



**Notice of San Luis & Delta-Mendota Water Authority
Board of Directors Adjourned Regular Meeting
Thursday, May 16, 2019, 9:30 a.m.**

SLDMWA Boardroom
842 6th Street, Los Banos

AGENDA

Note: Any member of the public may address the Board concerning any item on the agenda before or during its consideration of that matter. For each item, public comment is limited to no more than three minutes per person. For good cause, the Chair of the Board may waive this limitation.

Note Further: The order of agenda items is subject to change.

1. Pledge of Allegiance
2. Call to Order/Roll Call
3. Board to Consider Corrections or Additions to the Agenda of Items, as authorized by Government Code Section 54950 et seq.
4. Opportunity for Public Comment – Any member of the public may address the Board concerning any matter not on the agenda, but within the Board's jurisdiction. Public comment is limited to no more than three minutes per person. For good cause, the Chair of the Board may waive this limitation.

Consent Calendar

Note: All matters listed on the Consent Calendar are considered to be routine and non-controversial and will be acted upon by a single action of the Board of Directors, unless a Board Member requests separate consideration of the item. If such a request is made, the item may be heard as an action item at this meeting.

5. **Board of Directors to Consider Approval of April 4, 2019 Meeting Minutes**
6. **Board of Directors to Consider Acceptance of Financial & Expenditures Reports**
7. **Board of Directors to Consider the Finance and Administration Committee Recommendation to Accept the Treasurer's Report for the Quarter Ending 3/31/19**
8. **Board of Directors to Consider Acceptance of Staff Reports:**
 - a. **Self-Funding**
 - b. **Operations & Maintenance**
 - c. **Science Program**
 - d. **Activity Agreements**

Action Items

9. **Board of Directors to Consider the Finance and Administration Committee Recommendation to Adopt Resolution Adopting Disclosure Procedures, Barajas**
10. **Board of Directors to Consider Adopting the Water Resources Committee Recommendation to Adopt Resolution Authorizing Execution of Agreement for Funding and Operation of the Dissolved Oxygen Aeration Facility, Making Finding of Exemption under CEQA, and Authorizing Actions Related Thereto and Expenditure of \$12,500 from the Technical Budget, Petersen**
11. **Board of Directors to Consider Adopting Mission and Vision Statements and Core Values, Barajas/Rauch**

12. **Board of Directors to Consider Adopting the Water Resources Committee Recommendation to Adopt Oppose Unless Amended Position on Proposed Legislation: SB 1, Petersen**
13. **Board of Directors to Consider Adopting the Water Resources Committee Recommendation to Adopt Support Position on Proposed Legislation: H.R. 2473, Securing Access for the Central Valley and Enhancing (SAVE) Water Resources Act, Petersen**
14. **Board of Directors to Consider Adopting the Water Resources Committee Recommendation to Adopt Resolution Delegating to Executive Director Authority to Engage on Legislation in a Manner Consistent with Board Adopted Legislative Goals and Objectives, Barajas/Petersen**

Report Items

15. Report on State and Federal Affairs, Petersen/Dennis Cardoza
16. Presentation on Tracy Fish Facility Predator Removal Pilot Project, Rene Reyes
17. Update on Water Policy/Resources Activities, Petersen

(May include reports on activities related to 1) Reinitiation of Consultation on Long-Term Operations of the Central Valley Project and State Water Project, including environmental compliance; 2) State Water Resources Control Board action; 3) San Joaquin River Restoration Program; 4) California WaterFix Project; 5) Delta Stewardship Council action.

18. Update on California Storage Projects, Barajas/Mizuno

(May include reports on activities related to 1) developing Sites Reservoir; 2) developing Temperance Flat Reservoir; 3) expanding Los Vaqueros Reservoir; 4) enlarging Shasta Reservoir; 5) improvements to/enlarging San Luis Reservoir; 6) developing Pacheco Reservoir)

19. Update on Water Operations and Forecasts, Boardman

20. Executive Director's Report, Barajas

(May include reports on activities related to 1) CVP/SWP water operations; 2) regulation of the CVP/SWP; 3) existing or possible new State and Federal policies; 4) Water Authority activities)

21. Committee Reports:

- a. Water Resources Committee Activities, Birmingham
- b. Finance & Administration Committee Activities, Gilmore
- c. O & M Technical Committee Activities, White

22. Reports on Activities of the following Agencies that are Outside of the Authority:

- a. State and Federal Contractors Water Agency
- b. Family Farm Alliance
- c. Farm Water Coalition
- d. Association of California Water Agencies
- e. San Joaquin Valley Water Infrastructure Authority

23. Monthly Staff Reports:

- a. Water Transfer/Exchanges/Release Program Update, Mizuno
- b. San Luis Transmission Project Update, Mizuno

24. **CLOSED SESSION**

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Initiation of Litigation Pursuant to paragraph (4) of Subdivision (d) of Government Code Section 54956.9 – 8 potential cases

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant Exposure to Litigation Pursuant to Paragraph (2) or (3) of Subdivision (d) of Government

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Existing Litigation Pursuant to paragraph (1) of Subdivision (d) of Section 54956.9

- A. Natural Resources Defense Council et al. v Bernhardt et al., U.S. District Court, E.D. Cal., Case No. 1:05-cv-01207, LJO-BAM (Old FWS – OCAP BO/Contracts)
- B. Modesto Irrigation District, et al. v. State Water Resources Control Board & Woods Irrigation Company, Sacramento County Superior Court Case No. 34-2011-80000803 (Complaint for Declaratory Relief re Woods Irrigation Company)
- C. SWRCB Water Rights Complaints: Modesto Irrigation District, State Water Contractors, San Luis & Delta- Mendota Water Authority, Interested Persons in SWRCB CDO Enforcement Proceedings and/or Petitions for Reconsideration: Pak & Young; Mussi et al; George Speckman Testamentary Trust (Water Rights Complaints)
- D. Pacific Coast Federation of Fishermen's Associations, California Sportfishing Protection Alliance, Friends of the River, San Francisco Crab Boat Owners Association, Inc., The Institute for Fisheries Resources, and Felix Smith v. Donald R. Glaser and San Luis & Delta-Mendota Water Authority, U.S. District Court, E.D. Cal., Case No. 2:11-CV-02980-KJM-CKD, Appeal No. 17-17130 (PCFFA v Glaser or GBP Citizens Suit)
- E. San Luis & Delta-Mendota Water Authority and Westlands Water District v. Delta Stewardship Council, et al., Sacramento County Superior Court Case No. 34-2013-80001500 (Delta Plan Litigation). Appeals in Delta Plan Litigation:

State Water Contractors, et al. v. Delta Stewardship Council, et al. (Sacramento County Superior Court JCCP No. 4758) (Third District Court of Appeal Case No. C082944); California Water Impact Network, et al. v. Delta Stewardship Council, et al. (Sacramento County Superior Court JCCP No. 4758) (Third District Court of Appeal Case No. C082994); Central Delta Water Agency, et al. v. Delta Stewardship Council, et al. (Sacramento County Superior Court JCCP No. 4758) (Third District Court of Appeal Case No. C082994); North Coast Rivers Alliance, et al. v. Delta Stewardship Council, et al. (Sacramento County Superior Court JCCP No. 4758) (Third District Court of Appeal Case No. C082994); San Luis & Delta-Mendota Water Agency, et al. v. Delta Stewardship Council, et al. (Sacramento County Superior Court JCCP No. 4758) (Third District Court of Appeal Case No. C082994); Save the California Delta Alliance v. Delta Stewardship Council, et al. (Sacramento County Superior Court JCCP No. 4758) (Third District Court of Appeal Case No. C082994)
- F. AquAlliance, et. al., v. U.S. Bureau of Reclamation, et. al., U.S. District Court, E.D. Cal., Case No. 1:15- CV-00754 LJO BAM, Ninth Cir. Appeal Nos. 18-16666 and 18-16780 (Challenge to Long-Term Transfer EIR/EIS)
- G. California Sportfishing Protection Alliance, et al. vs. California State Water Resources Control Board, et al., Alameda County Superior Court Case No. RG15780498 (State WQCP/TUCP)
- H. In re State Water Resources Control Board Petition Requesting Changes in Water Rights of the Department of Water Resources and U.S. Bureau of Reclamation for the California WaterFix Project (WaterFix Change Petition)
- I. City of Fresno, et al. v. United States, U.S. Court of Federal Claims, Case No. 16-1276L (Friant Takings Suit)
- J. California Department of Water Resources v. All Persons Interested in the Matter of [DWR Financing for California WaterFix], Sacramento Superior Court Case No. JCCP No. 4942 (DWR Validation Action)
- K. Monterey Coastkeeper, et al. v. Central Valley Regional Water Quality Control Board, et al., Sacramento County Superior Court Case No. 34-2018-80002853; Environmental Law Foundation v. State Water Resources Control Board, Sacramento County Superior Court Case No. 34-2018-80002851; Protectores del Agua Subterranea v. State Water Resources Control Board, Sacramento Superior Court Case No. 34-2018-80002852 (Waste Discharge Requirement Cases)
- L. North Coast Rivers Alliance v. Delta Stewardship Council, Sacramento County Superior Court, Case No. 34-2018-80002898; Central Delta Water Agency v. Delta Stewardship Council, Sacramento County Superior Court, Case No. 34-2018-80002900; Friends of the River v. Delta Stewardship Council, Sacramento County Superior Court, Case No. 34-2018-80002901; California Water Impact Network v. Delta Stewardship Council, Sacramento County Superior Court, Case No. 34-2018-80002904 (Delta Plan Amendment Cases)

25. Return to Open Session

26. Report from Closed Session, if any Required by Government Code Section 54957.1

27. Reports Pursuant to Government Code Section 54954.2(a)(3)

28. ADJOURNMENT

Persons with a disability may request disability-related modification or accommodation by contacting Cheri Worthy or Felicia Luna at the San Luis & Delta-Mendota Water Authority Office, 842 6th Street, P O Box 2157, Los Banos, California, telephone: 209/826- 9696 at least 3 for regular or 1 for special day(s) before the meeting date.