



**LOS VAQUEROS RESERVOIR JOINT POWERS AUTHORITY  
AGENDA**

Regular Meeting of the Board of Directors  
February 8, 2023 – 9:30 a.m.

To be held at:

**ZONE 7 WATER AGENCY**

100 North Canyons Parkway  
Livermore, CA 94551

Call-In Number: (888) 363-4734, Access Code 9187242

Directors participating telephonically:

John Coleman - 81320 Rustic Canyon Drive, La Quinta, California 92253

Jose Gutierrez - 3130 North Fresno Street, Fresno, California 93703

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Consistent with local requirements, all persons attending this meeting must wear a mask, without regard to their vaccination status. If you have a fever or other symptoms of COVID-19, please do not enter the building, and instead submit any comments as set forth below.

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](mailto: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](http://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**

Angela Ramirez Holmes, Chair, Zone 7 Water Agency  
Anthea Hansen, Vice Chair, San Luis & Delta-Mendota Water Authority  
Ellen Wehr, Secretary, Grassland Water District  
Paul Sethy, Treasurer, Alameda County Water District  
Ernesto Avila, Director, Contra Costa Water District  
John Coleman, Director, East Bay Municipal Utility District  
Dennis Herrera, Director, San Francisco Public Utilities Commission  
Rebecca Eisenberg, Director, Santa Clara Valley Water District  
TBD, Director – Ex Officio - Department of Water Resources

## **ALTERNATE DIRECTORS**

Jonathan Wunderlich, Alternate Director, Alameda County Water District  
Antonio Martinez, Alternate Director, Contra Costa Water District  
Lesa McIntosh, Alternate Director, East Bay Municipal Utility District  
Ricardo Ortega, 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 Consider Adoption of Resolution No. 2-23-01 Re-Ratifying the Proclamation of a State of Emergency by Governor Gavin Newsom and Authorizing Remote Teleconference Meetings of the Board of Directors of the Los Vaqueros Reservoir Joint Powers Authority for the Period from February 3, 2023 to February 28, 2023 Pursuant to Brown Act Provisions**
- 1.2 Approval of Minutes from January 11, 2023 Board of Directors Meeting**
- 1.3 Treasurer’s Report – Month Ended December 31, 2022**
- 1.4 Update to Public Records Act Guidelines**

## **ACTION ITEMS**

- 2.1 2023 Communications Goals and Priorities**
- 2.2 Conflict with May Regular Board of Directors' Meeting**

## **DISCUSSION ITEMS**

- 3.1 Program Management Request for Proposals**
- 3.2 Future Board Actions for Bridge Financing Approach**
- 3.3 State Legislative Outreach and Advocacy Planning**
- 3.4 Authority Open House at ACWA Spring Conference**

## **FUTURE AGENDA ITEMS**

## **REPORTS**

- 4.1 Directors**
- 4.2 Executive Director**
- 4.3 General Counsel**
- 4.4 Board Policy and Action Calendar**

## **ADJOURNMENT**

## **CONSENT CALENDAR**

**ITEM 1.1: CONSIDER ADOPTION OF RESOLUTION NO. 2-23-01 RE-RATIFYING THE PROCLAMATION OF A STATE OF EMERGENCY BY GOVERNOR GAVIN NEWSOM AND AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE BOARD OF DIRECTORS OF THE LOS VAQUEROS RESERVOIR JOINT POWERS AUTHORITY FOR THE PERIOD FROM FEBRUARY 3, 2023 TO FEBRUARY 28, 2023 PURSUANT TO BROWN ACT PROVISIONS**

### **RESPONSIBLE/LEAD STAFF MEMBER:**

James Ciampa, General Counsel

### **RECOMMENDATION:**

That the Los Vaqueros Reservoir Joint Powers Authority (Authority) Board of Directors' (Board) approve the above-referenced resolution making certain findings to allow for the Authority's Board meetings to continue to be conducted remotely by teleconference without compliance with the Brown Act's established teleconference meetings requirements, as allowed by AB 361, while ensuring public access to such Board meetings. As the statewide COVID-19 emergency declaration will be revoked as of February 28, 2023, this will be the last of these resolutions the Board will consider for adoption.

### **DISCUSSION:**

At the November 10, 2021 Board of Directors' meeting, the Board approved Resolution No. 11-21-01, which authorized the Board to conduct its meetings virtually by video conference. That resolution made certain findings as required by Assembly Bill 361 (AB 361) with respect to such remote meetings. That resolution has been continued at the subsequent Board meetings.

AB 361 requires that a subsequent resolution be adopted every 30 days to make findings that the emergency conditions justifying such remote meetings continue to exist. Attached Resolution No. 1-23-01 sets forth those required findings to allow for continued remote teleconferenced Board meetings, including that requiring in-person attendance at meetings of the Board would pose an imminent risk to the health and safety of those in attendance, while ensuring public access to those meetings. The attached resolution is substantially similar to the resolutions the Board previously adopted and the findings continue to be valid in light of the persistent COVID-19 statistics.

The resolution will take effect immediately and will be effective for 30 days, or until such time as the Board of Directors adopts a subsequent resolution in accordance with Government Code section 54953(e)(3) to extend the time during which the Board may continue to meet by teleconference without compliance with Government Code section 54953(b)(3).

**ALTERNATIVES:**

If the Board does not adopt the resolution, in-person attendance will be required, or for those calling in, compliance with the notice and posting, in-person participation, and quorum requirements in Government Code section 54953(b)(3) would be required.

**FISCAL ANALYSIS:**

Not applicable

**ENVIRONMENTAL REQUIREMENTS:**

Not applicable

**EXHIBITS/ATTACHMENTS:**

Resolution No. 2-23-01

**RESOLUTION NO. 2-23-01**

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE LOS VAQUEROS  
RESERVOIR JOINT POWERS AUTHORITY RE-RATIFYING THE  
PROCLAMATION OF A STATE OF EMERGENCY BY GOVERNOR GAVIN  
NEWSOM AND AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE  
BOARD OF DIRECTORS OF THE LOS VAQUEROS RESERVOIR JOINT POWERS  
AUTHORITY FOR THE PERIOD FROM FEBRUARY 3, 2023 TO FEBRUARY 28, 2023  
PURSUANT TO BROWN ACT PROVISIONS**

WHEREAS, the Los Vaqueros Reservoir Joint Powers Authority (the “Authority”) is committed to preserving and nurturing public access and participation in meetings of its Board of Directors; and

WHEREAS, all meetings of the Authority’s Board of Directors are to be open and public, as required by the Ralph M. Brown Act (California Government Code Sections 54950 – 54963), so that any member of the public may attend, participate, and watch the Board conduct its business; and

WHEREAS, the Brown Act, in Government Code Section 54953(e), makes provision for remote teleconferencing participation in meetings by members of a legislative body without compliance with the requirements of Government Code Section 54953(b)(3), subject to the existence of certain conditions; and

WHEREAS, a required condition for application of Section 54953(e) is that a state of emergency is declared by the Governor pursuant to Government Code Section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the state caused by conditions as described in Government Code Section 8558; and

WHEREAS, a proclamation is made when there is an actual incident, threat of disaster, or extreme peril to the safety of persons and property within the jurisdictions that are within the Authority’s boundaries, caused by natural, technological or human-caused disasters; and

WHEREAS, it is further required that state or local officials have imposed or recommended measures to promote social distancing, or the legislative body meeting in person would present imminent risks to the health and safety of attendees; and

WHEREAS, the Authority’s Board of Directors previously adopted Resolutions finding that the requisite conditions exist for the Authority’s Board of Directors to conduct remote teleconference meetings without compliance with paragraph (3) of subdivision (b) of Government Code Section 54953; and

WHEREAS, such conditions continue to exist in the Authority’s geographical jurisdiction, specifically, a state of emergency has been proclaimed in the State of California pertaining to the threat to the health, safety and well-being of the Authority’s directors, staff,

vendors, contractors, customers and residents presented by COVID-19, and its Delta, Omicron, BA.2, BA.5 and possibly other variants, which remain highly contagious; and

WHEREAS, orders and guidance from local counties and regulations from the State of California impose limitations on gatherings and provide guidance on best practices with respect to actions to reduce the spread of COVID-19; and

WHEREAS, allowing all individual members of the Authority's Board of Directors and staff to travel from various areas around the state to meet in person would present an imminent risk to the health and safety of attendees given the spread of the Delta, Omicron and other variants of the COVID-19 virus throughout the state; and

WHEREAS, the Authority's Board of Directors does hereby find that the continuing state of emergency poses imminent risks to attendees and has caused, and will continue to cause, conditions of peril to the safety of persons within the Authority's jurisdiction that are likely to be beyond the control of services, personnel, equipment, and facilities of the Authority, and the Board of Directors desires to re-ratify the proclamation of state of emergency by the Governor of the State of California; and

WHEREAS, as a consequence of the continuing local emergency, the Board of Directors does hereby find that the Authority's Board of Directors and any Authority committees shall conduct their meetings without compliance with paragraph (3) of subdivision (b) of Government Code Section 54953, as authorized by subdivision (e) of Section 54953, and shall continue to comply with the requirements to provide the public with access to the meetings as prescribed in paragraph (2) of subdivision (e) of Section 54953; and

WHEREAS, the Authority will provide proper notice to the public regarding all Authority Board of Directors' and committee meetings, in accordance with Government Code Section 54953(e)(2)(A) and shall provide notice to the public of how they may access any such meeting via call-in number and/or internet link.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE LOS VAQUEROS RESERVOIR JOINT POWERS AUTHORITY DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. Proclamation Regarding Local Emergency. The Board of Directors hereby proclaims that a local emergency continues to exist in the geographical jurisdiction of the Authority and allowing individual members of the Authority's Board of Directors and members of the public to meet in person would present an imminent risk to the health and safety of attendees, and that conducting Authority Board of Directors virtually will minimize the possible spread COVID-19 and any variant thereof.

Section 3. Re-Ratification of Governor’s Proclamation of a State of Emergency. The Board hereby again ratifies the Governor of the State of California’s Proclamation of State of Emergency regarding COVID-19, dated March 4, 2020.

Section 4. Remote Teleconference Meetings. The Executive Director, Interim Administrator, Authority staff and the Board of Directors are hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution including, continuing to conduct open and public meetings in accordance with Government Code Section 54953(e) and other applicable provisions of the Brown Act.

Section 5. Effective Date of Resolution. This Resolution shall take effect immediately upon its adoption and shall be effective until the earlier of (i) the expiration of thirty (30) days from the date this Resolution was adopted, as set forth below, or (ii) such time as the Board of Directors adopts a subsequent resolution in accordance with Government Code section 54953(e)(3) to extend the time during which the Board of Directors of the Authority may continue to teleconference without compliance with paragraph (3) of subdivision (b) of section 54953.

PASSED AND ADOPTED by the Board of Directors of the Los Vaqueros Reservoir Joint Powers Authority this 8th day of February, 2023 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

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Angela Ramirez Holmes, Chair

Attest:

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Ellen Wehr, Secretary

**ITEM 1.2: APPROVAL OF MINUTES FROM JANUARY 11, 2023 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 January 11, 2023 Board of Directors meeting.

**DISCUSSION:**

The Clerk, General Counsel and Executive Director have prepared the attached draft minutes from the January 11, 2023 Board of Directors meeting.

**ALTERNATIVES:**

Any suggested revisions to the draft January 11, 2023 Board meeting minutes will be considered.

**FISCAL ANALYSIS:**

Not applicable

**ENVIRONMENTAL REQUIREMENTS:**

Not applicable

**EXHIBITS/ATTACHMENTS:**

Draft minutes from January 11, 2023 Board of Directors meeting.



**LOS VAQUEROS RESERVOIR JOINT POWERS AUTHORITY  
MINUTES**

Regular Meeting of the Board of Directors  
January 11, 2023 – 9:30 a.m.

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**PLEDGE OF ALLEGIANCE** – led by Chair Angela Ramirez Holmes

**ROLL CALL OF DIRECTORS**

Angela Ramirez Holmes, Chair, Zone 7 Water Agency  
Anthea Hansen, Vice Chair, San Luis & Delta-Mendota Water Authority  
Ellen Wehr, Secretary, Grassland Water District  
Paul Sethy, Treasurer, Alameda County Water District  
Ernesto Avila, Director, Contra Costa Water District  
John Coleman, Director, East Bay Municipal Utility District  
Rebecca Eisenberg, Director, Santa Clara Valley Water District  
TBD, Director – Ex Officio - Department of Water Resources

**ALTERNATE DIRECTORS**

Jonathan Wunderlich, Alternate Director, Alameda County Water District  
Antonio Martinez, Alternate Director, Contra Costa Water District  
\*Steve Ritchie, Alternate Director, San Francisco Public Utilities Commission  
Jim Beall, Alternate Director, Santa Clara Valley Water District (entered the meeting at approximately 9:38 a.m.)  
Sandy Figuers, Alternate Director, Zone 7 Water Agency  
TBD, Alternate Director – Ex Officio, Department of Water Resources

\*Alternate Director who replaced absent Director from his member agency

**ABSENT**

Dennis Herrera, Director, San Francisco Public Utilities Commission  
Lesa McIntosh, Alternate Director, East Bay Municipal Utility District  
Ricardo Ortega, Alternate Director, Grassland Water District  
Jose Gutierrez, Alternate Director, San Luis & Delta-Mendota Water Authority

**OTHERS PRESENT**

Taryn Ravazzini, Executive Director  
Marguerite Patil, Interim Administrator  
Maureen Martin, Deputy Interim Administrator  
James Ciampa, Lagerlof, LLP, General Counsel  
Rosemarie Perea, Board Clerk  
Diane Schmidt, Lagerlof, LLP

Approximately 20 others

**PUBLIC COMMENT ON NON-AGENDA ITEMS**

None

**CONSENT CALENDAR**

The Consent Calendar consisted of the following items:

- 1.5 Consider Adoption of Resolution No. 1-23-01 Re-Ratifying the Proclamation of a State of Emergency by Governor Gavin Newsom and Authorizing Remote Teleconference Meetings of the Board of Directors of the Los Vaqueros Reservoir Joint Powers Authority for the Period from January 4, 2023 to February 2, 2023 Pursuant to Brown Act Provisions**
- 1.6 Approval of Minutes from December 14, 2022 Board of Directors Meeting**
- 1.7 Treasurer’s Report – Month Ended November 30, 2022**

Upon motion by Director Avila, seconded by Director Coleman, the Consent Calendar consisting of Items 1.1, 1.2 and 1.3, was approved by the following roll call vote:

AYES: Angela Ramirez Holmes, Chair, Zone 7 Water Agency  
 Anthea Hansen, Vice Chair, San Luis & Delta-Mendota Water Authority  
 Ellen Wehr, Secretary, Grassland Water District  
 Paul Sethy, Treasurer, Alameda County Water District  
 Ernesto Avila, Director, Contra Costa Water District  
 John Coleman, Director, East Bay Municipal Utility District  
 Rebecca Eisenberg, Director, Santa Clara Valley Water District  
 Steve Ritchie, Alternate Director, San Francisco Public Utilities Commission

NOES: None  
 ABSENT: None  
 ABSTAIN: None

The motion passed with an 8-0 vote.

## **ACTION ITEMS**

### **2.1 Approval of Resolution No. 1-23-02 Approving First Amendment to Authority's Bylaws**

Due to suggested changes to the proposed amendment that were distributed the day before the Board meeting, Chair Ramirez Holmes suggested this matter be tabled and be sent for review by the Communications and Outreach Committee, to be returned to the Board for review and approval after that committee has provided input on the item.

Upon motion by Chair Ramirez Holmes, seconded by Alternate Director Ritchie, the approval of Resolution No. 1-23-02 was tabled and the item will be considered by the Communications and Outreach Committee. The motion was approved by the following roll call vote:

AYES: Angela Ramirez Holmes, Chair, Zone 7 Water Agency  
Anthea Hansen, Vice Chair, San Luis & Delta-Mendota Water Authority  
Ellen Wehr, Secretary, Grassland Water District  
Paul Sethy, Treasurer, Alameda County Water District  
Ernesto Avila, Director, Contra Costa Water District  
John Coleman, Director, East Bay Municipal Utility District  
Rebecca Eisenberg, Director, Santa Clara Valley Water District  
Steve Ritchie, Alternate Director, San Francisco Public Utilities Commission

NOES: None

ABSENT: None

ABSTAIN: None

The motion passed with an 8-0 vote.

### **2.2 Election of Officers for 2023**

Section 3.5 of the Authority's Bylaws provides the election of the Authority's officers is to take place at the January Board meeting or at the next regular Board meeting if the January meeting does not occur. Section 3.6 of the Bylaws provides that officers' terms are for one year and until the officer's successor is elected or appointed.

The following nominations for the Authority's officer positions were made:

Chair: Angela Ramirez Holmes - nomination by Vice Chair Anthea Hansen

The foregoing nomination was approved by the following roll call vote:

AYES: Anthea Hansen, Vice Chair, San Luis & Delta-Mendota Water Authority  
Ellen Wehr, Secretary, Grassland Water District  
Paul Sethy, Treasurer, Alameda County Water District  
Ernesto Avila, Director, Contra Costa Water District  
John Coleman, Director, East Bay Municipal Utility District  
Rebecca Eisenberg, Director, Santa Clara Valley Water District  
Steve Ritchie, Alternate Director, San Francisco Public Utilities Commission

NOES: None

ABSENT: None

ABSTAIN: Angela Ramirez Holmes, Chair

The motion passed with a 7-0 vote, with Chair Angela Ramirez Holmes abstaining.

Vice Chair: Anthea Hansen - nomination by Chair Angela Ramirez Holmes

The foregoing nomination was approved by the following roll call vote:

AYES: Angela Ramirez Holmes, Chair, Zone 7 Water Agency  
Ellen Wehr, Secretary, Grassland Water District  
Paul Sethy, Treasurer, Alameda County Water District  
Ernesto Avila, Director, Contra Costa Water District  
John Coleman, Director, East Bay Municipal Utility District  
Rebecca Eisenberg, Director, Santa Clara Valley Water District  
Steve Ritchie, Alternate Director, San Francisco Public Utilities Commission

NOES: None

ABSENT: None

ABSTAIN: Anthea Hansen, Vice Chair

The motion passed with a 7-0 vote, with Vice Chair Anthea Hansen abstaining.

Secretary: Ellen Wehr - nomination by Treasurer Paul Sethy

The foregoing nomination was approved by the following roll call vote:

AYES: Angela Ramirez Holmes, Chair, Zone 7 Water Agency  
Anthea Hansen, Vice Chair, San Luis & Delta-Mendota Water Authority  
Paul Sethy, Treasurer, Alameda County Water District  
Ernesto Avila, Director, Contra Costa Water District  
John Coleman, Director, East Bay Municipal Utility District  
Rebecca Eisenberg, Director, Santa Clara Valley Water District  
Steve Ritchie, Alternate Director, San Francisco Public Utilities Commission

NOES: None

ABSENT: None

ABSTAIN: Ellen Wehr, Secretary

The motion passed with a 7-0 vote, with Secretary Ellen Wehr abstaining.

Treasurer: Paul Sethy - nomination by Director Ernesto Avila

The foregoing nomination was approved by the following roll call vote:

AYES: Angela Ramirez Holmes, Chair, Zone 7 Water Agency  
Anthea Hansen, Vice Chair, San Luis & Delta-Mendota Water Authority  
Ellen Wehr, Secretary, Grassland Water District  
Ernesto Avila, Director, Contra Costa Water District  
John Coleman, Director, East Bay Municipal Utility District  
Rebecca Eisenberg, Director, Santa Clara Valley Water District  
Steve Ritchie, Alternate Director, San Francisco Public Utilities Commission

NOES: None

ABSENT: None

ABSTAIN: Paul Sethy, Treasurer

The motion passed with a 7-0 vote, with Treasurer Paul Sethy abstaining.

## **DISCUSSION ITEMS**

None.

## **FUTURE AGENDA ITEMS**

None.

## **REPORTS**

### **4.1 - Directors**

Chair Angela Ramirez Holmes reported that no appointments to the ad hoc committee established at the December Board meeting for the review of the CCWD Design and Construction Principles have been made due to the holiday season. Appointments will be made in the coming weeks and she encouraged any Board members interested in serving on that committee to contact her, as no one has expressed interest to date. She expected that committee will hold several meetings in February and March and will likely conclude its work by the end of March.

The February Board meeting will be held in person at the Zone 7 Water Agency in Livermore. This meeting will be an audio conference only for those Directors and Alternate Directors unable to attend in person. Executive Director Ravazzini and General Counsel Ciampa will prepare and distribute a short list of procedures for the Directors, Alternate Directors and members of the public to follow in connection with that meeting.

### **4.2 - General Counsel**

General Counsel James Ciampa advised that in addition to the list of procedures Chair Ramirez Holmes mentioned, a more detailed set of guidelines to ensure compliance with the Brown Act requirements will also be distributed to the Directors and Alternate Directors in the next week or two. He also advised that the Legal Work Group met this week to begin discussions concerning the Service Agreement and two Finance Work Group meetings are scheduled over the next two weeks.

### **4.3 - Executive Director**

Executive Director Taryn Ravazzini advised that on December 22, 2022 Congress passed a further appropriation of \$18 million for the Los Vaqueros Reservoir Expansion Project in the WIIN Act. She also reported on various meetings she attended at the ACWA Fall Conference.

### **4.4 - Board Policy and Action Calendar**

Chair Ramirez Holmes stated the updated Board Policy and Action Calendar was included in the meeting materials for the Board's information.

### **4.5 - Committee Meeting Summaries**

Summaries from the December 15, 2022 Operations and Engineering Committee meeting and the December 22, 2022 Finance Committee meeting were attached for the Board's information.

Chair Angela Ramirez Holmes asked for comments regarding participation and preferences in connection with committee assignments. Appointments for 2023 committee assignments will be announced at the February Board meeting.

Treasurer Sethy commented that he admires how Chair Ramirez Homes has conducted the meetings this past year and thanked her for her service.

The meeting was adjourned at 10:01 a.m.

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Angela Ramirez Holmes, Chair

ATTEST:

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Ellen Wehr, Secretary

**ITEM 1.3: TREASURER’S REPORT – MONTH ENDED DECEMBER 31, 2022**

**RESPONSIBLE/LEAD STAFF MEMBER:**

Taryn Ravazzini, Executive Director

**DISCUSSION:**

Staff has prepared the Treasurer’s Report for December 2022. With the cancellation of the January Finance Committee meeting, this report was reviewed by Treasurer Sethy and presented at the Joint Finance Committee and Operations & Engineering Committee meeting on January 31, 2023.

**ALTERNATIVES:**

For discussion purposes

**FISCAL ANALYSIS:**

None

**ENVIRONMENTAL REQUIREMENTS:**

Not applicable

**EXHIBITS/ATTACHMENTS:**

Treasurer’s Report for Month Ended December 31, 2022



## TREASURER’S MONTHLY REPORT

### MULTI-PARTY AGREEMENT STATUS

Amendment No. 4 to the Multi-party Cost Share Agreement (MPA) was fully executed and an invoice for \$1,094,00 per agency was sent out in January 2023.

FEBRUARY 8, 2023

### UPCOMING ACTIVITIES

January 31 at 2:00 p.m. – Joint Finance and O&E Committee Meeting via Zoom

February TBD – Finance workgroup and subgroup meetings (Draft Term sheet and Service Agreement Development )

February 23 at 1:00 p.m. – Finance Committee Meeting via Zoom

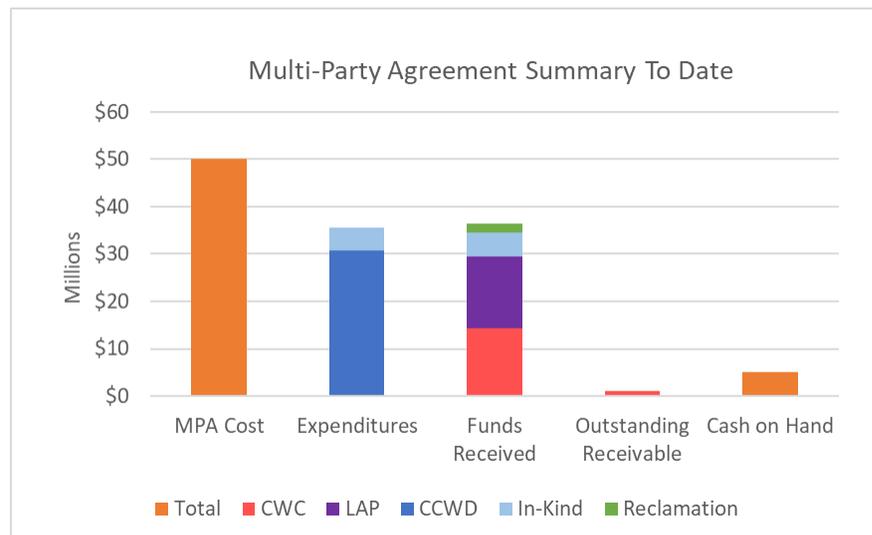
Finance Committee Members:

Chair: Anthea Hansen, SLDMWA

Vice-Chair: Paul Sethy, ACWD

John Coleman, EBMUD

The following chart provides an overview of the MPA expenditures through December 31, 2022 in addition to in-kind services, funds received, outstanding receivable, and cash on hand. All LAPs remain in good standing and the Project cash on hand remains positive.



### ACRONYM KEY

ACWD – Alameda County Water District

CCWD – Contra Costa Water District

CWC – California Water Commission

EBMUD – East Bay Municipal Utility District

LAP – Local Agency Partners

MPA – Multi-party Cost Share Agreement

SCVWD – Santa Clara Valley Water District (Valley Water)

SLDMWA – San Luis & Delta-Mendota Water Authority

WIFIA LOI – Water Infrastructure Finance and Innovation Act Letter of Interest

### MPA Summary to Date:

MPA Cost: \$50,187,865 (total through Amendment No. 3)

#### Expenditures:

CCWD: \$30,670,196 (includes consultants and legal services)

LAP: \$4,969,066 (in-kind services)

Total: \$35,639,262

#### Funds Received:

CWC: \$14,316,985

Reclamation: \$2,022,209

LAP: \$15,194,842 (cash contributions)

LAP: \$4,969,066 (in-kind services)

Total: \$36,503,102

#### Outstanding Receivable:

CWC: \$1,029,323

Reclamation: \$0

LAP: \$0

Cash on Hand: \$5,121,075

## **FEDERAL FUNDING STATUS**

A total of \$82 million was allocated to the Project in the Bipartisan Infrastructure Law FY22 Spend Plan and Reclamation recommended \$18 million of Water Infrastructure Improvements for the Nation (WIIN) Act to be allocated in FY23. Previous awards of Federal funding during FY21 and FY22 include \$10 million in pre-construction funding and \$54 million in construction funding. CCWD executed an assistance agreement with Reclamation for a total of \$7.2 million in federal funding for permitting, design, and other pre-construction activities and Reclamation has paid the initial invoice.

Future Federal funding requests include the remainder of the requested federal share of 21 percent of the total project cost (approximately \$49 million).

## **STATE FUNDING STATUS**

The Project qualified for funding under the Water Storage Investment Program and received an adjusted Maximum Conditional Eligibility Determination of \$477,558,343 from the California Water Commission (CWC) on March 16, 2022. This amount reflects an additional inflation adjustment of 1.5 percent and an increase in over \$7 million from the previous award.

The Early Funding Agreement with the CWC provides for a cost share of 50 percent of eligible costs during pre-construction. An amendment was executed in November 2022 that extends the agreement through December 31, 2023 and included \$927,917 in additional early funding that is now available as a result of the inflation adjustments to the total award amount. The summary below reflects the Total Budget and other budget status information of the amended Early Funding Agreement.

### **Early Funding Agreement Summary to Date:**

Total Budget:	\$47,755,834
Total Program Funding:	\$23,877,917 (50 percent cost share)
Total Billed To Date:	\$30,618,901 (64% spent to date)
Total Amount Remaining:	\$17,136,933
Total Retention To Date:	\$660,742
Outstanding Invoices:	\$1,029,323

**ITEM 1.4: UPDATE OF PUBLIC RECORDS ACT GUIDELINES**

**RESPONSIBLE/LEAD STAFF MEMBER:**

James Ciampa, General Counsel

**RECOMMENDATION:**

That the Authority's Board of Directors approve the attached update to the Authority's Public Records Act Guidelines.

**DISCUSSION:**

The Legislature has recodified the California Public Records Act. That legislative action has not resulted in substantive changes to the Public Records Act, but the statutory numbering in that Act has been revised and it is necessary to update the Authority's Public Records Act Guidelines, as adopted at the January 2022 Board meeting, to reflect those changes.

**ALTERNATIVES:**

Continuing with the Guidelines in their current form could result in confusion as the statutory citations are now inaccurate.

**FISCAL ANALYSIS:**

Not applicable

**ENVIRONMENTAL REQUIREMENTS:**

Not applicable

**EXHIBITS/ATTACHMENTS:**

Redlined revisions to Authority's Public Records Act Guidelines



## **Public Records Request Guidelines** *(to be posted on website)*

Access to information concerning the conduct of the people's business is a fundamental and necessary right of every person in this state. The Los Vaqueros Reservoir Joint Powers Authority (JPA or Authority) provides access to public records in accordance with the California Public Records Act (Act), found at California Government Code sections 7920.000 ~~6250~~-et seq. The following guidelines are provided to ensure the public fully understands how to exercise their right to inspect or collect disclosable public records.

Public records of the JPA shall be open to inspection during normal office hours at the Authority's headquarters located at Contra Costa Water District, 1331 Concord Avenue, Concord, California. Public records are all records of the Authority retained by the JPA in its ordinary course of business, except for records that are specifically exempted under the Act or by other laws.

Much information regarding the Authority is available online. If you do not find the information you are looking for, you may request public records via mail, e-mail, or through the "Contact Us" link set forth below on the JPA's website (please specify in your message that it is a request for JPA records). To avoid confusion and to make certain that you obtain the records you want, we recommend that you put your request in writing. Try to be as clear as possible and include date limits on your request.

### Los Vaqueros JPA

Written requests to be submitted by mail should be mailed to the following address:

**Los Vaqueros Reservoir Joint Powers Authority**  
1331 Concord Avenue  
Concord, CA 94520

You may also e-mail requests to the JPA's ~~Interim~~ Clerk at [rperea@lagerlof.com](mailto:rperea@lagerlof.com).

The Authority will provide the requested documents within 10 days or advise you, in writing, of the need for any longer period for which it will provide those documents, along with when the documents will be made available. The Authority will also notify you in writing of any exemption from disclosure of any requested documents.

The Authority does not charge for the time and costs incurred in searching for, locating, or collecting records. However, the Authority may charge for the actual costs of duplicating paper records in accordance with California Government Code Section ~~6253(b)~~. 7922.530(a).

## **ACTION ITEMS**

### **ITEM 2.1: 2023 COMMUNICATIONS GOALS AND PRIORITIES**

#### **RESPONSIBLE/LEAD STAFF MEMBER:**

Taryn Ravazzini, Executive Director

#### **RECOMMENDATION:**

That the Board of Directors approve the Communications and Outreach Committee Goals and Priorities, as presented.

#### **DISCUSSION:**

At its January 25 meeting, the Communications and Outreach Committee discussed the Authority's communications goals and priorities for 2023. Those goals and priorities will inform the Committee's development of an annual Communications and Outreach Plan called for under its Charter.

This item provides the Board with the opportunity to review and discuss those goals and priorities and ensure the goals and priorities are consistent with the Board's overall direction.

#### **ALTERNATIVES:**

Changes may be made to the goals and priorities presented.

#### **FISCAL ANALYSIS:**

Not applicable

#### **ENVIRONMENTAL REQUIREMENTS:**

Not applicable

#### **EXHIBITS/ATTACHMENTS:**

Draft 2023 Communication Goals and Priorities

## **Los Vaqueros JPA Draft 2023 Communications Goals and Priorities**

### **Key Audiences**

- Partner Communications (Government Affairs)
  - JPA Member Boards and Executive Staff
  - State and Federal Agencies
  - State and Federal Elected Officials
  - JPA Member Ratepayers (through JPA members)
- External Communications (Public Affairs)
  - Local and Regional Media Outlets
  - Communities Affected by Construction
  - Environmental and Business Groups
  - General Public

### **Goals:**

1. Establish awareness of the JPA and the public benefits of the Project.
2. Maintain positive relations and Project awareness with JPA member boards and executives and federal and state partners.
3. Provide audience-targeted updates at key milestones.
4. Coordinate communications, as appropriate, with Partner agencies.

### **Priorities**

1. Ensure JPA member agencies and partners are informed, supported, and engaged.
2. Continue state and federal coordination to maintain support and secure funding.
3. Leverage key milestones for external communications.
4. Brief media outlets and editorial boards.
5. Enhance social media presence.

### **Primary Activities**

Activities for implementation to support all of the above.

1. Develop strategic communications plan to reflect JPA priorities.
2. Develop additional communications content (website, videos, interviews, stories, virtual tour).
3. Conduct briefings, site visits, and special events.
4. Update and maintain (or establish) all relevant information portals, especially social media platforms.
5. Create opportunities for community and stakeholder engagement.

**ITEM 2.2: CONFLICT WITH MAY REGULAR BOARD OF DIRECTORS' MEETING**

**RESPONSIBLE/LEAD STAFF MEMBER:**

Taryn Ravazzini, Executive Director

**RECOMMENDATION:**

That the Board of Directors discuss and determine how to best proceed with the May regular Board of Directors' meeting.

**DISCUSSION:**

The May Regular Board meeting is scheduled for May 10, 2023 and falls on the first day of the during the ACWA Spring Conference in Monterey. This conference is well attended by Authority Board members, presenting a conflict for many. With that being the case, staff would like direction with respect to the possible rescheduling of the May Board meeting to an alternate date, either through discussion at this meeting or through a subsequent scheduling poll.

**ALTERNATIVES:**

The Board could cancel the May Board meeting and proceed with the June 14 meeting as the next Regular meeting.

**FISCAL ANALYSIS:**

None

**ENVIRONMENTAL REQUIREMENTS:**

Not applicable

**EXHIBITS/ATTACHMENTS:**

None

## **DISCUSSION ITEMS**

### **ITEM 3.1: PROGRAM MANAGEMENT REQUEST FOR PROPOSALS**

#### **RESPONSIBLE/LEAD STAFF MEMBER:**

Taryn Ravazzini, Executive Director

#### **RECOMMENDATION:**

That the Board of Directors approve the general concepts being presented for inclusion in the Request for Proposals for Program Management Services that will be distributed in the coming weeks.

#### **DISCUSSION:**

The Authority's Joint Exercise of Powers Agreement contemplates that the Authority will engage a Program Manager to provide program management services to the Authority. Specifically, Section 4.8 of the JPA Agreement provides:

“The Program Manager shall coordinate with the Administrator and/or Executive Director regarding various design and construction activities for the Project, including coordination with CCWD and EBMUD in accordance with the Design and Construction Agreement and O & M Agreements with respect to decisions likely to have a cost impact on the Authority and the Members. Such coordination shall include, but not be limited to, budget tracking, scheduling and quality control/quality assurance, with the understanding that CCWD and EBMUD have primary responsibility for the design and construction of their respective facilities, as will be specified in the Design & Construction Agreements. The Program Manager, in consultation with the Executive Director and subject to Board approval in accordance with Authority policies, may contract for additional services that may be required.”

With the work on the Service Agreement and other agreements now moving forward, it is important that the Authority proceed with the engagement of the Program Manager through a competitive proposal process. The concepts presented today will be incorporated into the Request for Proposals in connection with that competitive proposal process.

#### **ALTERNATIVES:**

The Board may make changes to the items to be presented.

#### **FISCAL ANALYSIS:**

Fiscal impact will depend on the final scope of work for the contract and on the proposals received.

**ENVIRONMENTAL REQUIREMENTS:**

Not applicable

**EXHIBITS/ATTACHMENTS:**

Outline of Request for Proposals sections on scope of work, selection criteria, timing and selection process.

The logo for the Los Vaqueros Reservoir Expansion Project is centered in the upper half of the slide. It features the words "LOS VAQUEROS" in a bold, blue, sans-serif font, stacked above "RESERVOIR EXPANSION PROJECT" in a green, sans-serif font. To the right of the text is a vertical graphic element 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**

The background of the slide is a scenic landscape photograph. It shows rolling green hills in the foreground and middle ground, with a large blue reservoir in the center. In the distance, a line of white wind turbines is visible against a clear sky. The overall scene is bright and natural.

**Agenda Item 3.11 – Program Management  
Request For Proposals**

**February 8, 2023**



# Program Management Request for Proposals (RFP)



Presentation to include:

- Program Management Overview
- Scope of Work Overview
- Proposed Selection Criteria
- Proposed Schedule
- Selection Process



## Program Management Overview

- The Joint Exercise of Powers Agreement describes the Program Manager role as a key consultant to the JPA that will report to the Executive Director (see Section 4.8)
- The Program Manager responsibilities include:
  - Coordinate with the Executive Director regarding various design and construction activities
  - Support coordination with Contra Costa Water District (CCWD) and East Bay Municipal Utility District (EBMUD)
  - Duties include but not limited to budget tracking, scheduling, and quality control/quality assurance
  - May also contract for additional services as required



## Program Management Overview (cont.)

Competitive selection of a Program Management Consultant is a high priority activity to achieve multiple **near-term goals** :

- Provide support to the new Executive Director
  - Prioritizing qualified and high -functioning consultants with a focus on collaborative team dynamics and strong communication skills.
  - Will work under the direction of the Executive Director and serve as an advisor to the Executive Director.
- Actively develop the business functions of the JPA
  - Manage the transition of key responsibilities from CCWD to the JPA
  - Complete financial stand -up activities, coordination of interim and long -term funding sources, cost share agreement administration, and grant administration



## Program Management Overview (cont.)



And to achieve **long-term goals** :

- Work with Executive Director to build a durable foundation for productive JPA governance and organization management for long -term operation of the Project
- Engage in creative problem solving supportive of Project completion, regional resiliency, protection of partner investment and proactive partner and stakeholder communications
- Maintain the current approach that eliminates the need for JPA employees



## Scope of Work - Overview



- Support for Executive Director
- Program Advisor
- Program Reporting
- Document Control
- Cost, Budget Management & Accountability
- Risk and Change Management
- Quality Management
- Scheduling & Budget
- Contract Administration
- Internal Procedures and Governance
- Public Participation and JPA website hosting
- Training and Skills Transfer

## Scope of Work Highlights

- Program Management and Administration
  - Support Executive Director/Program Advisor
    - Support and coordinate strategic planning activities with the Executive Director and other relevant state and federal agencies and JPA Member agencies
    - Support and implement organizational development activities
    - Facilitate and coordinate development of various project agreements regarding cost, implementation, operations, and management of the Project
    - Provide administrative support to the Executive Director and assist with the efficient and effective operation of Board activities -related



## Scope of Work Highlights

- Program Controls, Reporting, and Contract Administration
  - Provide program -level planning, development, implementation, and oversight of the Program's Project controls activities
  - Provide contracts administration leadership to manage overall contract administration function for the JPA
  - Provide regular status reports for JPA Board, member agencies, funding agencies, and other stakeholders on schedule, costs, risks, etc., including JPA activities
  - Establish standards, policies, and procedures for conducting business and getting approvals; document JPA organization and reporting structure



# Scope of Work Highlights



- Cost and Budget Management and Accountability
  - Ensure accountability of JPA funded work and JPA spending
  - Budget planning and financing
  - Funding Agreement support
  - Financial reporting to JPA Board and member agencies
- Scheduling and Budget
  - Plan for JPA critical path activities
  - Update and maintain critical path schedule



# Program Management Scope of Work



- Quality Assurance/Control/Risk and Change Management
  - Support ED in managing JPA's accountability role including risk assessment and reporting
- Communications Services/ Public Affairs
  - Media
  - Strategic Communications supporting JPA/Community/Industry Engagement
  - Reports and Publications/Materials
  - Website Administration

# Proposed Selection Criteria

- Overall selection determined by:
  - Proposal Evaluation – 50%
  - Interview Evaluation – 50%

# Proposed Selection Criteria Proposal Evaluation

1. **Overall Proposal Quality (5%)**
2. **Specialized Experience and Capabilities (5%)**
  - Focus on Program Manager and key personnel
3. **Firm Qualifications and Program Team (20%)**
  - Specialized expertise relevant to Project & the JPA
4. **Approach to Work (20%)**
  - Understanding scope of work, required resources, program schedules, JPA's needs and creative ways to address unique nature of Project and organization

# **Proposed Selection Criteria Interview Evaluation**

- 1. Presentation (30%)**
- 2. Questions and Answers (20%)**



## Proposed Schedule 2023

- February 21 Issue RFP
- March 6 Deadline to Submit Questions via Email
- March 10 Addendum issued, if necessary
- March 21 **Proposals Due** via Email
- April 10 -11 Conduct Interviews
- April/May Selection and Contract Development
- May Board Meeting **Board Action** on PM Contract



## Program Management Selection Process



- Competitive selection process
  - Executive Director and Member agency staff will serve on a selection panel to:
    - review the Request for Proposals, and
    - conduct interviews in accordance with the Selection Criteria
  - PM consultant selection will be made, and contract development initiated; other candidates will be notified
  - Contract with selected consultant would require approval by the JPA Board

# DISCUSSION

**ITEM 3.2: FUTURE BOARD ACTIONS FOR BRIDGE FINANCING APPROACH**

**RESPONSIBLE/LEAD STAFF MEMBER:**

Taryn Ravazzini, Executive Director

**RECOMMENDATION:**

That the Board of Directors direct staff to proceed with developing post-Service Agreement bridge financing alternatives.

**DISCUSSION:**

The subject of bridge financing has been raised in prior committee and Board meetings and was the subject of the January 31 Joint Finance Committee and Operations and Engineering Committee meeting. The primary concept relates to securing outside debt financing to cover short-term intervals between the time Project expenses are incurred and when grant or WIFIA loan funds are received.

In the January 31 joint committee meeting, two alternatives were reviewed: (1) to provide funding prior to execution of the Service Agreement; and/or (2) to cover Project costs after the Service Agreement is in place to cover Project costs until grant or loan monies are received. After review of the presentation provided and discussion among the committees' members, a clear consensus was reached to recommend for staff to proceed with obtaining further information on the second, post-Service Agreement bridge financing alternative.

This item is presented to ensure the full Board is comfortable with that direction so staff and the Authority's financial consultant may proceed in reviewing the financial vehicles that may be available for future consideration and action by the Board.

**ALTERNATIVES:**

This item is presented for the Board's discussion.

**FISCAL ANALYSIS:**

None at this time.

**ENVIRONMENTAL REQUIREMENTS:**

Not applicable

**EXHIBITS/ATTACHMENTS:**

Slide deck on bridge financing issues.



# Los Vaqueros Reservoir JPA Board Presentation Bridge Financing

February 8, 2023

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## Background

- The JPA has evaluated opportunities to combine bridge financing with other funding sources available to the project (WSIP, WIIN Act, and WIFIA funding)
  
- The evaluation process has included:
  - Presentation of alternatives to the Finance Workgroup, workshop discussion, incorporation of comments
  - Presentation of summary recommendations to the General Managers
  - Presentation of alternatives to the joint meeting of the Finance Committee and O&E Committee
  
- Today's recommendation reflects this evaluation process

## Staff Recommendation

- Staff recommends the implementation of Bridge Financing after Service Agreement closing
  - “Bridging” from monthly design/construction expenditures (ranging from \$7 to \$25 million monthly) to date of WSIP/WIIN Act reimbursement and/or WIFIA Loan drawdown
  - Funding the 1 -2 month timing lag between outflows and reimbursements
  - Potentially funding a larger amount for a longer -term as part of an overall interest rate management strategy

## Bridge Financing After Service Agreement

- Funding cashflow needs during construction:
  - Monthly JPA expenditures plus design/development costs totaling between \$7.0 million – \$24.3 million per month
- Part of overall interest rate management strategy:
  - Bridge financing may provide an opportunity to lower overall interest cost
  - The WIFIA Loan will have a fixed rate, established at financial closing
  - To the extent short -term interest rates are lower than the WIFIA Loan rate, bridge financing provides an opportunity to lower overall borrowing cost
  - Bridge financing also provides a window for the JPA to potentially take advantage of the EPA's interest rate reduction policy, which can lower the fixed interest rate if debt markets improve between WIFIA Loan closing and first drawdown

## Bridge Financing Instrument and Security

- The bridge financing would be secured by the Service Agreement
  - Investment grade credit strength
  - Attractive to lenders
  - Potentially favorable short -term borrowing rate
  
- Bridge financing could be implemented using a variety of debt instruments including:
  - Bank loan / credit facility
  - Tax exempt commercial paper (TECP)
  - Bond anticipation notes (BANs)
  
- Developing a specific recommendation for the size and type of facility is a key next -step

## Implementation Timeframe

- Implementation Timeframe – 4 to 6 months
  - Facility terms / market solicitation 2 – 3 months
  - Award / documentation / closing 2 – 3 months
  - The above implementation timeframe would mean commencing implementation efforts in Spring 2023
  
- Implementation would proceed dual -track with:
  - Finalization of the Service Agreement
  - Processing of the WIFIA Loan
  
- The JPA's objective is approximately simultaneous closing of the Service Agreement, WIFIA Loan, and bridge loan (as well as the public benefits funding agreements)

## Bridge Financing Pros and Cons

### ■ Advantages

- Broadly accepted approach for WIFIA Loan recipients
- Solves cashflow timing needs during construction
- Provides opportunity to lower overall borrowing costs

### ■ Disadvantages

- JPA effort is required for implementation and ongoing administration
- Transaction costs may range from \$100,000 to \$250,000
- Does not provide “Pre-Service Agreement” funding, which will continue to rely on “pay-as-you-go” funding under the multi-party agreement structure

## Board Action(s)

- Staff Recommendation:
  - Direct staff to review bridge financing alternatives that would be available to the JPA after Service Agreement closing and bring resulting information back to the relevant committees and Board
  
- Potential future Board actions:
  - Staff will evaluate alternatives, recommend a specific facility type and size, and recommend a competitive procurement process
    - The Board will be asked to direct staff to proceed with the procurement
  - Staff will conduct the procurement and recommend one or more lenders and/or underwriters
    - The Board will be asked to approve staff's selection
  - Staff will negotiate and finalize loan documentation
    - The Board will be asked to approve definitive agreement(s)

**ITEM 3.3: STATE LEGISLATIVE OUTREACH AND ADVOCACY PLANNING**

**RESPONSIBLE/LEAD STAFF MEMBER:**

Taryn Ravazzini, Executive Director

**DISCUSSION:**

The Committee has previously discussed the desire to proceed with increasing the Authority’s outreach with the state, both with legislators and regulatory agencies. With the success of the Authority’s first trip to Washington, DC, in Fall 2022 for federal outreach, staff has been working on a tentative plan to conduct a group visit to Sacramento on March 22, 2023. The Outreach and Communications Committee discussed the benefits of this event at its January 25, 2023 meeting with the recommendation to allow for further discussion with the full Board. There are many milestones anticipated in 2023, including the overall target to reach the California Water Commission’s Final Funding Award under the Water Storage Investment Program, making this an important year to communicate the Project benefits with our state partners and legislators. Similar to the focus of the federal trip, the main objectives for consideration include introducing the Authority to state administration officials and legislators representing the Authority’s service area and strengthening support for ongoing and future state funding.

This agenda item is to allow Committee members to have a general discussion regarding the early planning phases of this outreach event and to provide staff with any feedback on activity objectives and key messaging.

**ALTERNATIVES:**

This item is presented for the Board’s discussion and any reasonable alternatives will be up for discussion.

**FISCAL ANALYSIS:**

Costs will depend on the alternatives selected. Total costs would likely range be in the \$2,000 to \$3,000 range.

**ENVIRONMENTAL REQUIREMENTS:**

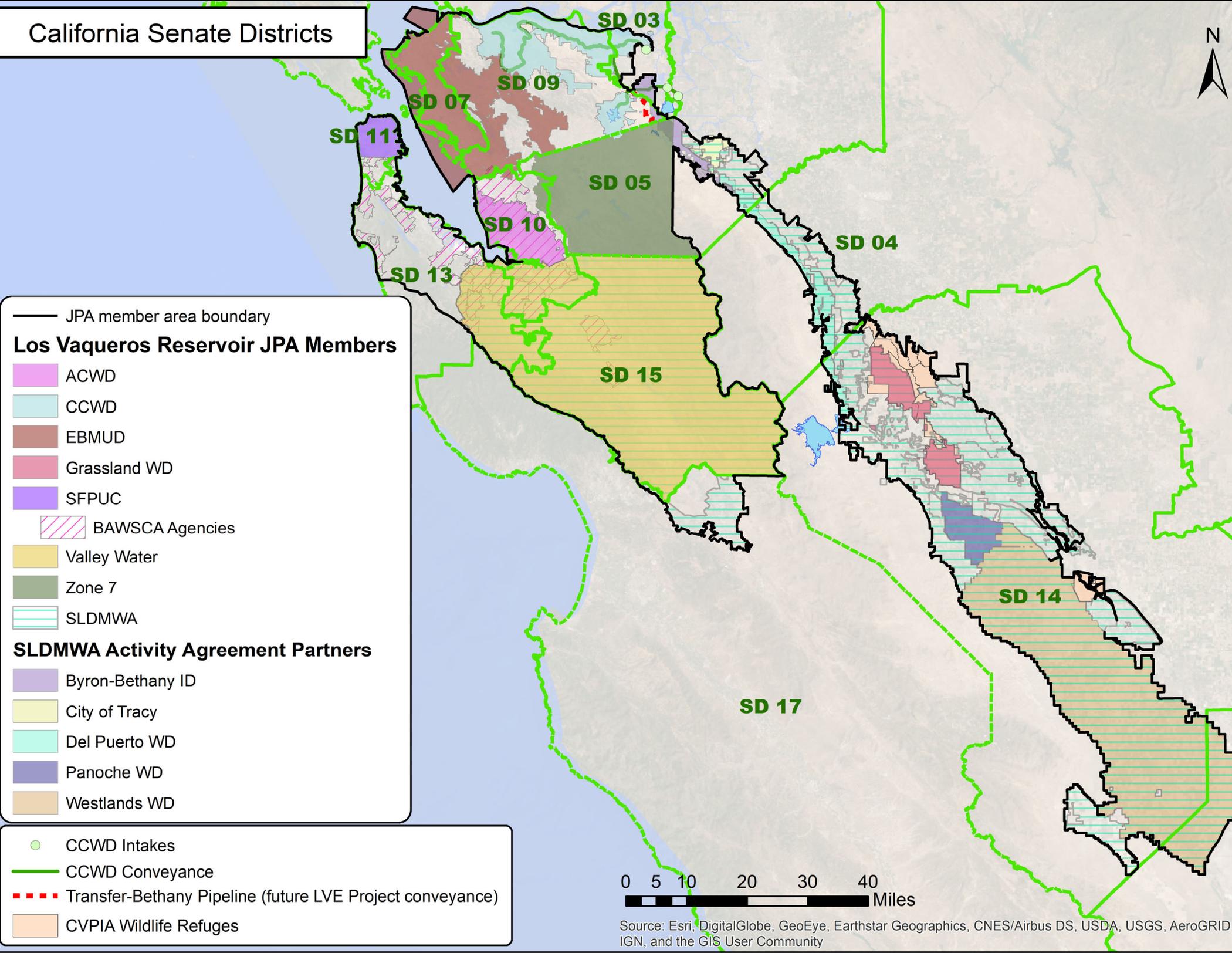
Not applicable

**EXHIBITS/ATTACHMENTS:**

- Delegation List, including Authority Member Legislative Advocates/Lobbyists
- Maps of Authority Service Area with overlay of Senate and Assembly Districts
- Fact Sheets used for Federal Outreach Trip: LVR JPA Overview Fact Sheet and LVR JPA Project Fact Sheet

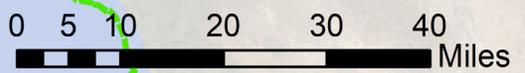


# California Senate Districts



- JPA member area boundary
- Los Vaqueros Reservoir JPA Members**
- ACWD
- CCWD
- EBMUD
- Grassland WD
- SFPUC
- BAWSCA Agencies
- Valley Water
- Zone 7
- SLDMWA
- SLDMWA Activity Agreement Partners**
- Byron-Bethany ID
- City of Tracy
- Del Puerto WD
- Panoche WD
- Westlands WD

- CCWD Intakes
- CCWD Conveyance
- - - Transfer-Bethany Pipeline (future LVE Project conveyance)
- CVPIA Wildlife Refuges



Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

# California Assembly Districts



— JPA member area boundary

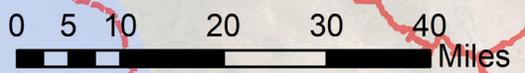
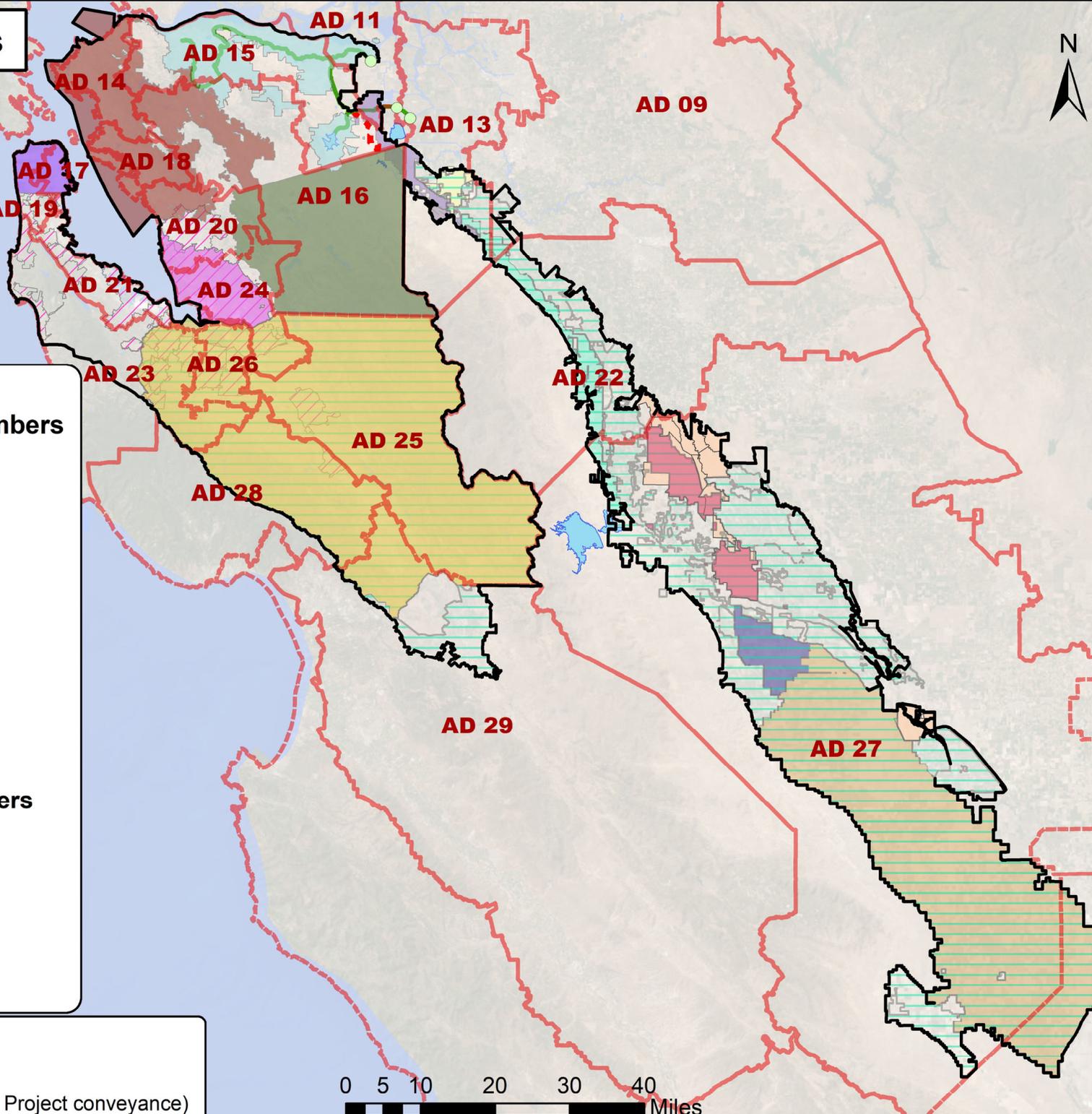
**Los Vaqueros Reservoir JPA Members**

- ACWD
- CCWD
- EBMUD
- Grassland WD
- SFPUC
- BAWSCA Agencies
- Valley Water
- Zone 7
- SLDMWA

**SLDMWA Activity Agreement Partners**

- Byron-Bethany ID
- City of Tracy
- Del Puerto WD
- Panoche WD
- Westlands WD

- CCWD Intakes
- CCWD Conveyance
- Transfer-Bethany Pipeline (future LVE Project conveyance)
- CVPIA Wildlife Refuges



Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

# LOS VAQUEROS RESERVOIR JOINT POWERS AUTHORITY

LEARN MORE AT [WWW.LOSVAQUEROSJPA.COM](http://WWW.LOSVAQUEROSJPA.COM)

LOS  
VAQUEROS  
RESERVOIR  
EXPANSION  
PROJECT



The joint exercise of powers agreement executed in October 2021 established a new public agency to provide for governance and administration of the Los Vaqueros Reservoir Expansion Project (Project).

The primary objectives of the Joint Powers Authority (JPA) are to:

- 1** Provide governance of the Project by the Members
- 2** Ensure sufficient stable funding for the Project and related administrative and support activities
- 3** Ensure costs are reasonable and cost allocations are equitable and transparent

## ABOUT THE LOS VAQUEROS RESERVOIR JPA

The JPA will:

- Endure throughout Project design, construction, operation, maintenance, repair, and replacement of water-related facilities
- Enter into contracts and agreements to further the Project
- Issue bonds and enter into loan agreements for the Local Agency Partner Cost-Share of the Project
- Deliver services to the JPA Members and receive payment from the JPA Members, creating a financial infrastructure for the Project

## LOS VAQUEROS RESERVOIR JPA MEMBERS

The following agencies are represented on the JPA.

- Alameda County Water District
- Contra Costa Water District, to include:
  - City of Brentwood\*
- East Bay Municipal Utility District
- Grassland Water District
- Santa Clara Valley Water District (Valley Water)
- San Francisco Public Utilities Commission, to include:
  - Bay Area Water Supply & Conservation Agency\*

- San Luis & Delta-Mendota Water Authority\*\*, consisting of:
  - Byron-Bethany Irrigation District
  - City of Tracy
  - Del Puerto Water District
  - Panoche Water District
  - Westlands Water District
- Zone 7 Water Agency (Alameda County Flood Control & Water Conservation District, Zone 7)
- Department of Water Resources (ex officio, non-voting pursuant to Water Code Section 79759(b))

\*The City of Brentwood and the Bay Area Water Supply & Conservation Agency are not signatory parties to the JPA. Rather, these parties contract for project benefits through their wholesale providers.

\*\*The number and list of San Luis & Delta-Mendota Water Authority-member agencies participating through San Luis & Delta-Mendota Water Authority may change.

# JPA BOARD MEMBERS

BOARD MEMBER	ALTERNATE	AGENCY
Paul Sethy, Treasurer	Jonathan Wunderlich	Alameda County Water District
Ernesto A. Avila	Antonio Martinez	Contra Costa Water District
John Coleman	Lesa McIntosh	East Bay Municipal Utility District
Ellen Wehr, Secretary	Ricardo Ortega	Grassland Water District
Dennis Herrera	Steve Ritchie	San Francisco Public Utilities Commission
Anthea G. Hansen, Vice Chair	Jose Gutierrez	San Luis & Delta-Mendota Water Authority
Gary Kremen	Linda J. LeZotte	Santa Clara Valley Water District
Angela Ramirez Holmes, Chair	Sandy Figuers	Zone 7 Water Agency

## JPA BOARD MEETINGS

JPA Board Meetings are held on the second Wednesday of each month beginning at 9:30 a.m. The JPA Board Meetings are open to the public in compliance with the Brown Act. The JPA also formed three Board Committees: Communications and Outreach, Finance, and Operations and Engineering.

View the JPA website for agendas and information about Board Meetings and Board Committee Meetings.

## JPA CONTACTS

### EXECUTIVE DIRECTOR

#### Taryn Ravazzini

Los Vaqueros Reservoir JPA  
1331 Concord Ave.  
Concord, CA 94520

travazzini@losvaquerosjpa.com  
415-350-5283

### GENERAL COUNSEL

#### James Ciampa

Lagerlof, LLP  
155 North Lake Ave., 11th FL  
Pasadena, CA 91101

jciampa@lagerlof.com  
626-793-9400

### BOARD CLERK

#### Rosemarie Perea

Los Vaqueros Reservoir JPA  
1331 Concord Ave.  
Concord, CA 94520

rperea@losvaquerosjpa.com  
626-683-7234

### GENERAL CONTACT INFORMATION

[www.losvaquerosjpa.com](http://www.losvaquerosjpa.com) | [info@losvaquerosjpa.com](mailto:info@losvaquerosjpa.com)

Learn more about the project at [www.ccwater.com/lvstudies](http://www.ccwater.com/lvstudies).

# LOS VAQUEROS RESERVOIR JOINT POWERS AUTHORITY

## LOS VAQUEROS RESERVOIR EXPANSION PROJECT



## PROJECT OBJECTIVES

- Develop water supplies for environmental water management
- Increase municipal and industrial water supply reliability
- Improve the quality of water deliveries

## PURPOSE

### WATER FOR WETLANDS



Reliable water supply for South of Delta wildlife refuges

### WATER FOR COMMUNITIES



Reliable water supply for 11 million Californians

### REGIONAL INTEGRATION



High potential for regional water system integration

### WATER QUALITY



Protection of delivered water quality

### RECREATION



Recreation facility enhancement

## JPA MEMBERS

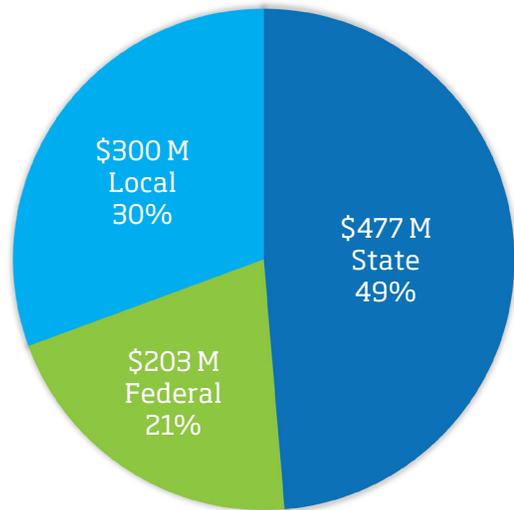
These agencies are members of the Los Vaqueros Reservoir Joint Powers Authority and seek to diversify their water supply portfolios against drought, emergencies, climate change and regulatory challenges.

- Los Vaqueros Reservoir
- 1 Alameda County Water District
- 2 Contra Costa Water District
  - City of Brentwood
- 3 East Bay Municipal Utility District
- 4 Grassland Water District
- 5 San Francisco Public Utilities Commission
  - Bay Area Water Supply & Conservation Agency
- 6 San Luis & Delta-Mendota Water Authority
  - Byron Bethany Irrigation District
  - City of Tracy
  - Del Puerto Water District
  - Panoche Water District
  - Westlands Water District
- 7 Santa Clara Valley Water District
- 8 Zone 7 Water Agency



# PROJECT FUNDING

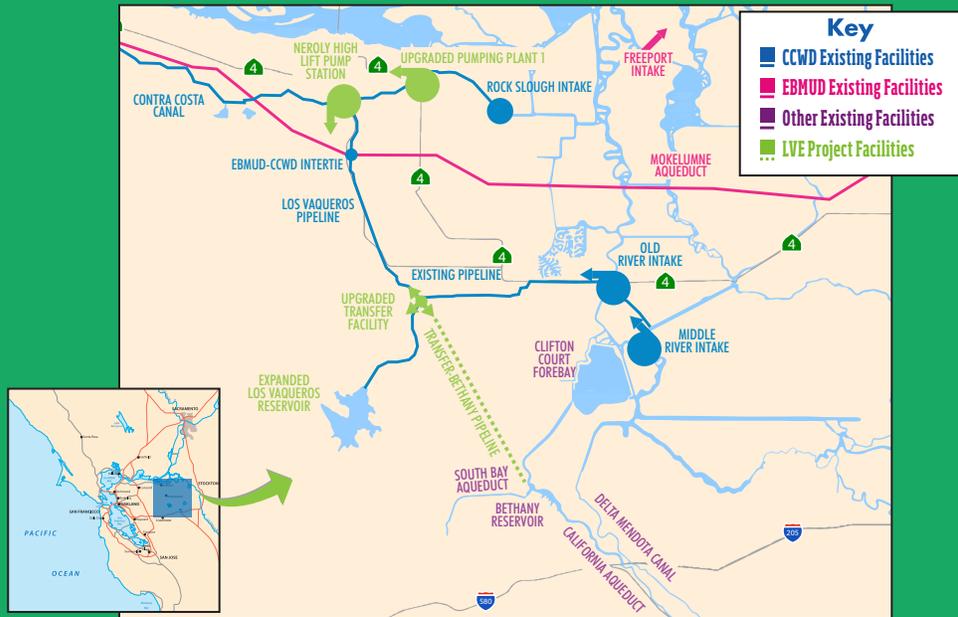
- Total development and construction cost ~\$980 M\* (2022 Dollars)
- State funding from California Water Commission
  - Total project development and construction costs escalated through the end of construction ~\$1.25 B
  - Supports public benefits, maximizing wildlife refuge benefits
- Local funding from partner agencies
  - JPA is seeking a WIFIA Loan
  - Supports regional reliability
- Federal funding from WIIN Act and Bipartisan Infrastructure Law funding has been authorized
  - Supports wildlife refuges



\*The source of the cost estimate is the WIFIA Loan Letter of Interest submitted to US EPA in September 2022.

# HOW IT WORKS

- 1 Water is pumped into the system from one of four existing Delta Intakes.
- 2 Once in the system, water is sent to an upgraded Transfer Facility pump station.
- 3 From CCWD's Transfer Facility, water can be delivered directly to local agency partners and wildlife refuges or pumped into an expanded Los Vaqueros Reservoir for later delivery.



# NEXT STEPS

The JPA is currently working with state and federal agencies, including wildlife refuge managers, to advance the project to construction.



**ITEM 3.4: AUTHORITY OPEN HOUSE AT ACWA SPRING CONFERENCE**

**RESPONSIBLE/LEAD STAFF MEMBER:**

Taryn Ravazzini, Executive Director

**DISCUSSION:**

The Association of California Water Agencies (ACWA) will hold its Spring Conference in Monterey, California, on May 9-11, 2023. Authority members have expressed an interest in hosting an open house at this major water industry event to offer information on the Project and the Joint Powers Authority. This item is to allow the Board to discuss the options for such an event and to direct staff to initiate planning for the event.

**ALTERNATIVES:**

None

**FISCAL ANALYSIS:**

Costs will be dependent on actions to be undertaken but would likely be in the \$2,000 to \$5,000 range.

**ENVIRONMENTAL REQUIREMENTS:**

Not applicable

**EXHIBITS/ATTACHMENTS:**

None

## **ITEM 4.2: EXECUTIVE DIRECTOR'S REPORT**

### **RESPONSIBLE/LEAD STAFF MEMBER:**

Taryn Ravazzini, Executive Director

### **SUMMARY:**

The following highlights a few key activities which occurred last month. Also included is a list of the Executive Director's contracts executed during January.

**Del Puerto Water District Board Meeting** – The ED was invited by Vice Chair Anthea Hansen to provide a Project update at the January 18 Board of Directors meeting of the Del Puerto Water District. This doubled as the ED's opportunity to meet the Board members for the first time.

**Mid-Pacific Users Water Users' Conference** – The 55<sup>th</sup> Annual Mid-Pacific Users Water Users Conference took place in Reno, Nevada on January 25-27. The ED was invited to present on a panel titled "Dammed if We Do; Damned if We Don't: A New Era of California Water Storage Projects" which included representatives of major surface water storage projects underway in California. This annual conference is attended by Managers, Directors, O&M Personnel, Consultants, and Government Agency Representatives from districts served by the United States Bureau of Reclamation facilities in California, Nevada, and Oregon.

**U.S. Bureau of Reclamation** - The ED met with Richard Welsh, Principal Deputy Regional Director with U.S. Bureau of Reclamation during the conference to continue coordinating on securing a Record of Decision with Mr. Welsh providing feedback on the status of the Governor's Strike Team meeting (see below). Mr. Welsh and the ED have initiated regular meetings to increase productive lines of communication. Additionally, in January, the Bureau replied to the Congressional Delegation letter sent last Fall in support of Phase 2 Los Vaqueros Reservoir Expansion Project. (See attached.) The ED has engaged the professional services of a federal governmental affairs firm in Washington, DC, to help support the JPA as we look to securing the ROD from the Bureau and the remainder of the Project's federal funding.

**California Water Commission (CWC) Water Storage Investment Program (WSIP)** – Close coordination continues between the JPA, CCWD, and the CWC to get the Project to the Final Funding Award.

**Governor's Strike Team** – The Strike Team, led by Secretary of Natural Resources Wade Crowfoot, met in January to discuss the status and progress of the Proposition 1 WSIP Projects, including LVE. This group consists mainly of Department Directors responsible for contracting for the administration of public benefits required under WSIP and is intended to address obstacles to the projects reaching their final funding award. The US Bureau of Reclamation has also been participating. The group may now be meeting more often than initially intended and the JPA remains responsive to CWC staff needs as they support the Strike Team.

**California Department of Fish and Wildlife (CDFW)** – JPA and CCWD staff continue to meet with CDFW on project permitting components as well as on the development of the template for the contract for public benefits. Numerous meetings took place in January. There is active engagement with the state agencies involved in WSIP and progress is being made on the template that will be the basis for the individual project contracts for public benefit.

WSIP Project Proponent Roundtable – The Roundtable met several times in January to continue coordination with the state agencies, particularly CWC and CDFW, to develop the contract template. The collaborative effort to communicate on behalf of the WSIP Projects has been very productive and helpful when engaging with the State.

**EXHIBITS/ATTACHMENTS:**

Response Letter from the US Bureau of Reclamation to the Congressional Delegation Letter supporting Phase 2 of the Los Vaqueros Reservoir Expansion Project

**Monthly List of JPA Contracts**

**January 2023**

<u>Contracts</u>	<u>Amount</u>	<u>Purpose</u>
Natural Resource Results	\$50,000	Strategic Governmental Relations
Total January 2023	\$50,000	



# United States Department of the Interior

BUREAU OF RECLAMATION  
Washington, DC 20240



INREPLYREFERTO:

The Honorable Mark DeSaulnier  
U.S. House of Representatives  
Washington, DC 20515

Dear Representative DeSaulnier:

Thank you for your letter of November 1, 2022, regarding Phase 2 of the Los Vaqueros Reservoir Expansion Project (Phase 2 Project). The Department of the Interior appreciates and shares your support for this important water expansion project in California's Bay Area. The Secretary has requested I respond on her behalf.

Since the 2020 determination of feasibility for the Phase 2 Project, the Bureau of Reclamation (Reclamation) has been working with the Contra Costa Water District (CCWD) and the Los Vaqueros Reservoir Joint Powers Authority (LV JPA) to update the operating criteria, refine anticipated federal benefits (wildlife refuges and operational flexibility), and to assess the overall anticipated federal investment level for the Phase 2 Project. The resolution of these items is necessary to determine Reclamation's level of involvement in the Phase 2 Project and Reclamation's Endangered Species Act (ESA) obligations related to the water-operations for the Delta water diversion necessary for the Phase 2 Project.

On April 9, 2021, Reclamation initiated formal consultation under Section 7 of the ESA with the U.S. Fish and Wildlife Service (Service) for the construction components of the Phase 2 Project. Since that time, Reclamation, CCWD, and the LV JPA have been working with the Service to incorporate refinements to the Phase 2 Project and to supplement the information required to complete the consultation. On July 26, 2022, Reclamation transmitted a revised biological assessment to the Service. Reclamation is currently working with the LV JPA to develop additional information requested by the Service in September 2022 to prepare a biological opinion for the construction of the Phase 2 Project. Reclamation transmitted the additional information to the Service in mid-December. The Service is placing high priority on this project and is reviewing the information to complete its analysis of the project.

Reclamation is committed to continued coordination with the LV JPA and advancement of the Phase 2 Project. Should you have questions or require further information, please contact California-Great Basin Regional Director Ernest Conant at 916-978-5000 or [econant@usbr.gov](mailto:econant@usbr.gov).

Sincerely,

 MARIACAMILLE  
TOUTON  
Date: 2023.01.04  
17:11:55 -05'00'

Camille Calimlim Touton  
Commissioner

Identical Letter Sent to:

The Honorable Alex Padilla  
United States Senate  
Washington, DC 20515

The Honorable Jim Costa  
U.S. House of Representatives  
Washington, DC 20515

The Honorable Doug LaMalfa  
Western Caucus Chairman  
U.S. House of Representatives  
Washington, DC 20515

The Honorable David Valadao  
U.S. House of Representatives  
Washington, DC 20515

The Honorable Jared Huffman  
U.S. House of Representatives  
Washington, DC 20515

The Honorable John Garamendi  
U.S. House of Representatives  
Washington, DC 20515

The Honorable Dianne Feinstein  
United States Senate  
Washington, DC 20515

The Honorable Josh Harder  
U.S. House of Representatives  
Washington, DC 20515

The Honorable Doris Matsui  
U.S. House of Representatives  
Washington, DC 20515

The Honorable Mike Thompson  
U.S. House of Representatives  
Washington, DC 20515

The Honorable Eris Swalwell  
U.S. House of Representatives  
Washington, DC 20515

The Honorable Anna G. Eshoo  
U.S. House of Representatives  
Washington, DC 20515

The Honorable Barbara Lee  
U.S. House of Representatives  
Washington, DC 20515

The Honorable Ro Khanna  
U.S. House of Representatives  
Washington, DC 20515

The Honorable Zoe Lofgren  
U.S. House of Representatives  
Washington, DC 20515

**ITEM 4.4: BOARD POLICY AND ACTION CALENDAR**

**RESPONSIBLE/LEAD STAFF MEMBER:**

Taryn Ravazzini, Executive Director

**DISCUSSION:**

The updated Board Policy and Action Calendar is provided for the Board's information, including Authority Board meeting items by month for the next six months. In addition, the overview graphic is included, organized by functional area to show potential discussion and action items for Authority Board and Committee meetings for the first six months of 2023.

**ALTERNATIVES:**

Not applicable

**FISCAL ANALYSIS:**

Not applicable

**ENVIRONMENTAL REQUIREMENTS:**

Not applicable

**EXHIBITS/ATTACHMENTS:**

6-Month Calendar and Outline of Board Policies and Actions

Overview Graphic of 2023 Draft Major Policy Calendar

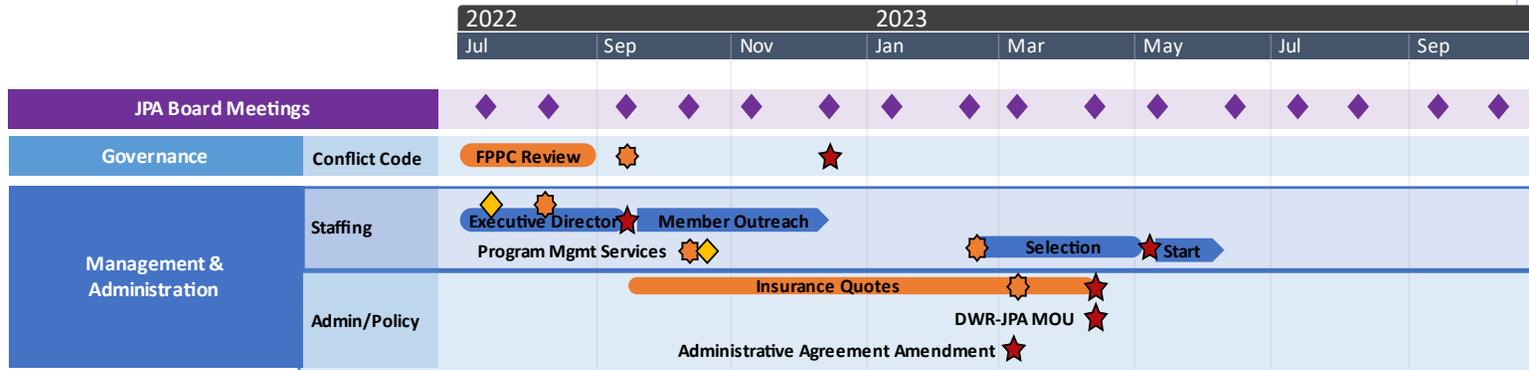
**LOS VAQUEROS RESERVOIR JOINT POWERS AUTHORITY  
6-MONTH CALENDAR AND OUTLINE OF BOARD POLICIES AND ACTIONS**

<b>6-Month Calendar</b>	
<b>Board Activities</b>	<b>Committee Activities</b>
<i>February 2023</i>	
2023 Communications Goals and Priorities [Action] Program Management Services RFP Approach [Discussion]	Draft CCWD Design and Construction Agreement Principles [Ad Hoc Committee]  Draft FY24 Budget [Finance Committee]  Multi-Party Amendment 5 [Finance Committee]  Bridge Funding [Joint Finance and O&E Committee – held 1/31/23]  Transfer Bethany Pipeline Design Status [O&E Committee]
<i>March 2023</i>	
Amendment to the Administrative Agreement [Action] Liability and Errors and Omissions Insurance [Discussion] Draft Contracts for Administration of Public Benefits [Discussion] FY 24 Budget [Discussion] Multi-Party Amendment 5 [Discussion]	Service Agreement Approach [Finance Committee]  CCWD Facilities Usage Agreement [O&E Committee]  Transfer Pipeline Inspection Results [O&E Committee]  Draft CCWD Design and Construction Agreement Principles [Ad Hoc Committee]
<i>April 2023</i>	
DWR-JPA MOU [Action] Liability and Errors and Omissions Insurance [Action]  Draft CCWD Facilities Usage Agreement [Discussion] CCWD Design and Construction Principles [Discussion]	FY 24 Budget [Finance Committee]  Multi-Party Amendment 5 [Finance Committee]  EBMUD Facilities Usage Agreement [O&E Committee]

<b>6-Month Calendar</b>	
<b>Board Activities</b>	<b>Committee Activities</b>
<i>May 2023</i>	
CCWD Facilities Usage Agreement [Action] CCWD Design and Construction Principles [Action] Program Management Agreement [Action]  Draft EBMUD Facilities Usage Agreement [Discussion] FY 24 Budget [Discussion] Multi-Party Amendment 5 [Discussion] Service Agreement Approach [Discussion]	FY 24 Budget [Finance Committee] Multi-Party Amendment 5 [Finance Committee]  WIFIA Application [Finance Committee] Bank Services [Finance Committee]  Program Schedule Update [O&E Committee]
<i>June 2023</i>	
FY 24 Budget [Action] Multi-Party Amendment 5 [Action] EBMUD Facilities Usage Agreement [Action] Bank Services [Discussion] WIFIA Application [Discussion] Contract for Administration of Public Benefits [Discussion]	WIFIA Application [Finance Committee]  CCWD Design and Construction Agreement [O&E Committee]
<i>July 2023</i>	
WIFIA Application [Action] Contract for Administration of Public Benefits [Action] Bank Services [Action] Service Agreement [Discussion]	Plan of Finance Update [Finance Committee]

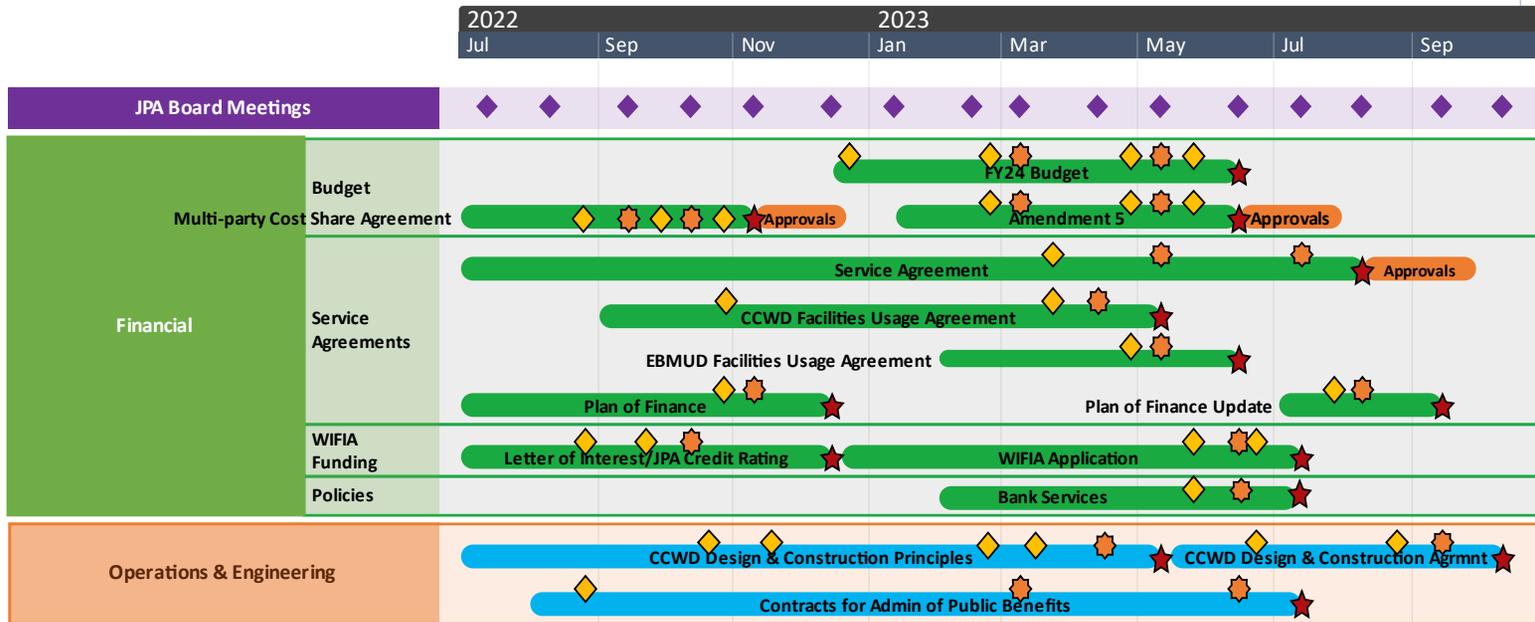
# Los Vaqueros Reservoir Joint Powers Authority Draft 2023 Major Policy Calendar *Dates Subject to Change*

CWC Award Hearing



# Los Vaqueros Reservoir Joint Powers Authority Draft 2023 Major Policy Calendar *Dates Subject to Change*

CWC Award Hearing



Future Agreements to Develop (Schedules TBD)

EBMUD Design & Construction Agreement, Conveyance Agreement(s) (e.g., SBA), O&M Agreements, CCWD Backstop Agreement