\$ 6,620,273	\$ 6,620,273	\$ (4,760,593)
Total (excluding contingency)	\$ 16,897,793	\$ 14,727,616	\$ 2,296,357	\$ 6,620,273	\$ 8,916,630	\$ (5,810,986)
Contingency	\$ 2,175,207	\$ 1,993,940	\$ -	\$ -	\$ -	\$ (1,993,940)
Total	\$ 19,073,000	\$ 16,721,556	\$ 2,296,357	\$ 6,620,273	\$ 8,916,630	\$ (7,804,926)

Quarterly Projected Cash Flow Report

Fiscal Year 2024



	Beginning	FY24 - Q1 Jul - Sep	FY24 - Q2 Oct - Dec	FY24 - Q3 Jan - Mar	FY24 - Q4 Apr - Jun	Total
BEGINNING CASH BALANCE	\$ -	\$ -	\$ 1,426,882	\$ 1,521,638	\$ 2,433,374	
CASH SOURCES						
Member Agency Funding (transfer from Contra Costa Water District)		1,425,000	-	-	-	\$ 1,425,000
Member Agency Funding		619,500	3,717,000	-	-	\$ 4,336,500
Member Agency Funding		-	-	4,336,500	-	\$ 4,336,500
TOTAL CASH SOURCES		2,044,500	3,717,000	4,336,500	-	\$ 10,098,000
TOTAL CASH AVAILABLE	\$ -	\$ 2,044,500	\$ 5,143,882	\$ 5,858,138	\$ 2,433,374	
CASH USES						
Contra Costa Water District Progress Payments (per MPA 5)		-	2,913,000	2,913,000	-	\$ 5,826,000
EPA WIFIA Loan Application Fee		100,000	-	-	-	\$ 100,000
Management		320,866	433,257	345,181	326,761	\$ 1,426,064
Administration		3,677	9,290	2,429	4,406	\$ 19,802
Financial		100,376	144,273	60,583	55,180	\$ 360,411
External Affairs/Agency Support		40,000	46,716	40,000	35,000	\$ 161,716
Legal - General Counsel		43,380	56,758	39,605	43,137	\$ 182,880
Legal - Bond Counsel		-	-	17,180	-	\$ 17,180
Insurance - General and Excess Liability		-	-	-	85,030	\$ 85,030
Contingency		-	-	-	-	\$ -
Direct Reimbursable Costs		9,320	18,952	6,787	8,217	\$ 43,274
TOTAL CASH USES		\$ 617,618	\$ 3,622,244	\$ 3,424,764	\$ 557,730	\$ 8,222,357
ENDING CASH BALANCE	\$ -	\$ 1,426,882	\$ 1,521,638	\$ 2,433,374	\$ 1,875,643	
ENDING CASH BALANCE IF CONTINGENCY IS NOT USED					\$ 1,875,643	

Cost Estimate – Escalation Update

Table 1 - Estimated Cost at Completion – All Costs (Costs in \$1,000s)

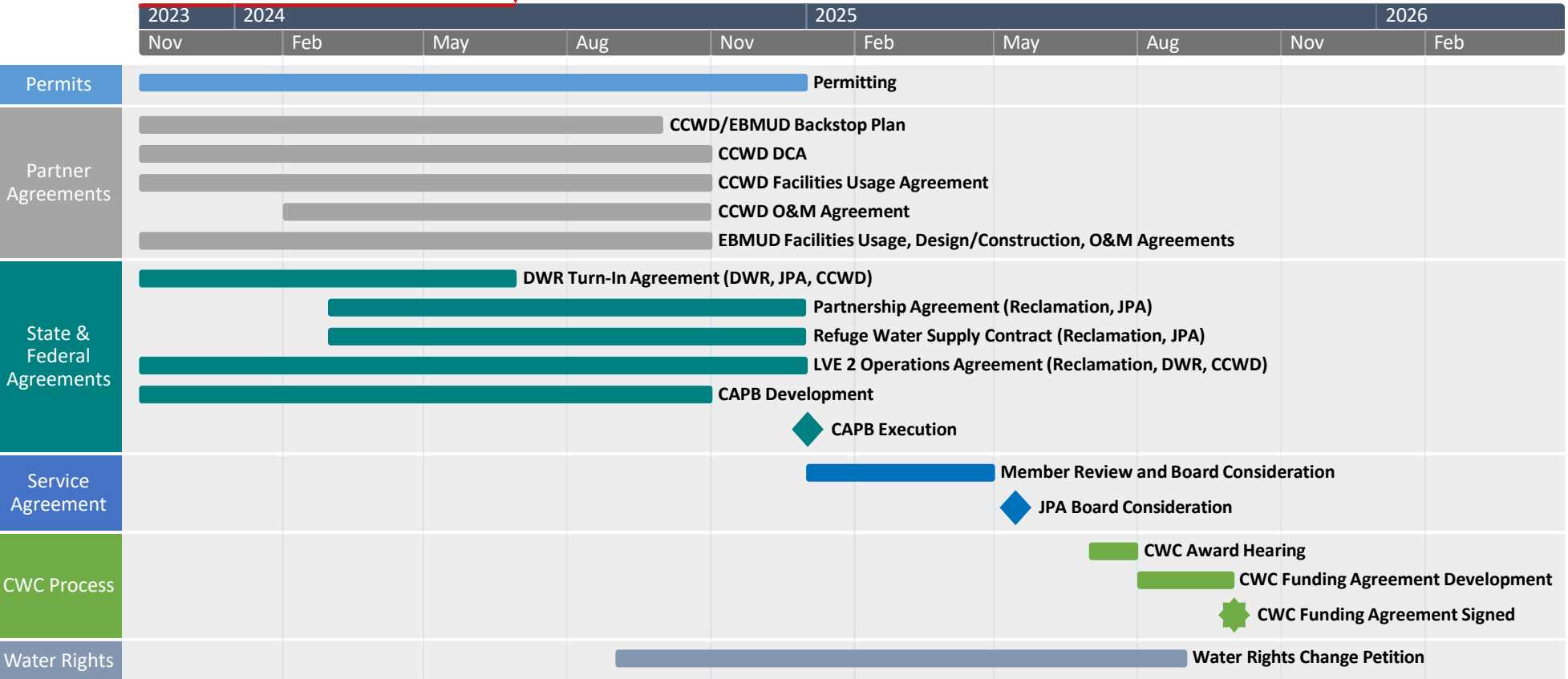
Project Element	June 2023 Cost Estimate All Costs	May 2024 Cost Estimate All Costs	Variance
Implementation	89,700	80,500	-9,200
Los Vaqueros Dam Expansion	532,800	589,800	57,000
Transfer-Bethany Pipeline	264,600	307,000	42,400
Expanded Transfer Facility	99,000	101,600	2,600
Neroly High Lift Pump Station	77,400	80,900	3,500
Pumping Plant No. 1 Replacement	112,200	116,900	4,700
Transfer Pump Station Modifications	57,100	65,900	8,800
Recreation Facilities	10,000	14,200	4,200
Marina Relocation	100,500	109,800	9,300
Back-up Power Supply		21,000	21,000
Water Treatment Plant Upgrades		12,000	12,000
Program Reserves	100,000	100,000	0
Total	1,443,300	1,599,600	156,300

LVR JPA Summary Schedule

Updated as of May 2024



Today



Agreements Status

CCWD DCA

Concurrence to hold further development of DCA in coordination with other agreements and:

- Explore phased CWC funding to mitigate high bid results
- Seek change order threshold for Authority approval
- Involve Authority in selection of construction manager

EBMUD FUA

Conversations with EBMUD and members continue related to draft term sheet.

CCWD FUA

Authority members reviewed the CCWD FUA draft and provided comments. A proposed negotiation process has been developed to guide next steps towards finalizing the agreement.



Agreements Status

Service Agreement

Comments consolidated. Monthly meetings for the Capacity Allocation and Operations subgroup have been established. Next meeting to be scheduled in July.

Backstop Plan

No significant update since the June Board meeting.

DWR Turn-In

CCWD is reviewing DWR's latest comments on this agreement; will coordinate a response to comments with Authority in July.

Unresolved Issues

Agreement	Status	Issue
CCWD DCA	Draft	Risk transfer: awaiting benefit offset in CCWD FUA.
CCWD FUA	Draft	Maximizing member usage of facilities. Usage Fees.
CCWD O&M	Hold	Requires DWR Turn-In, awaiting CCWD FUA.
EBMUD DCA/FUA/O&M	Termsheet	Constraints on facility usage.
DWR Turn-In	Draft	None identified.
Service Agreement	Draft	Storage allocation. Business Case Development.

Contract for Administration of Public Benefits (CAPB) Update

- Authority and CCWD staff have met with CDFW multiple times to review the draft ecosystem CAPB.
- Authority and CCWD staff have met with DWR to review the draft emergency response and recreation CAPB.
- Authority is working with CAPB workgroup to review:
 - DWR draft emergency response and recreation CAPB prior to sending back to DWR.
 - CDFW revised draft of the ecosystem CAPB (received June 26).



Reclamation Coordination Update

- Authority and CCWD staff convened with Reclamation in June for a Technical Session.
- Discussed process and prepared for upcoming negotiations.
- Approach will likely include a small number of negotiators with flexibility to substitute individuals for technical or policy expertise.
- Negotiations will be publicly noticed by Reclamation.
- Next steps will be further discussed after Reclamation delegation of authority to negotiate.

Permitting Update

- Reclamation plans to finalize the State Historic Preservation Office Section 106 Memorandum Of Agreement by the end of July, route it through Reclamation management, and then execute.
- Communications are underway between CCWD and Reclamation regarding potential scope of future federal Endangered Species Act consultations.
- On June 25, Authority and CCWD staff met with the California Department of Fish and Wildlife (CDFW) regarding the ecosystem Contract for Administration of Public Benefits. The Authority and CCWD are now in receipt of CDFW's proposed edits. Additionally, CDFW staff indicated that the Project may need additional analysis to ensure coverage from incidental take of white sturgeon (newly listed California Endangered Species Act species).

Design Updates

Design activities are winding down in accordance with the Authority's Capital Preservation Strategy.

Los Vaqueros Reservoir Dam Expansion

- No significant design update.

Pumping Plant 1

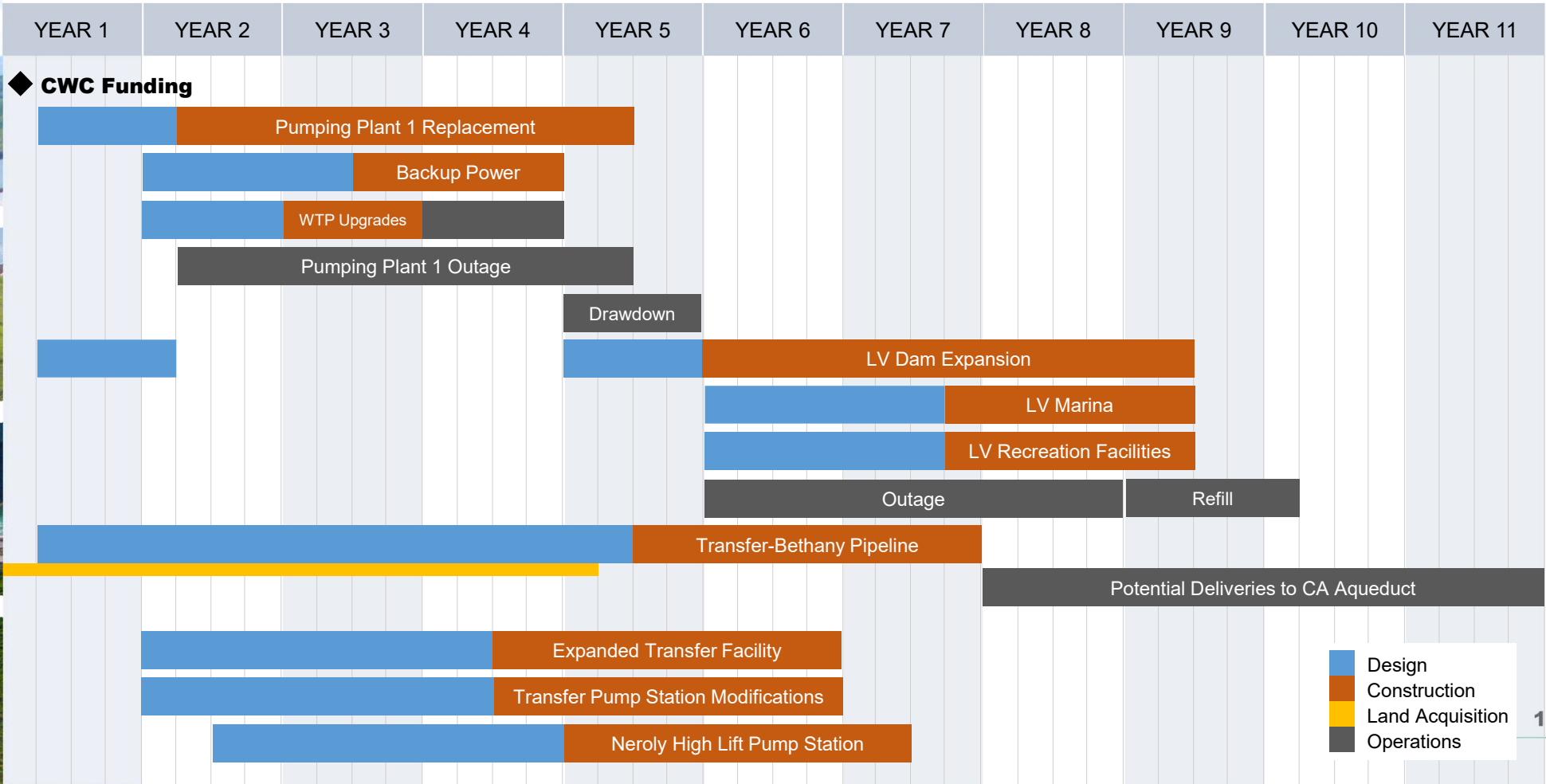
- No significant design update. Consultants are progressing the 90% plans for transmittal to CCWD by July 5, at which time, additional design work will be suspended.

Transfer-Bethany Pipeline

- Project presentation made to Authority O&E Committee on June 20.
- The 30% design plans have been completed. With the exception of right of way coordination and associated planning necessary to inform the design through conservation easements, additional design work has been suspended.

LVR Construction Schedule Summary

March 2024



- Design
- Construction
- Land Acquisition
- Operations

Next Steps

- Schedule CCWD FUA negotiations.
- Continue coordination with members and CCWD on developing finalized draft of CCWD FUA.
- Develop TBPL coordination and authorization process.
- Continue member development of Business Cases.
- Continue work toward management of near-term schedule and funding milestones.

REPORTS

ITEM 3.2: EXECUTIVE DIRECTOR'S REPORT

The following highlights additional key activities, which occurred last month and are not otherwise addressed in the packet.

Proposition 1 Water Storage Investment Program (WSIP) Project Roundtable – The WSIP Project representatives met on June 11, 2024, in an effort to coordinate on WSIP Project progress.

SB 867: Safe Drinking Water, Wildfire Prevention, Drought Preparedness, and Clean Air Bond Act of 2024 - Climate Resilience Bond

At time of this writing, a \$10 billion climate resilience bond, SB 867 (Allen, D-Santa Monica), is to be voted on by both the Assembly and the Senate on Wednesday, July 3, 2024 to meet the November 5 General Election ballot deadline. This \$10 billion version is a compromise of earlier proposals, both which exceeded \$15 billion. The bond contains eight chapters with billions of dollars of investment in programs and projects seeking to address California's climate crisis. Of specific interest to the Authority is the proposed \$75 million for the California Water Commission's (CWC) Water Storage Investment Program (WSIP). Attached as an exhibit is a summary breakdown of the proposed funding noted in millions with water storage (line 7) highlighted.

In a special meeting on Monday, July 1, ACWA's State Legislative Committee took a neutral position on SB 867. ACWA communicated the following to members (abridged): *As a statewide organization, ACWA has focused on a climate resilience bond as an opportunity for the state to provide funding assistance for water infrastructure at a level that will meaningfully improve California's resilience to climate change (e.g., helping to prepare water management for longer droughts, loss of snowpack, and floods).*

The bond bill proposes \$2.91 billion in funding for nine of the 10 water-related categories that ACWA advocated to be included, but that level of funding is less than one-third of the bond and includes some funding levels that are very low for some categories that are fundamental to water management. Unfortunately, there is no time left for amendments in the planned legislative process.

Below is a breakdown of the proposed funding for the 10 ACWA-recommended categories:

- *Flood Protection/Stormwater: \$660 million*
- *Drinking Water/Water quality: \$610 million*
- *Dam Safety: \$480 million*
- *Recycling and Brackish Water Desalination: \$448.75 million*
- *Groundwater: \$386.25 million*
- *Regional Watershed Resilience: \$100 million*

- *Regional Water Conveyance: \$75 million*
- *Surface Water Storage: \$75 million*
- *Water Use Efficiency: \$75 million*
- *State Water Project (public benefits): \$0*

EXHIBITS/ATTACHMENTS:

- Summary of SB 867: Safe Drinking Water, Wildfire Prevention, Drought Preparedness, and Clean Air Bond Act of 2024 (numbers noted in millions)

**The Safe Drinking Water, Wildfire Prevention, Drought Preparedness, and Clean Air
Bond Act of 2024**

Chapter Totals	
Safe Drinking Water, Drought, Flood, and Water Resilience	3,800
Wildfire and Forest Resilience	1,500
Sea Level Rise and Coastal Resilience	1,200
Protect Biodiversity and Accelerating Nature-Based Climate Solutions	1,200
Clean Air	850
Park Creation and Outdoor Access	700
Climate Smart, Sustainable, and Resilient Farms, Ranches, and Working Lands	300
Extreme Heat Mitigation	450
Total	10,000

Line #		
Safe Drinking Water, Drought, Flood, and Water Resilience		
1	Safe Drinking Water	610
2	Tribal Water Infrastructure (minimum amount of line 1)	25
3	Groundwater Storage	386.25
4	Tribal Water Groundwater (minimum amount of line 3)	25
5	Land Repurposing Program (DOC)	200
6	Water Recycling	386.25
7	Water Storage	75
8	Water Conservation	75
9	Water Data Management	15
10	Regional Conveyance	75
11	Flood (see suballocations)	550
12	State Plan of Flood Control	250
13	Flood Subvention Program	150
14	Delta Levees	150
15	Dam Safety	480
16	Stormwater	110
17	Watershed Resilience (IRWM)	100
18	Rivers, Lakes, Streams, Wetlands (see suballocations)	335
19	Upper LA	40
20	Lower LA River	40
21	Riverine Stewardship	50
22	Santa Ana Conservancy - SCC	25
23	Urban Streams - DWR	25
24	Wildlife refuges - CNRA	25
25	Lower American River Conservancy - WCB	10
26	Coyote Valley - SCC	25
27	West Coyote Hills - SCC	25
28	Clear Lake	20
29	Cross-Border Rivers - SWB	50
30	Salton Sea Management Plan	170
31	Streamflow Enhancement	150
32	Desalination	62.5
33	Nature Education Facilities	20
34	Total	3,800

Line #		
Wildfire and Forest Resilience		
35	CAL FIRE/OES Mitigation Grants (home hardening)	135
36	Regional Fire Forest Capacity Program	185
37	Implement Regional Wildfire Prevention Strategies	170
38	Wildfire Conservancy	15
39	Vegetation Removal/Firefighting Equipment	15
40	CAL FIRE Long-Term Forest Health Projects	175
41	CAL FIRE Local Fire Prevention Grants	185
42	CAL FIRE Training Center	25
43	CNRA Forest Health/Watershed Restoration	200
44	Fuel Reduction/Defensible Space	50
45	Conservancy Funding for Wildfire Prevention	185
46	Biomass Innovation to Reduce GHG Emissions - CEC/DOC	50
47	CAL FIRE fire ignition detection technology	25
48	Conservation corps and local corps	50
49	Electric transmission for wildfire prevention	35
50	Total	1,500

Sea Level Rise and Coastal Resilience		
51	State Coastal Conservancy	415
52	SF Bay Restoration Authority/SF Bay Conservancy Programs	85
53	Coastal Flood/SLR (SCC)	350
54	SLR Adaptation/Mitigation	75
55	Ocean Protection Trust Fund	135
56	State Parks - Sea Level Rise	50
57	Fisheries, Islands, and Ocean Ecosystems Restoration	75
58	Salmon Restoration (see suballocations)	100
59	Hatcheries	25
60	Dam Removal	75
61	Total	1,200

Extreme Heat Mitigation		
62	OPR Extreme Heat Program	50
63	Transformative Climate Communities (TCC)	150
64	Urban Greening (CNRA)	100
65	Urban Forests (CAL FIRE)	50
66	Community Resilience Centers (SGC)/ Fairground upgrades (CDFA)	100
67	Total	450

Line #		
Protect Biodiversity and Accelerating Nature-Based Climate Solutions		
68	30 x 30 (WCB) (see some suballocations)	870
69	Ballona Wetlands	22
70	Wildfire corridors	180
71	San Andreas Corridor Prog.	80
72	Conservancies (see suballocations)	320
73	Baldwin Hills	48
74	Coachella	11
75	Delta	29
76	Lower LA	48
77	San Diego	48
78	San Joaquin River	11
79	Santa Monica Mountains	48
80	Sierra Nevada	48
81	Tahoe	29
82	Tribal nature-based solutions (CNRA)	10
83	Total	1,200

Climate Smart, Sustainable, and Resilient Farms, Ranches, and Working Lands		
84	Healthy Soils	65
85	SWEEP/sustainable, climate-smart water use/efficiency	40
86	Invasive Species	20
87	Programs for socially disadvantaged farmers, ranchers, tribal producers, veterans (CDFA)	90
88	Year-round certified farmers markets	20
89	Certified mobile farmers markets	20
90	Tribal producer infrastructure	15
91	Urban agriculture	20
92	Tool/Equipment sharing	15
93	Student farms/climate ag research facilities	15
94	CalVans/van pool	15
95	Weatherization/energy upgrades/farmworkers	10
96	Land Access - socially disadvantaged farmers (DOC+SGC)	30
97	Protection and Enhancement of Ag Lands (DOC)	15
98	Total	300

Park Creation and Outdoor Access		
99	Park Creation in Park Poor Communities	200
100	Parks Restoration/Enhancement and Expand Access	200
101	Expanded Trail Access	100
102	Deferred Maintenance (State Parks)	175
103	Nature Education Facilities	25
104	Total	700

Clean Air		
105	Electric transmission financing	325
106	Battery energy storage	50
107	Ports infrastructure to advance offshore wind energy	475
108	Total	850

109	Total	10,000
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3.2.1 FEDERAL RELATIONS REPORT

WATER AND POWER LAW GROUP PC

BERKELEY · WASHINGTON, D.C.



To: Board of Directors, *Los Vaqueros Reservoir Joint Powers Authority*
From: Natural Resource Results and Water and Power Law Group
RE: Board Report – July 2024

Energy and Water Appropriations Schedule

On June 28th, the House Appropriations subcommittee on Energy & Water Development and Related Agencies marked up the FY25 Energy and Water appropriations bill. The legislation will get a full committee markup the week of July 8th, at which time we will be able to see program/project specific funding amounts for the Bureau of Reclamation. House Leadership has indicated they want to pass the bill through the full House before the August recess.

Water Resources Development Act

On June 23, the House Transportation and Infrastructure Committee (T&I), introduced the Water Resources Development Act of 2024. The bill will get marked up in Committee on June 26th. Included in the bill is a provision to make water supply a primary mission of the Army Corps of Engineers (Corps). The Corps' current primary mission areas include flood control, navigation, and ecosystem restoration. The addition of water supply as a primary mission will allow the Corp to better account for drought during the planning and development of projects and prioritize water supply at new projects.

BOR Staffing

The Bureau of Reclamation announced a new head of its dam safety program, promoting a 25-year veteran of the agency to helm oversight of its infrastructure. Miguel Rocha is the new director of Dam Safety and Infrastructure Office, which includes both Reclamation's dam safety program and its asset management program.

3.2.2 JUNE 2024 ENGAGEMENT ACTIVITIES WITH RECLAMATION

The Authority, CCWD staff, and consultants are continuing to engage with Reclamation to advance several required agreements, approvals, and permits for the project construction. Key engagement activities include:

- Convened a technical session with Reclamation on June 20th to discuss process and preparations for upcoming negotiations after the Commissioner releases the Approval Memorandum on the Basis of Negotiation, which is still pending.
- Typical negotiation process will involve a small number of negotiators from the Authority and Reclamation with flexibility to substitute individuals for technical or policy expertise. Negotiations will be publicly noticed by Reclamation. Reclamation will share a draft partnership agreement that will serve as the starting point of negotiations.
- The technical session also discussed the status and ongoing coordination on the Record of Decision and ESA coverage, LVE2 Coordinated Operations Agreement, and the request for Project Use Energy.
- Continuing to track development of Reclamation's Basis of Negotiation, which will allow initiation of formal negotiations on the partnership agreements with the Bureau.
- Preparing for additional technical sessions with Reclamation ahead of the formal negotiations.

Monthly List of Authority Contracts Entered into by Executive Director

June 2024

<u>Contracts</u>	<u>Amount</u>	<u>Purpose</u>
None.		
Total		

ITEM 3.4: COMMITTEE MEETING SUMMARIES

RESPONSIBLE/LEAD STAFF MEMBER:

Taryn Ravazzini, Executive Director

DISCUSSION:

Draft meeting summaries for the Authority's Committees that convened in June 2024 are included in the attachments below.

ALTERNATIVES:

Not applicable.

FISCAL ANALYSIS:

Not applicable.

ENVIRONMENTAL REQUIREMENTS:

Not applicable.

EXHIBITS/ATTACHMENTS:

- Draft Summary of June 20, 2024 Operations & Engineering Committee Meeting



SUMMARY OF REGULAR MEETING OF OPERATIONS AND ENGINEERING COMMITTEE

June 20, 2024 – 10:00 a.m.

Chair Jose Gutierrez and Committee Members Jonathan Wunderlich, Steve Ritchie and Antonio Martinez participated telephonically. Staff and eight members of the public also participated in the meeting. The meeting was called to order at 10:01 a.m.

The Pledge of Allegiance was led by Chair Gutierrez.

Chair Jose Gutierrez called for public comment on non-agenda items and none were received.

1.1 May 16, 2024 Operations and Engineering Committee Meeting Summary.

The draft summary from the May 16, 2024 Operations and Engineering Committee meeting was presented and accepted with no revisions, and will be included in the next Board meeting packet.

Chair Jose Gutierrez called for public comments. None were received.

1.2 Transfer-Bethany Pipeline Right of Way Request for Concurrence and Board Recommendation

Program Manager Chuck Gardner introduced Bryan Perkins, CCWD Senior Engineer for the Los Vaqueros Expansion Project, who at the May 16, 2024 Operations & Engineering Committee meeting had provided an overview of the Transfer-Bethany Pipeline (TBPL), which will deliver water from the expanded Transfer Pump Station to the California Aqueduct.

Mr. Perkins stated the intent of this discussion was to ensure the Authority concurs with the approach CCWD will take in connection with the land acquisition process for the TBPL. Mr. Gardner further clarified the Authority should develop the process by which that concurrence can be provided to CCWD. He recommended a process where the Operations and Engineering Committee would initially review CCWD's approach and, if acceptable to the committee, concur with that approach. The committee would then make a recommendation to the Authority's Board of Directors regarding that concurrence.

Committee Member Martinez asked whether the Authority should provide CCWD with specified parameters when negotiating for any land acquisition and inquired about the ultimate ownership of the property once construction is completed. Mr. Gardner stated the Authority will need to work with CCWD to develop the process and parameters that will apply and that it is contemplated the Authority would own any easements or fee title, as applicable. Mr. Perkins stated there will be an ongoing need for access to the properties with easements in connection with the operation and maintenance of the pipeline.

Chair Gutierrez asked whether the alignment shown reflects the lowest cost alternative. Mr. Perkins stated that is the lowest cost alternative. Director Wunderlich stated he would like to know CCWD's process on the right-of-way acquisition and whether full board approval is needed.

Committee Member Ritchie asked what action is needed by this committee on this item. Mr. Gardner advised that a concurrence of the Committee is needed to understand:

- The CCWD acquisition process;
- How the Authority would interact with the actual parcels themselves; and
- Whether the CCWD Board is to be involved with or approve each acquisition.

Committee Member Ritchie also asked Mr. Perkins about the level of confidence he had with respect to the potential acquisitions of the lands under the current alignment, which crosses existing conservation easement parcels. Mr. Perkins stated it was difficult to predict how the pertinent regulatory agencies will respond.

Chair Jose Gutierrez called for public comments. None were received.

1.3 Transfer-Bethany Pipeline Cost Allocation Approach

Ibrahim Khadam, Project Agreement Consultant, has been working with Members through regular Allocation and Operations Subgroup Meetings to reconcile the Members' respective capacity needs, utilization, and cost scenarios. He provided the committee with an overview of progress to date related to the fixed and variable costs associated with the Transfer-Bethany Pipeline. He reviewed a 30-year analysis included in the meeting materials based on hydrological water year types and the options available on cost allocation, including a base charge and usage charge alternative and base charge and excess capacity charge alternative. He noted the calculations are very complicated due to the impacts of the various hydrological scenarios.

Committee Member Wunderlich noted that uncertainties on water conditions will impact usage of the pipeline. Chair Gutierrez asked whether there are any plans to market excess capacity to non-members. Mr. Khadam noted the Bureau of Reclamation favored a pay-as-you-go plan and Legal Counsel Ciampa advised the JPA Agreement may restrict the sale of excess capacity to use within the Authority's service area. Chair Gutierrez also noted the high cost for this Project component.

Chair Jose Gutierrez called for public comments. None were received.

FUTURE AGENDA ITEMS:

- CCWD presentation on the real property acquisition process.
- Transfer-Bethany Pipeline Cost Allocation.

The meeting was adjourned at 11:09 a.m.

James D. Ciampa

James D. Ciampa
General Counsel