



December 1, 2017

TO: San Luis & Delta-Mendota Water Authority Water Resources Committee,
San Luis & Delta-Mendota Water Authority Board of Directors, Alternates,
and Interested Parties

FROM: Jason Peltier, Secretary (by Cheri Worthy)

RE: **Regular Water Resources Committee Meeting and Joint Water
Resources Committee Meeting - Special Board Workshop, December
4, 2017, 10:00 a.m.**

Attached for your review, in preparation of the **December 4, 2017 10:00 a.m., Regular Water Resources Committee (WRC) Meeting and Joint Regular Water Resources Committee Meeting - Special Board of Directors Workshop**, are the following documents:

- 1) Notice/Agenda
- 2) Draft September 11, 2017 Meeting Minutes
- 3) Material related to Water Operations Update

Thank you, and please give us a call if you have any questions or concerns regarding this information.



**Notice of Regular Water Resources Committee Meeting
and
Joint Regular Water Resources Committee Meeting-Special Board Workshop**

Monday, December 4, 2017 10:00 a.m.

SLDMWA Boardroom
842 6th Street, Los Banos

[telephonic participation locations identified below]

Agenda

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

NOTE FURTHER: Because the notice provides for a regular meeting of the Water Resources Committee and a joint Water Resources Committee/Special Board Workshop, Board Directors /Alternates may discuss items listed on the agenda; however, only Water Resource Committee Members/Alternates may correct or add to the agenda or vote on action items.

1. Committee will Consider Corrections or Additions to the Agenda of Items, as authorized by Government Code Section 54950 *et seq.*
2. Opportunity for Public Comment – Any member of the public may address the Water Resource Committee concerning any matter not on the agenda, but within the Committee’s jurisdiction. Public comment is limited to no more than three minutes per person. For good cause, the Chair of the Committee may waive this limitation.

Action Items

3. **Water Resources Committee to Consider Approval of the September 11, 2017, Meeting Minutes**

REPORT ITEMS

4. Update on California WaterFix Project, Peltier
5. Update on State Water Resources Control Board’s effort to update the Water Quality Control Plan for the Bay-Delta, Rubin
6. Update on Reinitiation of Consultation on Biological Opinions Issued by National Marine Fisheries Service and United States Fish and Wildlife Service for Long-Term Operations of the Central Valley Project and State Water Project, Peltier/Rubin
7. Update on Delta Stewardship Council, Delta Plan Update and Related Activities, Rubin
8. Sacramento Valley Fish Food Project, Peltier
9. Review of Approaches to FY 19 Activity Budget Development (including possible items that may be included therein), Peltier/Mizuno/Rubin
10. Update on Water Operations, Boardman

11. Closed Session

Conference with Legal Counsel -- Anticipated Litigation: Initiation of Litigation Pursuant to paragraph (4) of Subdivision (d) of Government Code Section 54956.9 – 2 potential cases

Conference with Legal Counsel – Anticipated Litigation: Significant Exposure to Litigation Pursuant to Paragraph (2) or (3) of Subdivision (d) of Government Code Section 54956.9 – 5 potential cases

Conference with Legal Counsel: Existing Litigation Pursuant to paragraph (1) of Subdivision (d) of Section 54956.9

- A. Natural Resources Defense Council, et al. v. Salazar et al., U.S. Court of Appeals, 9th Cir., Appeal Case No. 09- 17661; Natural Resources Defense Council et al. v Jewell et al., U.S. District Court, E.D. Cal., Case No. 1:05-cv-01207, LJO-BAM (Old FWS – OCAP BO/Contracts)
- B. Central Delta Water Agency v. State Water Resources Control Board et al., Sacramento County Superior Court Case No. 34-2010-80000520 (Petition to Prohibit CDO proceedings)
- C. 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)
- D. San Luis & Delta-Mendota Water Authority et al. v. State Water Resources Control Board, et al., Sacramento County Superior Court Case No. 34-2013-800001486 (Dunkel Order)
- E. 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: Woods Irrigation Company; Pak & Young; Mussi et al; George Speckman Testamentary Trust (Water Rights Complaints)
- F. 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 ("PCFFA v Glaser" or "GBP Citizens Suit")
- G. 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:

City of Stockton v. Delta Stewardship Council, et al. (Sacramento County Superior Court JCCP No. 4758)(Third District Court of Appeal Case No. C082994); 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); 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)
- H. 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 (Challenge to Long-Term Transfer EIR/EIS)
- I. 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)
- J. 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)
- K. San Luis & Delta-Mendota Water Authority, et al. v. State Water Resources Control Board, et al., Sacramento County Superior Court Case No. 34-2016-80002075 (TUCP Extension)
- L. Oakdale Groundwater Alliance et al. v. Oakdale Irrigation District et al., Stanislaus County Superior Court, Case No. 2019380 (OID On Farm Conservation-Transfer)
- M. Yuba County Water Agency v. Cordua Irrigation District, et al., Yuba County Superior Court, Case No. YCSCCVPT 16-0000324 (Cordua Transfer)
- N. Natural Resources Defense Council, et al. v. McCarthy, et al., U.S. District Court, N.D. Cal., Case No. 16-CV-02184-JST ("USEPA CWA Compliance Suit")
- O. San Luis & Delta-Mendota Water Authority, et al. v. Sally Jewell, et al., U.S. District Court, E.D. Cal., Case No. 1:16-CV-983 ("EIS on OCAP BiOps Suit")
- P. City of Fresno, et al. v. United States, U.S. Court of Federal Claims, Case No. 16-1276L ("Friant Takings Suit")

12. Return to Open Session

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

14. Reports Pursuant to Government Code Sec 54954.2

15. 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 days before a regular meeting or 1 day before a special meeting/workshop.

Telephonic Participation Location:

San Benito County Water District
30 Mansfield Road
Hollister, CA 95023

Santa Clara Valley Water District
5750 Almaden Expressway
San Jose, CA 95118

¹ Attention telephonic participants: This Notice and Agenda must be posted at the telephonic participation location, which must be accessible to the public.

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SAN LUIS & DELTA-MENDOTA WATER AUTHORITY
MINUTES
REGULAR WATER RESOURCES COMMITTEE MEETING
AND
JOINT REGULAR WATER RESOURCES COMMITTEE MEETING AND
SPECIAL BOARD WORKSHOP
September 11, 2017

The Water Resources Committee and Joint Water Resources Committee Meeting and Special Board Workshop of the San Luis & Delta-Mendota Water Authority convened at approximately 10:00 a.m. at 842 6th Street in Los Banos, California with Chair Tom Birmingham presiding.

Water Resources Committee Members Present

Ex-Officio

Absent

Division 1

Earl Perez, Member - Anthea Hansen, Alternate

Division 2

Absent

Division 3

Chris White, Alternate

Division 4

Jeff Cattaneo, Alternate for Cindy Kao

Division 5

Tom Birmingham, Chair/Member - Steve Stadler, Alternate

Board of Directors Present

Division 1

Anthea Hansen, Director - Earl Perez, Alternate

Division 2

Don Peracchi, Director (joined during Item 16)

Sarah Woolf, Director (via teleconference, not counted towards a quorum or any vote)

Division 3

Chris White, Alternate for Director James O'Banion

Division 4

Jeff Cattaneo, Alternate for John Tobias

Sara Singleton, Alternate for Director Joseph Tonascia

Division 5

Bill Pucheu (joined during Item 11)

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Tom Birmingham, Director - Jose Gutierrez, Alternate (via teleconference, not counted towards a quorum or any vote)

Steve Stadler, Director

Authority Representatives Present

Jason Peltier, Executive Director

Tom Boardman, Water Resources Engineer

Ara Azhderian, Water Policy Administrator

Jon Rubin, General Counsel

Others Present

Russ Freeman, Westlands Water District

Ben Fenters, San Luis Water District

Glenn Allen, Fresno County

Christina Guzman, Fresno County

Johnny Amaral, Westlands Water District

Call to Order

Chair Tom Birmingham called the meeting to order and a roll call was held.

1. **The Water Resources Committee Will Consider Corrections or Additions to the Agenda of Items, as authorized by Government Code Section 54950 et seq.**

There were no additions or corrections to the agenda.

2. **Opportunity for Public Comment**

There was no public comment.

3. **Committee to Consider Approval of the August 7, 2017 Meeting Minutes**

The August 7, 2017 meeting minutes of the Water Resources Committee were previously distributed for review. There were no corrections or additions to the meeting minutes. There being no corrections or additions from Committee members, Chair Birmingham pronounced the August 7, 2017 meeting minutes approved as circulated.

4. **Water Resources Committee to Consider Recommending the Board of Directors Approve a New Position – Deputy General Counsel**

Executive Director Jason Peltier provided initial comments in support of the approval of the new position. General Counsel Jon Rubin then summarized the information previously presented to the

Committee and the additional information provided in the memorandum presented to the Committee for the August meeting. After discussion and upon a motion made by Alternate Jeff Cattaneo and seconded by Member Earl Perez, the Committee recommended that the Board of Directors consider the approval of a new position – deputy general counsel, although the Committee made no recommendation to the Board.

AYES: Perez, Cattaneo, Birmingham

NOES: White

ABSTENTIONS: None

5. Update on Science Support: 1) Science Intern, and 2) Recruitment of Science Manager

Water Policy Administrator Ara Azhderian reported that the Authority had been utilizing a consultant to provide science support since 2013 and that the individual that had been doing that work recently left the consulting firm for new opportunities. Azhderian said that after talking with some member agencies about the science support, it was decided to ask the consulting firm to refill the position. Interviews were conducted and a recent Stanford graduate in aquatic biology, Griffin Hill, was hired. Hill will begin working in Sacramento on September 12, 2017, for a four month period.

Azhderian also reported that potential candidates for the Science Manager position were interviewed earlier this year and an offer was made but not accepted. Since then, Authority staff have revised the scope of work to expand the relevant work experience, emphasized the advisory and communication roles, and renamed the position Principal Scientist. The revised job description was included in the packet, and Authority staff intend to resolicit in the near future with hope of filing the position by the end of the year.

6. Update on San Luis Reservoir Corrective Study

Water Resources Engineer Tom Boardman gave a brief update on the B.F. Sisk Dam Corrective Action Study (CAS). The power point briefing was made using slides that were obtained from a USBR presentation made to contractors in August 2017. The presentation briefly covered the possible non-structural and structural options that are being considered in response to a potential seismic event near the dam. The presentation also included the CAS schedule and estimated project costs.

7. Update on SB623 Safe and Affordable Drinking Water Fund (Monning)

Water Policy Administrator Ara Azhderian explained that, because of the late amendments inserted into the bill relative to the controversial drinking water tax, nitrate fee, and dairy fee not being heard in appropriate policy committees, the Assembly Appropriations Committee sent it back to the Assembly Rules Committee for future referral to Assembly policy committees for proper public hearings next year.

8. **Update on Ag & Urban Conservation Bills SB 606 (Skinner/Hertzberg) and AB 1668 (Friedman)**

Water Policy Administrator Ara Azhderian reported that a series of negotiations between the authors and stakeholders have resulted in amendments to the urban water agency requirements. The agricultural component remains as previously agreed upon. The ACWA's State Legislative Committee meets on September 11th to consider the bills as amended and ACWA's position on these bills as amended.

9. **Update on Temperance Flat**

Water Policy Administrator Ara Azhderian reported that the San Joaquin Valley Water Infrastructure Authority (SJVWIA) submitted its application for Prop 1 WSIP on August 14, 2017. With final refinements of the application nearing completion, the SJVWIA Temperance Flat (TFP) Project proponents will begin turning attention toward developing information necessary to solicit investment in the next phase of the project. Azhderian also reported that the SJVWIA will be aiming to conduct "investors" workshops in the fall to explain the TFP costs, benefits, and opportunities and solicit additional financial support. Committee Member Chris White gave a brief overview of the project.

10. **Update on Strategic Planning Process**

Water Policy Administrator Ara Azhderian reported that, after the discussion on the draft RFP at the August Board meeting, the scope of work has been revised. Authority staff is working on finalizing this document for issuance.

11. **Update on California WaterFix Project**

Executive Director Jason Peltier gave a brief report regarding three different aspects of California WaterFix: 1) venues where activities are going on now, 2) the decision making process, and 3) planning for a Special Board Workshop to discuss current information and documents.

12. **Update on Reinitiation of Consultation on Biological Opinions Issued by National Marine Fisheries Service and United States Fish and Wildlife Service for Long-Term Operations of the Central Valley Project and State Water Project**

No report given

13. **Update on Central Valley Salmon Habitat Partnership**

Water Policy Administrator Ara Azhderian reported that the Central Valley Salmon Habitat Partnership held a signing ceremony on the State Capital steps to launch their new initiative to develop, fund, and restore salmon habitat in the Central Valley on August 29, 2017. Azhderian noted that though the State and Federal Contractors Water Agency is the formal representative in the Partnership for south of Delta state and federal contractors, Authority staff and the California Farm Water Coalition helped organize and

support the event and will continue to engage with the Partnerships efforts in the future.

14. **Update on Prop 1 Disadvantage Communities Involvement Program**

Water Policy Administrator Ara Azhderian reported that the Authority issued a Request for Proposals (RFP) for consultant services to develop and implement a Disadvantaged Communities Involvement Program in the Prop 1 San Joaquin Funding Area on August 28, 2017. Responses to the RFP are due on September 15, 2017 with the aim of having an applicant selected by September 29, 2017.

15. **Water Operations Update**

No report given

16. **Update on Fall X2 Operations and Associated Monitoring**

Executive Director Jason Peltier reported that the State Contractors have developed a proposal to deal with the Biological Opinion requirement that X2 be moved downstream in a wet year. Water cost are still unknown.

17. **Closed Session**

There was no closed session.

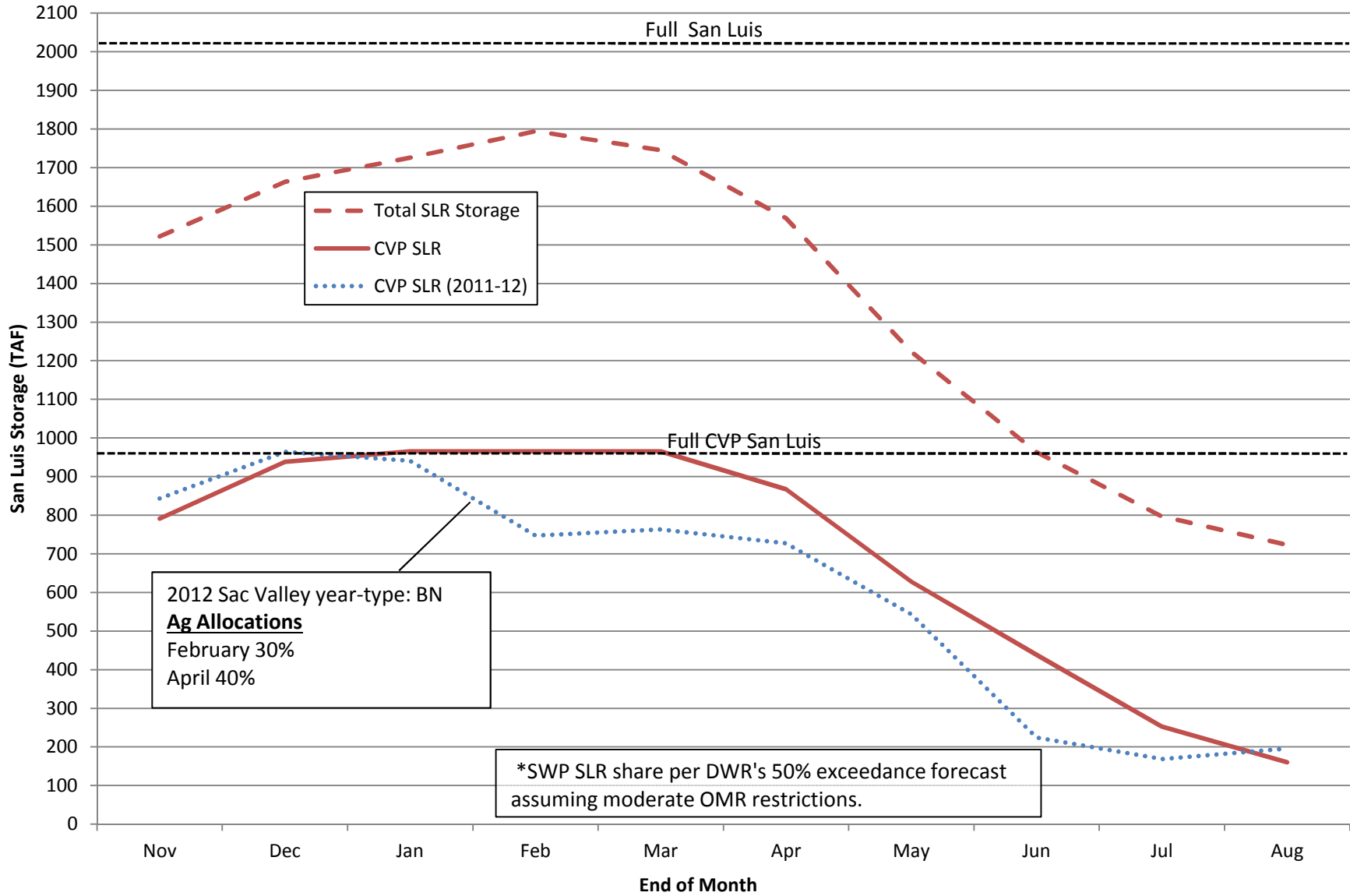
18. **Reports Pursuant to Government Code Section 54954.2**

No report given.

19. **Adjournment**

The meeting was adjourned at approximately 11:55 a.m.

2018 San Luis Storage Refill Projection 50% Exceedance Hydrology



2018 San Luis Storage Refill Projection

90% Exceedance Hydrology

