EXECUTIVE COMMITTEE MEETING | Agenda

OCTOBER 14, 2019
9:00 AM
FRIANT WATER AUTHORITY- CONFERENCE ROOM
854 N. HARVARD AVE, LINDSAY, CA

At the discretion of the Board of Directors, all items appearing on this agenda, whether or not expressly listed for action may be subject to action by the Board. The order of agenda items is subject to change.

1. CALL TO ORDER/ROLL CALL – (TANTAU)
2. APPROVAL OF THE AGENDA – (TANTAU)
3. PUBLIC COMMENT / PUBLIC PRESENTATIONS – (TANTAU)
   Public comment is welcome at this time on any matter within the jurisdiction of the Board that is not on the agenda. Under the State’s open meeting law - the Brown Act - no action may be taken on any item not on the agenda. Public comment on items on the agenda will be allowed at the time the Board considers the item.
4. ACTION ITEMS (2 MINUTES)
   A. Approval of the Minutes –Executive Committee meeting of September 16, 2019.
   B. Approve the 2020 Executive Committee Meeting Dates.
5. BOARD RECOMMENDATIONS (10 MINUTES)
   A. Requests to Become FWA Members: Tea Pot Dome Water District and Lower Tule River Irrigation District. (Phillips/Davis)
6. DISCUSSION/DIRECTION (90 MINUTES)
   A. FKC Middle Reach Capacity Correction Project Update. (DeFlitch/Davis)
   B. Title Transfer Update. (Bezdek)
   C. San Joaquin Valley Blueprint Update. (Phillips)
   D. External Affairs Update. (Biering/Villines)
   E. CEO Report. (Phillips)

CLOSED SESSION ITEMS (60 MINUTES)

7. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
   (Government Code section 54956.9(d)(1))
   NRDC v. Murillo, U.S. District Court, Eastern District of California (Sacramento Division), Case No. 88-cv- 01658-JAM-GGH.
8. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
   (Government Code section 54956.9(d)(2))
   Significant Exposure to Litigation: Two potential matters.

9. CONFERENCE WITH LEGAL COUNSEL-INITIATION OF LITIGATION
   (Government Code section 54956.9(d)(4))
   Initiation of Litigation: Two potential cases.

10. RECONVENE INTO OPEN SESSION
    Announce reportable action taken during closed session.

11. ADJOURNMENT

   Public Participation
   Information

   Agenda reports and other disclosable public records related to each Open Session agenda item are available on FWA's website under "Calendar" at Friantwater.org and at FWA's main office, 854 N. Harvard Ave., Lindsay, CA 93247, during regular business hours. Under the Americans with Disabilities Act, if you require a disability-related modification or accommodation to participate in this meeting, including auxiliary aides or services, please contact Toni Marie at 559-562-6305 at least 48 hours prior to the meeting.
EXECUTIVE COMMITTEE MEETING | Minutes

SEPTEMBER 16, 2019, 9:00 AM
FRIANT WATER AUTHORITY- CONFERENCE ROOM
854 N. HARVARD AVE, LINDSAY, CA

1. CALL TO ORDER/ROLL CALL – Chair Chris Tantau called the meeting to order at 9:00 a.m. Committee members present: Tantau, Kisling, Erickson, Borges, Camp, Stephens; Staff present: DeFlitch, Marie, Biering, Willard, Phillips, Davis, Payne, Dalke, Villines. Others: Collup, Muhar, Wallace, Fukuda, Geivet, Morrissey, Vanden Heuvel, Becker; Committee Members Absent: Loeffler

2. APPROVAL OF THE AGENDA – The agenda was approved after moving agenda item 6.C. to 6.A. (Stephens/Kisling); approved unanimously - Ayes – Tantau, Erickson, Borges, Camp, Stephens, Kisling; Nays – none; Absent – Loeffler

3. PUBLIC COMMENT / PUBLIC PRESENTATIONS – There was no public comment or presentation given this month.

4. ACTION ITEMS

5. Approval of the Minutes – Executive Committee meeting of August 12, 2019. The minutes were approved. (Kisling/Borges); approved unanimously - Ayes – Tantau, Erickson, Borges, Camp, Stephens, Kisling; Nays – none; Absent – Loeffler

6. BOARD RECOMMENDATIONS

A. Temperance Flat Reservoir Operating Principles – DWP Payne presented the Temperance Flat Reservoir Authority Draft Operating Principles as outlined in the agenda report. The Executive Committee recommended that the Board of Directors take a position of “Support” for the draft operating principles. (Camp/ Stephens); approved unanimously - Ayes – Tantau, Erickson, Borges, Camp, Stephens, Kisling; Nays – none; Absent – Loeffler

7. DISCUSSION/DIRECTION

A. Title Transfer Update – Special Counsel Bezdek gave an update on the Title Transfer Project. He said that Dennis Keller was asked to write an opinion letter on the pros/cons of Title Transfer. Friant also continues to work with the Bureau of Reclamation to ensure that the point of diversion does not change as it currently stands.

B. Update on Potential New Members – CEO Phillips and General Counsel Davis updated the Board on some non-members potentially taking action at their respective Board meetings to recommend that they become FWA members. CEO Phillips received a positive response from the Executive Committee on that. He also said that one of the agenda topics that will be discussed at the Board Retreat is what type of memberships can FWA offer that might include organizations like Groundwater Sustainability Agencies.
C. FKC Middle Reach Capacity Correction Project Update

1. Update on Selection of Right-of-Way Acquisition Management and Appraisal Services – General Counsel Davis updated the Executive Committee on the selection of a Right-of-Way Acquisition Management and Appraisal Services firm. He said that the team selected Bender Rosenthal Inc. (BRI) to assist in the development of a real property acquisition plan. He also said that BRI was very familiar with the Bureau of Reclamation procedures and had very good connections with locals in the Central Valley. BRI is currently working under a short-term contract to provide a scope of services and an estimated budget for approval at the September Board of Directors meeting.

2. Review of funding status and options post SB 559 – CEO Phillips and COO DeFlitch provided an update on funding needs for the FKC Capacity Correction Project as outlined in the agenda report. A Middle Reach Funding Schedule was provided as part of the agenda report and will be updated on a regular basis.

D. External Affairs Update – Mike Villines reported on SB 559 which was moved to a two-year bill and can be reconsidered in January. GAC Biering reported on the remainder of the update which included passage of SB 487 and a possible veto by the Governor on SB 1 which continues to generate concern among water users. A press release on SB 559 from local agencies and companies was included in the agenda report as was Senator Hurtado’s press release on SB 559.

E. San Joaquin Valley Blueprint (SJV) Update – CEO Phillips gave an update on the SJV Blueprint as outlined in the agenda report. The Group is working with state representatives to include the Blueprint in the Governor’s Water Resiliency Plan.

F. Transfer of Recaptured Water Update – DWP Payne updated the Executive Committee on the issue of transfer of recaptured water as outlined in the agenda report. Staff and Reclamation continue to work together to better understand and resolve the issue.

G. FWA Role and Responsibility For Monitoring Potential Subsidence Impacts To The Friant-Kern Canal (FKC) For Proposed Water Bank Projects Near The FKC (Deer Creek & Tule River) – General Counsel Davis and GM Sean Geivet addressed potential subsidence impacts to the FKC for proposed water bank projects as outlined in the agenda report. GM Geivet noted that the Porterville Irrigation District documents were changed to reflect that a monitoring program that satisfies everyone will be put in place and that Saucelito Irrigation District will provide the same. This item will be taken to the Board of Directors in September to consider FKC subsidence monitoring activity proposals.

H. San Luis Delta-Mendota Water Authority (SLDMWA) Intertie O&M Cost Allocation to the Friant Division – CFO Willard and COO DeFlitch discussed San Luis’ O&M Cost Allocation to the Friant Division as outlined in the agenda report. It was reported that Staff have met with SLDMWA and have indicated a willingness to propose a cost-share program that would charge Friant Contractors costs using a methodology based on benefit received. Staff have indicated that they would propose a 25-year rolling methodology.

I. CEO Report – CEO Phillips reported that he was in Washington DC along with the Exchange Contractors, Tehama-Colusa Canal District, and San Luis Delta-Mendota Water Authority to discuss Reconsultation; WIIN Act extension and the Voluntary Agreements.
CLOSED SESSION ITEMS

7. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
   (Government Code section 54956.9(d)(1))
   NRDC v. Murillo, U.S. District Court, Eastern District of California (Sacramento Division), Case No. 88-cv-01658-JAM-GGH.

8. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
   (Government Code section 54956.9(d)(2))
   Significant Exposure to Litigation: Two potential matters.

9. CONFERENCE WITH LEGAL COUNSEL-INITIATION OF LITIGATION
   (Government Code section 54956.9(d)(4))
   Initiation of Litigation: Three potential cases.

10. RECONVENE INTO OPEN SESSION
    There was no reportable action taken during closed session.

11. ADJOURNMENT
    The meeting adjourned at 1:06 p.m.
MEMORANDUM

DATE: October 14, 2019
TO: Executive Committee
cc: Board of Directors
FROM: Toni Marie, Executive Secretary
SUBJECT: EXECUTIVE COMMITTEE MEETING DATES FOR 2020

The Executive Committee meets the Monday before the 4th Thursday of the month (the week prior to the Board of Directors meeting) at 9:00 a.m. except as noted. Below is a schedule showing dates, times and locations for the coming year:

<table>
<thead>
<tr>
<th>Monday</th>
<th>January 13</th>
<th>9:00 a.m. – 11:00 a.m.</th>
<th>FWA Conference Room Lindsay</th>
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<tbody>
<tr>
<td>*Monday</td>
<td>February 10</td>
<td>9:00 a.m. – 11:00 a.m.</td>
<td>FWA, President’s Day is on February 17th.</td>
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<tr>
<td>Monday</td>
<td>March 16</td>
<td>9:00 a.m. – 11:00 a.m.</td>
<td>FWA Conference Room Lindsay</td>
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<td>April 13</td>
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<td>September 14</td>
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<td>FWA Conference Room Lindsay</td>
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*Change due to President’s Day on February 17th

Dates to Remember:
Mid-Pacific Regional Conference, January 22-24, Reno
Family Farm Alliance Conference, February 20-21, Reno
ACWA Spring Conference, May 5--8, Monterey
ACWA Fall Conference, December 1-4, Indian Wells
DATE: October 14, 2019

TO: Executive Committee

FROM Donald M. Davis, General Counsel

SUBJECT: Requests to Become FWA Members: Tea Pot Dome Water District and Lower Tule River Irrigation District

SUMMARY:
The Tea Pot Dome Water District (TPD) and Lower Tule River Irrigation District (LTRID) are requesting to join the Friant Water Authority as a General Member and O & M Project Member.

RECOMMENDED ACTION:
Recommend to the Board approval of a Membership Agreement with TPD and LTRID to join the Friant Water Authority as a General Member and O & M Project Member.

SUGGESTED MOTION:
I move that the Executive Committee recommend to the Board approval of a Membership Agreement with TPD and LTRID to join the Friant Water Authority as a General Member and O & M Project Member.

DISCUSSION:
Under Section 6.02 of the FWA Joint Powers Agreement (JPA), new members may join FWA upon approval of 75% of the Board of Directors. Membership is formalized by the execution an agreement to be bound by the terms of the JPA (Membership Agreement). The Boards of TPD and LTRID have each voted to rejoin FWA as a General Member and an O & M Project Member. A Membership Agreement has been provided to each district in the form attached (TPD version only). If the request is approved, Exhibit A of the JPA, which lists the members and their General Membership percentages will be adjusted as provided in Attachment 2 of the Membership Agreement.

BUDGET IMPACT:
The addition of TPD and LTRID as General Members will reduce the cost share percentages of all other Members but will not change the overall General Member budget at this time.

ATTACHMENTS:
Form of Membership Agreement - TPD
Revised Exhibit A to JPA (Membership List)
AGREEMENT TO JOIN FRIANT WATER AUTHORITY
(TEA POT DOME WATER DISTRICT)

This Agreement to Join Friant Water Authority ("Agreement") is between the TEA POT DOME WATER DISTRICT ("TPD") and the FRIANT WATER AUTHORITY ("FWA"), and is effective as of October 24, 2019 ("Effective Date").

RECITALS

A. FWA is a joint powers authority organized under the California Joint Exercise of Powers Act (Government Code section 6500 and following).

B. The members of FWA are parties to a joint powers agreement ("JPA") by and between various water and irrigation districts and other public agencies that convey, store, and supply water for municipal, industrial or agricultural uses. The current JPA is attached as Attachment 1.

C. TPD is an water district duly organized and existing in the County of Tulare, State of California, pursuant to Division 12 of the California Water Code.

D. Section 6.02 of the JPA provides, in pertinent part, that new members may be admitted upon approval of directors representing 75% of the Board of Directors, and that prior to becoming a member of FWA, a party must execute an agreement to be bound by the terms of the JPA as if such party had been an original signatory to the JPA.

E. The Board of Directors of TPD has authorized TPD to join FWA as a General Member and O&M Project Member, as those terms are defined in the JPA, and has authorized its Board President and Secretary to sign this Agreement for TPD to become a General Member and O&M Project Member of FWA and be bound by the terms and conditions of the JPA.

F. By a vote held at a duly noticed regular meeting of the Board of Directors of FWA, directors representing at least 75% of the FWA Board of Directors approved the admission of TPD as a General Member and O&M Project Member of FWA, and authorized the Board Chair and Secretary to sign this Agreement.

THE PARTIES AGREE AS FOLLOWS::

1. Admission of TPD. Upon the full execution of this Agreement, TPD will become a General Member and O&M Project Member of FWA. Exhibit A of the JPA is hereby amended to include TPD as an Member in the list of members as provided in Attachment 2.

2. Adherence to JPA and Bylaws. TPD agrees to be bound by the terms of the JPA as if it had been an original signatory to the JPA, and further agrees to comply with all applicable provisions of the FWA Bylaws as amended from time to time.

3. Revised “Exhibit A” to JPA; General Membership Cost Share. TPD acknowledges and agrees that the revised “Exhibit A” to the JPA attached as Attachment 2
reflects the members of FWA as of the Effective Date, and their participating percentages under the formula set forth in Section 3.02 of the JPA. The parties further acknowledge and agree that the assessment of TPD’s proportionate share of General Member costs will begin effective January 1, 2020.

THE UNDERSIGNED AUTHORIZED REPRESENTATIVES OF THE PARTIES have executed this Agreement to be effective on the date first above written.

FWA:  
FRIANT WATER AUTHORITY

By: ________________________  
Chris Tantau, Chair

By: ________________________  
Cliff Loeffler, Secretary

TPD:  
TEA POT DOME WATER DISTRICT

By: ________________________  
, President

By: ________________________  
, Secretary
### Exhibit A
(As of November 1, 2019)
Names and Addresses of Parties to Joint Powers Agreement of Friant Water Authority

<table>
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<tr>
<th>Names and Address</th>
<th>General Member</th>
<th>GM Participation %</th>
<th>O&amp;M Project Member</th>
<th>Associate Members</th>
<th>AM Participation</th>
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DATE: September 26, 2019
TO: Executive Committee
FROM: Douglas DeFlitch, Chief Operating Officer
SUBJECT: Friant-Kern Canal Capacity Correction Project Update

SUMMARY:
The FKC Capacity Correction Project (Project) is to correct the conveyance capacity problems caused by subsidence and original Project design deficiency from MP 88 (Fifth Avenue Check) to MP121.5 (Lake Woollomes Check). The Board of Directors (BOD) selected the proposed alternative that consists of a parallel or realigned canal along with enlargement of certain segments of the existing canal (Canal Enlargement & Realignment – “CER”) at the September 26th BOD meeting for continued design development, environmental compliance and permitting. The next steps include 1) commencement of final design; 2) completion of the Feasibility Study; 3) environmental compliance/permitting activities; and 4) initiation of a land acquisition program.

DISCUSSION/UPDATE: Reclamation Schedule Update – As a reminder, here is the current implementation schedule that includes the following milestone dates:

<table>
<thead>
<tr>
<th>Milestone</th>
<th>Date</th>
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<tbody>
<tr>
<td>Project Start</td>
<td>MARCH 01, 2019</td>
</tr>
<tr>
<td>NOI/NOP Published</td>
<td>OCTOBER 28, 2019</td>
</tr>
<tr>
<td>Biological Opinion Issued</td>
<td>APRIL 20, 2020</td>
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<tr>
<td>NOA/Draft EIS/EIR Published</td>
<td>MAY 01, 2020</td>
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<tr>
<td>OMB Review of Feasibility Report</td>
<td>MAY 08, 2020</td>
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<tr>
<td>Project Section 106 Completed</td>
<td>MAY 28, 2020</td>
</tr>
<tr>
<td>100% Design Complete</td>
<td>AUGUST 04, 2020</td>
</tr>
<tr>
<td>NOA/Final EIS/EIR Published</td>
<td>SEPTEMBER 11, 2020</td>
</tr>
<tr>
<td>Record of Decision</td>
<td>OCTOBER 21, 2020</td>
</tr>
<tr>
<td>Construction Contract Award</td>
<td>DECEMBER 21, 2020</td>
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The above is a fairly aggressive schedule that the team is committed to meeting. It is anticipated that it will take several months after the ROD is published to finalize activities such as right-of-way acquisition and funding program. It is estimated that a construction contract award would occur in the first half of FY 2021.

**Feasibility Report**. The Friant Executive team met with Reclamation DC leadership on October 9, to discuss a path to expedite the feasibility process.

The action items coming out of the October 9th meeting with Reclamation include:

1. Project Team to meet with Bill Taylor (Reclamation) to ensure comments on peer review and benefits computations are resolved,
2. A Draft Feasibility Report will be provided to Reclamation on October 25. This report will include:
   a. Revisions to the April 2019 Administrative Draft version to address Reclamation review comments
   b. Identification of a Recommended Plan, including recent engineering refinements, for a design based on 2018 land surface
   c. Identification of additional costs of the Recommended Plan if designed based on a projected 2040 subsided land surface
   d. Benefits calculated based on a future subsidence condition, and an identification of potential reductions in benefits over the project service life
   e. A discussion on how uncertainty regarding when future subsidence will stop, the future value of water and energy, and how water rescheduling in Millerton Lake could affect benefits
   f. An estimate of potential environmental mitigation costs will be included the Recommended Plan
3. A Design, Estimating and Construction (DEC) review will be held in Denver during the week of November 4
4. A Final Feasibility Report will be prepared based on DEC review recommendations for Commissioner & Secretary approval.

Reclamation held a Value Planning Study last week, which confirmed that the baseline alternative (CER) ranked highest based on the additional alternatives explored during the Study.

It is expected that the Regional Director will be briefed next week on the first draft of the Feasibility Study (i.e., prior to the Board meeting).

**Environmental Compliance, Cultural Resources and Permitting**. Continue to support obtaining approvals for the geotechnical field investigations including obtaining permits for geotechnical bores and conduct pre-construction surveys for kit fox prior to initiating geotechnical explorations. Also plan to provide updated draft cultural assessment report for the Phase III Geotechnical Investigations to Reclamation (for private bores). We are finalizing the EA/IS and NOI/NOP so that notice can be published, and public scoping sessions held. We continue weekly coordination calls with Reclamation. On a parallel track we are also preparing the detailed technical analysis for the EIS/EIR.
**Engineering and Design** – Outcome of the Design Criteria meeting two weeks ago is that several key decisions will be made for the canal lining raise and parallel canal realignment sections, as well as other portions of the design. Continue to progress the utility research, hydraulic analyses, and continue work of the draft 30-percent Design Report. *One of the bigger questions reserved for the Project management team meeting on October 22 is how much future subsidence to build into the project.*

Continue detailed field surveys needed to inform the final design. Continue the development of the Check structures and conduct coordination meetings with the reverse flow pump back team. Conduct coordination with Operations and Maintenance on design development items. The currently planned initiation of geotechnical field investigations is October 18th, pending anticipated completion of environmental approvals.

**Landowner Coordination and Right of Way (ROW) and Right-of-Entry (ROE) Support** – Stantec distributed right-of-entry agreements to landowner for 50 parcels potentially affected by the CER. They expect to follow-up contact with each landowner by phone and email, as necessary. There is continuing follow-up with two landowners on potential location of construction/staging site with a detailed proposal delivered for consideration. Work will continue to coordinate with landowner requirements for geologic investigations planned for October through December. Stantec will continue development of materials and notification for CEQA/NEPA Scoping Meeting proposed for late November 2019. This notice will likely include newspaper advertisements, meeting facilitation plan, meeting materials, and site logistics.

**Land Acquisition** – Reclamation provided a draft Oversight Agreement that is intended to govern the policies and procedures to be followed by FWA for project land acquisition. Our team found the draft generally acceptable and has provided comments back to Reclamation. We are hopeful a final version will be ready for approval at the October Board meeting. The Real Estate team has also prepared a draft “Real Estate Plan” to be included as part of the Feasibility Study that provides a general outline of the number of properties and estimated costs of acquiring the necessary ROW. A final draft will be provided to Reclamation this week.

**Funding** – The estimated cost to complete the Project is currently $357M (This should be refined in the coming months). Below is a matrix of potential project funding based on on-going federal, State, and local discussions:

<table>
<thead>
<tr>
<th>WIIN Funding</th>
<th>SJRRP Funding</th>
<th>State Funding</th>
<th>Non-Friant Local Funding</th>
<th>Friant Funding</th>
<th>Total Estimated Need</th>
</tr>
</thead>
<tbody>
<tr>
<td>Federal Funding *</td>
<td>Federal Funding via PL 111-11</td>
<td>State Funding (SB 559)</td>
<td>White Lands / Other</td>
<td>Friant Districts</td>
<td>TBD</td>
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<td>$4.7-$200M</td>
<td>$22M-$70M</td>
<td>$0-$400M</td>
<td>TBD</td>
<td>$5M-$50M</td>
<td>$357 M</td>
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* Requires a 50% cost share with non-federal funds (i.e. state or local)

Below are potential funding sources where information has been updated, or changes have been noted in the past 30 days. Those include:
WIIN FUNDING – An additional $2.6 M of pre-construction funding was requested in FY2018, that funding was never awarded and instead rolled into a much larger request of $174.5 M that was made in FY2019. Funding from the larger construction funding request has been sent to the Office of Management and Budget (OMB), and is awaiting review. Because WIIN Act requires legislation to appropriate funds to projects outlined by the Agencies, the exact amount and timing of funding from these various requests is uncertain. Please note that all WIIN Act funding requires a 50% cost-share agreement, where half of the funding would need to be matched with non-federal funds.

FEDERAL FUNDING - The Central Valley Project unfunded needs request of $20 M for “fall-out” dollars in the Region was not funded at the conclusion of FY 2019.

A budget request under PL 111-11 Section 9 for Extraordinary Operations and Maintenance is being requested in FY 2020. This would equate to $20 M of funding that would need to be repaid as part of an ongoing obligation at the conclusion of construction.

RECOMMENDED ACTION:
None. Information only.

SUGGESTED MOTION:
None.

ATTACHMENTS:
None
SUMMARY:

The Water Blueprint for the San Joaquin Valley (Group) will hold its ninth meeting on October 17th. Representatives include directors of Farm Bureaus, Water Authorities, Districts, Growers, Trade Associations, Refuges, Fresno State, GSAs and white land interests. The Group is developing a supportable plan that the SJV (broad coalition) can advocate for and that focuses on solutions in coordination with key stakeholders. The Group is working with state representatives to include the Blueprint into the Governor’s Water Resiliency Plan (WRP). The Group submitted a comment Brochure for the Governor’s Water Resiliency Portfolio.

The Executive Committee is reviewing hiring a full time Project Manager. It brought on a SWP representative, is following up on its WRP submittal and how best to pursue the goals of the Blueprint and work in conjunction with the committees. The committees are working on the following matters:

1) Regional Representation & Technical Support: The Group is contracting for the preparation of a socioeconomic study in coordination with PPIC and EDF with technical experts. A steering committee has been formed to help guide this effort. The Group is also pursuing additional technical funding sources including DWR.

2) Engagement and Outreach (i.e. Disadvantaged Communities, Environmental Organizations & Urbans). The committee continues to meet with organizations and entities to educate them and pursue their engagement in the Blueprint. Committee has conducted field tours with several eNGOs. They are also continuing to meet with disadvantage community representatives. Fresno State has hosted a series of stakeholder outreach meetings. An Economic Summit is being coordinated in Fresno, CA for November with attendance expected by Secretary Ross and the Governor.

3) Funding, Finance &Governance: The Education and Advocacy nonprofits have been formed and deposits are being made, the Group is close to reaching its original budget goal. Blueprint Partners are sending in contributions and are continuing to meet with their organizations to request contributions of up to $15,000. An updated budget will be prepared to reflect the governance structure and a project manager, economic report and WRP comment submittal.

4) Advocacy & Public Relations: The Blueprint recently sent WRP comments and previously had sent a support letter to the Administration for the Friant Kern Canal. Blueprint and Committee members are meeting with key Administration officials about the details and implementation of the Blueprint. It will continue to work with key stakeholders and the administration to fold the Water Blueprint into the
governor’s Water Resiliency Plan (WRP). The WRP is expected to have a policy paper out in October and additional milestones by the end of this calendar year. The committee continues to advocate for use and pursuit of the Blueprint by the Governor and is looking to push out its comments on the WRP.

**RECOMMENDED ACTION:**

There is no recommended action at this time. The Board gave initial direction to pursue this collective effort and report back on its status.

**SUGGESTED MOTION: (A MOTION TO (APPROVE/ADOPT/AUTHORIZE, ETC.))**

There is no motion at this time.

**BACKGROUND:**

The Blueprint concept was first discussed by the Board of Directors during their 2018 Board Retreat in late November and at the December 2018 meeting the Board directed FWA staff and consultants to scope out the potential collaborative effort and develop a plan to include the SJV. Since that time the following activities have occurred:

- Extensive outreach to form a broad collation of stakeholders and identification of others to be potential partners.

- Monthly meetings since January have been held with DACs, eNGOs, water districts, commodities groups, growers, ACWA, Governor’s Administration, Reclamation, DWR, elected and other stakeholders to develop the Blueprint, obtain support, and identify additional potential partners.

- Large Group meetings will continue with the addition of key partners. Executive Committee meetings will continue in coordination with the sub committees. Blueprint opened bank accounts and deposited funding and engaged legal counsel. Continue strategy to address and succeed on the goals identified.

**DISCUSSION:**

The Board will be presented with the status, approach and strategy that the Group identifies, which includes funding and beginning the socioeconomic report.

**BUDGET IMPACT:**

None

**ATTACHMENTS:**

None
DATE: October 14, 2019
TO: Executive Committee
FROM Alex Biering, Government Affairs and Communications Manager
SUBJECT: External Affairs Update

SUMMARY:
Update on State and Federal legislation and communications activities.

RECOMMENDED ACTION:
None; informational only.

SUGGESTED MOTION:
None; informational only.

DISCUSSION:
State Legislative Affairs

The Legislature is out of session and will reconvene on January 6, 2020. October 13 was the Governor’s deadline for action on all bills passed by the Legislature. Any bills not signed or vetoed automatically become law and take effect on January 1, 2020. Historically, Democrat governors tend to veto fewer bills than Republican governors; Governor Brown vetoed an average of 14% of all bills reaching his desk, while Governor Schwarzenegger vetoed an average of 26%. A few updates on key bills we tracked are below.

• SB 1 was vetoed on September 27 (see attached veto message).

• AB 658 was signed on October 9 (establishes five-year temporary permits for diverting winter flood flows).

• Still awaiting action by the Governor at print time for this agenda report:
  o SSB 487 (ASO/aerial snow survey and runoff forecasts)
  o AB 417 (Agriculture and Rural Prosperity Act)
  o AB 638 (climate change impacts to water storage facilities)

• SB 559 was moved to a two-year bill on September 6. It can be reconsidered in January. FWA and other Valley groups are considering strategies for the bill or a successor, but much will depend on the
status of Administration and Legislative water policy priorities (Water Resilience Portfolio, bonds, etc.) during the next few months.

Federal Legislative Affairs

- S1932 (Feinstein Gardner) – potential markup in November.

- Senate Energy and Water Appropriations bill (FKC funding thru the WIIN Act) may have a chance to move this week. House bill has already passed so the two bills would move to a conference committee to address the differences.

- Rep. Cox bill (FKC funding) should be introduced when the House goes back into session.

Water Resilience Portfolio

The Newsom Administration had indicated that a public draft of its water policy plan, the Water Resilience Portfolio, will be released in October (date TBD). The plan will be finalized in November. The Blueprint group delivered a letter and brochure describing recommendations for the Portfolio on September 27. FWA staff also participated in developing recommendations through ACWA and an independent group convened of agencies, NGOs, and others. FWA’s participation has focused on needed conveyance improvements in the Valley, SGMA and related impacts, the water balance, and snowpack monitoring and runoff forecasts.

Communications

FWA staff and consultants are relaunching the Friant eWaterline newsletter. The first issue will be distributed late October or early November and will be monthly thereafter. It is planned to include content such as a message from the CEO; a calendar of upcoming events; recent relevant press; and spotlights/profiles of Board members, staff, and growers.

BUDGET IMPACT:

None.

ATTACHMENTS:

Governor Newsom’s veto message for SB 1, dated September 27.
SEP 27 2019

To the Members of the California State Senate:

I am returning Senate Bill 1 without my signature.

This bill would enact the California Environmental, Public Health, and Workers Defense Act of 2019 with the intent of ensuring that protections afforded under federal environmental and labor laws and regulations as of January 2017, could remain in place in the event of federal regulatory changes.

California is a leader in the fight for resource, environmental, and worker protections. Since 2017, the federal government has repeatedly tried to override and invalidate those protections, and each time, the state has aggressively countered – taking immediate legal action and deploying every tool at the state’s disposal to safeguard our natural resources, environmental protections and workers. No other state has fought harder to defeat Trump’s environmental policies, and that will continue to be the case.

While I disagree about the efficacy and necessity of Senate Bill 1, I look forward to working with the Legislature in our shared fight against the weakening of California’s environmental and worker protections.

Sincerely,

Gavin Newsom