

REGIONAL WATER AUTHORITY EXECUTIVE COMMITTEE AGENDA

June 26, 2019; 8:30 a.m.
5620 Birdcage Street, Suite 110
Citrus Heights, CA 95610
(916) 967-7692

AGENDA

The public shall have the opportunity to directly address the Board on any item of interest before or during the Board's consideration of that item. Public comment on items within the jurisdiction of the Board is welcomed, subject to reasonable time limitations for each speaker. Public documents relating to any open session item listed on this agenda that are distributed to all or a majority of the members of the Board of Directors less than 72 hours before the meeting are available for public inspection in the customer service area of the Authority's Administrative Office at the address listed above. In compliance with the Americans with Disabilities Act, if you have a disability and need a disability-related modification or accommodation to participate in this meeting, please contact the Executive Director of the Authority at (916) 967-7692. Requests must be made as early as possible, and at least one full business day before the start of the meeting. The Executive Committee may consider any agenda item at any time during the meeting.

1. **CALL TO ORDER AND ROLL CALL**
2. **PUBLIC COMMENT:** Members of the public who wish to address the committee may do so at this time. Please keep your comments to less than three minutes
3. **CONSENT CALENDAR**
 - a. Minutes of the May 22, 2019 Executive Committee meeting
Action: Approve the May 22, 2019 Executive Committee meeting minutes
4. **LEGISLATIVE/REGULATORY UPDATE**

Information Update: Ryan Ojakian, Legislative and Regulatory Affairs Manager

Action: Ratification of the Oppose Unless Amended Position on AB 402.

Action: Ratification of Letters Related to Safe Drinking Water.

Action: Ratification of Letter opposing SB 1 Unless Amended.

Action: Take a support position on Federal Drought Resiliency and Water Supply Infrastructure Act.
5. **BAY-DELTA WATER QUALITY CONTROL PLAN VOLUNTARY SETTLEMENT AGREEMENTS**

Information and Discussion: Jim Peifer, Incoming Executive Director, and Ryan Bezerra, General Counsel
6. **RWA STRATEGIC PLAN UPDATE**

Information and Discussion: Rob Swartz, Interim Executive Director

Action: Recommend RWA Board Approval of Amendments to the RWA Strategic Plan
7. **REGIONAL WATER RELIABILITY PLAN**

Information Update: Rob Swartz, Interim Executive Director

Action: Recommend RWA Board Approval of Resolution 2019-09 to Adopt the RWA RWRP

8. **RWA JULY 11, 2019 BOARD OF DIRECTORS MEETING AGENDA**
Action: Approve July 11, 2019 Board of Directors Meeting Agenda
9. **EXECUTIVE DIRECTOR'S REPORT**
10. **DIRECTORS' COMMENTS**

ADJOURNMENT

Upcoming meetings:

Upcoming Executive Committee Meetings – July 24, 2019 and August 28, 2019 at 8:30 a.m. at the RWA office

Next RWA Board of Directors' Meeting – Thursday, July 11, 2019, at 9:00 a.m. at the RWA office

The RWA Executive Committee Meeting electronic packet is available on the RWA website at <https://rwah2o.org/meetings/board-meetings/> to access and print the RWA Board electronic packet.

June 26, 2019

AGENDA ITEM 3a: CONSENT CALENDAR

Minutes of the May 22, 2019 Executive Committee meeting

Action: Approve the May 22, 2019 Executive Committee meeting

1. CALL TO ORDER

Chair Schubert called the meeting of the Executive Committee to order at 9:52 a.m. Individuals in attendance are listed below:

Executive Committee Members

Ron Greenwood, Carmichael Water District
Marcus Yasutake, City of Folsom
Michelle Carrey, City of Sacramento
Debra Sedwick, Del Paso Manor Water District
Paul Schubert, Golden State Water Company
Brent Smith, Placer County Water Agency
Kerry Schmitz, Sacramento County Water Agency
Dan York, Sacramento Suburban Water District
Pam Tobin, San Juan Water District

Staff Members

Rob Swartz, Ryan Ojakian, Nancy Marrier, Amy Talbot, Cecilia Partridge, Monica Garcia and Ryan Bezerra, legal counsel.

Others in Attendance

None.

1. CALL TO ORDER AND ROLL CALL

2. PUBLIC COMMENT

None.

3. CONSENT CALENDAR

The minutes from the April 24, 2019 Executive Committee meeting and minutes from the April 26, 2019 and May 13, 2019 Special Closed Session Executive Committee meetings. It was noted on the April 24, 2019 minutes under agenda item 11 to add the notation “No action was taken in Closed Session,” and in the last paragraph under agenda item 12, the spelling of “Cosumnes” was corrected.

Motion/Second/Carried (M/S/C) Ms. Tobin moved, with a second by Ms. Sedwick, to approve the consent calendar items with the noted changes to the April 24, 2019 Executive Committee Meeting minutes. The motion carried by the unanimous voice vote of all directors present.

4. POLICY 400.1 APPENDIX G UPDATE

Rob Swartz, Interim Executive Director, reported that changes were made to Policy 400.1, *Employee and Retiree Health Benefits* in March, 2019. To update the amendments, RWA's special counsel, Best, Best & Krieger LLP, recommended rewriting the policy's Appendix G. to be in conformance with the updated policy. The revised and original versions of the appendix were included in the packet.

M/S/C Mr. Yasutake moved, with a second by Ms. Schmitz, to recommend Board Approval of Amended RWA Policy 400.1, Appendix G. The motion carried by the unanimous voice vote of all directors present.

5. LEGISLATIVE/REGULATORY UPDATE

Ryan Ojakian, Legislative and Regulatory Affairs Manager, gave an update that there has been significant movement on the Water Tax. The Senate Budget approved \$150 million from general funds for safe drinking water. The Assembly has not concurred in that action. An option to replace the \$150 million from general funds from other sources including a water tax has been left open. The budget conversation is ongoing.

He said that the Assembly passed AB 217 (E. Garcia), and AB 134 (Bloom), the Assembly policy package on safe drinking water, out of Appropriations committee. The trust was removed from AB 217 and agricultural taxes were increased. It seems likely that the bills will be taken up on the Assembly floor sometime before May 31st. If the Senate Budget proposal and SB 200 takes effect, it would fund and put in place governance of safe drinking water funds. The proposal does not include a tax on Agriculture nor nitrate contamination enforcement relief. It is not known what position the Agricultural community or the environmental justice community will take on the Senate proposal.

At the time of this update, the Assembly had not taken a budget action. It is not currently known where the Administration stands on the various proposals, but there are indications that it is supportive of the Senate budget proposal. It is most likely that safe drinking water will move to budget conference committee to be resolved. The budget must be approved by the Legislature by June 15th.

AB 508 (Chu) is related to safe drinking water, but would focus on private domestic well owners that are a barrier to consolidation projects. The bill would make those private well owners ineligible for state funds available to address safe drinking water. There was discussion on how this bill might affect private domestic wells and rural water users.

SB 134 (Hertzberg) was introduced to address double jeopardy under the water efficiency “water use objective” established under AB 1668 (Friedman) and SB 606 (Hertzberg) in 2018 and the water loss standards established under SB 555 (Wolk, 2015). RWA took a support position on the introduced version of the bill, which would have removed enforcement on water loss under the SB 555 standards. The bill was amended to remove enforcement only if, as determined by the State Water Resources Control Board, water loss is the sole reason for noncompliance with the water use objective and the water loss standard under SB 555 is separately being enforced.

Mr. Greenwood entered the meeting.

Mr. Bezerra referred to RWA Policy 100.5 on External Issues which *“...provides a unified voice to advocate and respond to legislative, regulatory and policy matters of importance to the region’s water supply.”* This policy gives Mr. Ojakian the ability to be flexible and move as quickly as necessary on legislature issues.

M/S/C Mr. Yasutake moved, with a second by Ms. Schmitz, to take a support position on the Senate Budget Proposal. The motion carried by the unanimous voice vote of all directors present.

M/S/C Ms. Tobin moved, with a second by Mr. Yasutake, to move from a support position to a support if amended position on SB 134. The motion carried by the unanimous voice vote of all directors present.

6. REGIONAL SMART CONTROLLER PROGRAM

Amy Talbot, Senior Project Manager said that staff is seeking support for the implementation of a Regional Smart Controller Program (Program). The Sacramento region’s residential outdoor water use is estimated to be between 50-60 percent of a household’s total use. The goal of the Program is to convert higher water use households to more water efficient households through the installation of smart controllers to manage outdoor water use. The Program timeline is June 2019-March 2020 with an opportunity to extend further into 2020 and beyond, pending RWA approval and available funding. Current funding for the Program totals \$110,000 from a California Department of Water Resources grant and does not have a local water supplier funding match requirement.

The Program has four main tasks to provide Program design and administration framework, provide marketing, online sign up platform, customer assistance, and training and installation services necessary to implement a “turnkey” multiagency smart controller program, to develop

and provide Program evaluation metrics and provide program status and completion reports.

There are optional opportunities to expand the Program into other parts of northern California, in partnership with RWA, pending partner water agency approval and available funding.

According to RWA Policy 300.2 Professional Services Selection and Contracting Services, any consulting contract exceeding \$50,000 requires a competitive selection process by issuance of a Request for Qualifications (RFQ) and approval of selected consultant by the Executive Committee. RWA staff issued an RFQ on April 11, 2019 to sixteen consulting firms with known experience in smart controller equipment and programs. One proposal was received from Rachio (submitted in partnership with their subcontractor, Valley Soil).

After review and discussion of the proposal, the proposal review panel unanimously agreed to recommend Rachio/Valley Soil as the consultant for this program to the RWA Executive Committee. Rachio/Valley Soil demonstrated a past history of similar projects in California, industry standard landscape/irrigation staff qualifications, a robust customer service and marketing package, and a reasonable fee schedule.

M/S/C Mr. Yasutake moved, with a second by Mr. York, to approve contractor selection for the Regional Smart Controller Program and authorize the Interim Executive Director to enter into a contract with Rachio/Valley Soil. The motion carried by the unanimous voice vote of all directors present.

7. AQUIFER STORAGE AND RECOVERY PROJECT

Rob Swartz, Interim Executive Director, said that during development of the RWA Regional Water Reliability Plan, a strong interest in potentially employing aquifer storage and recovery (ASR) wells as a potential means of improving water supply reliability was expressed. Little is known about the costs, favorable conditions, water quality issues, and legal/regulatory issues around the use of ASR. In the region, only the cities of Roseville and Woodland currently use ASR wells. With respect to ASR is the increased storage potential of surface water directly into the groundwater basin as part of the proposed Sacramento Regional Water Bank.

This project has secured consulting services to provide expertise in addressing the unknowns giving agencies in the region a strong basis in deciding on the use of ASR. The Executive Committee approved the selection of GEI Consultants following a Request for Qualifications process on October 24, 2018.

Staff has been working with proposed participants to develop the draft project agreement that was included in the packet. An estimated 11 RWA

member agencies are expected to participate in the project. The not-to-exceed budget for the project, including RWA staff time, is \$60,000.

M/S/C Ms. Sedwick moved, with a second by Ms. Tobin, to approve Regional Aquifer Storage and Recovery Information Project Agreement. The motion carried by the unanimous voice vote of all directors present.

8. PROPOSITION 1 INTEGRATED REGIONAL WATER MANAGEMENT IMPLEMENTATION GRANT APPLICATION PROJECT

Mr. Swartz said that the Department of Water Resources (DWR) released its Proposition 1, Round 1 Integrated Regional Water Management (IRWM) Implementation Grant Proposal Solicitation Package (PSP). Based on the draft PSP, RWA had been in touch with its IRWM stakeholders to identify projects that would be eligible and a regional priority for pursuing funding. Staff identified 11 priority projects and has worked with the IRWM Advisory Committee to recommend projects for advancement to pursue an estimated \$8 million in grant funding.

RWA has reviewed the PSP and believes that staff can complete the application with direct participation of each of the project proponents. Staff prepared a draft project agreement that was included in the packet, and was being reviewed by the project proponents. The proposed participants include seven RWA members, one RWA associate member, the RWA Water Efficiency Program (representing multiple members), and one RWA non-member. The project agreement covers the completion of the PSP only. If the funding request is successful, a separate project agreement would be developed to manage the grant. The not-to-exceed budget for the project is \$24,960.

M/S/C Ms. Schmitz moved, with a second by Mr. York, to approve 2019 Proposition 1 Implementation Grant Application Project Agreement subject to participant approval and legal counsel review. The motion carried by the unanimous voice vote of all directors present.

9. 2018 GROUNDWATER SUBSTITUTION TRANSFER REPORT PROJECT

Rob Swartz, Interim Executive Director, said that staff has previously reported to the RWA Board and Executive Committee on the 2018 Regional Groundwater Substitution Transfer, which involved six RWA member agencies including San Juan Water District, Citrus Heights Water District, Fair Oaks Water District, Carmichael Water District, City of Sacramento, and Sacramento Suburban Water District. In early 2019, staff was approached by San Juan Water District, acting as the manager of funds received from the transfer, on behalf of the participating agencies seeking

assistance with preparing groundwater level contour maps and hydrographs associated with final reporting requirements for the transfer.

RWA staff researched options including talking with consultants who have previously prepared this type of information for us and determined that the project was too small for the consultants and it would be preferable to complete the work using RWA staff. Mr. Swartz consulted with RWA legal counsel on a mechanism to reimburse RWA staff time and the direct expense of the software needed to complete the task, and an agreement was recommended. The agreement has been agreed to as to form by San Juan Water District as the fiscal agent for the transfer group. Mr. Swartz reported that the agreement would result in the collection of \$3,080 in unplanned staff revenue in the current fiscal year.

M/S/C Mr. Yasutake moved, with a second by Mr. Greenwood, to Authorize the Interim Executive Director to Execute the Agency Agreement to Provide Support for final Report Preparation. The motion carried by the unanimous voice vote of all directors present.

10. RWA JUNE 13, 2019 BOARD OF DIRECTORS MEETING AGENDA

It was suggested that an agenda item be added to the RWA June 13, 2019 Board of Directors meeting agenda if, after discussion, Mr. Swartz, Mr. Ojakian and Mr. Bezerra determine a need to reaffirm existing policy principles.

M/S/C Ms. Sedwick moved, with a second by Mr. Yasutake, to approve the June 13, 2019 Board of Directors Meeting Agenda with the suggested addition if determined necessary. The motion carried by the unanimous voice vote of all directors present.

11. EXECUTIVE DIRECTOR'S REPORT

Mr. Swartz reported that a response to the Letter of Interest submitted to the Bureau of Reclamation is expected May 24th that will include an invitation for a full application to be submitted.

Mr. Swartz gave a presentation to the Sacramento Suburban Water District Board at their May 20, 2019 Board meeting on the Sacramento Regional Water Bank, Phase 1 and the Regional Aquifer Storage and Recovery projects.

12. DIRECTORS' COMMENTS

Mr. York reported that Sacramento Suburban Water District will be bringing to their board in June a proposed water rate increase.

Ms. Tobin confirm that the June 13, 2019 RWA Board meeting will begin at 10:30 a.m. and the June 13, 2019 SGA Board meeting will begin at 1:00 p.m.

Chair Schubert said that Golden State Water Company has a proposed decision from the judge on their general rate case.

- 13. CLOSED SESSION – PUBLIC EMPLOYEE APPOINTMENT
(Government Code §§ 54954.5(e), 54957(b)(1))
Title: Executive Director**
- 14. CLOSED SESSION – CONFERENCE WITH LABOR NEGOTIATORS
Government Code, §§ 54954.5(f), 54957.6)
Agency designated representatives: Paul Schubert, Kerry Schmitz
and Marcus Yasutake
Unrepresented employee: Executive Director**
- 15. REPORT FROM CLOSED SESSIONS**

There was nothing to report from Closed Session.

ADJOURNMENT

The closed session convened at 10:49 a.m. and adjourned at 11:05 a.m. With no further business to come before the Executive Committee, Chair Schubert adjourned the meeting at 11:06 a.m.

By:

Chairperson

Attest:

Nancy Marrier, Board Secretary / Treasurer

AGENDA ITEM 4: LEGISLATIVE/REGULATORY UPDATE

BACKGROUND:

On June 9th the budget conference committee (a joint body between the Senate and Assembly), approved a funding “compromise” for safe drinking water of \$130 million annually out of Greenhouse Gas Reduction Funds. The state budget passed on June 13th included \$133.4 million in the 2019-2020 fiscal year to address safe drinking water. A subsequent budget trailer bill (bills that make specifications on the passage of the larger budget) is still pending, and is expected to include the long-term funding in the budget conference committee compromise.

RWA communicated an “oppose unless amended” position to the Legislature on AB 402 (Quirk). This action was taken urgently when it became clear that the bill is intended to allow the State Water Board to impose fees on all water systems. Those fees would be used to help fund work related to counties assuming the regulatory responsibilities of the State Water Board through local programs known as local primacy agencies (LPAs) that regulate small water systems under 199 connections. Along with ACWA and many water agencies, RWA immediately communicated its position as an urgent matter at that time. RWA’s communication was under Policy 100.5 (attached), which allows for such immediate communications with the agreement of RWA legal counsel. Legal counsel concurred that AB 402’s potential grant of fee authority to the State Water Board in relation to all water systems would be inconsistent with RWA’s policy principles concerning public goods charges/water taxes.

There is a request for RWA to join a recently formed coalition to address wildfire liability. There was a lengthy conversation at the June 19th Advocacy meeting on this subject that resulted in uniform support of joining. The issue is under existing law utilities (including water utilities) are under strict liability for damages that result from a wildfire, even if they have not been negligent in the management of the utility and they were not responsible for starting the fire. This is an issue that the Legislature is likely to take action on in the final months of the legislative session. In broad terms there are two approaches under consideration: 1) addressing the strict liability standard, or 2) developing a statewide pooled risk account. Joining the coalition would provide RWA with an opportunity to engage more extensively in the issue, but it would not commit RWA to any proposal. ACWA, EID, Cal Am, and the California Water Association are all members of the coalition. The coalition policy principles are as follows:

- Reduce the chances of catastrophic wildfires through an enhanced focus on ensuring compliance with wildfire mitigation plans and prudent maintenance and operation of electric infrastructure.

- Establish clear and fair rules of responsibility to help victims quickly recover from wildfires and implement reforms that prevent public drinking water systems, among other things, from being blamed and held responsible for fires they don't start.
- Maximize each community's fire protection capabilities by encouraging public drinking water suppliers to establish protocols for wildfire response in their Emergency Response Plans and coordinate the preparation of their Emergency Response Plans with first responders, including local fire departments.

Last week Senator Feinstein and others introduced the "Drought Resiliency and Water Supply Infrastructure Act", which would provide a variety of additional federal funding, including for groundwater storage projects. The groundwater bank would be eligible for the groundwater storage project funding. The RWA JPA Agreement provides for the Authority to "Take and advocate on External Policy Issues in a manner consistent with any policies adopted by the Board of Directors to govern the taking and advocacy of such positions" (Article 7.a.13.), with "External Policy Issues" defined, in part as "state and federal legislation and regulatory issues." RWA's policy principles state support for legislation that provides funding for local and regional water resources infrastructure projects.

Lastly, there are four coalition letters (attached) that the Interim Executive Director has taken action on following consultation with RWA legal counsel to support a non-water tax budget solution and to oppose unless amended SB 1 due to impacts on the voluntary agreements. Those letters are attached, along with the "oppose unless amended" position on AB 402. Staff is requesting executive committee ratification in conformance with RWA Policy 100.5.

STAFF RECOMMENDATION:

Information Update: Ryan Ojakian, Legislative and Regulatory Affairs Manager

Action: Ratification of the oppose unless amended position on AB 402.

Action: Ratification of letters related to safe drinking water.

Action: Ratification of coalition letter opposing SB 1 unless amended.

Action: Take a support position on Federal Drought Resiliency and Water Supply Infrastructure Act.

REGIONAL WATER AUTHORITY POLICIES AND PROCEDURES MANUAL

Policy Type : General
Policy Title : Policy on External Issues
Policy Number : 100.5
Date Adopted : March 8, 2012
Date Amended : November 14, 2013

POLICY ON EXTERNAL ISSUES

I. INTRODUCTION

The Authority's Amended and Restated Joint Exercise of Powers Agreement (JPA Agreement) lists as one of the Authority's goals, to *"Provide a unified voice to advocate and respond to legislative, regulatory and policy matters of importance to the region's water supply."* (Article C.5)

Among its powers, the JPA Agreement provides for the Authority to "Take and advocate on External Policy Issues in a manner consistent with any policies adopted by the Board of Directors to govern the taking and advocacy of such positions" (Article 7.a.13.), with "External Policy Issues" defined as *"state and federal legislation and regulatory issues; judicial matters having broad applicability to the mission and/or Members and Contracting Entities of the Regional Authority; and water projects or actions of entities other than Members or Contracting Entities that may impact the region (Article 3.g)."*

The scope of these powers is further defined by limitations in Article 7.b that state,

"To ensure that the Regional Authority does not take a position in conflict with Members' or Contracting Entities' interests on local issues that are not External Policy Issues, the written consent of all Members and Contracting Entities (i.e., the unanimous consent of those entities, not just those present at a Board of Directors meeting, or a quorum of the Members and Contracting Entities) shall be required before the Regional Authority adopts formal positions on such local issues. For purposes of this Article 7.b, the term "local issues" includes, but is not limited to, local land use decisions, local ordinances, projects in this region of individual Members or Contracting Entities and disputes or agreements among Members and/or Contracting Entities concerning the region. The Regional Authority also will not take a position on any judicial or regulatory matter involving a Member or Contracting Entity as a party that otherwise would be an External Policy Issue

without the consent of that Member or Contracting Entity. Notwithstanding any other portion of this Article 7.b, the Regional Authority may express support for a project of a Member or Contracting Entity to other entities where the project promotes the mission of the Regional Authority and where the support position is consistent with adopted Board policy or policies.

This policy states the manner in which the Authority will implement the JPA Agreement's provisions in Articles 7.a.13 and 7.b.

II. DEFINITIONS

The following definitions apply to this policy of the Authority.

- a. "External Policy Issues" include state and federal legislation and regulatory issues; judicial matters having broad applicability to the mission and/or Members and Contracting Entities of the Regional Authority; and water projects or actions of entities other than Members or Contracting Entities that may impact the region."
- b. "Policy Principles" are high level statements of policy with respect to External Policy Issues that support the mission of the Authority and broadly support the interests of the Members and Contracting Entities, including, without limitation, a legislative and regulatory agenda.
- c. "Policy Positions" are statements regarding specific matters on which, consistent with adopted Policy Principles, the Authority may advocate in writing or in person at appropriate venues.

III. DEVELOPMENT AND APPROVAL OF POLICY PRINCIPLES

For the Authority to effectively represent the interests of its Members and Contracting Entities on External Policy Issues, the Authority will develop and adopt Policy Principles on specific topics, including an annual legislative and regulatory agenda, and approve such Policy Principles as follows.

1. Development of Policy Principles. As and when appropriate, the Executive Director, in consultation with the Executive Committee and interested Members or Contracting Entities, will develop proposed Policy Principles on issues that are reflected in, or the Executive Director expects to be reflected in: (A) legislation in the California Legislature or Congress; (B) state or federal regulatory processes, (C) judicial proceedings with broad applicability to the mission of the Authority or the interests of its Members and Contracting Entities; or (D) water projects or actions of entities other than Members or Contracting Entities that may impact this region.

2. Approval of Proposed Policy Principles for Circulation. The Executive Director will present proposed Policy Principles to the Executive Committee for approval before circulating those proposed Policy Principles to the Authority's Members and Contracting Entities for their possible consent.
3. Authority Adoption of Policy Principles. Proposed Policy Principles will become the Authority's official stance on issues if approved by the Authority's Members and Contracting Entities pursuant to this policy. Adoption may be accomplished through written response of the Members and Contracting Entities, through a vote at a meeting of the Board of Directors of the Authority, or through a combination of the two at the discretion of the Executive Committee. In any case, adoption of proposed Policy Principles by the Authority shall require:

Affirmative approval of the Policy Principles by not less than one-half (50%) of the Members and Contracting Entities collectively.

AND

Not more than one-quarter (25%) of Members and Contracting Entities that respond or vote, collectively opposing the Policy Principles.

Adoption through Written Approval - Written response shall be provided by one board representative from each Member or Contracting Entity. If there is a conflict between responses from a Member's or Contracting Entity's Board representatives or alternates, then: (A) the response reflecting the official position adopted by the Member's or Contracting Entity's governing body or officer will govern over any other response; and (B) if there is no such official response from a Member, then the response by an elected official of a Member will govern over a response by an employee of the Member. Responses from Members or Contracting Entities shall be one of the following: 1) written approval of the proposed principles, 2) a written statement of abstention, or 3) written opposition to the proposed principles. Members and Contracting Entities will respond within ten (10) working days following notification as defined below for their position on the proposed Policy Principles to be recorded. Responses will be tallied at the end of the 10-working-day period. Working days shall be Monday through Friday, not including state or federal holidays. The deadline may be extended beyond ten working days at the discretion of the Executive Committee or Executive Director.

Any Member or Contracting Agency may request, within the first five days of the 10-working day period, that the item being addressed be considered at a meeting of the Board of Directors and no action shall be taken until such Board meeting occurs.

Adoption through Board Vote – If adoption is by vote of the Board, the percentages for approval above must be based on the total number of active Members and Contracting Entities, not just those present at the Board meeting.

4. Notification. When written adoption is solicited, Members and Contracting Entities will be notified of Policy Principles proposed for adoption by email to each of the identified Board representatives and alternates, providing the proposed Policy Principles as well as the deadline for response. The representatives for each Member and Contracting Entity that has not responded will be reminded by email and by phone not less than three working days prior to the deadline for response. The Authority will update contact information for Board representatives whenever notified by a Member or Contracting Entity, and will request the update of contact information in January and July of each year. To ensure Members and Contracting Entities have ample opportunity to respond, email notifications will include the subject line “RWA Proposed Policy Principles for Consideration” and will be sent with high priority status. It is the responsibility of Members and Contracting Entities to ensure that their contact information is current and accessible.

Proposed Policy Principles will be circulated to the Board as soon as practicable after the Executive Committee approves them for circulation. When approval of Policy Principles is sought through vote of the Board, Members and Contracting Entities also will be notified of Policy Principles proposed for adoption by email to each of the identified Board representatives and alternates at least 72 hours prior to the meeting of the Board. Such notification will provide the proposed Policy Principles as well as the time, date, and location of the Board meeting. The matter for consideration will also be publicly noticed in accordance with Brown Act requirements.

5. Notification of Vote on Policy Principles. The Authority will retain the response of each Member and Contracting Entity on any proposed Policy Principles. The Authority will distribute a tally of those responses to the Members and Contracting Entities in the materials for the next Board meeting after the close of any period for responses to the proposed Policy Principles. At that meeting, the Executive Director will report the vote on the proposed Policy Principles.
6. Duration of Policy Principles. For purposes of this policy, Policy Principles will remain valid for three years after their approval, unless superseded by new, modified, or amended Policy Principles. Policy Principles approved before the effective date of this policy will be valid for three years from that effective date. After three years, Policy Principles must be reapproved by

Members and Contracting Entities pursuant to this policy to continue to represent the position of the Authority.

IV. IMPLEMENTATION OF POLICY POSITIONS

The Authority will use the adopted Policy Principles to develop and advocate for specific Policy Positions. It will be necessary for the Authority to use judgment and to consider rapidly changing conditions as it endeavors to advocate on behalf of the Members and Contracting Entities. Advocacy activities will be governed by this policy.

1. Positions on Particular Versions of Legislation, Regulatory Proposals, and Water Projects or Actions. The Executive Director may express, to any interested organization or person, an Authority position on a particular bill being considered by the California Legislature or Congress, any version of any such bill, any regulatory proposal being considered by a state or federal agency or any water project or action that is an External Policy Issue if, prior to expressing that position:
 - (A) The Executive Committee finds that the Executive Director's proposed position would be consistent with all relevant Policy Principles approved under this policy; or
 - (B) The Executive Director finds in writing, with the written concurrence (which may include e-mail) of the Authority's General Counsel or the General Counsel's designee, that:
 - (i) Immediate action is necessary to protect the interests of the Authority's Members and Contracting Entities;
 - (ii) The Executive Director's proposed position is consistent with all relevant Policy Principles approved under this policy; and
 - (iii) It would be impractical to call an Executive Committee meeting to consider the Executive Director's proposed position before the Authority must act to protect the interests of the Authority's Members and Contracting Entities.
2. Ratification of Emergency Positions. If the Executive Director takes a position under Section IV.1.(B) of this policy, then the Executive Director will report his or her action to the Executive Committee at that Committee's next meeting. If the Executive Committee does not concur with the position taken by Executive Director, then the Executive Director will communicate the position ultimately approved by the Executive Committee to the same interested parties to whom the Executive Director communicated said position.

3. Litigation. The Authority may take a position on litigation consistent with approved Policy Principles with the Executive Committee's approval. Consistent with this policy, the Authority may take a position on litigation by filing formal *amicus curiae* briefs or through other measures consistent with any applicable court rules. No expenditure of funds for *amicus curiae* briefs shall be expended without approval of the Executive Committee or as otherwise provided in the Board adopted Policies and Procedures.
4. Support of Projects of Members and Contracting Entities. The mission of the Authority includes assisting Members, "in protecting and enhancing the reliability, availability, affordability, and quality of water resources." (JPA Agreement, Recital B.) The Executive Director may express, to any interested organization or person, an Authority position in support of a project of a Member, Contracting Entity, or other entity that promotes this regional mission, including, but not limited to those incorporated into the integrated regional water management plan, if, prior to expressing that position the Executive Director complies with the procedures in Section IV.1 of this policy and obtains any necessary Executive Committee ratification under Section IV.2 of this policy, and if there is no readily available, documented opposition to the project by another Member or Contracting Entity.

V. LIMITATIONS

1. No Authority to Oppose Projects of Members or Contracting Entities. Notwithstanding any other part of this policy, the Authority shall not take a position opposing a project under the jurisdiction of a Member or Contracting Entity unless that specific position is approved unanimously pursuant to Article 7.b of the JPA Agreement. Additionally, the Authority's position on a project shall not have an adverse effect on any member agency without unanimous approval."
2. No Authority to Take Positions on Land Use Issues. Notwithstanding any other part of this policy, the Authority shall not take a formal position on the policies, decisions or actions of any local government under its land use authority unless that specific position is approved unanimously pursuant to Article 7.b the JPA Agreement.
3. No Authority to Take Positions on Local Issues. Notwithstanding any other part of this policy, the Authority shall not take a formal position on local issues, as defined in Article 7.b of the JPA Agreement, unless that specific position is approved unanimously pursuant to that Article 7.b.
4. Should a dispute arise as to whether a limitation applies, the full Board shall make the determination.

May 30, 2019

The Honorable Holly J. Mitchell, Chair
Conference Committee on the Budget
State Capitol, Room 5050
Sacramento, CA 95814

The Honorable Philip Ting, Vice-Chair
Conference Committee on the Budget
State Capitol, Room 6026
Sacramento, CA 95814

Re: Senate Safe Drinking Water Plan: SUPPORT

Dear Chair Mitchell and Vice Chair Ting,

The below-listed organizations **SUPPORT the Senate Safe Drinking Water Plan with its General Fund solution:**

Association of California
Water Agencies
Bella Vista Water District
Building Owners and
Managers Association of
California
CalDesal
California Business
Properties Association
California Municipal
Utilities Association
Calleguas Municipal
Water District
Carmichael Water District
Centerville Community
Services District
City of Compton
City of Fairfield
City of Fresno
City of Lakewood
City of Shasta Lake
Contra Costa Water
District
Crestline-Lake Arrowhead
Water Agency
Cucamonga Valley Water
District
East Valley Water District

Eastern Municipal Water
District
El Dorado County Joint
Chambers Commission
El Toro Water District
Elk Grove Chamber of
Commerce
Elsinore Valley Municipal
Water District
Florin Resource
Conservation District/Elk
Grove Water District
Folsom Chamber of
Commerce
Humboldt Bay Municipal
Water District
Indian Wells Valley Water
District
International Council of
Shopping Centers
Irvine Ranch Water
District
Kern County Water
Agency
Kinneloa Irrigation District
Las Virgenes Municipal
Water District
League of California Cities

Long Beach Water
Department
Mesa Water District
Mojave Water Agency
Municipal Water District
of Orange County
National Association of
Industrial and Office
Properties – California
Chapters
North Marin Water
District
Northern California Water
Association
Olivehain Municipal
Water District
Orange County Water
District
Otay Water District
Padre Dam Municipal
Water District
Palmdale Water District
Placer County Water
Agency
Rainbow Municipal Water
District
Rancho Cordova Chamber
of Commerce

**Regional Water Authority
Rincon del Diablo MWD
Rio Alto Water District
Riverside Public Utilities
Roseville Area Chambers
of Commerce
Sacramento Suburban
Water District
San Bernardino Valley
Municipal Water District
San Diego County Water
Authority
San Francisco Public
Utilities Commission**

**San Gabriel County Water
District
San Gabriel Valley
Economic Partnership
San Juan Water District
Santa Margarita Water
District
Scotts Valley Water
District
South Tahoe Public Utility
District
Tahoe City Public Utility
District**

**Three Valleys Municipal
Water District
Valley Center Municipal
Water District
Walnut Valley Water
District
Western Canal Water
District
Western Municipal Water
District
Westlands Water District
Yorba Linda Water District
Yuba Water Agency
Zone 7 Water Agency**

The above-listed organizations support the action that the Senate Budget Subcommittee No. 2 took regarding safe drinking water for the following reasons:

- The Senate Safe Drinking Water Plan proposes a \$150 million continuous appropriation from the General Fund that **would solve the safe drinking water funding problem.**
- The Plan includes the enactment of SB 200 (Monning) which **would create the Safe and Affordable Drinking Water Fund** and set forth the program requirements for how the funding could be spent.
- The Fund program requirements in SB 200 are similar to those in the Governor's trailer bill language, but SB 200 **does not propose a water tax.** SB 200 would provide that moneys in the fund are available upon appropriation by the Legislature.
- This is a **durable solution.**
- This solution is **as secure** as the proposal for a water tax in AB 217 (E. Garcia).

If you have questions, please contact Cindy Tuck, Deputy Executive Director for Government Relations at the Association of California Water Agencies at (916) 441-4545 or cindy@acwa.com.

cc: The Honorable Jim Nielsen
The Honorable Richard D. Roth
The Honorable Nancy Skinner
The Honorable John M.W. Moorlach
The Honorable Kevin McCarty
The Honorable Chad Mayes
The Honorable Jay Obernolte
The Honorable Shirley N. Weber

ASSOCIATION OF CALIFORNIA WATER AGENCIES
CALIFORNIA MUNICIPAL UTILITIES ASSOCIATION
CITY OF FRESNO
CONTRA COSTA WATER DISTRICT
EASTERN MUNICIPAL WATER DISTRICT
EAST VALLEY WATER DISTRICT
IRVINE RANCH WATER DISTRICT
KERN COUNTY WATER AGENCY
LONG BEACH WATER DEPARTMENT
MOJAVE WATER AGENCY

REGIONAL WATER AUTHORITY
SAN BERNARDINO VALLEY MUNICIPAL WATER DISTRICT
SAN DIEGO COUNTY WATER AUTHORITY
SAN FRANCISCO PUBLIC UTILITIES COMMISSION
SANTA MARGARITA WATER DISTRICT
WEST BASIN MUNICIPAL WATER DISTRICT
WESTLANDS WATER DISTRICT
WESTERN MUNICIPAL WATER DISTRICT
ZONE 7 WATER AGENCY

May 28, 2019

The Honorable Holly Mitchell
Chair, Budget Conference Committee
California State Capitol
Sacramento, CA 95814

The Honorable Phil Ting
Vice-Chair, Budget Conference Committee
California State Capitol
Sacramento, CA 95814

Re: **Senate Safe Drinking Water Plan – SUPPORT**

Dear Chair Mitchell and Vice-Chair Ting,

On behalf of the organizations listed above, we wish to inform you of our strong support for the Senate Safe Drinking Water Plan including the proposal for a continuous appropriation from the General Fund.

We appreciate and are encouraged by the thoughtful and sustainable approach to solving one of the state's most pressing challenges. We agree that finding a solution to ensure all Californians have access to safe and affordable drinking water is a moral imperative. The Senate Safe Drinking Water Plan includes budget and policy proposals that together, provide a comprehensive package to achieve this goal.

We believe that a continuous appropriation of General Fund dollars is the appropriate and a durable approach for funding a statewide public health issue. This approach has the same level of protections in place as a new tax or fee to ensure the funds are used to secure safe drinking water. Importantly, the General Fund approach does not impose a regressive tax on the customers of public water systems.

Our organizations and agencies are fully committed to working with you, members of the Conference Committee and the Legislature to advance this proposal. If you have any questions, please contact Danielle Blacet-Hyden with the California Municipal Utilities Association at 916-847-8444 or dblacet@cmua.org.

Sincerely,



Danielle Blacet-Hyden
Director for Water

Cc: The Honorable Toni Atkins, President pro Tem of the Senate
The Honorable Anthony Rendon, Speaker of the Assembly
Honorable Members of the Budget Conference Committee

Sent June 19, 2019

SAFE DRINKING WATER FUNDING SOLUTION
TRAILER BILL LANGUAGE
OPPOSITION TO INSERTS RELATED TO
AB 134 (Bloom) and AB 217 (E. Garcia)¹

The organizations listed below support the safe drinking water funding agreement that came together because of the leadership of Governor Newsom, Senate President pro Tem Atkins and Assembly Speaker Rendon, the work of the Conference Committee on the Budget and action by the Legislature. The organizations listed below support having a budget trailer bill (BTB) enacted in a timely fashion that appropriately implements that agreement and that is based on SB 200 (Monning). However, **these organizations oppose BTB inserts based on AB 134 (Bloom) and AB 217 (E. Garcia) that would unnecessarily delay and add to the cost of the program.** Following are examples (not a complete list):

- One insert **would repeal the program as of January 1, 2021, including the creation of the Safe and Affordable Drinking Water Fund, if AB 134 (Bloom) is not enacted in the 2019-20 Legislative Session. This provision would make uncertain the implementation of safe drinking water funding agreement just reached.** This provision is unnecessary and counterproductive.
- While well intended, the AB 134 funding process is so extensive that it could end up **bogging down the progress toward solutions while driving up the program implementation costs. The Assembly Appropriations Committee estimated that AB 134 implementation would cost the State Water Board between \$122 million and \$1.1 billion per year.**
- The proposed new Article 6 would **add a regional distribution program** based on the May 21 version of AB 217 and require that the State Water Board annually **allocate 20 percent of planned expenditures** to the Division of Drinking Water **regions**. This provision would **unnecessarily add to the administrative costs**. Instead, the State Water Board can more efficiently implement one program as proposed in SB 200.

The Governor and Legislature are enacting a historic funding solution so that disadvantaged communities that do not have access to safe drinking water will have safe drinking water. The trailer bill should focus on implementing the funding solution in an effective and efficient manner. The proposed AB 134- and AB 217-related inserts to the trailer bill would work against that goal.

ORGANIZATIONS OPPOSED TO AB 134- and AB 217- RELATED BTB INSERTS

Association of California Water Agencies
Building Owners and Managers Association of California
California Business Properties Association
California Municipal Utilities Association (Continued on next page)

¹ May 21, 2019 Version

Citrus Heights Water District
City of Fairfield
Cucamonga Valley Water District
Eastern Municipal Water District
Elsinore Valley Municipal Water District
Humboldt Bay Municipal Water District
International Council of Shopping Centers
Kern County Water Agency
Mojave Water Agency
National Association of Industrial and Office Properties – California Chapters
Orange County Water District
Otay Water District
Palmdale Water District
Regional Water Authority
Rincon de Diablo Municipal Water District
Rowland Water District
San Bernardo Valley Municipal Water District
San Diego County Water Authority
San Gabriel Valley Water District
San Juan Water District
Three Valleys Municipal Water District
Valley Center Municipal Water District
Walnut Valley Water District
Western Municipal Water District
Westlands Water District

Contact: Cindy Tuck
Deputy Executive Director for Government Relations
Association of California Water Agencies
cindy@acwa.com or (916) 441-4545



June 11, 2019

The Honorable Toni Atkins
 President pro Tempore
 California State Senate
 Capitol, Room 205
 Sacramento, CA 95814

**RE: SB 1 (Atkins) California Environmental, Public Health, and Workers Defense Act of 2019 -
 OPPOSE UNLESS AMENDED**

Dear Senator Atkins:

On behalf of the undersigned organizations, we convey our opposition to Senate Bill 1, unless amended. A number of the signatories to this letter previously wrote, May 8, to express concern about the Endangered Species Act provisions of SB 1. The issues identified in that letter have not been addressed, and SB 1 is now being considered in the Assembly. While we continue to seek substantial conversation with you regarding the likelihood for statewide disruptive impacts to the state's water systems should this measure be enacted in its current form – and regarding amendments that would eliminate such impacts - at this time we must move to vigorously oppose it. SB 1 threatens water supply reliability for millions of Californians and jeopardizes efforts to improve the environmental health of the Sacramento and San Joaquin River watersheds. This attempt, through a state statute to codify federal regulations governing water project operations in the Sacramento-San Joaquin Delta – an unprecedented act – will create chaos in California water and could prevent the Newsom Administration from using the best available science to improve conditions for at-risk fish species in the Delta under the Porter-Cologne Water Quality Control Act, the California Endangered Species Act, and other state environmental laws.

The language in SB 1 is extremely problematic and is likely to have unintended consequences. As an example, in its present form SB 1 would prohibit any adjustments to the incidental take level for Delta smelt at the State Water Project pumping plant established in the 2008 Delta smelt biological opinion, notwithstanding new scientific understandings based on improved fish monitoring and research conducted over the last decade. SB 1 would deprive both state and federal agencies the kind of flexibility they have used in recent years, to better protect Delta smelt and operate the State Water Project and Central Valley Project. As written, SB 1 could result in the shutdown of the State Water Project pumping plant for months due to the detection of a single Delta smelt. Meanwhile, there is great uncertainty over the legality of SB 1 efforts to subject the Central Valley Project to the California Endangered Species Act and this could result in a disparity of pumping requirements between the SWP and CVP harming SWP operations. We urge you to delete the provisions of SB 1 (Government Code Sections 120060, 120061) that seek to dictate how federal agencies implement the federal Endangered Species Act in California.

This very real prospect of chaos threatens to spread far beyond the Delta and impact literally every user of water in the Sacramento and San Joaquin river watersheds. As you know, the State Water Resources Control Board is in the process of updating its Bay Delta Water Quality Control Plan. State and public water agencies, environmental groups and other stakeholders are collaboratively advancing ways to update this plan with voluntary agreements to provide additional flows and fund new habitat and restoration efforts. The uncertainty created by SB 1 on the State Water Project's future operations and environmental responsibilities would make the SWP's participation impossible, resulting in the collapse of the Newsom Administration's voluntary approach to updating the Board's plan.

While we understand the state's desire to serve as a strong voice against Presidential policies on many fronts – including environmental policies – in its current form SB 1 would be counterproductive to the best environmental outcomes with respect to water operations and could severely disrupt the delivery of water throughout most of the state. By interjecting the Legislature into implementing state and federal endangered species laws, SB 1 threatens both the California environment and economy. We oppose SB 1 until this portion is removed.

Sincerely,



David J. Guy
President
Northern California Water
Association



Curtis Creel
General Manager
Kern County Water Agency



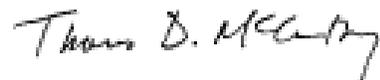
Jennifer Pierre
General Manager
State Water Contractors



Mark S. Krause
General Manager/Chief
Engineer
Desert Water Agency



Dennis D. LaMoreaux
General Manager
Palmdale Water District



Thomas D. McCarthy
General Manager
Mojave Water Agency

Dwayne Chisam
General Manager
Antelope Valley East Kern Water
Agency

Douglas D. Headrick
General Manager
San Bernardino Valley Municipal
Water District

Tom Birmingham
General Manager
Westlands Water District

Jim Barrett
General Manager
Coachella Valley Water District

Dale K. Melville
Manager-Engineer
Dudley Ridge Water District

Jim Abercrombie
General Manager
El Dorado Irrigation District

Matthew Stone
General Manager
Santa Clarita Valley Water
Agency

Thomas Wong
President
San Gabriel Valley Municipal
Water District

Bill Mattos
President
California Poultry Federation

Tom Coleman
General Manager
Rowland Water District

Ray A. Stokes
Executive Director
Central Coast Water Authority

Federico Barajas
Executive Director
San Luis Delta Mendota Water
Authority

Robert Reeb
Executive Director
Valley Ag Water Coalition

Mauricio E. Guardado, Jr.
General Manager
United Water Conservation District

Rob Swartz
Interim Executive Director
Regional Water Authority

Elaine Trevino
President/Chief Executive
Officer
Almond Alliance of California

Rick Gilmore
General Manager/Secretary
Byron Bethany Irrigation District

Erik Hitchman
General Manager
Walnut Valley Water District



Gail Delihant
Director of California
Government Affairs
Western Growers Association



Chris White
Executive Director
San Joaquin River Exchange
Contractors Water Authority



Jason Phillips
Chief Executive Officer
Friant Water Authority



Kristopher M. Anderson, Esq.
Legislative Advocate
Association of California Water
Agencies

CC: The Honorable Bill Quirk, Chair, Assembly Environmental Safety and Toxic Materials Committee
Honorable Members, Assembly Environmental Safety and Toxic Materials Committee
Ms. Rachel Wagoner, Deputy Legislative Secretary, Office of Governor Gavin Newsom
Ms. Christine Hironaka, Deputy Cabinet Secretary, Office of Governor Gavin Newsom
Mr. Kip Lipper, Chief Policy Advisor, Office of Senate President pro Tempore Toni Atkins
Mr. Josh Tooker, Chief Consultant, Assembly Environmental Safety and Toxic Materials Committee
Mr. Gregory Melkonian, Consultant, Assembly Republican Caucus

June 19, 2019

The Honorable Bill Quirk
State Capitol, Room 2163
Sacramento, CA 95814

**Re: AB 402 State Water Resources Control Board: local primacy delegation:
funding stabilization program.**

Position: Oppose Unless Amended

Dear Assemblymember Quirk:

On behalf of the Regional Water Authority (“RWA”), I am writing to respectfully express RWA’s position of “Oppose Unless Amended” on AB 402, as amended June, 18, 2019, your measure related to funding local primacy agencies (LPAs). RWA is a joint powers agency representing 21 public water suppliers in Sacramento, Placer, El Dorado, Yolo, and Sutter counties. RWA’s mission is to protect and enhance the reliability, availability, affordability and quality of water resources for our members. To meet our mission, adapting to climate change and advancing the human right to water in our service areas are our top priorities. RWA’s concern with the bill, as amended, is that RWA members will be required to subsidize LPAs, something they will not receive a benefit from. This will take resources from RWA members’ ability to adapt to climate change and meet the human right to water, ultimately making them harder to achieve.

LPAs are voluntarily established at the county level to assume the oversight role the State Water Board would otherwise have for small public water systems comprised of 15 to 199 connections. This bill would create a fund stabilization program administered by the State Water Board, which LPA’s could opt-in to. RWA appreciates the intent behind the bill and supports the concept of maintaining viable LPAs. RWA does not object to restructuring fees collected within systems regulated by LPAs. However, RWA objects to the approach of using funds out of all drinking water fees to support the fund stabilization program.

RWA members, as public water agencies, by law, charge only the cost of providing service. RWA members pay drinking water fees, and are therefore required to pass on drinking water fee costs to all of their customers. The proposed funding source in this bill is drinking water fees. Unfortunately, an increase to drinking water fees must be regressively passed on, requiring those who can least afford drinking water to pay more for it.

As part of the budget passed in 2015, drinking water fees were completely restructured. That shift was heavily negotiated, and has only been fully implemented beginning in April of 2017. The restructured drinking water fee deal capped the total amount of fees to be collected and limited the rate at which fees could increase annually overtime. This bill would cause that deal to be violated.



Paul Schubert, Chair
Kerry Schmitz, Vice
Chair

Members

California American Water
Carmichael Water District
Citrus Heights Water District
Del Paso Manor Water
District
El Dorado Irrigation District
Elk Grove Water District
Fair Oaks Water District
Folsom, City of
Golden State Water
Company
Lincoln, City of
Orange Vale Water Company
Placer County Water Agency
Rancho Murieta Community
Services District
Roseville, City of
Rio Linda / Elverta
Community Water District
Sacramento, City of
Sacramento County Water
Agency
Sacramento Suburban Water
District
San Juan Water District
West Sacramento, City of
Yuba City, City of

Associates

County of Placer
El Dorado County Water
Agency
Sacramento Area Flood
Control Agency
Sacramento Municipal Utility
District
Sacramento Regional County
Sanitation District

Letter to the Honorable Bill Quirk
RE: AB 402 Oppose Unless Amended
June 19, 2019
Page two of three

RWA requests that you not move the bill forward until the following issues are resolved:

1. **Process:** The intent to broadly use drinking water fees was not made clear until just prior to the proposed amendments. RWA has serious concerns with this approach from a process stand point. RWA regrets opposing the bill at this juncture, and would prefer a collaborative process to identify a funding source that does not have the downside of being paid for out of all drinking water fees.
2. **Unknown Significant Impacts on Drinking water fees:** It is not known the extent to which this bill would impact drinking water fees. However, the Assembly Appropriations analysis indicated that the bill would have increase costs of \$6.9 million annually. Given that drinking water fees in the 2018-2019 fiscal year are projected to be approximately \$25 million the \$6.9 million increase is significant. Additionally, there are currently 30 county LPA's that were considered in the Assembly Appropriations analysis, while the proposed amendments would provide a path to expanding the fund stabilization program established by the bill to the remaining 28 counties. The additional cost created by the bill would certainly exceed the statutory limits on expansion of drinking water fees, and it is not known what the ultimate ramifications of this bill on drinking water fees will be.
3. **Unidentified Benefits:** Information on the benefits from the fund stabilization program has not been provided. Since 1996 the State Water Board has been required to evaluate LPAs annually. The extent to which the fund stabilization program can provide benefits should be provided.
4. **Potentially Significant Precedent:** Amending the State Clean Drinking Water Act to tap into all drinking water fees is a significant precedent. It is not clear how the drinking water fee program would remain in compliance Article XIII A of California Constitution, which requires fees to bear a fair and reasonable relationship to the fee payer's benefits.

RWA supports the intent of the bill, but cannot support the bill, as amended, until the issues outlined above are addressed. RWA requests you hold the bill until these issues are resolved or amend it to permit the State Water Board to fund the stabilization program only through fees on water systems overseen by LPAs in the program. The proposed amendment language is on the next page.

With these amendments, RWA would remove our opposition to the bill. We appreciate your office's willingness to consider these amendments and we look forward to an

Letter to the Honorable Bill Quirk
RE: AB 402 Oppose Unless Amended
June 19, 2019
Page three of three

opportunity to work with you and your staff to address these issues. If you or your staff have any questions, please contact Ryan Ojakian of RWA's staff at (916) 967-7692 or rojakian@rwah2o.org.

Sincerely,



Rob Swartz
Interim Executive Director

cc: Senator Ben Allen, Chair, Senate Environmental Quality Committee
Honorable Members, Senate Environmental Quality Committee
Ms. Gabrielle Meindl, Chief Consultant, Senate Environmental Quality Committee
Mr. Josh Tooker, Chief Consultant, Assembly Environmental Safety and Toxic Materials Committee
Ms. Pajau Vangay, Science Fellow, Assembly Environmental Safety & Toxic Materials Committee
Ms. Tomasa Duenas, Chief of Staff, Assemblymember Quirk
Ms. Ashley Ames, Consultant, Senate Appropriations Committee

RWA Proposed Amendment to RN 191675508 in Italics

HSC 116565

(f) (1) Notwithstanding Section 116590, the funding stabilization program established by subdivision (f) of Section 116330 shall be funded only with fees established as follows:

~~(1)~~(a) A public water system under the jurisdiction of a local primacy agency shall pay the fees specified in this section to the local primacy agency in lieu of the state board unless the local primacy agency with jurisdiction is participating in the funding stabilization program established by subdivision (f) of Section 116330. A local primacy agency not participating in the funding stabilization program is not precluded from imposing additional fees pursuant to Section 101325.

~~(2)~~ (b) A public water system under the jurisdiction of a local primacy agency that is participating in the funding stabilization program established by subdivision (f) of Section 116330 shall pay the fees specified in this section to the state board. Notwithstanding Section 101325, a local primacy agency shall not charge a designated public water system regulated by a local primacy agency any fee in addition to the fees established and collected pursuant to this section.

REGIONAL WATER AUTHORITY
POLICY PRINCIPLES ON PUBLIC GOODS CHARGES
Adopted by the RWA Board on November 12, 2015

A California public goods charge on water would be a fee applied to water bills to fund public interest programs related to water supply and resources. Based on current amendments to Senate Bill (SB) 20, there is a proposal to create the California Water Resiliency Investment Fund. This bill signals the likely intent of some in the Legislature to put into place a water public goods charge (water tax) on local water utility bills.

While there is a clear need for sensible, long-term funding solutions to assist disadvantaged communities that do not have safe drinking water, a tax on Californians' water bills is not the solution and will further hamper local efforts to maintain safe and reliable water infrastructure at a reasonable price for all customers, including those low-income customers within our own water service areas.

The Regional Water Authority, which represents 22 municipal and industrial water suppliers in the Sacramento region serving approximately two million people, opposes a water public goods charge as supported by the following principles.

A State Public Goods Charge on Water is Contrary to Local Control and Accountability

- Due to rising costs and declining revenue, many water utilities face ratepayer fatigue. An additional cost in the form of a State Public Goods Charge makes raising rates to meet local needs and assure a safe and reliable water supply increasingly difficult.
- Water agencies face a litany of business case challenges including: declining revenues due to decreasing demands; increased costs associated with mandated conservation and aging infrastructure; a highly regulated rate setting process that offers limited options and requires expensive outreach campaigns; and politically charged debates that often result in compromises that push needed investments into the future. A State Public Goods Charge added into the mix will further limit water agencies' ability to responsibly and efficiently operate and maintain safe and reliable water systems.
- A State Public Goods Charge runs counter to the notion that water managers and their locally elected boards and councils know their community's needs best. They, not the State, should determine how to spend locally generated revenues to benefit the communities within their service areas.
- A State Public Goods Charge runs counter to the State's California Water Action Plan that calls for, "integrated water management" that envisions supporting local water infrastructure investments based on inter-agency/stakeholder cooperation with state agencies that achieve regional and statewide benefits to water resources and protection.
- A State Public Goods Charge will erode local decision-making and will redistribute valuable local resources to satisfy water quality and supply issues that are in some cases not of statewide concern.

A State Public Goods Charge on Water is an Inappropriate and Inefficient Method of Funding Solutions

- A State Public Goods Charge on water bills is not the appropriate mechanism to fund water solutions or address the water quality and water supply problems faced by some disadvantaged communities.
- Many of the water ratepayers that would pay a State Public Goods Charge are low-income themselves or are on fixed incomes. A State Public Goods Charge would effectively constitute a regressive tax on those that may not be in a disadvantaged community, as defined, but are in challenging economic circumstances nonetheless.
- Layering a State Public Goods Charge on water bills will create a large state bureaucracy and will not be an efficient solution or sound policy.

REGIONAL WATER AUTHORITY
POLICY PRINCIPLES ON PUBLIC GOODS CHARGES
Adopted by the RWA Board on November 12, 2015

- Using local resources to fund new state programs will equate to less resources going to fix local water reliability and water quality issues.
- More appropriate funding sources should be pursued to address a problem that is in the general public's interest to solve.

June 26, 2019

AGENDA ITEM 5: BAY-DELTA WATER QUALITY CONTROL PLAN VOLUNTARY SETTLEMENT AGREEMENTS

BACKGROUND:

As the Board of Directors has discussed a number of times, the State Water Resources Control Board is updating the Bay-Delta Water Quality Control Plan (the Bay-Delta Plan). The State Board intends for that update to address not only conditions in the Sacramento-San Joaquin Bay-Delta, but also in the Delta's tributaries like the American River. The State Board's general proposed approach would require roughly 45%-65% of a watershed's unimpaired runoff be allowed to flow down the river and out of the Delta. This approach, if implemented, could significantly impact water supplies and reservoir storage. Such an approach even could impact the American River's fish because reduced Folsom Reservoir storage could lead to higher river temperatures.

With technical support from RWA, several American River water agencies and the Water Forum have been engaged in settlement discussions with state agencies for over two years. The goal is the conclusion of 15-year settlement agreements. In December 2018, those agencies, along with agencies in other watersheds, reached principles of agreement with the state Department of Fish and Wildlife and Department of Water Resources. The federal Bureau of Reclamation also agreed to the American River principles. Those principles' key parts are:

- Reclamation would incorporate, into its annual Central Valley Project (CVP) operational planning, a "planning minimum" for Folsom Reservoir. The American River agencies, the Water Forum and Reclamation are working on developing that minimum as a minimum amount of end-of-December storage for which Reclamation would plan in all years. That amount is likely to be in the range of 250,000 to 300,000 acre-feet. For reference, the lowest point that Folsom Reservoir has ever reached was about 135,000 acre-feet in early December 2015.
- Reclamation would implement the minimum American River streamflow standards proposed by the Water Forum in 2017, following the recent drought.
- The participating American River agencies would contribute, to American River flows and Delta outflows and in exchange for funding, as follows:
 - In up to a combined total of eight above normal, below normal and dry water years, Placer County Water Agency, El Dorado Irrigation District, Georgetown Divide Public Utility District and Foresthill Public Utility District would contribute 10,000 acre-feet per year via reoperation of their reservoirs. The participating agencies would be compensated at a rate of \$290 per acre-foot from a water purchase fund established under the Bay-Delta settlements.

June 26, 2019

- In up to a combined total of six dry and critical water years, agencies with access to groundwater would contribute 10,000 acre-feet per year by pumping groundwater through existing facilities instead of using available surface water. This obligation would take effect upon an up-front payment of \$15 million of state money or money from another public source.
- In up to a combined total of six dry and critical water years, agencies with access to groundwater would contribute up to 20,000 acre-feet per year by pumping groundwater through new facilities instead of using available surface water. The new facilities would be funded with state money and the participating American River agencies' obligation would take effect in increments, with 500 acre-feet per year being required to be available with 18 months of each \$1 million payment of state money.
- The participating American River agencies, the Water Forum, state agencies and Reclamation would cooperate to create, in the lower American River for its salmon and steelhead, 50 acres of spawning habitat and 150 acres of rearing habitat. The participating American River agencies and Reclamation would be jointly responsible for funding the spawning habitat, although at least some state and federal funding is distinctly possible. The rearing habitat would be funded through funding collected under the Bay-Delta settlements generally and other state, federal or private sources.
- The signatory American River agencies would contribute \$2 per acre-foot of their consumptive use to a "Structural Habitat and Science Fund" established through the Bay-Delta settlements, with \$1.75 of each \$2 being routed back to support American River science and habitat programs.
- The signatory American River agencies would pay, into a new fund, \$5 per acre-foot that they use under a CVP water-service or repayment contract or under a Warren Act contract for Reclamation's conveyance of water diverted under someone else's right. (No payment would be required for water-right settlement water.) This money would be routed back to the American River region to support projects that improve regional water-supply reliability.

Along with other state agencies, the American River agencies, RWA, the Water Forum and many other agencies participating in proposed settlements, the State Board is developing technical analyses to support a comparison of the projected effects of the proposed settlements and proposed Bay-Delta regulations that would be based on percentages of unimpaired flows. All of the same parties are involved in negotiations that also involve environmental groups about how the Bay-Delta Plan would actually be amended and what institutional structures would be established to implement those amendments.

June 26, 2019

The State Board has stated that it intends to adopt amendments to the Bay-Delta Plan by the end of 2019. It is possible that the schedule may change, based on the very substantial analysis and negotiation that must be completed before amendments would be possible.

STAFF RECOMMENDATION:

Information and Discussion: Jim Peifer, Incoming Executive Director, and Ryan Bezerra, General Counsel

June 26, 2019

AGENDA ITEM 6: RWA STRATEGIC PLAN UPDATE

BACKGROUND:

With the completion of the RWA Regional Water Reliability Plan (RWRP), Chair Schubert requested that we revisit the July 13, 2017 Amendments to the RWA Strategic Plan. In particular, Chair Schubert wanted the RWRP moved from a planning activity to an implementation. As the Strategic Plan amendments were adopted nearly two years ago, this is an appropriate time to more comprehensively consider an updated set of proposed amendments.

At the May 2, 2019 RWA Board meeting, staff provided a draft edited version of the Strategic Plan amendments (enclosed) and requested comments by June 19, 2019 that the Executive Committee could further consider on June 26, 2019. One set of comments was received was Greg Zlotnik of San Juan Water District. Mr. Zlotnik accepted the proposed changes from the May 2nd version of the amendments before adding his own suggested edits (enclosed). Staff is requesting that the Executive Committee review the proposed amendments and make a recommendation to the full RWA Board for consideration of adoption on July 11, 2019. The primary intent of the limited update to the Strategic Plan is to reflect completion of the RWRP planning effort and commencement of the RWRP implementation effort, while allowing time for the transition to a new RWA Executive Director before embarking on a more comprehensive Strategic Plan update for the organization.

STAFF RECOMMENDATION:

Information and Discussion: Rob Swartz, Interim Executive Director

Action: Recommend RWA Board Approval of Amendments to the RWA Strategic Plan

AMENDMENTS TO REGIONAL WATER AUTHORITY STRATEGIC PLAN 2018+

PLANNING GOAL – Continuously improve Regional Water Management Planning that is comprehensive in scope and guides effective water resources management in the region.

Adopted by RWA Board July 11, 2019

Objective A. Continue planning to develop the Sacramento Regional Water Bank to improve water supply reliability.

1. Establish a subscription-based project to complete necessary work to establish the Water Bank.
2. Engage with state, federal, and local stakeholders to gain Water Bank acceptance and approval.
3. Engage with potential Water Bank partners.
4. Develop updated model application to assess Water Bank operations.
5. Complete an environmental analysis to support Water Bank operations.

Objective B. Evaluate and respond to external impacts on the region’s water suppliers and operations.

1. Evaluate climate as a regional vulnerability and consider climate adaptation strategies.
2. Promote Delta solutions that protect the region’s water supplies.
3. Promote forecast informed reservoir operations that enhance water supplies while maintaining flood protection.
4. Update a regional hydrologic model, in coordination with groundwater sustainability agencies, to support regional planning and groundwater management.

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Deleted: Evaluate regional opportunities to reduce water use

Deleted: Support interregional groundwater management and conjunctive use planning

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Deleted: Identify most promising opportunities for shared infrastructure and resources

Deleted: Objective C. Complete a comprehensive update to the American River Basin Integrated Regional Water Management Plan.

1. Coordinate completion of a Regional Stormwater Plan for incorporation into the IRWM Plan.
2. Ensure compliance with state standards for eligibility and competitiveness for future funding.
3. Develop MOUs with adjacent IRWM groups for coordination in areas served by RWA members.

-----Section Break (Continuous)-----

AMENDMENTS TO REGIONAL WATER AUTHORITY STRATEGIC PLAN 2018+

IMPLEMENTATION GOAL– Assist members with implementing successful water resources management strategies and related programs. This includes identifying, acquiring and administering external sources of funding.

Adopted by RWA Board July 11, 2019

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Objective A. Promote implementation of the Regional Water Reliability Plan (RWRP) Plan.

1. Seek funding for projects included in the RWRP and support efforts of individual entities to leverage the RWRP for funding.
2. Assist with acquiring and managing grant funding for regional projects that improve water reliability.
3. Maintain the RWRP database and make appropriate updates to the RWRP on an annual basis.

Objective B. Promote implementation of the American River Basin Integrated Regional Water Management (IRWM) Plan.

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1. Seek funding for projects included in the IRWM Plan and support efforts of individual entities to leverage the IRWM Plan for funding.
2. Assist with acquiring and managing grant funding for regional projects including infrastructure, water conservation, and water reliability.
3. Maintain the IRWM database and make appropriate updates to the IRWM Plan on a quarterly basis.

Objective C. Promote improvements in water use efficiency in the region to meet future water needs and ensure compliance with applicable requirements.

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1. Continue to cost effectively implement a clearly defined water efficiency program that allows members to satisfy public outreach and school education requirements for a number of purposes, including the Central Valley Improvement Act and Urban Water Management Plans.
2. Continue to track and report progress in attaining compliance with metering requirements.
3. Track individual member agency water use and assist in developing a strategy for regional compliance with state standards.
4. Lead the Water Forum water caucus in development of modifications to the Water Conservation element.

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Objective **D**, Support a lower American River Flow Management Standard that is consistent with the Water Forum co-equal goals.

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Objective **E**, Support water transfers among agencies (intra- and interregional) that are beneficial to the region.

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Objective **F**, Support programs to benefit from economies of scale in purchasing and resource sharing as opportunities present themselves.

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AMENDMENTS TO REGIONAL WATER AUTHORITY STRATEGIC PLAN 2018+

INFORMATION/EDUCATION GOAL – Inform and educate members and interested parties by providing a forum for discussion of issues and outreach to stakeholders.

Objective A. Educate and inform members and other interested parties on water management issues affecting the region.

1. Educate members through periodic RWA Water Workshops and updates on relevant topics.
2. Maintain a subcommittee to solicit and prioritize topics and assist in planning workshops.

Objective B. Raise RWA's profile and credibility to external audiences through outreach efforts.

1. Inform the media on water management successes in the region.
2. Inform federal, state and local elected officials on water issues and water management successes.
3. Inform the public about water supply conditions by developing talking points and compiling water shortage information throughout the year.

Objective C. Develop and maintain strong partnerships to advance RWA member interests.

1. Represent the Water Caucus in the Water Forum Successor Effort.
2. Develop and maintain partnerships with other northern California water interests and water agencies outside the RWA region.
3. Maintain partnerships with business organizations including Metro Chamber and local chambers.
4. Expand involvement in statewide organizations to convey the region's views.

Objective D. Maintain communication among members to create and implement a consistent message for RWA and the region that supports other strategic plan elements (planning, implementation and advocacy).

AMENDMENTS TO REGIONAL WATER AUTHORITY STRATEGIC PLAN 2018+

ADVOCACY GOAL - REPRESENT REGIONAL NEEDS AND CONCERNS TO POSITIVELY INFLUENCE LEGISLATIVE AND REGULATORY POLICIES AND ACTIONS. THIS INCLUDES WORKING TO PRESERVE THE WATER RIGHTS AND ENTITLEMENTS OF MEMBERS, MAINTAIN AREA OF ORIGIN PROTECTIONS, AND PROTECT AND ENSURE WATER SUPPLY RELIABILITY

Adopted by the RWA Board September 14, 2017

Objective A. Engage state and federal legislators representing the region and legislators on relevant committees to discuss an agenda for legislative action that represents a collective RWA member vision on items of regional importance

1. Annually, develop a state legislative agenda and outreach plan for the region to guide advocacy efforts.
2. Maintain a tracking system of significant water related state legislation and make the information and a summary readily available electronically to members.
3. Using priorities identified through regional planning efforts, develop and advocate for positions on federal and state funding programs.
4. Monitor and actively engage on actions of the ACWA State Legislative Committee and coordinate with other external organizations.
5. Support RWA member agency activities on federal legislation and coordinate with external organizations including ACWA, NWRA, California Water Association, and the Metro Chamber.

Objective B. Evaluate, comment and advocate on statewide water regulatory issues that may impact the region and its water supply reliability

1. Track, evaluate and respond to water quality, water conservation, water affordability and other regulatory issues that may affect members.
2. Track, evaluate and respond to the ongoing regulatory implementation of the Sustainable Groundwater Management Act.
3. Participate and coordinate with efforts of partner organizations with similar interests.

Suggested Edits Received from Greg Zlotnik

AMENDMENTS TO REGIONAL WATER AUTHORITY STRATEGIC PLAN 2018+

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Adopted by RWA Board July 11, 2019

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2. Engage with state, federal, and local stakeholders to gain Water Bank acceptance and approval.
3. Engage with potential Water Bank partners.
4. Develop updated model application to assess Water Bank operations.
5. Complete an environmental analysis to support Water Bank operations.

Objective B. Evaluate and respond to external impacts on the region's water suppliers and operations.

1. Monitor, and participate when appropriate, in assessments of climate change as a regional vulnerability and develop or consider recommendations related to climate adaptation strategies.
2. Monitor Delta "solutions" and ensure the region's water supplies are protected.
3. Promote and seek application of forecast informed reservoir operations protocols that enhance water supplies while maintaining flood protection.
4. Update a regional hydrologic model, in coordination with groundwater sustainability agencies, to support regional planning and groundwater management.

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AMENDMENTS TO REGIONAL WATER AUTHORITY STRATEGIC PLAN 2018+

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Adopted by RWA Board July 11, 2019

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1. Seek funding for projects included in the RWRP and support efforts of individual entities to leverage the RWRP for funding.
2. Assist with acquiring and managing grant funding for regional projects that improve water reliability.
3. Maintain the RWRP database and make appropriate updates to the RWRP on an annual basis.

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2. Continue to track and report progress in attaining compliance with metering requirements.
3. Track individual member agency water use and assist in developing a strategy for regional compliance with state standards.
4. Facilitate and coordinate engagement of the Water Forum water caucus in development of potential modifications to the Water Forum Agreement's Water Conservation element.

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Objective D. Support a lower American River Modified Flow Management Standard that is consistent with the Water Forum co-equal goals.

Objective E. Support water transfers among agencies (intra- and interregional) that are beneficial to the region.

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AMENDMENTS TO REGIONAL WATER AUTHORITY STRATEGIC PLAN 2018+

ADVOCACY GOAL - REPRESENT REGIONAL NEEDS AND CONCERNS TO POSITIVELY INFLUENCE LEGISLATIVE AND REGULATORY POLICIES AND ACTIONS. PRESERVE THE WATER RIGHTS AND ENTITLEMENTS OF MEMBERS, MAINTAIN AREA OF ORIGIN PROTECTIONS, AND PROTECT AND ENSURE WATER SUPPLY RELIABILITY.

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Adopted by the RWA Board July 11, 2019

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Objective A. Engage the Region's state and federal legislators, as well as other legislators serving on relevant policy committees, to seek support for RWA's legislative agenda in furtherance of RWA's collective goals

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1. Annually, develop a state legislative agenda and outreach plan for the region to guide advocacy efforts.
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4. Monitor and actively engage on actions of the ACWA State Legislative Committee and coordinate with other external organizations.
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Objective B. Evaluate, comment and advocate on statewide water regulatory issues that may impact the region and its water supply reliability

1. Track, evaluate and respond to water quality, water conservation, water affordability and other regulatory issues that may affect members.
2. Track, evaluate and respond to the ongoing regulatory implementation of the Sustainable Groundwater Management Act.
3. Participate and coordinate with efforts of partner organizations with similar interests.

June 26, 2019

AGENDA ITEM 7: REGIONAL WATER RELIABILITY PLAN

BACKGROUND:

The RWA Regional Water Reliability Plan (RWRP) was completed in May 2019, and has been posted to the RWA web site (www.rwah2o.org). As a means of expressing strong support for the RWRP's recommendations and the overall significance of the multi-year planning effort, RWA Chair Schubert recommended that staff prepare a resolution to have the RWA Board take action to adopt the RWRP upon its completion. The resolution is enclosed for consideration.

STAFF RECOMMENDATION:

Information Update: Rob Swartz, Interim Executive Director

Action: Recommend RWA Board Approval of Resolution 2019-09 to Adopt the RWA RWRP

RESOLUTION 2019-09

A Resolution of the Regional Water Authority to Adopt the Regional Water Reliability Plan

Whereas, the Regional Water Authority's mission includes protecting and enhancing the reliability, availability, affordability, and quality of water resources; and

Whereas, the Regional Water Authority (RWA) 2013 Strategic Plan called for the development of a Regional Water Reliability Plan (RWRP) to identify the most promising regional opportunities to improve water supply reliability; and

Whereas, RWA began a subscription-based program, with 20 RWA members and associate members participating, to develop the RWRP in 2016; and

Whereas, RWA assessed the water supply vulnerabilities and potential mitigation actions of each member agency, evaluated the conjunctive use potential of the region, and explored interest in establishing a regional water bank as part of the RWRP; and

Whereas, in May 2019, RWA staff, and the members of the subscription program, completed the RWRP, which includes recommendations for further planning to establish a regional water bank and other mitigation actions to improve regional water supply reliability; and

Whereas, the RWRP is intended to be a framework for coordinated planning in the region and to inform future decisions by RWA's members and contracting entities, among others, about physical improvements and water management measures;

Whereas, without further actions by RWA's members or contracting entities, or others, the RWRP will not cause the implementation of any physical improvements or water management measures and therefore will not cause any physical changes in the environment;

Whereas, because the RWRP itself will not cause any physical changes in the environment, directly or indirectly, the RWRP is not a "project" that is subject to the California Environmental Quality Act; and

Whereas, RWA desires to express its strong support for its members, its contracting entities, other local agencies and the state and federal governments to consider and promote and support the recommendations and measures identified in the RWRP.

THEREFORE, BE IT RESOLVED, that the Board of Directors of RWA hereby declares the Regional Water Reliability Plan to be complete, accepts that Plan as a blueprint for improving the reliability of water supplies within the region that RWA serves and urges all interested parties to support the Plan's recommendations and measures to help ensure sustainable water resources for our region.

PASSED AND ADOPTED at a meeting of the Authority held on July 11, 2019.

By: _____
Chair, Regional Water Authority

Attest: _____
Secretary, Regional Water Authority

June 26, 2019

AGENDA ITEM 8: RWA July 11, 2019 Board of directors meeting agenda

Action: Approve July 11, 2019 Board of Directors Meeting Agenda

**REGIONAL WATER AUTHORITY
REGULAR MEETING OF THE BOARD OF DIRECTORS**

Thursday, July 11, 2019, 9:00 a.m.

5620 Birdcage Street, Suite 110

Citrus Heights, CA 95610

(916) 967-7692

AGENDA

The public shall have the opportunity to directly address the Board on any item of interest before or during the Board's consideration of that item. Public comment on items within the jurisdiction of the Board is welcomed, subject to reasonable time limitations for each speaker. Public documents relating to any open session item listed on this agenda that are distributed to all or a majority of the members of the Board of Directors less than 72 hours before the meeting are available for public inspection in the customer service area of the Authority's Administrative Office at the address listed above. In compliance with the Americans with Disabilities Act, if you have a disability and need a disability-related modification or accommodation to participate in this meeting, please contact the Executive Director of the Authority at (916) 967-7692. Requests must be made as early as possible, and at least one full business day before the start of the meeting. The Board of Directors may consider any agenda item at any time during the meeting.

1. CALL TO ORDER AND ROLL CALL

2. PUBLIC COMMENT

3. CONSENT CALENDAR

- a. Minutes from the June 13, 2019 RWA regular board meeting
Action: Approve June 13, 2019 RWA Board meeting minutes

4. EXECUTIVE COMMITTEE REPORT AND RECOMMENDATIONS

- a. Information: Final minutes of the May 22, 2019 Executive Committee meeting.

5. REGIONAL WATER RELIABILITY PLAN

Information Update: Rob Swartz, Manager of Technical Services
Action: Approval of Resolution 2019-09 to Adopt the RWRP

6. RWA STRATEGIC PLAN UPDATE

Information and Discussion: Jim Peifer, Executive Director
Action: Approval of Amendments to the RWA Strategic Plan

7. WATER EFFICIENCY PROGRAM UPDATE

Information Update: Amy Talbot, Senior Project Manager

8. EXECUTIVE DIRECTOR'S REPORT

9. DIRECTORS' COMMENTS

ADJOURNMENT

Upcoming meetings:

Next Executive Committee Meetings – Wednesday, July 24, 2019, 8:30 a.m. and August 28, 2019, 8:30 a.m. at the RWA office.

Next RWA Board of Directors' Meetings – September 12, 2019, 9:00 a.m. and November 14, 2019, 9:00 a.m. at the RWA office.

The RWA Board Meeting electronic packet is available on the RWA website at <https://rwah2o.org/meetings/board-meetings/> to access and print the RWA Board electronic packet.

June 26, 2019

AGENDA ITEM 9: EXECUTIVE DIRECTOR’S REPORT

JUNE 26, 2019

TO: REGIONAL WATER AUTHORITY BOARD

FROM: ROB SWARTZ, INTERIM EXECUTIVE DIRECTOR

RE: EXECUTIVE DIRECTOR'S REPORT

- a.** It has been an extreme pleasure to serve RWA in the capacity of Interim Executive Director since March 1, 2019. During this time, I have had an opportunity to interact with many member agencies, and I am more convinced than ever about the value of our regional collaboration. I look forward to resuming my role as Manager of Technical Services and to supporting Mr. Peifer on a very successful transition for the organization. I appreciate the support that I received from the Board, legal counsel, and RWA staff during this time.
- b. Grants Update –** Staff is continuing development of a Proposition 1 Integrated Regional Water Management Implementation Grant. While final numbers are still be determined, the grant will support an estimated 10 projects with in excess of \$8 million in grant funds. Final information on the projects is due to the Department of Water Resources (DWR) by August 23rd, and DWR will hold a workshop to review the submitted projects on September 20th.

June 26, 2019

AGENDA ITEM 10: DIRECTORS' COMMENTS