



**LOS VAQUEROS RESERVOIR JOINT POWERS AUTHORITY
AGENDA**

Meeting of the Board of Directors
January 8, 2025 – 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

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, Director, 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
Dennis Gambs, 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 December 11, 2024 Board of Directors Meeting**
- 1.2 Financial Report for the Period Ended November 30, 2024**

DISCUSSION ITEMS

- 2.1 Dissolution Work Plan Update**

ACTION ITEMS

- 3.1 Consider Adoption of Resolution No. 1-25-01 Terminating Joint Exercise of Powers Agreement, Dissolving the Authority and Directing Staff to Proceed with Actions Necessary to Dissolve the Authority**
- 3.2 Consider Cancellation of Authority's February 12, 2025 Board Meeting**

REPORTS

- 4.1 Directors**
- 4.2 Executive Director Report**
 - 4.2.1 Federal Relations Report**
- 4.3 General Counsel**

FUTURE AGENDA ITEMS REQUESTED BY THE BOARD

ADJOURNMENT

2025 AUTHORITY MEETING DATES

2025 Board of Directors Meetings (2nd Wednesday of the Month)

| | |
|-------------------|--------------------------------|
| January 8, 2025 | 9:30am |
| February 12, 2025 | 9:30am (Proposed Cancellation) |
| March 12, 2025 | 9:30am (Proposed Virtual) |
| April 9, 2025 | 9:30am (Proposed Virtual) |

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 DECEMBER 11, 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 December 11, 2024 Board of Directors meeting.

DISCUSSION:

The Clerk, General Counsel and Executive Director have prepared the attached draft minutes from the December 11, 2024 Board of Directors meeting.

ALTERNATIVES:

Any suggested revisions to the draft December 11, 2024 Board meeting minutes will be considered.

FISCAL ANALYSIS:

Not applicable.

ENVIRONMENTAL REQUIREMENTS:

Not applicable.

EXHIBITS/ATTACHMENTS:

- Draft minutes from December 11, 2024 Board of Directors meeting.



Regular Meeting of the
Board of Directors Held at:

**ZONE 7 WATER
AGENCY**

100 North Canyons Parkway, Livermore,
CA 94551

December 11, 2024 – 9:30 a.m.

Chair Anthea Hansen called the meeting to order at 9:30 a.m.

PLEDGE OF ALLEGIANCE – led by Chair Anthea Hansen

ROLL CALL OF DIRECTORS

Anthea Hansen, Chair, San Luis & Delta-Mendota Water Authority
Michael Tognolini, Vice Chair, East Bay Municipal Utility District
Paul Sethy, Treasurer, Alameda County Water District
Antonio Martinez, Director, Contra Costa Water District
Kathy Narum, Director, Zone 7 Water Agency (participated remotely)

ALTERNATE DIRECTORS

Jonathan Wunderlich, Alternate Director, Alameda County Water District
Patt Young, Alternate Director, Contra Costa Water District
*Ken Swanson, Alternate Director, Grassland Water District (participated remotely)
*Steve Ritchie, Alternate Director, San Francisco Public Utilities Commission
Richard Santos, Alternate Director, Santa Clara Valley Water District
Dennis Gambs, Alternate Director, Zone 7 Water Agency

ABSENT

Ricardo Ortega, Secretary, Grassland Water District
John Varela, Director, Santa Clara Valley Water District (participated as member of the public)
Dennis Herrera, Director, San Francisco Public Utilities Commission
Jose Gutierrez, Alternate Director, San Luis & Delta-Mendota Water Authority
Doug Linney, Alternate Director, East Bay Municipal Utility District

*Alternate Directors participated in place of their agency's Director

OTHERS PRESENT

Taryn Ravazzini, Executive Director
James Ciampa, Lagerlof, LLP, General Counsel
Chuck Gardner, Program Manager, Hallmark Group
Jessica Alwan, 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

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 November 13, 2024 Board of Directors Meeting

Upon motion by Alternate Director Santos, seconded by Vice Chair Tognolini, the November 13, 2024 Board of Directors' Meeting Minutes were approved by the following roll call vote:

AYES: Anthea Hansen, Chair, San Luis & Delta-Mendota Water Authority
Michael Tognolini, Vice Chair, East Bay Municipal Utility District
Paul Sethy, Treasurer, Alameda County Water District
Antonio Martinez, Director, Contra Costa Water District
Kathy Narum, Director, Zone 7 Water Agency
Ken Swanson, Alternate Director, Grassland Water District
Richard Santos, Alternate 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.

1.2 Financial Report Month Ended October 31, 2024

Upon motion by Director Martinez, seconded by Treasurer Sethy, the Financial Report for the month ending October 31, 2024 was approved by the following roll call vote:

AYES: Anthea Hansen, Chair, San Luis & Delta-Mendota Water Authority
Michael Tognolini, Vice Chair, East Bay Municipal Utility District

Paul Sethy, Treasurer, Alameda County Water District
Antonio Martinez, Director, Contra Costa Water District
Kathy Narum, Director, Zone 7 Water Agency
Ken Swanson, Alternate Director, Grassland Water District
Richard Santos, Alternate 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.

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

DISCUSSION ITEMS

2.1 Dissolution Work Plan

Executive Director Taryn Ravazzini and Program Manager Chuck Gardner reviewed the Authority's program-level activities. Mr. Gardner reviewed the contract authorization status and budget report. He stated the Authority remains under budget for the fiscal year, with October being \$680,378 under budget and with the year-to-date through October being under budget by \$2,040,651.

Ms. Ravazzini then reviewed the dissolution work plan staff had developed at the Board's direction. She stated the dissolution process will involve legal, financial and programmatic activities. Key milestones within the plan include Board adoption of the resolution to terminate the Authority, subsequent Member boards' ratification, CCWD submittal of accounting records and transfer of remaining funds, reimbursement of WIFIA loan application funds, Board approval of final accounting and closeout report, distribution of remaining funds and completion and Board approval of the Fiscal Year 2024 and 2025 audits. She mentioned some of the necessary work can be completed concurrently, while other tasks can only be completed once the Members' governing boards have completed ratification of the Authority Board's action to terminate the Authority.

Ms. Ravazzini reviewed that termination of the Authority's Joint Exercise of Powers Agreement must be approved by at least seventy-five percent (75%) of the Authority's Directors and then at least seventy-five percent (75%) of the Member Agencies, acting through their respective home boards of directors, must ratify the termination decision. After that ratification occurs and the termination date is established, Authority staff will proceed in filing Notice of Termination of the Authority with the California Secretary of State and notifying State Controller and applicable local agency formation commissions. Also, upon termination of the Authority, the Directors, Alternate Directors and applicable staff will need to file their Form 700 Leaving Office Statements within 30 days of termination. Authority staff is also in the process of determining the appropriate repository for retention of project documents.

With respect to financial activities, staff proposes to utilize the Client Trust Account at General Counsel Ciampa's law firm for post-termination expenses that will need to be paid. Other financial actions include preparing the final accounting and close out report, distributing funds to the Members, completing the Fiscal Year 2024 audit and Fiscal Year 2025 audit and closing the Authority's bank account. Also, the U.S. EPA has acknowledged it will refund the \$100,000 WIFIA loan application fee. That refund is expected to occur in January.

With respect to the Authority's insurance coverage, General Counsel Ciampa stated the insurer is willing to provide a one-month policy extension to May 1 if that is desired.

The process for distribution to the Members of remaining funds will include the preparation of a final accounting and closeout report that will be presented to the Board at its March 2025 meeting. However, the Board needs to provide direction to staff as to how to address that distribution, particularly with respect to in-kind service contributions that have been made. Ms. Ravazzini provided the following three options for allocating the remaining funds:

1. Cash: pro-rata distribution to the seven Members who contributed funds on a 1/7th per Member basis, excluding in-kind contributions.
2. Cash plus In-Kind: pro-rata distribution will include in-kind contributions.
3. Cash plus Portion of In-Kind: pro-rata distribution to include an agreed upon portion of in-kind contributions.

Ms. Ravazzini stated staff's recommendation is for Option 1, the all-cash distribution. Chair Hansen then asked for input from the Board. Director Martinez stated he favors Option 1. Vice Chair Tognolini asked about any difficulty with Option 2. Executive Director Ravazzini advised that not all Members have kept track of and reported their in-kind services. Alternate Directors Ritchie and Santos agree with proceeding with Option 1. Chair Hansen stated her Board voted unanimously in favor of Option 1. Chair Hansen noted it appears to be the consensus to proceed with Option 1. Vice Chair Tognolini asked about the magnitude of dollars to be distributed. Mr. Gardner advised that as of the end of October, CCWD has approximately \$8.3 million remaining and the Authority has approximately \$2.8 million on deposit, for a total of approximately \$11.1 million to be distributed to the Members.

Executive Director Ravazzini stated there is still information needed to finalize the distribution amount. The Authority has been working closely with CCWD, and updated projections will be available soon.

Vice Chair Tognolini suggested that in-kind services should be considered but he does not want to slow down the process and he understands the need to move expeditiously. He accepts moving forward with Option 1. Director Martinez agreed with Vice Chair Tognolini and supports Option 1.

Chair Hansen called for public comments in the room, on Zoom and from the Board. Director Narum noted she supports Option 1, as expediting the process is important. No other comments were received.

Ms. Ravazzini next discussed the future use of design work products. She stated preliminary analysis shows investments from Members at approximately \$13.9 million for the 100% design of the Los Vaqueros Reservoir Dam expansion, at approximately \$5.6 million of the 90% design of Pumping Plant 1 and at approximately \$5.1 million for the 30% design of the Transfer-Bethany Pipeline. Those amounts include CCWD labor and in-kind services. Ms. Ravazzini reviewed the possible alternatives staff has identified:

1. The Authority will have no role in the management or reimbursement for future use of facility design work product and Members may engage directly with the entity implementing the design regarding any potential ownership rights to that work product.
2. Pro-rata contributions and related provisions can be included in the resolution the Board will adopt to dissolve the Authority to codify future reimbursement.
3. A separate Termination Agreement could be developed through the Legal Work Group to identify how work product ownership may be reimbursed in connection with any future use. The Authority's role in such an agreement would be limited to facilitation of the initial discussions of such an agreement.

Chair Hansen asked for Board input. Director Martinez stated he is in favor of Option 2 but would like to see a limit of 10 years for any reimbursement. In response to a question posed by Chair Hansen, General Counsel Ciampa clarified that the figures previously discussed are not final numbers and the resolution could include those preliminary numbers with a proviso the figures would be adjusted once the amounts are finalized. Treasurer Sethy appreciated CCWD recognizing the Members' financial contributions for those design plans and concurred with Option 2. Alternate Director Ritchie agreed with Treasurer Sethy's comments and stated there should not be a time limit on the reimbursement for use of the plans. The Board reached consensus not to have a time limit on the reimbursement.

Chair Hansen called for public comments in the room, on Zoom and from the Board. None were received. Executive Director Ravazzini then clarified that the Board's direction is to move forward with the resolution language to include an acknowledgment of investment by Member agencies in the designing of key projects.

Treasurer Sethy asked whether an amendment could be made to the resolution. General Counsel Ciampa advised the resolution to be considered at the January 8 Board meeting would address the termination of the JPA Agreement and dissolution of the Authority and would address the issues discussed today. General Counsel Ciampa stated the Board could make changes to that resolution in its discussion at the January 8 Board meeting, prior to adopting the resolution. Those changes would be incorporated into the final version of the resolution that is adopted by the Board.

Executive Director Ravazzini noted the next steps to be taken are the drafting of the Resolution terminating the JPA Agreement, which requires at least a 75% vote (6 agencies), followed by actions by the Members' boards of directors to ratify the termination of the JPA Agreement. At least 75% of the Members' boards must ratify that action. Staff suggested not holding an Authority Board meeting in February to allow the Members' boards time to consider the ratification. The March 12, 2025 Board meeting will be conducted virtually and will include adoption of a resolution to approve the final accounting and closeout and to approve the Fiscal

Year 2024 audit. The April 9, 2025 Authority Board meeting will also be conducted virtually to approve the Fiscal Year 2025 audit and that will likely be the final Board meeting. Director Ritchie noted that although January 8 is a projected date, the Board should make itself available if issues make any special meetings necessary. The Board concurred in that schedule.

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

ACTION ITEM

ITEM 3.1: Consider Adoption of Resolution No. 12-24-01 Terminating All Board Committees and Directing Staff to Proceed with Actions Necessary to Dissolve the Authority

At the November 13, 2024 meeting, the Board requested staff to develop a work plan to dissolve the Authority, with the full Board to be involved in that process. That work plan was presented under Discussion Item 2.1. To reduce recurrent committee meeting cancellations and to focus on implementation of the proposed dissolution work plan, staff proposed adoption of a resolution to terminate the Authority's committees and to direct staff to proceed with activities related to the dissolution of the Authority. Resolution No. 12-24-01 is presented to the Board to accomplish those items.

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

Upon motion of Alternate Director Santos, seconded by Alternate Director Ritchie, Resolution No. 12-24-01 Terminating All Board Committees and Directing Staff to Proceed with Actions Necessary to Dissolve the Authority was unanimously adopted by the following roll call vote:

AYES: Anthea Hansen, Chair, San Luis & Delta-Mendota Water Authority
Michael Tognolini, Vice Chair, East Bay Municipal Utility District
Paul Sathy, Treasurer, Alameda County Water District
Antonio Martinez, Director, Contra Costa Water District
Kathy Narum, Director, Zone 7 Water Agency
Ken Swanson, Alternate Director, Grassland Water District
Richard Santos, Alternate 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.

REPORTS

4.1 Directors None.

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

Executive Director Ravazzini reported on her attendance at the ACWA Fall Conference, including the Federal Affairs Committee and Region 5 meetings. Treasurer Sethy stated he had a conversation at the conference with someone who informed him it is likely the Proposition 1 money that had been allocated to the Los Vaqueros Project will be allocated to other Proposition 1 projects.

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

4.3 General Counsel

General Counsel had no substantive report and wished everyone a Merry Christmas and happy holidays.

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

4.4 Committee Meeting Summaries

No Authority Committees convened in November 2024.

FUTURE AGENDA ITEMS REQUESTED BY THE BOARD

- Prepare the Resolution terminating the JPA Agreement and dissolving the Authority.

ADJOURNMENT

The meeting was adjourned at 10:57 a.m.

Anthea G. Hansen, Chair

ATTEST:

Taryn Ravazzini, Executive Director

ITEM 1.2: FINANCIAL REPORT FOR THE PERIOD ENDED NOVEMBER 30, 2024

RESPONSIBLE/LEAD STAFF MEMBER:

Jacqueline Harris, Program Controls Manager

RECOMMENDATION:

That the Authority's Board of Directors approve the attached Financial Report for the Period Ended November 30, 2024.

DISCUSSION:

Staff has prepared the Financial Report for the Period Ended November 30, 2024.

ALTERNATIVES:

For discussion purposes.

FISCAL ANALYSIS:

None.

ENVIRONMENTAL REQUIREMENTS:

Not applicable.

EXHIBITS/ATTACHMENTS:

- Financial Report for the Period Ended November 30, 2024

FINANCIAL REPORT

FOR THE PERIOD ENDED NOVEMBER 30, 2024



Finance Committee Members

Kathy Narum, Zone 7 (Chair)
 Paul Sethy, ACWD (Vice-Chair)
 John Varela, SCVWD
 Michael Tognolini, EBMUD

Upcoming Meeting Dates

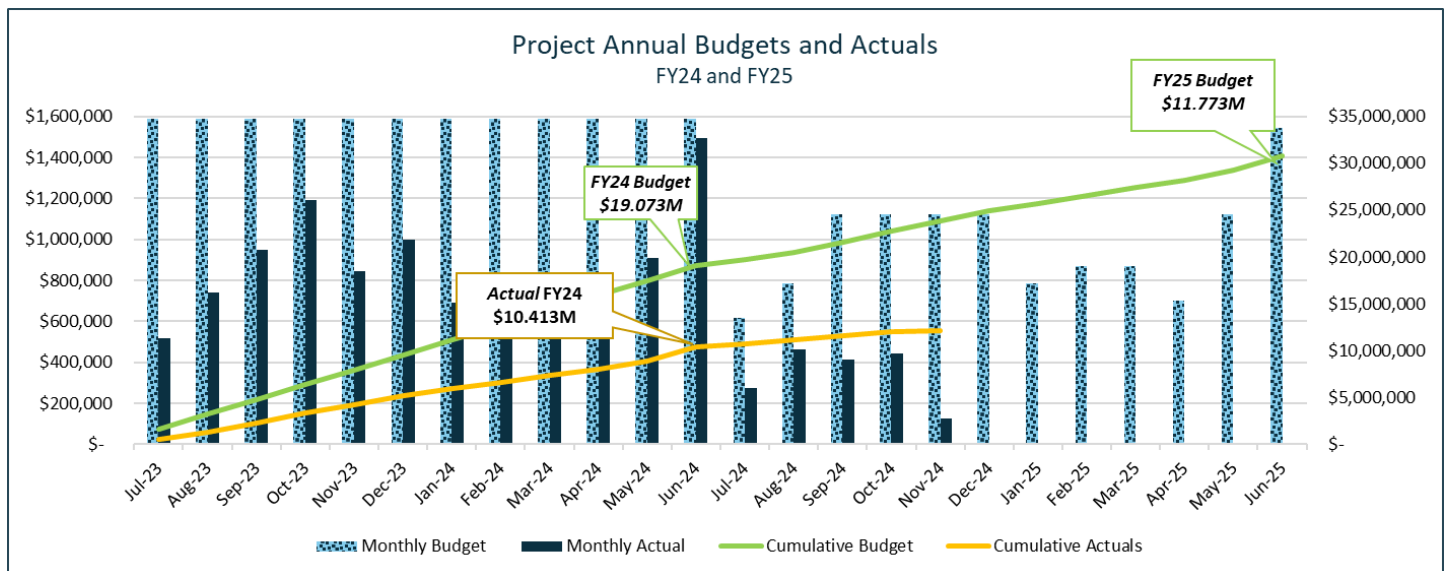
Future meetings have been canceled

Financial Outlook

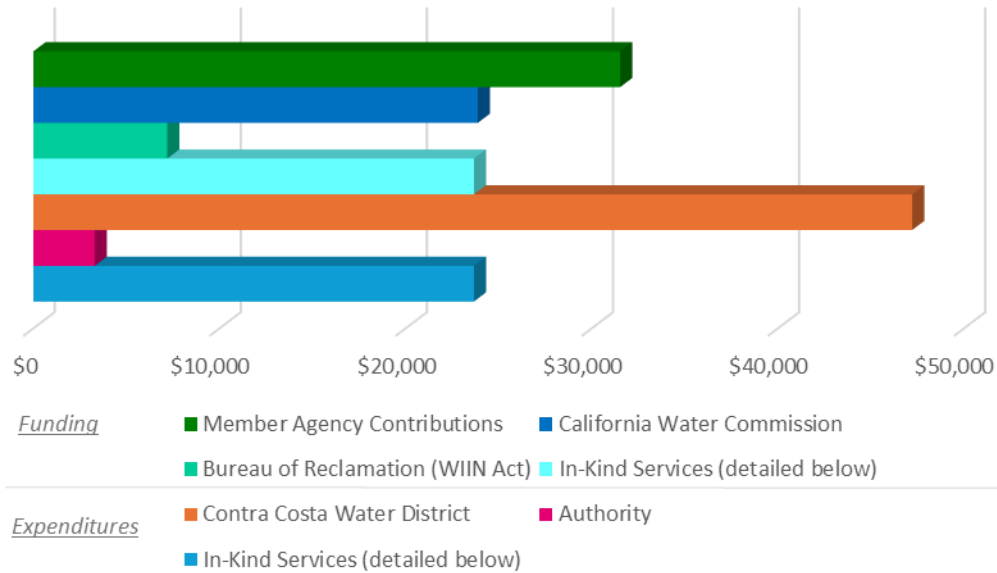
The FY24 audit is wrapping up and the draft report is expected to be received by December 23, 2024. Staff are developing the Management's Discussion and Analysis that will accompany the audit report. The Authority continues to report a positive budget variance through November 2024 totaling \$548,235. The Authority's cash balance on November 30, 2024, was \$2,666,903. The Project's cash balance was a combined total of \$11,466,114 (*includes CCWD's Fund 60 cash balance*).

At the December 11, 2024 Authority Board meeting, a resolution for terminating all Board committees and directing staff to proceed with actions necessary to dissolve the Authority was proposed and adopted. The Board reviewed staff's proposed process and timeline for dissolution including key milestones necessary to dissolve the Authority by April 2025. Key drivers to maintain the proposed schedule include Member Agency ratification, reconciliation and transfer of remaining funds from CCWD, reimbursement of EPA application fees, and a partial year final audit for FY25. The Board discussed the return of remaining funds to Member Agencies and determined that the basis of allocation for the remaining funds would be on a cash pro rata basis, excluding in-kind contributions. Adoption of a resolution to terminate the Authority is expected to occur at the January 2025 Board meeting.

Two-Year Project Budget Summary



Project Funding and Expenditures to Date (\$1,000s)



Project Financial Summary

Inception Through November 2024

| | Current Month | | Prior Month | | Net Change |
|--|---------------|-------------------|-------------|-------------------|----------------------|
| Cash on Hand (non-interest bearing) | | | | | |
| CCWD | \$ | 8,799,211 | \$ | 8,276,156 | \$ 523,055 |
| Authority | \$ | 2,666,903 | \$ | 2,780,070 | \$ (113,167) |
| Total | \$ | 11,466,114 | \$ | 11,056,226 | \$ 409,888 |
| Receivables | | | | | |
| California Water Commission (Retention) | \$ | - | \$ | - | \$ - |
| Bureau of Reclamation | \$ | - | \$ | 523,055 | \$ (523,055) |
| Total | \$ | - | \$ | 523,055 | \$ (523,055) |
| Project Funding-to-Date | | | | | |
| Member Agency Contributions | \$ | 31,525,842 | \$ | 31,525,842 | \$ - |
| California Water Commission | \$ | 23,877,916 | \$ | 23,877,916 | \$ - |
| Bureau of Reclamation (WIIN Act) | \$ | 7,189,818 | \$ | 6,666,763 | \$ 523,055 |
| In-Kind Services <i>(detailed below)</i> | \$ | 23,671,437 | \$ | 9,970,972 | \$ 13,700,465 |
| Total | \$ | 86,265,013 | \$ | 72,041,493 | \$ 14,223,520 |
| Project Expenditures-to-Date | | | | | |
| Contra Costa Water District | \$ | 47,215,549 | \$ | 47,203,431 | \$ 12,118 |
| Authority | \$ | 3,299,615 | \$ | 3,185,834 | \$ 113,781 |
| In-Kind Services <i>(detailed below)</i> | \$ | 23,671,437 | \$ | 9,970,972 | \$ 13,700,465 |
| Total | \$ | 74,186,601 | \$ | 60,360,237 | \$ 13,826,364 |

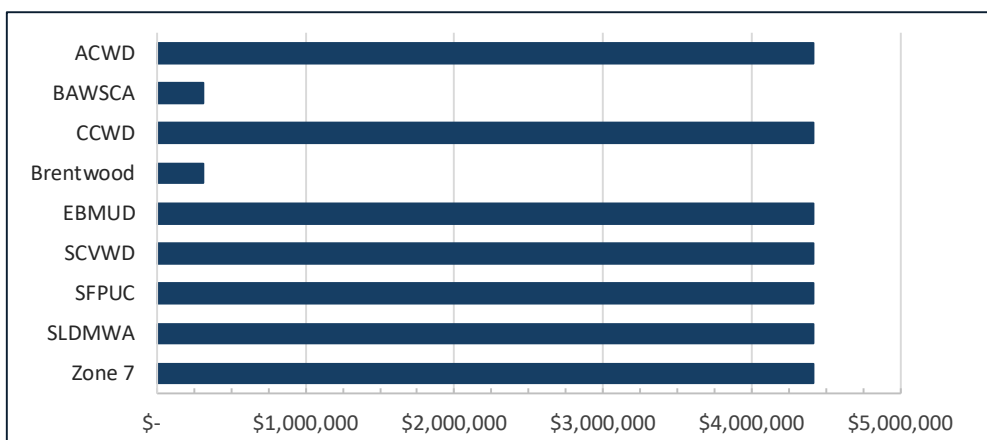
Note: Project Expenditures-to-Date are categorized by the agency incurring the cost. It is important to note that funding for those expenditures was substantially provided by Member Agencies as shown in Project Funding-to-Date.

Member Agency Cash and In-Kind Contributions

In-Kind Contributions and Expenditures has been adjusted as of November 30, 2024 to include in-kind services not previously requested from Member Agencies for the period April 2023 through June 2024. Most Member Agencies provided their in-kind reports, but it is important to note that not all Member Agencies choose to report their in-kind contributions to the Project. Of the \$13.7M increase reported this period (as noted in the Project Financial Summary above), \$12M was reported by the Bureau of Reclamation for the period October 2022 through June 2024 for work performed on the following tasks: weekly CCWD and California-Great Basin Region coordination, WIIN Act Partnership Agreement preparation, refined operations modeling, Endangered Species Act consultation coordination, National Historic Preservation Act coordination, water right change petition coordination, and review of performance reports for the Cooperative Agreement.

Member Agency Cash Contributions

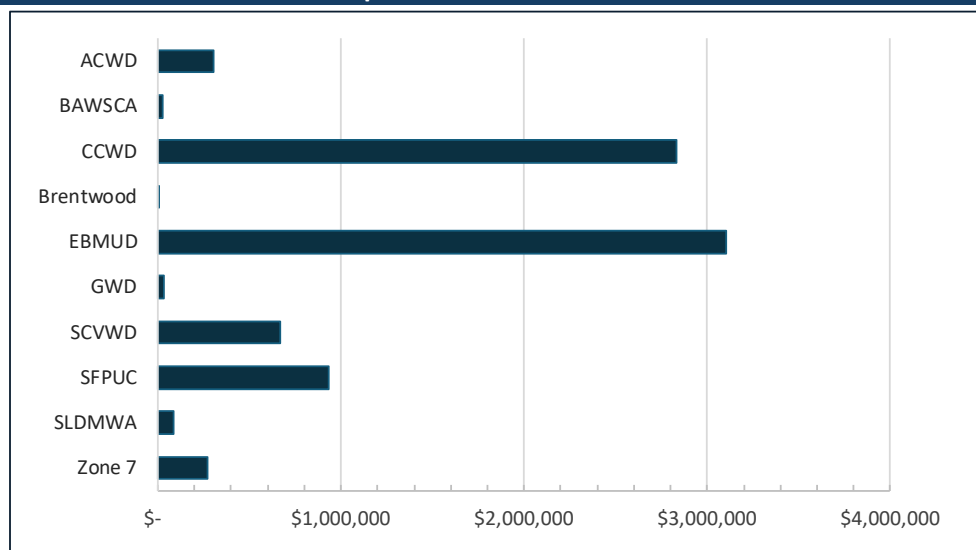
| | | |
|--------------------------------|-----------|-------------------|
| ACWD | \$ | 4,413,754 |
| BAWSCA ¹ | \$ | 314,782 |
| CCWD | \$ | 4,413,754 |
| City of Brentwood ² | \$ | 314,782 |
| EBMUD | \$ | 4,413,754 |
| SCVWD | \$ | 4,413,754 |
| SFPUC | \$ | 4,413,754 |
| SLDMWA ³ | \$ | 4,413,754 |
| Zone 7 | \$ | 4,413,754 |
| Total | \$ | 31,525,842 |



¹Bay Area Water Supply & Conservation Agency removed in MPA No. 3. ²City of Brentwood removed in MPA No. 2. ³Includes SLDMWA member agencies.

In-Kind Contributions and Expenditures

| | | |
|------------------------------------|-----------|-------------------|
| ACWD | \$ | 304,804 |
| BAWSCA ¹ | \$ | 27,433 |
| CCWD | \$ | 2,832,017 |
| City of Brentwood ² | \$ | 2,265 |
| EBMUD | \$ | 3,100,828 |
| GWD | \$ | 32,064 |
| SCVWD | \$ | 671,745 |
| SFPUC | \$ | 935,322 |
| SLDMWA ³ | \$ | 89,098 |
| Zone 7 | \$ | 273,849 |
| Member Agencies Subtotal | \$ | 8,269,425 |
| Bureau of Reclamation ⁴ | \$ | 15,402,012 |
| Total In-Kind | \$ | 23,671,437 |



¹Bay Area Water Supply & Conservation Agency removed in MPA No. 3. ²City of Brentwood removed in MPA No. 2. ³Includes SLDMWA member agencies.

⁴Excluded from graph to reduce distortion.

Los Vaqueros Reservoir JPA Financial Summary For the Five Months Ended November 30, 2024

Statement of Net Position

| | |
|--|---------------------|
| Current Assets | |
| Cash - J.P. Morgan Chase (<i>non-interest bearing</i>) | \$ 2,666,903 |
| Prepaid Insurance | \$ 25,736 |
| Total Assets | \$ 2,692,639 |
| Current Liabilities | |
| Accounts Payable | \$ 107,347 |
| Total Liabilities | \$ 107,347 |
| Net Position | |
| Unrestricted | \$ 2,585,292 |
| Total Net Position | \$ 2,585,292 |

Statement of Change in Net Position

| | Actual | Budget | Variance |
|---|---------------------|---------------------|---------------------|
| Revenue | | | |
| Member Agency Funding | \$ 1,555,000 | \$ 1,555,000 | \$ - |
| Total Revenue | \$ 1,555,000 | \$ 1,555,000 | \$ - |
| Operating Expenses | | | |
| Project Management | \$ 371,940 | \$ 675,750 | \$ (303,810) |
| Executive Director | \$ 169,278 | \$ 202,500 | \$ (33,222) |
| Financial Consulting | \$ 44,198 | \$ 68,600 | \$ (24,402) |
| Legal (<i>General and Bond Counsel</i>) | \$ 67,479 | \$ 143,250 | \$ (75,771) |
| External Affairs/Agency Support | \$ 60,000 | \$ 52,000 | \$ 8,000 |
| Travel and Administrative Expenses | \$ 12,507 | \$ 25,000 | \$ (12,493) |
| Administration (<i>Board Clerk</i>) | \$ 6,463 | \$ 13,000 | \$ (6,537) |
| Insurance | \$ 32,170 | \$ 32,170 | \$ - |
| Contingency | \$ - | \$ 100,000 | \$ (100,000) |
| Total Operating Expenses | \$ 764,035 | \$ 1,312,270 | \$ (548,235) |
| Change in Net Position | \$ 790,965 | \$ 242,730 | \$ 548,235 |

LOS VAQUEROS RESERVOIR JOINT POWERS AUTHORITY FY25 Quarterly Projected Cash Flow

| | End of FY24 | FY25 - Q1 Jul - Sep | FY25 - Q2 Oct - Dec | FY25 - Q3 Jan - Mar | FY25 - Q4 Apr - Jun | Total Cash Sources and Uses |
|---|---------------------|------------------------|------------------------|------------------------|------------------------|--------------------------------|
| BEGINNING CASH BALANCE | \$ 1,875,167 | \$ 1,875,167 | \$ 2,938,238 | \$ 2,592,386 | \$ 2,167,986 | |
| CASH SOURCES | | | | | | |
| Contingency Funding (from CCWD) | | 1,555,000 | - | - | - | \$ 1,555,000 |
| TOTAL CASH SOURCES | | 1,555,000 | - | - | - | \$ 1,555,000 |
| TOTAL CASH AVAILABLE | \$ 1,875,167 | \$ 3,430,167 | \$ 2,938,238 | \$ 2,592,386 | \$ 2,167,986 | |
| CASH USES | | | | | | |
| Authority and Project Management | | 353,108 | 251,360 | 330,000 | 200,000 | \$ 1,134,468 |
| Administration and Insurance | | 4,447 | 4,212 | 3,200 | 2,000 | \$ 13,859 |
| Financial and Accounting | | 37,222 | 21,852 | 10,200 | 200 | \$ 69,473 |
| External Affairs/Agency Negotiation Support | | 35,284 | 30,000 | 30,000 | 20,000 | \$ 115,284 |
| Legal - General and Bond Counsel | | 51,643 | 33,738 | 45,000 | 30,000 | \$ 160,380 |
| Contingency | | 4,716 | - | - | - | \$ 4,716 |
| Other Direct Costs and Reimbursements | | 5,510 | 4,691 | 6,000 | 4,000 | \$ 20,201 |
| TOTAL CASH USES | | \$ 491,930 | \$ 345,851 | \$ 424,400 | \$ 256,200 | \$ 1,518,381 |
| ENDING CASH BALANCE | \$ 1,875,167 | \$ 2,938,238 | \$ 2,592,386 | \$ 2,167,986 | \$ 1,911,786 | |

State and Federal Funding – CCWD is in the Process of Terminating Funding Agreements

| Source | Program | Pre-Construction Funding | Construction Funding | Total Funding |
|--|---|--------------------------|-----------------------|-----------------------|
| California Water Commission | Water Storage Investment Program (WSIP) | \$ 23,877,917 | \$ 453,680,426 | \$ 477,558,343 |
| Bureau of Reclamation | Bipartisan Infrastructure Law (BIL) | \$ 10,000,000 | \$ 82,000,000 | \$ 92,000,000 |
| Bureau of Reclamation | Water Infrastructure Improvements for the Nation Act (WIIN Act) | \$ 7,845,000 | \$ 72,100,000 | \$ 79,945,000 |
| Total State and Federal Funding | | \$ 41,722,917 | \$ 607,780,426 | \$ 649,503,343 |

State Funding – CCWD is in the process of terminating State Funding Agreements

The project was awarded State funding under the Water Storage Investment Program and received an adjusted Maximum Conditional Eligibility Determination (MCED) of \$477,558,343 from the California Water Commission (CWC) on March 16, 2022. This amount reflects an additional inflation adjustment of 1.5% and an increase of over \$7M from the previous award.

An Early Funding Agreement with CWC provides for a 50% cost share of eligible project costs during pre-construction (maximum early funding was 5% of the MCED, or \$23,877,917). An amendment was executed in November 2022 that extended the agreement through December 31, 2023, and added additional early funding of \$927,917 to the total award amount for an inflation adjustment (which is included in the total program funding above). This agreement is complete and was fully billed as of December 31, 2023. CCWD is continuing work on project completion reports and other close-out tasks required by the agreement.

Federal Funding – CCWD is in the process of terminating Federal Funding Agreements

Bipartisan Infrastructure Law (BIL)

In October 2022, \$82M was appropriated to the Project in the Bipartisan Infrastructure Law (BIL) FY22 Spend Plan. In July 2023, the Bureau of Reclamation announced an additional appropriation of \$10M to the Project increasing Federal funding under the Bipartisan Infrastructure Law to a total of \$92M.

Water Infrastructure Improvements for the Nation Act (WIIN Act)

The Project has received Federal funding appropriations from the WIIN Act totaling \$79.945M. In FY21 the Project received appropriations of \$7.845M for pre-construction activities and \$4.1M for construction. In FY22 an additional \$50M was appropriated for construction activities and in FY23 the project was appropriated an additional \$18M for construction activities.

Accessing Federal Funds

Federal appropriations for Project pre-construction and construction under both BIL and WIIN Act total \$174M (which includes \$2.2M for feasibility including environmental compliance). For the Project to access these funds an agreement with the Bureau of Reclamation is required.

CCWD entered into an Assistance Agreement with the Bureau of Reclamation for pre-construction activities totaling \$30M, of which approximately \$7.2M (24%) is available to reimburse pre-construction costs. This Agreement utilizes funding from the WIIN Act pre-construction appropriations from FY21. The Agreement was set to expire December 31, 2023, but was recently extended to December 31, 2024. As of November 13, 2024, the \$7.2M for pre-construction funding was invoiced and received (including retention).

DISCUSSION ITEMS

ITEM 2.1: DISSOLUTION WORK PLAN UPDATE

RESPONSIBLE/LEAD STAFF MEMBER:

Taryn Ravazzini, Executive Director
Chuck Gardner, Program Manager

DISCUSSION:

Taryn Ravazzini, Executive Director, and 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 and budget.

Activities of the dissolution process are delineated by Board, Legal, Financial, and Programmatic activities. Key milestones within the plan include Board adoption of the resolution to terminate the Authority, subsequent member ratification, CCWD submittal of accounting records and transfer of remaining funds, reimbursement of WIFIA loan application fee, Board approval of final accounting and closeout report, distribution of remaining funds, and completion of the FY25 audit.

Of note, the effective date of the JPA Termination has been moved to occur after the final Board meeting to allow for remaining activities and actions to be made under Board authority. Relevant noticing related to this milestone have also been moved and have no substantive impact on the overall schedule. Additionally, the JPA has not yet received a final accounting of CCWD remaining cash and closeout report. This task has been moved out until January 17, 2025 and is the final date for receipt of this information before a potential delay will impact anticipated Board approvals as presented in the Dissolution Work Plan.

ALTERNATIVES:

For discussion purposes.

FISCAL ANALYSIS:

None.

ENVIRONMENTAL REQUIREMENTS:

Not applicable.

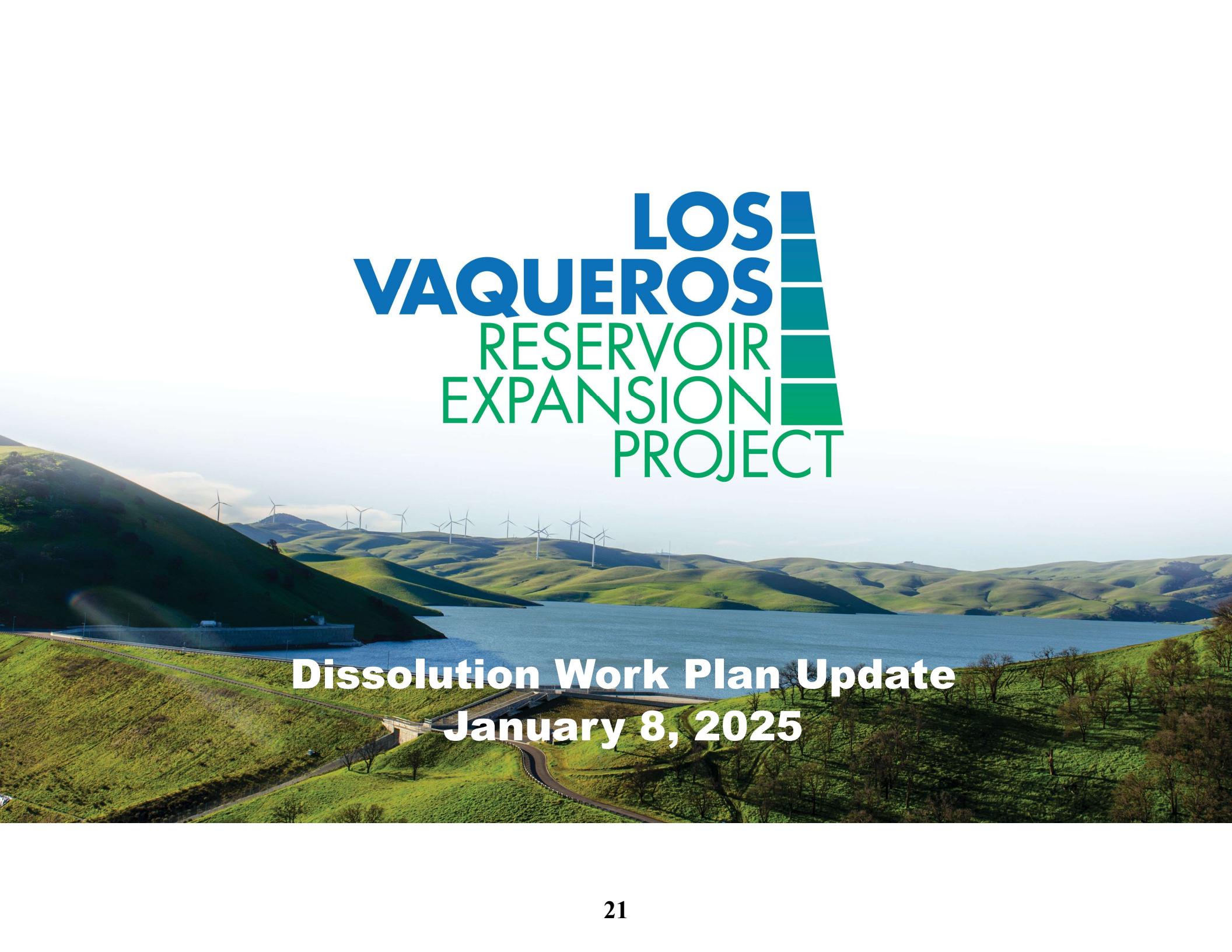
EXHIBITS/ATTACHMENTS:

- Dissolution Work Plan Presentation
- Authority Dissolution Work Plan Schedule Update



LOS VAQUEROS RESERVOIR EXPANSION PROJECT

The logo features the project name in a bold, sans-serif font. 'LOS' and 'VAQUEROS' are in blue, while 'RESERVOIR', 'EXPANSION', and 'PROJECT' are in green. To the right of the text is a graphic element consisting of five horizontal bars of increasing height, colored in a gradient from blue at the top to green at the bottom, resembling a stylized dam or a series of steps.



**Dissolution Work Plan Update
January 8, 2025**

The background of the slide is a scenic photograph of the Los Vaqueros Reservoir. The reservoir is a large body of blue water, surrounded by rolling green hills. In the distance, a line of white wind turbines is visible on the hills. In the foreground, a concrete dam structure is partially visible, with a road leading up to it. The sky is a pale blue with some light clouds.

Overview

1. Authority Contract Authorizations
2. Budget
3. Dissolution Work Plan Updates
4. Next Steps

Authority Contract Authorizations

Active Contracts and Progress Billings November 2024



| Contractor/Consultant/Vendor | Primary Responsibility | Contract Term (for Current Maximum Contract Value/NTE Only) | Maximum Contract Value/NTE | Billed Through November 2024 | Remaining Contract Value | % Term Expired | % Billed |
|----------------------------------|-------------------------------|---|----------------------------------|---------------------------------|-----------------------------|-------------------|----------|
| CalMutuals - JPRIMA ¹ | JPA Insurance Policy | 04/01/2024 - 04/01/2025 | \$ 85,030 | \$ 85,030 | \$ - | 100% | 100% |
| Clean Energy Capital - CEC | Finance/Credit Support | 07/01/2024 - 06/30/2025 | \$ 124,800 | \$ 35,804 | \$ 88,996 | 42% | 29% |
| Eide Bailly, LLP | Accounting Services | 07/01/2024 - 06/30/2025 | \$ 24,000 | \$ 4,544 | \$ 19,456 | 42% | 19% |
| Hallmark Group | Project Management/Controls | 07/01/2024 - 06/30/2025 | \$ 1,621,820 | \$ 375,196 | \$ 1,246,624 | 42% | 23% |
| J Comm, Inc. ² | Project Video/CWC Requirement | 08/16/2023 - 01/31/2025 | \$ 27,000 | \$ 26,716 | \$ 284 | 89% | 99% |
| Lagerlof, LLP ³ | Legal - General Counsel | 07/01/2024 - 06/30/2025 | \$ 304,800 | \$ 67,479 | \$ 237,321 | 42% | 22% |
| Natural Resource Results, LLC | Federal Relations | 07/01/2024 - 06/30/2025 | \$ 124,800 | \$ 50,000 | \$ 74,800 | 42% | 40% |
| Regional Government Services | Board Clerk/Administration | 07/01/2024 - 06/30/2025 | \$ 31,200 | \$ 6,462 | \$ 24,738 | 42% | 21% |
| 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 | \$ 919,460 | \$ 350,760 | 79% | 72% |
| C.J. Brown & Company CPAs | Authority Financial Audit | 07/01/2024 - 06/30/2025 | \$ 6,250 | \$ 3,850 | \$ 2,400 | 63% | 62% |
| Stradling Yocca Carlson & Rauth | Legal - Bond Counsel | 10/24/2023 - 06/30/2025 | \$ 225,000 | \$ 17,830 | \$ 207,170 | 65% | 8% |

¹ Payment in full required on policy renewal date.

² J Comm contract additional scope of work added in September 2024; work completed.

³ Legal services "contract value" is estimated for FY25 and is not an actual contract value or NTE.

Authority FY25 Budget Report

November 2024

| Budget Cost Category | FY25 Budget | Current Month Budget | Current Month Actual | Current Month Budget Variance | Projected Budget FYTD* | Actual Costs FYTD | FYTD Budget Variance Over/(Under) |
|--|----------------------|----------------------|----------------------|-------------------------------|------------------------|---------------------|-----------------------------------|
| Authority Services ¹ | | | | | | | |
| Authority and Project Management | \$ 2,167,800 | \$ 180,650 | \$ 80,511 | \$ (100,139) | \$ 903,250 | \$ 551,190 | \$ (352,060) |
| Administration and Insurance | \$ 116,200 | \$ 9,034 | \$ 8,117 | \$ (917) | \$ 45,170 | \$ 38,890 | \$ (6,280) |
| Financial and Accounting | \$ 365,400 | \$ 12,400 | \$ 6,659 | \$ (5,741) | \$ 68,600 | \$ 44,765 | \$ (23,835) |
| External Affairs/Agency Negotiation Support | \$ 124,800 | \$ 10,400 | \$ 10,000 | \$ (400) | \$ 52,000 | \$ 60,000 | \$ 8,000 |
| Legal (General and Bond Counsel) | \$ 343,800 | \$ 28,650 | \$ 8,495 | \$ (20,155) | \$ 143,250 | \$ 69,191 | \$ (74,059) |
| Contingency | \$ 240,000 | \$ 20,000 | \$ - | \$ (20,000) | \$ 100,000 | \$ - | \$ (100,000) |
| Total Authority Services | \$ 3,358,000 | \$ 261,134 | \$ 113,781 | \$ (147,353) | \$ 1,312,270 | \$ 764,035 | \$ (548,235) |
| CCWD Services ² | | | | | | | |
| Dam Expansion | \$ 91,000 | \$ 14,560 | \$ - | \$ (14,560) | \$ 61,880 | \$ 7,683 | \$ (54,197) |
| Transfer Bethany Pipeline | \$ 1,272,700 | \$ 127,270 | \$ - | \$ (127,270) | \$ 509,080 | \$ 54,217 | \$ (454,863) |
| Pumping Plant No. 1 | \$ 91,000 | \$ 14,560 | \$ - | \$ (14,560) | \$ 61,880 | \$ 87,225 | \$ 25,345 |
| Backstop Plan Development | \$ 91,000 | \$ 14,560 | \$ - | \$ (14,560) | \$ 61,880 | \$ 31,758 | \$ (30,122) |
| Project Management (GEI) & PMIS System | \$ 1,090,800 | \$ 109,080 | \$ 2,251 | \$ (106,829) | \$ 436,320 | \$ 155,392 | \$ (280,928) |
| Environmental Planning, Modeling, & Permitting | \$ 1,741,000 | \$ 174,100 | \$ - | \$ (174,100) | \$ 696,400 | \$ 125,587 | \$ (570,813) |
| Legal | \$ 454,500 | \$ 45,450 | \$ - | \$ (45,450) | \$ 181,800 | \$ 37,205 | \$ (144,595) |
| Contingency | \$ 483,000 | \$ 48,300 | \$ - | \$ (48,300) | \$ 193,200 | \$ - | \$ (193,200) |
| Total CCWD Services | \$ 5,315,000 | \$ 547,880 | \$ 2,251 | \$ (545,629) | \$ 2,202,440 | \$ 499,066 | \$ (1,703,374) |
| CCWD Labor ² | | | | | | | |
| Implementation (not facility specific) | \$ 1,900,000 | \$ 190,000 | \$ 8,714 | \$ (181,286) | \$ 760,000 | \$ 247,707 | \$ (512,293) |
| Dam Expansion | \$ 400,000 | \$ 40,000 | \$ 242 | \$ (39,758) | \$ 160,000 | \$ 48,324 | \$ (111,676) |
| Transfer Bethany Pipeline | \$ 500,000 | \$ 50,000 | \$ 325 | \$ (49,675) | \$ 200,000 | \$ 90,567 | \$ (109,433) |
| Pumping Plant No. 1 | \$ 300,000 | \$ 30,000 | \$ 586 | \$ (29,414) | \$ 120,000 | \$ 71,244 | \$ (48,756) |
| Total CCWD Labor | \$ 3,100,000 | \$ 310,000 | \$ 9,866 | \$ (300,134) | \$ 1,240,000 | \$ 457,842 | \$ (782,158) |
| Total CCWD | \$ 8,415,000 | \$ 857,880 | \$ 12,117 | \$ (845,763) | \$ 3,442,440 | \$ 956,908 | \$ (2,485,532) |
| Total | \$ 11,773,000 | \$ 1,119,014 | \$ 125,898 | \$ (993,116) | \$ 4,754,710 | \$ 1,720,944 | \$ (3,033,766) |

***Budget To Date Projection Methodology**

¹ Authority Services - The Authority operates on a full accrual basis of accounting; budget to date is based on a straight-line 12-month allocation of the FY25 budget.

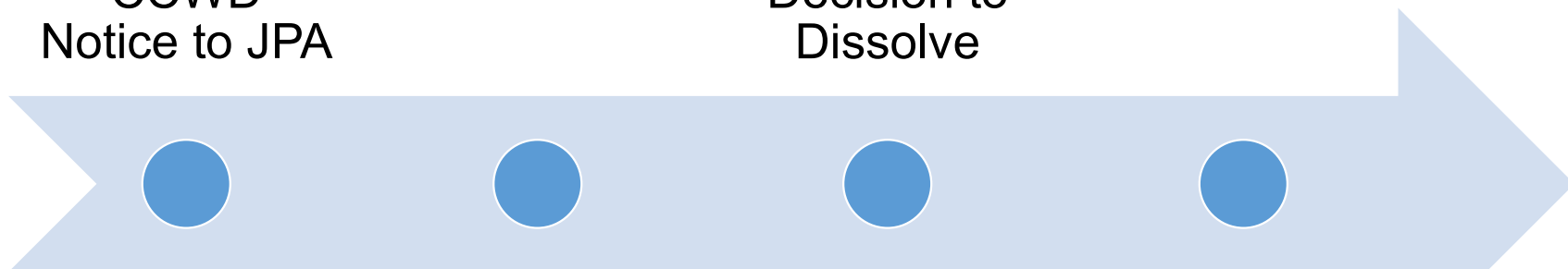
² CCWD Services and Labor - Budget to date is based on a projection of expected costs assuming an average 60 day lead time for CCWD to receive and process services invoices and a modified accrual of monthly labor costs. CCWD does not operate on an strict accrual basis, but rather a modified cash basis of accounting. Staff utilized this information and analyzed CCWD's prior fiscal year costs month over month to develop a reasonable methodology of projecting their monthly budget spending for FY25.

Dissolution Process



**LVR JPA
Meeting:**
CCWD
Notice to JPA

**Member
Home Board
Meeting:**
Ratify JPA
Decision to
Dissolve



**LVR JPA
Meeting:**
Membership
Vote to
Dissolve

**LVR JPA &
CCWD Staff:**
Dissolution
Activities

December Activities

- ✓ Resolution Development
- ✓ CCWD Accounting Reconciliation Support
- ✓ Consultant Agreement Stop-Work Noticing
- ✓ Notice of Insurance Non-Renewal
(note: option for short term policy, if delayed)
- ✓ ACWA Cancellation
- ✓ Receipt of Draft Audit
- ✓ Draft MD&A Developed



Key Drivers of Dissolution Schedule

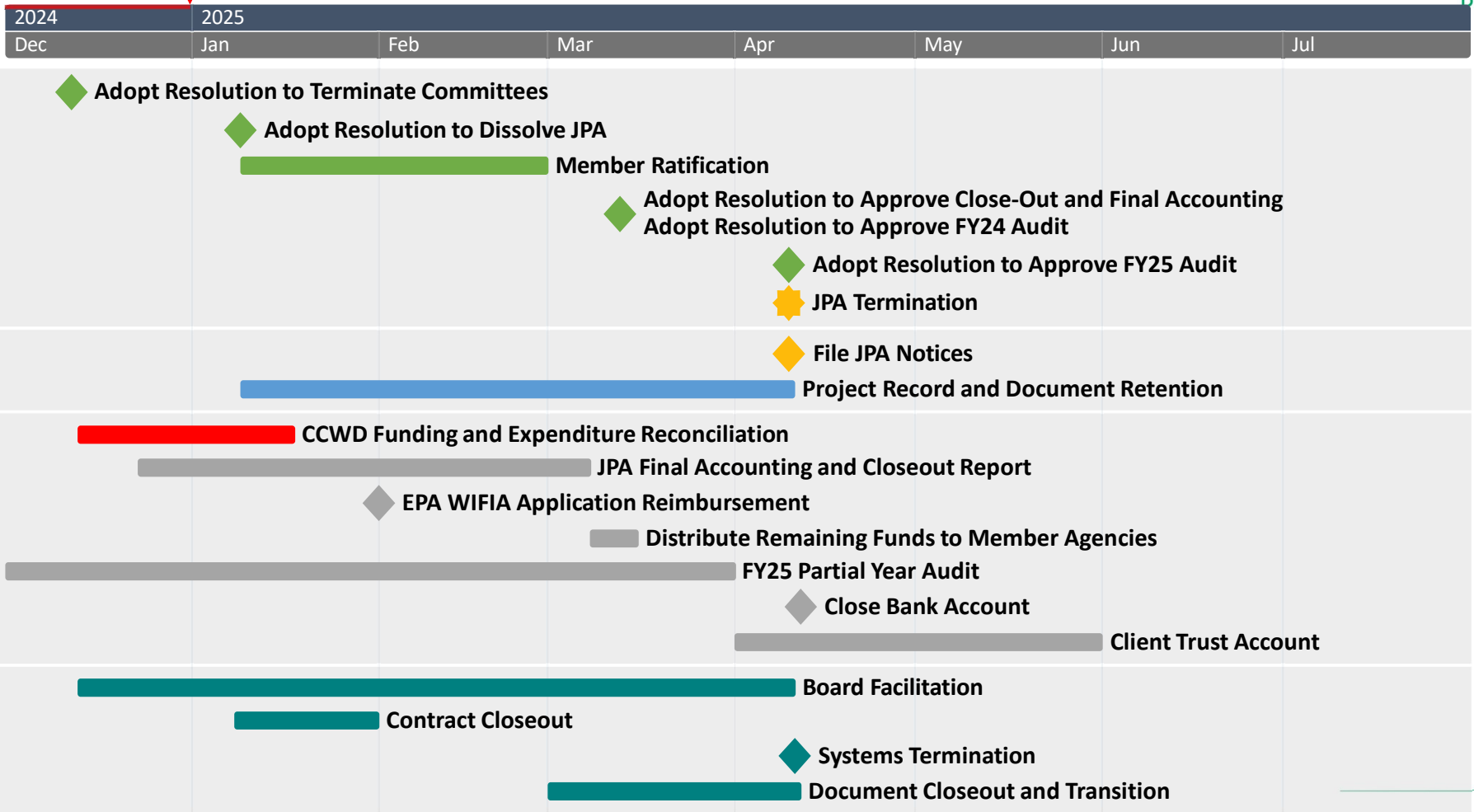
- Agency Ratification
- Financial Reconciliation and Transfer of Remaining Funds from CCWD
- Reimbursement of WIFIA Application Fees
- FY25 Audit

Schedule Updates

- JPA Termination date moved to after final Board meeting per resolution, relevant noticing pushed to reflect change.
- WIFIA application fee anticipated to be returned on schedule.
- CCWD full accounting delayed, pushed to January 17, 2025. Further changes will delay assumed Board schedule.

LVR JPA Dissolution Timeline

Today



Contract Close-Out
































































| Contract | Through | Status | Close-Out Activities |
|---------------------------------|---------|------------|-----------------------------------|
| CalMutuals – JPRIMA | 4/1/25 | Complete | Cancel, No tail policy |
| Clean Energy Capital | 6/30/25 | Complete | Stop work |
| Eide Bailly, LLP | 6/30/25 | Complete | Stop work, QuickBooks direct cost |
| Hallmark Group | 6/30/25 | | Retain throughout dissolution |
| J Comm, Inc. | 1/31/25 | Complete | Stop work |
| Lagerlof, LLP | 6/30/25 | | Retain throughout dissolution |
| Natural Resources Results, LLC | 6/30/25 | Complete | Notice of contract end |
| Regional Government Services | 6/30/25 | | Retain throughout dissolution |
| S&P Global Ratings | Open | Complete | Stop work |
| T. Ravazzini Consulting | 6/30/25 | | Retain throughout dissolution |
| C.J. Brown & Company CPAs | 6/30/25 | FY24 Audit | FY25 Audit |
| Stradling Yocca Carlson & Rauth | 6/30/25 | Complete | Stop work |






















Board Schedule 2025

| Date | Topic | Venue |
|-------------------|---|-----------|
| January 8, 2025 | Adopt Resolution to Terminate JPA | In-person |
| February 12, 2025 | None (Ratification Period) | Cancel |
| March 12, 2025 | Adopt Resolution to Approve Final Accounting and Closeout Adopt Resolution to Approve FY24 Audit | Virtual |
| April 9, 2025 | Adopt Resolution to Approve FY25 Audit | Virtual |

Next Steps

- Member ratification of JPA Dissolution Resolution
- Staff implementation of dissolution activities

| ID |  | Task Mode | Task Name | Duration | Start | Finish | Predecessors |
|----|---|---|---|-----------------|---------------------|--------------------|--------------|
| 1 | |  | JPA Dissolution | 130 days | Wed 12/11/24 | Tue 6/10/25 | |
| 2 | |  | Board | 86 days | Wed 12/11/24 | Thu 4/10/25 | |
| 3 |  |  | Adopt Resolution to Implement Dissolution Activities / Terminate JPA Committees | 0 days | Wed 12/11/24 | Wed 12/11/24 | |
| 4 | |  | Adopt Resolution to Terminate JPA | 0 days | Wed 1/8/25 | Wed 1/8/25 | |
| 5 | |  | Termination Ratification by Member Agencies | 38 days | Wed 1/8/25 | Fri 2/28/25 | |
| 6 | |  | <i>Placeholder</i> | 38 days | Wed 1/8/25 | Fri 2/28/25 | 4 |
| 7 | |  | ACWD | 1 day | Thu 2/13/25 | Thu 2/13/25 | |
| 8 | |  | CCWD | 1 day | Wed 2/5/25 | Wed 2/5/25 | |
| 9 | |  | EBMUD | 1 day | Tue 2/11/25 | Tue 2/11/25 | |
| 10 | |  | Grassland | 1 day | Tue 2/11/25 | Tue 2/11/25 | |
| 11 | |  | SFPUC | 1 day | Tue 2/11/25 | Tue 2/11/25 | |
| 12 | |  | SLDMWA | 1 day | Thu 2/6/25 | Thu 2/6/25 | |
| 13 | |  | Valley | | | | |
| 14 | |  | Zone 7 | | | | |
| 15 |  |  | JPA Termination | 0 days | Thu 4/10/25 | Thu 4/10/25 | 5,18 |
| 16 |  |  | Adopt Resolution to Approve Close-Out and Final Accounting | 1 day | Wed 3/12/25 | Wed 3/12/25 | 45 |
| 17 | |  | Adopt Resolution to Approve FY24 Audit | 1 day | Wed 3/12/25 | Wed 3/12/25 | 47 |
| 18 | |  | Adopt Resolution to Approve FY25 Audit | 1 day | Wed 4/9/25 | Wed 4/9/25 | 48 |
| 19 | |  | Legal | 110 days | Wed 1/8/25 | Tue 6/10/25 | |
| 20 |  |  | File JPA Notice of Termination with CA Secretary of State, State Controller, LAFCOs | 5 days | Thu 4/10/25 | Wed 4/16/25 | 15 |
| 21 | |  | File JPA termination status with CA Secretary of State's Registry of Public Agencies | 5 days | Thu 4/10/25 | Wed 4/16/25 | 15 |
| 22 | |  | Directors, Alternate Directors and applicable staff file Form 700 "Leaving Office Statements" within 30 Days of Termination | 20 days | Thu 4/10/25 | Wed 5/7/25 | 15 |
| 23 | |  | Notice Interested Agencies/Entities | 5 days | Thu 4/10/25 | Wed 4/16/25 | 15 |
| 24 | |  | Project Record and Document Retention | 59 days | Wed 1/8/25 | Mon 3/31/25 | 4 |
| 25 |  |  | Client Trust Account | 44 days | Thu 4/10/25 | Tue 6/10/25 | 15 |
| 26 | |  | Financial | 88 days | Wed 12/11/24 | Fri 4/11/25 | |
| 27 |  |  | Cancellations | 1 day | Mon 1/27/25 | Mon 1/27/25 | |
| 28 |  |  | ACWA Cancellation | 1 day | Mon 1/27/25 | Mon 1/27/25 | |
| 29 |  |  | Insurance Cancellation (Renews 4/1/25) | 1 day | Mon 1/27/25 | Mon 1/27/25 | |
| 30 | |  | State and Federal Noticing Preparation | 59 days | Wed 1/8/25 | Mon 3/31/25 | |
| 31 | |  | Terminate SAM.gov registration | 1 day | Mon 3/31/25 | Mon 3/31/25 | 42,48 |
| 32 | |  | Report GCC data to State Controller's office (March 2025) and terminate registration/reporting requirement | 30 days | Wed 1/8/25 | Tue 2/18/25 | 4 |
| 33 | |  | LAFCO notification | 30 days | Wed 1/8/25 | Tue 2/18/25 | 4 |
| 34 | |  | Terminate FTR Special Districts Reporting w/ State Controller's Office | 30 days | Wed 1/8/25 | Tue 2/18/25 | 4 |
| 35 | |  | Notify IRS of EIN abandonment | 1 day | Mon 3/31/25 | Mon 3/31/25 | 42,48 |
| 36 | |  | Secretary of State Dissolution filing (Registry of Public Agencies) | 30 days | Wed 1/8/25 | Tue 2/18/25 | 4 |
| 37 | |  | CCWD Funding and Expenditures Reconciliation | 31 days | Fri 12/13/24 | Fri 1/24/25 | |
| 38 |  |  | Request CCWD Final Accounting and Closeout Report | 0 days | Fri 12/13/24 | Fri 12/13/24 | |
| 39 | |  | Full Accounting of Remaining Cash from CCWD / Closeout Report | 0 days | Fri 1/17/25 | Fri 1/17/25 | |
| 40 | |  | JPA Internal Report Review and Reconciliation | 5 days | Fri 1/17/25 | Thu 1/23/25 | 39,38 |
| 41 | |  | CCWD Transfer Remaining Funds to JPA | 1 day | Fri 1/24/25 | Fri 1/24/25 | 40 |
| 42 | |  | Collect and Pay All Remaining Invoices | 40 days | Mon 1/20/25 | Fri 3/14/25 | 60 |
| 43 |  |  | Withdrawal of WIFIA Application | 1 day | Thu 12/12/24 | Thu 12/12/24 | |
| 44 | |  | WIFIA Application Fee Funds Transfer | 24 days | Fri 12/13/24 | Wed 1/15/25 | 43 |
| 45 | |  | Prepare a Final Accounting and Closeout Report (JPA) | 25 days | Mon 1/27/25 | Fri 2/28/25 | 37 |
| 46 | |  | Distribute Remaining Funds to Member Agencies | 2 days | Thu 3/13/25 | Fri 3/14/25 | 16 |
| 47 |  |  | FY24 Audit | 15 days | Wed 12/11/24 | Tue 12/31/24 | |
| 48 | |  | FY25 Audit (partial year) | 58 days | Wed 1/8/25 | Fri 3/28/25 | |
| 49 | |  | Auditor Payment | 15 days | Wed 1/8/25 | Tue 1/28/25 | 4 |
| 50 | |  | Audit Development | 41 days | Fri 1/17/25 | Fri 3/14/25 | 39 |
| 51 | |  | Review Audit and Develop Draft FY25 MD&A | 10 days | Mon 3/17/25 | Fri 3/28/25 | 50 |
| 52 | |  | File Dissolution Resolution with SCO | 1 day | Thu 4/10/25 | Thu 4/10/25 | 15 |

| ID |  | Task Mode | Task Name | Duration | Start | Finish | Predecessors |
|----|---|---|--|----------------|---------------------|--------------------|--------------|
| 53 | |  | File Final Special Districts Financial Transactions Report (SDFTR) | 1 day | Thu 4/10/25 | Thu 4/10/25 | 15 |
| 54 | |  | Submit Audit Report to SCO | 1 day | Thu 4/10/25 | Thu 4/10/25 | 15 |
| 55 | |  | Close Bank Account | 2 days | Thu 4/10/25 | Fri 4/11/25 | 42,48,15 |
| 56 | |  | Programmatic | 88 days | Wed 12/11/24 | Fri 4/11/25 | |
| 57 | |  | Formal Notification to Member Agencies: Director, GM, Legal Co | 18 days | Wed 1/8/25 | Fri 1/31/25 | 4 |
| 58 | |  | Formal notifications to involved agencies (CWC, Reclamation, EPA etc.) | 18 days | Wed 1/8/25 | Fri 1/31/25 | 4 |
| 59 | |  | Contracting | 8 days | Wed 1/8/25 | Fri 1/17/25 | |
| 60 | |  | Vendor and Contract Close-out | 8 days | Wed 1/8/25 | Fri 1/17/25 | |
| 61 | |  | Stop Work and Non-Renewal Notification | 3 days | Wed 1/8/25 | Fri 1/10/25 | 4 |
| 62 | |  | Receive Final Invoices | 5 days | Mon 1/13/25 | Fri 1/17/25 | 61 |
| 63 | |  | Administrative | 88 days | Wed 12/11/24 | Fri 4/11/25 | |
| 64 |  |  | Committee close-out | 15 days | Wed 12/11/24 | Tue 12/31/24 | 3 |
| 65 | |  | Systems Termination | 2 days | Thu 4/10/25 | Fri 4/11/25 | |
| 66 |  |  | Social Media Accounts | 2 days | Thu 4/10/25 | Fri 4/11/25 | 15 |
| 67 | |  | Website | 2 days | Thu 4/10/25 | Fri 4/11/25 | 15 |
| 68 | |  | Email | 2 days | Thu 4/10/25 | Fri 4/11/25 | 15 |
| 69 | |  | Document Retention Coordination | 59 days | Wed 1/8/25 | Mon 3/31/25 | 4 |
| 70 | |  | Document Close-out and Transition | 1 day | Thu 4/10/25 | Thu 4/10/25 | 15 |

ACTION ITEMS

ITEM 3.1: CONSIDER ADOPTION OF RESOLUTION NO. 1-25-01 TERMINATING JOINT EXERCISE OF POWERS AGREEMENT, DISSOLVING THE AUTHORITY AND DIRECTING STAFF TO PROCEED WITH ACTIONS NECESSARY TO DISSOLVE THE AUTHORITY

RESPONSIBLE/LEAD STAFF MEMBER:

Taryn Ravazzini, Executive Director
James Ciampa, General Counsel

RECOMMENDATION:

That the Board of Directors adopt the resolution to formally terminate the Joint Exercise of Powers Agreement, Dissolve the Authority and Direct Staff to Proceed with Actions Necessary to Dissolve the Authority.

DISCUSSION:

At its meeting on September 18, 2024, the CCWD Board of Directors directed CCWD staff to develop an approach to end its participation in the Los Vaqueros Reservoir Expansion – Phase 2 Project. CCWD’s General Manager, Rachel Murphy, subsequently attended the Authority’s October 9, 2024 Board meeting to provide context to the CCWD Board direction and respond to questions from the Authority Board.

On November 6, 2024, the CCWD Board took action to adopt CCWD Resolution No. 24-014 Authorizing the General Manager to Execute Required Documentation to Withdraw the Phase 2 LVE Project Proposition 1 Water Storage Improvement Program (WSIP) Application and to Coordinate with JPA Member Agencies to Dissolve the JPA and Terminate the JPA Agreement.

At the Los Vaqueros Reservoir Joint Powers Authority’s November 13, 2024 Board meeting, the Board requested staff to develop a work plan to dissolve the Authority and preferred the process directly involve the Board in lieu of standing committees or an ad hoc committee.

At the December 11, 2024 meeting, staff presented the Authority Dissolution Work Plan to which the Board provided feedback to staff, including direction that distribution of funds should be based upon cash contributions only and that future use of design work products should be reimbursed as a pro-rata split amongst Members. Additionally, to reduce recurrent Committee meeting cancellations and to focus on implementation of the proposed LVR JPA Dissolution Work Plan, the Board adopted Resolution No. 12-24-01 Terminating All Board Committees and Directing Staff to Proceed with Actions Necessary to Dissolve the Authority.

To initiate the Authority Dissolution Work Plan, the Board must adopt a resolution to terminate the Joint Exercise of Powers Agreement (JPA Agreement) that established the Authority and set forth various provisions concerning governance, membership, budgeting, finances, and Project-related issues. The JPA Agreement also describes the procedures for withdrawal of Members and termination of the agreement. The termination of the JPA Agreement requires the vote of at least 75% of the Authority's Board of Directors and ratification by at least 75% of the governing bodies of the Members. The ratification period for the Members as presented in the Authority Dissolution Work Plan is anticipated to run through February 2025.

Although action to adopt this resolution will set into motion the ultimate dissolution of the Authority and the end of the Los Vaqueros Reservoir Phase 2 Expansion Project, it is important for the Board and Members to recognize the tremendous efforts and contributions made by all of the Member Agencies. The Phase 2 Expansion Project brought regional partners together because of the range of public and non-public benefits consequential to addressing today's water challenges, memorialized through the creation of the Authority. The important organizational relationships developed from this exercise have immense value and durability, setting the stage for future potential partnerships critical to generating collaborative multi-benefit projects greatly needed in this region.

ALTERNATIVES:

The Board could vote to not support the termination of the Joint Exercise of Powers Agreement and provide direction to staff of a preferred alternative approach.

FISCAL ANALYSIS:

None.

ENVIRONMENTAL REQUIREMENTS:

Not applicable.

EXHIBITS/ATTACHMENTS:

- Resolution No. 1-25-01

RESOLUTION NO. 1-25-01

**RESOLUTION OF THE BOARD OF DIRECTORS OF
THE LOS VAQUEROS RESERVOIR JOINT POWERS AUTHORITY
TERMINATING JOINT EXERCISE OF POWERS AGREEMENT, DISSOLVING THE
AUTHORITY AND DIRECTING STAFF TO PROCEED WITH ACTIONS NECESSARY
TO DISSOLVE THE AUTHORITY**

WHEREAS, Contra Costa Water District (“CCWD”) owns and operates the Los Vaqueros Reservoir, as previously expanded through the Phase 1 expansion project to a capacity of 160,000 acre-feet (the “Reservoir”); and

WHEREAS, CCWD proposed the Phase 2 further expansion of the Reservoir’s capacity to 275,000 acre-feet, along with the construction or upgrade of other conveyance and appurtenant facilities to provide enhanced regional water supply benefits, as well as increasing potential water supplies to wildlife refuges (collectively, the “Phase 2 Project”); and

WHEREAS, CCWD invited other local agency partners to participate in the Phase 2 Project, including Alameda County Water District, East Bay Municipal Utility District, Grassland Water District, San Francisco Public Utilities Commission, San Luis and Delta-Mendota Water Authority, Santa Clara Valley Water District and Zone 7 Water Agency (collectively, the “LAPs”); and

WHEREAS, the Phase 2 Project contemplated an ambitious, innovative regional partnership among CCWD and the LAPs, with municipal and industrial, agricultural and wildlife participants, to result in multiple public benefits, including water supply reliability, drought resilience, regional integration and ecosystem benefits, such as water supplies to support Central Valley wildlife refuges; and

WHEREAS, the Phase 2 Project garnered extensive support from state and federal agencies, as demonstrated by the financial support discussed below, and was not legally challenged by any person or entity; and

WHEREAS, in 2018, CCWD successfully received a Maximum Conditional Eligibility Determination award of \$459,000,000 (later escalated to \$477,558,343) for the Phase 2 Project from the California Water Commission under Proposition 1 and the Water Storage Investment Program; and

WHEREAS, by agreement dated April 30, 2019, CCWD and the LAPs entered into the Cost Share Agreement for Los Vaqueros Reservoir Expansion Project Planning, as subsequently amended by Amendments 1 through 6 (collectively, the “Cost Share Agreement”), that specifies the parties’ tasks and deliverables pertaining to the Phase 2 Project and sets forth the parties’ agreement to proportionately fund actions related to the Phase 2 Project; and

WHEREAS, on October 6, 2021, CCWD and the LAPs formed the Los Vaqueros Reservoir Joint Powers Authority (the “Authority”) to provide governance and administration and

to assist in the design, construction, operation, and administration of the Phase 2 Project (since formation of the Authority, CCWD and the LAPs are now referred to as the “Members” of the Authority); and

WHEREAS, in 2022 and 2023, in light of the regional benefits and public benefits to be derived from the Phase 2 Project, CCWD successfully obtained funding commitments totaling \$171,945,000 from the federal government, through the U.S. Bureau of Reclamation, consisting of \$92,000,000 under the Bipartisan Infrastructure Law and \$79,945,000 under the Water Infrastructure Improvements for the Nation Act; and

WHEREAS, since the formation of the Authority, the Members have worked to further the Phase 2 Project, including through engaging professional management and staff, developing and enhancing supportive relationships with stakeholders and federal and state partners, and in negotiating agreements with various federal and state agencies and CCWD; and

WHEREAS, over the past several years, the Phase 2 Project has experienced greater than anticipated cost increases, regulatory actions have reduced some of the Phase 2 Project’s public and non-public benefits and CCWD has not been able to confirm a backup water supply of desired quality to be available at times when the Reservoir will be out of service during construction of the Phase 2 Project; and

WHEREAS, on September 18, 2024, CCWD’s Board of Directors directed CCWD’s staff to develop a plan to end CCWD’s participation in the Phase 2 Project; and

WHEREAS, on November 6, 2024, CCWD’s Board of Directors took action to end CCWD’s participation in the Phase 2 Project, to decline the state funding described above (with the exception of planning funds already fully expended) and to withdraw CCWD’s application for remaining state funding; and

WHEREAS, the CCWD action as specified above effectively terminated any Federal funding for the Phase 2 Project; and

WHEREAS, because CCWD is the owner and operator of the Reservoir, the ending of its participation in the Phase 2 Project effectively terminates the Phase 2 Project; and

WHEREAS, on December 11, 2024, the Authority’s Board of Directors unanimously voted to adopt Resolution No. 12-24-01 to, in pertinent part, direct Authority staff to proceed with actions necessary to dissolve and wind up the Authority, including, but not limited to, preparing a resolution concerning termination of the Authority’s Joint Exercise of Powers Agreement and dissolution of the Authority, and

WHEREAS, in light of the adoption of the Authority’s Resolution No. 12-24-01 and direction provided to staff during the December 11, 2024 Board of Directors’ meeting, the Authority’s Board of Directors desires to terminate the Authority’s Joint Exercise of Powers Agreement, as required under Section 8.1 of that Agreement, and to dissolve the Authority as set forth herein,

NOW, THEREFORE, the Board of Directors of the Los Vaqueros Reservoir Joint Powers Authority hereby:

1. Subject to ratification by the governing boards of at least seventy-five percent (75%) of the Members, terminates the Authority's Joint Exercise of Powers Agreement (to be effective as of the first day after the last Board of Directors' meeting occurs, the "Termination Date"), and directs staff to notify each Member of this action to request ratification of that termination by the Members' respective governing boards;
2. Subject to ratification by the governing boards of at least seventy-five percent (75%) of the Members, directs staff to proceed with the dissolution, winding up and liquidation of the Authority on the following terms:
 - a. Any remaining cash held by the Authority (including remaining project funds to be received from CCWD) shall be distributed prior to the Termination Date in equal amounts among the Members who made cash contributions under the Cost Share Agreement. Any distributions to be made in connection with the Authority's dissolution shall not take into consideration any in-kind contributions made by any Member;
 - b. If any plans related to the design of the following facilities for which Members have contributed funds under the Cost Share Agreement are subsequently used by CCWD or any other Member, the Members who have contributed such funds shall be entitled to payment by CCWD or such other Member in equal proportions of the following amounts which paid for development of such plans: (i) Los Vaqueros Reservoir Dam Expansion – estimated at \$13.9 million for 100% design; (ii) Pumping Plant 1 – estimated at \$5.6 million for 90% design; and (iii) Transfer-Bethany Pipeline – estimated at \$5.1 million for 30% design; provided that the foregoing estimated amounts shall be updated as the estimated costs set forth above are finalized by Authority staff in collaboration with CCWD prior to the Termination Date. Any monies to be paid under this subdivision shall be paid within thirty (30) days of approval of any project utilizing those plans;
 - c. Staff shall withhold from the initial distribution to be made under subdivision (a) a reasonable amount, not to exceed \$300,000, to be deposited in the Lagerlof, LLP Client Trust Account maintained by the Authority's General Counsel to be used for final expenses occurring after the cut-off date of the FY25 Audit. The Authority's General Counsel shall provide a final accounting of all payments made from the Client Trust Account and within six (6) months after the Termination Date, the General Counsel shall pay any remaining

monies to the Members who have contributed funds under the Cost Share Agreement in equal proportions.

3. As of the Termination Date, Authority staff is directed to take all actions related to the dissolution of the Authority, including, but not limited, notifying all federal, state and local agencies of the Authority's dissolution and providing all forms related to the filing by Authority Directors and Alternate Directors of the Leaving Office Statements required under the Political Reform Act; provided that Authority staff may take preparatory actions related to any such actions (e.g., preparing any forms or correspondence) prior to the Termination Date.

PASSED AND ADOPTED by the Board of Directors of the Los Vaqueros Reservoir Joint Powers Authority this 8th day of January, 2025 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Anthea G. Hansen, Chair

Attest:

Ricardo Ortega, Secretary

**ITEM 3.2: CONSIDER CANCELLATION OF AUTHORITY’S FEBRUARY 12, 2025
BOARD MEETING**

RESPONSIBLE/LEAD STAFF MEMBER:

Taryn Ravazzini, Executive Director

RECOMMENDATION:

That the Board of Directors approve the cancellation of the February 12, 2025 regular Board meeting to allow time for member ratification of Resolution No. 1-25-01 Terminating Joint Exercise of Powers Agreement, Dissolving the Authority and Directing Staff to Proceed With Actions Necessary to Dissolve the Authority and continued staff implementation of the dissolution work plan.

DISCUSSION:

At the December 11, 2024 meeting of the LVR JPA Board of Directors, staff presented a Dissolution Work Plan which gained consensus from the Board for staff implementation. The Dissolution Work Plan contemplated a reduction of Board meetings to consolidate Board actions. The schedule proposed cancellation of the February 12, 2025 meeting due to the member ratification phase, no actions to be taken by the Board, and continued staff implementation of dissolution activities.

ALTERNATIVES:

The Board could determine to not cancel the Board meeting and convene at its regularly scheduled date and time.

FISCAL ANALYSIS:

None.

ENVIRONMENTAL REQUIREMENTS:

Not applicable.

EXHIBITS/ATTACHMENTS:

- None.

REPORTS

ITEM 4.2 EXECUTIVE DIRECTOR REPORT

Monthly List of Authority Contracts Entered into by Executive Director **December 2024**

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

ITEM 4.2.1: FEDERAL RELATIONS REPORT



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 – January 2025

Appropriations Update

Just before Christmas, Congress passed, and President Biden signed, a Continuing Resolution (CR) to fund the government through March 14th. In addition to short-term funding for federal agencies, the bill also included roughly \$100 billion in disaster assistance for recent fires, floods, and hurricanes and \$10 billion in economic relief for farmers.

119th Congress

The new Congress will gavel in on January 3rd and there will be some new faces in the leadership ranks of relevant committee. Congressman Huffman (D-CA) will replace Congressman Grijalva (D-AZ) as the top Democrat on the House Natural Resources Committee while Congressman Westerman (R-AR) will continue as the top Republican. Senator Lee (R-UT) will be the new leader of the Senate Energy and Natural Resources Committee and Senator Heinrich (D-NM) will take the top Democratic slot.