



**Notice of San Luis & Delta-Mendota Water Authority  
Board of Directors Regular Meeting  
Thursday, July 13, 2023, 9:30 a.m.**

**SLDMWA Boardroom  
842 6th Street, Los Banos  
(List of Member/Alternate Telephonic Locations Attached)**

**Public Participation Information**

**Join Zoom Meeting**

**<https://us02web.zoom.us/j/83473159533?pwd=NnVPelJrY25sQVZ2cDRjWkdQZXhkQT09>**

**Meeting ID: 834 7315 9533**

**Passcode: 410283**

**One tap mobile**

**+16699006833,,83473159533#,,,,\*410283# US (San Jose)**

**+16694449171,,83473159533#,,,,\*410283# US**

**Dial by your location**

**• +1 669 900 6833 US (San Jose)**

**• +1 669 444 9171 US**

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NOTE: Any member of the public may address the Board concerning any item on the agenda before or during its consideration of that item, as appropriate. 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: Meeting materials have been made available to the public on the San Luis & Delta-Mendota Water Authority's website, <https://www.sldmwa.org>, and at the Los Banos Administrative Office, 842 6<sup>th</sup> Street, Los Banos, CA 93635.

**Agenda**

1. Call to Order/Roll Call
2. Board to Consider Additions or Corrections to the Agenda of Items, as authorized by Government Code Section 54950 et seq.
3. 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.

4. **Board of Directors to Consider Approval of June 8, 2023 Meeting Minutes, and June 21, 2023 Workshop Minutes**

5. **Board of Directors to Consider Acceptance of Financial & Expenditures Reports**
6. **Board of Directors to Consider Acceptance of Staff Reports:**
  - a. **O&M Budget to Actual**
  - b. **Operations & Maintenance**
  - c. **Science Program**
  - d. **Activity Agreements**
  - e. **Procurement Activity**

### **Action Items**

7. **Board of Directors to Consider Authorizing Los Vaqueros Reservoir Expansion Project Activity Agreement Expenditure of up to \$1,239,000 in FY24 to Fund Amendment No. 5 to the Cost Share Agreement for Los Vaqueros Reservoir Expansion Project Planning, Arroyave**
8. **Board of Directors to Consider Adopting Resolution Authorizing Execution of Letter of Agreement for Cost Share of Final Design and Construction Activities for the B.F. Sisk Dam Raise Project, Arroyave**
9. **Board of Directors to Consider Authorizing Execution of Agreement with EKI Environment & Water, Inc. for SGMA Support Services and \$1.5 Million Increase to Activity Agreement (Fund 63) Budget, Petersen**

### **Report Items**

10. Report on State and Federal Affairs, Petersen/Dennis Cardoza/Kristin Olsen
11. Executive Director's Report, Barajas  
(May include reports on activities related to 1) CVP/SWP water operations; 2) California storage projects; 3) regulation of the CVP/SWP; 4) existing or possible new State and Federal policies; 5) Water Authority activities)
12. Chief Operating Officer's Report, Arroyave  
(May include reports on activities related to 1) OM&R; 2) Infrastructure Projects; 3) Water transfers, exchanges, and release program)
13. Update on Water Operations and Forecasts, Arroyave/Bureau of Reclamation
14. Committee Reports:
  - a. Water Resources Committee Activities, Bourdeau
  - b. Finance & Administration Committee Activities, Hansen
  - c. O & M Technical Committee Activities, White
15. Outside Agency/Organization Reports:
  - 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 Blueprint Effort
  - f. San Joaquin Valley Collaborative Action Program
  - g. Central Valley Project Water Association
16. Board Member Reports
17. **CLOSED SESSION**

#### **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

Initiation of Litigation Pursuant to paragraph (4) of Subdivision (d) of Government Code Section 54956.9 – 3 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 – 3 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. Haaland, et al., U.S. District Court, E.D. Cal., Case No. 1:05-cv-01207; 9th Cir., Case No. 21-15163 (2005 DMC Contract Renewals)
- B. Pacific Coast Federation of Fishermen's Associations, et al. v. Conant, et al., U.S. District Court, E.D. Cal., Case No. 2:11-cv-02980; 9th Cir. Case No. 23-15599 (PCFFA v. Glaser or GBP Citizen Suit)
- C. City of Fresno, et al. v. United States, U.S. Court of Appeals for the Federal Cir., Case No. 22-1994; U.S. Court of Federal Claims, Case No. 1:16-cv-01276 (2014 Friant Div. Operations)
- D. North Coast Rivers Alliance v. Delta Stewardship Council, Sac. Co. Superior Court, Case No. 34-2018-80002898, Third District Court of Appeal Case No. C097948 (Delta Plan Amendment Cases)
- E. North Coast Rivers Alliance, et al. v. San Luis & Delta-Mendota Water Authority, et al., Merced Co. Superior Court, Case No. 19CV-04989; Fifth District Court of Appeal, Case No. F085972 (GBP Long-Term Storm Water Management Plan)
- F. Pacific Coast Federation of Fishermen's Associations, et al. v. Raimondo, et al., U.S. District Court, E.D. Cal., Case No. 1:20-cv-00431 (ROC on LTO BiOps)
- G. California Natural Resources Agency, et al. v. Raimondo, et al., U.S. District Court, E.D. Cal., Case No. 1:20-cv-00426 (ROC on LTO BiOps)
- H. CDWR Water Operation Cases, Sac. Co. Superior Court, Case No. JCCP 5117 (formerly Tehama-Colusa Canal Authority, et al. v. California Department of Water Resources, et al., Fresno Co. Superior Court, Case No. 20CECG01303) (SWP EIR Challenge)
- I. AquAlliance, et al. v. U.S. Bureau of Reclamation, et al., U.S. District Court, E.D. Cal., Case No. 1:20-cv-00878 (Long-Term Water Transfers EIS/EIR)
- J. AquAlliance et al. v. San Luis & Delta-Mendota Water Authority, Merced Co. Superior Court, Case No. 21CV-03487 (Long-Term Water Transfers EIS/EIR Addendum)
- K. California Sportfishing Protection Alliance, et al. v. State Water Resources Control Board, et al., Sac. Co. Superior Court, Case No. 34-2021-80003761 (2021 TUCP Order)
- L. California Sportfishing Protection Alliance, et al. v. State Water Resources Control Board, et al., Sac. Co. Superior Court, Case No. 34-2021-80003763 (2021 Temp. Mgmt. Plan)

18. Return to Open Session / Report from Closed Session, if any Required by Government Code Section 54957.1

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

20. ADJOURNMENT

Persons with a disability may request disability-related modification or accommodation by contacting Cheri Worthy or Sandi Ginda at the San Luis & Delta-Mendota Water Authority Office, 842 6th Street, P.O. Box 2157, Los Banos, California, via telephone at (209) 826-9696, or via email at [cheri.worthy@sldmwa.org](mailto:cheri.worthy@sldmwa.org) or [sandi.ginda@sldmwa.org](mailto:sandi.ginda@sldmwa.org). Requests should be made as far in advance as possible before the meeting date, preferably 3 days in advance of regular meetings or 1 day in advance of special meetings/workshops.

This agenda has been prepared as required by the applicable laws of the State of California, including but not limited to, Government Code Section 54950 et seq. and has not been prepared with a view to informing an investment decision in any of the Authority's bonds, notes or other obligations. Any projections, plans or other forward-looking statements included in the information in this agenda are subject to a variety of uncertainties that could cause any actual plans or results to differ materially from any such statement. The information herein is not intended to be used by investors or potential investors in considering the purchase or sale of the Authority's bonds, notes or other obligations and investors and potential investors should rely only on information filed by the Authority on the Municipal Securities Rulemaking Board's Electronic Municipal Market Access System for municipal securities disclosures, maintained on the World Wide Web at <https://emma.msrb.org/>.

FinalSLDMWA BOARD OF DIRECTORS REGULAR MEETING  
TELEPHONIC LOCATIONS  
July 13, 2023

2180 Enrico Avenue  
Firebaugh, CA 93622

7357 W. Tenaya Ave  
Fresno, CA 93723



**SAN LUIS & DELTA-MENDOTA WATER AUTHORITY BOARD OF  
DIRECTORS REGULAR MEETING  
MINUTES JUNE 8, 2023**

The Board of Directors of the San Luis & Delta-Mendota Water Authority convened at approximately 9:30 a.m. at 842 6th Street in Los Banos, California, with Chair Cannon Michael presiding.

**Directors and Alternate Directors in Attendance**

**Division 1**

David Weisenberger, Director  
Bobby Pierce, Director  
Anthea Hansen, Director  
Ed Pattison, Director - Lea Emmons, Alternate

**Division 2**

Ross Franson, Director  
William Bourdeau, Director  
Beau Correia, Director (arrived during item 11)

**Division 3**

Chris White, Alternate for Dan McCurdy  
Cannon Michael, Director  
Ric Ortega, Director

**Division 4**

Aaron Baker, Alternate for John Varela  
Richard Santos, Director - Jim Beall, Alternate (via ZOOM)  
Steve Wittry, Director  
Joe Tonascia, Director

**Division 5**

Bill Pucheu, Director  
Kirk Teixeira, Director  
Manny Amorelli, Director

**Authority Representatives Present**

Federico Barajas, Executive Director  
Rebecca Akroyd, General Counsel  
Rebecca Harms, Deputy General Counsel  
Scott Petersen, Water Policy Director  
Ray Tarka, Director of Finance (via ZOOM)  
Bob Martin, Facilities O&M Director (via ZOOM)  
Lauren Viers, Accountant III  
Darlene Neves, Operational Accounting Supervisor  
Stewart Davis, IT Officer

**Others in Attendance**

Mitch Partovi, Water Agency  
Chase Hurley, Pacheco Water District

Brandon Souza, Farm Water Coalition (via ZOOM)  
Dennis Cardoza, Foley & Lardner, LLP (via ZOOM)  
Bill Ball, Foley, Foley & Lardner, LLP (via ZOOM)  
Kristin Olsen, Calstrat (via ZOOM)  
Brian Nash, Richardson and Company, LLP (via ZOOM)  
Liz Kiteck, Bureau of Reclamation (via ZOOM)  
Danny Wade, Tranquillity Irrigation District (via ZOOM)

**1. Call to Order/Roll Call**

The meeting was called to order by Chair Cannon Michael and roll was called.

**2. Board to Consider Additions or Corrections to the Agenda of Items, as authorized by Government Code Section 54950 et seq.**

General Counsel Rebecca Akroyd noted a correction to agenda item 8, replacing FY 2021 with FY 2022.

**CONSENT ITEMS**

**3. Agenda Items 4-6: Board to Consider: a) May 4, 2023 Meeting Minutes, b) Acceptance of the Financial & Expenditures Reports, c) Staff Reports.**

On a motion of Director Richard Santos, seconded by Director Ric Ortega, the Board accepted the May 4, 2023 Meeting Minutes, Financial Expenditures Reports, and Staff Reports. The vote on the motion was as follows:

AYES:	Weisenberger, Pierce, Hansen, Pattison, Franson, Bourdeau, White, Michael, Ortega, Baker, Santos, Wittry, Tonascia, Pucheu, Teixeira, Amorelli
NAYS:	None
ABSTENTIONS:	None

**ACTION ITEMS**

**4. Agenda Item 7: Board of Directors to Consider Resolution Recognizing the Service and Contributions of Rick Gilmore, Former General Manager of Byron-Bethany Irrigation District.**

Executive Director Federico Barajas provide a brief summary of the resolution recognizing Rick Gilmore's outstanding contributions to the Authority and to water policy in California following his retirement as General Manager of Byron-Bethany Irrigation District (BBID), and untimely death in May 2023. Barajas presented the Golden Bucket Award to BBID's General Manager Ed Pattison to be added to the display at BBID dedicated to Rick Gilmore's career achievements. Chair Cannon Michael, and Director Ed Pattinson provided additional comments.

On a motion of Director Richard Santos, seconded by Director Bill Pucheu, the Board approved resolution recognizing the service and contributions of Rick Gilmore, former General Manager of Byron-Bethany Irrigation District. The vote on the motion was as follows:

AYES:	Weisenberger, Pierce, Hansen, Pattison, Franson, Bourdeau, White, Michael, Ortega, Baker, Santos, Wittry, Tonascia, Pucheu, Teixeira, Amorelli
NAYS:	None
ABSTENTIONS:	None

**5. Agenda Item 8: Board of Directors to Consider Finance & Administration Committee Recommendation Regarding Acceptance of Final Fiscal Year 2022 Audited Financial Statements.**

Finance Director Ray Tarka introduced Brian Nash of Richardson and Company, LLP. Nash briefly reviewed the Fiscal Year 2022 audited financial statements and the management letter highlighting key items. Director Anthea Hansen reported that the Finance & Administration Committee reviewed the audited financial statements in depth, and recommended the Fiscal Year 2022 audited financial statements to the Board, with grammatical changes, for approval. Director Anthea Hansen thanked Authority staff for their good work.

On a motion of Director Anthea Hansen, seconded by Director Bill Pucheu, the Board approved the final Fiscal Year 2022 audited financial statements. The vote on the motion was as follows:

AYES:	Weisenberger, Pierce, Hansen, Pattison, Franson, Bourdeau, White, Michael, Ortega, Baker, Santos, Wittry, Tonascia, Pucheu, Teixeira, Amorelli
NAYS:	None
ABSTENTIONS:	None

**6. Agenda Item 9: Board of Directors to Consider Water Resources Committee Regarding Adoption of Staff Recommendation for Positions on the following Legislation:**

Water Policy Director Scott Petersen reported and provided staff and Water Resources Committee recommended positions for consideration on the following legislation:

- a. **H.R. 3675 (Boebert)**, Western Water Accelerated Revenue Repayment Act
- b. **S. 658 (Booker)**, EQIP Improvement Act of 2023
- c. **S.\_\_\_\_ (Feinstein)**, Canal Conveyance Capacity Restoration Act.
- d. **S.\_\_\_\_ (Feinstein)**, STREAM Act
- e. **S.\_\_\_\_ (Feinstein)**, RAIN Act
- f. **AB 754 (Papan)**, Water management planning: automatic conservation plan
- g. **AB 1205 (Bauer-Lahan)**, Water rights: sale, transfer, or lease: agricultural lands

On a motion of Director William Bourdeau, seconded by Alternate Director Chris White, the Board adopted the staff recommendation for positions on federal legislation (HR 3675, S. \_\_{Feinstein}, Canal Conveyance Act, S. \_\_{Feinstein}, STREAM Act – Support; S. {Feinstein}, RAIN Act – Support and Amend; S. 658 - Oppose). The vote on the motion was as follows:

AYES:	Weisenberger, Pierce, Hansen, Pattison, Franson, Bourdeau, White, Michael, Ortega, Baker, Santos, Wittry, Tonascia, Pucheu, Teixeira, Amorelli
NAYS:	None
ABSTENTIONS:	None

On a motion of Alternate Director Chris White, seconded by Director William Bourdeau, the vote adopted the staff recommendation for positions on state legislation (AB754, AB1205 – oppose). The vote on the motion was as follows:

AYES:	Weisenberger, Pierce, Hansen, Pattison, Franson, Bourdeau, White, Michael, Ortega, Wittry, Tonascia, Pucheu, Teixeira, Amorelli
NAYS:	None
ABSTENTIONS:	Baker, Santos

**7. Agenda Item 10: Board of Directors to Consider Authorizing Increase in B.F. Sisk Dam Raise and Reservoir Expansion Project Activity Agreement Budget of \$2.5 Million.**

Chief Operating Officer Pablo Arroyave reported that two cash calls of \$10M will be necessary from the Activity Agreement Members prior to proceeding to the construction phase of the B.F. Sisk Dam Raise and Reservoir Expansion Project (Project). Arroyave reported that the first cash call of \$10M is expected to cover pre-construction and preliminary design activities from July 2023-September 2024. Arroyave reported that the second cash call of \$10M would be used for final design activities and would be required by approximately October 1, 2024. Arroyave reported that the present action, a requested budget increase of \$2.5M, is the first quarterly payment toward the initial \$10M commitment. Arroyave reported staff's expectation that these funds will mostly go toward planning and design activities related to the Highway 152 component of the project, including coordination with Caltrans. Arroyave reported that this is an Activity Agreement action, and there are no budget impacts to any other Authority activities. Arroyave reported that the Authority will invoice each Activity Agreement member their allocated share of the funding following agreement.

On a motion of Alternate Director Aaron Baker, seconded by Director Richard Santos, the Board authorized an increase in the B.F. Sisk Dam Raise and Reservoir Expansion Project Activity Agreement Budget of \$2.5 million. The vote on the motion was as follows:

AYES: Weisenberger, Pierce, Hansen, Pattison, Franson, Bourdeau, White, Michael, Ortega, Baker, Santos, Wittry, Tonascia, Pucheu, Teixeira, Amorelli

NAYS: None

ABSTENTIONS: None

## REPORT ITEMS

### 8. **Agenda Item 11: Report on State and Federal Affairs.**

Water Policy Director Scott Petersen reported that staff will be going to Washington, DC next week along with a few member agencies, and are looking forward to a successful trip. Petersen encouraged the Board members to reach out if their agency is interested in coordinating/participating in future trips.

Petersen provided administrative and legislative updates related to staffing, the recent debt ceiling legislation and associated NEPA provisions, the reinitiation of consultation on the long-term operations of the Central Valley Project and State Water Project, the Farm bill, and the state budget and bond proposals.

### 9. **Agenda Item 12: Executive Director's Report.**

- a. **Strategic Plan Workshop** – Executive Director Federico Barajas reported that the second Strategic Plan Workshop is scheduled later this month at the Los Banos Community Center.
- b. **New Building** – Executive Director Federico Barajas reported that the architects have provided the renderings of the new building, which will be shared at a later date.
- c. **Panoche Water District**– Former General Counsel Diane Rathmann will be retiring from Panoche Water District in the near future, and there will be an event next month.

### 10. **Agenda Item 13: Chief Operating Officer's Report**

- a. **Jones Pumping Plant** – Chief Operating Officer Pablo Arroyave reported that the Bureau has a 5-day maintenance scheduled at the Tracy Fish Facility, which means Jones Pumping Plant will be completely shut down between 8:00 a.m. - 4:30 p.m. Arroyave reported that staff will be working closely with the Bureau to avoid early incursion of San Luis Reservoir drawdown.
- b. **Repayment Contract Discussions** – Arroyave reported that the Authority is beginning repayment contract discussions with the Bureau regarding the Jones Pumping Plant Excitation System Project, and the Delta Mendota Canal Subsidence Correction Project.
- c. **Jones Pumping Plant Rewind** – Arroyave reported that the last Jones Pumping Plant

unit rewind will be completed next month. Facilities O&M Director Bob Martin provided additional details.

**11. Agenda Item 14: Update on Water Operations and Forecasts**

Chief Operating Officer Pablo Arroyave introduced Liz Kiteck from the Central Valley Operations Office (CVO) of the Bureau of Reclamation to provide an overview of CVP water operations and the latest forecasts. Kiteck reviewed storage levels for various CVP facilities. Kiteck further reported on excess conditions in the Delta, contractor demands, and projected San Luis Reservoir drawdown.

**12. Agenda Item 15: Committee Reports.**

- a. **Water Resources Committee** – Chair William Bourdeau reported that the committee met and addressed agenda items.
- b. **Finance & Administration Committee** – Chair Anthea Hansen reported that the committee met and addressed agenda items.
- c. **O&M Committee** – Chair Chris White reported that the committee had a tour of project facilities in May.

**13. Agenda Item 16: Outside Agency/Organization Reports.**

- a. **State and Federal Contractors Water Agency (SFCWA)** – Executive Director Federico Barajas reported that the next SFCWA meeting is July 21, 2023.
- b. **Family Farm Alliance (FFA)** – Report included in the packet.
- c. **Farm Water Coalition** – Brandon Souza reported that they recently published a newsletter in coordination with the Valley Ag Water Coalition regarding water rights. Souza reported that their popular social media influencer tours are returning to the San Joaquin Valley in August.
- d. **Association of California Water Agencies** – General Counsel Rebecca Akroyd provided a brief legal affairs update.
- e. **Water Blueprint for the San Joaquin Valley (WBSJV)** – Water Policy Director Scott Petersen reported that the next Blueprint meeting is June 21, 2023.
- f. **SJV CAP** – Water Policy Director Scott Petersen reported that workgroups continue to meet and discuss priorities and drafting for their respective areas: Safe Drinking Water; Sustainable Water Supplies; Ecosystem Health; Land Use, Demand Reduction and Land Repurposing; Implementation. Petersen reported that the Steering Committee members continue to meet to discuss the proposed budget and work with Reclamation regarding the requested funding. Petersen reported that the Plenary Group met on May 23, and the

meeting summary, and a presentation given to the Sustainable Water Supply Workgroup is included in the packet.

- g. CVPWA – Director Anthea Hansen reported that membership is increasing, and they are looking at dues. Hansen reported that there will be a Financial Affairs meeting June 23, 2023.

14. **Agenda Item 17: Board Member Reports.**

No reports.

15. **Agenda Items 18-19: Closed Session Report.**

Chair Cannon Michael adjourned the open session to address the items listed on the Closed Session Agenda at approximately 10:56 a.m. Upon return to open session at approximately 12:08 p.m., Chair Cannon Michael stated that no reportable actions were taken.

16. **Opportunity for Public Comment**

No public comment.

17. **Agenda Item 20: Reports Pursuant to Government Code Section 54954.2(a)(3)**

No report.

18. **Agenda Item 21: Adjournment.**

The meeting was adjourned at approximately 12:09 p.m.

**SAN LUIS & DELTA-MENDOTA WATER AUTHORITY  
SPECIAL WORKSHOP OF THE BOARD OF DIRECTORS  
MEETING MINUTES FOR JUNE 21, 2023**

The Special Workshop of the Board of Directors convened at approximately 9:08 a.m. at Los Banos Community Center, 645 7<sup>th</sup> Street, Los Banos, California with Chair Cannon Michael presiding.

**Board of Directors and Alternate Directors Present**

**Division 1**

Dave Weisenberger, Director  
Bobby Pierce, Director

**Division 2**

William Bourdeau, Director  
Beau Correia, Director (arrived during item 4)  
Bill Diedrich, Director (arrived during item 4)

**Division 3**

Chris White, Alternate for Dan McCurdy  
Jarrett Martin, Director  
Cannon Michael, Director  
Ric Ortega, Director - Ellen Wehr, Alternate

**Division 4**

Aaron Baker, Alternate  
Jim Beall, Alternate  
Steve Wittry, Director  
Joe Tonascia, Director - Joyce Machado, Alternate

**Division 5**

Absent

**Authority Representatives Present**

Federico Barajas, Executive Director  
Pablo Arroyave, Chief Operating Officer  
Rebecca Akroyd, General Counsel  
Scott Petersen, Water Policy Director  
Ray Tarka, Director of Finance  
Rebecca Harms, Deputy General Counsel  
Laures Stiles, Director of H.R.  
Bob Martin, Facilities O&M Director  
Cheri Worthy, Executive Secretary  
Chauncey Lee, O&M Manager  
Jaime McNeill, Engineering Manager  
Stewart Davis, IT Manager



## Others in Attendance

Martin Rauch, Rauch Communication Consultants Inc.  
Dana Jacobson, Valley Water  
Allison Febbo, Westlands Water District  
John Wiersma, Henry Miller Reclamation District

### 1. Call to Order/Roll Call

The meeting was called to order by Chair Cannon Michael at approximately 9:08 am.

### 2. Corrections to the Agenda

No corrections.

### 3. Opportunity for Public Comment

No public comment.

## REPORT ITEMS

### 4. Discussion regarding Strategic Plan Update

- a. **Discuss Strategic Plan Updates** – Martin Rauch reviewed the current status of the Water Authority’s effort to develop an updated Strategic Plan and reviewed the notes from the last workshop. Rauch then reviewed guidelines for the workshop. Following review of the process, Rauch guided the workshop participants through small group and large group exercises in which participants discussed and evaluated issues and challenges relating to Water Authority activity agreements, legal strategy, water supply, and cost allocation.
- b. **Activity Agreements** – Executive Director Federico Barajas reviewed the Water Authority Activity Agreements prior to the participants discussing the same in small and large groups.
- c. **Mission, Vision, and Values** – Martin Rauch requested input regarding the Mission, Vision, and Values statements by July 10, 2023.
- d. **Next Steps** – Martin Rauch described the next steps with the Strategic Plan process.

### 5. Executive Director’s Report

- a. **SLDMWA New Administrative Office Building** - Executive Director Federico Barajas provided a brief update regarding the new office building.
- b. **Strategic Plan Workshop** – Executive Director Federico Barajas reported that the next Strategic Plan Workshop will be scheduled August 10 after the Water Authority board meeting.

6. **Closed Session Report.**

Chair Cannon Michael adjourned the open session to address the items listed on the Closed Session Agenda at approximately 12:36 p.m. Upon return to open session at approximately 1:02 p.m., Chair Cannon Michael stated that no reportable actions were taken.

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

No reports.

8. **Adjournment.**

The meeting was adjourned at approximately 1:03 p.m.



## MEMO

**TO:** Board of Directors

**FROM:** Darlene Neves, Supervisor of Operational Accounting  
Raymond Tarka, Director of Finance

**SUBJECT:** July 2023 BOD Meeting Report - Finance  
Fiscal Year - March 1, 2023 through February 29, 2024

**DATE:** July 13, 2023

Attached are the Financial & Expenditures Reports.

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# San Luis & Delta-Mendota Water Authority

## Receivable Activity Report (Does Not Include Water Payment Transactions)

Month Ending May 31, 2023

	MEMBERS	USBR EMERGENCY	OTHER	TOTAL RECEIVABLE
<b>RECEIVABLE BALANCE APRIL 30, 2023</b>	<b>\$ 625,699.10</b>	<b>\$ -</b>	<b>\$ 64,754.28</b>	<b>\$ 690,453.38</b>
<b>Billings:</b>				
Cobra - Various Employees			1,819.81	1,819.81
Miscellaneous - Expense			360.00	360.00
San Joaquin Valley Drainage Authority			4,982.09	4,982.09
US Bank - Interest			1,710.66	1,710.66
USBR - Emergency Services Contracts		94,032.05		94,032.05
Volta Wells PG&E Costs - Various Districts			128.56	128.56
<b>TOTAL BILLINGS</b>	<b>\$ -</b>	<b>\$ 94,032.05</b>	<b>\$ 9,001.12</b>	<b>\$ 103,033.17</b>
<b>Collections:</b>				
Cobra - Various Employees			2,668.96	2,668.96
Miscellaneous - Expense			360.00	360.00
Membership - FY24 1st Installment	260,148.53			260,148.53
US Bank - Interest			1,710.66	1,710.66
USBR - Emergency Contract No. 14-0R-2020P0050			56,731.15	0.00
Volta Wells PG&E Costs - Various Districts			128.56	128.56
<b>TOTAL COLLECTIONS</b>	<b>\$ 260,148.53</b>	<b>\$ -</b>	<b>\$ 61,599.33</b>	<b>\$ 321,747.86</b>
<b>RECEIVABLE BALANCE MAY 31, 2023</b>	<b>\$ 365,550.57</b>	<b>\$ 94,032.05</b>	<b>\$ 12,156.07</b>	<b>\$ 471,738.69</b>

**San Luis & Delta-Mendota Water Authority**  
**SLDMWA**  
**A/R Aging Summary-Sorted by Category**  
**As of May 31, 2023**

ID	Customer	Current	(30)	(60)	(90)	(>90)	Category	Total
CAMP-MEMB	CAMP-MEMB Camp 13 Drainage District	\$0.00	\$0.00	\$0.00	\$26,093.50	\$0.00	MEMBERSHIP	\$26,093.50
PERE M	PERE M Madeline Pereira	\$0.00	\$0.00	\$0.00	\$0.00	(\$1.00)	MEMBERSHIP	(\$1.00)
PERR AMK	PERR AMK AMK Pereira, LLC	\$0.00	\$0.00	\$0.00	\$0.00	(\$1.00)	MEMBERSHIP	(\$1.00)
PWD-MEMB	PWD-MEMB Pacheco Water District	\$0.00	(\$0.01)	\$0.00	\$0.00	\$0.00	MEMBERSHIP	(\$0.01)
SLWD-MEMB	SLWD-MEMB San Luis Water District	\$0.00	\$0.00	\$0.00	\$0.00	(\$10.00)	MEMBERSHIP	(\$10.00)
WWD-MEMB	WWD-MEMB Westlands Water District	\$0.00	\$0.00	\$0.00	\$339,542.08	(\$73.00)	MEMBERSHIP	\$339,469.08
		\$0.00	\$47.14	\$0.00	\$1.84	\$0.00	MISC	\$48.98
SJVDA	SJVDA San Joaquin Valley Drainage Authority	\$4,982.09	\$0.00	\$0.00	\$0.00	\$0.00	MISC	\$4,982.09
SWC	SWC State Water Contractors	\$0.00	\$0.00	\$7,125.00	\$0.00	\$0.00	MISC	\$7,125.00
USBR-SERVICES	USBR-SERVICES U.S. Bureau of Reclamation	\$0.00	\$0.00	\$0.00	\$0.00	\$94,032.05	USBR-SERVICES	\$94,032.05
<b>Total</b>		<b>\$4,982.09</b>	<b>\$47.13</b>	<b>\$7,125.00</b>	<b>\$365,637.42</b>	<b>\$93,947.05</b>		<b>\$471,738.69</b>

**San Luis & Delta-Mendota Water Authority**  
**Cash Activity Detail Report - Operational**  
**For Month Ending May 31, 2023**

[illegible]

**San Luis & Delta-Mendota Water Authority**  
**Cash Activity Detail Report - Operational**  
**For Month Ending May 31, 2023**

Daily Interest Rates: Type of Account: Account #:		Cash on Hand	0.00% CVCB Checking	0.00% CVCB Payroll	0.75% CVCB Transactional	0.75% CVCB Emergency Reserve	4.16% Cal Trust 2510 Short Term 201	3.44% Cal Trust 2510 Medium Term 202	4.95% Cal Trust 2510 Blck Rck Fed 205	5.05% Cal Trust 2510 Liquidity 203	5.02% Cal Trust 2510 Blck Rck LEAF 204	3.10% LAIF 4-006	Petty Cash	Total
<b>Cash Balance as of 4/30/2023</b>		0.00	(332,289.23)	5,000.00	1,753,898.51	2,207,920.30	515,750.14	478,632.14	7,089,457.41	7,099,587.72	7,100,842.00	4,630,043.70	1,000.00	30,549,842.69
<b>Date</b>	<b>Wire Payments</b>													
05/03/23	Ceridian funding for 5/5/23 PR & Taxes	0.00	0.00	0.00	(386,261.26)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	(386,261.26)
05/03/23	Ceridian wire fees	0.00	0.00	(175.00)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	(175.00)
05/17/23	Ceridian funding for 5/19/23 PR & Taxes	0.00	0.00	0.00	(403,145.11)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	(403,145.11)
05/17/23	Ceridian wire fees	0.00	0.00	(140.00)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	(140.00)
05/17/23	Shepherd OU	0.00	0.00	0.00	(1,485.00)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	(1,485.00)
05/17/23	Stoel Rives LLP	0.00	0.00	0.00	(493.28)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	(493.28)
05/22/23	St Dept of Water Resources	0.00	0.00	0.00	(1,443,004.55)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	(1,443,004.55)
05/31/23	Ceridian funding for 6/2/23 PR & taxes	0.00	0.00	0.00	(405,635.67)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	(405,635.67)
05/31/23	DOI-BOR-Region: Mid Pacific	0.00	0.00	0.00	(1,684,115.00)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	(1,684,115.00)
		0.00	0.00	(315.00)	(4,324,139.87)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	(4,324,454.87)
<b>Date</b>	<b>CVCB Sweep Checking/Trans Muni</b>													
05/01/23	Sweep from Transactional Account	0.00	108,871.10	0.00	(108,871.10)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
05/02/23	Sweep from Transactional Account	0.00	55,224.57	0.00	(55,224.57)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
05/03/23	Sweep from Transactional Account	0.00	18,970.26	0.00	(18,970.26)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
05/04/23	Sweep from Transactional Account	0.00	29,467.43	0.00	(29,467.43)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
05/05/23	Sweep from Transactional Account	0.00	106,437.70	0.00	(106,437.70)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
05/08/23	Sweep from Transactional Account	0.00	21,319.96	0.00	(21,319.96)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
05/09/23	Sweep from Transactional Account	0.00	83,195.73	0.00	(83,195.73)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
05/10/23	Sweep from Transactional Account	0.00	240,243.47	0.00	(240,243.47)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
05/11/23	Sweep from Transactional Account	0.00	17,763.96	0.00	(17,763.96)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
05/12/23	Sweep from Transactional Account	0.00	18,836.81	0.00	(18,836.81)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
05/15/23	Sweep from Transactional Account	0.00	38,900.31	0.00	(38,900.31)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
05/16/23	Sweep from Transactional Account	0.00	21,700.00	0.00	(21,700.00)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
05/17/23	Sweep from Transactional Account	0.00	59.00	0.00	(59.00)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
05/18/23	Sweep from Transactional Account	0.00	37,517.25	0.00	(37,517.25)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
05/19/23	Sweep from Transactional Account	0.00	97,340.06	0.00	(97,340.06)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
05/22/23	Sweep from Transactional Account	0.00	38,672.60	0.00	(38,672.60)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
05/23/23	Sweep from Transactional Account	0.00	129,345.20	0.00	(129,345.20)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
05/24/23	Sweep from Transactional Account	0.00	246,917.92	0.00	(246,917.92)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
05/25/23	Sweep from Transactional Account	0.00	25,007.51	0.00	(25,007.51)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
05/26/23	Sweep from Transactional Account	0.00	347,914.15	0.00	(347,914.15)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
05/30/23	Sweep from Transactional Account	0.00	54,614.23	0.00	(54,614.23)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
05/31/23	Sweep from Transactional Account	0.00	7,518.96	0.00	(7,518.96)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
		0.00	1,745,838.18	0.00	(1,745,838.18)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>Date</b>	<b>Bank Fee/Bank Error/Adjustments</b>													
05/01/23	Incoming Wire Fees	0.00	0.00	0.00	(20.00)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	(20.00)
05/04/23	Change in share price	0.00	0.00	0.00	0.00	0.00	515.24	2,444.50	0.00	0.00	0.00	0.00	0.00	2,959.74
05/09/23	Incoming Wire Fees	0.00	0.00	0.00	(20.00)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	(20.00)
05/10/23	Incoming Wire Fees	0.00	0.00	0.00	(20.00)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	(20.00)
05/10/23	Change in share price	0.00	0.00	0.00	0.00	0.00	(515.24)	(977.80)	0.00	0.00	0.00	0.00	0.00	(1,493.04)
05/12/23	Incoming Wire Fees	0.00	0.00	0.00	(20.00)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	(20.00)
05/15/23	Incoming Wire Fees	0.00	0.00	0.00	(60.00)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	(60.00)
05/15/23	Analysis Charge	0.00	(31.62)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	(31.62)
05/18/23	Change in share price	0.00	0.00	0.00	0.00	0.00	(515.23)	(2,933.40)	0.00	0.00	(709.94)	0.00	0.00	(4,158.57)
05/30/23	Change in share price	0.00	0.00	0.00	0.00	0.00	0.00	(1,955.59)	0.00	0.00	0.00	0.00	0.00	(1,955.59)
		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
		0.00	(31.62)	0.00	(140.00)	0.00	(515.23)	(3,422.29)	0.00	0.00	(709.94)	0.00	0.00	(4,819.08)
<b>Date</b>	<b>Interest Earned</b>													
05/31/23	Interest Earned	0.00	0.00	0.00	4,697.30	1,497.15	1,897.73	1,467.65	29,803.98	20,662.30	30,257.04	0.00	0.00	90,283.15
		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
		0.00	0.00	0.00	4,697.30	1,497.15	1,897.73	1,467.65	29,803.98	20,662.30	30,257.04	0.00	0.00	90,283.15
<b>Cash Balance as of 5/31/2023</b>		0.00	(301,375.21)	5,000.00	8,347,604.64	2,209,417.45	517,132.64	476,677.50	7,119,261.39	4,120,250.02	7,130,389.10	4,630,043.70	1,000.00	34,255,401.23

**Note: Daily Interest Rates are through 5/31/2023**

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**San Luis & Delta-Mendota Water Authority**  
**Grant and USBR Funds Cash Activity Detail Report**  
**For Month Ending May 31, 2023**

Non-Interest Bearing Account		CVCB Checking Grants	CVCB Checking DMC Subsidence Correction Funding	CVCB Checking USBR Rewind	CVCB Checking IRWM P1R1	Total
Account #:		8778	1787	8751	0659	
Cash Balance as of 4/30/2023		243,343.91	0.00	0.00	73,914.84	317,258.75
Date	Receipts - Remote Deposit					
		0.00	0.00	0.00	0.00	0.00
		0.00	0.00	0.00	0.00	0.00
		0.00	0.00	0.00	0.00	0.00
		0.00	0.00	0.00	0.00	0.00
Date	Receipts - Wires & ACH					
		0.00	0.00	0.00	0.00	0.00
		0.00	0.00	0.00	0.00	0.00
		0.00	0.00	0.00	0.00	0.00
Date	Checks Written					
		0.00	0.00	0.00	0.00	0.00
		0.00	0.00	0.00	0.00	0.00
Date	Wires In from					
		0.00	0.00	0.00	0.00	0.00
		0.00	0.00	0.00	0.00	0.00
Date	Transfers From					
		0.00	0.00	0.00	0.00	0.00
		0.00	0.00	0.00	0.00	0.00
Date	Transfers Out - To Transactional Acct					
		0.00	0.00	0.00	0.00	0.00
		0.00	0.00	0.00	0.00	0.00
		0.00	0.00	0.00	0.00	0.00
Date	Bank Fee/Bank Error/Adjustments					
		0.00	0.00	0.00	0.00	0.00
		0.00	0.00	0.00	0.00	0.00
		0.00	0.00	0.00	0.00	0.00
Cash Balance as of 5/31/2023		243,343.91	0.00	0.00	73,914.84	317,258.75

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CC: RT, DN



**San Luis & Delta-Mendota Water Authority**  
**Cash Activity Detail Report - JPP Unit Rewinds Bond 2021A**  
**For Month Ending May 31, 2023**

Account Information:		CVCB Bond 2021A	US Bank Bond 2021A	Total
<b>Cash Balance as of 4/30/2023</b>		0.00	455,799.47	455,799.47
<b>Date</b>	<b>Payment Receipts</b>			
		0.00	0.00	0.00
		0.00	0.00	0.00
		0.00	0.00	0.00
<b>Date</b>	<b>To/From CAR - Operational</b>			
		0.00	0.00	0.00
		0.00	0.00	0.00
		0.00	0.00	0.00
<b>Date</b>	<b>Incoming / Outgoing Funds</b>			
		0.00	0.00	0.00
		0.00	0.00	0.00
		0.00	0.00	0.00
<b>Date</b>	<b>Interest Earned / Adjustments</b>			
05/31/23	Interest Earned / Adjustments	0.00	1,664.81	1,664.81
		0.00	0.00	0.00
		0.00	1,664.81	1,664.81
<b>Cash Balance as of 5/31/2023</b>		0.00	457,464.28	457,464.28

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06/27/23

NOTE: US Bank May Beginning balance has changed Interest for April was recorded 06/13/23

**San Luis & Delta-Mendota Water Authority**  
**SLDMWA**  
**A/P Register**  
**May 1, 2023 - May 31, 2023**

Account Type	Date	Document	Vendor	Paid
<b>ACCOUNTS PAYABLE</b>				
Vendor Bill Payment	5/3/2023	38333	25690 AP SAFETY TRAINING, INC./ ERI SAFETY VIDEOS;AU	\$800.00
Vendor Bill Payment	5/3/2023	38334	2250 CDW GOVERNMENT	\$855.76
Vendor Bill Payment	5/3/2023	38335	25616 CIRCA	\$6,995.00
Vendor Bill Payment	5/3/2023	38336	25669 FMT CONSULTANTS, LLC	\$5,537.50
Vendor Bill Payment	5/3/2023	38337	4004 GILTON SOLID WASTE MANAGEMENT INC. / O'Neill	\$97.08
Vendor Bill Payment	5/3/2023	38338	5540 J B CONSULTING / JEFF BRYANT	\$875.00
Vendor Bill Payment	5/3/2023	38339	6049 KAHN, SOARES & CONWAY, LLP	\$72.00
Vendor Bill Payment	5/3/2023	38340	6026 KRONICK MOSKOVITZ ET AL	\$3,878.07
Vendor Bill Payment	5/3/2023	38341	25518 LOS BANOS PROPERTY MANAGEMENT SERVICES	\$8,524.80
Vendor Bill Payment	5/3/2023	38342	10262 MATRIX SCIENCES INTERNATIONAL INC./SOUTH DA	\$9,355.50
Vendor Bill Payment	5/3/2023	38343	25529 PG&E 0664015301-8	\$128.55
Vendor Bill Payment	5/3/2023	38344	8502 PITNEY BOWES GLOBAL FINANCIAL SERV., LLC./ LEA	\$806.19
Vendor Bill Payment	5/3/2023	38345	15074 PLATT	\$143.27
Vendor Bill Payment	5/3/2023	38346	25657 R&S ERECTION TRI COUNTY, INC.	\$585.00
Vendor Bill Payment	5/3/2023	38347	9579 RAMOS OIL COMPANY, INC.	\$5,568.15
Vendor Bill Payment	5/3/2023	38348	9631 RAUCH COMMUNICATION CONSULTANTS, INC.	\$3,640.00
Vendor Bill Payment	5/3/2023	38349	25586-EMPLOYEE	\$200.00
Vendor Bill Payment	5/3/2023	38350	6805 RELX INC. DBA LEXISNEXIS	\$208.00
Vendor Bill Payment	5/3/2023	38351	SAN LUIS WATER DISTRICT	\$207,614.36
Vendor Bill Payment	5/3/2023	38352	10269 SHERWIN-WILLIAMS	\$151.17
Vendor Bill Payment	5/3/2023	38353	10633 TRACY FORD	\$1,286.85
Vendor Bill Payment	5/3/2023	38354	11552 VERIZON WIRELESS	\$192.06
Vendor Bill Payment	5/3/2023	38355	12116 WALMART	\$431.24
Vendor Bill Payment	5/3/2023	38356	12111 WARDEN'S	\$838.30
Vendor Bill Payment	5/3/2023	38357	6026 KRONICK MOSKOVITZ ET AL	\$72,765.94
ACH	5/5/2023	24045	25536 SLDMWA EE ASSOCIATION	\$420.00
ACH	5/5/2023	24046	5004 ICMA RETIREMENT TRUST	\$94,757.47
Vendor Bill Payment	5/9/2023	38358	25607 AQUATIC HARVESTING	\$21,700.00
Vendor Bill Payment	5/9/2023	38359	7584 PETTY CASH	\$488.12
ACH	5/9/2023		VISA PAYMENT	\$26,633.73
Vendor Bill Payment	5/17/2023	38360	1041 ACWA/JPIA - Insurance Premiums	\$203,505.68
Vendor Bill Payment	5/17/2023	38361	25523 ALHAMBRA / LBAO 9459657	\$145.82
Vendor Bill Payment	5/17/2023	38362	10048 ALHAMBRA / LBFO 9459721	\$138.33
Vendor Bill Payment	5/17/2023	38363	25551 ALHAMBRA / OPP 4945111	\$187.29
Vendor Bill Payment	5/17/2023	38364	25552 ALHAMBRA / SLDM PUMP 4914649	\$161.77
Vendor Bill Payment	5/17/2023	38365	1169 ALL INDUSTRIAL ELECTRIC SUPPLY, INC.	\$10,588.23
Vendor Bill Payment	5/17/2023	38366	6006 APPLIED INDUSTRIAL TECHNOLOGIES INC.	\$102.11
Vendor Bill Payment	5/17/2023	38367	5503 ARCTIC GLACIER USA, INC. / LOS BANOS 96103091	\$338.04
Vendor Bill Payment	5/17/2023	38368	1269 AT&T 831-001-0448 912	\$1,079.00
Vendor Bill Payment	5/17/2023	38369	10195 AT&T 960 758 3850 555 7	\$1,378.01
Vendor Bill Payment	5/17/2023	38370	10196 AT&T LONG DISTANCE BAN:806492911	\$45.70
Vendor Bill Payment	5/17/2023	38371	25695 AT&T MOBILITY/SEI PROCESSING 060938356	\$1,711.53
Vendor Bill Payment	5/17/2023	38372	1671 BAKER MANOCK & JENSEN	\$26,644.29
Vendor Bill Payment	5/17/2023	38373	1602 BILL'S MOWER & SAW	\$45.09
Vendor Bill Payment	5/17/2023	38374	1654 BOBCAT CENTRAL INC.	\$198.04
Vendor Bill Payment	5/17/2023	38375	1677 BURLINGTON SAFETY LABORATORY INC.	\$356.50
Vendor Bill Payment	5/17/2023	38376	2407 CDM SMITH INC.	\$11,926.20
Vendor Bill Payment	5/17/2023	38377	6808-EMPLOYEE	\$206.50
Vendor Bill Payment	5/17/2023	38378	2105 COUNTY OF STANISLAUS / Fink Road Landfill	\$108.36
Vendor Bill Payment	5/17/2023	38379	2631 D8A COMMUNICATION TECHNOLOGIES	\$853.00
Vendor Bill Payment	5/17/2023	38380	2639 DHR HYDRO SERVICES INC.	\$65,555.08
Vendor Bill Payment	5/17/2023	38381	2629 DK ENTERPRISES INC. dba KINGS ROOFING	\$669.65
Vendor Bill Payment	5/17/2023	38382	2568 DLT SOLUTIONS, LLC	\$8,741.76
Vendor Bill Payment	5/17/2023	38383	2555 DON'S MOBILE GLASS INC.	\$668.00
Vendor Bill Payment	5/17/2023	38384	2637 DUNGAREES, LLC	\$912.76
Vendor Bill Payment	5/17/2023	38385	3037 E&M ELECTRIC & MACHINERY, INC. dba AVEVA SELE	\$981.23
Vendor Bill Payment	5/17/2023	38386	3075 EVOQUA WATER TECHNOLOGIES LLC	\$616.40
Vendor Bill Payment	5/17/2023	38387	25550 GILTON SOLID WASTE MANAGEMENT INC. / LBFO	\$73.16
Vendor Bill Payment	5/17/2023	38388	12019 GRAINGER INC.	\$4,245.42
Vendor Bill Payment	5/17/2023	38389	4610 H.T. HARVEY & ASSOCIATES	\$7,089.40

Vendor Bill Payment	5/17/2023	38390	25626 HALLMARK GROUP	\$49,370.08
Vendor Bill Payment	5/17/2023	38391	4534 HCL MACHINE WORKS	\$954.83
Vendor Bill Payment	5/17/2023	38392	4633 HOIST & CRANE SERVICE, INC.	\$1,968.00
Vendor Bill Payment	5/17/2023	38393	5047 INDUSTRIAL SCIENTIFIC CORP.	\$844.36
Vendor Bill Payment	5/17/2023	38394	5057-EMPLOYEE	\$206.50
Vendor Bill Payment	5/17/2023	38395	6049 KAHN, SOARES & CONWAY, LLP	\$141.32
Vendor Bill Payment	5/17/2023	38396	6034 KAMPS PROPANE INC. / MANTECA	\$1,029.15
Vendor Bill Payment	5/17/2023	38397	6081 KINGS RIVER WATER QUALITY COALITION	\$659.00
Vendor Bill Payment	5/17/2023	38398	25518 LOS BANOS PROPERTY MANAGEMENT SERVICES	\$502.92
Vendor Bill Payment	5/17/2023	38399	7008 MARFAB INC.	\$146.82
Vendor Bill Payment	5/17/2023	38400	10262 MATRIX SCIENCES INTERNATIONAL INC./SOUTH DA	\$2,754.00
Vendor Bill Payment	5/17/2023	38401	7030 MCMASTER-CARR	\$2,913.37
Vendor Bill Payment	5/17/2023	38402	7009 MERCED COUNTY REG. WASTE MGMT AUTHORITY	\$24.54
Vendor Bill Payment	5/17/2023	38403	25636 MIZUNO CONSULTING, INC.	\$2,400.00
Vendor Bill Payment	5/17/2023	38404	5555 MLJ ENVIRONMENTAL	\$13,440.25
Vendor Bill Payment	5/17/2023	38405	7221 MOODY'S INVESTORS SERVICE INC.	\$500.00
Vendor Bill Payment	5/17/2023	38406	7570 NAPA AUTO PARTS-LOS BANOS / 15111	\$456.97
Vendor Bill Payment	5/17/2023	38407	25547 O'REILLY / LOS BANOS 1068974	\$2,260.23
Vendor Bill Payment	5/17/2023	38408	8071 ORACLE AMERICA, INC.	\$1,225.55
Vendor Bill Payment	5/17/2023	38409	8595 PACIFIC ECO-RISK LAB. INC.	\$7,603.12
Vendor Bill Payment	5/17/2023	38410	7005 PACIFIC VALLEY COFFEE	\$110.80
Vendor Bill Payment	5/17/2023	38411	8583 PANOCHE DRAINAGE DISTRICT	\$15,475.08
Vendor Bill Payment	5/17/2023	38412	8511 PG&E 7262165466-3	\$4,547.37
Vendor Bill Payment	5/17/2023	38413	15074 PLATT	\$285.73
Vendor Bill Payment	5/17/2023	38414	25638-EMPLOYEE	\$480.77
Vendor Bill Payment	5/17/2023	38415	10002 SORENSEN'S ACE HARDWARE	\$72.88
Vendor Bill Payment	5/17/2023	38416	10069 SUMMERS ENGINEERING, INC.	\$28,326.62
Vendor Bill Payment	5/17/2023	38417	25548 TERRACON CONSULTANTS, INC.	\$294,205.00
Vendor Bill Payment	5/17/2023	38418	10655 THE WILDLIFE PROJECT	\$8,552.53
Vendor Bill Payment	5/17/2023	38419	10593 TRACY LOCK & SAFE	\$59.90
Vendor Bill Payment	5/17/2023	38420	2423-EMPLOYEE	\$179.22
Vendor Bill Payment	5/17/2023	38421	10601 TURLOCK IRRIGATION DISTRICT	\$97.93
Vendor Bill Payment	5/17/2023	38422	25697 U.S. BANK / 6712017600	\$700.00
Vendor Bill Payment	5/17/2023	38423	25584 U.S. BANK / 6712285200	\$3,000.00
Vendor Bill Payment	5/17/2023	38424	25583 U.S. BANK / 6712291400	\$3,750.00
Vendor Bill Payment	5/17/2023	38425	8507 U.S. POSTAL SERVICE	\$354.00
Vendor Bill Payment	5/17/2023	38426	11042 ULINE	\$155.72
Vendor Bill Payment	5/17/2023	38427	11029 UNITED PARCEL SERVICE	\$82.18
Vendor Bill Payment	5/17/2023	38428	25662 UNITED SITE SERVICES / ACT-00908631	\$81.30
Vendor Bill Payment	5/17/2023	38429	25521 UNWIRED BROADBAND INC. A00019063	\$249.98
Vendor Bill Payment	5/17/2023	38430	13002 YOUNG'S AIR CONDITIONING	\$72.14
WIRE	5/17/2023	24062	10327 SHEPHERD OU	\$1,485.00
WIRE	5/17/2023	24063	10326 STOEL RIVES LLP	\$493.28
ACH	5/19/2023	24064	25536 SLDMWA EE ASSOCIATION	\$435.00
ACH	5/19/2023	24065	5004 ICMA RETIREMENT TRUST	\$96,239.03
WIRE	5/22/2023	24066	2514 DEPT. OF WATER RESOURCES	\$1,443,004.55
Vendor Bill Payment	5/24/2023	38431	1141 AFLAC	\$993.00
Vendor Bill Payment	5/24/2023	38432	1154 AIRGAS USA, LLC	\$1,445.40
Vendor Bill Payment	5/24/2023	38433	1080 AMERICAN SEALS WEST INC.	\$506.86
Vendor Bill Payment	5/24/2023	38434	25610 AT&T MOBILITY 287312990252	\$1,032.84
Vendor Bill Payment	5/24/2023	38435	2217 C.A. SHORT COMPANY, INC	\$1,305.00
Vendor Bill Payment	5/24/2023	38436	9633 CALIBER COLLISION	\$3,642.65
Vendor Bill Payment	5/24/2023	38437	25667-EMPLOYEE	\$324.50
Vendor Bill Payment	5/24/2023	38438	25591-EMPLOYEE	\$324.50
Vendor Bill Payment	5/24/2023	38439	7582 PETTY CASH	\$165.26
Vendor Bill Payment	5/24/2023	38440	25669 FMT CONSULTANTS, LLC	\$2,950.00
Vendor Bill Payment	5/24/2023	38441	4531 HIXCO	\$1,506.60
Vendor Bill Payment	5/24/2023	38442	4500 HOLT OF CALIFORNIA	\$4,576.69
Vendor Bill Payment	5/24/2023	38443	5033 INDUSTRY PACKING & SEALS, INC.	\$266.31
Vendor Bill Payment	5/24/2023	38444	1171-EMPLOYEE	\$384.79
Vendor Bill Payment	5/24/2023	38445	7030 MCMASTER-CARR	\$121.77
Vendor Bill Payment	5/24/2023	38446	7037 MERCED COUNTY DEPT. OF AG.	\$2,430.00
Vendor Bill Payment	5/24/2023	38447	7009 MERCED COUNTY REG. WASTE MGMT AUTHORITY	\$82.00
Vendor Bill Payment	5/24/2023	38448	7029 MOTION INDUSTRIES, INC.	\$3,927.69
Vendor Bill Payment	5/24/2023	38449	8583 PANOCHE DRAINAGE DISTRICT	\$8,603.24
Vendor Bill Payment	5/24/2023	38450	3616-EMPLOYEE	\$324.50
Vendor Bill Payment	5/24/2023	38451	25530 PG&E 8833159983-2	\$1,212.02
Vendor Bill Payment	5/24/2023	38452	9574 PITNEY BOWES-RESERVE ACCOUNT	\$1,500.00
Vendor Bill Payment	5/24/2023	38453	15015 PRINCIPAL LIFE INSURANCE COMPANY	\$5,443.36
Vendor Bill Payment	5/24/2023	38454	8579 PROTECTION ENGINEERING	\$1,614.79

Vendor Bill Payment	5/24/2023	38455	9579 RAMOS OIL COMPANY, INC.	\$4,901.41
Vendor Bill Payment	5/24/2023	38456	9631 RAUCH COMMUNICATION CONSULTANTS, INC.	\$11,573.17
Vendor Bill Payment	5/24/2023	38457	9635-EMPLOYEE	\$150.00
Vendor Bill Payment	5/24/2023	38458	10325 SHRED-IT, C/O STERICYCLE, INC.	\$136.08
Vendor Bill Payment	5/24/2023	38459	11042 ULINE	\$179.56
Vendor Bill Payment	5/24/2023	38460	11060 UNWIRED BROADBAND INC. A00015979	\$799.97
Vendor Bill Payment	5/24/2023	38461	12119 WIENHOFF DRUG TESTING	\$255.00
Vendor Bill Payment	5/24/2023	38462	12057 WINDECKER, INC.	\$20,495.99
Vendor Bill Payment	5/24/2023	38463	13605 ZORO TOOLS, INC.	\$2,761.67
Vendor Bill Payment	5/31/2023	38464	25687 AAA BUSINESS SUPPLIES & INTERIORS	\$1,137.99
Vendor Bill Payment	5/31/2023	38465	1169 ALL INDUSTRIAL ELECTRIC SUPPLY, INC.	\$2,979.38
Vendor Bill Payment	5/31/2023	38466	1268 AT&T 831-001-0165 694	\$2,081.94
Vendor Bill Payment	5/31/2023	38467	1267 AT&T 831-001-0165 911	\$2,145.38
Vendor Bill Payment	5/31/2023	38468	25615 AT&T MOBILITY 287314028407	\$1,039.66
Vendor Bill Payment	5/31/2023	38469	25612 BACKFLOW DISTRIBUTORS, INC.	\$146.79
Vendor Bill Payment	5/31/2023	38470	1677 BURLINGTON SAFETY LABORATORY INC.	\$652.48
Vendor Bill Payment	5/31/2023	38471	25568 CALIFORNIA STRATEGIES & ADVOCACY, LLC	\$15,000.00
Vendor Bill Payment	5/31/2023	38472	2362 CALTRONICS BUSINESS SYSTEMS	\$216.73
Vendor Bill Payment	5/31/2023	38473	2407 CDM SMITH INC.	\$46,063.83
Vendor Bill Payment	5/31/2023	38474	2386 COTCHETT, PITRE & MCCARTHY, LLP	\$399.29
Vendor Bill Payment	5/31/2023	38475	2552 DELL MARKETING L.P.	\$5,709.30
Vendor Bill Payment	5/31/2023	38476	2519 DELTA DISPOSAL SERVICE - 3354700	\$789.58
Vendor Bill Payment	5/31/2023	38477	25665 DELTA DISPOSAL SERVICE, INC - 3354600	\$343.00
Vendor Bill Payment	5/31/2023	38478	2633 DME MAINTENANCE	\$655.00
Vendor Bill Payment	5/31/2023	38479	2637 DUNGAREES, LLC	\$1,251.68
Vendor Bill Payment	5/31/2023	38480	3037 E&M ELECTRIC & MACHINERY, INC. dba AVEVA SELE	\$2,060.00
Vendor Bill Payment	5/31/2023	38481	3604 FIRESTONE COMPLETE AUTO CARE	\$1,788.02
Vendor Bill Payment	5/31/2023	38482	25669 FMT CONSULTANTS, LLC	\$4,787.50
Vendor Bill Payment	5/31/2023	38483	8007 FRANK A. OLSEN CO.	\$13,639.25
Vendor Bill Payment	5/31/2023	38484	25652 GB AUTO SERVICE, INC. dba BRUCE'S TIRE & AUTO	\$7,438.21
Vendor Bill Payment	5/31/2023	38485	4102 GHX INDUSTRIAL LLC	\$2,208.76
Vendor Bill Payment	5/31/2023	38486	4123 GILL MOTORS TRACY INC./TRACY CHRYSLER DODGI	\$1,213.55
Vendor Bill Payment	5/31/2023	38487	4013 GLOBAL EQUIPMENT COMPANY INC./GLOBAL INDUS	\$493.57
Vendor Bill Payment	5/31/2023	38488	12019 GRAINGER INC.	\$7,677.70
Vendor Bill Payment	5/31/2023	38489	4500 HOLT OF CALIFORNIA	\$7,308.00
Vendor Bill Payment	5/31/2023	38490	4528 HOME DEPOT CREDIT SERVICE	\$766.34
Vendor Bill Payment	5/31/2023	38491	4605 HOMEWOOD SUITES	\$2,480.76
Vendor Bill Payment	5/31/2023	38492	5049 IMPERIAL SPRINKLER SUPPLY INC.	\$1,539.88
Vendor Bill Payment	5/31/2023	38493	25574 JG NURSERIES, LLC	\$290.18
Vendor Bill Payment	5/31/2023	38494	6080 KNOWLEDGE SAVES LIVES INC.	\$7,995.00
Vendor Bill Payment	5/31/2023	38495	6026 KRONICK MOSKOVITZ ET AL	\$72,421.56
Vendor Bill Payment	5/31/2023	38496	6793 LES SCHWAB TIRES	\$801.94
Vendor Bill Payment	5/31/2023	38497	7029 MOTION INDUSTRIES, INC.	\$1,064.18
Vendor Bill Payment	5/31/2023	38498	7556 N&S TRACTOR - DOS PALOS & MERCED	\$831.66
Vendor Bill Payment	5/31/2023	38499	7577 N&S TRACTOR / STOCKTON	\$135.29
Vendor Bill Payment	5/31/2023	38500	7529 NEW YORK LIFE INSURANCE	\$767.87
Vendor Bill Payment	5/31/2023	38501	25547 O'REILLY / LOS BANOS 1068974	\$104.69
Vendor Bill Payment	5/31/2023	38502	8055 O'REILLY / TRACY 2347935	\$1,103.96
Vendor Bill Payment	5/31/2023	38503	8071 ORACLE AMERICA, INC.	\$30,712.32
Vendor Bill Payment	5/31/2023	38504	15035 PAPE KENWORTH / 1051618	\$95.00
Vendor Bill Payment	5/31/2023	38505	25529 PG&E 0664015301-8	\$115.44
Vendor Bill Payment	5/31/2023	38506	25531 PG&E 2125628853-7	\$107.59
Vendor Bill Payment	5/31/2023	38507	9625 RUCKSTELL CALIFORNIA SALES CO., INC.	\$40.77
Vendor Bill Payment	5/31/2023	38508	10016 SAFETY-KLEEN SYSTEMS, INC.	\$397.10
Vendor Bill Payment	5/31/2023	38509	10669 THERMOMETRICS CORPORATION	\$3,272.71
Vendor Bill Payment	5/31/2023	38510	10652 THOMPSON CHEVROLET BUICK GMC INC.	\$465.00
Vendor Bill Payment	5/31/2023	38511	10527 TRACY CHEVROLET	\$40.07
Vendor Bill Payment	5/31/2023	38512	11042 ULINE	\$999.22
Vendor Bill Payment	5/31/2023	38513	12116 WALMART	\$424.84
Vendor Bill Payment	5/31/2023	38514	12096 WEX BANK	\$1,020.31
WIRE	5/31/2023	24067	11045 BUREAU OF RECLAMATION - SL JOINT/USBR POWE	\$1,684,115.00
<b>Total - ACCOUNTS PAYABLE</b>				<b>\$4,843,990.37</b>

# San Luis & Delta-Mendota Water Authority

## Activity Agreements Budget to Actual

### Paid/Pending Comparison Summary

March 1, 2023 through May 31, 2023

FAC 7/10/23 & BOD 7/13/23

		FY Budget 3/1/23 - 2/29/24	Actual To Date Paid/Expense	% of Budget	Amount Remaining
03	General Membership	926,259	168,390	18.18%	757,869
05	Leg/CVP Operations	2,923,141	288,250	9.86%	2,634,891
06	Reallocation Agreement	0	0	0.00%	0
35	Contract Renewal Coordinator	30,337	39,576	130.45%	(9,239)
09	Leg/CVP Operations #3	0	0	0.00%	0
28	Yuba County Water Transfers	27,000	1,802	6.67%	25,198
22	Grassland Basin Drainage #3A	2,078,148	207,397	9.98%	1,870,751
63	SGMA - Coordinated	525,332	30,460	5.80%	494,872
64	SGMA - Northern Delta-Mendota Region	562,382	21,297	3.79%	541,085
65	SGMA - Central Delta-Mendota Region	562,382	23,891	4.25%	538,491
67	Integrated Regional Water Management	185,606	1,444	0.78%	184,162
68	Los Vaqueros Reservoir Expansion Project	9,235	1,615	17.48%	7,620
44	Exchange Contractors - 5 Year Transfer	20,000	2,540	12.70%	17,460
56	Long-Term North to South Water Transfer	197,587	4,497	2.28%	193,090
69	B.F. Sisk Dam Raise & Reservoir Exp	740,125	188,041	25.41%	552,084
16	DHCCP	1,175	27	2.28%	1,148
<b>TOTAL</b>		<b>8,788,709</b>	<b>979,226</b>	<b>11.14%</b>	<b>7,809,483</b>
		3/12 X 8,788,709	\$ 2,197,177	25.00%	
		Budget vs. Actual	<u>1,217,951</u>		



## MEMO

**TO:** Pablo Arroyave, Chief Operating Officer  
**FROM:** Raymond Tarka, Director of Finance  
**SUBJECT:** FY24 O&M Budget to Actual Report  
**DATES:** 07.10.23 FAC and 07.13.23 BOD

### 2023 Water Year (FY 3/1/23-2/28/24 attachment 1

Self-Funding actual expenses (paid and pending) for SLDMWA Routine O&M through May 31, 2023 are under budget by \$77,253 or 1.77%. This favorable variance is the result of below-budget operating expenses at all facilities except for the DCI and O'Neill.

### Outstanding

#### 2021 Water Year (FY 3/1/21-2/28/22) 2022 Water Year (FY 3/1/22-2/28/23)

WY21 Final Accountings are complete and the WY22 Final Accounting has commenced with draft contractor records currently being assembled.

#### Intertie O&M Cost Recovery

WY12 to WY20 Intertie True-Up: outstanding, no cost recovery. Refunds were sent out in November, 2021, the final reports are being drafted.

#### Audited Financial Statements FY2023

FY2023 Audit is underway and staff is working to provide the auditors with all necessary information for a timely audit.



San Luis & Delta Mendota-Water Authority  
07.10.23 FAC and 07.13.23 BOD

ANNUAL R, O&M BUDGET BY COST POOLS MARCH 1, 2023 - FEBRUARY 28, 2024

		Total	UPPER	Intertie	Volta Wells	LWR/POOL	O'NEILL O&M		
							DIRECT	STORAGE	SL DRAIN
DMC	\$	7,767,002	\$ 4,686,609			\$ 3,080,393			
JPP	\$	5,489,363	\$ 5,489,363						
WW	\$	204,730	\$ 153,547			\$ 51,183			
Intertie O&M / DWR Conveyance	\$	270,805		\$ 270,805					
Volta Wells	\$	69,935			\$ 69,935				
Mendota Pool	\$	195,462				\$ 195,462			
O'Neill	\$	3,205,351					\$ 1,602,675	\$ 1,602,675.35	
SL Drain	\$	245,213							\$ 245,213
	\$	17,447,862	\$ 10,329,520	\$ 270,805	\$ 69,935	\$ 3,327,039	\$ 1,602,675	\$ 1,602,675	\$ 245,213

R, O&M BUDGET BY COST POOLS THROUGH: MAY 31, 2023  
25.00%

		Total	UPPER	Intertie	Volta Wells	LWR	O'NEILL O&M		
							DIRECT	STORAGE	SL DRAIN
DMC	\$	1,941,751	\$ 1,171,652			\$ 770,098			
JPP	\$	1,372,341	\$ 1,372,341						
WW	\$	51,182	\$ 38,387			\$ 12,796			
Intertie O&M / DWR Conveyance	\$	67,701		\$ 67,701					
Volta Wells	\$	17,484			\$ 17,484				
Mendota Pool	\$	48,865				\$ 48,865			
O'Neill	\$	801,338					\$ 400,669	\$ 400,669	
SL Drain	\$	61,303							\$ 61,303
	\$	4,361,965	\$ 2,582,380	\$ 67,701	\$ 17,484	\$ 831,759	\$ 400,669	\$ 400,669	\$ 61,303

R, O&M Actual COSTS BY COST POOLS THROUGH: MAY 31, 2023

		Total	UPPER	Intertie	Volta Wells	LWR	O'NEILL O&M		
							DIRECT	STORAGE	SL DRAIN
DMC	\$	1,996,019	\$ 1,204,398			\$ 791,621			
JPP	\$	1,221,550	\$ 1,221,550						
WW	\$	2,374	\$ 1,781			\$ 594			
Intertie O&M / DWR Conveyance	\$	162,842		\$ 162,842					
Volta Wells	\$	560			\$ 560				
Mendota Pool	\$	41,272				\$ 41,272			
O'Neill	\$	823,562					\$ 411,781	\$ 411,781	
SL Drain	\$	36,534							\$ 36,534
	\$	4,284,712	\$ 2,427,728	\$ 162,842	\$ 560	\$ 833,486	\$ 411,781	\$ 411,781	\$ 36,534

R, O&M BUDGET vs Actual COSTS THROUGH: MAY 31, 2023

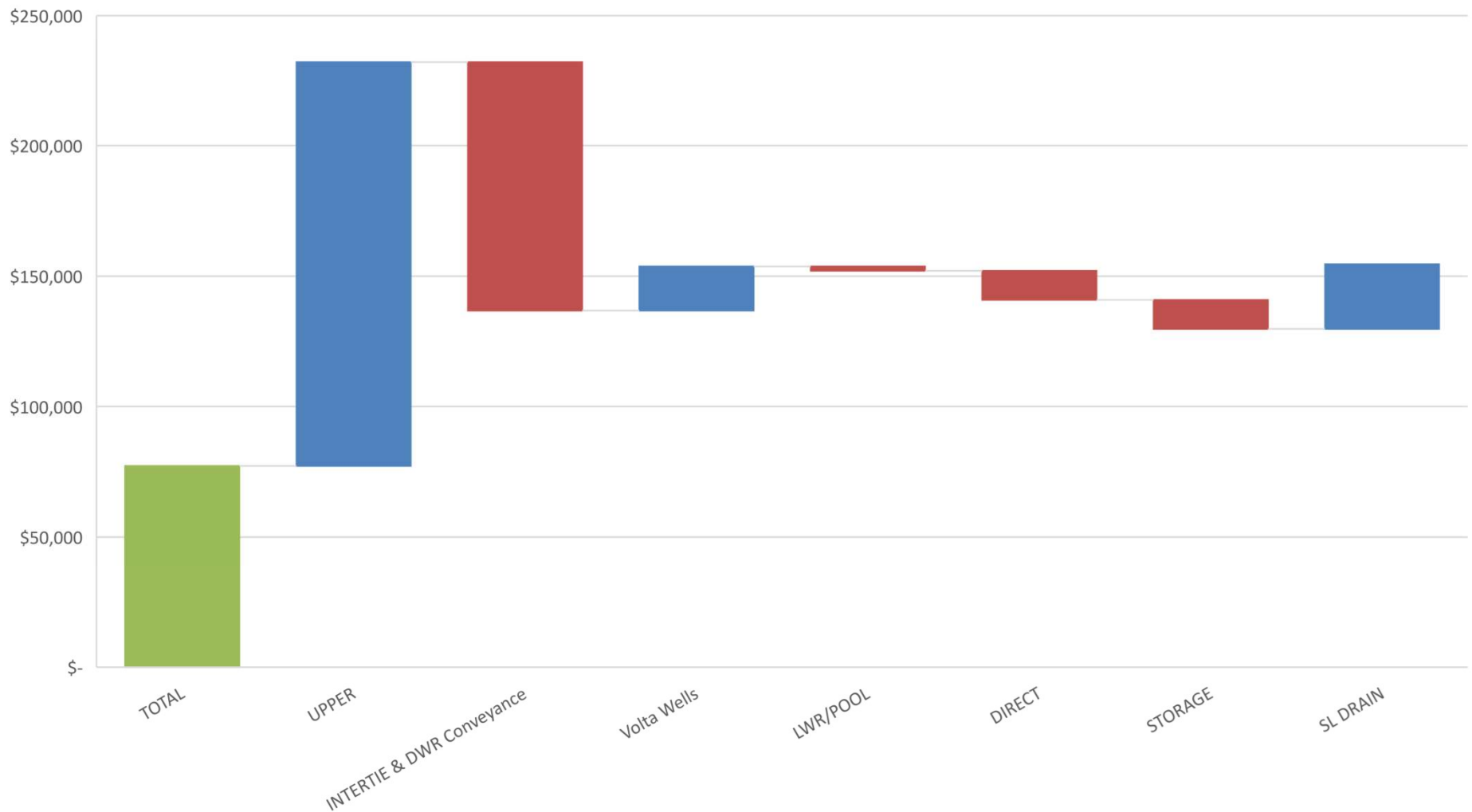
		TOTAL	UPPER	INTERTIE & DWR		Volta Wells	LWR/POOL	O'NEILL O&M		
				Conveyance				DIRECT	STORAGE	SL DRAIN
R, O&M Budget	\$	4,361,965	\$ 2,582,380	\$ 67,701	\$	17,484	\$ 831,759	\$ 400,669	\$ 400,669	\$ 61,303
R, O&M Actual	\$	4,284,712	\$ 2,427,728	\$ 162,842	\$	560	\$ 833,486	\$ 411,781	\$ 411,781	\$ 36,534
Difference	\$	77,253	\$ 154,652	\$ (95,140)	\$	16,923	\$ (1,727)	\$ (11,112)	\$ (11,112)	\$ 24,769
		UNDER	UNDER	OVER		UNDER	OVER	OVER	OVER	UNDER
		1.771059% UNDER BUDGET								



]

**San Luis & Delta Mendota Water Authority**  
**FY24 Budget to Actual Report through May 31, 2023**  
**BUDGET VARIANCES**  
**FAC 07/10/2023 BOD 07/13/2023**

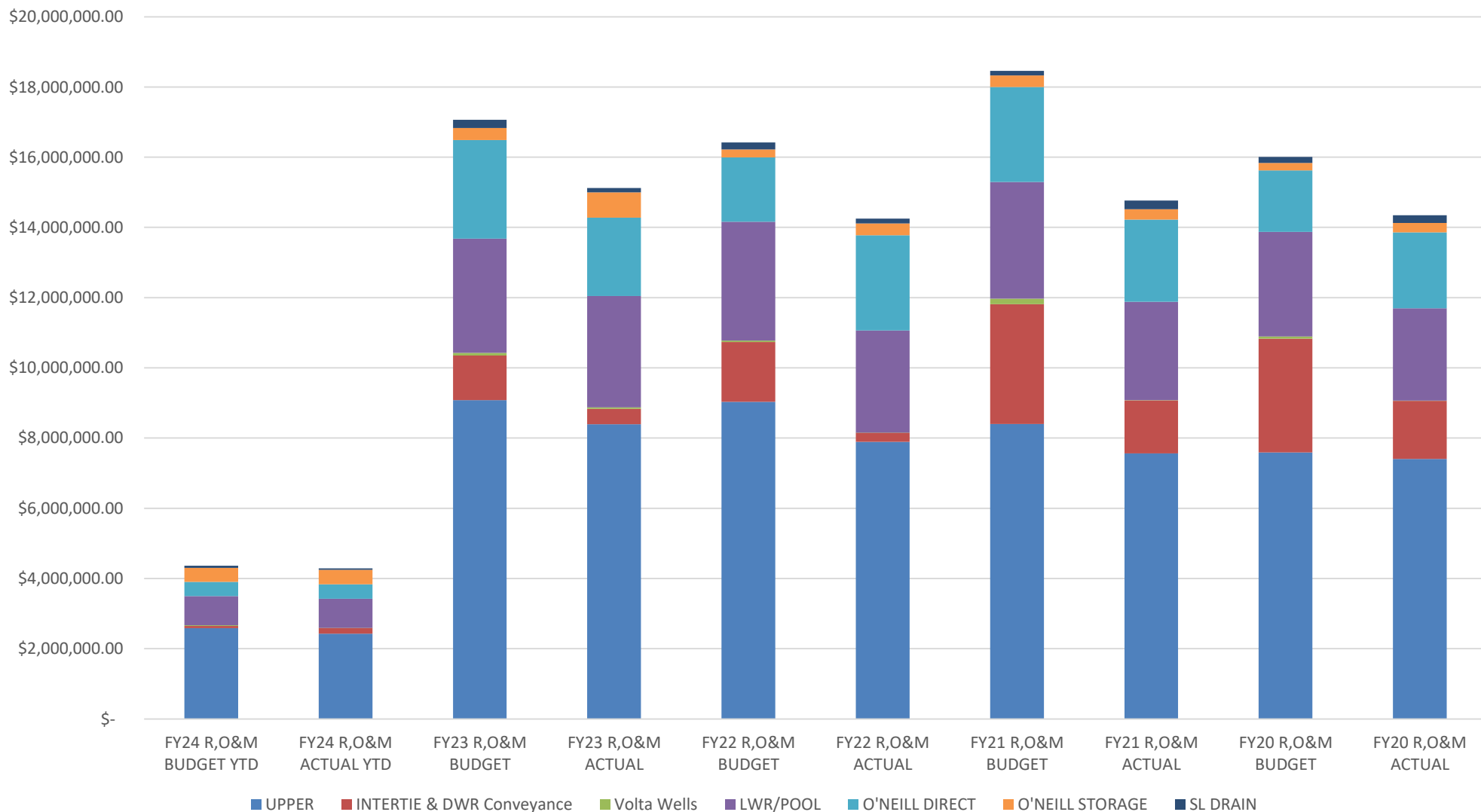
■ Increase ■ Decrease ■ Total





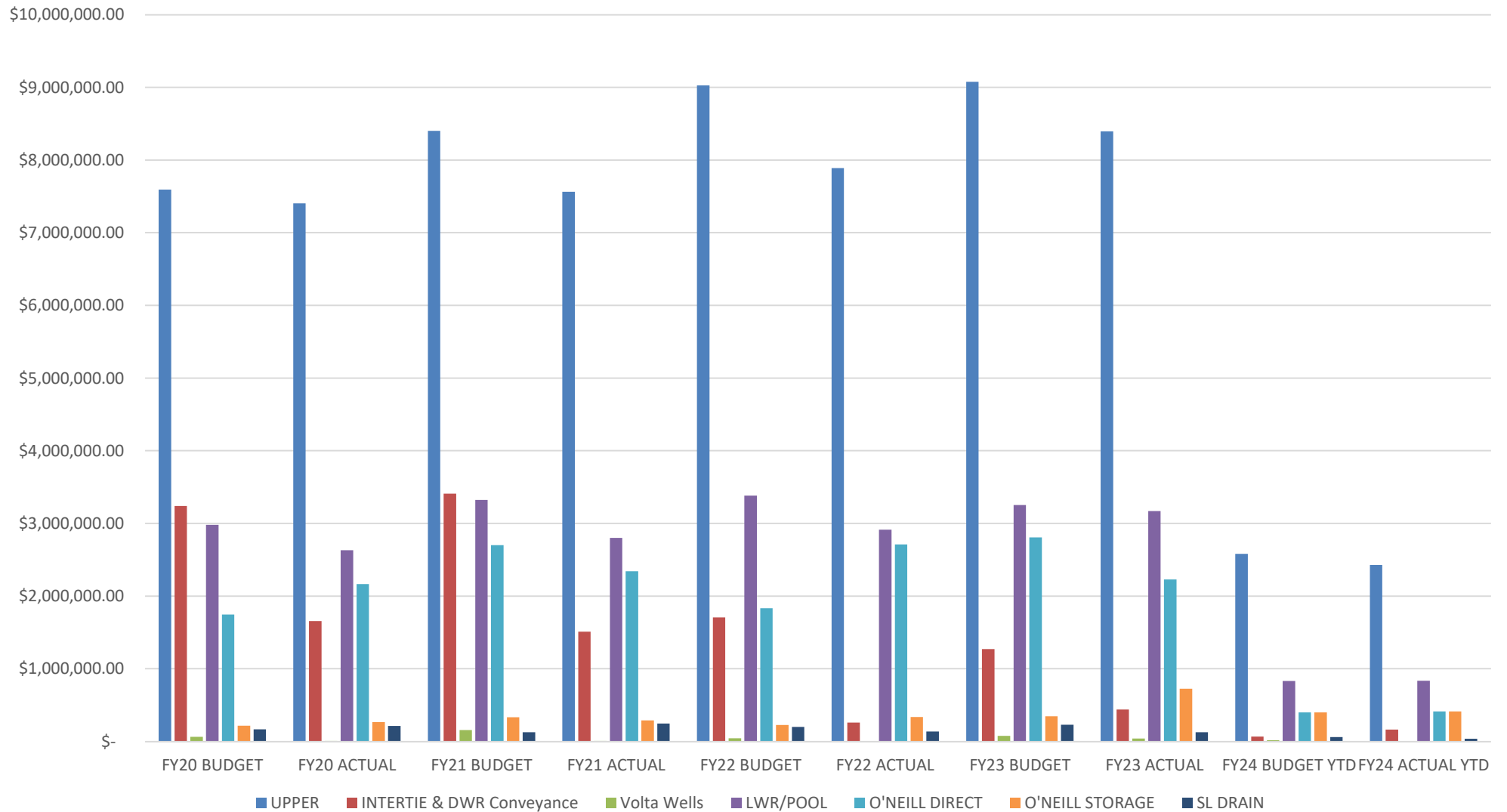


**San Luis and Delta-Mendota Water Authority**  
**O&M Budget to Actual**  
**FY20-FY24 YTD ( 05/31/2023)**  
**FAC 07/10/2023 BOD 07/13/2023**



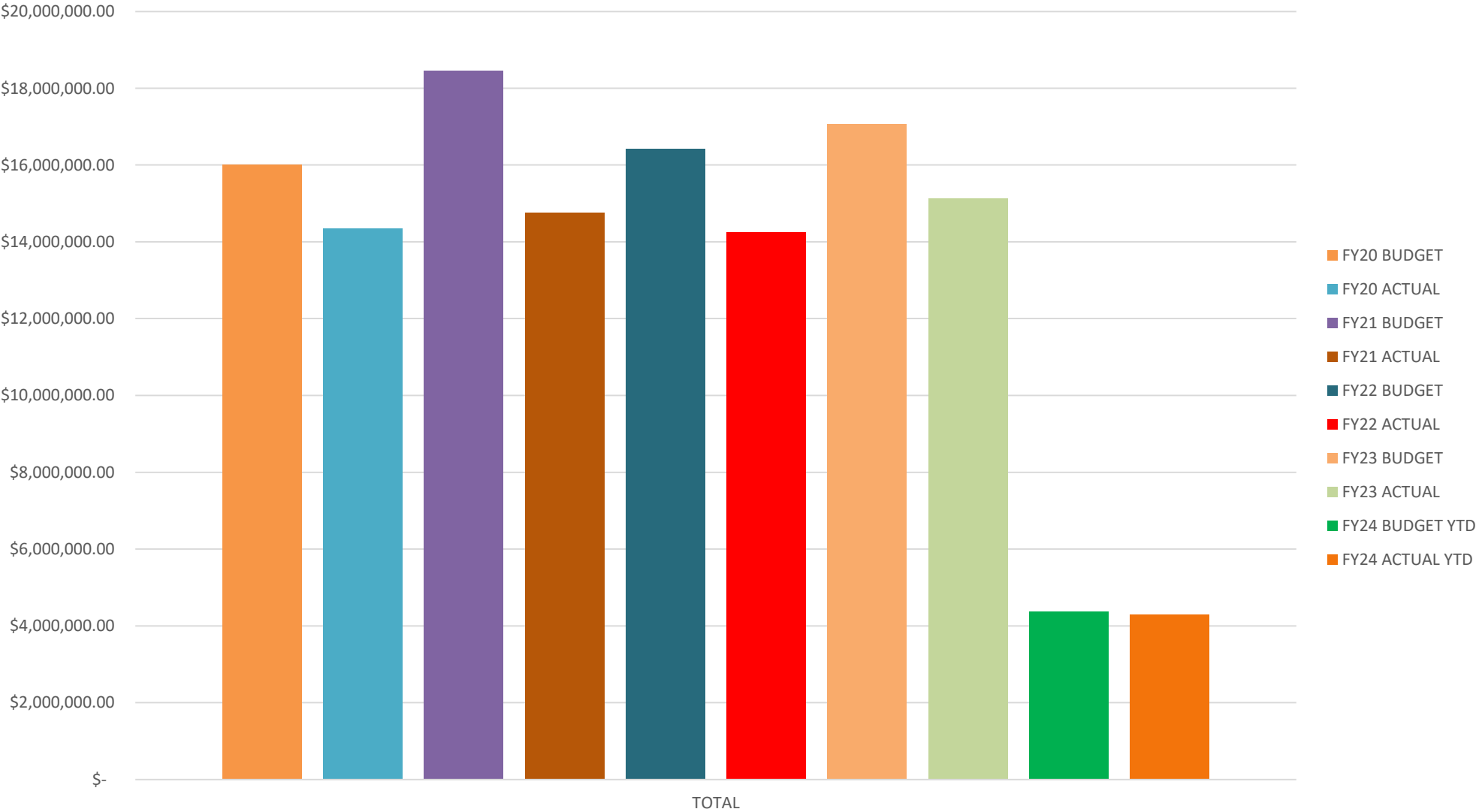


**San Luis and Delta-Mendota Water Authority**  
**O&M Budget to Actual**  
**FY20-FY24 YTD ( 05/31/2023)**  
**FAC 07/10/2023 BOD 07/13/2023**





**San Luis and Delta-Mendota Water Authority**  
**HISTORICAL O&M BUDGET TO ACTUAL TOTAL**  
**FY20-FY24 YTD ( 05/31/2023)**  
**FAC 07/10/2023 BOD 07/13/2023**





July 13, 2023

To: Pablo Arroyave, Chief Operating Officer

From: Bob Martin, Facilities O&M Director

Subject: O&M Report for June 2023

### **Operations Department**

The C.W. "Bill" Jones Pumping Plant (JPP) operated with 0-5 units during the month of June. The average rate of pumping for the JPP was 3,522 cfs for the month of June.

Total pumping at the JPP for the month of June was 210,372 acre-feet. The O'Neill Pump/Generating Plant (OPP) generated 1,891 acre-feet, and pumped 160,532 acre-feet during the month. 11,014 acre-feet was pumped at the Delta-Mendota Canal/California Aqueduct Intertie Plant (DCI) and 0 acre-feet was reversed from the California Aqueduct to the DMC for the month of June.

The Federal share in the San Luis Reservoir at the end of June was 961,096 acre-feet as compared to 255,786 acre-feet for the end of June 2022.

During the month of June, releases from Friant Dam ranged from 9,980 to 2,998 cfs with 83,129 acre-feet entering the Mendota Pool during the month. Flows past the Mendota Dam for the San Joaquin River Restoration Program (SJRRP) were 5,990 acre-feet for the month of June. During the month of June, an additional 193,992 acre-feet of Kings River water entered the Mendota Pool via the James Bypass.

Canal Operations staff performed open channel and closed-pipe flow measurements, routine patrols, wasteway inspections, bi-weekly meter readings, water samples, well soundings, and routine meter calibration and maintenance during the month.

Control Operations switching/clearance placements performed this month:

- C-22-JP-91 JPP Unit 3 rewind/annual maintenance
- C-23-JP-23 JPP Unit 3 suction elbow
- C-23-JP-31A JPP unwatering & plant sump clean and inspect
- C-23-TFF-32 Tracy Fish Facility electrical inspection
- C-23-TFF-32A Tracy Fish Facility electrical inspection
- C-23-TFF-33 Tracy Fish Facility 13.8 electrical inspection
- C-23-TFF-33A Tracy Fish Facility 13.8 to UAA inspection
- C-23-TFF-34 Tracy Fish Facility 13.8 to UAA inspection
- C-23-DM-35 Volta Well pump removal and inspect
- C-23-JPP-36 JPP Unit 1 thrust bearing remote terminal unit inspection
- C-23-JPP-37 JPP Unit 2 Exciter Brush Inspection

- C-23-JPP-38 JPP Unit 4 Thrust Tub leak Inspection
- C-23-JPP-39 DCI 4160V Bus Inspection

## **Plant Maintenance Department**

The Plant Maintenance crews worked on the following projects this month:

### **Electrical/C&I Staff:**

- JPP Sewer Room drain pump 6-month PM
- TFO Electric Shop half-ton electric hoist 3-month PM
- TFO Warehouse loading dock gate 3-month PM
- TFO Warehouse HVAC electrical inspection and 6-month PM
- TFO USBR exit gate electrical inspection and 3-month PM
- OPP domestic water system controls upgrade
- OPP Unit 1 spare Kinney strainer motor rehabilitation
- OPP Siphon House electrical repairs
- OPP 65-ton crane PM
- OPP trashrake crane testing and inspection PM
- OPP electrical distribution panel infrared testing inspection PM
- OPP annunciator panels test and inspection
- OPP security gates test and inspection
- OPP lighting repairs
- OPP air compressor system PM
- OPP fiber optic cable identification
- OPP cathodic protection system testing and inspection PM
- OPP station service batteries internal resistance testing PM
- DCI Jib hoist electrical inspection and 3-month PM
- DMC flow meter reprogramming
- DMC Check 17 Control Building wire trough repairs
- DMC Check 17 PLC battery charger replacement
- DMC Checks 10-21 electrical equipment inspections and testing PM
- DMC Volta waste way radial gate troubleshooting
- DMC Volta Wells troubleshooting and inspection
- TFF electrical distribution system cleaning and inspections

### **Mechanical Staff:**

- JPP Unit 3 rewind support
- JPP trashrake rehabilitation
- JPP service bay piping replacement
- JPP RTD repair/inspection
- JPP butterfly gallery drain repairs
- OPP bearing segment fabrication
- OPP septic tank PM
- OPP domestic water system repairs
- OPP Unit 1 spare Kinney strainer motor rehabilitation
- OPP sump PM
- OPP 5-ton shop crane PM
- OPP 65-ton test and inspection
- OPP high pressure air compressor PM
- OPP Siphon House bridge crane inspection PM
- OPP Building inspection PM

- OPP Siphon House piping system repairs
- OPP control floor and oil room cleaning
- OPP Marlo Coil HVAC repairs
- OPP half-ton hoist crane inspection
- OPP Plant checks and back wash filters
- OPP trashrack cleaning
- Volta West Well place clearance and verify issue with contractor

### **USBR Support Services**

From June 12<sup>th</sup> through June 16<sup>th</sup>, a planned eight (8) hour per day outage occurred at the Tracy Fish Collection Facility. The purpose of the outage was to perform deferred mechanical and electrical maintenance work that can only be performed during a full facility outage. The Water Authority crews supported the following work at USBR facilities during the outage this month:

- TFF unwatering pit flapper valve replacement
- TFF electrical distribution system cleaning and inspection

### **Civil Maintenance Department**

The Civil Maintenance crews worked on the following projects this month:

- JPP intake channel erosion repair
- DMC trashrack installation MP23.41-L
- DMC road repair
- DMC/FWW/VWW chemical and mechanical weed control PM
- DMC excavate test pits for soil samples
- DMC turnout gate replacement (MP18.05, 14.81, 21.25, & 22.20)
- DMC pipeline repair MP43.22
- DMC turnout silt removal PM
- DMC grading of unpaved roads PM
- DMC bait station set up
- DMC handrail fabrication and painting
- DMC maintenance and repairs to float lines, signs, fences, guard rails & gates
- DMC garbage collection
- DMC Check 21 hyacinth removal
- LBFO HVAC PM
- LBFO fuel storage inspection PM
- LBFO hazard waste inspection PM
- LBFO septic system treatment PM
- LBAO secure book shelves
- SLD road grading PM
- SLD mechanical weed control PM
- SLD remove beaver dams
- VWW remove tree growth
- TFF provide support for flapper valve replacement

## **Engineering Department**

The Engineering staff worked on the following O&M projects this month:

- Data management of well readings and creation of Warren Act hydrographs
- DCI U3 & U4 SCADA development
- DCI U5 control as-built drawings
- DCI Transformer HV bushings test
- JPP OPERATOR2 server replacement
- Support for JPP Intake Channel erosion repair at MP1.28
- Operator C station development
- OPP actuator rod procurement
- OPP SCADA user station development
- OPP test equipment calibration
- OPP Unit 1 vibration monitoring
- OPP Siphon House air compressor replacement
- TFO DCI, and OPP transformers oil analysis
- TFO disconnect switch 1821 maintenance
- DMC check motor replacement
- DMC turnout abandonment procedure development

## **Land Management Activity Summary:**

The Engineering staff issued four (4) access permits this month:

- Access permit P2402012 was issued to Mr. Leroy Simonich to allow use of his goats to control vegetation at the Jones Pumping Plant Intake Channel from MP1.41 to MP2.53.
- Emergency access permit P2402013 was issued to Del Puerto Water District to repair the existing pipeline servicing the turnout at MP45.79-R.
- Emergency Access permit P2402014 was issued to Del Puerto Water District to repair the existing pipeline servicing the turnout at MP27.80-R.
- Access permit P2402015 was issued to Del Puerto Water District allowing them to temporarily draft water from the canal for Ag spraying purposes.

The Engineering staff were involved with the following land management projects this month:

- Orestimba Creek Recharge Project
- Rogers Road Bridge replacement, 65% comments
- Koster Road Bridge railing extensions, final comments
- Schulte Warehouse Annex, 5<sup>th</sup> submittal comments

## **Safety Department**

The Safety Department worked on the following items this month:

- Provided Job Hazard Analysis support to the crews
- Sent out Safety Topics for the month of June to all SLDMWA staff to include new video provider announcement
  - 6-1-2023 Emergency Response
  - 6-2-2023 First Aid
  - 6-3-2023 Bloodborne Pathogens
  - 6-4-2023 Fire Extinguishers

- Provided Safety Message for June 2023 Newsletter
  - Outdoor Safety
- Conducted new hire Safety Orientation
  - Control Operator
  - Jr. Mechanical Engineer
  - HR Analyst
- Conducted quarterly facility safety inspections
- Conducted FHECP training at TAO and LBFO
- Scheduled annual hearing tests for selected employees
- Replaced Eye Wash Station water cartridges
- Coordinated Hazardous Waste pickup at OPP

### **Procurement and Work & Asset Management Department**

The Work & Asset Management Department worked on the following items this month:

- Continuous staff training and support for newer employees
- Completed probationary appraisals
  - Buyer, 12-month
  - Contract Specialist, 8-month
- Resolved various invoice issues and disputes
- Closed out several pending NetSuite tickets for various issues
- Contracts/PO Agreements/LOA's status update:
  - F23-TFF-017: Tension arm repairs - contract executed 4/12/23, start date pending funding from Bureau
  - F24-OPP-003: Plant water storage tank rehab - no vendors at site walk, re-solicitation in progress with Bids due 7/6/2023
  - F24-TFF-011: Executed pipe plug diving services - agreement 6/7/23, \$34,268.00, pending change order for July execution
  - F24-TFO-008: Executed Pump House roof replacement - agreement 6/6/23, \$13,950.00
  - F24-TFO-001: Slurry seal project - sole source <\$60k, reached out to vendor for quote on 6/29/23
  - F24-DMC-012: DMC chip seal project - solicited on 6/27/23, pending site walk
  - F24-OPP-013: UPS battery replacement - pre-solicitation stage; targeted for July release
  - F24-OPP-009: Station battery replacement - pre-solicitation stage; targeted for July release
  - F24-ALL-006: Heavy equipment rental - pre-solicitation stage, scope of work being developed
  - F24-DMC-010: Diving services - blanket service, pre-solicitation stage, developing scope of work for contract
  - F24-ALL-005: Biological Survey - blanket service, pre-solicitation stage, developing scope of work for contract

### **Ongoing:**

- Purchasing in support of the O&M crews, and maintaining/replenishing warehouse stock
- Warehouse receiving, stocking, and distribution
- Invoicing/vendor bills/vendor credits processing/invoice disputes
- Janitorial cleaning & disinfecting per COVID-19 guidelines
- Participated in NetSuite weekly & biweekly meetings



- Contract management and administration activities, including bi-weekly contract update meetings with Engineering staff
- Developing/implementing purchasing/procurement and asset/inventory procedures/boilerplate templates
- Bi-weekly WAM staff meetings to discuss updates/issues
- Contract invoice payment reviews, invoice disputes as needed, invoice payments
- Continuous testing for improvements to procedures in NetSuite, as well as ongoing issues related to NetSuite constraints
- Development of Blanket Contracts and Blanket Purchase Orders/Agreements
- Reviewing/closing out old/open PO's in NetSuite
- Reviewing and marking dead stock inventory for disposal
- Bi-weekly Shepherd meetings

### **Information Technology Department**

The Information Technology Department worked on the following items this month:

- NetSuite
  - User and Administration
  - Bi-Weekly Implementation Team meetings
  - Monitor FTC support activities for NetSuite
  - Sandbox refresh
- Assisted with monthly FAC, WRC and BOD meetings with Zoom
- Desktop support calls
- Server refresh prep for deployment to LBAO, OPP, SAC.
- Monitor Symantec Anti-Virus Management Console
- Security updates on servers
- Monitor Firewall
- Update additional AV security settings
- Multi Factor Authentication vendor SurePassID
  - Virtual server installed with testing in progress
- Evaluated policies for BYOD with Legal
- Cyber security Incidence Response Plan
- Disaster Recovery Plan
- Business Continuity Plan
- Cyber Security Team
- MDM IBM (MAAS360) monitoring
- Review Infragard dispatches – FBI Cyber Security Group
- Cyber Security training and webinars
- Monitoring Darktrace Cyber Security appliance in IT network
  - Installed into SCADA network
  - Continued advanced configuration
- WAM servers, prepping for redeployment
- Troubleshoot ongoing Email auto-discover issues
- Support of Water Operations iPads and new app deployments via MDM
- Continued conversation with DWR regarding use of Fiber from a 1992 contract agreement
- Document management: Demonstration completed

- Logistical and technical support provided to Trofholz, new site security installation vendor hired by BOR
- Research impacts of CA AB1637 on SLDMWA website
- Added 4 new employees to network
- Installed software to monitor copiers for service and supplies
- Update Maas360 certificate and Apple Business certificate
- Firewall firmware updates
- FY25 EO&M and 10 Year Budget
- Strategic Plan workshop

Ongoing:

- Create deployment packages for Office 2021
- Research of gate control and request quote from vendor
- Re-organized computer racks and cabling for new servers

**HR Department**

The Human Resources Department worked on the following items this month:

General Administrative Activities:

- Active Recruitments
  - Civil Maintenance Worker, Tracy
- Closed Recruitments
  - None to report
- Candidates Selected
  - None to report
- ADA accommodation
- Skills testing
- New Hire Orientations

Trainings:

- Cyber Security training tracking (all staff)
- Sexual Harassment Prevention training tracking (all staff)
- Defensive Driving training tracking (all staff)
- Ethics training tracking (executive staff)

Government Reporting:

- EEOC report tracking
- Affirmative Action report tracking

Ongoing:

- Performance appraisal tracking
- FMLA notices/follow-ups
- COBRA notices/follow-ups
- Worker's Comp follow-ups
- Monthly safety points distribution
- Health benefits eligibility/employee assistance
- Job description updates
- Policy updates
- Maintain OSHA logs for calendar year
- PIV Cards (USBR)
- Wellness program

## **EXTRAORDINARY O&M & CAPITAL PROJECTS**

### **DELTA-MENDOTA CANAL (DMC)**

#### **Bridge Abutment Repair at MP 92.73 (FY21)**

Status: No changes this month. PG&E has completed the relocation of the 6-inch gas transmission line that crosses under the MP 92.73 bridge serving the City of Dos Palos. In the process of removing the pipeline from the bridge, PG&E's contractor damaged the concrete stem wall. Staff performed a visual inspection with PG&E inspectors and contractor and determined that the damage is within SLDMWA's capabilities for repair. PG&E has agreed to reimburse SLDMWA the full cost of the repair which is currently scheduled to be completed with the erosion repair. Scheduling for the erosion and liner repairs under the bridge abutment was planned for Spring 2023, however; there is a discussion of a planned Mendota Pool Dewatering which will allow SLDMWA to perform the repair in the dry. This will save SLDMWA money and time for construction and allow us to repair an adjacent site. Further discussions to occur. In the meantime the bridge remains closed until repairs are complete.

#### **DMC Subsidence Correction Project**

Status: SLDMWA is continuing to work closely with Reclamation on the DMC Subsidence Correction Project and is managing the \$2.4M CDM Smith Feasibility Study contract, and the \$2.7M Terracon Geotechnical contract. The Feasibility Report is expected to be completed in approximately one year, with certain environmental permitting extending longer as needed. The Final Draft Report has been scheduled to be completed by September 2023. Progress this month consisted of preparing comments for the 3<sup>rd</sup> Administration Draft of the Feasibility Study and subsequent review by Reclamation front office before sending for Policy Review. The 3<sup>rd</sup> Admin Draft is scheduled to be released to policy by 7/10. Terracon was awarded a Contract Amendment to complete the final Geotechnical Investigation Phases 2 & 3 in December 2022 and has completed 93% of the CPT's and 61% of the drill holes and 90% of test pits. SLDMWA maintenance staff continues to provide backhoe support for Terracon's effort.

Numerous design data collection efforts have been coordinated and continue to be discussed. This month SLDMWA staff supported USBR's lead design and geotechnical engineers with a DMC site visit to gather additional site specific data on drains and existing liner damage. Geoarcheological trenches were thought to be completed, however another round of trenching is planned by CDM's subconsultant. Wetland Delineation field work was completed and awaiting the Delineation Report.

The SLDMWA continues to provide support to Reclamation as they manage the construction contract with Unico Services to install the two additional pumps at the DMC/CA Intertie Pumping Plant (DCI). All field work and commissioning has been completed. USBR is awaiting spare parts from the contractor to issue final acceptance. SLDMWA activities to integrate the pumps into SCADA will occur

## **EXTRAORDINARY O&M & CAPITAL PROJECTS**

after final acceptance. Reclamation staff is working on expediting the required environmental clearance to allow all six (6) pumps to operate concurrently.

### **DMC Turnout Flowmeter Upgrade Program – Phase 3 (FY23)**

Status: Recent revisions in the number of flowmeters that need to be upgraded, as per feedback from the operations team. Staff have finalized the flowmeter list, with detailed measurements, and will be reaching out to McCrometer to obtain a final quote. A single-source contract will be pursued. Contract is expected to be executed within the next few months.

### **O&M Road Maintenance Program – Phase 2 of 5 (FY24)**

Status: The plans and specifications were assembled, and the project is currently being solicited. Work is tentatively scheduled for late August.

## **C.W. “BILL” JONES PUMPING PLANT (JPP)**

### **JPP Excitation System & Control Cabinet Modernization (FY18)**

Status: SLDMWA is currently in contract with Reclamation through a Letter of Agreement. This month, Reclamation and SLDMWA reviewed the 90% Technical Specifications and Drawings and review comments were provided on 6/28/2023. The SpecC review is planned for the second week of July. The 100% design package (SpecB) is scheduled for completion in August 2023. Once received, SLDMWA staff will begin putting together the solicitation package. SLDMWA has received notice that the application for \$25M of BIL (Aging Infrastructure) funding was approved and is working with Reclamation on repayment details. SLDMWA submitted the project description and project justification as requested by Reclamation.

### **JPP Wear Ring Purchase (FY22)**

Status: No activity

### **JPP Unit No. 3 Rewind**

Status: Jones Unit 3 rewind is underway. All work within the stator has been completed. NEC is currently working on the installation of poles on the rotor. NEC work is scheduled to be completed early July. Performance testing is scheduled for the third week of August and the unit is expected to return to service following the test. Overall the rewind is on schedule and the unit is scheduled to return to service in August 2023.

### **TSY Switchgear Building UZ11A Repairs (Unplanned Project)**

Status: A ground fault incident occurred in October 2021 that damaged the main feeder switchgear and bushing box in switchgear building UZ11A. Partial repairs were made, and the building is currently energized via adjacent switchgear building UZ8A (or UZ6A depending on circumstance). A two-phased contract was issued to Powell, the original designer and installer of the switchgear building, to supply repair materials (Phase 1), and perform the onsite repair work (Phase 2). Phase 1 supply contract has been completed, which included supplying the replacement

## ***EXTRAORDINARY O&M & CAPITAL PROJECTS***

bushing box, CTs, surge arresters, etc. Phase 2, onsite installation of the parts, was originally scheduled to occur October 2022 but was delayed when repair materials in Phase 1 were not ready. Phase 2 is now scheduled starting September 2023 for three weeks. CVO has given the approval for units 2 and 6 outage, which UZ11A Switchgear Building feeds power to. Note: Unit 3 rewind is scheduled to be completed and back in service prior to starting the UZ11A repairs.

### **JPP Concrete Slab by Trashrake Dumpster (FY23)**

Status: Project is currently in the planning and design phase. Technical specifications that incorporate the Geotechnical Report prepared by a consultant are currently being prepared in order to formally solicit for construction.. The design drawings have been completed. Currently, the project engineer is actively engaged in developing the project specifications.

## **O'NEILL PUMPING/GENERATING PLANT (OPP)**

### **Main Transformers Rehabilitation/Replacement**

Status: A Transformer Condition Assessment was performed by TSC in 2019. The transformers were in such poor condition that it was recommended that the transformers be refurbished or replaced. A Value Planning Study was conducted in 2020 and concluded to refurbish/rehabilitate the transformers in short term and plan to replace the transformers in the future. Emergency measures were also performed which included replacing (3) obsolete high voltage bushings (2019) and hot oil reconditioning of the in-service transformers (2020) to ensure transformers remained eligible for rehabilitation.

The SLDMWA awarded the rehabilitation contract to Cal Electro Inc. (CEI) on May 10<sup>th</sup> (Board approved award on May 4<sup>th</sup>) and the Notice to Proceed was issued on May 18<sup>th</sup>. The construction required 45-day system outage at O'Neill PG Plant is planned for April-May 2024, pending favorable hydraulic conditions. Monitoring transformer insulation fluid continues quarterly with recent results confirms the insulating oil are still in good condition. CEI submitted the Contract Document Management System (CDMS) and has been reviewed and approved by SLDMWA and Reclamation TSC. The predesign kick off meetings are scheduled for the week of July 17<sup>th</sup>.

### **Arc Flash Hazard Analysis, Facility Rating, & Protective Relays Reviews (Electrical Equipment Periodic Reviews) (FY22)**

Status: The field work for all three inspections occurred in FY22. The Facility Rating and Arc Flash Hazard Analysis are complete, with final reports received. The draft Protective Relays Review report has been reviewed and commented on by SLDMWA staff. The final draft of the Protective Relays Review has been received. PROJECT COMPLETE.

## ***EXTRAORDINARY O&M & CAPITAL PROJECTS***

### OPP Upgrades (Previously Pump Bowl Modification & Replacement)

Status: Upon receiving a draft project management plan for Reclamation to perform the Operational and Mechanical Assessments that did not meet SLDMWA's needs, SLDMWA has decided to move forward without performing the assessments first. The 10-Year plan has been edited to reflect this change with several projects identified for FY25. The Water Authority will begin immediately with contacting the original pump bowl manufacturer to enter into a Design-Build contract for the design and fabrication of new pump bowls that incorporate a door for safer access to the pump bearing for maintenance. Other project included will be the upgrade of the Woodward Governor System and Unit Rewind Design.

### OPP UPS Battery Charging System Replacement (FY22)

Status: Staff has created a contract scope of work and will be soliciting quotes early July. Installation of system is scheduled to occur during the planned outage for the OPP Main Transformer Rehabilitation project.

### OPP Station Service Backup Battery System Replacement (FY23)

Status: Staff has created a contract scope of work and will be soliciting quotes July. Installation of system will be done concurrently with the UPS Battery Charging System Replacement during the planned outage for the OPP Main Transformer Rehabilitation project.

### OPP Accusonic Flowmeter Console Upgrades (FY23)

Status: No activities this month. Staff is awaiting an outage in order to install the final 2 units. The other four (4) consoles have been installed and are fully operational.

### OPP Plant Water Storage Tanks Rehabilitation (FY24)

Status: After receiving no bids, the contracts department resolicited for the job. The non-mandatory pre-bid site walk was held this month, with two contractors participating. There are additional contractors that did not participate in the pre-bid site walk that are likely to also provide a bid to perform the workscope. Contractors bids are due 7/7/23.

### OPP Sand Filter System Rehabilitation Design (FY24)

Status: Decided to perform the designs with internal staff. Rehabilitation is anticipated to be a replacement in kind, with minor modernizations and improvements. In depth design services will not be required.

### OPP Cooling Water System Rehabilitation Design (FY24)

Status: Decided to perform the designs with internal staff. Rehabilitation is anticipated to be a replacement in kind, with minor modernizations and improvements. In depth design services will not be required.

## ***EXTRAORDINARY O&M & CAPITAL PROJECTS***

### ***TRACY FACILITIES (TFO)***

#### ***TFO Domestic Water Treatment Plant Replacement (FY20)***

Status: Replacement water treatment equipment has been ordered with an anticipated delivery date of September 2023. Construction has begun on the building roof replacement. Anticipated completion of the new roof is August 2023. The design for site grading and drainage plans has been finalized with the construction tentatively scheduled for August 2023

#### ***TFO O&M Compound, Seal Coat Surfacing & Striping (Including USBR Lot) (FY23)***

Status: Conducted asphalt survey of both project sites and developed a budgetary price for Slurry Seal vs Seal Coat. Due to budgetary constraints, work will be focus on USBR's parking lot this year. A RFQ to coat and stripe the site per Caltrans Standard Specification 37-3 Slurry Seal has been issued.

### ***MULTIPLE FACILITIES***

#### ***TFO/LBFO/DCI Arc Flash Hazard Analysis (FY22)***

Status: The Analysis was conducted by Reclamation TSC through a LOA. The onsite surveys for TFO, LBFO, and DCI were completed in September 2022. The Arc Flash Hazard Analysis Reports are expected to be completed by September 2023. Ongoing engineering support has been provided to TSC for DCI Arc Flash Hazard Analysis regarding recommendations from Arc Flash Hazard Analysis 2013. A draft report for LBFO was received and reviewed.

#### ***SCADA System Evaluation (FY23)***

Status: The development of controls and SCADA standards and best practices is in process. Staff is continuing to work on the project, with the following tasks in progress:

- Developing a plan for obsolescence, remediation and continuous improvement of SCADA and controls;
- Developing plan for testing the security, speed, and proper use of DWR fiber;
- Implementing the second step of cyber security device (DarkTrace);
- Developing a plan for file structure and file backup on new file server;
- Implementing new wiring structure and organization plan into current rack system;
- Developing a plan to implement new active directory server into current system with minimal downtime;
- Finalizing software conversion plan;
- Developing plan to implement CISA and federal cyber security mandated requirements with the least amount of system downtime; and
- Developing plan for remediation of controls and communication for siphon house alerts.



**San Luis & Delta-Mendota Water Authority**  
**OPERATIONS SUMMARY**

*NOTE: ALL FIGURES ARE IN ACRE FEET*

	<b>May-2023</b>	<b>May-2022</b>
JONES PUMPING PLANT - PUMPED	222,645	55,870
DCI PLANT - PUMPED	23,551	0
DCI PLANT - RETURNED	0	0
O'NEILL P/G PLANT - PUMPED	169,686	27,484
O'NEILL P/G PLANT - GENERATED	0	2,592
DMC DELIVERIES	28,504	17,821
RIVER/WELL/RECYCLE WATER INTO DMC	2,240	9,840
MENDOTA POOL DELIVERIES	102,538	76,866
SHASTA RESERVOIR STORAGE	4,457,700	1,815,100
SAN LUIS RESERVOIR STORAGE	2,018,313	918,152
SLR FEDERAL SHARE	957,090	338,234

	<b>May-2023</b>	<b>May-2022</b>
*SAN LUIS UNIT DELIVERIES	13,223	9,540
SAN LUIS UNIT WELL WATER	0	0
SAN FELIPE UNIT DELIVERIES	6,302	6,879

Jones Pumping Plant monthly average = 3,601 cfs





**San Luis & Delta-Mendota Water Authority**  
**Monthly Deliveries**  
**May 2023**

Date: 6/19/23

<u>District/Other</u>	Total Available Water into System (INCOMING) (Acre Feet)	AG/Refuge Deliveries (Acre Feet)	M & I Deliveries (Acre Feet)	Total Deliveries (OUTGOING) (Acre Feet)
<b>Total Pumped @ Jones Pumping Plant</b>	<b>222,645</b>			
<b>Total Pumped @ DCI</b>	<b>(23,551)</b>			
<b>Total Reversed @ DCI</b>	<b>0</b>			
City of Tracy		0	1,252	1,252
Byron Bethany I.D.		282	1	283
West Side I.D.		0	0	0
Banta Carbona I.D.		0	0	0
West Stanislaus I.D.		1,976	0	1,976
Patterson I.D.		242	0	242
Del Puerto W.D.		8,315	8	8,323
Central California I.D. - above check #13		1,944	0	1,944
San Luis W.D.- above check #13		0	0	0
Volta Wildlife Mgmt. Area (Fish & Game)		288	0	288
Fish & Wildlife (Volta) Santa Fe - Kesterson		0	0	0
Grasslands W.D. (Volta)		3,411	0	3,411
<b>Total Pumped @ O'Neill PP</b>	<b>(169,686)</b>			
<b>Total Generated @ O'Neill PP</b>	<b>0</b>			
Central California I.D. - below check #13		878	0	878
Grasslands W.D. (76.05-L)		5,049	0	5,049
Fish & Game Los Banos Refuge (76.05-L)		564	0	564
Fish & Wildlife Kesterson (76.05-L)		390	0	390
Freitas Unit (76.05-L)		461	0	461
Salt Slough Unit (76.05-L)		345	0	345
China Island (76.05-L)		0	0	0
San Luis W.D. - below check #13		713	0	713
Panoche W.D.		1,312	2	1,314
Eagle Field W.D.		230	0	230
Oro Loma W.D.		15	0	15
Mercy Springs W.D.		0	0	0
Firebaugh Canal W.D. (D.M.C.)		826	0	826
River and Groundwater well pump-in	0			
North Valley Regional Recycled Water Program	2,240			
Change in Canal Storage	(646)			
Wasteway Flushing and Spill	(40)			
Total Available in Delta-Mendota Canal	30,962			
<b>TOTAL DELIVERY FROM DELTA-MENDOTA CANAL</b>	<b>(28,504)</b>	<b>27,241</b>	<b>1,263</b>	<b>28,504</b>
Theoretical DMC Delivery to Mendota Pool	2,458			
Total DMC Metered Delivery to MP	0			
Estimated (Loss) or Gain in DMC	(2,458)			
Estimated % Loss or Gain in DMC	-1.11%			



**San Luis & Delta-Mendota Water Authority**  
**Monthly Deliveries**  
**May 2023**

<u>District/Other</u>	Total Available Water into System (INCOMING) (Acre Feet)	AG/Refuge Deliveries (Acre Feet)	M & I Deliveries (Acre Feet)	Total Deliveries (OUTGOING) (Acre Feet)
Estimated DMC Inflow to MP	0			
Mendota Pool Groundwater Well Pump-In	85			
(+)SJRRP Releases into Mendota Pool	17,018			
(+)Available Flood Releases from Friant into Mendota Pool	56,064			
(+)Other San Joaquin River Water	0			
(+)Kings River Flood Releases into Mendota Pool	248,598			
<u>Mendota Pool Delivery Information</u>				
<u>Exchange Contractors:</u>				
Central California Irrigation District (CCID)		48,934	0	48,934
Columbia Canal Company (CCC)		4,111	0	4,111
Firebaugh Canal Water District (FCWD)		3,237	0	3,237
San Luis Canal Company (SLCC)		10,335	0	10,335
<u>Refuge:</u>				
Conveyance Losses		0	0	0
Calif Dept of F/G-LB Unit (CCID)		627	0	627
Calif Dept of F/G-LB Unit (SLCC)		858	0	858
Calif Dept of F/G-Salt Slough Unit (CCID)		384	0	384
Calif Dept of F/G-China Island Unit (CCID)		0	0	0
US Fish & Wildlife-San Luis Refuge (SLCC)		0	0	0
US Fish & Wildlife-Freitas (CCID)		513	0	513
US Fish & Wildlife-Kesterson (CCID)		434	0	434
Grasslands WD (CCID)		5,380	0	5,380
Grasslands WD (SLCC)		827	0	827
Grasslands (Private)		238	0	238
San Luis WD Conveyance (CCID)		107	0	107
Del Puerto WD Conveyance (CCID)		0	0	0
<u>San Joaquin River Restoration Project:</u>				
SJRRP		17,018	0	17,018
<u>Other: (see MP Operations Report)</u>		9,535	0	9,535
<i>Total Available Water in Mendota Pool</i>	321,765			
<b>TOTAL DELIVERY FROM MENDOTA POOL</b>	<b>(102,538)</b>	<b>102,538</b>	<b>0</b>	<b>102,538</b>
*Estimated (Loss) or Gain in Mendota Pool	(219,227)			
*Estimated % Loss or Gain in Mendota Pool	-68.13%			
Total System Delivery	(131,042)			
<b>*Total Estimated System (Loss) or Gain</b>	<b>(221,685)</b>			
<b>*Total Estimated % System Loss or Gain</b>	<b>-40.60%</b>			

**Special Notes: Flood Releases from Friant Dam and Pine Flat Dam**



Jones Pumping Plant  
May - 2023

Date	# OF UNITS	TIME ON/OFF	AVG DAILY CFS
1	3-4	0700	3309
2	4	Continuously	3541
3	4	Continuously	3538
4	4-1-3	0900	2887
5	3-4	0900	3242
6	4	Continuously	3510
7	4-3-4	2100	3498
8	4	Continuously	3526
9	4	Continuously	3536
10	4-3-0-4	0600	2981
11	4-3-4	0600	3091
12	4	Continuously	3523
13	4	Continuously	3525
14	4	Continuously	3519
15	4	Continuously	3526
16	4	Continuously	3492
17	4	Continuously	3527
18	4	Continuously	3524
19	4	Continuously	3514
20	4	Continuously	3527
21	4	Continuously	3525
22	4-1-4	0800	2617
23	4-5	0733	4040
24	5	Continuously	4225
25	5	Continuously	4231
26	5	Continuously	4183
27	5	Continuously	4210
28	5	Continuously	4215
29	5	continuously	4228
30	5	Continuously	4221
31	5	Continuously	4218
AVG CFS for the month			3621



**NON-PROJECT WATER CREDITS REPORT**  
(ALL FIGURES IN ACRE FEET)  
May 2023 WA Credits

Date: 6/7/23

<b>CREDITS UNDER WARREN ACT CONTRACTS</b>									
Turnout	Start Meter Reading	End Meter Reading	Factor	Adjust	District	Total	Less 5%	Month	Year
3.32-R1	0	0	1	0	BBID	0	0	0	0
3.32-R2	0	0	1	0	BBID	0	0	0	0
3.32-R3	12,924	12,924	1	0	BBID	0	0	0	120
13.31-L	4,804	4,804	1	0	BBID	0	0	0	0
15.11-R	2,974	2,974	1	0	BBID	0	0	0	0
20.42-L	43,328,154	43,328,223	1	0	BCID	0	0	0	0
20.42-L	43,328,154	43,328,223	1	0	USBR/FWA	0	0	0	5,619
21.12-L	990	990	1.01	0	DPWD	0	0	0	0
21.86-L	770	770	1	0	DPWD	0	0	0	0
24.38-L	3,081	3,081	1	0	DPWD	0	0	0	0
29.95-R	1,334	1,337	0.87	(3)	DPWD	0	0	0	0
30.43-L	7,464	7,464	1	0	DPWD	0	0	0	0
30.43-R	2,123	2,123	0.92	0	DPWD	0	0	0	0
30.95-L	2,149	2,149	1.03	0	DPWD	0	0	0	0
31.31-L1	87,780	87,780	1	0	WSTAN	0	0	0	0
31.31-L2	87,780	87,780	1	0	DPWD	0	0	0	0
31.31-L3	87,780	87,780	1	0	PID	0	0	0	0
31.60-L	8,183	8,183	0.93	0	DPWD	0	0	0	0
32.35-L	1,794	1,794	0.86	0	DPWD	0	0	0	0
33.71-L	751	751	0.94	0	DPWD	0	0	0	0
36.80-L	1,847	1,847	1	0	DPWD	0	0	0	0
37.10-L	3,870	3,870	0.94	0	DPWD	0	0	0	0
37.32-L	2,653	2,653	0.91	0	DPWD	0	0	0	0
42.50-R	1,034	1,034	0.96	0	DPWD	0	0	0	0
42.53-L	6,841,176	6,841,176	1	0	PID	0	0	0	0
42.53-L	6,841,176	6,841,176	1	0	DPWD	0	0	0	0
42.53-L	6,841,176	6,841,176	1	0	USBR/FWA	0	0	0	177
43.22-L	55	55	1	0	DPWD	0	0	0	0
48.97-L	028	028	1	0	SLWD	0	0	0	0
50.46-L	6,025	6,025	1.07	0	DPWD	0	0	0	0
51.00-R	297	297	0.89	0	DPWD	0	0	0	0
51.66-L	3,434	3,434	0.98	0	DPWD	0	0	0	0
52.40-L	1,496	1,496	1	0	DPWD	0	0	0	0
58.28-L	3,365	3,365	1.02	0	SLWD	0	0	0	0
58.60-L	917	917	0.96	0	DPWD	0	0	0	0
58.73-R	494	494	1	0	DPWD	0	0	0	0
64.85-L	1,662	1,662	0.72	0	DPWD	0	0	0	0
<b>UPPER DMC SUB TOTAL</b>								<b>0</b>	<b>5,916</b>



## NON-PROJECT WATER CREDITS REPORT

(ALL FIGURES IN ACRE FEET)

May 2023 WA Credits

CREDITS UNDER WARREN ACT CONTRACTS									
Turnout	Start Meter Reading	End Meter Reading	Factor	Adjust	District	Total	Less 5%	Month	Year
78.31-L	4,469	4,469	1.08	0	SLWD	0	0	0	0
79.12-R	5,812	5,812	0.91	0	SLWD	0	0	0	0
79.13-L	1,164	1,164	1	0	SLWD	0	0	0	0
79.13-R	4,964	4,964	1.08	0	SLWD	0	0	0	0
79.60-L	5,979	5,979	0.84	0	SLWD	0	0	0	0
80.03-L	834	834	0.94	0	SLWD	0	0	0	0
80.03-R	717	717	1.05	0	SLWD	0	0	0	0
98.60-R	14,194	14,194	1	0	PANOCH/MS	0	0	0	0
98.74-L	5,695	5,695	1.14	0	PANOCH/MS	0	0	0	0
99.24-L	10,493	10,493	0.92	0	PANOCH/MS	0	0	0	0
100.70-L	6,211	6,211	1	0	PANOCH/MS	0	0	0	0
102.04-R	4,087	4,088	1	(1)	WIDREN WD	0	0	0	0
<b>LOWER DMC SUB TOTAL</b>								<b>0</b>	<b>0</b>
<b>WARREN ACT CONTRACT CREDIT TOTAL</b>								<b>0</b>	<b>5,916</b>
<b>TOTAL GROSS PUMP-IN</b>								<b>CREDIT</b>	
<b>TOTAL (BYRON BETHANY IRRIGATION DISTRICT)</b>						<b>0</b>		<b>0</b>	<b>0</b>
<b>TOTAL (BANTA CARBONA IRRIGATION DISTRICT)</b>						<b>0</b>		<b>0</b>	<b>0</b>
<b>TOTAL (DEL PUERTO WATER DISTRICT)</b>						<b>0</b>		<b>0</b>	<b>0</b>
<b>TOTAL (WEST STANISLAUS IRRIGATION DISTRICT)</b>						<b>0</b>		<b>0</b>	<b>0</b>
<b>TOTAL (PATTERSON IRRIGATION DISTRICT)</b>						<b>0</b>		<b>0</b>	<b>0</b>
<b>TOTAL (SAN LUIS WATER DISTRICT)</b>						<b>0</b>		<b>0</b>	<b>0</b>
<b>TOTAL (PANOCH/MS WATER DISTRICT)</b>						<b>0</b>		<b>0</b>	<b>0</b>
<b>TOTAL (MERCY SPRINGS WATER DISTRICT)</b>						<b>0</b>		<b>0</b>	<b>0</b>
<b>TOTAL (WIDREN WATER DISTRICT)</b>						<b>0</b>		<b>0</b>	<b>0</b>
<b>Other Warren Act Conveyance Credit Totals</b>									
<b>Del Puerto Water District:</b>						<b>0</b>		<b>0</b>	<b>0</b>
<b>Banta Carbona Irrigation District:</b>						<b>0</b>		<b>0</b>	<b>0</b>
<b>West Stanislaus Irrigation District:</b>						<b>0</b>		<b>0</b>	<b>0</b>
<b>Byron Bethany Irrigation District:</b>						<b>0</b>		<b>0</b>	<b>120</b>
<b>Patterson Irrigation District:</b>						<b>0</b>		<b>0</b>	<b>0</b>
<b>San Joaquin River Restoration Pump Back BCID:</b>						<b>0</b>		<b>0</b>	<b>5,619</b>
<b>San Joaquin River Restoration Pump Back PID:</b>						<b>0</b>		<b>0</b>	<b>177</b>

Notes: 3.32-R, 20.42-L, 31.31-L and 42.53-L are River water



## MENDOTA POOL OPERATIONS

2023

ALL FIGURES IN ACRE-FEET

Date: 6/7/2023

	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTAL
FRESNO SLOUGH	0	60	0	95	61								216
TPUD	0	18	0	0	0								18
JAMES I.D.	916	2,156	0	28	1,028								4,128
MEYERS	0	0	876	1,638	2,114								4,628
M.L. DUDLEY & INDART <sup>1</sup>	0	0	206	182	395								783
MID VALLEY (Kings River)	0	0	0	1,446	1,949								3,395
REC. DIST. 1606	0	0	0	0	0								0
STATE FISH & WILDLIFE	199	1,119	42	7	448								1,815
TRACTION	170	566	56	0	0								792
UNMETERED	40	125	0	0	20								185
<b>Total</b>	<b>409</b>	<b>1,810</b>	<b>98</b>	<b>7</b>	<b>468</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>2,792</b>
COELHO FAMILY TRUST <sup>2</sup>	0	18	0	474	916								1,408
TRANQUILITY I.D.	0	678	197	1,261	2,468								4,604
WESTLANDS LATERAL-6	0	0	0	0	0								0
WESTLANDS LATERAL-7	610	477	2,160	2,326	56								5,629
CARVALHO TRUST	0	0	0	41	80								121
<b>TOTAL</b>	<b>1,935</b>	<b>5,217</b>	<b>3,537</b>	<b>7,498</b>	<b>9,535</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>27,722</b>

NUMBERS SHOWN IN **BOLD** WERE REVISED AFTER DISTRIBUTION OF REPORT

1 aka COELHO-GARDNER-HANSEN 2 aka TERRA LINDA FARMS

### Article 215 Water

January James ID 916 AF

February James ID 2156 AF

March Meyers 90 AF

April Meyers 90 AF

### Kings River Water

February Tranquility ID 44 AF

March Tranquility ID 197 AF

March Meyers 486 AF

April Tranquility ID 1,261 AF

April Mid Valley 1,446 AF

April Meyers 1,548 AF

April James ID 28 AF

May Tranquility ID 2,468 AF

May Mid Valley 1,949 AF

May Meyers 2,114 AF

May James ID 1,028 AF

### Duck Clubs (Percent Full)

BECK	120	PATOS	COLE	TRANQUILITY	1 ACRE
0%	0%	0%	0%	0%	0%

Jan, 2023

DMC Inflow 3,372 AF

James Bypass Flows 0 AF

Feb, 2023

DMC Inflow 18672 AF

James Bypass Flows 1,619 AF

Mar, 2023

DMC Inflow 2,341 AF

James Bypass Flows 162,266 AF

Apr, 2023

DMC Inflow 0 AF

James Bypass Flows 247,471 AF

May, 2023

DMC Inflow 0 AF

James Bypass Flows 248,598 AF

June, 2023

DMC Inflow A.F

James Bypass Flows 0 AF

July, 2023

DMC Inflow AF

James Bypass Flows 0 AF

Aug, 2023

DMC Inflow AF

James Bypass Flows 0 AF

Sept, 2023

DMC Inflow AF

James Bypass Flows 0 AF

Oct, 2023

DMC Inflow AF

James Bypass Flows 0 AF

Nov, 2023

DMC Inflow AF

James Bypass Flows 0 AF

Dec, 2023

DMC Inflow AF

James Bypass Flows 0 AF



**MENDOTA POOL WELL PUMP IN  
2023**  
(ALL FIGURES IN ACRE-FEET)

Date: 6/7/23

	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTAL
COELHO FAMILY TRUST <sup>1</sup>	0	0	0	0	0								0
M.L. DUDLEY & INDART <sup>2</sup>	0	0	0	0	0								0
FORDEL	0	385	45	0	0								430
COELHO WEST	0	0	0	0	0								0
CASACA VINYARDS	0	0	0	0	0								0
DPF	0	0	0	0	0								0
SOLO MIO	0	0	0	0	0								0
BAKER FARMS	0	0	0	0	0								0
FARMERS W.D.	0	0	0	0	0								0
MEYERS	0	0	0	0	0								0
MEYERS BANKED	0	717	0	0	0								717
SILVER CREEK	0	0	0	0	0								0
TRANQUILITY I.D.	0	0	0	0	0								0
FCWD	0	0	0	0	85								85
YRIBARREN FARMS	10	0	0	0	0								10
CARVALHO TRUST	0	0	0	0	0								0
ETCHEGOINBERRY	79	0	0	0	0								79
FRESNO SLOUGH W.D.	0	0	0	0	0								0
LSK-1	50	136	0	0	0								186
<b>TOTAL</b>	<b>139</b>	<b>1,238</b>	<b>45</b>	<b>0</b>	<b>85</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1,507</b>

NUMBERS SHOWN IN **BOLD** WERE REVISED AFTER DISTRIBUTION OF REPORT

<sup>1</sup> aka TERRA LINDA FARMS

<sup>2</sup> aka COELHO-GARDNER-HANSEN

Spill Back Credit

	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTAL
James ID (per JID)	0	0	0	0	0								0

**TABLE 19: GOVERNOR EDMUND G. BROWN CALIFORNIA AQUEDUCT**  
**SAN LUIS FIELD DIVISION MONTHLY DELIVERIES**

Revised 6/13/2023

**MAY 2023**

REACH TOTALS	POOL	INFLOW INTO AQUEDUCT	CUSTOMERS	AMOUNT IN AF
R3A 6302			Parks & Rec. @ San Luis Reservoir	0
			Santa Clara Valley Water District	5242
			Casa de Fruta (Santa Clara Valley Water District)	0
			San Benito Water District	1060
R3  535	13		DFG @ O'Neill Forebay	106
	13		Parks & Rec. @ O'Neill Forebay	1
	13		DWR Water Truck at O'Neill 0 AF for Cattle Program @ O'Neill Forebay	0
	13		Santa Nella County Water District	28
	13		San Luis Water District	400
R4  24571	14		City of Dos Palos	89
	14		Pacheco Water District	1326
	14		San Luis Water District	4884
	14		Panoche Water District	54
	15		San Luis Water District	1894
	15		Panoche Water District	4495
	15		Westlands Water District	11829
R5  61428	16		DFG @ Lat. 4L (Pilibos)	0
	16		DFG @ Lat. 4L	24
	16		DFG @ Lat. 6L	0
	16		DFG @ Lat. 7L	
	16		Westlands Water District	14418
	17		Westlands Water District	14430
	18		City of Coalinga	1245
	18		Pleasant Valley Pumping Plant	17491
	18		Westlands Water District	13820
R6  25818	19		Alta Gas	0
	19		City of Huron (P&R-Area 11) @ Lat. 22R	5
	19		DWR Water Truck @ 22R/F&G @ Lat.22R	0
	19		Lemoore N.A.S. thru WWD 28L,29L,&30L	177
	19		Kings County thru WWD 30L	1017
	19		Westlands Water District	24619
R7  24842	20		City of Huron @ Lat. 23R	69
	20		DWR Water Truck @ 23R	0
	20		Westlands Water District	16952
	21		City of Avenal	203
	21		Kings County thru WWD 37L,38L	0
	21		Westlands Water District	7618
143496		0	<---TOTALS--->	143496
<b>TOTALS BY CUSTOMERS</b>				
Inflow Into Aqueduct:				
0 AF TOTAL for PUMP-IN				
0 AF TOTAL for FLOOD				
			Santa Nella County Water District	28
			Pacheco Water District	1326
			San Luis Water District	7178
			Panoche Water District	4549
			Westlands Water District	121177
			AltaGas	0
			City of Huron @ LAT. 23R	69
			City of Huron (P&R/Area 11 @ 22R)	5
			Lemoore N.A.S. thru WWD @ 28L,29L&30L	177
			Kings County thru WWD Laterals in Reach 6	1017
			City of Avenal	203
			City of Dos Palos	89
			City of Coalinga	1245
			DFG @ O'Neill Forebay	106
			Pacheco Tunnel	6302
			DFG @ Lateral 4L & 6L & 7L	24
			DWR Water Truck @ 22R/F&G @ Lat.22R	0
			Parks & Recreation	1
			0 AF for DWR Water Truck at O'Neill, 1 AF for Cattle Program @ O'Neill Reservoir	0
<b>Customers Total:</b>				<b>143496</b>
Pool 12 - Reach 2B				
VA Turnout Use AF = 35				
DWR 3137(Rev.9/15)				143531





## Monthly Availability Report

CW "Bill" Jones Pumping Plant

May - 2023

Unit #	Max Hours	Scheduled Outages (1)	%	Unscheduled Outages (2)	%	Over-all Availability %	Starts	Comments
							Pump	
Unit-1	744	268.5	36.09%	0.0	0.00%	63.91%	1	
Unit-2	744	0.0	0.00%	20.8	2.80%	97.20%	2	
Unit-3	744	744.0	100.00%	0.0	0.00%	0.00%	0	
Unit-4	744	14.2	1.91%	0.5	0.07%	98.02%	6	
Unit-5	744	0.0	0.00%	0.0	0.00%	100.00%	4	
Unit-6	744	0.0	0.00%	0.0	0.00%	100.00%	3	
Total	4464	1026.7	23%	21.3	0.48%	76.52%	16	

Notes:

(1) Planned maintenance

(2) Emergency outages and maintenance performed with less than 24 hours advance notice



## Monthly Availability Report

O'Neill Pump/Generating Plant

May - 2023

Unit #	Max Hours	Scheduled Outages (1)	%	Unscheduled Outages (2)	%	Over-all Availability %	Starts		Comments
							Pump	Gen	
Unit-1	744	372.8	50.11%	0.0	0.00%	49.89%	1	0	
Unit-2	744	0.0	0.00%	0.0	0.00%	100.00%	1	0	
Unit-3	744	0.0	0.00%	0.0	0.00%	100.00%	2	0	
Unit-4	744	0.0	0.00%	0.0	0.00%	100.00%	1	0	
Unit-5	744	0.0	0.00%	0.0	0.00%	100.00%	1	0	
Unit-6	744	0.0	0.00%	0.0	0.00%	100.00%	2	0	
Total	4464	372.8	8%	0.0	0.00%	92.00%	8	0	

Notes:

(1) Planned maintenance

(2) Emergency outages and maintenance performed with less than 24 hours advance notice



## Monthly Availability Report

DCI Pumping Plant

May - 2023

Unit #	Max Hours	Scheduled Outages (1)	%	Unscheduled Outages (2)	%	Over-all Availability %	Starts	Comments
							Pump	
Unit-1	744	0.0	0.00%	0.0	0.00%	100.00%	5	
Unit-2	744	0.0	0.00%	0.0	0.00%	100.00%	5	
Unit-5	744	0.0	0.00%	0.0	0.00%	100.00%	7	
Unit-6	744	0.0	0.00%	0.0	0.00%	100.00%	5	
Total	2976	0.0	0%	0.0	0.00%	100.00%	22	

Notes:

(1) Planned maintenance

(2) Emergency outages and maintenance performed with less than 24 hours advance notice



## STAFF MEMORANDUM

TO: Board Members and Alternates

FROM: Scott Petersen, Water Policy Director  
Cynthia Meyer, Special Programs Manager

DATE: July 13, 2023

RE: Update on Science Program

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### SUMMARY

The San Luis & Delta-Mendota Water Authority's ("Water Authority") current science commitments for Fiscal Year 24 (March 1, 2023 – February 29, 2024) may be considered in two categories. First, the Water Authority re-budgeted \$125,000 in the current budget to fund two activities and/or studies previously authorized to be funded. Second, the Water Authority has budgeted \$390,000 in the current budget for science studies. More detail regarding the various science commitments is provided below. In total, the Water Authority started the current fiscal year with approximately \$515,000 available to fund science, of which \$125,000 has been obligated.

### 1. Previous Commitments - \$125,000 in FY 24 Budget

Subject	Description of Work / Objective(s)	FY 24 Budget
Joint Funding CSAMP Delta Smelt Structured Decision Making Phase 3	This funding would support management and technical analyses required to conduct Phase 3 for the CSAMP Delta Smelt Structure Decision Making (SDM) project. Technical analyses would include modeling and the application of other analytical tools to evaluate the consequences of proposed management actions for Delta Smelt as well as the evaluation of potential consequences to other resource values including water supply and agriculture. Phase 3 is underway and will provide a Formal evaluation of Delta Smelt recovery actions along with the full suite of objectives: Salmon, Ecosystem, Water Supply, Cost, Learning.	\$120,000
Joint Funding Delta Coordination Group Structured Decision making Facilitation	Funds support and assistance with the structured decision making for recommendations for summer-fall habitat actions for delta smelt by the Delta Coordination Group to the U.S. Bureau of Reclamation and the Department of Water	\$5,000

	Resources. Main contract with Dr. Jennie Hoffman with Adaptation/Insight, using Compass Resources.	
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## 2. New Science - \$390,000 in FY 24 Budget

Subject	Description of Work / Objective(s)	FY 24 Budget
Science Studies/Efforts		\$390,000
CAMT Studies	<p>This funding would match State Water Contractor funding obligated for CAMT studies. The Water Authority and State Water Contractors are currently jointly researching two potential uses for this funding – 1. Continuation of Delta Smelt SDM funding for Phase 3b, or 2. Execution of a contract for Salmon Structured Decision Making.</p> <p>After deliberation within CAMT/CSAMP, the group has chosen to pursue continued development of the Delta Smelt Structured Decision Making Phase 3b, with the salmon recovery strategy being advanced through in-kind contributions this year.</p>	\$150,000
Joint Funding CAMT Technical Support	Funds support technical engagement by Hansen Environmental (Chuck Hansen) in CAMT and CSAMP meetings. Contract held by SWC.	\$30,000
Delta Coordination Group Summer Fall Habitat Action Structured Decision Making Facilitation Support	Funds support facilitation and assistance with Delta Coordination Group Structured Decision Making for Delta Coordination Group recommendations to Reclamation and DWR related to Summer Fall Habitat Actions in the Biological Opinions and State Incidental Take Permit. Project jointly funded with State Water Contractors.	\$10,000
SLDMWA Technical, Science and Regulatory Support	Funds will be used for engagement in Science Program, technical or regulatory efforts that arise in FY 2023. Anticipated use includes technical support for the reconsultation on long-term operations of the CVP and SWP, anticipated ESA listing decisions for longfin smelt, giant gardener snake, yellow-legged frog (and others), and engagement in efforts associated with the Bay-Delta Plan Update and VA Science Plan.	\$200,000

## **SCIENCE PROGRAM ACTIVITIES:**

Staff participates in several science forums and coordination activities. The highlights include:

### **Voluntary Agreements (VA):**

The VA Science Committee developed an initial Science Plan and distributed the draft in May 2023. Staff provided comments and the next draft is anticipated in July 2023. In addition, the team is revising habitat restoration accounting strategy which will be presented in July 2023.

### **Delta Coordination Group (DCG):**

Staff participated in the DCG meetings and provided input on the Structured Decision Making process for the summer-fall habitat actions. The DCG is preparing analyses to decide on the application and use of the 100 TAF to improve the Delta Summer-Fall Habitat. The upcoming workshop in July 2023 will present the findings to the DCG.

### **CAMT/CSAMP:**

The CAMT/CSAMP group has been discussing the best approach for a more coordinated monitoring program and integration of the ongoing science projects and initiatives. In addition, these groups are contemplating the effectiveness of the various studies and strategy for integrating the results to further our understanding of the environmental challenges. In addition, the CSAMP Delta smelt Structured Decision Making Steering Committee is reviewing the potential impacts of Fall X2 for 2023. The team requested additional modeling to include an analysis scenario for “no” X2. Analyses for the socioeconomic impacts of Fall X2 will also be further developed.

### **ReROC**

The qualitative draft of the Biological Assessment on the Proposed Action was provided on June 30, 2023. Staff will review the document and provide comments. The quantitative draft of the Biological Assessment is anticipated in Fall 2023. The next WIIN Act Quarterly meeting is scheduled for September 12, 2023.

### **Science Coordination:**

As part of our efforts to increase the effectiveness of the Water Authority’s Science Program, Authority staff is proposing to establish a Science Coordination Workgroup to assist in the guidance of the Program. Initial selections for the workgroup were provided for each division. A kick-off meeting is anticipated for Summer 2023.

The objectives of this group will include:

1. Improving coordination and communication with member agencies related to Science Activities,
2. Contributing to the development of an Authority Science Plan to guide science program activities, and
3. Enhancing engagement with the science community.

### **Additional Coordination Activities**

Staff is participating to the Reorienting to Recovery – Salmon Workshops which focus on the identifying key challenges and improving science.



# MEMORANDUM

TO: SLDMWA Board of Directors, Alternates

FROM: John Brodie, Water Resources Programs Manager  
Joe McGahan, Regional Drainage/Westside Watershed Coalition Coordinator

DATE: July 13, 2023

RE: Activity Agreements – Staff Report for June 2023

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This memorandum serves as the Staff Report for June 2023 regarding specified<sup>1</sup> Water Authority activities not separately addressed on the Board meeting agenda.

## **1. Integrated Regional Water Management (IRWM) Activity Summary**

### **General Westside-San Joaquin Integrated Regional Water Management Plan (IRWMP)**

Projects funded by the Department of Water Resources (DWR) Proposition 1, Round 1 IRWM Implementation Grant continue to move forward. Both the West Stanislaus Irrigation District Pumping Plant Modernization Project and the Central California Irrigation District's Orestimba Creek Recharge and Recovery Project are progressing on schedule. The Westlands Water District's Broadview Aquifer Recharge and Recovery Project is also moving forward.

Staff is finalizing a Scope of Work for Self-Help Enterprises to update Community Needs Assessments previously conducted for the Westside San Joaquin IRWM Region. Separate assessments focused on severely disadvantaged communities in both the San Joaquin River and Tulare Lake Funding Areas were completed in 2020. Self-Help's update will seek to identify priority communities where drinking water conditions (accessibility, affordability, quality, and quantity) in the region can be improved.

## **2. Sustainable Groundwater Management Activity (SGMA) Activity Summary**

### **Coordinated Activities**

Local Groundwater Sustainability Agencies GSAs are meeting on an accelerated schedule to address what DWR called "deficiencies" in the Subbasin's six Groundwater Sustainability Plans (GSPs). DWR's "inadequate" determination for the Subbasin's Plans means the State Water Resources Control Board (SWRCB) will judge future efforts by the Subbasin to achieve "approved" Plans.

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<sup>1</sup> For the sake of completeness, this includes those Activity Agreements that have been approved by the Board of Directors, but not yet signed by all interested members and/or participants (i.e., the Los Vaqueros Expansion Project Activity Agreement, the Exchange Contractors 2019-2023 Transfer Program Activity Agreement, and the Westside-San Joaquin Integrated Regional Water Management Activity Agreement).

A request for proposals was issued to select a consultant, firm, or team to consolidate the six GSPs into a single Plan for the Subbasin. A single consulting firm was selected to complete the GSP consolidation. The Subbasin Coordination Committee will work with the consultant to select a timetable for completion of the work. Staff is preparing an amended task order for rapid execution so momentum on addressing items identified by DWR can be maintained.

SWRCB staff at the June 21, 2023 State Water Board meeting released a draft timeline for conducting probationary hearings for Subbasins deemed inadequate by DWR. As of that meeting, there were six such Subbasins. State Water Board members will consider whether to accept its staff's recommendations. According to the draft schedule, the Delta-Mendota Subbasin will have a probationary hearing in September 2024 unless a consolidated GSP that sufficiently identifies deficiencies is adopted and submitted prior to that date. The first probationary hearing for a subbasin could be held as soon as December of this year if SWRCB members accepts the draft recommendations.

### **General SGMA Activities**

Groundwater level data for the Delta-Mendota subbasin was submitted to DWR by the July 1, 2023 deadline. GSAs are now in the window for collecting water quality data.

### **3. Drainage Activity Summary**

#### **Grassland Basin Drainage Management Steering Committee Activity Summary**

The Grassland Bypass Channel gates were closed on March 24<sup>th</sup>, ending the discharge of storm-induced drainage from the Grassland Drainage Area. Remaining drainage flows have been managed internally by the San Joaquin River Improvement Project since that time. No significant storms are forecasted and it is not anticipated the gates will be opened again in the near future.

#### GBP Activities

- Grassland Bypass Project Annual Monitoring Report (AMR): The 2019 Order requires an AMR be developed and submitted by April 30<sup>th</sup>. This report covers the 2022 calendar year and requires a detailed analysis and summary of all of the data collected at each of the monitoring sites. Regional Board staff responded with some technical questions which we are in the process of addressing. A revised AMR was prepared to address questions from the Regional Board, and submitted on June 14.
- General administration: Review and approve consultant billing. Field review of drainage conditions and correspondence with SJRIP manager.
- Mud Slough Restoration Project: The Water Authority adopted the CEQA for the project in December 2021. GBP management staff met with CDFW on May 30<sup>th</sup> to review their concerns and are working with stakeholders to resolve remaining issues. A second meeting with CDFW is planned for August 15.
- Grassland Water District Monitoring Wells: A total of 10 observation wells are planned to be installed to monitor groundwater levels and quality within the San Joaquin River Improvement Project and in a portion of Grassland Water District to the north. All 10 observation wells have been installed, with the last well completed in June. The GBD are working on developing a monitoring plan to measure groundwater levels and quality.



- Compliance Monitoring: Monitoring in compliance with the 2019 revised WDRs and 2019 Use Agreement is a continuous and daily effort. Regular flow, water quality and toxicity monitoring is required at eight locations at a frequency that varies from monthly to daily. Special monitoring for fish and invertebrate selenium levels has occurred annually, along with efforts to collect particulate samples for selenium analysis.
- Grassland Drainage Area Coalition: Work continues to provide coverage for farmers within the Grassland Drainage Area for the Irrigated Lands Regulatory Program. Reporting forms were sent to farmer members in late 2022 for reporting 2022 nitrogen application.
- Proposition 84 Grant: Work is ongoing to support the Prop 84 Grant administered by Panoche Drainage District for improvements to the San Joaquin River Improvement Project. The Short Term Storage Basins construction is in progress but will take some time to complete. Other projects are in design phase.

#### **San Joaquin Valley Drainage Authority Activity Summary**

- Participated in conference calls with the Regional Board to respond to their questions on surface water quality management plans and required follow up. Working with the Regional Board to formulate a more efficient focused outreach program to address sediment and surface water quality impacts to receiving waters.
- Westside San Joaquin River Watershed Coalition: Work continues to provide coverage under the Irrigated Lands Regulatory Program for farmers within the Westside San Joaquin River Watershed Coalition. The work includes managing the monitoring program, assisting farmers with the necessary reporting to comply with the program and preparing reports for the Regional Board; the Annual Monitoring Report was submitted to the Regional Board on June 30, 2023. Coalition staff are updating the membership roll in preparation for a July 31, 2023 submittal to the Regional Board.
- Groundwater Protection Formula, Values and Targets: Coalitions have developed a methodology to establish nitrogen loading Values and Targets as required by the WDRs. Coalition staff and consultants were part of a panel that presented the Targets to the Regional Board in April 2023; approval of the targets was granted June 30, 2023 with two conditions that must be met by April 2024 and July 2024 respectively.
- Management Practices Effectiveness Program: Attend conference call meetings of the MPEP group. Developing work schedules to implement nitrogen control measures for farmer member compliance.
- Central Valley Groundwater Monitoring Collaborative: Attend conference call meetings to give direction to program. Work with other coalitions and staff to develop an updated groundwater monitoring CQAP. Submitted 2022 Annual Groundwater Monitoring report to the Regional Board.
- Management Zones: Work continued to develop plan for compliance within the Westside Coalition. SJVDA Board of Directors directed staff to begin the initial organization of the Management Zone by joining the Valley Water Collaborative. Staff is currently working to prepare the contracts and agreements that will be used going forward.
- Salt Control Program: Phase I of the Salt Control Program involves the development of a Prioritization and Optimization Study (P&O Study). Currently, consultants are compiling data in order to characterize current salinity conditions of both surface and groundwater

across the Central Valley. Phase I of the Salt Control Program is expected to last years. This work is being supported through the SJVDA budget.

- Prop 84 Real Time Program Grant: Work continues on maintaining the stations, gathering monitoring data, and computer modeling to determine and manage salt discharges to the San Joaquin River. As of March 2023, grant funds billed is \$595,942 with \$259,058 remaining. The project has been extended to December of this year.

**San Luis & Delta-Mendota Water Authority**  
**Procurement Activity Report**  
**From June 1, 2023 to June 30, 2023**

Date Executed	Contract Title	Vendor or Service Provider	Contract Amount	Contract Solicitation Type	Contract Type	Funding Source	Notes
NOTE: NO CONTRACTS WERE AWARDED UNDER THE AUTHORITY'S INFORMAL BIDDING, FORMAL BIDDING, OR SINGLE-SOURCE PROCEDURES DURING THIS REPORT PERIOD							
CONTRACT CHANGE ORDER NOTIFICATIONS:							
Date Executed	Contract Title	Vendor or Service Provider	Change Order Amount	Original Contract Amount	% Change	Justification	
NOTE: NO CONTRACT CHANGE ORDERS WERE ISSUED DURING THIS REPORT PERIOD							
This Procurement Activity Report is intended to satisfy the requirements in the San Luis & Delta-Mendota Water Authority's Consolidated Procurement Policy that the Board be notified of all contracts awarded under informal and formal bidding procedures and single-source procedures, as well as certain change orders, promptly following award.							



## MEMORANDUM

TO: SLDMWA Board of Directors, Alternates

FROM: Pablo Arroyave, Chief Operating Officer

DATE: July 13, 2023

RE: Authorization to Make Los Vaqueros Reservoir Expansion Project Activity Agreement Expenditure of up to \$1,239,000 in FY24 to Fund Amendment No. 5 to the Cost Share Agreement for Los Vaqueros Reservoir Expansion Project Planning

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### BACKGROUND

The Water Authority entered into the Contra Costa Water District (CCWD) Cost Share Agreement for Los Vaqueros Reservoir Expansion Project Planning Agreement dated April 30, 2019 on behalf of the Los Vaqueros Reservoir Expansion Project Activity Agreement members.<sup>1</sup> This agreement was for the purpose of providing for cost-sharing to complete the Final Supplement to the 2010 Final EIS/EIR, release of the Final Feasibility Report in partnership with Reclamation, financial evaluation of the Project for the Local Agency Partners (LAP), development of a long-term governance structure for a likely new Joint Powers Authority (JPA) and conceptual and preliminary design. The total cost under this Cost Share Agreement is \$2,833,036 which was shared equally with all the LAPs. The Water Authority's share was \$354,129, shared equally among the Activity Agreement members. This agreement expired on June 30, 2020. Because the work contemplated under this agreement was not completed by June 30, 2020, on June 22, 2020, the LAPs executed Amendment No. 1 to the Cost Share Agreement for Los Vaqueros Reservoir Expansion Project Planning to extend the term of the agreement to December 31, 2020.

Subsequently, CCWD identified additional scope of work and the various LAPs executed Amendments Nos. 2, 3 and 4 to fund additional work. Now, the proposed Amendment No. 5 would continue to fund three major tasks: project management, environmental planning, and engineering feasibility. The total cost associated with Amendment No. 5 is \$8,673,000, with each of the 7 LAPs paying \$1,239,000. Because the Water Authority's share is divided equally among its Activity Agreement members, each Activity Agreement member's cost share will be \$247,800. The Los Vaqueros Reservoir Joint Powers Authority took action to authorize execution of Amendment No. 5 in its June 14, 2023 Board meeting. All of the Water Authority's Activity

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<sup>1</sup> The five Activity Agreement members are Byron-Bethany Irrigation District, the City of Tracy, Del Puerto Water District, Panoche Water District, and Westlands Water District.

Agreement Members approve the Water Authority's execution of Amendment No. 5. The amount due will be invoiced in August 2023, in the current FY24.

**ISSUE FOR DECISION**

Whether the Board should authorize the Los Vaqueros Reservoir Expansion Project Activity Agreement expenditure of up to \$1,239,000 in FY24 to fund the payment necessary under Amendment No. 4.

**RECOMMENDATION**

We recommend the Board authorize the expenditure of up to \$1,239,000 in FY24 to fund the payment necessary to fund Amendment No. 4.

**ANALYSIS**

With Board Resolution No. 2019-435 (authorizing execution of the initial Cost Share Agreement), the Board also provided authorization to the Executive Director to take subsequent actions appropriate to administrate and implement the Cost Share Agreement. Therefore, no Board action is necessary to authorize the execution of Amendment No. 5. However, since the funds necessary to support Amendment No. 5 were not included in the FY24 Activity Budget, it is necessary to have the Board authorize the additional expenditure of up to \$1,239,000.

**BUDGET IMPLICATIONS**

As this is an Activity Agreement action, there are no impacts to any other Water Authority activity budget. The Authority will invoice each Activity Agreement member their allocated share of the funding required prior to making payment.

**ATTACHMENT**

Amendment No. 5 to the Cost Share Agreement for Los Vaqueros Reservoir Expansion Project Planning

**Amendment No. 5 to the  
Cost Share Agreement for  
Los Vaqueros Reservoir Expansion Project Planning**

The Cost Share Agreement for Los Vaqueros Reservoir Expansion Project Planning between Contra Costa Water District (CCWD); Alameda County Flood Control and Water Conservation District, Zone 7 (Zone 7); Alameda County Water District (ACWD); East Bay Municipal Utility District (EBMUD); Grassland Water District (GWD); San Francisco Public Utilities Commission (SFPUC); San Luis & Delta-Mendota Water Authority (SLDMWA); and Santa Clara Valley Water District (Valley Water) (collectively, “JPA Members”) and the Los Vaqueros Reservoir Joint Powers Authority (JPA)<sup>1</sup>, dated April 30, 2019, and amended by Amendments Nos. 1, No. 2, No. 3, and No. 4, dated June 22, 2020, December 2, 2020, November 1, 2021, and December 27, 2022, respectively (referred to hereafter as the “Agreement”), shall hereby be amended by this amendment (“Amendment No. 5”). The Agreement, together with Amendment No. 1, No. 2, No. 3, No. 4, and this Amendment No. 5, may be referenced hereafter as the “Agreement as amended.”

**RECITALS**

WHEREAS, the Los Vaqueros Reservoir Joint Powers Authority and the JPA Members (collectively, “Parties”) entered into the Agreement to provide for the cost-sharing of the funding requirements for the planning of the Los Vaqueros Reservoir Expansion Project (“Project”); and

WHEREAS, pursuant to Sections 5 and 17 of the Agreement, the Parties amended the Agreement on June 22, 2020, December 2, 2020, November 1, 2021, and December 27, 2022, which amendments, among other modifications, collectively extended the term of the Agreement to the earlier of (i) the completion of the work contemplated therein, or (ii) June 30, 2023, unless the term is further modified consistent with Section 17 of the Agreement.

WHEREAS, the Parties wish to again amend the Agreement to: (1) further extend the term of the Agreement as provided for herein; (2) replace the Scope of Work and Budget for the activities funded by Amendment No. 4 with the revised Scope of Work and Budget for activities funded by this Amendment No. 5, attached and incorporated herein as Exhibits A-5 and B-5, respectively; (3) amend the cost and payment terms of the Agreement as provided herein; (4) supersede and functionally replace the Administrative Agreement, dated January 11, 2022, between CCWD and the JPA which provided for CCWD to serve as initial administrator of the JPA per Amendment No. 3; and (5) include an additional purpose in Section 1 of the Agreement and additional roles and responsibilities of certain Parties of Section 2 of the Agreement as provided herein;

NOW, THEREFORE, the Parties agree that the above recitals are incorporated in and made part of the Agreement, and, pursuant to Section 17 of the Agreement, do hereby amend the Agreement as follows:

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<sup>1</sup> The JPA was added as a party to the Cost Share Agreement in Amendment No. 4 and was not a party to the original Agreement or Amendment Nos. 1 through 3. The JPA shall be subject to the terms of the Agreement, as previously amended and amended under this Amendment No. 5, as if it were a party to the original Agreement.

## 1. Section 1 (Purpose)

In addition to the purposes a through t as provided for in the Agreement as amended, the following two purposes shall be included in the Agreement as amended:

- u) Complete the transition of JPA administration and financial management from CCWD to the JPA.
- v) Fund JPA work pursuant to the Agreement as amended, consistent with the adopted Fiscal Year 2024 JPA budget.

As of the effective date of Amendment No. 5 to the Agreement, Purposes a, b, c, d, f, g, j, l, m, and o as provided for in the Agreement, have been achieved and do not require additional funding.

Work to achieve Purposes e, h, i, k, n, p, q, r, s, t, u, and v will be advanced under the Agreement as amended. Work completed by the Consultant Team, the JPA, and CCWD staff to achieve these purposes will be partially funded by this Amendment No. 5 to the Agreement.

A detailed revised Scope of Work and Budget for activities funded by this Amendment No. 5 are included in Exhibit A-5 and Exhibit B-5, respectively, which are attached hereto and incorporated herein as if fully set forth in this Amendment No. 5 to the Agreement.

## 2. Section 2 (Roles & Responsibilities)

In addition to the existing roles and responsibilities of the Parties as described in the Agreement, the following additional roles and responsibilities for certain Parties shall be included in the Agreement as amended.

### 2.1 Contra Costa Water District Responsibilities

As of the effective date of Amendment No. 5, CCWD Responsibilities b, e, g, j, k, s, u, and x, out of CCWD responsibilities a-hh, as provided for in the Agreement, have been achieved and do not require additional funding.

CCWD Responsibility aa shall be amended and replaced in its entirety with the following:

- aa) will inspect the Transfer Pipeline and conduct a hydraulic evaluation of the Contra Costa Canal between Pumping Plant No. 2 and No. 4 as required in support of the design of Pumping Plant No. 1.

CCWD Responsibilities shall be amended to include the following additional responsibilities:

- ii) assist, as needed, the JPA in the preparation of a loan application for submittal to the U.S. Environmental Protection Agency (U.S. EPA) as allowed for under the Water Infrastructure Finance and Innovation Act (WIFIA).

- jj) continue to assist the JPA with negotiating the contracts for administration of public benefits with California Department of Water Resources (DWR) and California Department of Fish and Wildlife (CDFW).
- kk) provide presentations and technical information to support JPA Board and committee meetings, as needed.
- ll) support the JPA's preparation for meetings with elected officials, project stakeholders, media, and others and participate in these meetings and events, as requested by the JPA, acting through its Executive Director or their designee, to achieve the common Project objectives of CCWD and the JPA. Collaborate and coordinate in a timely manner with the JPA on outreach and messaging, including through the sharing of CCWD materials used in CCWD communications on the Project. CCWD and the JPA will coordinate at the appropriate management level to ensure clear and consistent messaging, particularly with respect to state and federal elected officials.
- mm) transition hosting of the JPA website and public communications support to the JPA.
- nn) upon request, provide technical support of JPA agreement development with state and federal agencies as appropriate.
- oo) compile monthly progress reports, in such format and to include such information as is mutually agreed upon by CCWD and JPA to enable the JPA, acting through its Executive Director or their designee, to ensure substantiation of CCWD's costs, for work performed by CCWD and CCWD's consultants and submit such reports to the JPA to support the draft and final monthly JPA Treasurer's Reports and other financial reports prepared by the JPA.
- pp) prepare Fiscal Year 2023 year-end financial statements, including final summary of contingency use and carryover funding available for FY24, and submit to the JPA to support Fiscal Year 2023 audit.
- qq) provide assistance to the JPA as required to complete full implementation of the Financial Transition Plan, by September 1, 2023.
- rr) upon request, assist the JPA with negotiating a final funding agreement with California Water Commission, and a construction funding agreement with Bureau of Reclamation.

## 2.9 Los Vaqueros Reservoir Joint Powers Authority Responsibilities

JPA Responsibilities a-f as described in Amendment No. 4 to the Agreement shall remain unmodified and the following additional responsibilities shall be included in the Agreement as amended:

- g) negotiate and execute the contracts for administration of public benefits with California Department of Water Resources (DWR) and California Department of Fish and Wildlife (CDFW).



- h) negotiate and execute a final funding agreement with California Water Commission.
- i) negotiate a construction funding agreement with Bureau of Reclamation.
- j) negotiate, for and on behalf of all JPA Members, all agreements with and between the EBMUD and CCWD that are required under this Agreement as amended and the JPA Agreement, including, but not limited to, the Service Agreement.
- k) coordinate and collaborate with CCWD in the negotiations over items (g) and (j).
- l) prepare for and participate in meetings with elected officials, project stakeholders, media, and others as appropriate.
- m) collaborate and coordinate in a timely manner with CCWD on outreach and messaging, including the sharing of JPA materials used in JPA communications on the Project. JPA and CCWD will coordinate at the appropriate management level to ensure clear and consistent messaging, particularly with respect to state and federal elected officials.
- n) host and maintain the JPA website.
- o) develop public information such as Project factsheets, presentation slides, and other materials as required.
- p) administer state and federal agreements as required to advance development of the Project.
- q) manage the consultant team procured and funded by the JPA.
- r) prepare draft and final monthly JPA Treasurer's Reports.
- s) review and provide input on monthly progress reports for work performed by CCWD and CCWD's consultants.
- t) develop policies and procedures for accounting and project controls.

### 3. Section 3 (Cost & Payment)

Section 3 shall be amended such that the following terms 3(a) through 3(d) inclusive shall supersede and replace Section 3, as amended in Amendment No. 4, in its entirety. The payment is intended to provide sufficient funding for advancing the completion of the additional Scope of Work as provided for in Exhibit A-5 and the Budget provided for in Exhibit B-5. As provided for in Exhibits A-5 and B-5, CCWD's labor and services represent approximately 75 percent of the total scope of work and budget associated with this Amendment No. 5.

- a) Total costs to fund work hereunder are identified in Exhibit B-5. The JPA Members' collective total share of the cost, for work funded through this Amendment No.5, shall not exceed \$8,673,000 ("Total Cost Share").
- b) Notwithstanding anything to the contrary in the Agreement as amended, the JPA Members,

excluding GWD, shall be responsible for providing the Total Cost Share in accordance with Exhibit B-5. In no event shall any Party's individual share of the Total Cost Share exceed \$1,239,000, excluding GWD. Timing and quantity of payment for each Party shall not vary from what is set forth in Exhibit B-5 unless the Parties voluntarily agree to modifications pursuant to Sections 3(d)(vi) and 17 of the Agreement. The Total Cost Share described herein is exclusive of any joint defense or litigation cost share amounts which may be determined in a subsequent written agreement entered into pursuant to Section 9 of the Agreement. CCWD will cooperate with any reasonable request from the JPA, acting through its Executive Director or their designee, for review of cost information that supports amounts to be paid to CCWD under the Agreement, as amended.

c) City and County of San Francisco – Specific Terms

- (i) Certification of Funds; Budget and Fiscal Provisions; Termination in the Event of Non-Appropriation. The SFPUC's payments as a JPA Member under the Agreement as amended are subject to and contingent upon the budget and fiscal provisions of the Charter of the City and County of San Francisco (City). Charges will accrue only after prior written authorization certified by the City's Controller, and the amount of the SFPUC's obligation hereunder shall not at any time exceed the amount certified for the purpose and period stated in such advance authorization. The SFPUC's financial obligations under this Agreement will terminate without penalty, liability, or expense of any kind to City at the end of any fiscal year if funds are not appropriated for the next succeeding fiscal year. If funds are appropriated for a portion of the fiscal year, the SFPUC's financial obligations under this Agreement will terminate, without penalty, liability or expense of any kind to City at the end of the term for which funds are appropriated. City has no obligation to make appropriations for this Agreement in lieu of appropriations for new or other agreements. City budget decisions are subject to the discretion of the Mayor and the Board of Supervisors. As to the SFPUC only, this Section 3(c)(i) controls against any conflicting provision of the Agreement as amended.
- (ii) Guaranteed Maximum Costs. The SFPUC's payment obligation to the JPA cannot at any time exceed the amount certified by City's Controller for the purpose and period stated in such certification. Absent an authorized Emergency per the City Charter or applicable Code, no City representative is authorized to offer or promise, nor is the City required to honor, any offered or promised payments to the JPA under this Agreement in excess of the certified maximum amount without the Controller having first certified the additional promised amount and, if necessary, the Parties having modified this Agreement as provided in Section 17 of this Agreement.
- (iii) Prohibition on Use of Public Funds for Political Activity. In performing work under this Agreement as amended, the recipient of City funds shall comply with San Francisco Administrative Code Chapter 12G, which prohibits funds appropriated by the City for this Agreement as amended from being expended to participate in, support, or attempt to influence any political campaign for a candidate or for a ballot measure. The recipient of City funds is subject to the enforcement and penalty provisions in Chapter 12G.

- d) The JPA Members, excluding GWD, will split the Total Cost Share equally. The JPA will invoice each of the JPA Members for their individual shares of the Total Cost Share detailed in Exhibit B-5.
- (i) The JPA will issue two invoices to JPA Members according to the schedule below:
1. September 1, 2023
  2. January 5, 2024
- (ii) Payment from the JPA Members shall be remitted within sixty (60) days after invoice submittal.
- (iii) Funds contributed by the JPA Members shall be committed by the JPA and expended only for work required to further the purposes of the Agreement as amended.
- (iv) By electronic transfer, CCWD will, within 10 days of the effective date of this Agreement as amended, transfer \$1,425,000 to the JPA to support contracts administered by the JPA.
- (v) The JPA will submit two progress payments of \$2,913,000 each to CCWD to fund CCWD staff and CCWD managed contracts according to schedule below:
1. November 1, 2023
  2. March 9, 2024
- (vi) If one or more JPA Members withdraw from the Agreement such that the JPA Members' individual cost shares change substantially, or the individual cost shares exceed the maximum financial responsibility for each JPA Member (determined herein as \$1,239,000), each remaining JPA Member, at its sole discretion consistent with Section 3(b) of this Agreement, shall determine whether to withdraw from the Agreement. The JPA Members who do not choose to withdraw will work together within the JPA to develop an amendment that substantially conforms to this Agreement. If no mutually agreeable amendment can be developed, the remaining JPA Members will terminate this Agreement.
- (vii) If a new JPA Member is added, consistent with Section 12 of this Agreement, each subsequent invoice for each JPA Member will be adjusted to reflect the cost share of the new JPA Member and the total number of JPA Members. The adjustments contemplated herein shall reflect any "catch-up" contribution required of the newly added JPA Member in addition to the contributions to be made on a prospective basis. "Catch-up" contributions shall be calculated based on the then total value of the of the JPA Members' individual monetary shares paid pursuant to the Agreement as amended prior to the date of the new JPA Member's signing of the Agreement.
- (viii) If funds remain after work under this Agreement as amended is completed, each JPA Member will determine whether its pro-rata share of the remaining funds shall be returned or contributed to future work consistent with Section 7 of the Agreement. Each JPA Member shall advise the JPA of its determination within sixty (60) days of receiving

notice from the JPA of the completion of the work, or the remaining funds shall automatically be contributed towards future work.

- (ix) In-kind services may include labor costs and overhead costs for staff who are providing in-kind services for Project activities under this Agreement, including but not limited to data collection, document review, communications, stakeholder outreach, management of third-party consultant contracts, and attending Project meetings. In-kind services will contribute toward the non-State funding match required by the Early Funding Agreement, as it may be amended from time to time. In-kind services, pursuant to Section 2.7(d) of this Agreement, are contributed at the discretion of each JPA Member with no minimum or maximum in-kind contribution limits.
- (x) A portion of the funding provided to CCWD includes contingency funding as shown in Exhibit C-5. CCWD and the JPA will notify each other whenever contingency funds are used. CCWD and the JPA will manage their funds, including contingencies, consistent with their respective board policies. Interagency transfers of contingency may be required depending on the needs of CCWD and the JPA.
- (xi) CCWD will contribute \$294,000 of in-kind services.

#### 4. Section 5 (Term)

Section 5 shall be amended such that the following term shall modify the corresponding term in the Agreement as amended:

The Agreement as amended shall terminate on the earliest occurring of the following events:

- (i) completion of the work contemplated herein; or (ii) June 30, 2024, unless the Term is further modified consistent with Section 17 of this Agreement.

Effective date of Amendment No. 5.

Amendment No. 5, including the financial contribution provisions herein, shall be effective as of the date of signature by CCWD and the JPA, but no earlier than July 1, 2023, and that effective date shall apply retroactively to each subsequent party signatory.

Except as amended by this Amendment No. 5, the Agreement as previously amended shall continue in full force and effect. This Amendment is not intended to have any precedential or preemptive effect on any subsequent agreement between CCWD and the JPA. This Amendment No. 5 may be executed in counterparts, each of which shall be deemed an original but all of which taken together shall constitute Amendment No. 5. The parties agree to the use of electronic signatures.

*[Signature Page on Next Page]*

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Ed Stevenson, General Manager  
Alameda County Water District

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Date

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Rachel Murphy, General Manager  
Contra Costa Water District

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Date

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Clifford C. Chan, General Manager  
East Bay Municipal Utility District

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Date

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Ric Ortega, General Manager  
Grassland Water District

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Date

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Taryn Ravazzini, Executive Director  
Los Vaqueros Reservoir Joint Powers Authority

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Date

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Dennis J. Herrera, General Manager  
San Francisco Public Utilities Commission

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Date

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Approved as to Form  
Deputy City Attorney, San Francisco

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Date

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Federico Barajas, Executive Director  
San Luis & Delta-Mendota Water Authority

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Date

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Rick L. Callender, Esq., Chief Executive Officer  
Santa Clara Valley Water District

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Date

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Valerie Pryor, General Manager  
Zone 7 Water Agency

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Date

**Exhibit A-5**  
**Amendment No. 5 Scope of Work<sup>2</sup>**

The following tasks describe the work efforts by Contra Costa Water District (CCWD), the JPA, and the JPA Members under the Amendment No. 5 to the Agreement for the purpose of advancing the Phase 2 Los Vaqueros Reservoir Expansion (LVE) Project. CCWD is the lead agency for permitting, water rights, and design of CCWD constructed and operated facilities for the LVE Project as defined in the JPA Agreement. CCWD will be supported by the consultant and legal services team that are under contract to CCWD and managed by CCWD, and the JPA will be supported by consultants under contract to the JPA and managed by the JPA, acting through its Executive Director or their designee. References to joint work efforts by Reclamation are described as appropriate but are not intended to imply that Reclamation is a party to the Agreement as amended.

**Task 1 Project Management**

Task 1.1 Funding Agreement Administration

CCWD will continue to administer the Early Funding Agreement executed by CCWD and the California Water Commission (CWC), including meeting reporting and invoicing requirements of the Early Funding Agreement, coordinating with CWC staff as needed to respond to questions and data requests, and managing cost commitments. The Early Funding Agreement will terminate December 31, 2023.

CCWD will continue to administer the Assistance Agreement executed by CCWD and Reclamation, including meeting reporting and invoicing requirements of the Assistance Agreement, and coordination with Reclamation staff as needed to respond to questions, data requests, or other inquiries. The Assistance Agreement will terminate December 31, 2023.

CCWD will compile and submit to the JPA monthly progress reports concerning work performed by CCWD, including documentation substantiating such work and work performed by CCWD's consultants. CCWD will provide financial statements and other supporting documentation as requested by the JPA, acting through its Executive Director or their designee.

The JPA will be responsible for administering any subsequent state and federal funding agreements.

**Deliverables:**

- ☐ Progress reports and associated backup documentation
- ☐ Monthly & Quarterly Progress Reports (for CWC and Reclamation)

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<sup>2</sup> See Exhibit C-5 for a breakdown of the use of funds budgeted for JPA services, CCWD services, and CCWD labor with respect to the scope of work covered by Amendment No. 5.

### Task 1.2 Project Management Activities

This task includes project management activities performed by CCWD, the JPA and its Members, consultants, and other agencies related to, but not limited to, managing staff, invoicing, budgeting, scheduling, procuring consultants and technical services, reviewing submittals, holding meetings and conference calls, and coordinating and reporting project activities that are within the objectives of the Project and of this Agreement.

#### **Deliverables:**

- Summary updates on project management activities in Monthly Progress Reports

### Task 1.3 Joint Powers Authority Formation

This task has been completed.

### Task 1.4 JPA Administration

CCWD has transitioned its responsibilities as the Interim Administrator of the JPA to the JPA Executive Director pursuant to the Agreement as amended. The JPA will continue with necessary actions related to its administration, including conducting Board of Directors' and committee meetings and procurement of professional and other services as described herein. The JPA was invited to apply for a loan under the U.S. EPA WIFIA Loan program, and the JPA will take all actions necessary to procure that loan, which will include preparation and submittal of an application, and obtaining required credit rating(s), among other necessary tasks.

The JPA will host and maintain the JPA website and will be responsible for development of all public communications related to the Project.

The JPA will work with the JPA Members to develop all agreements that the JPA will enter into including but not limited to Interim Funding Agreement (if required), Service Agreement between the JPA and the JPA Members, state and federal funding agreements, contracts to procure services, contracts for administration of public benefits with CDFW and DWR, design and construction agreements with CCWD and EBMUD, facilities usage agreements with CCWD and EBMUD, operations and maintenance agreements with CCWD and EBMUD.

#### **Deliverables:**

- Service Agreement
- Continued funding through Multi-Party Cost Share Agreement amendments
- WIFIA Loan Application
- JPA Website hosting and maintenance
- Public information materials
- Agreements between JPA and State/Federal Agencies
  - Contract for Administration of Public Benefits
  - Construction Funding Agreement with Reclamation
  - Final Funding Agreement with CWC
- Agreements between the JPA and CCWD
  - Facilities Usage Agreement

- Design and Construction Agreement
- Operations and Maintenance Agreement
- Agreements between the JPA and EBMUD
  - Facilities Usage Agreement
  - Design and Construction Agreement
  - Operations and Maintenance Agreement

## **Task 2 Environmental Planning**

### Task 2.1 Modeling

CCWD will develop new or modify existing modeling tools to support the JPA in establishing operational priorities and the allocation of facility capacity and anticipated benefits to JPA Members for incorporation into the Service Agreement. Refine the model to track terms and requirements of various water rights and permits. Refine the Los Vaqueros daily operations model to accommodate JPA operations, which may serve as a tracking tool in the future for permit reporting, billing, scheduling deliveries, etc.

#### **Deliverables:**

- Revised CalSim Model (ongoing)
- Summaries of modeling results (ongoing)

### Task 2.2 Public Outreach

CCWD will provide technical assistance to support the JPA's outreach activities to educate and inform the media, elected officials, JPA Member ratepayers, communities in the Los Vaqueros area, environmental organizations, and regional and statewide interests about the purpose, objectives, and results of the technical studies. CCWD and the JPA will continue to coordinate at the appropriate management level to ensure clear and consistent messaging, particularly with respect to state and federal elected officials. JPA will, at least monthly, provide to JPA Members information regarding outreach activities planned to occur over the following 4-6 weeks for information and to allow JPA Members to coordinate such activities in advance. JPA, acting through its Executive Director or their designee, and CCWD will, on at least a monthly basis, meet to coordinate and collaborate on key messages for planned/upcoming outreach activities.

CCWD will continue to post materials to the CCWD hosted project website at [ccwater.com](http://ccwater.com). The JPA will be responsible for posting materials to the JPA website and responsible for responding to inquiries received through the website at [losvaquerosjpa.com](http://losvaquerosjpa.com).

#### **Deliverables:**

- Stakeholder and public involvement program (ongoing)
- Documentation of outreach activities (as required)

### Task 2.3 Environmental Document and Technical Studies

The U.S. Department of the Interior, Bureau of Reclamation, Region 10 – California-Great Basin (Reclamation) is the lead agency under the National Environmental Policy Act (NEPA) for preparation of the EIS and, in conjunction with CCWD, the lead agency under CEQA. Reclamation and CCWD



previously prepared a joint Final EIS/EIR in March 2010 and CCWD completed construction of the first phase of reservoir expansion from 100,000 acre-feet (100 TAF) to 160 TAF in 2012. Reclamation and CCWD previously prepared a joint Supplement to the Final EIS/EIR document to support the second phase of reservoir expansion up to 275 TAF.

The development of the Supplement to the Final EIS/EIR, including the completion of the necessary technical studies in support of this effort culminating with issuance and certification of the Supplement, pursuant to CCWD Resolution 21-006, by CCWD as the lead agency. The studies and data produced adhered to the federal planning and NEPA guidelines, CEQA guidelines, and WSIP guidance. Technical studies were conducted in accordance with the alternatives identified in the Draft Supplement.

If there are project changes proposed, these changes would need to adhere to the CCWD Board Principles and conditions of CCWD Resolutions 03-24, 03-25, and 04-11, as applicable, and may require additional environmental surveys (i.e., aquatic resources, wildlife/botanical, etc.), documentation (i.e., CEQA/NEPA addendum/memo to file/further action by CCWD as lead agency), and permitting efforts (i.e., application/agreement amendments).

All agency meetings and technical workgroup meetings required to support the environmental document and studies are described in Task 1.2 and Task 2.2.

#### *(2.3.1) Post-Draft Supplement Technical Studies and Surveys*

This task has been completed.

#### *(2.3.2) Transfer-Bethany Pipeline Alternative Location Evaluation*

This task has been completed.

#### *(2.3.3) Final Supplement to the Final EIS/EIR*

This task has been completed.

#### *(2.3.4) CEQA Findings and Mitigation Monitoring and Reporting Plan*

This task has been completed.

#### *(2.3.5) Record of Decision*

It is anticipated that Reclamation will issue a Record of Decision on the Project during the term of this Amendment. CCWD and the JPA will provide appropriate support to Reclamation with any necessary reporting, public meetings, briefings, white papers, and/or presentations.

#### **Deliverables:**

- ☐ Record of Decision

#### Task 2.4 Regulatory Permitting

CCWD is the permit holder and will prepare documentation of environmental regulatory compliance

including the Clean Water Act (CWA) Section 404(b)(1), CWA Section 401, the Federal Endangered Species Act (Section 7), the California Endangered Species Act, Section 1602 of the California Fish and Game Code, the National Historic Preservation Act (NHPA Section 106), and the Fish and Wildlife Coordination Act (FWCA). When possible or beneficial, obtain amendments to existing permits and excess compensation land acquired/managed during the Phase 1 expansion. If not possible to amend existing permits, seek new permits. Coordinate with regulatory agencies to confirm when amendments will be appropriate. In support of this task, several key work efforts (described below) will be completed.

CCWD and its consultant and legal team will conduct reconnaissance-level biological field surveys of any new project areas (if any) to identify the potential for the presence of sensitive biological resources. Conduct a desktop analysis including a database search of the California Natural Diversity Data Base (CNDDB), California Native Plants Society's Inventory of Rare and Endangered Plants, USFWS species lists, and NMFS species lists in order to determine the potential occurrence of special-status plants, animals, and vegetation communities. Conduct site-specific biotic assessments to identify biological resources that are present or have a high likelihood to occur in the study area, and to assess the likely impacts associated with construction and/or long-term operations of the proposed project on biological resources. The results of the reconnaissance survey and analysis will be used to inform the regulatory permitting documents, and resource agency review.

CCWD and its consultant and legal team will prepare the regulatory permit applications for the proposed project. Attend meetings with regulatory agencies. Where pertinent to the Project's needs, CCWD will include a JPA representative in such meetings. Develop supporting technical reports, as needed, to support preparation of proposed permit applications. Permit applications and supporting documents to be prepared in support of the project may include: Biological Assessment for Federal Endangered Species Act compliance and Magnuson Stevens Fisheries Conservation and Management Act compliance; Clean Water Act Section 404/Section 10 Individual Permit Application; Clean Water Act Section 401 Clean Water Act Water Quality Certification Application; California Fish and Game Code Section 1602 Streambed Alteration Agreement Application; Section 2081 California Endangered Species Act Incidental Take Permit Application; Fish and Wildlife Coordination Act Report; National Historic Preservation Act Section 106 compliance; and Aquatic Resources Delineation.

**Deliverables:**

- ☐ Rare plant surveys and report of results (completed)
- ☐ Wetland delineation and mapping, report of results (completed)
- ☐ Administrative Draft Supplement to the Final EIS/EIR (completed)
- ☐ Final Supplement to the Final EIS/EIR (completed)
- ☐ Draft CEQA Findings and MMRP (completed)
- ☐ Final CEQA Findings and MMRP (completed)
- ☐ Permit applications and supporting technical reports, as applicable (in progress)

**Task 2.5 Water Rights Permitting**

CCWD will coordinate with Reclamation, the Department of Water Resources (DWR), JPA Members, and the State Water Resources Control Board (State Water Board) regarding changes to existing water rights. CCWD and its consultant and legal team will prepare necessary petitions for change for CCWD's water rights permits and will assist Reclamation, DWR, and JPA Members (as requested) with preparation of additional change petitions, as required and appropriate. CCWD and its consultant and

legal team will file necessary CCWD water rights petitions with the State Water Board, assist State Water Board staff with drafting orders and permit amendments as required, respond to any protests that may be filed and seek resolution of those protests, prepare for and participate in hearings as required.

**CCWD will continue to assist SPFUC to secure a new source of water to store in the Project.**

**Deliverables:**

- ☐ Change petitions for CCWD's Los Vaqueros water right (in progress)
- ☐ Change petitions for Reclamation's water rights (in progress)
- ☐ Change petition(s) for DWR's water rights (in progress)
- ☐ Change petition(s) for other water rights, as required

Task 2.6 Compensatory Mitigation

CCWD will identify potential mitigation lands as needed for Task 2.4. Determine preliminary appraisal value of potential mitigation lands. Acquire options to acquire mitigation lands with the concurrence of the JPA.

**Deliverables:**

- ☐ Identification and preliminary appraisal of potential mitigation sites

Task 2.7 Final Award Hearing Requirements

A series of agreements will be needed to meet the final award hearing requirements of the California Water Commission. Progress on a number of these agreements will commence during the term of this amendment. The agreements necessary to proceed to the final award hearing include but are not limited to: operations coordination agreements between CCWD and Reclamation and between CCWD and the Department of Water Resources; contracts for administration of public benefits between the JPA and DWR, and between the JPA and CDFW; an agreement between CCWD or the JPA and DWR for the tie-in of the Transfer-Bethany Pipeline to the California Aqueduct; a Backstop Water Service Agreement between CCWD and EBMUD (pending EBMUD's determination to proceed with such an agreement); an agreement between CCWD and the JPA for design and construction of Project facilities; an agreement between EBMUD and the JPA for design and construction of Project facilities.

**Deliverables:**

- ☐ Operations coordination agreement(s) between CCWD and Reclamation and between CCWD and DWR (in progress)
- ☐ Cost-share agreement with Reclamation for pre-construction activities (completed)
- ☐ Agreement between JPA or CCWD and DWR for the tie-in of the Transfer-Bethany Pipeline to the California Aqueduct (in progress)
- ☐ MOU between CCWD and EBMUD for Backstop Water Agreement study (completed)
- ☐ Backstop Water Service Agreement between CCWD, EBMUD, and JPA (pending EBMUD's determination to proceed with such an agreement)

## **Task 3 Engineering Feasibility**

### **Task 3.1 Financial Evaluation**

The JPA will perform a financial evaluation that will assess the costs and merits of the Project; will further develop the Microsoft Excel-based Proforma Financial Model for the Project that incorporates water pricing options and integration with the CalSim model; hold stakeholder meetings and workshops; collect and review stakeholder and local partner comments and inputs to the model; refine model as additional information arises that may affect operations, water pricing, or other financial components of the Project. The JPA will work directly with JPA Members, as needed, to support each agency's understanding and familiarity with the financial evaluation.

The JPA will also create a Plan of Finance describing the proposed financing structure and assumptions for financing the Project. The Plan of Finance will take into consideration appropriate debt structures, timing, impact on rates, budgeting, credit ratings, tax laws, availability of grants and other State and Federal funding, JPA Members that may choose to pay upfront in-lieu of participating in JPA financing, and assessment of capital market conditions. Evaluate the funding capabilities of a JPA and associated contractual requirements for partners receiving and paying for services.

#### **Deliverables:**

- ☐ Updated Proforma Financial Model (ongoing)
- ☐ Further support for evaluation of Refined Usage Fees (completed)
- ☐ Plan of Finance (in progress)

### **Task 3.2 Federal Feasibility Report**

The Final Federal Feasibility Report was completed in 2020 and was submitted to Congress on August 11, 2020. The Secretary of the Interior and/or Congress may continue to evaluate federal participation in the Project throughout the term of this Amendment. CCWD, with the support of and input from the JPA, acting through its Executive Director or their designee, and JPA Members, will continue to be the lead with securing Reclamation approvals for federal permits and operational agreements.

Additional work may be necessary to secure Congressional budget appropriations for construction activities. CCWD and the JPA, acting through its Executive Director or their designee, will also provide support to Reclamation on any post- feasibility report requirements as needed. The JPA, in collaboration and coordination with CCWD, will be the lead in negotiating a federal construction funding agreement with Reclamation and other related agreements with Reclamation as necessary.

#### **Deliverables:**

- ☐ Final Federal Feasibility Study (completed)
- ☐ Updated fact sheets for meetings with elected officials (in progress)
- ☐ Updated federal funding and budget requests (in progress)
- ☐ Post-feasibility report support (in progress)

## Task 3.3 Design

### *(3.3.1) Pumping Plant No. 1 Replacement*

Preliminary design technical evaluations were completed by CCWD as part of CCWD's Canal Replacement Project. Additional design development and evaluations must be completed by CCWD in support of permitting and developing inter-agency agreements, including field work, site facility layouts, and development of electrical design sufficient for coordination with the Western Area Power Administration (WAPA).

#### **Deliverables:**

- ☐ Pumping Plant No. 1 Preliminary Design Report (completed)
- ☐ Conceptual Facility Layout Drawings (completed)
- ☐ Electrical System Improvements Conceptual Plans (completed)
- ☐ Geotechnical Investigation Report (completed)
- ☐ 30%, 60%, 90% and Final Plans, Specifications (in progress)
- ☐ 30% Construction cost estimates (completed)
- ☐ Final Design (in progress)
- ☐ Agreement with WAPA

### *(3.3.2) Los Vaqueros Dam*

This task includes work efforts related to design of the Los Vaqueros Dam expansion to gain Division of Safety of Dams (DSOD) authorization to construct. Design-related tasks may include, but are not limited to, reporting, investigations, testing, analysis, and surveys; geotechnical investigations and reporting; stability and deformation analysis; design of earthquake ground motions and parameters, spillway, new high-level outlet, inlet/outlet tunnel modifications and dam instrumentation; constructability review, DSOD meetings and correspondence; and design of site restoration for the core borrow area. This task includes meetings with a Technical Review Board for independent review of the dam consultant's work in accordance with DSOD guidelines.

#### **Deliverables:**

- ☐ LV Dam Drawings and Specifications 50% (completed)
- ☐ LV Dam Drawings and Specifications 90% (completed)
- ☐ LV Cost Estimate/Schedule 50% (completed)
- ☐ Draft Basis of Design Report (completed)
- ☐ Geotechnical Data Report (completed)
- ☐ LV Dam Risk Assessment (completed)
- ☐ Dam dewatering plan (completed)
- ☐ Constructability Review Comments and Response Matrix (completed)
- ☐ LV Dam Drawings and Specifications 100%
- ☐ LV Cost Estimate/Schedule 100%

### ***(3.3.3) Transfer-Bethany Pipeline***

CCWD will continue pipeline alignment evaluations resulting from continued coordination with local resource and transportation agencies. CCWD will work with Contra Costa County Public Works and the Contra Costa Transportation Authority and their ongoing regional transportation planning for the Vasco Road widening and the State Route 239 Connector and will evaluate alignment adjustments as needed. CCWD will work with resource agencies to evaluate implications of alignment modifications and construction methods and associated mitigation and land needs along the alignment south of Vasco Road in support of coordination with the East Contra Costa Habitat Conservation Plan and the County. CCWD will coordinate with the Department of Water Resources to review and define design criteria and to develop designs of the turn-in to the California Aqueduct and will review available geotechnical information and define pipeline corridor within State owned lands. A final pipeline alignment and land acquisition corridor will be defined. CCWD will prepare a geotechnical work plan and initial assessment of land acquisition needs.

Topographic survey will be completed with up-to-date aerial photography. CCWD will work with landowners and secure access rights to conduct field investigations, including geotechnical investigations, cathodic protection surveys and environmental surveys, as needed. Preliminary design of the pipeline and turn-in will be developed, including plan and profile drawings, hydraulic analysis, pipeline material evaluation, surge analysis and preparation of preliminary design construction schedule and cost estimate. A risk assessment will be conducted, and a risk register developed that will be maintained through project implementation. Prepare plats and legal descriptions for temporary and permanent land acquisition, conduct property appraisals, initiate negotiations with landowners, and begin procurement of pipeline rights-of-way.

#### **Deliverables:**

- ☐ Alignment Adjustment Evaluations Tech Memo (in progress)
- ☐ Transfer-Bethany Pipeline Design Criteria Tech Memo
- ☐ Transfer-Bethany Pipeline Preliminary Design Report
- ☐ Topographic Survey
- ☐ Geotechnical Work Plan
- ☐ Assessment of Pipeline Land Acquisition Needs (in progress)
- ☐ Draft and Final Geotechnical Data Report
- ☐ Title and Appraisal Reports

### ***(3.3.4) Operation and Reliability Assessment***

This task has been completed.

### ***(3.3.5) Recreation Facilities***

This task has been completed.

### ***(3.3.6) Existing Facilities Inspections and Assessments***

This task has been completed.

### Task 3.4 Capital Project Management Support

CCWD has competitively procured a consultant to provide Capital Project Management Support Services to conduct a range of risk and technical project activities, including risk assessment and participation in the risk management team, schedule control and optimization, deliverable tracking, project controls and quality management, and resource and budget projections. CCWD will work in coordination with the JPA and the JPA's Program Management consultant to provide updates on ongoing activities led by CCWD for overall LVE Project progress tracking. Those updates may be included in the monthly progress reports described under Task 1.1, above.

**Deliverables:**

- ☐ Risk Management Plan
- ☐ Implementation Phase Risk Assessment Report
- ☐ Evaluation of the need for alternative water supply during dam construction

## Exhibit B-5 Budget and Cost Share

The budget for Amendment No. 5 to the Agreement covers three major tasks: project management, environmental planning, and engineering feasibility. The total budget includes projected expenditures for legal and consulting services and CCWD labor. The total cost for the scope of work listed in Exhibit A-5 that is covered under this Amendment No.5 is \$19,073,000, as shown in Table 1 below.

**Table 1. Budget of Scope of Work**

	Original MPA Budget	Amendment No. 2	Amendment No.3	Amendment No. 4	Amendment No. 5	Total
<b>Project Management</b>	\$1,090,600	\$2,302,400	\$1,460,200	\$1,768,000	\$5,374,000 <sup>3</sup>	\$11,995,200
<b>Environmental Planning</b>	\$3,777,400	\$5,368,967	\$4,816,429	\$4,462,000	\$3,171,000	\$21,595,796
<b>Engineering Feasibility</b>	\$6,755,400	\$10,161,300	\$13,467,940	\$6,306,000	\$8,352,000	\$45,042,640
<b>Contingency</b>		*	\$987,228	\$714,000	\$2,176,000	\$3887,228
<b>Total</b>	\$11,623,400	\$17,832,667	\$20,731,798	\$13,250,000	\$19,073,000	\$82,510,865

\*\$300,000 was assumed as contingency in Amendment No. 2 but was included in the Project Management Task

The total cost to complete the scope of work is \$19,073,000 and will be paid through a combination of reimbursement from Reclamation, reimbursement from the California Water Commission (CWC), and contributions from the JPA Members. To calculate the amount owed by JPA Members, the total cost is reduced by reimbursements from the CWC and Reclamation and the projected carryover of unspent funds from the Agreement as amended. The costs remaining after accounting for contributions from CWC, Reclamation, and carryover funding is \$8,673,000 as shown in Table 2. This is equal to the Total Cost share defined in Section 3(a) of the Agreement as amended and will be split equally among JPA Members, excluding Grassland Water District and the JPA. Two invoices are proposed over the term of the Agreement as amended for JPA Members.

**Table 2. Cost to be Paid by JPA Members, excluding GWD**

Net Costs for term covered by Amendment No. 5 to Multi-party Agreement (July 2023 – June 2024)	
	Amount
Total Projected Costs	\$19,073,000
less Reclamation reimbursement	-\$2,100,000
less projected carryover of unspent funds from Amendment No. 4	-\$6,300,000
less projected CWC reimbursement	-\$2,000,000
Total Remaining Costs	\$8,673,000

<sup>3</sup> See *again* Exhibit C-5 for a breakdown of the use of funds budgeted for JPA services, CCWD services, and CCWD labor for the scope of work covered by Amendment No. 5.



Table 3 shows the invoice schedule and the total costs per agency. For purposes of calculating the amount to be invoiced, the “total number of agencies participating” is equal to the total number of parties signatory to the Amendment No. 5 (including CCWD) but excluding Grassland Water District and the JPA and further excluding any signatory party which has completed its withdrawal from the Agreement prior to the time for payment.

**Table 3. Cost per Agency and Invoice Schedule for JPA Members**

		<b>Invoice #1</b>	<b>Invoice #2</b>
	<b>Total Cost Per Agency</b>	<b>September 2023</b>	<b>January 2024</b>
7 Agencies Participate	<b>\$1,239,000</b>	<b>\$619,500</b>	<b>\$619,500</b>

Table 4 shows the timing and amount of payment from the JPA to CCWD for CCWD’s labor and services managed by CCWD. The total payment was calculated as the remainder of funding required to fund CCWD’s services and labor after considering state, federal, and carryover funding at CCWD. Two progress payments to CCWD are required after the JPA collects funds from the JPA Members.

**Table 4. JPA Progress Payments to CCWD**

	<b>Payment #1</b>	<b>Payment #2</b>
<b>Total FY24 Payment to CCWD</b>	<b>November 1, 2023</b>	<b>March 9, 2024</b>
<b>\$5,826,000</b>	<b>2,913,000</b>	<b>2,913,000</b>

**Exhibit C-5**  
**Project Budget Including CCWD/JPA Transfers and Use of Funds**

	<u>CCWD</u>	<u>JPA</u>	<u>Total</u>
<b>A. Sources of Funds</b>			
State	\$2,000,000	\$0	\$2,000,000
Federal	\$2,100,000	\$0	\$2,100,000
Local	\$0	\$8,673,000	\$8,673,000
Carryover from FY23	\$6,300,000	\$0	\$6,300,000
Total	\$10,400,000	\$8,673,000	\$19,073,000
<b>B. InterAgency Transfers</b>			
CCWD Transfer to JPA (Fund 60 Transfer)	-\$1,425,000	\$1,425,000	\$0
JPA Progress Payments to CCWD	\$5,826,000	-\$5,826,000	\$0
Total	\$4,401,000	-\$4,401,000	\$0
<b>C. Sources of Funds adjusted for InterAgency Transfers</b>	\$14,801,000	\$4,272,000	\$19,073,000
<b>D. Uses of Funds</b>			
JPA Services	\$0	\$3,651,000	\$3,651,000
CCWD Services	\$9,144,000	\$0	\$9,144,000
JPA and CCWD Services Contingency	17% \$1,555,000	\$621,000	\$2,176,000
CCWD Labor	\$4,102,000	\$0	\$4,102,000
Total	\$14,801,000	\$4,272,000	\$19,073,000



## MEMORANDUM

TO: SLDMWA Board of Directors, Alternates

FROM: Pablo Arroyave, Chief Operating Officer

DATE: July 13, 2023

RE: Adoption of Resolution Authorizing Execution of Letter of Agreement for Cost Share of Final Design and Construction Activities for the B.F. Sisk Dam Raise Project

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### BACKGROUND

The B.F. Sisk Dam Raise and Reservoir Expansion Project ("Reservoir Expansion Project" or "Project") includes raising the dam crest an additional 10 feet above the 12-foot embankment raise under development by the B.F. Sisk Dam Safety of Dams ("SOD") Modification Project. The 10-foot embankment raise would support an increase in reservoir storage capacity of 130,000 acre-feet. In addition, the Reservoir Expansion Project includes installation of downstream stability berms and crack filters and raising the existing outlet works, intake towers, access bridge, and spillway intake by 10 feet and other modifications, including to State Route 152.

The potential benefits from the Reservoir Expansion Project include increasing long-term reliability and quantity of yearly allocations to south-of-Delta contractors dependent on San Luis Reservoir and increasing the certainty of access to supplies stored by south-of-Delta contractors in San Luis Reservoir in subsequent water years.

In February 2019, the Water Authority Board of Directors authorized the expenditure of budget funds to support U.S. Bureau of Reclamation ("Reclamation") initial exploratory work on the Reservoir Expansion Project (through execution of a contributed funds agreement). The Water Authority authorized additional FY19 budget expenditures in December 2019, and included funds in the FY20, FY21, and FY22 budgets for the project as well.

In March 2022, the Water Authority executed the B.F. Sisk Dam Raise and Reservoir Expansion Project Activity Agreement, and member agency participants<sup>1</sup> ("Activity Agreement Members") have funded work to support the project since that time.

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<sup>1</sup> There are currently eight Activity Agreement Members: Byron-Bethany Irrigation District, City of Tracy, Del Puerto Water District, Pacheco Water District, San Benito County Water District, San Luis Water District, Santa Clara Valley Water District, and Westlands Water District.

As the Water Authority works with Reclamation to complete additional planning and design activities in advance of construction, the Water Authority requested that the parties execute a letter of agreement (LOA) to document cost sharing of total project costs.

**ISSUE FOR DECISION**

Whether the Board should adopt the Resolution authorizing execution of the Letter of Agreement for Cost Share of Final Design and Construction Activities for the B.F. Sisk Dam Raise Project.

**RECOMMENDATION**

We recommend the Board adopt the Resolution authorizing execution of the Letter of Agreement.

**ANALYSIS**

The LOA addresses recent and current Water Authority expenditures and how Reclamation intends to consider those expenditures under a future Construction Cost Share Agreement and any additional Contributed Funds Agreement for final design and construction activities of the Project. The LOA recognizes that Reclamation is limited to a maximum 50 percent cost share of total project costs for federally-led projects under the WIIN Act.

Adopting the Resolution and executing the LOA would allow the Water Authority, on behalf of Activity Agreement Members, to seek credit for certain Water Authority expenditures related to the Project. The LOA also identifies various commitments by the parties as they work toward Project construction.

**BUDGET IMPLICATIONS**

As this is an Activity Agreement action, there are no impacts to any other Water Authority activity. Activity Agreement Members will continue to fund Project-related activities.

**ATTACHMENT**

Letter of Agreement No. 23-WC-20-6136 for Cost Share of Final Design Construction Activities for the B.F. Sisk Dam Raise Project

**SAN LUIS & DELTA-MENDOTA WATER AUTHORITY**

**RESOLUTION NO. 2023-**       

**RESOLUTION AUTHORIZING EXECUTION OF LETTER OF AGREEMENT FOR  
COST SHARE OF FINAL DESIGN AND CONSTRUCTION ACTIVITIES FOR THE  
B.F. SISK DAM RAISE PROJECT**

**WHEREAS**, the B.F. Sisk Dam Raise and Reservoir Expansion Project (“Reservoir Expansion Project” or “Project”) includes raising the dam crest an additional 10 feet above the 12-foot embankment raise under development by the B.F. Sisk Dam Safety of Dams (“SOD”) Modification Project, which would support an increase in reservoir storage capacity of 130,000 acre-feet; and

**WHEREAS**, the potential benefits from the Reservoir Expansion Project include increasing long-term reliability and quantity of yearly allocations to south-of-Delta contractors dependent on San Luis Reservoir and increasing the certainty of access to supplies stored by south-of-Delta contractors in San Luis Reservoir in subsequent water years; and

**WHEREAS**, the San Luis & Delta-Mendota Water Authority (“Water Authority”) Board of Directors (“Board”) first took action to authorize financial support of the Project in February 2019; and

**WHEREAS**, in March 2022, the Water Authority Board authorized execution of the B.F. Sisk Dam Raise and Reservoir Expansion Project Activity Agreement, and member agency participants (“Activity Agreement Members”) have funded work to support the project since that time; and

**WHEREAS**, in June 2023, the Water Authority requested a letter of agreement with Reclamation to document cost sharing of total Project costs, prior to undertaking additional planning, design, and construction activities; and

**WHEREAS**, the Water Authority received the subject Letter of Agreement (Agreement) No. 23-WC-20-6136 for Cost Share of Final Design and Construction Activities for the B.F. Sisk Dam Raise Project (Project), San Luis Division, Santa Nella, California; and

**WHEREAS**, the Board has reviewed the Agreement, subject to the Agreement having been presented to the Board and being on file with the Secretary hereof; and

**WHEREAS**, executing a letter agreement to document expenditures that may be credited toward the Water Authority’s cost share portion of the Project and other terms and conditions does not constitute a project under the California Environmental Quality Act (“CEQA”) because the proposed action represents an administrative activity of the Water Authority that will not result in direct or indirect physical changes in the environment (Section 15378(b)(5) of the CEQA Guidelines); further, where it can be seen with certainty that there is no possibility that the

proposed action in question may have a significant effect on the environment, the proposed action is not subject to CEQA (Section 15061(b)(3) of the CEQA Guidelines).

**NOW, THEREFORE, BE IT RESOLVED, AS FOLLOWS, THAT:**

Section 1. The facts stated in the recitals above are true and correct, and the Board so finds and determines.

Section 2. The Executive Director is hereby authorized and directed to execute the Letter of Agreement for Cost Share of Final Design and Construction Activities for the B.F. Sisk Dam Raise Project, substantially in the form presented to the Board and on file with the Secretary hereof.

Section 3. The Executive Director, Chief Operating Officer, and any Water Authority employees, consultants or agents directed by the Executive Director or Chief Operating Officer hereby are further authorized and directed to take such additional steps, and to execute such additional documents, as may be required or reasonably necessary or convenient for completing and implementing the activities as authorized by this Resolution.

**PASSED, APPROVED AND ADOPTED** this 13th day of July, 2023, by the Board of Directors of the San Luis & Delta-Mendota Water Authority.

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Cannon Michael, Chairman  
San Luis & Delta-Mendota Water Authority

Attest:

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Federico Barajas, Secretary

\*\*\*\*\*

I hereby certify that the foregoing Resolution No. 2023-   was duly and regularly adopted by the Board of Directors of the San Luis & Delta-Mendota Water Authority at the meeting thereof held on the 13th day of July, 2023.

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Federico Barajas, Secretary



## MEMORANDUM

TO: SLDMWA Board of Directors, Alternates

FROM: John Brodie, Water Resources Programs Manager

DATE: July 13, 2023

RE: Board of Directors to Consider Authorizing Execution of Agreement with EKI Environment & Water, Inc. for SGMA Support Services and \$1.5 Million Increase to Activity Agreement (Fund 63) Budget

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### BACKGROUND

In July 2018, the San Luis & Delta-Mendota Water Authority ("Water Authority") executed the Delta-Mendota Subbasin Coordination and Cost-Sharing Agreements, which established the Water Authority's role as a coordinating partner for the 23 Groundwater Sustainability Agencies and 6 Groundwater Sustainability Plans for the Delta-Mendota Subbasin (D-M Subbasin). Since that time, the Water Authority staff has served as the SGMA Point of Contact for the California Department of Water Resources (DWR) and as a facilitator and program management entity for coordinated activities in the D-M Subbasin, including GSP submittal, grant preparation and coordination, and fiscal agent.

In December 2020, the D-M Subbasin parties submitted 6 Groundwater Sustainability Plans to DWR for review and approval. In March 2023, DWR provided a letter to the D-M Subbasin GSP Regions indicating that DWR deemed the GSPs "Inadequate" for a number of reasons detailed in the letter transmitting the determination. In response to the Inadequate determination, the regulatory authority for approving the GSPs has shifted from DWR to the State Water Resources Control Board (SWRCB). On April 4, the SWRCB held an informational hearing on the SWRCB's process to address the six basins that have been deemed inadequate, with a second meeting of the SWRCB to set the dates of potential probationary hearings for the 6 subbasins deemed "inadequate". The SWRCB indicated in its June meeting that the D-M Subbasin is proposed for a probationary hearing in September of 2024. In response to the inadequate determination and the probationary hearing date, the D-M Coordination Committee has been meeting to develop a plan to address the deficiencies identified by DWR, released a RFP to solicit consultants to address the deficiencies and to combine the 6 current GSP's in the D-M Subbasin into a single, Subbasin-wide GSP.

The Coordination Committee will meet on July 10, 2023, and will be voting to recommend that the Authority Board approve a budget increase to the Fund 63 budget and to issue an



## Memo to SLDMWA Board of Directors

July 13, 2023

amendment to Task Order F24-AA63-001-EKI in the amount of \$1,500,000 to address deficiencies identified by DWR in its inadequate determination letter.

### **ISSUE FOR DECISION**

Whether the Board of Directors should approve the D-M Subbasin Coordination Committee recommendation to increase the Fund 63 budget by \$1,500,000 and authorize an amendment to Task Order F24-AA63-001-EKI in the amount of \$1,500,000 to provide support to the D-M Subbasin on the Inadequate Determination by DWR.

### **RECOMMENDATION**

Staff recommends the Board approve the budget increase and Task Order amendment.

### **ANALYSIS**

Six Groundwater Sustainability Plans (GSPs) including a Common Chapter and Coordination Agreement were submitted to DWR from the Delta-Mendota Subbasin in January, 2020. The submission was designed to meet the Subbasin's requirements under SGMA. On January 21, 2022 DWR determined the Subbasins GSPs to be incomplete, triggering a 180-day deadline for the 23 Groundwater Sustainability Agencies (GSAs) to address the deficiencies identified by DWR. The revised GSPs and Common Chapter were submitted to DWR on July 20, 2022.

DWR reviewed the revisions made by the GSAs and on March 2, 2023 issued a final determination for the Subbasin's plans as "inadequate." The determination transfers oversight of the Subbasin to the State Water Resources Control Board (SWRCB) as the GSAs work toward amending the GSPs to reach "approved" status. The Subbasin Coordination Committee engaged EKI under its existing Task Order (F24-AA63-001-EKI) to begin the process of amending the GSPs, with a focus on Sustainable Management Criteria (SMCs) and a Subbasin-wide water budget.

Since then, the Coordination Committee issued a request for proposals to create a single GSP for the Subbasin, and selected EKI as the consultant to complete the work, which includes addressing the requirements under SGMA for a Periodic Review of the GSP.

### **BUDGET**

The Coordination Committee will be meeting to take action to increase the budget of Fund 63 by \$1,500,000 to accommodate funding for increased provision of services by consultants to the D-M subbasin.



**San Luis & Delta-Mendota Water Authority**  
**Monday, July 10, 2023 10:00 a.m.**

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

**SLDMWA Boardroom**  
**842 6th Street, Los Banos**

**Public Participation Information**  
**(List of Member/Alternate Telephonic Locations Attached)**

**Join Zoom Meeting**  
**<https://us02web.zoom.us/j/89279905627?pwd=TnFxUU1nVGsxUkxiSTVtTSthV3VIZz09>**

**Meeting ID: 892 7990 5627**  
**Passcode: 200623**

**One tap mobile**  
**+16699006833,,89279905627#,,,,\*200623# US (San Jose)**  
**+16694449171,,89279905627#,,,,\*200623# US**

**Dial by your location**  
**+1 669 900 6833 US (San Jose)**  
**+1 669 444 9171 US**

**Meeting ID: 892 7990 5627**  
**Passcode: 200623**

**Find your local number: <https://us02web.zoom.us/j/89279905627?pwd=TnFxUU1nVGsxUkxiSTVtTSthV3VIZz09>**

NOTE: Any member of the public may address the Water Resources Committee/Board concerning any item on the agenda before or during consideration of that item.

Because the notice provides for a regular meeting of the Water Resources Committee ("WRC") and a joint regular WRC Meeting/Special Board workshop, Board Directors/Alternates may discuss items listed on the agenda; however, only WRC Members/Alternates may correct or add to the agenda or vote on action items.

NOTE FURTHER: Meeting materials have been made available to the public on the San Luis & Delta-Mendota Water Authority's website, <https://www.sldmwa.org>, and at the Los Banos Administrative Office, 842 6th Street, Los Banos, CA 93635.

## **Agenda**

1. Call to Order/Roll Call
2. Water Resources Committee to Consider Additions and Corrections to the Agenda for the Water Resources Committee Meeting only, as Authorized by Government Code Section 54950 *et seq.*
3. Opportunity for Public Comment – Any member of the public may address the Water Resources Committee/Board concerning any matter not on the agenda, but within the Committee's or Board's jurisdiction. Public comment is limited to no more than three minutes per person. For good cause, the Chair

of the Water Resources Committee may waive this limitation.

## **ACTION ITEMS**

4. **Water Resources Committee to Consider Approval of the June 5, 2023 Meeting Minutes**

## **REPORT ITEMS**

5. Presentation on DWR South Delta Permanent Operable Gates Project, Arroyave/DWR
6. Executive Director's Report, Barajas  
(May include reports on activities within the Water Resources Committee's jurisdiction related to 1) CVP/SWP water operations; 2) California storage projects; 3) regulation of the CVP/SWP; 4) existing or possible new State and Federal policies; 5) Water Authority activities)
7. 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) Delta conveyance; 5) Reclamation action; 6) Delta Stewardship Council action; 7) San Joaquin Valley Water Blueprint and San Joaquin Valley Water Collaborative Action Plan)
8. Update on Water Operations and Forecasts, Boardman
9. Committee Member Reports
10. Closed Session

### CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Initiation of Litigation Pursuant to paragraph (4) of Subdivision (d) of Government Code Section 54956.9 – 3 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 – 3 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. Haaland, et al., U.S. District Court, E.D. Cal., Case No. 1:05-cv-01207; 9th Cir., Case No. 21-15163 (2005 DMC Contract Renewals)
- B. Pacific Coast Federation of Fishermen's Associations, et al. v. Conant, et al., U.S. District Court, E.D. Cal., Case No. 2:11-cv-02980; 9th Cir. Case No. 23-15599 (PCFFA v. Glaser or GBP Citizen Suit)
- C. City of Fresno, et al. v. United States, U.S. Court of Appeals for the Federal Cir., Case No. 22-1994; U.S. Court of Federal Claims, Case No. 1:16-cv-01276 (2014 Friant Div. Operations)
- D. North Coast Rivers Alliance v. Delta Stewardship Council, Sac. Co. Superior Court, Case No. 34-2018-80002898, Third District Court of Appeal Case No. C097948 (Delta Plan Amendment Cases)
- E. North Coast Rivers Alliance, et al. v. San Luis & Delta-Mendota Water Authority, et al., Merced Co. Superior Court, Case No. 19CV-04989; Fifth District Court of Appeal, Case No. F085972 (GBP Long-Term Storm Water Management Plan)
- F. Pacific Coast Federation of Fishermen's Associations, et al. v. Raimondo, et al., U.S. District Court, E.D. Cal., Case No. 1:20-cv-00431 (ROC on LTO BiOps)
- G. California Natural Resources Agency, et al. v. Raimondo, et al., U.S. District Court, E.D. Cal., Case No. 1:20-cv-00426 (ROC on LTO BiOps)
- H. CDWR Water Operation Cases, Sac. Co. Superior Court, Case No. JCCP 5117 (formerly Tehama-Colusa Canal Authority, et al. v. California Department of Water Resources, et al., Fresno Co. Superior Court, Case No. 20CECG01303) (SWP EIR Challenge)
- I. AquAlliance, et al. v. U.S. Bureau of Reclamation, et al., U.S. District Court, E.D. Cal., Case No. 1:20-cv-00878 (Long-Term Water Transfers EIS/EIR)
- J. AquAlliance et al. v. San Luis & Delta-Mendota Water Authority, Merced Co. Superior Court, Case No. 21CV-03487 (Long-Term Water Transfers EIS/EIR Addendum)
- K. California Sportfishing Protection Alliance, et al. v. State Water Resources Control Board, et al., Sac. Co. Superior Court, Case No. 34-2021-80003761 (2021 TUCP Order)
- L. California Sportfishing Protection Alliance, et al. v. State Water Resources Control Board, et al., Sac. Co. Superior Court, Case No. 34-2021-80003763 (2021 Temp. Mgmt. Plan)

11. Return to Open Session
12. Report from Closed Session, if any, Required by Government Code Section 54957.1

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

14. ADJOURNMENT

Persons with a disability may request disability-related modification or accommodation by contacting Cheri Worthy or Sandi Ginda at the San Luis & Delta-Mendota Water Authority Office, 842 6<sup>th</sup> Street, P.O. Box 2157, Los Banos, California, via telephone at (209) 826-9696, or via email at [cheri.worthy@sldmwa.org](mailto:cheri.worthy@sldmwa.org). Requests should be made as far in advance as possible before the meeting date, preferably 3 days in advance of regular meetings or 1 day in advance of special meetings/workshops.

This agenda has been prepared as required by the applicable laws of the State of California, including but not limited to, Government Code Section 54950 et seq. and has not been prepared with a view to informing an investment decision in any of the Authority's bonds, notes or other obligations. Any projections, plans or other forward-looking statements included in the information in this agenda are subject to a variety of uncertainties that could cause any actual plans or results to differ materially from any such statement. The information herein is not intended to be used by investors or potential investors in considering the purchase or sale of the Authority's bonds, notes or other obligations and investors and potential investors should rely only on information filed by the Authority on the Municipal Securities Rulemaking Board's Electronic Municipal Market Access System for municipal securities disclosures, maintained on the World Wide Web at <https://emma.msrb.org/>.

3900 Holly Drive  
Tracy, Ca 95304

**SAN LUIS & DELTA-MENDOTA WATER AUTHORITY  
WATER RESOURCES COMMITTEE REGULAR MEETING AND JOINT  
WATER RESOURCES COMMITTEE REGULAR MEETING - SPECIAL  
BOARD WORKSHOP MINUTES**

**June 5, 2023**

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

**Water Resources Committee Members Present**

**Ex-Officio**

William Bourdeau

**Division 1**

Anthea Hansen, Alternate

**Division 2**

Bill Diedrich, Member

**Division 3**

Chris White, Member

**Division 4**

Vincent Gin, Member - Steve Wittry, Alternate

**Division 5**

Absent

**Board of Directors Present**

**Division 1**

Anthea Hansen, Director

Lea Emmons, Alternate

**Division 2**

Justin Diener, Alternate

William Bourdeau, Director

Bill Diedrich, Director

**Division 3**

Chris White, Alternate

Jarrett Martin, Director

**Division 4**

Steve Wittry, Director

Joyce Machado, Alternate

**Division 5**

Absent

**Authority Representatives Present**

Federico Barajas, Executive Director  
Pablo Arroyave, Chief Operating Officer  
Rebecca Akroyd, General Counsel  
Rebecca Harms, Deputy General Counsel  
Scott Petersen, Water Policy Director (ZOOM)  
Cindy Meyer, Special Programs Manager (ZOOM)  
Stewart Davis, IT Officer

**Others Present**

Chase Hurley, Water and Land Solutions  
Wilson Orvis, Friant Water Authority (arrived during item 8)

**1. Call to Order/Roll Call**

Chair William Bourdeau called the meeting to order and roll was called.

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

No additions or corrections.

**3. Opportunity for Public Comment**

No public comment.

**4. Water Resources Committee to Consider Approval of the May 1, 2023 Meeting Minutes.**

On a motion of Alternate Member Anthea Hansen, seconded by Member Bill Diedrich, the Committee approved the May 1, 2023 meeting minutes. The vote on the motion was as follows:

AYES: Bourdeau, Hansen, Diedrich, White, Gin

NOES: None

ABSTENTIONS: None

**5. Water Resources Committee to Consider Recommendation to Board to Adopt Staff Recommendation for Positions on Legislation.**

Water Policy Director Scott Petersen provided staff recommended positions for consideration on the following legislation:

- a. **H.R. 3675 (Boebert)**, Western Water Accelerated Revenue Repayment Act -

Support

- b. S. 658 (Booker), EQIP Improvement Act of 2023 - Oppose
- c. S.\_\_\_\_ (Feinstein), Canal Conveyance Capacity Restoration Act- Support
- d. S.\_\_\_\_ (Feinstein), Support to Rehydrate the Environment, Agriculture, and Municipalities, (STREAM) Act - Support
- e. S.\_\_\_\_ (Feinstein), Repair Aging Infrastructure Now (RAIN) Act – Support and Amend
- f. AB 754 (Papan), Water management planning: automatic conservation plan - Oppose
- g. AB 1205 (Bauer-Lahan), Water rights: sale, transfer, or lease: agricultural lands - Oppose

Member Chris White made the motion to recommend the Board of Directors adopt staff recommendation for positions on federal legislation (HR 3675, S.\_\_\_\_{Feinstein}, Canal Conveyance Act, S.\_\_\_\_{Feinstein}, STREAM Act – Support; S.\_\_\_\_{Feinstein}, RAIN Act – Support and Amend; S. 658 - Oppose). The motion was seconded by Member Bill Diedrich. The vote on the motion was as follows:

AYES:	Bourdeau, Hansen, Diedrich, White, Gin
NOES:	None
ABSTENTIONS:	None

Water Policy Director Scott Petersen reminded the Committee that the staff recommendation for a position on AB 754 was already made to the Board in May. Petersen reported that it is being brought back to the Board on Thursday.

Member Bill Diedrich made the motion to recommend the Board of Directors adopt staff recommendation for positions on state legislation (AB 1205 - Oppose). The motion was seconded by Member Chris White. The vote on the motion was as follows:

AYES:	Bourdeau, Hansen, Diedrich, White
NOES:	None
ABSTENTIONS:	Gin

## 6. Executive Director's Report.

- a. Rick Gilmore Resolution – Executive Director Federico Barajas reported that



a resolution will be brought to the Board on Thursday recognizing Rick Gilmore's contributions to the Water Authority and to water policy in California.

- b. **Final FY 2022 Audited Financial Statements** – Executive Director Federico Barajas reported that the FY 2022 Audit will be brought to the Finance Committee today, and the Board on Thursday for acceptance.
- c. **Yuba Water Agency Tour** – Executive Director Federico Barajas reported that Water Policy Director Scott Petersen is coordinating a tour of Water Authority facilities with the Yuba Water Agency.
- d. **Strategic Plan Workshop** – Executive Director Federico Barajas reported that another workshop is scheduled later this month at the Los Banos Community Center.

7. **Update on Water Policy/Resources Activities.**

Water Policy Director Scott Petersen provided a brief summary of the report included in the packet.

- a. **Reinitiation of Consultation** - Petersen provided a brief update on the status of the current reinitiation of consultation process.
- b. **SWRCB Action** – Petersen reported that the State Water Board solicited input from public agencies, California Native American tribes, and members of the public on the range of project actions; reasonable alternatives; reasonably foreseeable methods of compliance; significant environmental issues; cumulative impacts, if any; and mitigation measures that will reduce impacts to a less than significant level that should be considered in the potential Bay-Delta Plan update to consider incorporating the Tuolumne River Voluntary Agreement. Petersen reported that in response to the release of the NOP for the Tuolumne River VA, the Water Authority provided scoping comments
- c. **Water Blueprint for the San Joaquin Valley** - Petersen reported that Hallmark began its management/executive services March 1st and Providence will be assisting with the transition. Petersen reported that the Board placed an initial cap on expenditures until a progress report is provided and additional approval for the Tasks are voted on. Petersen reported that Hallmark has requested the Board identify 3 specific priorities to be pursued and accomplished.

- d. **SJVW CAP** – Petersen reported that the CAP Plenary Group met on February 28 and approved the formation of work groups to advance the revised Term Sheet, adopted on November 22, 2022. Phase II, Work Groups are beginning to meet and discuss priorities and drafting for their respective areas: Safe Drinking Water; Sustainable Water Supplies; Ecosystem Health; Land Use, Demand Reduction and Land Repurposing; Implementation. Petersen reported that the Steering Committee members continue to meet to discuss the proposed budget and work with Reclamation regarding the requested funding. Petersen reported that the Plenary Group met on May 23, and the meeting summary, and a presentation given to the Sustainable Water Supply Workgroup is included in the packet.

**8. Update on Water Operations and Forecasts.**

Westlands Water District's Tom Boardman reported near full conditions in Shasta and Folsom and that releases have increased to manage elevated snowmelt inflow to the reservoirs.

Delta export rates were reported for both the CVP and SWP which included a brief note on the rate of San Joaquin River inflow to the Delta.

Flood flow operations into the Mendota Pool were also briefly discussed.

There was some discussion regarding scheduled maintenance work at Jones and how the work might affect the timing of a sustained drawdown in the CVP share of San Luis Reservoir.

**9. Committee Member Reports.**

None.

**10. Closed Session**

Committee Chair William Bourdeau adjourned the open session to address the items listed on the Closed Session Agenda at approximately 10:50 a.m. Upon return to open session at approximately 11:11 a.m., General Counsel Rebecca Akroyd reported that no reportable actions were taken in closed session.

**11. Agenda Item 12: Reports Pursuant to Government Code Section 54954.2**

None.

**12. Agenda Item 13: Adjournment**

DRAFT

The meeting was adjourned at approximately 11:12 a.m.



## MEMORANDUM

TO: SLDMWA Water Resources Committee Members and Alternates

FROM: Scott Petersen, Water Policy Director

DATE: July 10, 2023

RE: Update on Water Policy/Resources Activities

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### Background

This memorandum is provided to briefly summarize the current status of various agency processes regarding water policy activities, including but not limited to the (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) Delta conveyance; (5) Reclamation action; (6) Delta Stewardship Council action; (7) San Joaquin Valley Water Blueprint and San Joaquin Valley Water Collaborative Action Plan.

### Policy Items

#### Reinitiation of Consultation on Long-Term Operations of the Central Valley Project and State Water Project

In August 2016, the Bureau of Reclamation and California Department of Water Resources (DWR) requested reinitiation of consultation with NOAA Fisheries, also known as National Marine Fisheries Service (NMFS) and the U.S. Fish and Wildlife Service (FWS) due to multiple years of drought, low populations of listed species, and new information developed as a result of ongoing collaborative science efforts over the last 10 years.

On Jan. 31, 2019, Reclamation transmitted its Biological Assessment to the Services. The purpose of this action is to continue the coordinated long-term operation of the CVP and SWP to optimize water supply delivery and power generation consistent with applicable laws, contractual obligations, and agreements; and to increase operational flexibility by focusing on nonoperational measures to avoid significant adverse effects to species.

The biological opinions carefully evaluated the impact of the proposed CVP and SWP water operations on imperiled species such as salmon, steelhead and Delta smelt. FWS and NMFS documented impacts and worked closely with Reclamation to modify its proposed operations to minimize and offset those impacts, with the goals of providing water supply for project users and protecting the environment.

Both FWS and NMFS concluded that Reclamation's proposed operations will not jeopardize threatened or endangered species or adversely modify their critical habitat. These conclusions were reached for

several reasons – most notably because of significant investments by many partners in science, habitat restoration, conservation facilities including hatcheries, as well as protective measures built into Reclamation's and DWR's proposed operations.

On Oct. 21, 2019, FWS and NMFS released their biological opinions on Reclamation's and DWR's new proposed coordinated operations of the CVP and SWP.

On Dec. 19, 2019, Reclamation released the final Environmental Impact Statement analyzing potential effects associated with long-term water operations for the CVP and SWP.

On Feb. 18, 2020, Reclamation approved a Record of Decision that completes its environmental review for the long-term water operations for the CVP and SWP, which incorporates new science to optimize water deliveries and power production while protecting endangered species and their critical habitats.

On January 20, 2021, President Biden signed an Executive Order: “Protecting Public Health and the Environment and Restoring Science to Tackle the Climate Crisis”, with a fact sheet<sup>1</sup> attached that included a non-exclusive list of agency actions that heads of the relevant agencies will review in accordance with the Executive Order. Importantly, the NOAA Fisheries and U.S. Fish and Wildlife Service Biological Opinions on the Long-Term Operation of the Central Valley Project and State Water Project were both included in the list of agency actions for review.

On September 30, 2021, Reclamation Regional Director Ernest Conant sent a letter to U.S. FWS Regional Director Paul Souza and NMFS Regional Administrator Barry Thom requesting reinitiation of consultation on the Long-Term Operation of the CVP and SWP. Pursuant to 50 CFR § 402.16, Reclamation indicated that reinitiation is warranted based on anticipated modifications to the Proposed Action that may cause effects to listed species or designated critical habitats not analyzed in the U.S. Fish and Wildlife Service (USFWS) and National Marine Fisheries Service (NMFS) Biological Opinions, dated October 21, 2019. To address the review of agency actions required by Executive Order 13990 and to voluntarily reconcile CVP operating criteria with operational requirements of the SWP under the California Endangered Species Act, Reclamation and DWR indicated that they anticipate a modified Proposed Action and associated biological effects analysis that would result in new Biological Opinions for the CVP and SWP.

Following this action, on October 20, 2021, the SLDMWA sent a letter to Reclamation Regional Director Ernest Conant requesting participation in the reinitiation of consultation pursuant to Section 4004 of the WIIN Act and in the NEPA process as either a Cooperating Agency or Participating Agency.

On February 26, 2022, the Department of the Interior released a Notice of Intent To Prepare an Environmental Impact Statement (EIS) and Hold Public Scoping Meetings on the 2021 Endangered Species Act Reinitiation of Section 7 Consultation on the Long-Term Operation of the Central Valley Project and State Water Project<sup>2</sup>. In response to this, on March 30, 2022, the SLDMWA submitted a comment letter highlighting actions for Reclamation to consider during preparation of the EIS.

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<sup>1</sup> <https://www.whitehouse.gov/briefing-room/statements-releases/2021/01/20/fact-sheet-list-of-agency-actions-for-review/>

<sup>2</sup> <https://www.govinfo.gov/content/pkg/FR-2022-02-28/pdf/2022-04160.pdf>

During May 2022, Reclamation issued draft copies of the Knowledge Base Papers for the following management topics and requested supplementary material review and comments, to which the Authority submitted comment letters in June:

1. Spring-run Juvenile Production Estimate- Spring-run Survival Knowledge Base Document, May 2022
2. Steelhead Juvenile Production Estimate-Steelhead Survival Knowledge Base Document, April 2022
3. Old and Middle River Reverse Flow Management – Smelt, Chinook Salmon, and Steelhead Migration and Survival Knowledge Base Document, May 2022
4. Central Valley Tributary Habitat Restoration Effects on Salmonid Growth and Survival Knowledge Based Paper, March 2022
5. Delta Spring Outflow Management Smelt Growth and Survival Knowledge Base Document, May 2022
6. Pulse Flow Effects on Salmonid Survival Knowledge Base Document, May 2022
7. Summer and Fall Habitat Management Actions – Smelt Growth and Survival Knowledge Base Document, May 2022
8. Shasta Cold Water Pool Management – End of September Storage Knowledge Base Document, May 2022

Subsequent to the Knowledge Base Paper review, a Scoping Meeting was held, to which Water Authority staff provided comments, resulting in the release of a Scoping Report<sup>3</sup> by Reclamation in June 2022.

On October 14, 2022, Reclamation released an Initial Alternatives Report (IAR), which Authority staff is reviewing and coordinating with member agencies for potential engagement with Reclamation regarding the alternatives presented in the report.

On May 16, 2023, Reclamation provided an administrative draft copy of the Proposed Action, titled “State and Federal Cooperating Agency Draft LTO Alternative” to agencies that have executed an MOU with Reclamation on engagement. Authority staff is reviewing the document and has identified a few items to provide feedback to Reclamation, in coordination with member agencies and other CVP contractors.

On June 30, 2023, Reclamation released a draft Qualitative Biological Assessment for review by agencies that have executed an MOU with Reclamation on engagement, though Reclamation is not accepting formal comments. Note that this release does not initiate formal ESA consultation and is being provided to assist the fishery agencies in setting up their documents and resources for the formal consultation, which we expect to begin in late September/early October.

### Current Milestones

- June 2023 – Public Draft EIS/Qualitative Biological Assessment
  - The public draft EIS will be the avenue for comments to Reclamation
  - Cooperating agencies will receive an administrative draft of the EIS
- September 2023 – Scheduled release of Quantitative Biological Assessment
- February 2024 – Record of Decision

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<sup>3</sup> <https://www.usbr.gov/mp/bdo/docs/lto-scoping-report-2022.pdf>

### *Exploratory Modeling*

Concurrent with the development of the EIS and BA, Reclamation is conducting Exploratory Modeling to assist in the development of the Proposed Action and Quantitative Biological Assessment. As a part of this work, the Benchmark model has been updated, with further updates to come. Importantly, the CalSim modeling is transitioning from CalSim2 to CalSim3, which may have some implications that need to be analyzed for potential water supply impacts.

## State Water Resources Control Board (State Water Board) Activity

### Bay Delta Water Quality Control Plan Update

#### *Background*

The State Water Board is currently considering updates to its 2006 Water Quality Control Plan for the San Francisco Bay/Sacramento-San Joaquin Delta Estuary (“Bay Delta Plan”) in two phases (Plan amendments). The first Plan amendment is focused on San Joaquin River flows and southern Delta salinity (“Phase I” or “San Joaquin River Flows and Southern Delta Salinity Plan Amendment”). The second Plan amendment is focused on the Sacramento River and its tributaries, Delta eastside tributaries (including the Calaveras, Cosumnes, and Mokelumne rivers), Delta outflows, and interior Delta flows (“Phase II” or “Sacramento/Delta Plan Amendment”).

During the December 12, 2018 Water Board Meeting, the Department of Water Resources (“DWR”) and Department of Fish and Wildlife presented proposed “Voluntary Settlement Agreements” (“VSAs”) on behalf of Reclamation, DWR, and the public water agencies they serve to resolve conflicts over proposed amendments to the Bay-Delta Plan update.<sup>4</sup> The State Water Board did not adopt the proposed VSAs in lieu of the proposed Phase 1 amendments, but as explained below, directed staff to consider the proposals as part of a future Delta-wide proposal.

**Phase 1 Status:** The State Water Board adopted a resolution<sup>5</sup> to adopt amendments to the Water Quality Control Plan for the San Francisco Bay/Sacramento-San Joaquin Delta Estuary and adopt the Final Substitute Environmental Document during its December 12, 2018 public meeting.

Most recently, on July 18, 2022, the State Water Resources Control Board issued a Notice of Preparation (NOP)<sup>6</sup> and California Environmental Quality Act (CEQA) Scoping Meeting for the Proposed Regulation to Implement Lower San Joaquin River Flows (LSJR) and Southern Delta Salinity Objectives in the Water Quality Control Plan for the San Francisco Bay/Sacramento-San Joaquin Delta (Bay-Delta Plan).

The purpose of the NOP is: (1) to advise responsible and trustee agencies, Tribes, and interested organizations and persons, that the State Water Board or Board will be the lead agency and will prepare

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<sup>4</sup> Available at <https://water.ca.gov/-/media/DWR-Website/Web-Pages/Blogs/Voluntary-Settlement-Agreement-Meeting-Materials-Dec-12-2018-DWR-CDFW-CNRA.pdf>.

<sup>5</sup> Available at [https://www.waterboards.ca.gov/board\\_decisions/adopted\\_orders/resolutions/2018/rs2018\\_0059.pdf](https://www.waterboards.ca.gov/board_decisions/adopted_orders/resolutions/2018/rs2018_0059.pdf).

<sup>6</sup> Available at [https://www.waterboards.ca.gov/public\\_notices/notices/20220715-implementation-nop-and-scoping-dwr-baydelta.pdf](https://www.waterboards.ca.gov/public_notices/notices/20220715-implementation-nop-and-scoping-dwr-baydelta.pdf)

a draft EIR for a proposed regulation implementing the LSJR flow and southern Delta salinity components of the 2018 Bay-Delta Plan, and (2) to seek input on significant environmental issues, reasonable alternatives, and mitigation measures that should be addressed in the EIR. For responsible and trustee agencies, the State Water Board requests the views of your agency as to the scope and content of the environmental information related to your agency's area of statutory responsibility that must be included in the draft EIR.

In response to the release of the NOP, the Water Authority and member agencies provided scoping comments<sup>7</sup>.

**Phase 2 Status:** In the State Water Board's resolution adopting the Phase 1 amendments, the Water Board directed staff to assist the Natural Resources Agency in completing a Delta watershed-wide agreement, including potential flow and non-flow measures for the Tuolumne River, and associated analyses no later than March 1, 2019. Staff were directed to incorporate the Delta watershed-wide agreement as an alternative for a future, comprehensive Bay-Delta Plan update that addresses the reasonable protection of beneficial uses across the Delta watershed, with the goal that comprehensive amendments may be presented to the State Water Board for consideration as early as possible after December 1, 2019.

On March 1, 2019, the California Department of Water Resources and the Department of Fish and Wildlife submitted documents<sup>8</sup> to the State Water Board that reflect progress since December to flesh-out the previously submitted framework to improve conditions for fish through targeted river flows and a suite of habitat-enhancing projects including floodplain inundation and physical improvement of spawning and rearing areas.

Since the March 1 submittal, work has taken place to develop the package into a form that is able to be analyzed by State Water Board staff for legal and technical adequacy. On June 30, 2019, a status update with additional details was submitted to the Board for review. Additionally, on February 4, 2020, the State team released a framework for the Voluntary Agreements to reach "adequacy", as defined by the State team.

Further work and analysis is needed to determine whether the agreements can meet environmental objectives required by law and identified in the State Water Board's update to the Bay-Delta Water Quality Control Plan.

### *Schedule*

#### *LSJR Flow/SD Salinity Implementation Next Steps Assuming Regulation Path (Phase 1)*

- Summer 2023: Executive Director act on draft COP, compliance methods, and procedures for adaptive implementation
- Fall 2023
  - Scientific Basis Report for Tuolumne River VAs submitted for peer review

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<sup>7</sup> Request from Authority staff

<sup>8</sup> Available at [http://resources.ca.gov/docs/voluntary-agreements/2019/Complete\\_March\\_1\\_VA\\_Submission\\_to\\_SWRCB.pdf](http://resources.ca.gov/docs/voluntary-agreements/2019/Complete_March_1_VA_Submission_to_SWRCB.pdf)



- Draft Staff Report for Bay-Delta Plan amendment for Tuolumne River VA
- Draft Regulation and Draft EIR in support of a regulation implementing Lower SJR flows and South Delta Salinity
- Winter/Spring 2024
  - Final draft Staff Report for Tuolumne River VA
  - Board workshop and consideration of Tuolumne River VA
  - Final draft EIR and regulation implementing Lower SJR flows and South Delta Salinity
  - Board consideration of regulation implementing Lower SJR flows and South Delta Salinity

### *Sac/Delta Update: Key Milestones*

- Spring 2023: Scientific Basis Report Supplement for Sacramento River/Delta Voluntary Agreements submitted for peer review after addressing public comments
- Spring 2023: Draft Sacramento River/Delta Update Staff Report public review and comment
- Spring/Summer 2023: Public workshop on Draft Staff Report
- Spring/Summer 2024: Response to comments and development of proposed final changes to the Bay-Delta Plan
- Summer/Fall 2024: Board consideration of adoption

### *Voluntary Agreements*

On March 29, 2022, members of the Newsom Administration joined federal and local water leaders in announcing the signing of a memorandum of understanding<sup>9</sup> that advances integrated efforts to improve ecosystem and fisheries health within the Sacramento-San Joaquin Bay-Delta. State and federal agencies also announced an agreement<sup>10</sup> specifically with the Sacramento River Settlement Contractors on an approach for 2022 water operations on the Sacramento River.

Both announcements represent a potential revival of progress toward what has been known as “Voluntary Agreements,” an approach the Authority believes is superior to a regulatory approach to update the Bay-Delta Water Quality Control Plan.

The broader MOU outlines terms for an eight-year program that would provide substantial new flows for the environment to help recover salmon and other native fish. The terms also support the creation of new and restored habitat for fish and wildlife, and provide significant funding for environmental improvements and water purchases, according to a joint news release from the California Natural Resources Agency and the California Environmental Protection Agency (CalEPA). Local water agency managers signing the MOU have committed to bringing the terms of the MOU to their boards of directors for their endorsement and to work to settle litigation over engaged species protections in the Delta.

On June 16, the SLDMWA, Friant Water Authority and Tehama Colusa Canal Authority signed onto the VA MOU. Additionally, since that time, in September and November, four more agencies – Contra Costa

<sup>9</sup> Available at <https://resources.ca.gov/-/media/CNRA-Website/Files/NewsRoom/Voluntary-Agreement-Package-March-29-2022.pdf>

<sup>10</sup> Available at <https://calepa.ca.gov/2022/03/29/informational-statement-state-federal-agencies-and-sacramento-river-settlement-contractors-agree-on-approach-for-2022-water-operations-on-the-sacramento-river/>

Water District, San Francisco Public Utilities Commission (SFPUC), Turlock Irrigation District (TID) and Modesto Irrigation District (MID) – have signed onto the VA MOU.

Work continues to develop the working documents associated with execution and implementation of the VA's and workgroups for participating agencies have been formed, with the formation of a VA Science Workgroup to develop the framework of the VA's proposed Science program, as well as the recent formation of Scheduling and Funding workgroups to ensure that the program remains coordinated.

### *Tuolumne River Voluntary Agreement*

#### *Background*

On December 12, 2018, the State Water Board adopted Bay-Delta Plan amendments and a Final SED establishing updated flow objectives on the Lower San Joaquin River, including its three eastside tributaries the Stanislaus, Tuolumne, and Merced Rivers (collectively "LSJR"), revised salinity objectives for the southern Delta, and programs of implementation to achieve the revised objectives.

In November, 2022, the State Water Board received a memorandum of understanding<sup>11</sup> for a proposed Tuolumne River Voluntary Agreement. To consider the proposed voluntary agreement, the State Water Board will need to also consider modifications to the Bay-Delta Plan and prepare a staff report to support those possible changes because the Tuolumne River Voluntary Agreement does not fully conform to the current provisions of the Bay-Delta Plan.

The State Water Board has not yet determined whether to approve changes to the Bay-Delta Plan to incorporate the proposed Tuolumne River Voluntary Agreement, but is commencing preparation of the staff report to inform its consideration. In developing its environmental documentation in the staff report, the State Water Board will tier, as appropriate, from the adopted December 12, 2018, Final SED for the LSJR and southern Delta update to the Bay-Delta Plan.

#### *Notice of Preparation of Environmental Documentation and Scoping Meeting<sup>12</sup>*

The State Water Resources Control Board (State Water Board or Board) will be the lead agency and is planning to prepare a staff report, including a substitute environmental document (SED) and a report documenting the scientific basis for consideration of potential updates to the Water Quality Control Plan for the San Francisco Bay/Sacramento-San Joaquin Delta Estuary (Bay-Delta Plan) to incorporate a proposed voluntary agreement for the Tuolumne River (Tuolumne River Voluntary Agreement). The State Water Board's water quality control planning program is a certified regulatory program under the California Environmental Quality Act (CEQA) meaning the program is exempt from requirements for preparing environmental impact reports, negative declarations, or initial studies because the SED is recognized under CEQA and the regulations implementing CEQA as providing the functional equivalent.

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<sup>11</sup> Available at

[https://www.waterboards.ca.gov/waterrights/water\\_issues/programs/bay\\_delta/docs/2023/revised-va-mou-swrbc-copy.pdf](https://www.waterboards.ca.gov/waterrights/water_issues/programs/bay_delta/docs/2023/revised-va-mou-swrbc-copy.pdf)

<sup>12</sup> Available at

[https://www.waterboards.ca.gov/board\\_info/calendar/docs/2023/notice\\_noptuolumneva\\_041123.pdf](https://www.waterboards.ca.gov/board_info/calendar/docs/2023/notice_noptuolumneva_041123.pdf)

The State Water Board solicited input from public agencies, California Native American tribes, and members of the public on the range of project actions; reasonable alternatives; reasonably foreseeable methods of compliance; significant environmental issues; cumulative impacts, if any; and mitigation measures that will reduce impacts to a less than significant level that should be considered in the potential Bay-Delta Plan update to consider incorporating the Tuolumne River Voluntary Agreement.

In response to the release of the NOP for the Tuolumne River VA, the Water Authority provided scoping comments.<sup>13</sup>

## San Joaquin River Restoration Program

### 2023 Restoration Flows

The 2023 Restoration Allocation is set at 557.038 TAF as measured at Gravelly Ford. 82.731 TAF of 2023 Restoration Flows have been released to date plus 342.317 TAF of Unreleased Restoration Flows. The future schedule of Restoration Flows totals 112.423 TAF, including a return of approximately 10.167 TAF of URF Exchanges. Your schedule does not draw upon any Buffer Flows.

Reclamation will immediately release a fourth block of Unreleased Restoration Flows (URFs). With this final block to be delivered by July 29, the evacuation of Restoration Flows and URFs from Millerton Lake will keep pace with Exhibit B hydrographs in the Settlement. Therefore, a Water Supply Test is not necessary to approve this schedule.

Flood management releases to the San Joaquin River are expected to continue into late July with uncontrolled season ending on or around July 31.

Based on past operations, the proposed flow schedule is likely to be within the current seepage limitations and channel capacity limitations. A planned releases of higher Restoration Flows December 18-28 will produce approximately 385 cfs in Reach 4A. Depending on groundwater conditions and other seepage management actions circa December, this planned release may or may not require some recapture at Mendota Pool to stay below seepage limitations in Reach 4A. SJRRP will coordinate with you in the weeks prior to this planned higher flow and more closely evaluate groundwater status.

To view the Restoration Administrator Flow Recommendation, please visit [https://www.restoresjr.net/?wpfb\\_dl=2713](https://www.restoresjr.net/?wpfb_dl=2713). For Information about Restoration Flows, please visit <http://www.restoresjr.net/restoration-goal/restoration-flows/>. For the Restoration Administrator recommendations, please visit <http://www.restoresjr.net/documentsreports/ra-recommendations/>.

## U.S. Bureau of Reclamation

### Reclamation Manual

#### *Documents out for Comment*

#### *Draft Policy*

- There are currently no Draft Policies out for review.

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<sup>13</sup> See Appendix

*Draft Directives and Standards*

- [FAC 06-05, Developing Additional Project Benefits in Conjunction with a Safety of Dams Modification Project](#) (comments due by 7/21/2023)
- [LND 02-01, Cultural Resource Management \(CRM\)](#) (comments due by 7/28/2023)

*Draft Facilities Instructions, Standards, and Techniques (FIST)*

- There are currently no Facilities Instructions, Standards, and Techniques out for review.

*Draft Reclamation Safety and Health Standards (RSHS)*

- There are currently no Safety and Health Standards out for review.

*Draft Reclamation Design Standards*

- There are currently no Design Standards out for review.

*Water Management Plan Reporting*

On July 5, the Bureau of Reclamation announced that Central Valley Project water contractors subject to water management plans must resume annual reporting. That requirement was suspended during the COVID-19 pandemic.

The Central Valley Project Improvement Act requires water contractors using 2,000 acre-feet or more to develop and submit a plan on the efficient use of water resources. The plan must be updated and reviewed every five years and deemed adequate for fulfilling the terms of their water contract. The requirements are specified in the standard criteria developed by the California-Great Basin Region.

Once a plan is developed and deemed adequate by Reclamation, contractors must submit yearly updates on the implementation of the plan. For 2023, annual update requirements are due by Aug. 30, 2023, for the previous year only. Annual updates may be submitted either in a fiscal year or a water year format.

*San Joaquin Valley Water Blueprint*

The Water Blueprint for the San Joaquin Valley (Blueprint) is a non-profit group of stakeholders, working to better understand our shared goals for water solutions that support environmental stewardship with the needs of communities and industries throughout the San Joaquin Valley.

**Blueprint's strategic priorities for 2022-2025:** Advocacy, Groundwater Quality and Disadvantaged Communities, Land Use Changes & Environmental Planning, Outreach & Communications, SGMA Implementation, Water Supply Goals, Governance, Operations & Finance.

**Mission Statement:** *"Unifying the San Joaquin Valley's voice to advance an accessible, reliable solution for a balanced water future for all."*

*Committees**Executive/Budget/Personnel*

Hallmark has reached its initial cap as established by the Board. Board is approving additional funding for Hallmark consistent with their contract. Annual invoicing along with annual summary of accomplishments and goals will be sent at month end. Board is focused on efforts to create a screening criteria for the identification of specific priorities to the San Joaquin Valley to be supported, pursued and accomplished.

Once the criteria is finalized the Blueprint will meet again with Advisor Villaraigosa to highlight alignment with the Governor's water resiliency plan.

### *Advocacy/Communications*

The Communications committee is utilizing its operation plan for creating and disseminating Blueprint communications. Providence is preparing a scope for community outreach to be reviewed by the Board. The Advocacy committee is establishing a list of priorities and plan for future advocacy.

### *Activities*

#### *SJV/Delta Water Leaders' Summit*

Blueprint coordinated and invited a select group of agricultural and water leaders from the San Joaquin Valley and the Delta region to meet and tour the Delta and SJ Valley. Due to the high flood risk in the Delta, the Planning Committee rescheduled the Summit meetings tentatively for November to ensure that full attention is given to protecting life and property, and after harvest.

#### *Drinking Water Feasibility Study - CSU Fresno State, FWA, Self-Help, Sustainable Conservation*

Fresno State is finalizing the scope of work and budget for subcontractors. They expect to have a project timeline ready by July. As a reminder the partners for the feasibility study have initially identified potential Fresno County districts/areas generally for recharge projects. Initial modeling for Fresno State/California Water Institute has preliminarily identified FID, Consolidated ID, Raisin City WD and North Fork Kings GSA for strong multi benefit recharge potential. The group is focused on multi-benefits for recharge with a focus on drinking water with measurable results.

#### *Unified Water Plan for the San Joaquin Valley*

The Blueprint and California Water Institute are finalizing the budget to initiate the joint development of a Unified Water Plan for the San Joaquin Valley as called for in the recently awarded Bureau of Reclamation grant. The final water plan will include measures to address San Joaquin Valley needs and potential portfolios to address needs and objectives, this report will ultimately be transmitted to Congress by Reclamation. A copy of that scope is available upon request.<sup>14</sup>

### *San Joaquin Valley Water Collaborative Action Program (SJVW CAP)*

#### *Background*

The CAP Plenary Group met on February 28 and approved the formation of work groups to advance the revised Term Sheet<sup>15</sup>, adopted on November 22, 2022. Phase II, Work Groups are beginning to meet and discuss priorities and drafting for their respective areas: Safe Drinking Water; Sustainable Water Supplies; Ecosystem Health; Land Use, Demand Reduction and Land Repurposing; Implementation.

Steering Committee members continue to meet to discuss the proposed budget and work with Reclamation regarding the requested funding.

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<sup>14</sup> Request from Authority staff

<sup>15</sup> Request from Authority staff

The Plenary Group met on May 23, and the meeting summary is attached, as well as a presentation given to the Sustainable Water Supply Workgroup<sup>16</sup>.

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<sup>16</sup> Request from Authority staff



**San Luis & Delta-Mendota Water Authority  
Monday, July 10, 2023, 12:00 p.m.**

**Notice of Finance & Administration Committee Regular Meeting and  
Joint Finance & Administration Committee Regular Meeting-Special Board  
Workshop**

**SLDMWA Boardroom  
842 6th Street, Los Banos**

**Public Participation Information**  
**(List of Member/Alternate Telephonic Locations Attached)**

**Join Zoom Meeting**  
**<https://us02web.zoom.us/j/81805991229?pwd=R0libnNtbiJHN0QrS05QT01sOFc2Zz09>**

**Meeting ID: 818 0599 1229  
Passcode: 921319**

**One tap mobile**  
**+16699006833,,81805991229#,,,,\*921319# US (San Jose)**  
**+16694449171,,81805991229#,,,,\*921319# US**

**Dial by your location**  
**+1 669 900 6833 US (San Jose)**  
**•+1 669 444 9171 US**

**Meeting ID: 818 0599 1229  
Passcode: 921319**  
**Find your local number: <https://us02web.zoom.us/j/81805991229?pwd=R0libnNtbiJHN0QrS05QT01sOFc2Zz09>**

NOTE: Any member of the public may address the Finance & Administration Committee/Board concerning any item on the agenda before or during consideration of that item.

Because the notice provides for a regular meeting of the Finance & Administration Committee ("FAC") and a joint regular FAC Meeting/Special Board workshop, Board Directors/Alternates may discuss items listed on the agenda; however, only FAC Members/Alternates may correct or add to the agenda or vote on action items.

NOTE FURTHER: Meeting materials have been made available to the public on the San Luis & Delta-Mendota Water Authority's website, <https://www.sldmwa.org>, and at the Los Banos Administrative Office, 842 6<sup>th</sup> Street, Los Banos, CA 93635.

**Agenda**

1. Call to Order/Roll Call
2. Finance & Administration Committee to Consider Additions or Corrections to the Agenda for the Finance & Administration Committee Meeting only, as Authorized by Government Code Section 54950 et seq.
3. Opportunity for Public Comment – Any member of the public may address the Finance & Administration Committee/Board concerning any matter not on the Agenda, but within the Committee's or Board's jurisdiction. Public comment is limited to no more than three minutes per person. For good cause, the

Chair of the Finance & Administration Committee may waive this limitation.

### **ACTION ITEMS**

4. **Finance & Administration Committee to Consider Approval of June 5, 2023 Meeting Minutes**

### **REPORT ITEMS**

5. Discussion Regarding Status of Future Adjustments to WY23 OM&R Water Rates
6. FY24 Activity Agreements Budget to Actual Report through 5/31/23
7. FY24 O&M Budget to Actual Report through 5/31/23
8. Procurement Activity Report
9. Executive Director's Report, Barajas
  - a. O'Neill Transformer Rehabilitation Project
  - b. May include reports on activities within the Finance & Administration Committee's jurisdiction related to 1) CVP/SWP water operations; 2) California storage projects; 3) regulation of the CVP/SWP; 4) existing or possible new State and Federal policies; 5) Water Authority activities
10. Committee Member Reports
11. Reports Pursuant to Government Code Section 54954.2(a)(3)
12. **ADJOURNMENT**

Persons with a disability may request disability-related modification or accommodation by contacting Cheri Worthy or Sandi Ginda at the San Luis & Delta-Mendota Water Authority Office, 842 6th Street, P.O. Box 2157, Los Banos, California, via telephone at (209) 826-9696, or via email at [cheri.worthy@sldmwa.org](mailto:cheri.worthy@sldmwa.org) or [sandi.ginda@sldmwa.org](mailto:sandi.ginda@sldmwa.org). Requests should be made as far in advance as possible before the meeting date, preferably 3 days in advance of regular meetings or 1 day in advance of special meetings/workshops.

This agenda has been prepared as required by the applicable laws of the State of California, including but not limited to, Government Code Section 54950 et seq. and has not been prepared with a view to informing an investment decision in any of the Authority's bonds, notes, or other obligations. Any projections, plans, or other forward-looking statements included in the information in this agenda are subject to a variety of uncertainties that could cause any actual plans or results to differ materially from any such statement. The information herein is not intended to be used by investors or potential investors in considering the purchase or sale of the Authority's bonds, notes, or other obligations and investors and potential investors should rely only on information filed by the Authority on the Municipal Securities Rulemaking Board's Electronic Municipal Market Access System for municipal securities disclosures, maintained on the World Wide Web at <https://emma.msrb.org/>.



SLDMWA FINANCE & ADMINISTRATION COMMITTEE REGULAR MEETING  
TELEPHONIC LOCATIONS  
JULY 10, 2023

3900 Holly Drive  
Tracy, Ca 95304

**SAN LUIS & DELTA-MENDOTA WATER AUTHORITY  
FINANCE & ADMINISTRATION COMMITTEE REGULAR MEETING AND  
JOINT FINANCE & ADMINISTRATION COMMITTEE REGULAR MEETING-SPECIAL  
BOARD OF DIRECTORS WORKSHOP  
MINUTES FOR JUNE 5, 2023**

The Finance & Administration Committee of the San Luis & Delta-Mendota Water Authority convened at approximately 12:00 p.m. at 842 6th Street in Los Banos, California, with Chair Anthea Hansen presiding.

**Members and Alternate Members in Attendance**

**Ex Officio**

William Bourdeau

**Division 1**

Anthea Hansen, Member - Lea Emmons, Alternate

**Division 2**

Justin Diener, Member

**Division 3**

Chris White, Member - Jarrett Martin, Alternate

**Division 4**

Joyce Machado, Member

**Division 5**

Bill Pucheu, Member

**Friant Water Authority**

Wilson Orvis, Alternate for Jason Phillips

**Board of Directors Present**

**Division 1**

Anthea Hansen, Director

Lea Emmons, Alternate

**Division 2**

Justin Diener, Alternate

William Bourdeau, Director

**Division 3**

Chris White, Alternate

Jarrett Martin, Director

**Division 4**

Steve Wittry, Director

Joyce Machado, Alternate

**Division 5**

Bill Pucheu, Director

**Authority Representatives Present**

Federico Barajas, Executive Director

Pablo Arroyave, Chief Operating Officer

Scott Petersen, Water Policy Director (ZOOM)  
Rebecca Akroyd, General Counsel  
Rebecca Harms, Deputy General Counsel  
Raymond Tarka, Director of Finance (ZOOM)  
Lauren Viers, Accountant III  
Darlene Neves, Operational Accounting Supervisor  
Stewart Davis, IT Officer

**Others in Attendance**

Bobbie Ormonde, Westlands Water District (ZOOM)  
Minnie Moreno, Del Puerto Water District  
John Wiersma, Henry Miller Reclamation District  
Brian Nash, Richardson and Company, LLP (ZOOM)  
Chase Hurley, Water and Land Solutions  
Dana Jacobson (ZOOM)

**1. Call to Order/Roll Call**

Chair Anthea Hansen called the meeting to order at approximately 12:00pm and roll was called.

**2. Additions or Corrections to the Agenda**

General Counsel Rebecca Akroyd noted a correction to agenda item 5, replacing FY 2021 with FY 2022.

**3. Opportunity for Public Comment**

No public comment.

**4. Finance & Administration Committee to Consider Approval of the May 1, 2023 Meeting Minutes.**

On a motion made by Member Bill Pucheu, seconded by Alternate Wilson Orvis, the Committee approved the May 1, 2023 meeting minutes with minor corrections. The vote on the motion was as follows:

AYES:	Bourdeau, Hansen, Diener, White, Machado, Pucheu, Orvis
NAYS:	None
ABSTENTIONS:	None

**5. Finance & Administration Committee to Consider Recommendation to Board of Directors to Accept the Final Fiscal Year 2022 Audited Financial Statements.**

Auditor Brian Nash of Richardson and Company, LLP presented the FY22 audited financial statements. Mr. Nash briefly highlighted key items and any significant changes in comparison to the fiscal year 2021 audit. Nash noted that the significant change in the current year was a decrease in cash, both unrestricted and restricted for San Luis Joint Use. This change was due to the completion of final accountings for water year 2018 and 2019 and significant refunds in the current year. Nash also noted a significant increase in prepaids due to a large credit received from Project Use Energy, as well as an increase in receivables for additional units on the JPP Rewind Project. He continued on to review the FY22 audited financial statements in detail. Nash noted minor grammatical changes received from staff and members that will be implemented before the document is considered final. Lastly, Nash reviewed updates made to the notes from the FY21 audited financials to FY22. Nash concluded his presentation by reviewing the Management Letter with suggestions for the Authority. On a motion made by Ex Officio Member William Bourdeau, seconded by Member Bill Pucheu, the Committee recommended the Board of Directors accept the Final Fiscal Year 2022 Audited Financial Statements. The vote on the motion was as follows:

AYES:	Bourdeau, Hansen, Diener, White, Machado, Pucheu, Orvis
NAYS:	None
ABSTENTIONS:	None

## REPORT ITEMS

### 9. FY23 Activity Agreements Budget to Actual Report through 4/30/2023

Supervisor of Operational Accounting Darlene Neves presented on Director of Finance Raymond Tarka's behalf. Neves reported the Budget to Actual Comparison Summary through April 30, 2023 for the member-funded activities. Neves stated that for the two-month period, the budget was trending positive overall with actual spending through April 30, 2023 at 6.35% of the approved budget.

### 10. FY23 O&M Budget to Actual Report through 4/30/23

Supervisor of Operational Accounting Darlene Neves presented on Director of Finance Raymond Tarka's behalf. Neves reported that for WY23, the self-funded routine O&M expenses through April 30, 2023 were under budget by \$134,932. This is mainly due to lower operating costs at Jones Pumping Plant and the San Luis Drain. The water year 2021 final accountings and the Intertie OM&R true-up remain outstanding.

## 11. Procurement Activity Report

Supervisor of Operational Accounting Darlene Neves presented the procurement activity report for the period of April 26<sup>th</sup> through May 31<sup>st</sup>. On May 8<sup>th</sup>, the Authority awarded a construction contract to Cal Electro, Inc. in the amount of \$3,155,800 for O'Neill Pumping-Generating Plant Power Transformer Rehabilitations. This contract was approved by the board in May through the formal RFP process and the funding source is the EO&M budget. There were no reported contract change orders issued during this period.

## 12. Executive Director's Report

Executive Director Federico Barajas

- a. **Resolution and Golden Bucket Award** – Executive Director Federico Barajas spoke on the passing and celebration of life for Byron Bethany ID (BBID) General Manager and SLDMWA Director Rick Gilmore. The committee took a moment of silence. Barajas stated that the Authority will have a resolution for approval at Thursday's Board meeting along with a Golden Bucket Award to give recognition and due credit for Mr. Gilmore's contributions to the Authority over the past 20+ years.
- b. **B.F. Sisk Dam** – Executive Director Federico Barajas informed the committee that an authorization for a budget increase for the B.F. Sisk Dam Raise project will be brought to the Board meeting on Thursday as an action item. This increase is for the next level of investment that will be required for participating members.
- c. **Water Allocation Update** – Executive Director Federico Barajas updated the committee on the rate adjustment request that was received in the May Finance & Administration Committee meeting. Barajas stated the Authority is giving due consideration to the rate adjustment but are awaiting further components such as the San Luis Reservoir fill date and 215 water that will drive the timing of future adjustments.

## 13. Committee Member Reports

No reports.

## 14. Reports Pursuant to Government Code Sec 54954.2

No reports.

15. **Adjournment.**

The meeting was adjourned at approximately 12:45 p.m.



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## MEMORANDUM

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**TO:** SAN LUIS & DELTA-MENDOTA WATER AUTHORITY DIRECTORS  
**FROM:** DAN KEPPEL, EXECUTIVE DIRECTOR  
**SUBJECT:** UPDATE REPORT  
**DATE:** JULY 10, 2023

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This memo is intended to keep you apprised as to what is happening regarding policy issues the Family Farm Alliance (Alliance) is engaged in. In the past month, much of our efforts have focused on advancing farm bill ideas with Western Senators and committee staff, Colorado River and federal affairs outreach, and engaging in litigation and administrative matters. These issues and other matters important to our members are further discussed in this memo.

### BIDEN ADMINISTRATION

#### **1. Environmental Protection Agency (EPA): Clean Water Act “Waters of the U.S.”**

The Biden Administration’s EPA and the Army Corps of Engineers (Corps) have announced they will quickly and surgically amend their final “Waters of the U.S.” (WOTUS) Rule to incorporate the Supreme Court decision in *Sackett v. EPA* by September. The May 25 decision in *Sackett* rendered parts of the Biden final WOTUS rule moot when a five-justice majority endorsed a narrower test, based on a “relatively permanent” surface-water connection from late-Justice Scalia rather than the “significant nexus” test from then-Justice Kennedy in the Supreme Court’s previous *Rapanos* decision, for determining whether wetlands and other waterbodies are considered WOTUS, with allowances for “temporary interruptions” in that connection. The Administration’s final WOTUS rule relied on both the Scalia test, as well as the broader Kennedy “significant nexus” test. As such, any revised rule is, at a minimum, expected to excise the “significant nexus” test, but also would define key terms left unaddressed by the high court’s ruling in *Sackett*. The current rule has already been stayed by the courts in approximately half of the country, and the agencies say they are interpreting WOTUS consistent with the *Sackett* decision even in those states where it is not stayed. Several Corps Districts have also placed a hold on issuing approved

jurisdictional determinations (AJDs) under the Clean Water Act (CWA) pending updated guidance from an amended final WOTUS rule.

a. WOTUS Litigation

Meanwhile, industry and GOP-led state plaintiffs have filed motions on June 28 in the U.S. District Court for the Southern District of Texas to vacate the Biden final WOTUS rule entirely, forcing the agencies to write a new rule from scratch to account for the Supreme Court's ruling in *Sackett* even as they work to revise the rule by September. In their motions in *State of Texas, et al., v. EPA, et al.*, the plaintiffs charge the Biden rule violates the agencies' CWA authority as interpreted by the Supreme Court, and that it also violates the Constitution, as argued in their initial complaints to the court. Plaintiffs also call on the court to require the agencies to issue a new rule within 45 days and to require the Corps to immediately resume issuing AJDs for projects to move forward in the permitting process.

In other litigation over the final WOTUS rule, EPA filed a motion on June 26 before Judge Daniel Hovland of the U.S. District Court for the District of North Dakota asking for a stay of the ongoing litigation brought by 24 Republican state attorneys general, announcing plans to revise and amend its 2023 WOTUS rule by September to account for the *Sackett* decision. EPA also asked the court to direct the parties to submit proposals for further proceedings within 21 days of the September rule's release, and to direct EPA and the Corps to file status reports every 45 days during the duration of the stay.

On July 3, the U.S. Court of Appeals for the 6th Circuit, without comment, granted EPA's recent motion seeking abeyance in the suit *Commonwealth of Kentucky v. EPA, et al.*, appearing to agree with the agency's argument that the upcoming WOTUS rule would help narrow any future litigation. Whether or not the other courts will side with the motions to vacate the rule or EPA's motion to stay the litigation, these actions portend almost certain future court challenges ahead as the Biden Administration continues to grapple with redefining WOTUS under the CWA.

**2. Proposed ESA Rule Revisions...and Other Federal Rulemaking Efforts**

The U.S. Fish and Wildlife Service ("FWS") and National Marine Fisheries Service ("NMFS") (collectively, "the Services") last month published three proposed rules related to implementation of the Endangered Species Act ("ESA"). The Biden Administration will proceed on other rulemaking efforts important to Western water users in the year ahead. The proposed revisions are made in response to President Biden's Executive Order 13990, which directed the Services to review and revise certain agency actions taken by January 2021. The three proposed rules would:

- Revise regulations regarding interagency consultation, including broadening the scope of the Services' conditioning authority;
- Reinstate a blanket protection for threatened species managed by FWS; and
- Clarify any misconceptions created by the Trump administration when it removed language



in 2019 referencing economic impacts within the context of the classification process. This rule would also change the Services' critical habitat designation rule regarding not-prudent determinations and unoccupied areas.

The Biden Administration agreed to rewrite the three ESA rules in response to a lawsuit filed by Earthjustice on behalf of the Center for Biological Diversity, Defenders of Wildlife, the Sierra Club, the Natural Resources Defense Council, and other litigious environmental organizations.

a. Implications for Western Water Users

Implementation of the ESA certainly impacts the management of land and water throughout the West. For example, federal water supplies that were originally developed by the Bureau of Reclamation primarily to support new irrigation projects have, in recent years, been redirected to ESA uses. The result is that these once-certain water supplies – one of the few certainties in Western irrigated agriculture – have now been added to the long list of existing uncertainties. Given the nature of water storage and delivery, Alliance members are often directly impacted by the implementation of the ESA and other federal laws. A constant frustration our members experience is the lack of accountability for success or failure for the implementation of these federal laws. The ESA has at times been interpreted to empower federal agencies to take action intended to protect listed species without consideration of the societal costs of such action, even when it is not clear that the action taken will actually yield benefits for the particular species.

b. Alliance Actions

The Alliance has consistently and strongly supported efforts to reform the ESA and its implementing regulations – like the effort initiated by the Trump Administration - to provide clearer direction to the agencies in applying and enforcing the law. The Alliance in November 2021 developed a detailed comment letter to the Services that reaffirmed the support the organization placed behind the substance and process used to finalize the 2020 ESA rules that were rescinded by the current administration. It looks like we'll go back to the drawing board again and reiterate those concerns to the agencies once more: comments are due August 21, 2023.

c. FWS Announces Final ESA Section 10(j) Rule

FWS announced that it has finalized [revisions to section 10\(j\) regulations](#) under the ESA to improve the conservation and recovery of imperiled ESA-listed species. The final rule was published on July 3 in the *Federal Register* with a 30-day waiting period before it kicks in. According to the FWS, growing impacts from climate change and invasive species have caused habitats within species' historical ranges to shift or become unsuitable. Prior regulations restricted the reintroduction of experimental populations to only the species' historical range except under extreme conditions. FWS has designated more than five dozen experimental populations that have been used to help advance the recovery of numerous listed species, such as California condors, whooping cranes and Sonoran pronghorns.

The new section 10(j) rule would only apply to future designations and is expected to provide regulatory flexibility and predictability for partners in their recovery efforts. FWS has used section 10(j) to designate populations as “experimental” in support of collaborative reintroduction efforts with partners that foster listed species’ recovery. FWS announced that it will continue to coordinate closely with the public before establishing an experimental population in or outside of a species’ historical range. The rulemaking processes for designating a 10(j) experimental population are said to not change with this revised regulation or require reevaluation of existing experimental populations, according to FWS.

d. More Federal Rulemaking on the Horizon

Mark Limbaugh reports that the Biden Administration on June 13 -about two months late - released their spring Unified Agenda, which describes upcoming rule making across the federal government, including at the Environmental Protection Agency (EPA), the Interior and Energy Departments. The Unified Agenda shows a number of major rulemakings planned to be finalized in the spring of 2024, an election year. Mark said the Administration knows that any rules finalized late in the year will be within the timeframe for Congressional Review Act resolutions. That could undo many rules if Republicans win the White House and gain control of Congress in the election. Several climate-related rulemakings have been moved up on the schedule and the White House Council on Environmental Quality plans to release their Phase 2 National Environmental Policy Act reforms soon, with final climate guidance under NEPA due in February.

## **DEVELOPMENTS IN CONGRESS**

### **3. Western Water Bills Introduced in Advance of Senate Legislative Hearing**

In advance of a legislative hearing planned by the Senate Energy and Natural Resources (ENR) Committee later this month, Western Senators have introduced a slew of bills intended primarily to address persistent drought in the West. We are reviewing all of them with an eye towards preparing written testimony for the hearing. I recently shared with you a legislative tracker, prepared by Mark Limbaugh and his team at The Ferguson Group, which lists legislation already introduced in this Congress. The bills we are closely tracking are summarized below.

a. Water Legislation Introduced by Senator Feinstein

The Alliance worked with the office of Senator Dianne Feinstein (D-CALIFORNIA) on three bills she introduced last month:

- The *Support to Rehydrate the Environment, Agriculture and Municipalities Act* or *STREAM Act* – co-sponsored with Arizona Senators Kelley and Sinema - authorizes water infrastructure funding and provides programmatic authorization for non-Federal Reclamation water projects.

- *The Restore Aging Infrastructure Now (RAIN) Act* – co-sponsored with Senator Alex Padilla (R-CALIFORNIA) - would authorize grant funding for 15% of the cost of aging infrastructure projects out of the \$3.2 billion appropriated for these purposes in the Bipartisan Infrastructure Law (BIL), if the projects are modified to add public benefits including drinking water for disadvantaged communities. Senator Feinstein introduced a very similar version of this legislation last Congress as the extraordinary operation and maintenance provisions in section 107 of the STREAM Act.
- *The Canal Conveyance Capacity Restoration Act* would fund 1/3 of the cost of restoring the original conveyance capacity of three important canals in California’s Central Valley: the Friant-Kern Canal, Delta Mendota Canal, and California Aqueduct. It provides additional authorized funding for the Restoration Goal of the San Joaquin River settlement.

All three bills are fairly similar to legislation Senator Feinstein introduced last Congress, which we supported. After soliciting your input, we developed a letter to Senator Feinstein expressing formal Alliance support for all three of these bills.

b. *The Water for Conservation and Farming Act*

Last month, Senators Ron Wyden and Jeff Merkley (D-OREGON) reintroduced S. 963, the "Water for Conservation and Farming Act." The bill would establish a \$300 million fund at Reclamation for water recycling, efficiency, and dam safety projects. The legislation would also authorize another \$40 million to support water and conservation projects in disadvantaged communities. The legislation would authorize \$25 million for fish passage projects through 2029 via the Fisheries Restoration and Irrigation Mitigation Act (FRIMA). Our members in California, Idaho, Oregon, Montana, and Washington are strong supporters and benefactors of FRIMA, which supports voluntary fish screen and passage projects. When funded, this has been a successful program to protect native and endangered fish and other aquatic species. The bill also includes the "Deschutes River Conservancy Reauthorization Act," which would authorize up to \$2 million in funding annually for 10-years for water quality and conservation.

c. *The Watershed Results Act*

Senator Wyden has also reintroduced his *Watershed Results Act* (WRA) in the 118<sup>th</sup> Congress (bill number not yet assigned). Specifically, the Watershed Results Act directs the Secretary of the Interior to work in coordination with the Secretary of Agriculture and the Administrator of the Environmental Protection Agency, to establish two to five watershed restoration pilot programs across the country. To maximize cost effective restoration, each pilot will incorporate predictive data analysis to analyze the watershed to precisely locate the most effective acres for restoration that will make the largest measurable impact and shall establish milestones, outcome targets, an implementation plan, and a timeline for achieving full implementation. Each pilot watershed must work with state, local, and Tribal representatives, nongovernmental organizations, and private sector representatives to achieve these measurable results. Measurable outcomes for these pilots can include a quantifiable reduction in nutrient or sediment runoff or thermal load, quantifiable

increases in dissolved oxygen and surface water or groundwater that functionally benefits fish and wildlife species, and any other quantifiable benefit identified to support watershed restoration.

The Alliance has co-lead the advocacy for this legislation, along with our partners at The Freshwater Trust. If enacted, the bill would break new ground in the way the government and stakeholders approach improving watershed health and maximizing the use of various funding sources in doing so. By using advanced forms of data analytics to identify key acres for restoration projects, the WRA identifies pilot projects and implements the most cost-effective and high-impact restoration activities for watersheds -- the land leading into streams, rivers, or lakes. This work will result in more measurable environmental outcomes using a new results-oriented approach.

d. *The Urban Canal Modernization Act*

Senator Jim Risch (R-IDAHO) has introduced the *Urban Canal Modernization Act* to allow Reclamation aging infrastructure funding to help address repairs for urban canals with extraordinary maintenance issues. Many western canals, like the New York Canal in Idaho's Treasure Valley, have gone from being rural in nature to being surrounded by urban infrastructure over time. Many urban canals need repairs that, if left unattended, could pose substantial danger to the communities that have been built around them. This bill establishes access to existing aging infrastructure funds to address these extraordinary maintenance issues. We support this bill.

e. *The Open Access Evapotranspiration Data Act*

Senator Catherine Cortez Masto (D-NEVADA) and Senator John Hickenlooper (D-COLORADO) earlier this year reintroduced *The Open Access Evapotranspiration (OpenET) Act*, legislation intended to get critical water use data in the hands of farmers, ranchers, and decision-makers for improved water management across the Western U.S. The bill would establish a program to use publicly available data from satellites and weather stations to provide estimates of evapotranspiration (ET), a measure of actual water use. We share the concerns expressed by other agricultural producers in the West regarding this OpenET bill, which would inject major federal funding into the OpenET program. We have proposed alternative language that would scale down the scope, remove the linkage to federal conservation program compliance programs, and address privacy and data quality concerns raised by farm groups through the use of pilot projects.

f. *The Voluntary Agricultural Land Repurposing Act*

Senator Alex Padilla (D-CALIFORNIA) has introduced the *Voluntary Agricultural Land Repurposing Act*, legislation that is intended to build drought resiliency and reduce water use by providing federal funding to states and tribes that work to voluntarily "repurpose" certain agricultural lands. In California, it is estimated that at least 750,000 to 1 million acres of farmland will need to come out of development due to water scarcity. If this land transition is not proactively managed, it could result in increased dust, pests and weeds, and widespread economic impacts. In response, the California State Legislature established the Multibenefit Land Repurposing

Program to help regions “repurpose” agricultural land. Specifically, the federal bill would modify Reclamation’s emergency drought authority and its WaterSMART program to authorize funding for states and tribes to run voluntary and multibenefit land repurposing programs.

Given the current backdrop of recent severe drought conditions in the Western U.S., significantly inflated food costs, global food supply challenges, and a looming global famine, the Alliance believes taking additional Western American agricultural land out of production must be carefully and thoughtfully evaluated. The Alliance worked constructively with Senator Padilla’s office to raise this issue as draft legislation was being contemplated in the last Congress. We’ll continue to advocate for a more narrowly focused, pilot approach, administered by USDA or funded through a state-run program, and intended to be implemented in a voluntary manner, as a last resort.

#### **4. Snake River Dam Forums**

Environmentalists concerned about salmon spawning have advocated to undam the Snake River for decades, focusing their efforts on four dams on the lower part of the Snake, just above its confluence with the Columbia River. Western Republicans in Congress and the *Wall Street Journal* last month pushed back, and publicly highlighted the importance of dams in the Pacific Northwest and their impacts on river commerce, agriculture and energy production. In a one-week period, Republicans from the House of Representatives hosted a Capitol Hill forum on the importance of hydropower and conducted a field tour and hearing in Eastern Washington focusing on plans to breach the dams. The Western Republicans’ hydropower forums took place just days after the *Wall Street Journal* published an editorial explaining how removal of the four lower Snake River dams would make electricity far costlier and harm local residents, with the salmon seeing little benefit. The Biden administration says it has not taken a position on whether it will recommend that Congress authorize breaching the four lower Snake River dams.

#### **5. House Committee Approves FY 2024 Energy-Water Appropriations Bill**

The House Appropriations Committee last month followed the GOP playbook setting FY 2024 spending levels below the spending caps agreed to in the debt ceiling deal and approved their version of the FY 2024 spending legislation last month, with deep cuts to Biden Administration priority renewable energy and climate-related spending. The bill funds the Department of Energy, Corps and Reclamation and passed by a 34-24 vote. The Corps would receive more than \$9.5 billion in the proposal, significantly more than the \$7.4 billion proposed by the Biden Administration in their budget request, and \$900 million more than FY 2023 levels. But Reclamation would see current FY 2023 spending levels slashed by \$91 million, even though the bill calls for FY 2024 spending levels for Reclamation to be \$392.4 million more than the Biden budget request. During the markup, Committee Republicans rejected amendments offered by the Democrats that would have funded Inflation Reduction Act (IRA) climate initiatives, diversity initiatives, or advanced critical race theory.

Republicans say the spending bill would reduce appropriations for programs that are unnecessary

and wasteful and would reprioritize spending that help with the overall economy and our Nation's security. While the bill contains targeted cuts to clean energy, climate, and diversity efforts at the Department of Energy, it also offsets proposed spending increases by clawing back \$6 billion in spending approved in last year's IRA and the 2021 bipartisan Infrastructure Investment and Jobs Act (IIJA). The bill also includes some controversial policy and legislative riders, including Rep. Valadao's (R-CA) H.R. 215, the *WATER for California Act* and Rep. McClintock's (R-CA) H.R. 186, the *Water Supply Permitting Coordination Act* in their entirety. Among other things, the bill would kill the Biden Administration's WOTUS final rule, which has already been significantly weakened by the recent Supreme Court decision in *Sackett v. EPA* (see Item 1).

The Senate Appropriations Committee is planning to markup their version of the bill in the coming weeks, which will likely turn out to be much different than the House counterpart. The Senate Appropriations Committee held two markups last month, including the Agriculture and the Military Construction-Veterans Affairs bill. Senators are skipping subcommittee markups to expedite the process, as they hope to send all 12 spending bills to the floor before August recess. The debt ceiling deal enacted last month included a provision that would reduce FY 2024 spending by 1% across the board if the 12 bills were not enacted by January 1, 2024, incentivizing Congress to move FY 2024 spending bills in 2023.

#### **6. House WWF Subcommittee Legislative Hearing**

The Committee on Natural Resources, Subcommittee on Water, Wildlife and Fisheries last month held a legislative hearing on the following bills:

- H.R. 1607 (Rep. Schweikert), To clarify jurisdiction with respect to certain Bureau of Reclamation pumped storage development, and for other purposes;
- H.R. 3027 (Rep. Porter), "*Reclamation Climate Change and Water Program Reauthorization Act of 2023*"; and
- H.R. 3675 (Rep. Boebert), To amend the Water Infrastructure Improvements for the Nation Act to extend certain contract prepayment authority.

The Alliance is on record for supporting H.R. 3675. Alliance Director Cannon Michael represented the Alliance and the San Luis & Delta-Mendota Water Authority at this hearing. Many thanks to Cannon, who was already planning on being in D.C. for other Authority meetings, for stepping up on this at the last minute. We worked with Authority lobbyists on the written testimony, using, in part, materials we have in our archives on this topic. The concept of contract prepayment was something we started advocating for way back, starting around 2005. It was codified into law in P.L. 111-11, and once again in the 2016 WIIN Act, where this authority expired in 2020. While many districts have already taken advantage of this authority, there are still a few out there who could benefit from having these provisions made permanent.

## 7. 2023 Farm Bill

The House and Senate return this week from a two-week recess for the July 4<sup>th</sup> holiday. Negotiations surrounding the debt ceiling legislation in May delayed much of the progress on other priorities. With that now behind Congress, lawmakers will turn their attention to other matters, including the 2023 Farm Bill. The farm bill is an omnibus, multiyear law that is typically renewed about every five years. All signs point to a short-term extension for several Farm Bill-related provisions from the 2018 Farm Bill covering numerous food and nutrition policies and programs. Like government funding, the Farm Bill expires on September 30, 2023, creating a critical time crunch for lawmakers, who have yet to release draft text of the legislation. House Agriculture Committee Chair GT Thompson (R-Penn.) aims for an early September markup of the House bill. That would leave just a few weeks for the Senate to pass and both chambers to conference the bill.

The Senate and House are on a collision course over the topic of SNAP (food stamp assistance), as reported recently by *Politico Morning Ag*. Senate Agriculture Chair Debbie Stabenow (D-Mich.) told *Politico*, that, from her perspective, Congress is “done” with any discussion around SNAP changes, since the debt limit agreement included some work requirement changes requested by Republicans. But Speaker Kevin McCarthy (R-CALIFORNIA), in his speech last month celebrating the House’s passage of the debt bill, appeared to gear up House Republicans for a farm bill battle over SNAP work requirements. The House Appropriations Committee also approved an annual spending bill last month that would slash funding for climate change and rural energy programs at USDA next year, in the face of strong opposition from minority Democrats.

### a. Alliance Engagement

Engaging in the development of the next 2023 Farm Bill is one of our top priorities this year for the Alliance. The Alliance in April publicly rolled out its “Six Point Plan” intended to guide the organization’s advocacy efforts in Washington, D.C. Passing a 2023 Farm Bill that addresses Western agricultural challenges was a top priority. Flexibility in farm bill conservation title programs is a critical underpinning to successful implementation in the West. For example, climate mitigation should not just focus on carbon reduction and assume that planting more carbon-sequestering trees or no-till farming activities will solve the problem. We want to see 2023 Farm Bill conservation title programs that are administered efficiently and effectively, and support projects like irrigation modernization that provide multiple, stacked benefits, rather than simply focusing on climate fixes. The IRA contains massive funding for climate-smart agriculture through existing Farm Bill conservation programs.

Once again, we’re working with our partners in the Western Agriculture and Conservation Alliance -the “WACC” – on the conservation title. The WACC earlier this year finalized its Farm Bill platform, which, among other things, puts priority on improving implementation of the Watershed and Flood Prevention Operations (“PL-566”) and the Regional Conservation Partnership Program, encouraging active management for grazing, and seeking to provide better and faster conservation program technical assistance and compliance. The Alliance has also been

working with Western Growers and several Western state Farm Bureaus to push more ag-centric priorities, starting with Western Senators and Ag Committee Members. The Congressional Western Caucus in May released its 2023 Farm Bill Priorities, which are fairly closely aligned with those of the Alliance: Supporting Production Agriculture, Improving Voluntary Conservation Programs, Enhancing Forest Health and Active Management, and Strengthening Rural Communities through Development.

b. PL-566 update

Finding ways to make the NRCS PL-566 watershed program implementation nimbler and one that prioritizes projects that generate multiple benefits (like irrigation modernization projects in the West) is one of our priorities for the 2023 farm bill. We've been working with the office of Senator Bennet (D-COLORADO) on draft legislation that will place higher priority on multi-benefit projects and also set mandatory funding levels for PL-566. There is bipartisan interest in the "multi-benefit" part of this, but fiscally conservative Republicans are leery about the mandatory spending provisions of the draft bill.

## JUDICIARY

### 8. Arizona v. Navajo Nation

The Supreme Court of the United States (SCOTUS) last month ruled 5-4 against the Navajo Nation, supporting the U.S. argument that the treaty at issue does not require the federal government to take the affirmative steps that the Navajo Nation contends. The Family Alliance was part of a Western water user *amicus* brief filed in support of the federal government and Arizona in this case. In its decision, the Court specifically recognized the concerns raised in the Western Water Users *amicus* brief and cited that brief. The Court also embraced the Alliance's and water users' argument that water right claims should be made in water right adjudications. We are pleased by the Court's judgment, which eliminates another possible layer of uncertainty regarding Western water decision-making. From a practical standpoint, this decision should eliminate the possibility of a new method being established for tribes to pursue water outside of the established process of filing and pursuing claims in basin-wide adjudications, involving all affected water users and States. Alliance General Counsel Norm Semanko said this demonstrates the importance that *amicus* briefs can play in these kinds of cases.

## ALLIANCE INITIATIVES

### 9. Colorado River Initiative

The Colorado River serves 40 million individuals and irrigates 5.5 million acres of farmland across seven states. More than two decades of drought have significantly diminished flows in the 1,450-mile-long river, and drained water supplies in lakes Powell and Mead, which also provide hydropower to millions of people. The Alliance will continue to underscore the importance of



protecting Western irrigated agriculture, using policy principles adopted by the board of directors in March 2022.

a. DOI Announces Long-Term Colo. River Planning Process

As previously reported, the Colorado River Lower Basin states have coalesced around a plan to voluntarily conserve a major portion of their river water in exchange for more than \$1 billion in federal funds. The availability of those federal funds, as well as improved recent hydrology, helped grease the Lower Basin deal. The June 2023 forecast from the Colorado Basin River Forecast Center shows a projected inflow of 13.85 million acre-feet into Lake Powell for 2023, which is 144% of the average inflow. Now, all 7 Basin states can focus on the critically important long-term solution: advancing the process for the development of new operating guidelines replacing the 2007 Colorado River Interim Guidelines for Lower Basin Shortages and the Coordinated Operations for Lake Powell and Lake Mead at the end of 2026.

The Department of the Interior last month initiated a formal process for the development of a long-term but interim operating plan for the Colorado River Basin, commencing a multiyear process that will shape the future of the river. The Bureau of Reclamation will oversee efforts to create a new operating plan for the river and its reservoirs. The agency expects to release a draft proposal for public comment late in 2024. Now, Reclamation is taking comments on what stakeholders would like to see (or not see) in a new operating plan for the system through a 60-day comment period. The *Federal Register* notice also revealed that Reclamation plans to release a web-based tool that will allow users to "explore, create, and compare potential operating strategies" for the Colorado River. The online tool is set to be released in the fall of this year.

b. Alliance Actions

Colorado River policy engagement has been a top priority for the Alliance in recent years. I spent nearly a week in May in Arizona, where I spoke to the Yuma Fresh Vegetable Association industry briefing and at the CLE Colorado River Law conference in Scottsdale. Alliance President Pat O'Toole spoke at the 43<sup>rd</sup> Annual Conference on Natural Resources at the Getches-Wilkinson Center for Natural Resources, Energy and the Environment on June 9. Pat participated in a panel titled, "How Can Agriculture Thrive with Less Water?", and his fellow panelists were Meghan Scott (who works for Advisory Committee member Wade Noble's law firm in Arizona), Mark Squillace (University of Colorado Law School) and Jim Holway (Babbitt Center for Land and Water Policy). The panel discussion took place following opening remarks by former Interior Secretary Bruce Babbitt, who continued his criticism of agricultural water use. [Wyoming Rancher Says Stop Blaming Agriculture For Colorado River Crisis](#) is a good story that captures some of Pat O'Toole's comments at the Colorado River conference in Boulder.

Our recent outreach work generated some interest from journalists in the weeks that followed. I authored a 7,500-word article on Colorado River agricultural water that will be the cover story for this month's *The Water Report*. That publication provides monthly detailed analyses from a variety

of industry experts across the West who are trying to address challenging water issues. Hopefully, it will provide an opportunity to tell a story much different from this garbage: "[Hay – yes, hay – is sucking the Colorado River dry](#)" - another horrible piece from the interns at *High Country News*. Also – check this out and maybe you can change your diet to help the drought: [The Hidden Link Between Western Water Crisis and Our Food Choices - One Green Planet](#).

I also did an interview with a D.C. trade publication, an *Agri-Pulse* reporter and an ag journalist from Colorado. Here's the *Agri-Pulse* story: <https://www.agri-pulse.com/articles/19520-colorado-river-water-cutbacks-could-hit-alfalfa-yields-livestock-producers>. Alliance Advisory Committee Member Tina Shields (Imperial Irrigation District) and our friends Mike Wade (California Farm Water Coalition) and Stefanie Smallhouse (Arizona Farm Bureau President), are also quoted, among others. I was recently quoted in *NACSAA News*, a quarterly compilation of climate smart agriculture developments in this story: "[States Reach Deal to Protect Drought-Stricken Colorado River](#)". *Irrigation Today* magazine also interviewed me for this story: "[Water agreement quells the flames of Colorado river dissension](#)".

Pat O'Toole is featured in a soon-to-be-released documentary called "Green Desert", which Pat and I recently previewed. It's powerful, and Pat is prominently featured, being interviewed on the roof of the hotel before our conference in Reno last February. On Friday, I talked with a producer of a feature-length documentary that is being developed on the ongoing water situation in the Western US. The producers were compelled by Pat's statements at the recent Getches-Wilkinson Center's Summer Conference in Boulder. Pat will likely be included in the final film.

#### **10. 2023 Farmer Lobbyist Trip**

As previously reported, we plan to schedule the 2023 Alliance farmer lobbyist trip for this fall in D.C. After polling those of you who are interested in traveling back to D.C. this fall, the majority of those who responded said **the week of September 25** works for them. That means September 25 (Monday) will be a travel day, we'll have two solid days of meetings on Tuesday and Wednesday, some more meetings on Thursday morning, with Thursday p.m. and Friday a.m. set aside as times to travel back West. Please mark your calendars!

### **ADMINISTRATIVE & MISCELLANEOUS**

- I'll be traveling to Palm Springs (CALIFORNIA) later this month and making a presentation with Mike Wade (California Farm Water Coalition) to the Agricultural Media Summit, which will be attended by over 100 journalists from around the country.

*This is a quick summary of just a few of the issues the Alliance has been engaged in. Please do not hesitate to contact me at [dan@familyfarmalliance.org](mailto:dan@familyfarmalliance.org) if you would like further information about what the Alliance is doing to protect water for Western irrigated agriculture.*