



**Notice of San Luis & Delta-Mendota Water Authority
Board of Directors Regular Meeting
Thursday, November 7, 2019, 9:30 a.m.**

SLDMWA Boardroom
842 6th Street, Los Banos

[telephonic participation locations identified below]

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 October 10, 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 9/30/19**
8. **Board of Directors to Consider Acceptance of Staff Reports:**
 - a. **Operations & Maintenance**
 - b. **Science Program**
 - c. **Activity Agreements**

Action Items

9. **Board of Directors to Consider Resolution Recognizing the Service and Contributions of Curtis Creel, General Manager for Kern County Water Agency, Michael**
10. **Board of Directors to Consider Resolution Certifying the 2019 Final Long-Term Water Transfers Environmental Impact Report (SCH #2011011010), Adopting CEQA Findings of Fact, and Adopting a Mitigation Monitoring and Reporting Program, Mizuno**

11. **Board of Directors to Consider Resolution Adopting Justification for Single Source Procurement for Professional Services to Study Possible Future Actions Associated with the B.F. Sisk Dam Raise Project, Authorizing Execution of Agreement with CDM Smith for Professional Services and Expenditure of up to \$250,000 from the Leg/Ops Budget, and Authorizing Related Actions, Barajas**
12. **Board of Directors to Consider Adoption of Committee Recommendations Regarding Authorization for Executive Director to Execute Contributed Funds Agreement with the Bureau of Reclamation to Perform Activities Related to the B.F. Sisk Dam Raise Project and Expenditure of up to \$50,000 from the Leg/Ops Budget, Barajas**

Report Items

13. Review of Proposed Fiscal Year 21 and Preliminary Fiscal Year 22 Operations and Maintenance (O&M) Budget, Mizuno
14. Briefing on Biological Opinions for the Reinitiation of Consultation on the Long-Term Operation of the Central Valley Project and State Water Project, Petersen
15. Report on State and Federal Affairs, Petersen/Dennis Cardoza
16. Update on California Storage Projects, Barajas/Mizuno
(May include reports on activities related to 1) Sites Reservoir; 2) Temperance Flat Reservoir; 3) Los Vaqueros Reservoir; 4) Shasta Reservoir; 5) San Luis Reservoir; 6) Pacheco Reservoir; 7) Del Puerto Canyon Reservoir)
17. Update on Infrastructure Projects, Mizuno
(May include reports on activities related to 1) San Luis Transmission Project; 2) Delta-Mendota Canal Subsidence; 3) Jones Pumping Plant Unit Motor Rewind Project)
18. Update on Water Transfer/Exchanges/Release Program, Mizuno
19. Update on Water Operations and Forecasts, Tom 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. **CLOSED SESSION**

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Initiation of Litigation Pursuant to paragraph (4) of Subdivision (d) of Government Code Section 54956.9 – 5 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 – 4 potential cases

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. 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)
- G. City of Fresno, et al. v. United States, U.S. Court of Federal Claims, Case No. 16-1276L (Friant Takings Suit)
- H. 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”)
- I. 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”)

24. Return to Open Session

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

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

27. 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.

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