

Director name: Gary Martin

Meeting attended: Delta Conveyance Design and Construction Authority (DCA) Board Meeting

Date of meeting: November 18, 2021

Location: Virtual – Ring Central Platform

SCV Water Board meeting to be presented at: December 7, 2021

On November 18, 2021, I attended the regular meeting of the DCA Board of Directors held virtually on the Ring Central platform. The agenda for the meeting was as follows:

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Public Comment
5. Approval of minutes of the September 16, 2021 Regular Board Meeting
6. Consent Calendar
  - (a) Approve Resolution Authorizing Virtual Board and Committee Meetings Pursuant to AB 361
7. Discussion Items
  - (a) DCA FY 20/21 Audit Report – Information Only
  - (b) November DCA Monthly Report – Information Only
  - (c) Approval of Second Amendment to Management Partners Agreement for Executive Director Services – Recommended Action – Adopt Resolution
  - (d) Sr. Leadership Spotlight – Ruth Douzinas, Project Controls Manager – Information Only
  - (e) Stakeholder Engagement Committee Update – Information Only
8. Staff Reports and Announcements
  - (a) General Counsel’s Report
  - (b) Treasurer’s Report
  - (c) DWR Environmental Manager’s Report
  - (d) Verbal Reports, If Any
9. Future Agenda Items
10. Adjournment

Points of interest:

- Item 6(a) was passed allowing continuation of virtual meetings to continue for the next 30 days.
- Item 7(a) was received with no matters to communicate or report (clean audit)
- Item 7(b) was presented by ED Graham Bradner. Work is proceeding to support the environmental effort and continue geotechnical investigations. No budget issues of concern were reported.
- Item 7(c) the second amendment to the Management Partners Agreement was adopted by the Board extending the notice period for terminating the Executive Director for no cause from 60 days to 90 days, and setting a requirement for a 60-day notice from Management Partners for any change in key personnel.
- Item 7(d) was presented for Board information only.
- Item 7(e) was presented summarizing the activities of the Stakeholder Engagement Committee from its inception in September, 2019 to present, highlighting the challenges and accomplishments of the committee.
- The General Counsel’s Report was provided under item 8(a).\
- The Treasurer’s report was provided under item 8(b).
- The DWR Environmental Manager’s report was provided under item 8(c).

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Director name: Gary Martin  
Meeting attended: ACWA JPIA Board of Directors Meeting  
Date of meeting: November 29, 2021  
Location: Pasadena Convention Center, Pasadena, CA  
SCV Water Board meeting to be presented at: December 7, 2021

On November 29, 2021, I attended the ACWA JPIA Board of Directors Meeting at the Pasadena Convention Center in Pasadena, CA. The agenda for the meeting is attached.

Points of Interest:

1. The meeting was called to order by ACWA-JPIA Board President Jerry Gladbach.
2. The Board ratified two new members into the JPIA; Groundwater Banking Joint Powers Authority, and Bear Valley Basin Groundwater Sustainability Agency.
3. The Board approved a revision to the JPIA Governing Documents; in particular to the Bylaws in Article VIII, Section 1 and 2 regarding Nonclaim Disputes Definition and Procedure.
4. The Board approved changes to the Conflict of Interest Code, pending approval by the FPPC.
5. The Board approved a resolution honoring Thomas A. Cuquet for his 20 years of service to JPIA and its members.
6. The Board approved proposed changes to the JPIA Investment Policy.
7. The Board received updates from JPIA staff on the Pooled Programs, including the Liability Program, the Property Program, the Worker's Compensation Program, and the Employee Benefits Program. Highlights are as follows:
  - The Liability Program has had no increase in the last 15 years.
  - The Property Program will see a 15% increase in the coming year beginning July 1 due to recent catastrophic events.
  - The Workers Compensation Program pricing has been very stable and no changes in the rates for the current year.
  - The Employee Benefits Program will see a 5% reduction in rates for the self-funded PPO program.
8. The President's Special Recognition Award Recipients were announced. Recipients were members that have a loss rate 20% or less in either of the Liability, Property, or Workers Compensation Programs.
9. An update was received for the ACWA JPIA California Water Insurance Program, a Captive Insurance Company.
10. An update was provided on the training programs.
11. The ACWA JPIA Professional Development Program 2021 Graduates were recognized.
12. ACWA JPIA staff provided a Human Resources update.
13. Chief Executive Director Andy Sells provided a ]n update on current events at the JPIA.

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## BOARD OF DIRECTORS' MEETING AGENDA

PASADENA CONVENTION CENTER  
300 F Green Street  
Pasadena, California 91101

**Monday – November 29, 2021 – 1:30 PM**

### **WELCOME**

### **TUESDAY SEMINARS**

- Seven Decades of Medicare
- The "Success" in Succession Planning Begins with the Unique Role of the Board
- Sexual Harassment Prevention for Board Members & Managers

### **CALL TO ORDER AND ANNOUNCEMENT OF QUORUM**

### **MEETING PARTICIPATION GUIDELINES**

### **PLEDGE OF ALLEGIANCE**

**ANNOUNCEMENT RECORDING OF MEETING** This meeting may be recorded to assist in preparation of minutes. Recordings will only be kept 30 days following the meeting, as mandated by the California Brown Act.

**PUBLIC COMMENT** Members of the public will be allowed to address the Board of Directors on any agenda item prior to the Board's decision on the item. They will also be allowed to comment on any issues that they wish which may or may not be on the agenda. If anyone present wishes to be heard, please let the Chairman know.

### **INTRODUCTION OF GUESTS**

### **ADDITIONS TO OR DELETIONS FROM THE AGENDA**

<u>Presenter</u>		<u>Page#</u>
	<b>I. <u>CONSENT CALENDAR</u></b>	
Gladbach	* A. Approve the minutes of the meeting of May 10, 2021.	34
	<b>II. <u>ADMINISTRATION</u></b>	
Gells	* A. Glossary of Terms.	44

Presenter

Page#

Sells \* B. Ratify Executive Committee's acceptance of new member agencies. 56

Greenfield \* C. Review and approve the proposed changes to the JPIA Bylaws. 57

Sells \* D. Review and approve the JPIA Conflict of Interest Code. 60

Gladbach \* E. Resolution 2021-1 honoring Thomas Cuquet for his 20 years of service to the JPIA. 65

Eggerton F. ACWA Presentation.

*Done presentation an update on ACWA to the audience.*

**III. FINANCIAL**

*Jyo's*

deBernardi \* A. Review and take action on the Investment Policy. 67

Gladbach \* B. Presentation of the Certificate of Achievement for Excellence in Financial Reporting by the Government Finance Officers Association of the United States and Canada (GFOA) for its comprehensive annual financial report (COA). 85

*Award delayed*

**IV. PROGRAMS**

Sells \* A. Pooled Programs update:  
 1. Liability Program  
 2. Property Program  
 3. Workers' Compensation Program  
 4. Employee Benefits Program 86

deBernardi \* B. Announce the President's Special Recognition Award recipients for the Liability, Property, and Workers' Compensation Programs. 88

Sells \* C. California Water Insurance Fund (CWIF) update. 96

**V. MEMBERSHIP BENEFITS**

Kuchinsky \* A. Announce the winners of the H.R. LaBounty Safety Award Program. 98

*Slaven Human Resources*

Slaven \* B. Training update. 101

Slaven \* C. Human Resources update. 105

<u>Presenter</u>		<u>Page#</u>
Greenfield	* D. Employment Hotline Incentive update.	107
	<b>C. <u>CEO UPDATE</u></b>	
Gells	* A. Current events at the JPIA.	108
	<b>D. <u>OTHER BUSINESS</u></b>	
Greenfield	A. Review pending lawsuits directly involving the JPIA.	
Gladbach	B. Open discussion.	
Gladbach	C. Announce the Board of Directors' Reception at 5:00 p.m. following the Town Hall meeting and introduce sponsors in attendance.	

## ADJOURNMENT

\*Related items enclosed.

**MISSION STATEMENT:** ACWA JPIA is dedicated to consistently and cost effectively providing the broadest possible affordable insurance coverages and related services to its member agencies.

***Americans with Disabilities Act** – ACWA JPIA conforms to the protections and prohibitions contained in Section 202 of the Americans with Disabilities Act of 1990 and the Federal Rules and Regulations adopted in implementation thereof. A request for disability-related modification or accommodation, in order to participate in a public meeting of the JPIA, shall be made to Chimene Camacho, Executive Assistant, ACWA JPIA, P O Box 619062, Roseville, CA 95661-9062; telephone (916) 786-5742. The JPIA's normal business hours are Monday - Friday, 7:30 a.m. to 4:30 p.m. (Government Code Section 54954.2, subdivision (a)(1))*

*Written materials relating to an item on this Agenda that are distributed to the JPIA within 72 hours before it is to consider the item at its regularly scheduled meeting will be made available for public inspection at ACWA JPIA, 2100 Professional Drive, Roseville, CA 95661-3700; telephone (916) 786-5742. The JPIA's normal business hours are Monday - Friday, 7:30 a.m. to 4:30 p.m.*

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Director name: Gary Martin  
Meeting attended: ACWA Groundwater Committee Meeting  
Date of meeting: November 30, 2021  
Location: Pasadena Convention Center, Pasadena, CA  
SCV Water Board meeting to be presented at: December 7, 2021

On November 29, 2021, I attended the ACWA Groundwater Committee meeting at the Pasadena Convention Center in Pasadena, CA. No agenda was provided.

Points of Interest:

1. The CA Department of Water Resources (DWR) provided a Sustainable Groundwater Act (SGMA) update, as presented by a series of speakers.
2. California's GW and CA/GW Live (bulletin 118); statewide report update was released with 2 new features: Regional GW at a glance, and CA's GW Live. The report includes current GW levels, current statistics, GW level changes at 1, 3, 5 and 10 years; GW level trend over the last 20 years, and Spring GW conditions.
3. A funding update was provided; \$300 million new funding over 3 years to fund GSP update activities, outreach and engagement, and project development. Round 1 opens in December 2021 and provides \$160 million for critically over-drafted basins (COD), Round 2 opens in late 2022 or early 2023, and provides \$205 million for non-COD basins.
4. The GSP timeline was presented; GSPs are due by 1/31/2022. The GSP evaluation being is underway with 6 plans approved and 6 others that will receive notification letters to consult on deficiencies, with 180 days to correct deficiencies.
5. A fast-paced presentation was made by the California Water Data Consortium. See [cawaterdata.org](http://cawaterdata.org) for information on this item.
6. A presentation was made by the Groundwater Resources Association of California. This is their 30-year anniversary and they discussed their 2022 activities.
7. Cindy Tuck (ACWA) discussed state issues and new funding available for water infrastructure projects.
8. Dave Reynolds (ACWA) did the same on the Federal side and suggested that now is the time to be meeting with your regional field offices of their representatives to promote water project funding.

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Lynne Plambeck  
AB1234 Report  
Nov. 30<sup>th</sup>, 2021  
Acwa virtual meetings

#### Ground Water Committee – 10AM

Steven Springhorn – Update on groundwater mapping and evaluation in the central valley – powerpoint available. They are making aerial overflights with the “big loop” to estimate ground water quantities.  
Keith Wallace – Gave an update on funding opportunities, especially for those needing funding in critical basins.

Melissa Sparks Kranz Drought update– DWR held listening sessions on drought, the developed principles which were released for public comment in September. 6 principals, 40 strategies to address drinking water during drought. They are now developing an implementation plan.

Melissa Shannon – SIGMA Regulation update. Adopted GSP must be submitted by Jan 31 and update report in April. Webinars about submittal process are available at the DWR SIGMA portal page.  
Craig Altare – GSP evaluation and assessment process, two approved, two had deficiencies and received notification letters. Recently 8 more were released, with 4 being approved and four notification letters. Notification letters are not final determinations – deficiencies can be addressed. Questions and answers included a discussion of subsidence which DWR is looking closely at. Mentioned that Cities Counties are supposed to take GSPs into consideration, but the bridges to make that happen isn’t always taking place.

Natalie Stork – SWRCB SIGMA report Water board released two more letters to support DWRs work in specified basins – letters posted in portal.

Tara Morgan - Development of an open source water accounting system. This is used by Rosedale Rio Bravo, designated as critically over drafted. Christiana Babbit gave a demonstration of the platform. There is a demonstration site that anyone can log on to.  
Subcommittee updates – announced the three sub committees that has been meeting monthly  
Cindy Tuck – state issues Obtaining infrastructure funding such as PFAS funding 180 mi, 200 mil infrastructure 50 mil for ground re-purposing. Three relevant programs at ACWA this week.

#### Water Quality 3PM

Clean Water Subcommittees Mauricio, Jeremy Jugrais, Chris Anderson

Talked about the Steelhead listing has potential to affect a variety of projects ACWA has formed a working group of agencies in the region. CFW must submit evaluation of CESA petition to determine if it deserves listing. If they agree, full review could take a year during which time take would not be permitted. ACWA policy is supposed to be balanced, so all parties should be at the table. Letter already posted on CFW website. United worried about St Felicia Dam – no steelhead trout existed. Freeman diversion – dead fish was maybe a farm raised, but used it to force install of fish ladder. CESA has no language about including distinct population segments’, so shouldn’t allow southern species. Mauricio claims it will cut their water right in half. This is cindy claimed regulatory overreach ? could go to other species. Encouraged to reach out to legislators.

State wetlands and riparian policy. – waters of the state broader reach than 404 permits. Longer times for issuance of WDR, more mitigation is being requested.

Patrick Versluis reported on new PFAS regulation. Some concern that water agencies might be labeled polluters under CERCLA . ACWA submitted a comment letter on the draft PHGs. DDW is working with agencies throughout the state. May issue new monitoring orders in late 2022 and may be new notification levels for additional PFAS compounds.

Cindy – legislative updates – Infrastructure funding, 650 million State drinking water funding prioritized for low income communities, multi benefit projects, recycling. ACWA is producing a matrix that will list out the different pots of money – will be posted next week. Covid 19 arrearage debt, the state appropriated 980 million, draft guidelines already produced. IRS – that money is not part of the customers income, no 1099s needed. Must apply by Dec. 6<sup>th</sup>.

Leslie Dobalian – microplastic update- trying coordinate a definition for ocean and drinking water

Hexavalent Chromium Steve Bigley – Nov 4 released review for scoping on an EIR. Hopefully be certified next summer so that rule could be implemented in 2023. ACWA feels the issue was not properly noticed and there should be a finite project to comment on. Looking at ion exchange and reverse osmosis, evaluating 17 different scenarios. Must be economically and technically feasible.