View from the Carlsbad Desalination Plant tower crane with views of Agua Hedionda Lagoon and Pacific Ocean. Beginning excavation of the Intake Pump Station can be seen on lower right.
1. **UNIFIED AGENDA:** This unified agenda provides a brief description of each item to be considered by the Board and its Administrative and Finance, Engineering and Operations, Imported Water, Legislation, Conservation and Outreach, and Water Planning Committees. For convenience, the agenda for each of the Committees and for the formal Board meeting are stated separately; however, all agendas shall be considered as a single agenda and any item listed on the agenda of any Committee may be acted upon by the Board. All items on the agenda of any Committee, including information items, may be deliberated and become subject to action by the Board.

2. **DOCUMENTS:** Staff reports and any other public information provided to the Board or Committee before the meeting relating to items on the agenda are available for public review at the San Diego County Water Authority 4677 Overland Avenue San Diego, CA 92123 during normal business hours. Additional documents may be distributed at the meeting. Copies of individual items, including the background information, are available through the Clerk of the Board at (858) 522-6614.

3. **MEETING TIMES:** The morning session of Standing Committees will commence at 9:00 a.m. on March 27, 2014. The afternoon session of Standing Committees will commence at 12:45 p.m. Please see the meeting schedule. The full Board may begin as early as 3:00 p.m. or as soon thereafter as the last Committee meeting is completed.

4. **ACTION AT COMMITTEE MEETINGS:** Committee meetings are also noticed as meetings of the Board because a quorum of the Board may be present. Members of the Board who are not members of the Committee may participate in the meeting, but only members of the Committee may make, second or vote on any motion or other action of the Committee unless the Board determines to convene for consideration of action on an item or items on the Committee agenda. If a quorum of the Board is present during a Committee meeting, upon approval of a motion by any Board member to convene for consideration of action on an item or items on the Committee agenda, the Board may take action on that item or items. If the Board takes action on an item during a Committee meeting, the matter will not be subject to further action at the Formal Board meeting unless a motion to reconsider is approved according to the provisions of the Water Authority Administrative Code. Persons interested in an item and wishing to hear the staff report, present oral or written comments and hear the deliberations should attend the Committee meeting. Closed Sessions also occur at Committee meetings and may not be repeated at the formal Board meeting.

5. **CONSENT CALENDAR:** The agenda contains items listed on a consent calendar which is for matters considered routine or otherwise not requiring further deliberation. A committee or the Board will take action as recommended by one motion. There will be no individual discussion on such items prior to the vote unless an item is removed for discussion. If a member of the public
wishes to talk about a consent calendar item, please notify the Chair before the calendar is called. Persons who wish to be heard on an item are encouraged to speak before the assigned committee.

6. **PUBLIC HEARINGS**: It is not necessary to notify the Chair if a member of the public wishes to speak on items listed on the agenda as public hearings. Public hearings will begin at the time stated in the notice, or as soon thereafter as the matter can be heard. When the Chair opens the hearing, upon invitation of the Chair, step to the podium and begin by giving your name and address for the record. Each speaker has 3 minutes to address the Board.

7. **PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA**: The agenda provides an opportunity for members of the public to address the Committees and Board on matters of interest within the jurisdiction of the Committee or Board that are not listed on the agenda. The Brown Act does not allow any discussion or action by the Board or staff on matters raised during public comment except: 1) to briefly respond to statements made or questions posed; 2) ask a question for clarification; 3) receive and file the matter; 4) if it is within staff's authority, refer it to them for a reply; or, 5) direct that it be placed on a future board agenda for a report or action.

A reasonable amount of time will be allocated by the Chair for public comment. Persons wishing to speak should notify the Chair before the meeting by filling out a "Speaker Request Form" and give it to the secretary. Individual speakers are requested to be as brief as possible and are encouraged to address the appropriate committee who is best able to respond. When the Chair calls, please immediately step to the podium and begin by giving your name and address for the record. Each speaker has 3 minutes to address the Board.

8. **PUBLIC COMMENT ON AGENDA ITEMS**: Persons wishing to speak to an item that is listed on the agenda should notify the Chair before the meeting by filling out a speaker request form and giving it to the secretary. Step to the lectern when asked to do so by the Chair and begin by giving your name and address for the record. Remarks should be limited to three minutes.

9. **INFORMATION ITEMS**: Items are listed on the agenda as information based on staff's judgment. Circumstances or the committee's or Board's judgments may require deliberation or, if necessary, action on these items. Any member of the public with an interest in one of these items should review the background material and request information on the possible action that could be taken.

10. **ASSISTANCE FOR THE DISABLED**: If you are disabled in any way and need accommodation to participate in the Board meeting, please call the Clerk of the Board at (858) 522-6614 for assistance at least three (3) working days prior to the meeting so the necessary arrangements can be made.

11. **RULES GOVERNING MEETINGS**: The Water Authority’s Administrative Code Chapter 2.00 governs conduct of meetings of the Board and the Committees. The Administrative Code is available online at [www.sdcwa.org](http://www.sdcwa.org) or at the Water Authority Headquarters.
MEETING SCHEDULE

MARCH 27, 2014

MORNING SESSION 9:00 a.m. to 12:00 p.m.
Water Planning
Estimated time: 55 minutes
Imported Water
Estimated time: 2 hours

LUNCHEON FOR DIRECTORS 12:00 p.m. to 12:45 p.m.

AFTERNOON SESSION 12:45 p.m. to 3:00 p.m.
Engineering & Operations
Estimated time: 55 minutes
Legislation, Conservation & Outreach
Estimated time: 30 minutes
Administrative & Finance
Estimated time: 35 minutes

FORMAL BOARD MEETING 3:00 p.m.

* Time estimates are for convenience only and do not constitute part of the schedule.
The first morning session will commence at 9:00 a.m. and the following morning sessions may start at any time after 9:00 a.m. The first afternoon session will commence at 12:45 p.m., and the following afternoon sessions may start at any time after 12:45 p.m. The Board meeting will start no earlier than 3:00 p.m., or following the conclusion of the last committee meeting.
1. Roll call – determination of quorum.

2. Additions to agenda (Government Code Section 54954.2(b)).

3. Public comment – opportunities for members of the public to address the Committee on matters within the Committee’s jurisdiction.

4. Chair’s report.
   4-A Directors’ comments.

I. CONSENT CALENDAR

1. Agreement with the Sweetwater Authority regarding water storage at Sweetwater Reservoir.  
   Staff recommendation: Authorize the General Manager to execute an agreement for reservoir storage capacity with Sweetwater.  (Action)
   Paul Gebert

II. ACTION/DISCUSSION

   1-A Water Supply & Demand Conditions.  (Information)  Lesley Dobalian

   1-B Drought response communications and outreach update.  (Discussion)  Jason Foster
2. **Master Plan update.**

2-A **Resolution Certifying the Final Supplemental Program Environmental Impact Report for the 2013 Regional Water Facilities Optimization and Master Plan Update and Climate Action Plan; Adopting Environmental Findings of Fact and a Mitigation Monitoring and Reporting Program; Approving the Project; and Authorizing Filing of a Notice of Determination.**

**Staff recommendation:**

It is recommended the Board adopt a Resolution that:

1. Certifies the Final Supplemental Program EIR has been completed in compliance with the California Environmental Quality Act and State CEQA Guidelines, and reflects the independent judgment of the Board; and

2. Concurrently adopts the Environmental Findings of Fact and a Mitigation Monitoring and Reporting Program; and

3. Approves the Proposed Project modifications and the Climate Action Plan; and

4. Approves the 2013 Regional Water Facilities Optimization and Master Plan Update; and

5. Authorizes the filing of a Notice of Determination.

(Action)

3. **PUBLIC HEARING:** Nob Hill Improvements Project Environmental Impact Report.

**III. INFORMATION**

1. **Water Resources report.**

   Ken Weinberg

**IV. CLOSED SESSION**

**V. ADJOURNMENT**

Doria F. Lore
Clerk of the Board

**NOTE:** This meeting is called as a Water Planning Committee meeting. Because a quorum of the Board may be present, the meeting is also noticed as a Board meeting. Members of the Board who are not members of the Committee may participate in the meeting pursuant to Section 2.00.060(g) of the Authority Administrative Code (Recodified). All items on the agenda, including information items, may be deliberated and become subject to action. All public documents provided to the committee or Board for this meeting including materials related to an item on this agenda and submitted to the Board of Directors within 72 hours prior to this meeting may be reviewed at the San Diego County Water Authority headquarters located at 4677 Overland Avenue, San Diego, CA 92123 at the reception desk during normal business hours.
March 19, 2014

Attention: Water Planning Committee

Agreement with the Sweetwater Authority regarding water storage at Sweetwater Reservoir (Action)

Staff recommendation
Authorize the General Manager to execute an agreement for reservoir storage capacity with Sweetwater Authority (Sweetwater).

Alternatives
Do not authorize the General Manager to execute an agreement, and instead direct staff to negotiate new terms for an agreement with Sweetwater.

Fiscal Impact
There are sufficient funds in the Fiscal Years 2014 and 2015 appropriation to cover the staff recommendation. Funding beyond Fiscal Year 2014 and 2015 is contingent upon Board approval of future Water Authority budgets. This agreement will reimburse Sweetwater on a monthly basis the operation and maintenance cost for storing Water Authority-owned water in Sweetwater Reservoir. In addition, the agreement will pay Sweetwater the actual cost of pumping Water Authority-owned water from the reservoir to Sweetwater’s water treatment plant. The maximum amount of water which may be put into a Water Authority-owned storage account in Sweetwater Reservoir is 11,000/AF, resulting in an estimated maximum fiscal impact of $8.1 million. This agreement impacts the supply and transportation rate categories.

The purchase of water to be pre-delivered and stored in Sweetwater Reservoir is covered through the Water Purchases appropriation (estimated to be $6.5 million) which will be recovered through the sale of water to Sweetwater. The storing, including maximum evaporation losses, treating and pumping costs will be covered through the CIP appropriation (estimated to be $1.6 million).

Background
As part of the ongoing program to assess and rehabilitate pre-stressed concrete cylinder pipe (PCCP) within the Water Authority’s aqueduct system, a segment of Pipeline 3 that delivers untreated water to the southern portion of the Water Authority service area has been prioritized for relining. This segment of Pipeline 3 provides untreated water deliveries to Sweetwater. The rehabilitation work will be performed by installing welded steel liners under the Pipeline 3 Relining Lake Murray to Sweetwater Project (R0209/R0214). Installation of the steel liners requires Pipeline 3 to be shutdown (out of service) for an extended period affecting the ability to provide untreated water service to Sweetwater. The current estimated dates and duration of the Pipeline 3 shutdown is between November 1, 2015 and July 1, 2016.
Previous Board Actions: September 2008, the Board authorized the General Manager to enter into an agreement with Sweetwater Water Authority for 11,000 acre feet of carryover storage capacity in Sweetwater Reservoir. November 2009, the Board authorized the General Manager to amend that agreement with Sweetwater Water Authority to extend the term.

Discussion
In an effort to maintain untreated water service to Sweetwater, staff negotiated a storage agreement with Sweetwater that allows the Water Authority to pre-deliver and store sufficient quantities of untreated water in Sweetwater Reservoir to meet Sweetwater’s estimated demand for the duration of the Pipeline 3 shutdown. The estimated maximum quantity of water to be pre-delivered and stored in Sweetwater Reservoir is 11,000 acre-feet. Due to current untreated water conveyance constraints in the Water Authority’s aqueduct system, pre-delivery and storage of water in Sweetwater Reservoir may need to be initiated up to 18 months prior to the start of the Pipeline 3 shutdown. Water Authority staff is also evaluating possible modifications to improve the aqueduct system delivery capability and reduce the length of time required to provide sufficient quantities of water in Sweetwater Reservoir. Further, staff recognizes that while current reservoir levels are low, future runoff could provide Sweetwater with sufficient local supplies to serve its demand during the Pipeline 3 shutdown. Accordingly, the Water Authority may adjust the timeframe and amount of water to be stored based on an agreed upon operating plan and storage level.

The storage agreement provides payment to Sweetwater for a proportionate share of the cost for operation and maintenance of Sweetwater Reservoir. The payment terms are similar to the earlier executed storage agreement with Sweetwater that covered the period from January 21, 2009 to September 17, 2012. The rate to store water is $1.83 per acre foot per month ($22 per acre-foot on an annual basis), which is comparable to the Water Authority’s costs for operation and maintenance of Olivenhain Reservoir. The agreement will also reimburse Sweetwater $21 per acre foot for pumping Water Authority-owned water from the reservoir to Sweetwater’s Robert A. Perdue Water Treatment Plant. The pumping cost only applies to water that otherwise would have been delivered directly from the aqueduct without pumping. Lastly, the agreement will reimburse Sweetwater $15 per acre foot of water placed into storage to provide for treatment and control of quagga mussels. The Water Authority’s share of reservoir operations and maintenance costs will be paid monthly based on the maximum amount of Water Authority-owned water held in storage each month. Pumping costs will be reimbursed monthly based on the amount of Water Authority-owned water that is pumped from the reservoir to the treatment plant. Since the need for this storage agreement is directly related to the Pipeline 3 relining project, the above costs for storage, pumping and quagga mussel control, and the cost for evaporation losses, will be paid for using CIP funds. The costs associated with purchasing the water remains an operating budget expenditure.

Other pertinent terms of the agreement include development of an operating plan to determine annual storage amounts and anticipated withdrawal rates, proportionate sharing of evaporation losses, and Water Authority responsibility for spill losses prior to Sweetwater incurring such losses. The agreement term extends to the planned completion of the Pipeline 3 relining project (July 1, 2016).

Prepared by:   Paul Gebert, Senior Water Resources Specialist
Reviewed by:   Ken Weinberg, Director of Water Resources
Approved by:   Sandra L. Kerl, Deputy General Manager
March 19, 2014

**Attention: Water Planning Committee**

**Water supply and demand conditions (Information)**

**Purpose**
To monitor water supply, demand and storage conditions in accordance with the Water Authority’s Water Shortage and Drought Response Plan.

**Background**
*Water Shortage and Drought Response Plan: Stage 1 “Voluntary Supply Management”*
*Regional Drought Response Level: Level 1 “Drought Watch”*

**Discussion**

**State Water Project**
Storms in late February and early March throughout California improved the hydrologic outlook across the state. However, rainfall, snowpack, and runoff to the state’s reservoirs continue to be significantly below average for the date. Table 1 provides a summary of hydrologic conditions in the Northern Sierra region.

<table>
<thead>
<tr>
<th>Hydrologic Indicator</th>
<th>Percent of Average</th>
</tr>
</thead>
<tbody>
<tr>
<td>Northern Sierra 8-Station Precipitation Index on March 12, 2014</td>
<td>56%</td>
</tr>
<tr>
<td>Northern Sierra snowpack on March 12, 2014</td>
<td>20%</td>
</tr>
<tr>
<td>Forecasted WY 2014 runoff to Feather River as of March 1, 2014</td>
<td>32%</td>
</tr>
</tbody>
</table>

The State Water Project (SWP) Table A allocation for calendar year 2014 is still at zero percent, having been lowered from its initial 5 percent on January 31, 2014 due to continued dry conditions and low reservoir storage. A number of factors will affect the final Table A allocation including: future storms over the remainder of the winter and upcoming spring; emergency needs for health and safety; carryover storage from CY 2013; and water quality and environmental standards.

Table 2 provides storage in Oroville and San Luis reservoirs, which are now at 62 and 43 percent of average, respectively. San Luis reservoir storage continues to track below storage levels in 1976-1977, which is the driest year on record for the reservoir. Following the storms in early March, Lake Oroville storage surpassed the 1976-1977 driest year.
Hydrologic conditions continue track at approximately normal on the Colorado River Basin for water year 2014, as summarized in Table 3. Table 4 provides reservoir storage in Lake Mead and Lake Powell.

The US Bureau of Reclamation is not projecting shortages in 2014 or 2015 on the Colorado River under its Interim Guidelines for Lower Basin Shortages and Coordinated Operations for Lake Powell and Lake Mead. Based on January 2014 projections, Reclamation is projecting close to a 44 percent chance of a shortage declaration in 2016. While a shortage declaration would affect the states of Arizona and Nevada before California, due to California’s higher priority, MWD’s ability to take storage reserves from Lake Mead would be restricted.

Metropolitan Water District of Southern California
At its March 10, 2014 Water Planning & Stewardship Committee meeting, MWD staff provided an oral report on its Water Surplus and Drought Management Plan. MWD’s supply and demand balance remained unchanged from last month, with projected demands for calendar year 2014 at 2.0 million acre-feet, and will rely on significant withdrawals from storage reserves in 2014 to meet these projected demands. The amount of stored water withdrawn from storage will depend on the final SWP Table A allocation and on actual calendar year 2014 demands.
Local Supply and Demand Conditions
San Diego County received some welcome relief from the dry conditions with late February and early March storms. Accumulated total precipitation is still below average throughout the region however, as provided in Table 5 for two representative stations in San Diego County for water year 2014.

<table>
<thead>
<tr>
<th>Station</th>
<th>Inches</th>
<th>Percent of Normal</th>
</tr>
</thead>
<tbody>
<tr>
<td>Lindbergh Field</td>
<td>4.45</td>
<td>54%</td>
</tr>
<tr>
<td>Ramona Airport</td>
<td>8.39</td>
<td>61%</td>
</tr>
</tbody>
</table>

Total local reservoir storage including the Water Authority’s carryover storage was approximately 216,782 AF, which is 37 percent of capacity, on February 28 31, 2014. Storage levels reflect withdrawals that occurred during this period, along with increases due to runoff. In addition, the Water Authority has approximately 16,100 AF in the Semitropic groundwater storage bank.

Figure 1 compares the Water Authority member agencies total monthly water use, excluding recycled water use, in fiscal year (FY) 2014 to FY 2013. Cumulatively, the member agencies total potable water use from July through February in FY 2014 was approximately 15,955 AF greater, or four percent more, than in FY 2013 over the same months. This is primarily due to a 28 percent increase in water use, or 25,116 AF more, from December through February in fiscal year 2014 compared with FY 2013, which can be explained by drier and warmer weather conditions. Rainfall at Lindbergh Field in December through February for FY 2014 was just 26 percent of normal, or 1.5 inches, compared with 71 percent of normal the year before, at 4.0 inches. January 2014, which shows the largest increase in water use, was only 0.5 percent of average rainfall at Lindbergh Field at 0.01 inches, compared to 60 percent of average or 1.21 inches in January 2013. Furthermore, the average daily maximum temperature in January 2014 was 70.5º F, compared 64.6º F in January 2013, which was close to normal at 65º F.
Hydrologic Outlook
As of February 20, 2014, the National Weather Service’s Climate Prediction Center (CPC) was predicting dry weather to continue from March through May throughout most of California. The CPC was also predicting above average temperatures from March through May throughout all of California and in the lower Colorado River Basin states.

On March 6, 2014, an “El Niño Watch” was jointly issued by the CPC and other researchers, stating that there is about a 50 percent chance of an El Niño developing during the summer or fall. El Niño is characterized by warmer than normal sea-surface temperatures in the tropical Pacific ocean that impact global weather patterns. El Niño winters may bring wetter than normal conditions in California, especially in Southern and Central California. Historically, stronger El Niño events bring greater chance for wet weather in California.

Staff will continue to closely monitor supply conditions and provide regular updates to the Board through Spring 2014.

Prepared by: Lesley Dobalian, Water Resources Specialist
Reviewed by: Ken Weinberg, Director of Water Resources
March 19, 2014

Attention: Water Planning Committee

Drought Response Communications and Outreach Update (Discussion)

Purpose
This report provides an update on drought management communications and outreach activities to promote increased voluntary conservation as part of the Water Authority’s Water Shortage and Drought Response Plan.

Background
On February 13, 2014, the Water Authority Board authorized entering into the Voluntary Supply Management stage of its Water Shortage and Drought Response Plan, which calls for increased voluntary water conservation. The Board also approved notifying the Water Authority’s 24 member agencies that the region is at a Level 1 Drought Watch condition of the region’s Model Drought Response Ordinance. The Water Authority Board’s actions aim to help preserve stored water reserves in Southern California, should the dry period extend into 2015. Additional water savings can also provide relief for other areas of the state more significantly affected by the drought by reducing the region’s need for imported water.

The Water Authority’s Water Shortage and Drought Response Plan 2006, includes the implementation of a communications strategy to help achieve increased water conservation by the public, and enhance public understanding of how ratepayers’ investments in projects and commitment to water conservation has reduced the region’s vulnerability to drought shortage conditions.

Discussion
From late February through March, staff focused on developing the creative theme for the drought response communications campaign calling for increased conservation, and on generating greater awareness of the Water Authority’s existing and new conservation programs and tools.

Staff worked with its creative firm, Greenhaus, to develop, test and refine several potential campaign storylines and themes. Preliminary theme and tagline concepts were shared and discussed with member agency public information and conservation staff at a Joint Public Information Council/Conservation Coordinators meeting in early March. Greenhaus and staff further tested these draft theme concepts in the online version of the Water Authority’s public opinion poll and with member agency managers on March 18. The Board will receive an update on the creative development process for the campaign during the Water Planning Committee meeting on March 27.

Staff also pursued and implemented media relations, marketing, social media tools, and community outreach opportunities to ensure the public is aware of drought conditions, the call for increased voluntary conservation, and available conservation incentives and resources. The following are highlights of recent activities.
In recent weeks, Water Authority staff has issued three conservation news releases. They focused on urging San Diego residents and businesses to save water by turning irrigation systems off and leaving them off for a week or more after a rainstorm, promoting water-efficient plant fairs held in partnership with member agencies and The Home Depot, and promoting various activities related to national Fix A Leak Week.

Media coverage of drought management and conservation issues remained high in recent weeks. Staff assisted KPBS, along with the Voice of San Diego and Channel 7/39, in their efforts to produce reports on where San Diego County’s water comes from and how Water Authority diversification efforts help protect the region against drought. Several local news outlets, including KNSD Channel 7/39, KPBS and Encinitas Patch, repeated the “turn off sprinklers” message in their storm-related coverage. Staff also provided information to the *U-T San Diego* for articles related to water conservation tips and efforts at local homeowners associations to make their landscapes more water-efficient, and assisted an NBC 7/39 reporter doing a story on how residents can use graywater systems to save water. Staff also coordinated an interview with CBS national news about the Carlsbad Desalination Project in the context of efforts to make the region more resilient to drought, and assisted other media working on drought-related stories, including Associated Press, KGTV Channel 10, KFMB Channel 8, Mission Publishing Group and the *San Diego Daily Transcript*.

Staff is ramping up efforts to make presentations or participate in events in the community to raise awareness of drought conditions and conservation programs. These activities included hosting a booth at San Diego State University’s Sustainability Day and making presentations to the Belmont Village homeowners association, SDG&E “Green Team,” Pacific Green Landscape, the Agua Hedionda Lagoon Foundation, CleanTech Water Education Series, and the San Diego Regional Climate Collaborative.

Efforts to work with community partners also helped to spread awareness of the need for increased voluntary conservation. The *U-T San Diego* is running water efficiency tips in its Saturday Home & Garden section, with recent installments promoting the [www.WaterSmartSD.org](http://www.WaterSmartSD.org) website, toilet rebates and upcoming water-efficient plant fairs. In addition, SDG&E began providing staff to promote water and energy efficiency as part of the water-efficient plant fair partnership with The Home Depot. The plant fairs will take place at various locations through June. Water Authority and SDG&E staff also met to discuss the potential for co-promoting several residential and commercial water- and energy-efficiency programs. In addition, staff continued to reach out to new potential community partners to support the campaign in coming months.

Staff made regular updates on conservation news and events to [www.WaterSmartSD.org](http://www.WaterSmartSD.org) and provided water supply updates and information on conservation programs in its Watersource e-newsletter. In addition, the department made more than 40 Twitter postings to spread awareness of drought conditions, promote conservation programs and call attention to water supply reliability efforts. Nearly 50 organizations and individuals tweeted or re-tweeted messages related to drought management actions, water conservation-related events and promotions, turning off irrigation systems during rainstorms and other topics related to conservation or drought.
Interest in Water Authority conservation programs grew substantially in February. Compared to January, visits to the WaterSmartSD.org website increased by 51 percent. Visits to the Water Authority’s turf replacement incentive program microsite grew by 84 percent and visits to the “eGuide to a WaterSmart Lifestyle” water efficiency guide increased 44 percent.

Staff will continue to provide updates to the Board on the implementation and execution of drought management communications activities.

Prepared by: Jason Foster, Director, Public Outreach and Conservation
Reviewed by: Dana L. Frieauf, Acting Water Resources Manager
Reviewed by: Ken Weinberg, Director of Water Resources
Reviewed by: Dennis A. Cushman, Assistant General Manager
March 19, 2014

Attention: Water Planning Committee

Resolution Certifying the Final Supplemental Program Environmental Impact Report for the 2013 Regional Water Facilities Optimization and Master Plan Update and Climate Action Plan; Adopting Environmental Findings of Fact and a Mitigation Monitoring and Reporting Program; Approving the Project; and Authorizing Filing of a Notice of Determination. (Action)

Staff recommendation:
It is recommended the Board adopt a Resolution (attached) that:
1. Certifies the Final Supplemental Program EIR has been completed in compliance with the California Environmental Quality Act (CEQA) and State CEQA Guidelines, and reflects the independent judgment of the Board;
2. Concurrently adopts the Environmental Findings of Fact and a Mitigation Monitoring and Reporting Program;
3. Approves the Proposed Project modifications and the Climate Action Plan (the “Project”);
4. Approves the 2013 Regional Water Facilities Optimization and Master Plan Update; and
5. Authorizes the filing of a Notice of Determination.

Alternatives:
1. Do not certify the Final SPEIR and associated CEQA documents, do not approve the Project, and do not authorize the filing of a Notice of Determination. This alternative would require duplicative and more time consuming CEQA analyses performed on an individual project basis.

Fiscal Impact
There are no fiscal impacts directly related to the staff recommendations. Fiscal impacts related to approving the Project are expected to be addressed under separate actions by the Board as part of a mid-term budget adjustment for the Adopted Multi-Year Budget for Fiscal Years 2014 and 2015.

Background
The 2013 Regional Water Facilities Optimization and Update (2013 Master Plan Update) has been prepared to guide investments in new infrastructure and assure member agency demands for untreated and treated water service are provided by the Water Authority in a reliable and cost effective manner through a year 2035 planning horizon. A Supplemental Program Environmental Impact Report (SPEIR) and a Climate Action Plan (CAP) have been prepared in conjunction with the 2013 Master Plan Update to allow for greater flexibility regarding environmental and cumulative impacts in compliance with the California Environmental Quality Act (CEQA) and the California Global Warming Solutions Act of 2006 (AB32).
Key planning elements essential to the analyses conducted under the 2013 Master Plan Update, as well as planning results and conclusions, have been reviewed with the Board and a member agency technical advisory committee (TAC). Since initiation of work, there have been 13 regular or special meetings of the Water Planning Committee and six meetings with the member agency TAC devoted to the 2013 Master Plan Update, the CAP and the SPEIR.

The 2013 Master Plan Update effort is an update to the 2003 Master Plan, and includes evaluation of near- and long-term projects. The comprehensive list of facilities being evaluated in the 2013 Master Plan Update includes CIP projects that were deferred and being re-scoped, new projects, and long-term projects that will require additional future studies. However, for purposes of the 2013 environmental document, only those projects that have not received previous CEQA coverage and are expected to be built by 2025 were analyzed in the SPEIR. The five Proposed Project modifications that were evaluated in the 2013 SPEIR are shown in Table 3 below. The Board made the determination of the five Proposed Project modifications for CEQA review at its July 25, 2013 meeting. The Proposed Project modifications and CEQA review process were also presented and discussed at the June 27, 2013 regular meeting of the Water Planning Committee and July 11, 2013 special Water Planning Committee meeting dedicated to the Master Plan Update.

Discussion
The 2003 Program Environmental Impact Report (PEIR) for the Water Authority’s initial Regional Water Facilities Master Plan was completed and certified by the Board on November 20, 2003. Since that time, the 2003 Master Plan has been the principal guide for new infrastructure development by the Water Authority under its ongoing $3.1 billion Capital Improvement Program (CIP). Each of the documents prepared for the 2013 Master Plan Update builds upon the planning principles that were developed under the earlier master plan. These documents also take into account the most recent projections for regional water supplies and demands included in the 2010 Urban Water Management Plan (UWMP), and further recognize the “new normal” of reduced water sales volumes and greater emphasis on local supply development and conservation.

2013 Master Plan Update
The 2013 Master Plan Update provided a comprehensive evaluation of future infrastructure needs based on the most recent projections for water supplies and demands as provided by the 2010 UWMP. The master plan process adopted a scenario planning approach to develop a plausible range of projected supplies and demands to be met by the Water Authority’s system of conveyance, treatment and storage facilities. This range of supplies and demands allows for consideration of a number of uncertainties that may affect future supply reliability, including uncertainties related to local and statewide hydrology, availability of imported supplies and development of new local supplies. System reliability was then tested against decision criteria and performance thresholds to determine the timing and need for new facilities that would alleviate potential conveyance constraints and supply shortages. Results from the Master Plan analyses show that while the Water Authority system is robust, new infrastructure will be needed to alleviate conveyance constraints. Supply shortages may also occur near the end of the 20-year planning horizon resulting from projected population increases and economic growth in the San
Diego region. Several of the key conclusions from the 2013 Master Plan Update are summarized in Table 1 below.

<table>
<thead>
<tr>
<th>Table 1 - Key Conclusions from the 2013 Master Plan Update</th>
</tr>
</thead>
<tbody>
<tr>
<td>• Under normal and wet weather patterns, there is a very low occurrence of supply demand gaps through 2035. During multiple dry-year weather patterns when imported supplies are allocated, supply demands gaps will likely occur.</td>
</tr>
<tr>
<td>• Treated water conveyance capacity is adequate to meet all current and projected demands through 2035.</td>
</tr>
<tr>
<td>• Untreated water conveyance constraints exist at the MWD Delivery Point and in the south county that will constrain peak deliveries to local water treatment plants.</td>
</tr>
<tr>
<td>• The use of Water Authority-owned seasonal storage capacity is needed to alleviate peak untreated water delivery conveyance constraints. Seasonal storage use will vary between 40 and 50 TAF annually.</td>
</tr>
<tr>
<td>• Drawdown of the carryover storage pool at San Vicente Reservoir will help mitigate supply-demand gaps during multi-year dry weather periods and delay the need for new supply development.</td>
</tr>
<tr>
<td>• Completion of the ESP is needed to assure supply reliability throughout the Water Authority service area.</td>
</tr>
<tr>
<td>• Completion of the CIP will assure operational reliability. Project timing and scope should be reassessed to better align with current and projected demand profiles.</td>
</tr>
<tr>
<td>• Delivery reliability is predicated on continued functionality of all components of the existing aqueduct system. Maintaining or extending facility service life through the Asset Management Program should be emphasized.</td>
</tr>
<tr>
<td>• Installation of system isolation valves at strategic locations will reduce member agency supply disruptions during planned and unplanned shutdowns of the aqueduct system.</td>
</tr>
<tr>
<td>• In-line hydroelectric generation opportunities exist at multiple locations within the aqueduct system.</td>
</tr>
<tr>
<td>• Under planning scenarios that place a greater reliance on the Water Authority system to meet regional demands, supply demand gaps are more likely to occur beginning in 2025.</td>
</tr>
<tr>
<td>• The frequency and magnitude of supply-demand gaps is strongly influenced by member agency achievement of local supply development and conservation saving goals. Additional local supply development, such as the City of San Diego’s proposed potable reuse project, would alleviate supply-demand gaps that occur near the end of the planning horizon.</td>
</tr>
</tbody>
</table>

The 2013 Master Plan Update includes recommendations for new near-term improvements, modifications to several existing CIP projects, and actions related to advancing or deferring feasibility assessments of long-term projects. At its July 2013 meeting, the Board approved a list of Proposed Project modifications for further CEQA analysis in the SPEIR. This list, shown in Table 3 below, includes capital projects that have not received previous CEQA coverage and are expected to be implemented in the near to mid-term time frame (i.e., prior to 2025). The Proposed Project modifications will address potential untreated water conveyance constraints and complete build-out of the Emergency Storage Project. The 2013 Master Plan Update also includes recommendations for potential long-term projects that are at the feasibility or conceptual level. The long-term projects include improvements considered for
implementation beyond the 2025 time frame that may or may not be needed to alleviate potential supply shortages. The need to implement any of the long-term projects will be influenced by a number of local and statewide water resource actions that will affect local supply development and the reliability of imported water supplies. As future decisions are made on local and state water resources, appropriate incremental steps may be taken regarding the long-term projects.

**Climate Action Plan**

A CAP has been prepared as part of the 2013 Master Plan Update to address Water Authority greenhouse gas (GHG) emissions and to comply with the requirements of CEQA and AB32. AB32 requires the State to reduce future GHG emissions to an established level, and provides guidelines on the calculation of baseline emissions inventories and the estimation of future emissions and reduction targets. Based on these guidelines, the CAP has calculated the Water Authority’s baseline GHG emissions for year 2009 and emissions targets for 2020 and 2035. The CAP also estimated future GHG emissions based on projects that have been completed since 2009, and projects that are likely to come on line by 2020 and by 2035 if recommendations included in the 2013 Master Plan Update are implemented.

A key element in the estimates of future GHG emissions is the recent completion of the Lake Hodges Pumped Storage project. Pumped storage operations, considering SDG&E’s current renewable energy portfolio, results in an emissions offset that can be applied against estimates of future GHG emissions. The calculation of existing and anticipated emissions sources for the Water Authority, following a “Business-As-Usual” (BAU) approach, is summarized in Table 2 below.

<table>
<thead>
<tr>
<th>Emissions Targets/Sources</th>
<th>Baseline Emissions 2009</th>
<th>2020 Emissions</th>
<th>2035 Emissions</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>State-Aligned Emissions Targets</strong> 5</td>
<td>9,325</td>
<td>7,927</td>
<td>4,756</td>
</tr>
<tr>
<td>Sources in Operation by 2009</td>
<td>9,325</td>
<td>7,467</td>
<td>8,474</td>
</tr>
<tr>
<td>Sources Built 2010 to 2012</td>
<td>n/a</td>
<td>(12,615)</td>
<td>(12,615)</td>
</tr>
<tr>
<td>Sources Anticipated 2013 to 2020</td>
<td>n/a</td>
<td>129</td>
<td>81</td>
</tr>
<tr>
<td>Sources Anticipated 2021 to 2035</td>
<td>n/a</td>
<td>n/a</td>
<td>85</td>
</tr>
<tr>
<td><strong>Total BAU</strong></td>
<td>9,325</td>
<td>(5,019)</td>
<td>(3,975)</td>
</tr>
</tbody>
</table>

1 Metric ton of carbon dioxide equivalent.
2 Baseline inventory is for year 2009.
3 Target of 15% below 2009 baseline by 2020.
4 Water Authority is not mandated to achieve the 2050 goals set forth by Executive Order S-3-05. Target for 2035 is based on straight-line between 2020 and 2050 targets.
5 Emissions sources for 2020 and 2035 include reductions due to state and federal measures and local measures already implemented.

As shown above, through existing and anticipated projects, the Water Authority’s Total BAU is estimated to be below the 2020 and 2035 State-Aligned Emissions Targets, demonstrating that the Water Authority will not hinder the State meeting its GHG emissions reduction goals.
Supplemental Program Environmental Impact Report/CEQA Process

The strategy to prepare a program-level environmental document for the 2013 Master Plan Update provided a more comprehensive approach and allowed for greater flexibility to deal with general environmental issues, cumulative impacts related to future facility development and operations, and greenhouse gas emissions and climate change impacts. Performing regional impact analyses in program-level environmental documents affords a singular approach that can be uniformly incorporated into future project-specific environmental documents, thereby eliminating duplicative effort and streamlining the process for evaluating project impacts.

The list of Proposed Project modifications that requires CEQA analysis in the SPEIR can be found in Table 3 below. The list includes near to mid-term new improvements and capital projects (i.e., implemented prior to 2025) that have not received previous CEQA coverage. The list of Proposed Project modifications represents only minor changes from the earlier certified 2003 PEIR, and as a result, the SPEIR need only contain the information necessary to make the previous PEIR adequate for the revised Project. The SPEIR does not need to replicate all of the analysis in the 2003 document. The 2013 SPEIR, when combined with the 2003 PEIR, will provide programmatic CEQA coverage for the five Proposed Project modifications considered in the 2013 Master Plan Update.

<table>
<thead>
<tr>
<th>Proposed Project</th>
<th>Purpose</th>
<th>Time Frame</th>
</tr>
</thead>
<tbody>
<tr>
<td>System Isolation Valves</td>
<td>Improve aqueduct operations and maintenance flexibility</td>
<td>2015-2025</td>
</tr>
<tr>
<td>ESP - San Vicente PS Third Pump Drive and Power Supply</td>
<td>Meet ESP and Carryover Storage requirements</td>
<td>2020-2025</td>
</tr>
<tr>
<td>Pipeline 3/Pipeline 4 Conversion</td>
<td>Alleviate untreated water conveyance constraint at MWD delivery point</td>
<td>2020-2025</td>
</tr>
<tr>
<td>System Storage</td>
<td>Provide operational storage for increased deliveries</td>
<td>2020-2025</td>
</tr>
<tr>
<td>Asset Management Program</td>
<td>Repair, rehabilitate or replace existing assets to extend or renew asset service life.</td>
<td>2015-2025</td>
</tr>
</tbody>
</table>

Other projects considered in the 2013 Master Plan Update that are at the feasibility or conceptual level of project review, including projects that will not be implemented until after 2025 (i.e., long-term projects), as well as projects that have had prior CEQA review, have not been included in this SPEIR. Should the Board decide to advance any conceptual level or long-term project, then a separate CEQA analysis will need to be prepared.

The Water Authority, acting as lead agency for CEQA, issued a Notice of Preparation (NOP) identifying the scope of the draft SPEIR on April 15, 2013, and sent it to all Responsible and Trustee agencies, other government agencies, and non-governmental organizations. The NOP provided for a 30-day public comment period as mandated by State CEQA Guidelines. A public scoping meeting was held on April 29, 2013. Two individuals attended the scoping meeting, however no comments were submitted. The Water Authority received three written comment letters during the scoping process. Comments provided were considered during preparation of the draft SPEIR.
On November 22, 2013, the Water Authority released for public review a draft SPEIR, the draft 2013 Master Plan Update, and the draft CAP. The draft SPEIR evaluated 18 issue areas of potential environmental effects from implementing the five 2013 Master Plan Update Proposed Project modifications and the CAP (the “Project” under CEQA). All environmental impacts of the five Proposed Project modifications are less than significant with program-level mitigation. However, additional project-specific CEQA analyses will still be required as the five Proposed Project modifications are further developed. There were also no significant effects from implementation of the CAP, resulting in no required mitigation for the CAP. As mentioned above, the analysis conducted under the SPEIR does not include any long-term water supply or conveyance projects that are currently at the feasibility or conceptual level, as these studies are exempt from CEQA.

A 55-day public review period started on November 22, 2013, and ended on January 16, 2014. A public hearing to accept comments on the draft SPEIR was held on January 9, 2014. The Water Authority received written comment letters from four state agencies, five community groups or private organizations, and three individuals. Additionally, the Water Authority received 228 form letters from membership of the San Diego Chapter of the Surfrider Foundation. Of these 228 letters, 213 were identical and 15 contained minor variations. One copy of the form letter is reproduced in the final SPEIR, along with a summary of how the 15 letters that contained minor variations were different. The Water Authority also received oral comments at the public hearing from 11 individuals. All comments received were addressed in the final SPEIR.

On March 17, 2014, the Board was emailed copies of the final SPEIR, 2013 Master Plan Update, and CAP; the Environmental Findings of Fact; and the Mitigation Monitoring and Reporting Program. The final SPEIR consists of the draft SPEIR, the comments submitted to the Water Authority, errata sheets with edits to the document based on comments received, and the Water Authority’s responses to all comments. These documents describe the expected impacts resulting from approval of the Proposed Project modifications and the Climate Action Plan (i.e., the Project) and incorporates measures that will avoid or substantially lessen identified potentially significant environmental effects at a program level. The Board will need to rely on these documents when considering whether or how to approve the Project. Once the Project is approved, completion of the CEQA process requires the Water Authority to file a Notice of Determination.
RESOLUTION NO. 2014-_____

A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE SAN DIEGO COUNTY WATER AUTHORITY
CERTIFYING THE FINAL SUPPLEMENTAL
PROGRAM ENVIRONMENTAL IMPACT REPORT
(STATE CLEARINGHOUSE NO. 2003021052) FOR
THE WATER AUTHORITY’S 2013 REGIONAL
WATER FACILITIES OPTIMIZATION AND MASTER
PLAN UPDATE AND CLIMATE ACTION PLAN,
MAKING FINDINGS REGARDING THE
ENVIRONMENTAL EFFECTS OF THE PROJECT,
APPROVING THE PROJECT AND MITIGATION
MONITORING PROGRAM, AND AUTHORIZING THE
FILING OF A NOTICE OF DETERMINATION

WHEREAS, pursuant to the California Environmental Quality Act (CEQA) and the CEQA Guidelines, the Water Authority, acting as the lead agency, has caused to be prepared a Final Supplemental Program Environmental Impact Report for the 2013 Regional Water Facilities Optimization and Master Plan Update (2013 Master Plan Update) and Climate Action Plan (CAP), hereinafter referred to as the “Final SPEIR”; and

WHEREAS, the Final SPEIR was prepared by the Water Authority, in consultation with firms or persons having expertise in the analysis of the environmental effects of projects and in the preparation of environmental documentation; and

WHEREAS, a draft of the SPEIR was prepared and made available for a 55-day review period commencing on November 22, 2013, and ending on January 16, 2014, notices were published of the availability of the draft and of the public hearing on the draft, and copies were distributed to interested persons; and

WHEREAS, after review of all written and oral comments and the preparation of responses thereto and changes to the Draft SPEIR, the Final SPEIR was presented to and certified by the Board on March 27, 2014, as having been completed in compliance with CEQA and the State CEQA Guidelines; and

WHEREAS, having heard and considered the evidence, and being fully advised regarding the environmental consequences of the 2013 Master Plan Update and CAP, it is in the interest of the Water Authority and the people it serves to approve the Final SPEIR, to make findings regarding the environmental effects of the project, to make a brief rationale for each finding, to approve the Mitigation Monitoring Program to assure that all necessary mitigation steps are taken, and to approve the project;
NOW THEREFORE, IT IS HEREBY RESOLVED, DETERMINED AND
ORDERED by the Board of Directors of the San Diego County Water Authority as
follows:

1. That the foregoing facts are true and correct.

2. That the Board, as the lead agency under CEQA, hereby finds that the
   Final SPEIR contains an adequate analysis of the environmental effects that would
   result from the project, that the Final SPEIR has been presented to the Board, and that
   the Board has reviewed and considered the information contained therein prior to
   approving the project.

3. That all mitigation measures identified in the Final SPEIR are hereby
   made conditions of approval of the project, that the Board approves the Mitigation
   Monitoring Plan, and that the General Manager or her designated representative be
   assigned the task of implementing the Mitigation Monitoring Program.

4. That the Board, having reviewed and considered the information
   contained in the Final SPEIR and all related documents, records, and comments, finds
   that changes are required or have been incorporated into the project which mitigate or
   avoid significant environmental effects thereof, as described in the Final SPEIR and in
   the Findings, and sets forth the rationale for each potential environmental impact and
   mitigation measure.

5. That the Proposed Project modifications and the Climate Action Plan (the
   “Project”) identified in the Final SPEIR are approved.

6. That the 2013 Regional Water Facilities Optimization and Master Plan
   Update is approved.

7. That the General Manager shall file a Notice of Determination as provided
   in Section 15094 and 15095 of the State CEQA Guidelines.

PASSED, APPROVED and ADOPTED this 27th day of March 2014.

AYES:

NOES:

ABSTAIN:

ABSENT:

_________________________
Thomas V. Wornham, Chairman
Board of Directors
I, Doria F. Lore, Clerk of the Board of the San Diego County Water Authority, do hereby certify that the above and foregoing is a full, true and correct copy of Resolution 2014 - of said Board and that the same has not been amended or repealed.

Doria F. Lore
Clerk of the Board
March 19, 2014

Attention: Water Planning Committee

Water Resources Report

Purpose
This report includes the following exhibits for February 2014:

- Rainfall totals for the month and water year to date
- Deliveries to Member Agencies (Exhibit A)
- Water Use by Member Agencies (Exhibit B)
- Storage Available to Member Agencies (Exhibit C)
- Firm Water Deliveries to Member Agencies (Exhibit D)
- Summary of Water Authority Member Agency Operations (Exhibit E)

<table>
<thead>
<tr>
<th></th>
<th>RAINFALL TOTALS (inches)</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>February 2014</td>
</tr>
<tr>
<td></td>
<td>Actual</td>
</tr>
<tr>
<td>Lindbergh Field (N.O.A.A.)</td>
<td>1.00</td>
</tr>
<tr>
<td>Lake Cuyamaca (Helix W.D.)</td>
<td>1.06</td>
</tr>
<tr>
<td>Lake Henshaw (Vista I.D.)</td>
<td>1.25</td>
</tr>
</tbody>
</table>

Sources: National Weather Service, Helix Water District, Vista Irrigation District.
### MONTHLY WATER RESOURCES REPORT

**Water Deliveries to Member Agencies**

(acre-feet)

**FEBRUARY 2014**

<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Carlsbad M.W.D.</td>
<td>1,453.5</td>
<td>988.1</td>
<td>18,283.0</td>
<td>16,394.5</td>
</tr>
<tr>
<td>Del Mar, City of</td>
<td>63.5</td>
<td>64.4</td>
<td>1,122.8</td>
<td>1,104.7</td>
</tr>
<tr>
<td>Escondido, City of</td>
<td>1,510.7</td>
<td>1,249.5</td>
<td>23,171.3</td>
<td>20,989.4</td>
</tr>
<tr>
<td>Fallbrook P.U.D.</td>
<td>733.1</td>
<td>558.6</td>
<td>12,688.7</td>
<td>12,341.5</td>
</tr>
<tr>
<td>Helix W.D.</td>
<td>2,113.7</td>
<td>1,788.2</td>
<td>34,882.7</td>
<td>27,556.4</td>
</tr>
<tr>
<td>Lakeside W.D.</td>
<td>224.5</td>
<td>176.5</td>
<td>3,672.7</td>
<td>3,485.4</td>
</tr>
<tr>
<td>National City, City of</td>
<td>203.7</td>
<td>-</td>
<td>1,770.2</td>
<td>603.4</td>
</tr>
<tr>
<td>Oceanside, City of</td>
<td>1,426.1</td>
<td>1,262.1</td>
<td>24,783.4</td>
<td>23,306.2</td>
</tr>
<tr>
<td>Olivenhain M.W.D.</td>
<td>1,175.9</td>
<td>970.8</td>
<td>21,808.0</td>
<td>19,809.2</td>
</tr>
<tr>
<td>Otay W.D.</td>
<td>1,982.0</td>
<td>1,739.3</td>
<td>33,042.7</td>
<td>30,786.1</td>
</tr>
<tr>
<td>Padre Dam M.W.D.</td>
<td>685.8</td>
<td>586.2</td>
<td>11,989.1</td>
<td>11,554.1</td>
</tr>
<tr>
<td>Pendleton Military Reservation</td>
<td>3.2</td>
<td>3.5</td>
<td>43.1</td>
<td>47.6</td>
</tr>
<tr>
<td>Poway, City of</td>
<td>585.0</td>
<td>693.6</td>
<td>12,752.3</td>
<td>11,561.8</td>
</tr>
<tr>
<td>Rainbow M.W.D.</td>
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<td>785.4</td>
<td>23,188.4</td>
<td>21,074.6</td>
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<tr>
<td>Ramona M.W.D.</td>
<td>366.3</td>
<td>236.2</td>
<td>7,006.9</td>
<td>6,721.3</td>
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<tr>
<td>Rincon Del Diablo M.W.D.</td>
<td>377.0</td>
<td>280.3</td>
<td>7,053.6</td>
<td>6,373.4</td>
</tr>
<tr>
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<td>11,234.2</td>
<td>187,700.8</td>
<td>181,161.3</td>
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<td>245.1</td>
<td>4,965.3</td>
<td>1,584.4</td>
</tr>
<tr>
<td>Santa Fe I.D.</td>
<td>574.8</td>
<td>370.2</td>
<td>9,729.3</td>
<td>4,652.2</td>
</tr>
<tr>
<td>South Bay I.D.</td>
<td>844.3</td>
<td>-</td>
<td>5,422.5</td>
<td>2,024.6</td>
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<tr>
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<td>1,045.8</td>
<td>873.3</td>
<td>17,953.8</td>
<td>16,540.3</td>
</tr>
<tr>
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<td>958.7</td>
<td>29,773.7</td>
<td>27,457.6</td>
</tr>
<tr>
<td>Vista I.D.</td>
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<td>1,027.9</td>
<td>17,816.8</td>
<td>16,588.8</td>
</tr>
<tr>
<td>Yuima M.W.D.</td>
<td>190.7</td>
<td>-</td>
<td>3,706.1</td>
<td>1,692.6</td>
</tr>
</tbody>
</table>

Deliveries To SDCWA Agencies     | 30,037.7      | 26,092.1      | 514,327.2                    | 465,411.4                    |

Less: Deliveries to SDCWA Storage | 154.7         | 85.9          | 2,904.6                      | 6,076.2                      |

**TOTAL MEMBER AGENCY DELIVERIES** | 29,883.0      | 26,006.2      | 511,422.6                    | 459,335.2                    |

Deliveries to South Coast Water District | 9.1           | 38.6          | 305.9                        | 537.6                        |

Deliveries From SDCWA Storage     | -             | 429.6         | 6,691.5                      | 10,478.7                     |

---

1 February 2014 carryover storage account deliveries totaled 136.6 AF to San Vicente Reservoir, and 18.1 AF to Lower Otay.
**MONTHLY WATER RESOURCES REPORT**

**Estimated Water Use by Member Agency (acre-feet)**

**FEBRUARY 2014**

<table>
<thead>
<tr>
<th>AGENCY</th>
<th>Imported Source</th>
<th>Local Sources</th>
<th>Reclaimed Water</th>
<th>February Totals</th>
</tr>
</thead>
<tbody>
<tr>
<td>Carlsbad M.W.D.</td>
<td>1,426.4</td>
<td>-</td>
<td>-</td>
<td>251.9</td>
</tr>
<tr>
<td>Del Mar, City of</td>
<td>63.5</td>
<td>-</td>
<td>-</td>
<td>2.8</td>
</tr>
<tr>
<td>Escondido, City of</td>
<td>1,521.8</td>
<td>-</td>
<td>-</td>
<td>17.7</td>
</tr>
<tr>
<td>Fallbrook P.U.D. ¹</td>
<td>733.1</td>
<td>-</td>
<td>-</td>
<td>10.0</td>
</tr>
<tr>
<td>Helix W.D.</td>
<td>2,211.3</td>
<td>7.6</td>
<td>13.2</td>
<td>-</td>
</tr>
<tr>
<td>Lakeside W.D.</td>
<td>224.5</td>
<td>-</td>
<td>30.6</td>
<td>13.2</td>
</tr>
<tr>
<td>National City, City of</td>
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<td>-</td>
<td>119.0</td>
<td>222.2</td>
</tr>
<tr>
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<td>-</td>
<td>277.0</td>
<td>282.1</td>
</tr>
<tr>
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<td>-</td>
<td>-</td>
<td>138.2</td>
</tr>
<tr>
<td>Otay W.D.</td>
<td>1,982.0</td>
<td>-</td>
<td>62.5</td>
<td>69.8</td>
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<tr>
<td>Padre Dam M.W.D.</td>
<td>708.9</td>
<td>-</td>
<td>-</td>
<td>62.5</td>
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<tr>
<td>Pendleton M.C.B. ³</td>
<td>12.3</td>
<td>-</td>
<td>400.0</td>
<td>392.0</td>
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<tr>
<td>Poway, City of ⁴</td>
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<td>5.0</td>
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<td>-</td>
</tr>
<tr>
<td>Rainbow M.W.D.</td>
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<td>-</td>
<td>-</td>
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<td>Ramona M.W.D.</td>
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<td>-</td>
<td>-</td>
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<td>-</td>
<td>-</td>
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<td>47.3</td>
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<td>245.1</td>
<td>60.5</td>
<td>117.9</td>
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<td>569.9</td>
<td>370.3</td>
<td>0.9</td>
<td>74.8</td>
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<td>811.8</td>
<td>-</td>
<td>723.1</td>
<td>171.4</td>
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<tr>
<td>Vallecitos W.D.</td>
<td>1,044.4</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Valley Center M.W.D.</td>
<td>1,719.5</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Vista I.D.</td>
<td>1,184.3</td>
<td>1,027.9</td>
<td>-</td>
<td>-</td>
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<tr>
<td>Yuma M.W.D.</td>
<td>190.7</td>
<td>-</td>
<td>41.2</td>
<td>79.7</td>
</tr>
<tr>
<td><strong>TOTAL USE</strong></td>
<td><strong>30,155.6</strong></td>
<td><strong>2,967.9</strong></td>
<td><strong>1,729.0</strong></td>
<td><strong>1,202.3</strong></td>
</tr>
<tr>
<td><strong>PERCENT CHANGE</strong></td>
<td><strong>17%</strong></td>
<td><strong>72%</strong></td>
<td><strong>-12%</strong></td>
<td><strong>10%</strong></td>
</tr>
</tbody>
</table>

¹ De Luz figures included in Fallbrook P.U.D. total.
² Brackish groundwater use included in groundwater totals.
³ Pendleton's imported water use includes water delivered by South Coast Water District.
⁴ Poway recycled use is reported quarterly.
<table>
<thead>
<tr>
<th>Member Agency</th>
<th>Reservoir</th>
<th>Capacity</th>
<th>FEBRUARY 2014</th>
<th>% of Change</th>
<th>FEBRUARY 2013</th>
<th>% of Change</th>
<th>Change During Month</th>
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<tbody>
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<td>Carlsbad M.W.D.</td>
<td>Maerkle</td>
<td>600</td>
<td>444</td>
<td>74%</td>
<td>49</td>
<td>5%</td>
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<td>Escondido, City of 1</td>
<td>Dixon</td>
<td>2,606</td>
<td>2,325</td>
<td>89%</td>
<td>2,272</td>
<td>87%</td>
<td>(134)</td>
</tr>
<tr>
<td></td>
<td>Wohlford</td>
<td>6,506</td>
<td>1,982</td>
<td>30%</td>
<td>2,126</td>
<td>33%</td>
<td>(24)</td>
</tr>
<tr>
<td>Subtotal</td>
<td></td>
<td>9,112</td>
<td>4,307</td>
<td>47%</td>
<td>4,398</td>
<td>48%</td>
<td>(17)</td>
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<tr>
<td>Fallbrook P.U.D.</td>
<td>Red Mountain</td>
<td>1,335</td>
<td>0</td>
<td>0%</td>
<td>632</td>
<td>47%</td>
<td>(31)</td>
</tr>
<tr>
<td>Helix W.D.</td>
<td>Cuyamaca</td>
<td>8,195</td>
<td>579</td>
<td>7%</td>
<td>747</td>
<td>9%</td>
<td>(9)</td>
</tr>
<tr>
<td></td>
<td>Jennings</td>
<td>9,790</td>
<td>9,002</td>
<td>92%</td>
<td>8,873</td>
<td>91%</td>
<td>(22)</td>
</tr>
<tr>
<td>Subtotal</td>
<td></td>
<td>17,985</td>
<td>9,581</td>
<td>53%</td>
<td>9,620</td>
<td>53%</td>
<td>(31)</td>
</tr>
<tr>
<td>Poway, City of</td>
<td>Poway</td>
<td>3,330</td>
<td>3,108</td>
<td>93%</td>
<td>3,108</td>
<td>93%</td>
<td>(30)</td>
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<tr>
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<td>Beck</td>
<td>625</td>
<td>0</td>
<td>0%</td>
<td>0</td>
<td>0%</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>Morro Hill</td>
<td>465</td>
<td>197</td>
<td>42%</td>
<td>41</td>
<td>9%</td>
<td>41</td>
</tr>
<tr>
<td>Subtotal</td>
<td></td>
<td>1,090</td>
<td>197</td>
<td>18%</td>
<td>41</td>
<td>4%</td>
<td>41</td>
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<td>Ramona M.W.D.</td>
<td>Ramona</td>
<td>12,000</td>
<td>2,479</td>
<td>21%</td>
<td>2,589</td>
<td>22%</td>
<td>(10)</td>
</tr>
<tr>
<td>San Diego, City of 2</td>
<td>Barrett</td>
<td>34,806</td>
<td>11,188</td>
<td>32%</td>
<td>17,547</td>
<td>50%</td>
<td>(176)</td>
</tr>
<tr>
<td></td>
<td>El Capitan</td>
<td>112,807</td>
<td>41,849</td>
<td>37%</td>
<td>64,049</td>
<td>57%</td>
<td>(265)</td>
</tr>
<tr>
<td></td>
<td>Hodges</td>
<td>30,251</td>
<td>3,661</td>
<td>12%</td>
<td>10,647</td>
<td>35%</td>
<td>(1,163)</td>
</tr>
<tr>
<td></td>
<td>Lower Otay</td>
<td>49,849</td>
<td>34,771</td>
<td>70%</td>
<td>34,044</td>
<td>68%</td>
<td>(458)</td>
</tr>
<tr>
<td></td>
<td>Miramar</td>
<td>6,682</td>
<td>5,521</td>
<td>83%</td>
<td>5,549</td>
<td>83%</td>
<td>(2)</td>
</tr>
<tr>
<td></td>
<td>Morena</td>
<td>50,694</td>
<td>1,923</td>
<td>4%</td>
<td>9,443</td>
<td>19%</td>
<td>(829)</td>
</tr>
<tr>
<td></td>
<td>Murray</td>
<td>4,684</td>
<td>3,951</td>
<td>84%</td>
<td>3,984</td>
<td>85%</td>
<td>(155)</td>
</tr>
<tr>
<td></td>
<td>San Vicente</td>
<td>89,312</td>
<td>42,873</td>
<td>48%</td>
<td>36,710</td>
<td>41%</td>
<td>(81)</td>
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<tr>
<td></td>
<td>Sutherland</td>
<td>29,508</td>
<td>2,938</td>
<td>10%</td>
<td>3,268</td>
<td>11%</td>
<td>(7)</td>
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<tr>
<td>Subtotal</td>
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<td>408,593</td>
<td>148,674</td>
<td>36%</td>
<td>185,241</td>
<td>45%</td>
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<tr>
<td>San Diego W/D/Santa Fe ID</td>
<td>San Diego</td>
<td>883</td>
<td>438</td>
<td>50%</td>
<td>364</td>
<td>41%</td>
<td>5</td>
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<tr>
<td>Sweetwater Authority</td>
<td>Loveland</td>
<td>25,400</td>
<td>8,429</td>
<td>33%</td>
<td>8,748</td>
<td>34%</td>
<td>(11)</td>
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<tr>
<td></td>
<td>Sweetwater</td>
<td>28,079</td>
<td>3,838</td>
<td>14%</td>
<td>13,382</td>
<td>48%</td>
<td>48</td>
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<td>Subtotal</td>
<td></td>
<td>53,479</td>
<td>12,267</td>
<td>23%</td>
<td>22,130</td>
<td>41%</td>
<td>37</td>
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<tr>
<td>Valley Center M.W.D.</td>
<td>Turner</td>
<td>1,612</td>
<td>1,275</td>
<td>79%</td>
<td>1,388</td>
<td>86%</td>
<td>(37)</td>
</tr>
<tr>
<td>Vista I.D. 3</td>
<td>Henshaw</td>
<td>51,774</td>
<td>4,645</td>
<td>9%</td>
<td>5,589</td>
<td>11%</td>
<td>472</td>
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<tr>
<td>Total Member Agency</td>
<td></td>
<td>561,793</td>
<td>187,415</td>
<td>33%</td>
<td>235,149</td>
<td>42%</td>
<td>(2,602)</td>
</tr>
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<td>SDCWA Accounts (city evap/seepage losses estimated) 4</td>
<td>El Capitan</td>
<td>0</td>
<td>4,618</td>
<td>(1,230)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Hodges</td>
<td>7,924</td>
<td>1,992</td>
<td>22%</td>
<td>1,992</td>
<td>22%</td>
<td>2,232</td>
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<tr>
<td></td>
<td>Olivenhain</td>
<td>24,789</td>
<td>18,979</td>
<td>38%</td>
<td>19,539</td>
<td>28%</td>
<td>158</td>
</tr>
<tr>
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<td>Lower Otay</td>
<td>38,328</td>
<td>18,017</td>
<td>48%</td>
<td>18,257</td>
<td>46%</td>
<td>152</td>
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<tr>
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<td>San Vicente</td>
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<td>1,944</td>
<td>62%</td>
<td>1,944</td>
<td>62%</td>
<td>76</td>
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<tr>
<td></td>
<td>Sweetwater</td>
<td>1</td>
<td>0</td>
<td>0%</td>
<td>0</td>
<td>0%</td>
<td>0</td>
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<tr>
<td>Subtotal</td>
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<td>33,310</td>
<td>1,367</td>
<td>33,310</td>
<td>1,367</td>
<td>33,310</td>
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<tr>
<td>TOTAL WATER IN STORAGE</td>
<td></td>
<td>586,582</td>
<td>216,983</td>
<td>37%</td>
<td>268,459</td>
<td>46%</td>
<td>(1,235)</td>
</tr>
<tr>
<td>OTHER AGENCIES</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>Metropolitan Water District</td>
<td>Skinner</td>
<td>44,264</td>
<td>36,791</td>
<td>83%</td>
<td>39,634</td>
<td>90%</td>
<td>(1,273)</td>
</tr>
<tr>
<td>Diamond Valley</td>
<td></td>
<td>800,000</td>
<td>582,423</td>
<td>73%</td>
<td>688,352</td>
<td>87%</td>
<td>(957)</td>
</tr>
<tr>
<td>State Water Project</td>
<td>Oroville</td>
<td>3,537,500</td>
<td>1,466,899</td>
<td>40%</td>
<td>2,846,116</td>
<td>81%</td>
<td>144,240</td>
</tr>
<tr>
<td>TOTAL OTHER WATER IN STORAGE</td>
<td></td>
<td>4,381,864</td>
<td>2,026,203</td>
<td>46%</td>
<td>3,586,102</td>
<td>82%</td>
<td>142,710</td>
</tr>
</tbody>
</table>

1 Excludes storage allocated to Escondido Mutual Water Co. or its rights to a portion of the unallocated water in Lake Henshaw.
2 Includes reserves subject to city’s outstanding commitments to San Diego W/D, and California American Mutual Water Co. (Cal-Am)
3 SDCWA has storage contracts in City of San Diego reservoirs in the amount of 40,000 AF, if available capacity exists.
4 Includes allocated and unallocated water in Lake Henshaw.

City of San Diego and the Water Authority completed a paper transfer for February. Final monthly figures available at end of March. The Water Authority exchanged 1,304 AF in El Capitan and San Vicente accounts, in exchange for a like amount of water in Lake Hodges.
## MONTHLY WATER RESOURCES REPORT

**Tier 1 Estimated Deliveries to Member Agencies**

*Figures in acre-feet*

### Calendar Year 2014

<table>
<thead>
<tr>
<th>AGENCY</th>
<th>CY2014 Tier 1 Threshold</th>
<th>CYTD Firm Deliveries</th>
<th>% of Tier 1 Threshold</th>
</tr>
</thead>
<tbody>
<tr>
<td>Carlsbad M.W.D.</td>
<td>12,376.0</td>
<td>2,696.1</td>
<td>21.8%</td>
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<td>Del Mar, City of</td>
<td>935.0</td>
<td>138.3</td>
<td>14.8%</td>
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<td>Escondido, City of</td>
<td>17,859.0</td>
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<td>Fallbrook P.U.D.</td>
<td>10,325.0</td>
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<td>17.1%</td>
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<td>Helix W.D.</td>
<td>25,519.0</td>
<td>4,771.7</td>
<td>18.7%</td>
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<td>Lakeside M.W.D.</td>
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<td>Oceanside, City of</td>
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<td>3,413.0</td>
<td>17.6%</td>
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<td>Olivenhain M.W.D.</td>
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<td>Otay W.D.</td>
<td>21,390.0</td>
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<tr>
<td>Padre Dam M.W.D.</td>
<td>9,939.0</td>
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<tr>
<td>Pendleton M.C.B./South Coast W.D.</td>
<td>758.0</td>
<td>28.5</td>
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<td>Rainbow M.W.D.</td>
<td>19,018.0</td>
<td>3,164.4</td>
<td>16.6%</td>
</tr>
<tr>
<td>Ramona M.W.D.</td>
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<td>900.0</td>
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<tr>
<td>Rincon Del Diablo M.W.D.</td>
<td>5,482.0</td>
<td>896.9</td>
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<td>144,555.0</td>
<td>22,229.1</td>
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<td>San Dieguito W.D.</td>
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<td>Santa Fe I.D.</td>
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<tr>
<td>Sweetwater Authority</td>
<td>9,650.0</td>
<td>2,309.1</td>
<td>23.9%</td>
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<td>Vallecitos W.D.</td>
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<td>Valley Center M.W.D.</td>
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<td>4,089.2</td>
<td>13.7%</td>
</tr>
<tr>
<td>Vista I.D.</td>
<td>11,876.0</td>
<td>2,670.4</td>
<td>22.5%</td>
</tr>
<tr>
<td>Yuima M.W.D.</td>
<td>2,165.0</td>
<td>505.3</td>
<td>23.3%</td>
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</table>

**MEMBER AGENCY TOTALS**

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<tr>
<th></th>
<th>393,542.0</th>
<th>68,593.7</th>
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</tr>
</thead>
</table>

Less: QSA deliveries calendar year to date  
Less: ESP deliveries calendar year to date  
Deliveries to CWA storage year to date  
Deliveries from CWA storage year to date  

**Estimated Tier 1 deliveries calendar year to date**

<table>
<thead>
<tr>
<th></th>
<th>41,277.6</th>
<th>10.5%</th>
</tr>
</thead>
</table>

---

1 Tier 1 threshold is equal to all firm deliveries up to 60% of a member agency’s historic maximum year firm demand
2 Emergency Storage Program (ESP) deliveries under Metropolitan’s program designated by city of San Diego.
3 Includes forced deliveries and deliveries made through temporary carryover storage agreements and to Olivenhain R.
4 Includes sales from Water Authority storage accounts.
MONTHLY WATER RESOURCES REPORT
Summary of Water Authority Member Agency Operations

FEBRUARY 2014

Member Agency Deliveries (AF)

February


Previous 12 Months


Member Agency Water Use

FEBRUARY 2014

- Imported: 85%
- Surface: 8%
- Well & Brackish Recovery: 3%
- Recycled: 4%

Previous 12 Months

- Imported: 85%
- Surface: 8%
- Well & Brackish Recovery: 3%
- Recycled: 4%

Member Agency Storage (AF)

February


12 Month Average

- 206,508 AF (2014), 259,058 AF (2013)
1. Roll call – determination of quorum.

2. Additions to agenda (Government Code Section 54954.2(b)).

3. Public comment – opportunities for members of the public to address the Committee on matters within the Committee’s jurisdiction.

4. Chair’s report.
   4-A Directors’ comments.

I. CONSENT CALENDAR

1. Construction contract with Four M Contracting, Inc. for Wister Sport Fishery Project.
   Staff recommendation: Authorize the General Manager to waive any inconsequential variance in the bid documents and award a construction contract to Four M Contracting, Inc. in the amount of $2,798,000 for the Wister Sport Fishery project. (Action)
II. ACTION/DISCUSSION

1. **Bay Delta.**
   1-A Authorize the General Manager to submit a comment letter on the Bay Delta Conservation Plan Draft Environmental Impact Report/Environmental Impact Statement.  
   **Staff recommendation:** Authorize the General Manager to submit a formal comment letter on the Bay Delta Conservation Plan Draft Environmental Impact Report/Environmental Impact Statement. (Action)  
   Larry Purcell

   1-B Bay Delta Conservation Plan Infrastructure Review – Response to letter from Bay Delta Conservation Plan Engineering Team. (Information)  
   Bill Rose

2. **Metropolitan Water District Issues and Activities update.**
   2-A Metropolitan Water District Delegates report. (Information)  
   MWD Delegates

3. **Colorado River Program.**
   3-A Colorado River Board Representative’s report. (Information)  
   Doug S. Wilson

III. INFORMATION

1. Presentation on Salton Sea Mitigation and Restoration update.  
   Dan Denham

2. Metropolitan Water District Program report.  
   Amy Chen

IV. CLOSED SESSION

1. **CLOSED SESSION:**
   Conference with Legal Counsel - Existing Litigation  
   Government Code §54956.9(d)(1)  
   SDCWA v Metropolitan Water District of Southern California; Case Nos. CPF-10-510830 and CPF-12-512466  
   Dan Hentschke

2. **CLOSED SESSION:**
   Conference with Legal Counsel - Existing Litigation  
   Government Code §54956.9(d)(1)  
   SDCWA v Eastern Municipal Water District; Riverside Superior Court Case No. RIC1300887  
   Dan Hentschke
V. ADJOURNMENT

Doria F. Lore
Clerk of the Board

NOTE: This meeting is called as an Imported Water Committee meeting. Because a quorum of the Board may be present, the meeting is also noticed as a Board meeting. Members of the Board who are not members of the Committee may participate in the meeting pursuant to Section 2.00.060(g) of the Authority Administrative Code (Recodified). All items on the agenda, including information items, may be deliberated and become subject to action. All public documents provided to the committee or Board for this meeting including materials related to an item on this agenda and submitted to the Board of Directors within 72 hours prior to this meeting may be reviewed at the San Diego County Water Authority headquarters located at 4677 Overland Avenue, San Diego, CA 92123 at the reception desk during normal business hours.
March 19, 2014

Attention: Imported Water Committee

Construction contract with Four M Contracting, Inc. for Wister Sport Fishery Project. (Action)

Staff recommendation
Authorize the General Manager to waive any inconsequential variance in the bid documents and award a construction contract to Four M Contracting, Inc. in the amount of $2,798,000 for the Wister Sport Fishery project.

Alternative
Do not award contract and direct staff to solicit new bids for the project. This may result in a delay of approximately one year.

Fiscal Impact
The $2,798,000 total cost of this contract is included in the Fiscal Years 2014 and 2015 CIP appropriation for the Coachella Canal Post Construction Mitigation Project. This action is related to the supply rate category.

Background
In 2003 the Water Authority assumed responsibility for funding a portion of the All American Canal Lining Project and Coachella Canal Lining Project (AACLP and CCLP, respectively) to receive 83 percent of the water conserved by both projects. Although construction for both canal lining projects is complete and the San Diego region receives about 80,000 acre-feet annually from these projects, mitigation measures and projects required by the Environmental Impact Report/Environmental Impact Statements (EIR/EIS) continue to be implemented. One of the remaining mitigation measures involves the construction of a publicly accessible sport fishery pond that will replace sport fishery resources lost when the canals were lined.

The fish pond project site is located in the California Department of Fish and Wildlife (CDFW) Wister Management Area, north of Niland in Imperial County. Main components of the project are an approximately 50 acre pond, adjacent 5 acre sediment forebay, associated appurtenance for inlet of water supply and drain, fishing peninsulas, boat ramp, and fish habitat structures. The pond will receive its water supply of up to 500 acre-feet per year from a connection to a nearby Imperial Irrigation District (IID) canal. Upon completion, CDFW will manage the fish pond. On June 27, 2013, the Water Authority Board approved execution of two memoranda of agreement with CDFW to establish endowments in perpetuity for operation and maintenance, and water supply for the fish pond.

Discussion
A Notice Inviting Bids was advertised in San Diego, Imperial Valley, and Coachella Valley in December 2013 and January 2014. Two pre-bid meetings were conducted: the first on January
7, 2014 in the Water Authority offices and the second on January 9, 2014 at project site in the CDFW Wister Management Area and was followed by a site visit. The Water Authority received 12 bids on February 6, 2014, ranging in price from $2,798,000 to $5,857,112. The construction cost estimate was $3,300,000 to $4,300,000. The apparent low bid was less than the construction cost estimate mainly because the solicitation of this project generated significant competition, with bids being submitted from as far away as Utah and Arizona.

Four M Contracting, Inc. submitted the apparent low bid of $2,798,000. A bid summary is attached. As part of our standard evaluation of bids, staff performed an independent review of the two apparent low bidders’ bid documents, checking completeness, calculations, licensing, bonding, and references in accordance with the contract documents. There was an immaterial deviation on the bid sheet which did not affect the bid price or give the low bidder any advantage over other bidders. Based on this review, Four M Contracting, Inc. is the lowest, responsive, and responsible bidder.

Following award of this contract, construction activities are expected to begin in April 2014 with completion by the end of 2014.

Due to limited subcontracting opportunities for this project, SCOOP outreach was not required. The small business participation for this project is 95 percent. This information is provided for statistical purposes.

Prepared by: Mojgan Poursadighi, Engineer P.E.
Reviewed by: Dan Denham, Acting Director of Colorado River Program
Approved by: Frank Belock Jr., Deputy General Manager

Attachment 1: Bid Summary
Attachment 2: Location Map
# RESULTS OF BID OPENING

**WISTER SPORT FISHERY, SPECIFICATION 600**

**Bid Opening Date:** FEBRUARY 6, 2014  
**Time:** 2:00 P.M.  
**Place:**  
San Diego County Water Authority  
4677 Overland Avenue, San Diego, CA 92123

<table>
<thead>
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<th>NO.</th>
<th>GENERAL CONTRACTOR</th>
<th>TOTAL BID PRICE</th>
</tr>
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<tbody>
<tr>
<td></td>
<td>COST ESTIMATE</td>
<td>$3,300,000 to $4,300,000</td>
</tr>
<tr>
<td>1.</td>
<td>Four M Contracting, Inc.</td>
<td>$2,798,000.00</td>
</tr>
<tr>
<td>2.</td>
<td>Skanska USA Civil West California District, Inc.</td>
<td>$3,229,943.00</td>
</tr>
<tr>
<td>3.</td>
<td>Rummel Construction, Inc.</td>
<td>$3,333,333.00</td>
</tr>
<tr>
<td>4.</td>
<td>Granite Construction Company</td>
<td>$3,479,479.00</td>
</tr>
<tr>
<td>5.</td>
<td>Los Angeles Engineering, Inc.</td>
<td>$3,563,579.00</td>
</tr>
<tr>
<td>6.</td>
<td>Road Builders, Inc.</td>
<td>$3,735,776.50</td>
</tr>
<tr>
<td>7.</td>
<td>Marathon Construction Corporation</td>
<td>$3,930,522.00</td>
</tr>
<tr>
<td>8.</td>
<td>Heartland Grading</td>
<td>$3,975,798.50</td>
</tr>
<tr>
<td>9.</td>
<td>Hal Hays Construction Inc.</td>
<td>$4,020,477.50</td>
</tr>
<tr>
<td>10.</td>
<td>Lonerock, Inc.</td>
<td>$4,268,115.00</td>
</tr>
<tr>
<td>11.</td>
<td>Desert Concepts</td>
<td>$4,308,949.10</td>
</tr>
<tr>
<td>12.</td>
<td>Harper Contracting Inc.</td>
<td>$5,857,112.00</td>
</tr>
</tbody>
</table>
March 19, 2014

Attention: Imported Water Committee

Authorize the General Manager to submit a comment letter on the Bay Delta Conservation Plan Draft EIR/EIS. (Action)

Staff Recommendation
Authorize the General Manager to submit a formal comment letter on the Bay Delta Conservation Plan Draft Environmental Impact Report/Environmental Impact Statement.

Alternatives
1) Modify the list of subject areas to be included in the comment letter.
2) Do not authorize submittal of a comment letter.

Fiscal Impact
There is no fiscal impact related to submittal of a comment letter.

Background
This report presents the preliminary questions and concerns identified during review of the Bay Delta Conservation Plan (BDCP) Draft Environmental Impact Report/Environmental Impact Statement (EIR/EIS) and associated documents.

The BDCP is a joint Habitat Conservation Plan/Natural Communities Conservation Plan (HCP/NCCP) intended to restore and protect ecosystem health, water supply, and water quality within a stable regulatory framework. The objective of the BDCP is to obtain long-term state and federal Endangered Species Act (ESA) permits for the operation of the State Water Project (SWP) and Central Valley Project (CVP).

The issuance of ESA permits is a discretionary action subject to the California Environmental Quality Act (CEQA) and National Environmental Policy Act (NEPA). Both CEQA and NEPA are designed to ensure that the potential environmental impacts of proposed activities are disclosed to decision-makers and the public before the activities are approved. For proposed activities having the potential to significantly affect the environment, CEQA and NEPA require the preparation of an Environmental Impact Report (EIR) and Environmental Impact Statement (EIS), respectively. When both state and federal ESA permits are necessary, and to provide consistency, the state and federal lead agencies can agree to prepare a single joint environmental review document known as an EIR/EIS.

For the BDCP process, the lead agency for CEQA is the California Department of Water Resources (DWR); the lead agencies for NEPA are the U.S. Bureau of Reclamation (USBR), U.S. Fish and Wildlife Service (USFWS), and National Marine Fisheries Service (NMFS). These agencies prepared a joint Draft EIR/EIS document that analyzes the potential environmental impacts of implementing the BDCP. The Draft EIR/EIS and Draft BDCP were released for a 120-day public review period commencing on December 13, 2013. Recently, the public review period was extended another 60 days, with public comments due no later than June 13, 2014.

Discussion
The Board has received numerous briefings on various aspects of the BDCP over the past nine months. This memo focuses specifically on the CEQA/NEPA environmental compliance process;
BDCP affordability for the Water Authority service area is being evaluated separately and will be the subject of future Board discussions.

While the Draft BDCP contains 22 separate Conservation Measures (CM), the Draft EIR/EIS only analyzes CM 1 (Water Facilities and Operations) in sufficient detail to allow construction and operation. The remaining 21 CMs are examined programmatically and will require additional CEQA and/or NEPA review before implementation. The public review Draft EIR/EIS and accompanying Draft BDCP consist of well over 30,000 pages of information, not including the numerous studies and reports cited or referenced in either document. These supporting documents are also subject to public review; one document of particular interest is the Final Draft Conceptual Engineering Report, dated October 1, 2013, which was the subject of Board discussions on January 9 and February 13, 2014.

Because the BDCP documentation is so extensive, the Draft EIR/EIS, the Draft BDCP and the Final Draft Conceptual Engineering Report were reviewed by staff using an inter-departmental multi-disciplinary approach. Reviewers of the Draft EIR/EIS focused on the sufficiency of the document in identifying and analyzing possible impacts on the environment and ways in which the significant effects of the BDCP might be avoided or mitigated. Importantly, staff did not attempt to recreate any technical studies or analyses. BDCP staff and technical consultants were made available to clarify specific issues and answer technical questions which helped provide Water Authority staff a clearer understanding of the BDCP environmental and planning documents. Key subject areas identified to date are included in the attached table; staff intends to submit a formal comment letter by the June 13, 2014 deadline.

Next Steps for BDCP
After the close of the public review period, the lead agencies will consider all comments received and prepare a written response to each. The responses may require revisions to the Draft EIR/EIS and/or Draft BDCP. Responses will be incorporated into the Final EIR/EIS and made available for public review prior to certification/adoptiion of the document. Once the Final EIR/EIS is certified/adopted, the lead agencies must decide whether or not to approve the Final BDCP. This will entail execution of an Implementing Agreement (IA) that describes the roles and responsibilities of each HCP/NCCP permittee, as well as each wildlife agency (USFWS, NMFS, and California Department of Fish and Wildlife), to implement the various BDCP provisions. Concurrent with execution of the IA, the wildlife agencies will make required biological findings for each species and issue separate federal and state ESA permits. In order to issue permits, the wildlife agencies must be assured that adequate financial resources are designated to implement the BDCP. Once permits are issued, from the perspective of the state and federal ESA, the conservation measures contemplated by the BDCP can commence.

Prepared by:  Laurence J. Purcell, Water Resources Manager
Reviewed by:  Ken Weinberg, Director of Water Resources
Reviewed by:  Glenn A. Farrel, Government Relations Manager
Approved by: Dennis A. Cushman, Assistant General Manager

Attachment:  Key Subject Areas for BDCP Comment Letter
### Key Subject Areas for BDCP Comment Letter

<table>
<thead>
<tr>
<th>Draft BDCP</th>
<th>Governance</th>
</tr>
</thead>
<tbody>
<tr>
<td>Permit Oversight Group</td>
<td>Active participation of permitting agencies in day-to-day decision-making, including having veto authority, during implementation is inappropriate.</td>
</tr>
<tr>
<td>Responsible Agencies</td>
<td>All HCP/NCCP permit applicants should be listed as CEQA responsible agencies.</td>
</tr>
<tr>
<td>Authorized Entity Group</td>
<td>Current membership is too limited; must include all HCP/NCCP permit holders.</td>
</tr>
<tr>
<td>Implementation Office</td>
<td>Unclear how this new governmental office would be organized; extent of authority is confusing.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Implementation</th>
</tr>
</thead>
<tbody>
<tr>
<td>CM1</td>
</tr>
<tr>
<td>CM4</td>
</tr>
<tr>
<td>CM3, CM4, CM 9, CM10</td>
</tr>
</tbody>
</table>

| Implementation Agreement | Proposed Implementing Agreement that HCP/NCCP permit recipients must sign is missing and should be included in Final document. |

<table>
<thead>
<tr>
<th>Funding</th>
</tr>
</thead>
<tbody>
<tr>
<td>Contractor Obligations</td>
</tr>
<tr>
<td>State/Federal Obligations</td>
</tr>
<tr>
<td>Public Obligations</td>
</tr>
<tr>
<td>HCP/NCCP Findings</td>
</tr>
</tbody>
</table>

### Economic Benefits

<p>| Unit Costs | Calculation of unit cost of BDCP Alternative and alternate supplies appear to be based on different cost methodologies. Cost comparison between BDCP and alternate supplies should be on “apples to apples” basis e.g. annual debt service plus operating costs divided by annual yield. |
| Alternative Water Supplies | The purpose of incorporation of alternative water supplies in benefits analysis is unclear and may lead to a comparison that is not “apple to apples” in terms of what makes up the costs. |</p>
<table>
<thead>
<tr>
<th>Reduced Seismic Risk</th>
<th>The basis for the estimated amount of water supply available for post-earthquake scenario is not included in the document and the assumptions used need to be detailed.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Demand Forecast</td>
<td>Analysis uses outdated SANDAG growth forecast which likely overestimates future demand in early years. Updated Series 13 forecast should be used in final document.</td>
</tr>
<tr>
<td>Draft EIR/EIS</td>
<td></td>
</tr>
<tr>
<td>Environmental Analysis</td>
<td></td>
</tr>
<tr>
<td>Growth Inducement Impacts</td>
<td>Significance findings not supported by analysis, which details unknowns concerning when and where growth will occur and lack of state jurisdiction over land use decisions. Speculative to determine significance with so much uncertainty.</td>
</tr>
<tr>
<td>Water Use by Hydrologic Region</td>
<td>Water use estimates used in Growth Inducement analysis do not have most up to date demographic forecast, which affects demand forecast model output.</td>
</tr>
<tr>
<td>Environmental Baseline</td>
<td>Use of different baselines for CEQA/NEPA and economic analysis is confusing and requires better explanation as to the purpose, basis and use of each baseline.</td>
</tr>
<tr>
<td>Decision Tree</td>
<td></td>
</tr>
<tr>
<td>Future Studies</td>
<td>Timing and extent of future scientific studies to determine spring and fall outflows is not defined.</td>
</tr>
<tr>
<td>Water Operations</td>
<td>Incomplete information on timing and extent of studies and monitoring required to ensure flow compliance.</td>
</tr>
<tr>
<td>Conceptual Engineering Report</td>
<td></td>
</tr>
<tr>
<td>Schedule</td>
<td>The schedules in the Summary and Appendix C are inconsistent</td>
</tr>
<tr>
<td>Constrained Project Tasks</td>
<td>Several of the tasks identified in the Appendix C schedule have their completion dates constrained.</td>
</tr>
<tr>
<td>Cost Estimate Accuracy</td>
<td>Cost estimate accuracy is listed as +50 percent to -25 percent accurate, yet 36 contingency percent is stated. Inappropriately low contingency estimate given current 10% level of design.</td>
</tr>
<tr>
<td>Project Risks</td>
<td></td>
</tr>
<tr>
<td>Risk Matrix</td>
<td>Project risks should be identified and managed using a risk matrix.</td>
</tr>
<tr>
<td>Property Acquisition</td>
<td>A property acquisition plan is missing.</td>
</tr>
<tr>
<td>Tunnel Methodology</td>
<td>Additional design is necessary to define the type of tunnel boring machines (TBM); how many TBMs will be needed; tunnel muck disposal; tunnel ventilation; and adequate skilled labor to operate the TBMs.</td>
</tr>
<tr>
<td>Power Requirements</td>
<td>Cost and impact of providing two separate power supplies to key BDCP facilities are not identified or analyzed compared to benefits of redundancy.</td>
</tr>
<tr>
<td>Access and Utility Conflicts</td>
<td>Time and resources necessary to relocate roads and associated utilities at two Sacramento River intake locations has not been identified.</td>
</tr>
<tr>
<td>Access and Utility Conflicts</td>
<td>Plan to address relocation or avoidance of known and unknown natural gas wells is missing.</td>
</tr>
<tr>
<td>------------------------------------------</td>
<td>------------------------------------------------------------------------------------------</td>
</tr>
<tr>
<td>Lack of Geotechnical Information</td>
<td>Additional discussion of required geotechnical information is needed and how it will be obtained in order to proceed to the next phase of design.</td>
</tr>
<tr>
<td>Project Delivery Method</td>
<td>No evaluation of possible alternate project delivery methods.</td>
</tr>
<tr>
<td>Available Resources</td>
<td>No evaluation of the availability of tunnel boring machines, borrow material, specialized contractors and technical experts necessary to complete the project.</td>
</tr>
</tbody>
</table>
March 19, 2014

Attention: Imported Water Committee

Bay Delta Conservation Plan Infrastructure Review – Response to letter from BDCP Engineering Team (Information).

Purpose
Provide information regarding the issues raised in a letter from the BDCP Engineering team presented to Chair Saxod on February 27, 2014.

Background
Over much of the last year, Water Authority staff has provided the Board, through the Imported Water Committee, information and analysis on key issues relating to the Bay Delta Conservation Plan. On January 9, 2014, staff reviewed with the Committee the status of the BDCP’s infrastructure design, cost and schedule, and the methodology staff would use when reviewing the project. Staff’s review was presented to the Committee on February 13, 2014. The purpose of staff’s review was to identify risks that may adversely impact the project schedule and budget.

At the February 27, 2014 Imported Water Committee meeting, a BDCP representative delivered a letter from Mr. Charles R. Gardner Jr. (Attachment A) that raised several concerns with staff’s review of the BDCP infrastructure. Staff was directed to return to the Committee at its March meeting to provide information regarding the concerns raised in Mr. Gardner’s letter.

Discussion
Staff prepared a detailed response to Mr. Gardner (Attachment B) which is summarized below.

Mr. Gardner expressed disappointment that staff identified flaws in the BDCP infrastructure design. Water Authority staff did not identify any flaws in the BDCP’s engineering approach to the proposed infrastructure. After reviewing the BDCP Conceptual Engineering Report (CER), the project geotechnical report, and the draft EIR/EIS, staff identified a variety of risks that could adversely impact the BDCP’s cost and schedule if not effectively managed during the design and construction of the project. Those risks include: lack of geotechnical information; property acquisition; tunnel excavation method; power requirements; access and utility conflicts; project delivery method; and the availability of specialized tunnel boring machines, steel liners (Mr. Gardner has clarified steel liners are not needed), adequate borrow material, specialized contractors, and technical experts.

Communications between staff and the BDCP Engineering Team have been professional. The goal of both groups was to better understand the proposed infrastructure and engineering assumptions. Staff’s review presented on February 13, 2014, is largely based upon published BDCP documents. The balance of the review is based upon staff’s professional experience and judgment.
Mr. Gardner’s letter identified nine specific issues and staff’s response is summarized below.

1. **Will groundwater leak into the tunnel?** Staff described the gasketed pre-cast concrete segment method to the Board. The design’s goal will be to minimize groundwater intrusion.

2. **Will having more than one power provider add complexity to the project?** Staff noted, as did the CER, that two supply sources would cost more.

3. **Will natural gas seep into the tunnel?** Mr. Gardner’s letter provides information on the nature of natural gas wells not contained in the CER. The potential to encounter active or inactive gas wells is correctly identified as a risk to the project’s cost and schedule.

4. **Will the high groundwater table cause the empty tunnel to float?** Staff reported during responses to Board member questions that the next phase of tunnel design would need to address this issue. We believe this to be a low probability risk.

5. **Will the tunnel need a steel liner?** The CER is not clear that the tunnels will be unlined. Staff appreciates the additional information that steel liners will not be used, and looks forward to reviewing additional information on how the tunnels will perform using just the pre-cast concrete segmented liner.

6. **Will the forebay be drained?** Staff appreciates the clarification on the operating characteristics of the intermediate forebay.

7. **Several of the activities in the construction schedule have no float.** Staff is aware that items with zero float are on the project’s critical path, however, items with fixed dates are not typically used at this stage of a project. As a result staff is unable to determine if the schedule is realistic.

8. **Is the cost estimate realistic given the range of -25% to +50%?** Staff relied upon CER Chapter 8 which states “The estimate of direct construction cost is based on a 10% engineering design level and has an expected accuracy range of +50% to -25%, per the cost estimating classification system developed by the Association for the Advancement of Cost Estimating (2011).” If the BDCP Engineering Team has additional information not contained in the documents released for public comment which improves the estimated accuracy to a range of +30 percent to -20 percent, staff welcomes the opportunity to review it. Otherwise, it is staff’s opinion that increasing the project contingency from 36 percent to 50 percent seems prudent and in line with the accuracy of the estimate as noted in the CER.

9. **TBM equipment and staffing availability.** Mr. Gardner’s letter provides additional clarification not included in the CER regarding the staging of construction contracts and the impact on the availability of tunnel boring machines and qualified operators. Staff welcomes the opportunity to review this additional information and how it impacts the project’s schedule.

Our conclusion is the proposed BDCP infrastructure has many inherent risks to the schedule and budget that need to be closely monitored and addressed during the design and construction phases in order to successfully deliver the project.

Prepared by: Gary Bousquet, Engineering Manager
Prepared by: William J. Rose, Director of Engineering
Reviewed by: Frank Belock, Jr., Deputy General Manager
Attachments:
   A. February 26, 2014 Letter from Mr. Charles R. Gardner Jr., CEO Hallmark Group
   B. March 13, 2014 Letter from William J. Rose to Mr. Charles R. Gardner
SDCWA Imported Water Committee
 c/o Chair Elsa Saxod
 4677 Overland Avenue
 San Diego, CA 92123

February 26, 2014

Dear Chair Saxod,

The Hallmark Group has been retained by the California Department of Water Resources as the Program Manager for the BDCP. Part of the duties include coordination of consultants and stakeholders with DWR efforts to better inform the project. In furtherance of that duty, we submit the following.

On February 13, 2014, this Committee heard a presentation on infrastructure and engineering related to the Bay Delta Conservation Plan. The DWR team of engineers responsible for the design concepts associated with CM1 would like to provide the Committee with additional information that may be helpful in future deliberations. The team would also like to convey its desire to continue working with the SDCWA engineering team in an open, transparent and productive manner.

By way of background, it will be helpful to review some of the work to date:

- On August 21, 2013, the CM1 team was contacted by representatives from the SDCWA requesting a review of the engineering concepts developed for CM1.

- A conference call was arranged on September 17, 2013, for the SDCWA engineering team to speak with the CM1 team. Prior to the meeting, it was mutually understood this was engineer-to-engineer exchange with the express purpose of better informing the SDCWA team of the design concepts and to inform the CM1 team of any challenges identified by the SDCWA engineers. A list of the initial discussion topics is attached to this letter.

- As expected for a project of this magnitude, one of the main areas of concern for the CM1 engineers is cost containment. Although the design concepts had been reviewed by multiple agencies and consultants, further review by the SDCWA was welcomed and comments that could better inform cost control were encouraged.

- Over the following months a number of conference calls were held between the two parties. The calls were collaborative and informative. Various questions were asked and answered by the CM1 team. A list of questions asked by the SDCWA, and the answers provided, is also attached to this letter. The conversations were wide ranging from the approach to estimating, to geotechnical studies and project delivery. For example, there was agreement that CM1 could benefit from the use of alternative delivery methods besides traditional design-bid-build. The
SDCWA provided their perspective on topics like insurance programs and Project Labor Agreements. No fatal flaws were identified during the months of information exchange and there was little debate over the approach to CM1 design.

It was both a surprise and a disappointment when the CM1 team learned of the perceived flaws identified by the SDCWA engineers at the committee meeting on February 13, 2014. Given the transparent and collegial nature of the meetings, there was an expectation these types of issues would have followed the meeting protocol and been discussed engineer-to-engineer to determine validity.

In particular, the claim that the tunnels would float to the surface if emptied of water was unexpected. The tunnel design concepts have been reviewed by engineers from DWR, USBR, URS, MWD, Jacobs Associates, CH2M Hill, CDM and SRM. None of the engineers identified the floating tunnel as an issue. In the spirit of cooperation, it would seem a fundamental issue of this magnitude would have been brought to the attention of the CM1 team.

The engineering behind CM1 has been a serious and well-considered effort. By continuing to apply critical thinking, anticipated risks can be better managed, costs can be better contained, and CM1 design can be improved.

The CM1 team welcomes the opportunity to work further with the SDCWA engineering team on these and other engineering related topics. In the spirit of collegial critical thinking, the CM1 team hopes to continue to benefit from the experience and expertise of the SDCWA engineers.

If additional questions arise, it may be a more productive use of the Committee's time for the CM1 team to work with the SDCWA engineers to respond to questions within the established format. In closing, the CM1 team would like to specifically address some of the issues raised at the February 13, 2014, committee meeting:

1. Will groundwater leak into the tunnel?
   ANS: The project team has developed several concepts to utilize the existing proven one pass segmental liner to minimize any infiltration or exfiltration of water from the tunnels to acceptable levels. Leakage into the tunnel is prevented by the use of high performance gaskets at segment joints and precast concrete of high durability. Since the maximum external water head is approximately 150 ft, gaskets capable of sealing the joint are commonly available. Leakage in and out of the tunnel can be successfully mitigated through proper design of gaskets and concrete segments. The concept of sealing the tunnel to minimize infiltration or exfiltration of groundwater will be further examined in preliminary design.

2. Will having more than one power provider add complexity to the project?
   ANS: The fact that there are three potential power providers in the Delta will require DWR to coordinate with all three of these entities. The project team is currently, and simultaneously pursuing studies/agreements with all three potential power providers within the area to ensure the temporary power needs of the project will be met in a timely manner, and that permanent power needs are secured in a timely and cost effective manner.
3. Will natural gas seep into the tunnel?
ANS: There are gas wells in the vicinity of the proposed tunnel alignment, both active and inactive wells. However, natural gas fields are typically not in existence at the tunnel depth of 150 ft. These gas deposits are typically found at depths of several thousand feet below the ground surface. If by some chance, natural gas is present at these shallow locations around the tunnel, the gas can be kept out of the tunnels by the gaskets and the concrete segments. See answer for question 1 above. The concept of sealing the tunnel to minimize infiltration of natural gas will be further examined in preliminary design. Additionally, the tunnel equipment and working conditions will most likely be configured for the OSHA classification of “potentially gassy” conditions as a further safety precaution.

4. Will the high groundwater table cause the empty tunnel to float?
ANS: Given that the tunnel is buried at 150 ft below ground, the soil overburden, its cohesive confinement and weight of the tunnel liner will be greater than the buoyant force on the empty tunnel. A properly designed tunnel will not float under all load conditions.

5. Will the tunnel need a steel liner?
ANS: A steel liner inside the concrete liner was studied during the early phases of the project and determined to be unnecessary. The bolted-gasketed concrete segmental liner will handle both external ground/hydrostatic loads and internal hydraulic pressures. Adding an additional steel liner (two-pass system) will complicate construction, increase costs and extend the construction schedule. The two-pass system was ruled out in the study phase because of cost and schedule concerns. The single pass system was also reviewed and approved by a technical panel of experts.

6. Will the forebay be drained? Will it be able to keep the tunnels filled with water?
ANS: The inlet and outlet structures at the forebay will be designed to keep the Intermediate Forebay within its proper operating levels during all anticipated operational conditions.

7. Several activities in the construction schedule have no float.
ANS: Those activities are considered to be part of critical path for completion of the project.

8. Is the cost estimate realistic given the range of -25% to +50%?
ANS: The cost estimate is realistic based on the current project definition of 10% and as defined by the Association for the Advancement of Cost Estimating International (AACEI) Recommended Practice No. 17R-97. The conceptual engineering report provides the necessary detail to establish a project definition of 10%. This project definition level establishes an estimate accuracy between +30% to -20% which is less than the current contingency of 36%. It is also realistic based on the bottom up Class 3 Estimate prepared by 5RMK (A Class 3 Estimate is defined as being prepared from design documentation 10% to 40% complete). 5RMK assembled the estimate using the same approach that a contractor would bidding the construction and with a similar level of detail. 5RMK recommended a 35% contingency which is also less than the CM1 contingency.

9. TBM equipment and staffing availability
ANS: There are now at least four major TBM manufacturers with multiple manufacturing sites on a worldwide basis to meet the EPB TBM equipment needs. The plan is to stagger the award of
the construction contracts on roughly six-month intervals over a multi-year period of time, and with the belief that the TBM manufacturers will be able to keep up with equipment needs. Due to the contract-value size of the anticipated tunnel construction projects, it is anticipated that both US and International tunnel contractors will compete for the tunneling projects. Consequently, experienced TBM operators will be brought to the Delta area from not only the US, but also from international locations to supplement the local labor forces as necessary. There is expected to be sufficient availability of TBM operators to run the equipment.

The engineering team appreciates the Committee’s consideration of the CM1 design concepts and looks forward to continuing collaboration with the SDCWA. Please feel free to contact me directly with any additional questions.

Sincerely,

Charles R. Gardner Jr.
BDCP Program Manager
CEO Hallmark Group Capital Program Management
cgardner@hgp.com
Q&A BETWEEN SDCWA AND CM1 TEAM

SDCWA QUESTIONS TO CM1 TEAM – DISCUSSED 9/17/13

Construction Contract Structure

1. Are there considerations for using local/regional contractors/suppliers?
2. If broken into multiple contracts, how many? Are there enough available contractors to perform this work?
3. Is bonding capacity being considered relative to the size of construction contracts?
4. Is there going to be a Project Labor Agreement – has that been considered in the cost estimate? For example, PLA administration.

Technical

1. Looking at maps of the alignment changes, it appears the optimized alignment is longer, yet it is stated as 5 miles shorter. Discuss reduction in length.

2. Discuss logic behind change from pumping to gravity: Why was pumping through a smaller pipe considered earlier if the alignment allows for gravity?

3. Tunnels: With the reduction of launch/retrieval locations (August 15, 2013, DWR Press Release), what is the overall plan for tunnel construction? Considering:
   a. What type of tunneling machines?
   b. How many?
   c. Manufacturer location?
   d. Ventilation?
   e. Electrical requirements?
   f. Muck disposal strategy?

4. Discuss geotechnical observations/information relative to tunneling strategy, e.g. machine type anticipated, risk for harder/softer ground, tunnel gasses, water infiltration.

Cost Considerations

1. Discuss logic behind soft costs. For example, design and construction management relative to construction costs.
2. Discuss logic behind contingency allowances relative to current level of design.
3. Discuss risk factors considered.
4. Normalized Costs: What is logic behind percentage factors?
5. Construction management costs are estimated at about 15% of construction costs. Has the plan for the number of contracts been factored into this number? For example, administering one large contract typically is less costly than administering 5 smaller ones.
Q&A BETWEEN SDCWA AND CM1 TEAM
ANSWERS PROVIDED TO SDCWA QUESTIONS VIA EMAIL 10/8/13

SDCWA Question: Also, as a follow up to our conference call with the Engineering Team, since you were running into gas wells were you able to use well logs from the drilling done for gas production in the area to help you better characterize the geology?

CM1 Team Answer: No, the geology was characterized based on a limited number of borings along the alignment, Delta Risk Management Strategy report database, previous levee studies and other studies near the project area. Well log database from the Division of Oil, Gas and Geothermal Resources was used to identify well locations that may impact the alignment.

SDCWA Question: We were wondering about the use of 35% contingency with the limited number of borings along the alignment.

CM1 Team Answer: The 35% contingency was originally established by URS and later validated independently by the cost estimating consulting firm of 5RMK in preparing the Class 3 Estimate. We concur with you in identifying the lack of borings and geotechnical information as a primary risk issue for this tunnel project. The geotechnical issues were also identified at our risk workshop. The panel of experts that participated in the risk workshop evaluated maximum cost of geotechnical and differing site condition risks at approximately $1.5 billion for all facilities which leaves approximately $1.7 billion contingency for all other unforeseen program items. As the program moves forward we are planning on having an extensive geotechnical program to thoroughly characterize existing conditions and to better define the use of contingency.
Q&A BETWEEN SDCWA AND CM1 TEAM

ANSWERS PROVIDED TO SDCWA QUESTIONS VIA EMAIL 2/12/14

SDCWA Question: What is the level of the estimate prepared for the preferred alternative and the other alternatives examined in the environmental documents?

CM1 Team Answer: Conceptual Engineering Reports (CERs) were prepared for the East, West and Pipeline Tunnel and an Option Description Report for the Separate Corridors. Based on the information contained in the CERs, estimating consultant SRMK was requested to prepare a bottom up Class 3 estimate (as defined by the Association for the Advancement of Cost Estimating International (AACEI) Recommended Practice No. 17R-97) for the East, West and Pipeline Tunnel alternatives, and DWR prepared a Class 5 estimate for the Separate Corridors alternative. For determining the contingency a project definition average of 7.5% was used. Based on this level of project definition a 36% contingency was deemed appropriate. Independently SRMK recommended a 35% contingency. The more conservative contingency was used.

SDCWA Question: How was the overall contingency of 36% established?

CM1 Team Answer: See response above.

SDCWA Question: How was project soft costs established as 15% of the project cost?

CM1 Team Answer: The 15% of the projects cost for PM/CM/Eng is consistent with amounts that are budgeted for these activities on large programs. However, the $1.919 billion PM/CM/Eng budget was based on a resource loaded project schedule that includes the systematic staffing of the DHCCP organization, identification and rollout of the various Request for Qualifications and selection of various consultants required to program manage, acquire property, obtain permits, design, and manage the construction and commissioning of the required facilities.

SDCWA Question: Were any additional geotechnical studies done when the twin tunnel alignment was recently changed?

CM1 Team Answer: No additional geotechnical field studies have been done due to the difficulty of gaining access to private property. However, geotechnical and tunneling consultants with experience in the Delta have reviewed the new alignment and did not see any fatal flaws, but do recommend further studies.

SDCWA Question: Has the project team established the extent of the geotechnical work that will support preliminary and then final project design?

CM1 Team Answer: Yes, the project team has developed a preliminary geotechnical investigation plan that identifies all geotechnical work required on the program through final design. However, it is expected that plan will be adjusted once the geotechnical consultant and various feature design consultants are hired.
March 17, 2014

Mr. Charles R. Gardner, Jr.
Chief Executive Officer
Hallmark Group Capital Program Management
1901 Royal Oaks Drive, Suite 200
Sacramento, CA 95815

RE: San Diego County Water Authority Review of Bay Delta Conservation Plan (BDCP) Infrastructure

Dear Mr. Gardner:

On behalf of the Water Authority I am responding to your letter, dated February 26, 2014, presented to the Water Authority Board of Directors’ Imported Water Committee on February 27, 2014.

Over much of the last year, Water Authority staff has been providing its Board of Directors, through the Imported Water Committee, information and analysis on key issues relating to the Bay Delta Conservation Plan. On January 9, 2014, staff reviewed with the Committee the BDCP’s infrastructure design, cost, and schedule and the methodology we would use to review those items. The results of staff’s review were presented to the Committee on February 13, 2014. (See copy of Board memo enclosed.)

Beginning in September 2013, we began a dialog with you to better understand the infrastructure and engineering assumptions in the BDCP infrastructure. Those communications have been professional and direct and we appreciate the opportunity to discuss the project with the design team. Your team also provided information, such as the Conceptual Engineering Report and a project geotechnical report, which do not appear to have been widely distributed. However, we have made it consistently clear that our objective in obtaining information from the design team was to present a more complete picture of the BDCP infrastructure to our Board. While our discussions were “engineer to engineer,” our purpose for the discussions was made clear from the beginning. I sincerely hope we can continue discussions regarding this project that has such far reaching impacts on all Californians. The Water Authority stands ready to provide any assistance or advice we can from our experience in large infrastructure projects to help the BDCP develop the best infrastructure plan possible.
Mr. Charles R. Gardner, Jr.
March 17, 2014
Page 2 of 3

To that end, I can say unequivocally, that Water Authority staff has never indicated that the proposed BDCP infrastructure has any flaws. Instead, recognizing the BDCP is only at a 10 percent design level, we have identified a number of project risks that, if not addressed during design and construction, could severely and negatively impact the project’s schedule and dramatically increase its cost. Those risks include: lack of geotechnical information; property acquisition; tunnel excavation method; power requirements; access and utility conflicts; project delivery method; and the availability of specialized tunnel boring machines, steel liners (since determined by BDCP as unneeded), adequate borrow material, specialized contractors, and technical experts. If we have made any errors in our interpretation of these project risks we urge you to provide us additional information. I encourage you to review the Water Authority’s BDCP portion of our webpage, www.sdewa.org/bdcp, and review our Board memos and presentations regarding our review of the BDCP infrastructure. Please note most of the risks we identified are discussed at length in the Conceptual Engineering Report, and our February 7, 2014 memo to the Board footnotes where each of those risks are located within the CER.

The February 26, 2014, letter raised nine specific issues that I will address.

1. *Will groundwater leak into the tunnel?* Staff recognizes that groundwater infiltrating the tunnel is an issue to be addressed during further phases of design. Staff described the gasketed pre-cast concrete segment method to the Board and the design’s goal will be to minimize groundwater intrusion.

2. *Will having more than one power provider add complexity to the project?* Staff noted the Conceptual Engineering Report (CER) indicates the engineering team has not made a final decision whether to use one or two power supply sources to key BDCP facilities. Staff noted, as did the CER, that two supply sources would cost more.

3. *Will natural gas seep into the tunnel?* The CER identified the presence of natural gas wells as risk to the project. Your letter provided information on the nature of those gas wells not contained in the CER. The potential to encounter active or inactive gas wells is correctly identified as a risk to the project’s cost and schedule, and staff is encouraged the BDCP Engineering team will address this risk during future design phases.

4. *Will the high groundwater table cause the empty tunnel to float?* Staff reported during responses to Board member questions that the next phase of tunnel design would need to address this issue. We believe this to be a low probability risk.

5. *Will the tunnel need a steel liner?* Section 11.2.6 of the CER does not say whether a steel liner will be necessary in addition to the pre-cast concrete gasketed segment liner. Also, Section 11.6, page 11-17, indicates the need for further evaluation to determine if a secondary lining or membrane is necessary. Appendix E also discusses tunnel liners, at length, without concluding that a liner is not needed. Staff appreciates the additional information that BDCP has since determined steel liners will not be used and looks forward to reviewing additional...
information on how the tunnels will perform using only the pre-cast concrete segmented liner.

6. Will the forebay be drained? Staff appreciates the clarification on the operating characteristics of the intermediate forebay.

7. Several of the activities in the construction schedule have no float. While we understand that items with zero float are “critical path” items, we also understand activities with fixed dates are not typically used in a project schedule this early in a project’s life. Additionally, without access to supporting schedule logic, we are unable to determine if the schedule is realistic. We welcome the opportunity to review more detailed schedule information.

8. Is the cost estimate realistic given the range of -25% to +50%? Staff relied upon Chapter 8 of the CER which states “The estimate of direct construction cost is based on a 10% engineering design level and has an expected accuracy range of +50% to -24%, per the cost estimating classification system developed by the Association for the Advancement of Cost Estimating (2011).” If the BDCP Engineering Team has additional information not contained in the documents released for public comment that improves the estimated accuracy to a range of +30 percent to -20 percent, staff welcomes the opportunity to review it. Otherwise, it is our opinion that increasing the project contingency from 36 percent to 50 percent seems prudent and entirely consistent with the accuracy of the estimate as noted in the CER.

9. TBM equipment and staffing availability. Your letter provides additional clarification not included in the CER regarding the staging of construction contracts and the impact on the availability of tunnel boring machines and qualified operators. Staging of construction contracts does not appear to be included in the project schedule (CER Appendix C) and staff looks forward to reviewing this additional information and how it impacts the project’s schedule.

It is our intent to provide our Board an unbiased review of the best information available on the proposed BDCP infrastructure, and we appreciate the clarifications you have provided. We also welcome your continuing input during that process.

Sincerely,

William J. Rose
Director of Engineering

WJR:cs/bb
By Electronic and Regular Mail
Enclosure
March 19, 2014

Attention: Imported Water Committee

Salton Sea Mitigation and Restoration Update (Information)

Purpose
This report discusses the current state of the Salton Sea and summarizes the policy issues involved with environmental mitigation and restoration activities.

Background
The Salton Sea (Sea) is a continuously changing body of water. What was once the northernmost extent of the Gulf of California some four million years ago and the shoreline home of the ancient Cahuilla Indians 400 years ago, the current Sea continues to change its make-up and image based on the impulses of nature and an increasingly prominent human element. Located 230 feet below sea level with salinity concentrations 50% greater than the Pacific Ocean, the present-day Sea serves two seemingly incompatible functions: a federally designated “agricultural sump” and an important ecosystem that supports hundreds of species of birds and other wildlife. While accidently formed more than a century ago, nutrient-rich agricultural drainage flows from over 900,000 acres in nearby Imperial, Coachella and Mexicali Valleys have continued to sustain the Sea. With the Sea serving as an agricultural necessity in support of a $2.5 billion farming economy, a stable stream of salts, selenium, fertilizers, and pesticides that account for nearly 4 million tons of solids are deposited into the Sea each year. Despite this runoff, the Sea continues to fuel a productive ecosystem. As it continues to morph in response to variations in farming, hydrology, water-use, and natural inflow, the potential for fine-grained sediments infused with salts being exposed from receding shoreline waters will increase. For what is already designated as a nonattainment zone\(^1\) in California, air quality in addition to habitat restoration around the Sea will become an increasingly focused issue in less than a decade.

There is no doubt that water conservation measures approved as part of the Quantification Settlement Agreement (QSA) will accelerate the inevitable natural transformation of the Sea. These impacts were identified and extensively studied in the Environmental Impact Reports prepared in connection with the QSA. The QSA includes methods for monitoring and mitigating impacts, including the assignment of funding responsibility. A receding shoreline, the potential for impaired air quality, and increasing salinity levels are concerns that have been known and studied well before the QSA and the first water conservation efforts in the Imperial and Coachella Valleys. Factors including reduced inflows from local tributaries, Colorado River hydrology, rainfall, and farming activity, all have an impact on the Sea. The 1988 Water Conservation Agreement between the Metropolitan Water District of California (MWD) and the Imperial Irrigation District (IID) is an example of pre-QSA water conservation that has also served to reduce inflows to the Sea. Conservation projects under this agreement are currently conserving up to 105,000 acre-feet of water per year that is provided to MWD without requirements to mitigate any negative

\(^1\) Non-attainment status is given to any area that does not meet (or that contributes to ambient air quality in a nearby area that does not meet) federal and state air quality standards for the pollutant.
environmental impacts to the Sea. **Figure 1** displays the declining trends of some of these factors. Since the mid-1960s and as late as 2007, studies conducted by the State of California and the U.S. Bureau of Reclamation (USBR) have attempted to address these issues in an effort to develop a plan that stabilizes habitat for fish and wildlife, and proactively addresses air quality in the area. Despite these efforts and regardless of the decade, no substantial action has ever been taken on alternatives identified in past State and Federal studies.

![Figure 1: Historical Trends in Inflow Components to the Salton Sea](image)

It was contemplated that through mitigation activities approved as part of the QSA, a fifteen-year “time-out” to the Sea’s inevitable decline would be provided to allow the State, who is solely and unconditionally responsible for restoration of the Sea, to develop a restoration plan and identify funding sources to address its long-term health and impacts to the surrounding communities. While an $8.9 billion Preferred Alternative was identified in 2007 by the Secretary for Resources, no action has ever been taken by the State Legislature, as required by QSA-enabling legislation. Beginning in 2018, the primary mitigation measure that provided for this much needed “time-out” will terminate. Since 2003 the QSA Joint Powers Authority (JPA), consisting of the Water Authority, IID, and the Coachella Valley Water District (CVWD), has funded the delivery of mitigation water to the Sea to both stabilize salinity concentrations and maintain shoreline elevation levels. Without this mitigation water and absent an approved restoration plan from the State, water quality will steadily deteriorate and the unknowns related to a potentially emissive shoreline and compromised saline habitat will once again need to be addressed outside the liability of the QSA parties. The reduced inflows to the Sea from the QSA water transfers will continue to be completely mitigated for through 2017, as agreed-upon by the financial arrangements provided for in the legislative directive of the State.
Discussion
A recent report by the California State Auditor describes “mitigation” as “activities that reduce the impact of an action” and “restoration” as “actions that bring back something that previously existed”. Simply stated, the QSA water agencies through their financial contributions to the QSA JPA are responsible for mitigating the impacts of the QSA water transfers and the State is responsible for restoring the Sea to some practical and economically feasible level. While mitigation efforts accomplished in the short-term will undeniably serve to bolster larger restoration efforts, the two are separate and apart by virtue of public law and State legislation.

Salton Sea Mitigation
As of March 2013 the QSA JPA has spent more than $52 million on mitigation activities. Of this amount $28 million has been spent on providing water to the Sea to completely offset reduced inflows caused by the QSA water transfers. The cost of delivering conserved water to the Sea is by far the most expensive of the required QSA mitigation measures and is now of dubious validity and utility considering it was partially required to maintain the Sea (i.e. the 15-year time-out) pending a State restoration plan. Given this, along with the fact that more economically efficient mitigation measures have already been successful at the Sea, in October 2011 the IID and the Water Authority filed a Joint Petition with the State Water Resources Control Board (Joint Petition) requesting the elimination of all obligations to provide mitigation water to the Sea between 2014 and 2017, absent a State-adopted Salton Sea restoration project.

Instead of providing water to the Sea, the Joint Petition proposes the implementation of more effective air quality mitigation and wildlife habitat creation that is of higher functional value that would not preclude Salton Sea restoration opportunities. The original State Water Resources Control Board Order that enabled the change in point of diversion from Imperial Dam to Lake Havasu anticipated this situation, and allowed the Water Authority and IID to request a change in mitigation when it became unreasonable to require continued flows to the Sea. While environmental analysis of the Joint Petition was near completion at the beginning of 2013, IID decided not to release the necessary environmental documents and have since executed a Memorandum of Understanding with the County of Imperial in which IID agreed to retract its participation in the pending Joint Petition. The Water Authority was not part of the IID/County of Imperial discussions and still believes the measures contemplated in the Joint Petition would provide accelerated alternative mitigation that is more beneficial to the environment and neighboring communities than requiring delivery of mitigation water to the deteriorating Sea. If the petition was approved as contemplated by the end of calendar year 2013, more than $60 million would have been available to begin constructing habitat as the shoreline is gradually exposed.


The Water Authority has provided mitigation funding in the amount of $3.1 million to the USBR for implementing QSA-related mitigation measures identified in a 2001 Biological Opinion, including riparian and marsh habitat creation and restoration as well as threatened fish species’ stocking/restoration. Mitigation measures from the 2001 Biological Opinion have been folded into the USBR Lower Colorado River Multi-Species Conservation Program, a $626 million effort, and an associated California Endangered Species Act permit.

The mitigation water delivery schedule from 2014-2017 requires delivery of 480,000 acre-feet to the Sea at a cost of $61.6 million to the QSA JPA. The Joint Petition proposes modification of this requirement such that no water is delivered to the Sea from 2014-2017 and the financial savings can be used to fund habitat creation and other beneficial projects.
Aside from the “temporary” requirement to provide water to the Sea, other major mitigation expense areas for the QSA JPA to date include $12 million in wildlife and habitat baseline surveys; $6 million for the Managed Marsh Complex; and over $3 million related to air quality monitoring. Under terms of the QSA JPA Creation and Funding Agreement, financial contributions made by the Water Authority, IID, and CVWD are capped at $133 million (in 2003 dollars or $375 million in nominal dollars). Of this amount the Water Authority is responsible for $52 million (in 2003 dollars or $99 million in nominal dollars). According to the 2003 QSA-enabling legislation the State is unconditionally and solely responsible for the payment of the costs of and liability for Environmental Mitigation Requirements in excess of the $133 million.

Salton Sea Restoration

In recognition of the importance of the ecosystem and surrounding communities the Sea supports, the State legislature passed the Salton Sea Restoration Act and related legislation that established a State policy for restoring the Sea. The legislation was codified in the Fish and Game Code and the Water Code and directs the Secretary for Resources to take certain actions related to restoration planning.

Restoration is the State’s responsibility and as such, the Salton Sea Ecosystem Restoration Program Final Programmatic Environmental Impact Report (EIR) outlining a variety of alternatives for the Sea was developed by the California Resources Agency in 2007. The EIR was created at the “programmatic” level which allows for consideration of broad policy alternatives and program-wide mitigation measures; and allows flexibility in dealing with cumulative impacts and future challenges. As required under Fish and Game Code Section 2081.7(e)(2)(A), the restoration study evaluates Salton Sea restoration alternatives that include consideration of strategies for salinity control; habitat creation and restoration; different water surface elevations along the shoreline; water surface area configurations; and range of inflow conditions. The study developed eight alternatives made up of these components and includes a comparison with the no-action alternative that reflects the

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5 The State’s commitments to Salton Sea restoration and environmental mitigation were memorialized in a suite of three laws approved in 2003 (SB 277, SB 317, and SB 654) and one in 2004 (SB 1214). SB 654 in particular placed a limit on the amount the Water Authority, IID, and CVWD would have to pay for the mitigation of transfer impacts; that limit was $133 million. The legislation also provided that the State would enter into a joint powers agreement under which the State would bear the additional cost of environmental mitigation, if there was any additional cost beyond the $133 million.
best estimate of what would happen if a restoration plan was not implemented. From these alternatives, a Preferred Alternative was selected (Figure 2), consisting of saline habitat at north and south ends of the Sea; early start habitat; a large multi-depth marine sea; brine sinks; and potential geothermal development on the south end. This alternative was selected because it provides the maximum feasible attainment of the following objectives: (1) Restoration of long term stable aquatic and shoreline habitat for historic levels and diversity of fish and wildlife that depend on the Sea; (2) Elimination of air quality impacts from the restoration project; and (3) Protection of water quality. The Salton Sea Ecosystem Restoration Program Preferred Alternative and Funding Plan further describes the selected alternative and estimates the cost of its implementation at $8.9 billion. The Secretary of Resources formally recommended the Preferred Alternative to the State Legislature in 2007; however no plan has been adopted to date.

The biggest issue with restoration of the Sea is funding. Since 2003, only around $135 million has been committed to restoration. Of this amount, roughly half is allocated from the QSA parties ($30 million in 2003 dollars, $67 million in nominal dollars). As outlined in the QSA-enabling legislation, the Water Authority and CVWD paid their full contributions in 2005 in the amounts of $11.8 million and $8.3 million respectively. Since 2003, IID has contributed $2.2 million and will continue to make contributions totaling $47.3 million based on a set schedule through 2047. The remaining funds contributed to date have come from two State propositions: $47 million from Prop 84 and $22 million from Prop 50. The majority of all money spent to date has been on planning studies and administrative costs. In light of this track record and the lack of an identified funding plan, an incremental implementation approach is currently under consideration to implement small projects as restoration funds become available. Such pilot projects have been implemented by both local and federal agencies, including the Salton Sea Authority and the Department of Interior. These two entities recently signed a 10-year Memorandum of Understanding which calls for collaboration and exchange of technical and scientific information related to the Sea; and is a fresh step towards the identification of collaborative solutions to resource challenges and prioritization of partnerships to improve resource conditions in and around the Sea.

Salton Sea Basin Air Quality

Air quality in the Salton Sea Air Basin has historically been in non-attainment of legal emission requirements for PM-10. Figure 3 provides a visual example of PM-10, which is defined as airborne particulate matter having an aerodynamic diameter of 10 microns or less. During the development of the QSA, concerns regarding air quality impacts related to exposed playa at the Sea were incorporated into the Water Conservation and Transfer Project Final Environmental Impact Report/Environmental Impact

Figure 3: Particulate Matter 10 Micrometers or Less

Statement; Implementation of the Quantification Settlement Agreement Final Program Environmental Impact Report and associated Mitigation, Monitoring and Reporting Program; and State Water Resources Control Board Revised Order WRO 2002-0013. While the exact emissive nature of the exposed shoreline could not be determined at the time, the environmental documents concluded that a phased approach should be taken to mitigate impacts to air quality through four specific measures: (1) Restrict Access, (2) Research and Monitoring, (3) Create or Purchase Offsetting Emission Reduction Credits, and (4) Direct Emission Reductions at the Sea.

Air quality impacts beyond those related to the QSA transfers fall under the jurisdiction of the air quality regulatory agencies and the State, and more directly to landowners whose parcels become emissive. Air quality impacts associated with exposed shoreline caused by the QSA are classified and projected as fugitive dust emissions which won’t occur until after mitigation water to the Sea ends in 2018. Much of the air quality issues in the Salton Sea Air Basin are related to fugitive dust and not the QSA transfers. Figure 4 shows modeled windblown dust PM-10 emissions in the Imperial Valley and their estimated sources, including predictions of 2047 QSA and non-QSA quantities. In the Imperial Valley, PM-10 emissions come from a variety of manmade and natural sources.

Figure 4: Imperial County PM-10 Emissions and Sources

SOURCES: 2009 Imperial County State Implementation Plan for Particulate Matter Less Than 10 Microns in Aerodynamic Diameter, Imperial County Air Pollution Control District, August 2009; California Air Resources Board, 2010 Estimated Annual Average Emissions for Imperial County (accessed January 2014).
Being a desert location with a regular frequency of high winds, fugitive windblown dust is the most common source of emissions—currently around 173 tons per day (~74% of total emissions). Areas shown as highly emissive in Figure 4 (red and orange areas) are mostly desert rangelands composed of sandy loam soils that emit large amounts of windblown dust. Farming practices in the region generate about 11% of PM-10 emissions including dust from tilling, harvesting, cattle, unpaved farm roads, and fugitive windblown dust. Agricultural lands are shown as the area within the large blue band of low to medium emissivity below the Sea in Figure 4. The remaining emissions result from paved and unpaved roads; on and off road motor vehicles; and construction and demolition. In 2047 it is estimated that approximately 19% of the total PM-10 emissions in the Imperial County will come from QSA sources.

As part of the phased approach to mitigation prescribed in the QSA environmental documents, the QSA JPA has already installed six permanent air quality monitoring stations surrounding the Sea. It is anticipated that the ambient air quality data collected from these stations will help distinguish future QSA impacts from other emissive sources in the Salton Sea Air Basin. As this baseline data is compared to future exposed playa, an analysis will be possible to separate and characterize on-sea emission sources from off-sea emissions. This will become critically important as emissions from multiple sources, such as those depicted in Figure 4, co-mingle with those from the Sea.

**Future Prospects**

It has been more than six years since the Secretary for Resources submitted a Preferred Alternative to the California Legislature for consideration. As we begin 2014, it appears reasonable to assume that a legislatively approved restoration plan with identified financing will not likely be in place by 2018 when mitigation water to the Sea terminates. While the Legislature has recently appropriated $2 million from the Restoration Fund, which the Water Authority supported, to complete a feasibility study that will both re-examine the Preferred Alternative and depend heavily on speculative funding outside the Restoration Fund, it is uncertain when findings from the report will be ready for public review. In a November 2013 report on the Restoration Fund, the State Auditor’s Office offered the following concerns:

> We are concerned that this legislation does not provide adequate, specific direction to the Resources Agency and the [Salton Sea] authority to ensure that they complete the study in a timely manner and that the study’s contents meet the need of the Legislature. Without such direction, the feasibility study may not prove helpful to the Legislature, potentially leaving it unwilling to approve or fund a restoration plan. In particular, the provisions governing the feasibility study do not impose a specific deadline…nor do they fully prioritize the steps needed to achieve the State’s broad goals for restoring the sea.”

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6 Assumes 50,000 exposed acres from QSA transfers in 2047 produces around 60 tons of fugitive dust per day, with a comparison to the current (2010) emissions in Imperial County.
While the technical and biological aspects of the study will undoubtedly play a critical role, financing an eventual restoration project always seems to make its way to the focus of the discussion. The high-end of the most recent State and Federal restoration plan cost estimates range from $8.9 billion to $14 billion respectively. Considering the $67 million (in nominal dollars) in restoration funds committed by the QSA JPA parties, $47 million in Proposition 84, and $22 million in Proposition 50 funds are the only current identified sources, available State funding falls dismally short of any alternative currently identified. Lacking a comprehensive funding plan, an incremental approach is underway that implements small-scale projects as funds become available. As part of this approach, there are a number of “pilot” or “demonstration” projects that have been constructed in this manner that are proving to be useful examples of how the receding shoreline can be managed on a pay-as-you-go basis. In the summer of 2014 the State expects to begin its Species Conservation Habitat (SCH) program, which aims at producing 3,770 acres of habitat near the southwest end of the Sea. $28.4 million in funding was recently approved as part of the 2013-14 State Budget to implement 640 acres of the project. The Joint Petition was on track to complement the SCH by producing an additional 800 acres of habit and air quality mitigation with the $61.6 million in funding identified from existing QSA JPA committed funding sources.

With State funding for a larger restoration effort still unidentified, alternative revenue sources may begin to play a larger role in future funding discussions. As part of the IID and County of Imperial MOU, renewable energy projects are being discussed as a way to create funds to help finance activities for air quality management and habitat restoration. IID estimates that this effort could generate up to $3 billion from renewable energy development once implemented. While up to a decade away from making a tangible impact, the concept of providing both a funding source for future restoration activities while doubling as a groundcover to an eventual exposed playa is a concept the Water Authority supports. Success of these initiatives will hinge largely upon the pursuit of public-private partnerships, alliances with environmental groups, and collaboration with state and federal regulatory agencies.

When viewed in the larger context, incremental projects taking place on a pay-as-you-go basis, mitigation efforts being made by the QSA JPA, and renewable energy development will all serve to work together to improve the environment of the Sea and surrounding area. Staff will continue dialogue with state and local elected officials and through the QSA JPA will continue to explore alternative mitigation measures that would be designed to provide accelerated, more effective air quality mitigation as well as wildlife habitat creation. In addition staff has engaged in discussions with IID on its renewable energy initiative. As new developments occur staff will to update the Board with progress on these efforts.

Prepared by: Dan Denham, Colorado River Program Director
Reviewed by: Maureen Stapleton, General Manager
March 19, 2014

Attention: Imported Water Committee

Metropolitan Water District Program Report (Information)

Purpose
This report summarizes activities associated with the Metropolitan Water District of Southern California and other imported water related agencies and organizations.

Discussion
Metropolitan Water District (MWD). This report provides a summary of key actions at the March 10 and 11 meetings of the MWD Board of Directors. A companion report, included in the supplemental materials – the MWD Delegates Report – provides in-depth information on the MWD board and committee discussions as well as the Water Authority delegates’ positions. The next committee and board meetings will take place April 7 and 8.

Proposed Biennial Budget and Rates Process and Public Hearings for Proposes Rates and Suspension of the Ad Valorem Tax Rate Limitation.
During the Finance and Insurance Committee meeting, MWD board members further discussed MWD’s proposed biennial budget for fiscal years 2015 and 2016 and rates for calendar years 2015 and 2016. Staff recommends average rate increases of 1.5 percent for each calendar year in addition to continuing the suspension its Ad Valorem tax rate limit, which would help pay for “growing state water contract costs.” For more information on MWD’s proposed budget and rates please see “Report on Metropolitan Water District’s 2014/15 and 2015/16 Proposed Budget and associated Rates and Charges” in February’s board packet. The committee directed staff to present three rates and charges options, all of which assume the suspension of the Ad Valorem tax rate, to the board for consideration: 1) staff’s recommendation of 1.5 percent rate increase in both calendar years 2015 and 2016; 2) “Alternative A,” a zero percent rate increase in calendar year 2015 followed by a 1.5 percent rate increase in 2016; and 3) “Alternative B,” a 0.75 percent rate increase in calendar year 2015 followed by a 1.25 percent rate increase in 2016.

Subsequently, two public hearings were held during MWD’s formal board meeting. One hearing addressed the proposed calendar years 2015 and 2016 rates while the other one was for the suspension of the Ad Valorem tax rate limit. Holding a public hearing is one of the requirements that MWD must undertake to suspend the tax rate limit imposed under its Act. Additionally MWD must notify the California Legislature and declare suspending the rate limit “essential to the fiscal integrity” of MWD. At the public hearing regarding the Ad Valorem tax rate suspension, six people spoke, all asked the MWD Board to not suspend the tax rate limitation. During the second public hearing, which addressed MWD’s proposed rates for calendar years 2015 and 2016, 10 people expressed concern for increasing rates, the over-collection of revenues in the recent fiscal years, and the legality of MWD’s rates. One person voiced support for MWD’s volumetric rates as it promotes conservation, but suggested that MWD should improve public access to its budget and rates workshops by properly noticing them.
Colorado River Water Use Efficiency Pilot Program.
The Board authorized entering into an agreement to fund a water use efficiency pilot program for Colorado River water users. As part of an agreement with Central Arizona Water Conservation District, Southern Nevada Water Authority, and Denver Water, MWD will provide up to $2 million through 2015 to help finance voluntary conservation efforts with the goal to provide benefits to the Colorado River system. Conservation projects, which may include the fallowing of farmland financed through the pilot program, will be jointly selected by the four funding parties. This pilot program aims to evaluate the effectiveness of conservation measures in mitigating drought impacts along the Colorado River via increased reservoir levels and reduced salinity in the river’s system.

Water Savings Incentive Program with Altman Specialty Plants.
The Board authorized entering into an agreement with Altman Specialty Plants, Inc., to provide up to $500,000 in incentives for a water use efficiency project. The project will treat and reuse irrigation runoff that is captured from Altman Specialty Plants’ 375 acre nursery in Western Municipal Water District’s (Western) service area. This project will provide about 3,420 acre-feet of water savings over 10 years. As part of the agreement, Western will reimburse MWD for up to $100,000 of the incentive funding.

The MWD Committees and Board also:
- Heard a report on the June 30, 2013 Other Post-Employment Benefits (OPEB) Actuarial Valuation;
- Received the Governor’s Water Action Plan;
- Heard a report on Water Surplus and Drought Management;
- Heard a presentation on MWD’s Capital Investment Plan for fiscal years 2014/15 and 2015/16;
- Heard a closed session report on San Diego County Water Authority v. Metropolitan Water District of Southern California, et al., San Francisco County Superior Court Case No. CPF-10-510830 and No. CPF-12-512466;
- Authorized entering into a three-year agreement with Fraser Communications for regional communications and advertising services and media buys related to water awareness and conservation, not to exceed $5.5 million annually;
- Expressed opposition for H.R. 3964 (Valadao, R-CA) - Sacramento-San Joaquin Valley Emergency Water Delivery Act;
- Expressed support, if amended, for S. 2016 (Feinstein, D-CA) and H.R. 4039 (Costa, D-CA) - California Emergency Drought Relief Act of 2014; and
- Presented Directors Keith Lewinger and Fern Steiner each with five-year service pins.

State Water Contractors (SWC).
The State Water Contractors met on February 20. The SWC approved an increase in the Delta Plan Litigation Budget by $230,000 to a new not to exceed amount of $380,000 to cover the amount currently over budget as well as fiscal year 2015 expenses. The litigation involves the Delta Stewardship Council’s (Council) Delta Plan, which is intended to be a comprehensive, long-term management plan for achieving the state’s coequal goals for the Delta – to improve statewide water supply reliability, and protect and restore a vibrant and healthy Delta ecosystem, all in a manner that preserves, protects and enhances the unique agricultural, cultural, and recreational characteristics of the Delta. The Council released its final Environmental Impact
Report (EIR) in early 2013 and adopted regulations later in the year. This lawsuit challenges the EIR and asserts that the Council exceeded its authority granted by the legislature; the Council was charged with creating the Delta Plan in the 2009 Delta Reform Act. Due to the complex nature of the litigation – several challenges of the Delta Plan have emerged – there have been significant resources expended on record preparation. SWC staff reported that in an effort to reduce the cost of this litigation, MWD’s in-house counsel along with the SWC general counsel plan to handle the portion of the case dealing with the Council exceeding its authority. Outside counsel will handle the California Environmental Quality Act portion of the case.

SWC staff presented the initial draft of the SWC budget for fiscal year 2015. The budget adoption is scheduled for consideration at the March board meeting. The initial draft budget indicates current year expenditures are generally slightly less than budgeted – the Energy Fund is coming in under budget by $358,000 of the approved fiscal year 2014 budget of $866,500; and the Bay-Delta Fund is falling under budget by $110,000 of the approved budget of $2.81 million. The proposed budget for fiscal year 2015 generally maintains existing levels of expenditures, with some shifting in costs for litigation activity. The current dues of $6.23 million are divided into the Dues Fund ($2.61 million), Energy Fund ($705,000), and Bay-Delta Fund ($2.92 million). Staff presented three Options for the SWC to deliberate with total dues ranging between $5.7 million and $6.35 million, varying by option.

The next SWC meeting will be held on March 20.

Prepared by: Liz Mendelson, Assistant Water Resources Specialist
Reviewed by: Amy Chen, Director of MWD Program
March 19, 2014

Attention: Imported Water Committee

CLOSED SESSION:
Conference with Legal Counsel - Existing Litigation
Government Code §54956.9(d)(1) - SDCWA v Metropolitan Water District of Southern California; Case Nos. CPF-10-510830 and CPF-12-512466

Purpose
This memorandum is to recommend a closed session, pursuant to Government Code §54956.9(d)(1) to discuss the above-referenced matter at the March 27, 2014, meeting.

A closed session has also been included on the agenda of the formal Board of Directors’ meeting. Unless the Board desires additional discussion, it is not staff’s intention to ask for a closed session with the full Board at that time, but staff may request action to confirm directions given or action recommended by the committee.

Prepared by: Daniel S. Hentschke, General Counsel
March 19, 2014

Attention: Imported Water Committee

CLOSED SESSION:
Conference with Legal Counsel - Existing Litigation
Government Code §54956.9(d)(1) - SDCWA v Eastern Municipal Water District;
Riverside Superior Court Case No. RIC1300887

Purpose
This memorandum is to recommend a closed session, pursuant to Government Code §54956.9(d)(1) to discuss the above-referenced matter at the March 27, 2014, meeting.

A closed session has also been included on the agenda of the formal Board of Directors’ meeting. Unless the Board desires additional discussion, it is not staff’s intention to ask for a closed session with the full Board at that time, but staff may request action to confirm directions given or action recommended by the committee.

Prepared by: Daniel S. Hentschke, General Counsel
ENGINEERING AND OPERATIONS COMMITTEE

AGENDA FOR

MARCH 27, 2014

Brian Brady – Chair     Ken Olson
Marty Miller – Vice Chair     Halla Razak
Bud Pocklington – Vice Chair     Dave Roberts
David Barnum     John Simpson
Ron Morrison     Yen Tu
Vincent Mudd     DeAna Verbeke
Jim Murtland     Ronald Watkins
Tom Wornham


2. Additions to agenda (Government Code Section 54954.2(b)).

3. Public comment – opportunities for members of the public to address the Committee on matters within the Committee’s jurisdiction.

4. Chair’s report.
   4-A Directors’ comments.

I. CONSENT CALENDAR

II. ACTION/DISCUSSION

1. Carlsbad Desalination Project.
   1-A Presentation – Carlsbad Desalination Project update.     Frank Belock
   (Information)

Staff recommendation:
1. Authorize the General Manager to award a professional services contract to HDR Engineering, Inc. to provide Corrosion Engineer and Corrosion Technician support services for an amount not-to-exceed $1,950,000, and for up to a four-year term.
2. Authorize the General Manager to award a professional services contract to V&A Consulting Engineers, Inc. to provide Corrosion Technician Support Services for an amount not-to-exceed $435,000, and for up to a four-year term.

III. INFORMATION

IV. CLOSED SESSION

1. CLOSED SESSION:
   Conference with Legal Counsel – Existing Litigation
   Government Code §54956.9(d)(1) - SDCWA v MWH Americas, Inc. et al
   Case No. 37-2011-00090504-CU-BC-CTL

V. ADJOURNMENT

Doria F. Lore
Clerk of the Board

NOTE: This meeting is called as an Engineering & Operations Committee meeting. Because a quorum of the Board may be present, the meeting is also noticed as a Board meeting. Members of the Board who are not members of the Committee may participate in the meeting pursuant to Section 2.00.060(g) of the Authority Administrative Code (Revised). All items on the agenda, including information items, may be deliberated and become subject to action. All public documents provided to the committee or Board for this meeting including materials related to an item on this agenda and submitted to the Board of Directors within 72 hours prior to this meeting may be reviewed at the San Diego County Water Authority headquarters located at 4677 Overland Avenue, San Diego, CA 92123 at the reception desk during normal business hours.
March 19, 2014

Attention: Engineering and Operations Committee


Staff recommendation
1. Authorize the General Manager to award a professional services contract to HDR Engineering, Inc. to provide Corrosion Engineer and Corrosion Technician Support Services for an amount not-to-exceed $1,950,000, and for up to a four-year term.
2. Authorize the General Manager to award a professional services contract to V&A Consulting Engineers, Inc. to provide Corrosion Technician Support Services for an amount not-to-exceed $435,000, and for up to a four-year term.

Alternative
1. Do not award the contract, and direct staff to solicit new proposals. This would result in a three month delay and reduction of Asset Management staff’s ability to perform corrosion monitoring, review of new project corrosion specifications, and assistance to other departments in corrosion related matters.
2. Do not authorize consultant support. This will adversely impact the maintenance and management of the Water Authority’s corrosion protection systems.

Fiscal Impacts
There are sufficient funds, in the amount of $650,000, available to support this recommendation in the fiscal years 2014 and 2015 Operating and Capital Improvement Program (CIP) budget appropriations. The remaining funds, up to $1,735,000, may be requested in future fiscal years CIP and Operating budget appropriations and are subject to Board approval. This item relates to the Transportation rate category.

Background
The Asset Management Program was implemented to protect and ensure the reliability of Water Authority facilities. The Program consists of several functions including condition assessment and management of corrosion protection systems. Corrosion protection systems, also known as cathodic protection systems, are designed to protect the pipelines and facilities from the damaging effect of corrosion brought about by the external environment. The systems help mitigate failure and ensure assets reach their expected service life. There are two basic types of corrosion protection systems: Galvanic Anode and Impressed Current systems. The Galvanic Anode systems consist of sacrificial anodes, generally magnesium, which corrodes instead of the pipeline. The Impressed Current system sends an electric current through the pipeline to reduce corrosion. The Water Authority has over 175 of these corrosion protection systems. Many factors can impact the performance of the systems including our proximity to other utility pipelines, electrical shorts, nearby construction, loss of pipe coating, soil changes, and equipment
damage. The Water Authority monitors the performance of the systems regularly through 1,300 field monitoring and 70 remote monitoring sites.

Historically, the Water Authority has relied on outside Engineers and Technicians to augment a Water Authority Senior Engineering Technician assigned to monitor, operate, and maintain our corrosion protection systems. Outside support service tasks typically include corrosion data collection, completion of annual corrosion surveys, project reviews, assistance with the remote monitoring systems, pipeline inspections as well as investigations, repairs, design, and modification to the corrosion protection systems. In addition, outside corrosion Engineers and Technicians support CIP projects such as the Carlsbad Desalination projects, pipe relining projects, and asset management projects which require corrosion support services. The current Corrosion Engineer and Corrosion Technician support contract expires June 2014.

Previous Board Action:
The current Corrosion Engineer and Technician Support Services Contract was awarded to HDR Engineering, Inc. in May 2011 for an amount not-to-exceed $1,700,000, and for up to a three-year term.

Discussion
A request for proposals for Corrosion Engineer and Technician Support Services was advertised on December 23, 2013, with notification sent to over 500 firms through The Network (the Water Authority’s collaborative online vendor registration system). On February 6, 2014, the Water Authority received three proposals. Based on the evaluation of the written proposals, oral interviews, and cost proposals, staff determined HDR and V&A Consulting Engineers were the most qualified firms. HDR demonstrated extensive professional experience for large transmission systems and assets similar to the Water Authority. V&A Consulting Engineers proposed for only Corrosion Technician Services, and demonstrated excellent experience on data collection and corrosion surveys.

Staff recommends the award of a professional services contract to HDR Engineering, Inc. to provide Corrosion Engineer and corrosion Technician Support Services for an amount not-to-exceed $1,950,000 and for up to a four-year term. In addition, staff recommends the award of a professional services contract to V&A Consulting Engineers, Inc. to provide Corrosion Technician Support Services for an amount not-to-exceed $435,000, and for up to a four-year term.

V&A Consulting Engineers, Inc. is small business certified.

Prepared by: Nathan D. Faber, Operations and Maintenance Manager
Reviewed by: Gary A. Eaton, Director of Operations and Maintenance
Approved by: Frank Belock, Jr., Deputy General Manager

NDF:mmr
March 19, 2014

Attention: Engineering & Operations Committee

CLOSED SESSION:
Conference with Legal Counsel – Existing Litigation
Government Code §54956.9(d)(1) - SDCWA v MWH Americas, Inc. et al
Case No. 37-2011-00090504-CU-BC-CTL

Purpose
This memorandum is to recommend a closed session, pursuant to Government Code §54956.9(d)(1) to discuss the above-referenced matter at the March 27, 2014, meeting.

A closed session has also been included on the agenda of the formal Board of Directors' meeting. Unless the Board desires additional discussion, it is not staff's intention to ask for a closed session with the full Board at that time, but staff may request action to confirm directions given or action recommended by the committee.

Prepared by: Daniel S. Hentschke, General Counsel
1. Roll call – determination of quorum.

2. Additions to agenda (Government Code Section 54954.2(b)).

3. Public comment – opportunities for members of the public to address the Committee on matters within the Committee’s jurisdiction.

4. Chair’s report.
   4-A Directors’ comments.

I. CONSENT CALENDAR

II. ACTION/DISCUSSION

1. Legislative Issues.
   1-A Report by Carpi, Clay & Smith.
       Ken Carpi. (supplemental materials)

   1-B Report by Lang, Hansen, O’Malley & Miller.
       Bob Giroux.
1-C  **Adopt positions on various state bills.**

**Staff recommendation:**
1. Adopt a position of Oppose Unless Amended on AB 1731 (Perea)
2. Adopt a position of Support if Amended on AB 2043 (Bigelow)
3. Adopt a position of Support and Seek Amendments on AB 2100 (Campos)
4. Adopt a position of Support on AB 2104 (Gonzalez)
5. Adopt a position of Support and Seek Amendments on AB 2636 (Gatto)
6. Adopt a position of Support if Amended on AB 2686 (Perea)
7. Adopt a position of Support and Seek Amendments on SB 992 (Nielsen)
8. Adopt a position of Support if Amended on SB 1049 (Pavley)
9. Adopt a position of Support and Seek Amendments on SB 1144 (Galgiani)
10. Adopt a position of Oppose Unless Amended on SB 1370 (Galgiani)
11. Adopt a position of Support on SB 1420 (Wolk) (Action)

**III. INFORMATION**

1. Quarterly Water Conservation Garden report.  
   **John Linden**

2. Small Contractor Outreach and Opportunities Program Committee Quarterly report.  
   **Teresa Penunuri**

3. Quarterly report on Public Outreach and Conservation activities.  
   **Jason Foster**

   **Alexi Schnell**

5. Government Relations update.  
   **Glenn Farrel**
IV. ADJOURNMENT

Doria F. Lore
Clerk of the Board

NOTE: This meeting is called as an Legislation, Conservation, and Outreach Committee meeting. Because a quorum of the Board may be present, the meeting is also noticed as a Board meeting. Members of the Board who are not members of the Committee may participate in the meeting pursuant to Section 2.00.060(g) of the Authority Administrative Code (Revised). All items on the agenda, including information items, may be deliberated and become subject to action. All public documents provided to the committee or Board for this meeting including materials related to an item on this agenda and submitted to the Board of Directors within 72 hours prior to this meeting may be reviewed at the San Diego County Water Authority headquarters located at 4677 Overland Avenue, San Diego, CA 92123 at the reception desk during normal business hours.
March 19, 2014

Attention: Legislation, Conservation and Outreach Committee

Adopt positions on various state bills. (Action)

Staff recommendation
1. Adopt a position of Oppose Unless Amended on AB 1731 (Perea)
2. Adopt a position of Support if Amended on AB 2043 (Bigelow)
3. Adopt a position of Support and Seek Amendments on AB 2100 (Campos)
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9. Adopt a position of Support and Seek Amendments on SB 1144 (Galgiani)
10. Adopt a position of Oppose Unless Amended on SB 1370 (Galgiani)
11. Adopt a position of Support on SB 1420 (Wolk)

Alternatives
1. Do not adopt one or more of the recommended positions.
2. Modify one or more of the positions.

Fiscal Impact
There is no direct fiscal impact associated with the consideration of adopting policy positions on the legislation, but the Water Authority could secure direct and indirect fiscal benefits from passage of a water bond measure.

Integrated Regional Water Management Legislation

AB 1731 (Perea) – Integrated Regional Water Management Plans: Funding: Disadvantaged Communities
Under existing law, the Integrated Regional Water Management Planning Act of 2002, regional water management groups are authorized to prepare and adopt an integrated regional water management plan (IRWMP). An IRWMP is a plan for coordinating the activities of public agencies and non-profit organizations to support water supply reliability, water quality improvements, and natural resource protection in a defined region. The plan typically includes a list of projects that will help to achieve the goals and objectives established in the plan. An IRWMP is also required to include an identification and consideration of the water-related needs of disadvantaged communities within the boundaries of the plan. Additionally, existing law, through general obligation water bonds approved by voters, appropriates funding through the Department of Water Resources to regional water management groups to assist in funding locally-developed and approved IRWM projects.

AB 1731 would require in each IRWM region that not less than 10 percent of any funding for IRWM planning purposes be used to facilitate and support the participation of disadvantaged communities in integrated regional water management planning and for projects that address critical water supply or water quality needs for disadvantaged communities.
The San Diego region has an active regional water management group and a robust IRWM Program with strong participation throughout the region. The regional water management group has been successful in securing state general obligation bond funding for important regional and local projects, totaling nearly $45 million from Propositions 50 and 84 for IRWM purposes, with prospects of securing an additional $46 million in Proposition 84 funding over the next funding rounds. Of the 28 positions on the San Diego IRWM Regional Advisory Committee, two positions are reserved for representatives of disadvantaged communities. The regional water management group has conducted significant outreach, including three meetings targeted toward disadvantaged community participation, as the process for compiling information for the 2013 San Diego IRWMP update was under way. During July 2013, the regional water management group held four community outreach meetings in disadvantaged communities throughout the region to present the 2013 San Diego IRWMP public review draft.

Integrated regional water management planning has evolved and been re-shaped significantly over the years since it was originally enacted by SB 1672 (Costa) in 2002. Significant modifications to the original statute have included requirements related to outreach and opportunity for participation in the IRWMP development and implementation. Specifically, the statute now calls specifically for providing outreach and opportunity to participate for “disadvantaged community members and representatives, including environmental justice organizations, neighborhood councils, and social justice organizations.” As a result, disadvantaged community representatives are provided opportunities for representation within regional water management groups in the same manner as wholesale and retail water purveyors, wastewater agencies, city and county governments, Native American tribes, electrical corporations, environmental stewardship organizations, industry organizations, and other community-based organizations.

While the intended objective of AB 1731 to direct a specified level of funding to projects that address the needs of disadvantaged communities within a region may appear laudable, the one-size-fits-all approach in AB 1731 raises several concerns that diminish the measure’s effectiveness and ability to achieve its objective:

- Disadvantaged communities are well represented in many regional water management groups, and their representation is required by statute. There is ample opportunity for disadvantaged community representatives to advance projects for the regional water management group’s consideration for inclusion in the region’s IRWM project list for funding. This is a public, transparent process that allows significant disadvantaged community participation.

- AB 1731 would provide that not less than 10 percent of any funding for IRWM purposes must be directed to “facilitate and support the participation of disadvantaged communities” and “for projects that address critical water supply or water quality needs for disadvantaged communities.” This statutory language presents conflicts in three different respects:
The measure would provide a minimum floor of spending that must be directed to disadvantaged communities, when no other stakeholder in a regional management group has such preference for funding allocation.

The funding allocation directed by the measure within each region would be above and beyond any statutory direction embodied within the text of the bond measure itself. In specific general obligation bond measures – such as Proposition 84 or the water bond scheduled for the November 2014 ballot – there is already statutory language that directs a minimum of 10 percent of the total IRWM funding to disadvantaged communities. AB 1731 would also require that 10 percent of all regional funding (notwithstanding whether or not it is originally counted toward the overall account allocation for disadvantaged communities) must also be directed to disadvantaged community projects, thus resulting in a cumulative allocation above the 10 percent specified allocation.

The measure would require a minimum level of spending on projects that would benefit disadvantaged communities. What if there are no projects on the region’s IRWM project list that are specifically designed to benefit disadvantaged communities, or what if the regional water management group has established a series of project priorities under which a project benefiting a disadvantaged community is a lower priority? The statutory language of AB 1731 would require that projects benefiting disadvantaged communities in each region of the state would receive a priority preference irrespective of the work of the regional water management group to determine the region’s priorities.

AB 1731 would provide that not less than 10 percent of all funding received in a region for IRWM purposes would be required to be dedicated for projects benefiting disadvantaged communities. The statutory language would apply to funding received by a regional water management group from state general obligation bond sources, state General Fund sources, federal funding sources, and even from alternative financing mechanisms which may be developed locally among the water purveyors and governmental entities involved in the regional water management group. This provision of AB 1731 would likely have a chilling effect on local entities developing a regional financing alternative or exploring some other low-cost borrowing alternatives to finance projects from the IRWMP, since a minimum level of that funding would be required to be allocated to projects benefiting disadvantaged communities, even if they are lower priority projects.

Previous Board Action: The Board of Directors adopted an Oppose Unless Amended position on a substantially similar measure – AB 37 (Perea) – during the 2013 legislative session. AB 37 has been amended to address issues relating to unemployment insurance, and is no longer of interest to the Water Authority.
The Water Authority’s legislative policy guidelines state that the Water Authority shall oppose legislation that:

- Mandates a specific composition and management structure of the regional water management group that oversees integrated regional water management planning efforts within a region.
- Dilutes public water agency participation on the regional water management group.


**Staff recommends the Board adopt a position of Oppose Unless Amended on AB 1731.**

**Suggested amendments include:**

- Clarify that the 10 percent funding allocation to meet the drinking water quality needs of disadvantaged communities is not on a region-by-region basis, but rather a specific dedication from the total funding in an IRWM grant program to projects that help meet a critical water supply or quality need of a disadvantaged community or facilitates disadvantaged community involvement in an IRWM Program.

- Clarify that the 10 percent funding allocation would be limited to only total IRWM funding provided by a state agency, and would not apply to “any” funding that a regional water management group may pursue to finance local and regional projects.

**SB 1049 (Pavley) – Integrated Regional Water Management Plans**

Existing law authorizes a regional water management group to prepare an integrated regional water management (IRWM) plan for the implementation or operation of projects or programs relating to water supply, water quality, and related matters. Existing law defines “regional projects or programs” as projects or programs identified in an IRWM plan that accomplish water-related goals, including an increase in water supplies.

SB 1049 would specifically include projects or programs that reduce energy used to acquire, transport, treat, or distribute water, as a regional project or program, thus making those projects eligible to be funded through IRWM funding opportunities. In addition, SB 1049 would require a regional water management group to include all water suppliers that are within the watershed area, the area over a groundwater basin or subbasin, or the area within a county’s boundaries.

The San Diego region has an active regional water management group – comprised of the Water Authority, the City of San Diego, and the County of San Diego – and a robust IRWM Program with strong participation throughout the region. The regional water management group has been successful in securing state general obligation bond funding for important regional and local projects, totaling nearly $45 million from Propositions 50 and 84 for IRWM purposes, with prospects of securing an additional $46 million in Proposition 84 funding over the next funding
rounds. In structuring the regional water management group and its relationship with other stakeholders within the San Diego region, the San Diego IRWM program created a Regional Advisory Committee to involve regional interests. The San Diego IRWM Regional Advisory Committee is comprised of 34 agencies and organizations. This Committee has substantial input and opportunity to participate in IRWM plan development and implementation, as provided in existing statutes governing IRWM. The graphic below depicts the existing organizational structure of the San Diego IRWM program.

While existing law already authorizes a regional water management group to include more than three local agencies, there has been concern expressed within some regions of the state that the regional water management group will not allow new members to join, even if they qualify for membership and indicate a willingness to co-pay for the operations of the regional water management group. Rather than impose a “one size fits all” approach by mandating the structure of each regional water management group, SB 1049 should be amended to provide greater discretion to each IRWM region for determining the composition of their regional water management group and the structure of their organization.

Staff recommends the Board adopt a position of Support if Amended on SB 1049.

Suggested amendments include:

SB 1049 should be amended to provide that:

- Any water supplier within the boundaries of a regional water management group shall be eligible to become a member of the regional water management group if it commits to co-pay a proportionate share of the funding provided by regional water management group members for the operations of the region’s IRWM program.

- A regional water management group shall, to the extent feasible, form a public advisory committee that enables local agencies and non-profit organizations within the region water management group’s boundaries to review and make recommendations about the regional water management group’s planning and grant funding activities.
Water Bond Legislation

In the February 19, 2014 Board memo, Water Authority staff recommended positions on four water bond measures, and the Board adopted those positions:

- **AB 1331 (Rendon) - $8 billion**: Oppose Unless Amended
- **AB 1445 (Logue) - $5.8 billion**: Oppose Unless Amended
- **SB 848 (Wolk) - $6.825 billion**: Oppose Unless Amended
- **SB 927 (Cannella) - $9.217 billion**: Support if Amended

This memo recommends Water Authority positions on the three remaining active water bond measures that are being considered in the Legislature. Another four water bond measures continue to be “spot bills” and do not have substantive legislative language at this time. A water bond “at-a-glance” comparison chart is appended as Attachment 1.

**AB 2043 (Bigelow) – Safe, Clean, and Reliable Drinking Water Supply Act of 2014**

AB 2043 would enact the Safe, Clean, and Reliable Drinking Water Supply Act of 2014 and, if approved by the voters at the November 4, 2014 general election, would authorize the issuance of $7.935 billion in general obligation bonds to finance a variety of water projects.

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<th>Chapter</th>
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<td>Water Supply Reliability</td>
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<td>10</td>
<td>Water Recycling, Conservation, and Efficiency Program</td>
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**Chapter 5. Drought Relief**

Chapter 5 would provide $395 million for drought relief and drinking water improvement programs. The chapter would allocate specific funding, as follows:

- $200 million for planning, design, and construction of local and regional drought relief projects that reduce the impacts of drought conditions. Eligible projects would include water use efficiency projects, water recycling and related infrastructure, groundwater cleanup, local and regional conveyance projects, and other local and regional water supply reliability projects. Projects funded under these provisions would need to be capable of being operational within two years of receiving the grant.

- $75 million deposit in the State Water Pollution Control Revolving Fund Small Community Grant Fund for wastewater treatment projects, with a priority for disadvantaged communities

- $120 million to the Department of Public Health for grants to assist small, rural, and disadvantaged community drinking water system to provide clean drinking water.
Chapter 6. Water Supply Reliability

Chapter 6 would provide $1.19 billion for competitive grants and expenditures for projects that implement an adopted integrated regional water management (IRWM) plan and improve local and regional water conveyance and interregional connectivity. The chapter would allocate specific funding, as follows:

- $840 million for projects that implement an adopted IRWM plan.
- $350 million to the Department of Water Resources for grants and expenditures for planning, design, and construction of local and regional conveyance projects that support regional and interregional connectivity and water management.

In February 2014, the Board of Directors adopted “San Diego Region Priorities in 2014 Water Bond Negotiations.” One of the priorities for the San Diego region is that any water bond measure should provide for a “robust integrated regional water management program.” The following is a comparison of the water bond measures in print, in terms of funding dedicated to IRWM programs:

- AB 1331 (Rendon): $1 billion
- **AB 2043 (Bigelow): $840 million**
- AB 2686 (Perea): $1 billion
- SB 848 (Wolk): $1.4 billion
- SB 927 (Cannella): $1.05 billion

AB 2043 would provide more than $200 million less for IRWM projects than any of the other water bond measures that are multi-subject focused.

**Proposed Amendment:** AB 2043 should be amended to ensure that the funding level for IRWM projects is “robust” – at least consistent with the amounts provided in other water bond measures.

Within this chapter, $840 million would be allocated to hydrologic regions specified in the text of the measure, including the San Diego sub-region. **The proportional statutory allocation to the San Diego sub-region under AB 2043 would be $69.6 million.** This chapter would also require a local match of not less than 50 percent of projects costs, except that the cost share requirements may be waived for projects serving disadvantaged communities.

Chapter 7. Delta Sustainability

Chapter 7 would provide $1.5 billion for grants and direct expenditures for projects to protect and enhance the sustainability of the Delta ecosystem, including implementation of projects to advance the coequal goals of water supply reliability and ecosystem protection.

The BDCP Public Review Draft envisions that costs for the plan will be shared between water export contractors and the state and federal governments, with the state and federal governments paying for costs related to ecosystem restoration and the water export contractors paying for the conveyance facilities and related mitigation costs:
1. State and federal water contractors ($16.9 billion, or 68.4 percent)
2. State funding (including two new water bonds, totaled $4.1 billion, or 16.6 percent)
3. Federal funding (existing and new authorizations, totaled $3.6 billion, or 14.3 percent)

The BDCP Public Review Draft cites the state’s successful passage of prior water bonds as an indication of passage of two future water bonds that would include at least $3.76 billion in ecosystem restoration funding to support the BDCP. AB 2043 would include $1.5 billion toward that objective.

**Chapter 8. Statewide Water System Operational Improvement**

Chapter 8 would provide $3 billion, continuously appropriated, to the California Water Commission for expenditures, competitive grants, and loans for public benefits associated with projects that expand the state’s water storage capacity. Under Chapter 9, eligible projects would include:

- Surface storage projects identified in the CALFED Record of Decision
- Groundwater storage projects and groundwater contamination prevention or remediation projects
- Conjunctive use and reservoir reoperation projects
- Local and regional surface storage projects that improve the operation of water systems in the state and provide public benefits

Under the existing eligibility outlined for Chapter 8, it does not appear that eligibility would be broad enough to consider funding for construction of a new storage reservoir to accommodate a possible pumped hydropower storage project at San Vicente Reservoir.

**Proposed Amendment**: AB 2043 should be amended to provide eligibility for Chapter 8 funding for surface storage projects that provide multi-benefits, including improving the ability of meeting peak energy demands or improving energy reliability in areas of the state that have lost significant energy production capabilities.

Additionally under Chapter 8, a project is not eligible to receive funding pursuant to Chapter 8 unless it provides measurable improvements to the Delta ecosystem or to the Delta watershed.

**Proposed Amendment**: The “measurable improvements” provisions of Chapter 8 of AB 2043 should be amended to ensure broad eligibility for projects of interest to the Water Authority and its member agencies.

**Chapter 9. Groundwater Protection and Water Quality**

Chapter 9 would provide $800 million for expenditures, grants and loans for projects to prevent or reduce the contamination of groundwater that serves as a source of drinking water. Historically, the San Diego region, because of its geography and geology, has experienced very little opportunity for developing groundwater supplies. As a result, this stand-alone funding chapter for groundwater protection and water quality in the amount of $800 million would be largely unavailable to San Diego County interests. It is unclear why this funding account should
be segregated apart from funding opportunities in Chapter 6 relating to IRWM. If groundwater protection and groundwater quality projects are important to a region of the state, those projects can emerge through the IRWM process. Leaving the account as a stand-alone component of the bond would diminish open and competitive opportunities for all regions of the state to pursue funding.

**Proposed Amendment:** The funding in Chapter 9 ($800 million) should be incorporated into the IRWM framework of Chapter 6 to create a more robust IRWM program and to ensure that all funding in the bond measure is open and competitive.

**Chapter 10. Water Recycling, Conservation, and Efficiency Program**

Chapter 10 would provide $1.05 billion for water recycling, advanced treatment technology, and water use efficiency projects, as follows:

- $800 million for grants and loans for water recycling and advanced treatment technology projects, including potable and nonpotable recycled water projects and seawater desalination projects.

- $250 million for direct expenditures, grants, and loans for water conservation and water use efficiency plans, projects, and programs.

Within Chapter 10, there is a provision that would appropriate not less than $50 million of the total amount in the Chapter “for projects that are designed to help restore lost water supply reliability in areas with widespread groundwater contamination.” Given that AB 2043 would provide $800 million specifically for groundwater protection and water projects, it would seem more appropriate for this $50 million appropriation to be removed from Chapter 10 and subsumed into the previous Chapter 9, which the staff recommends should be incorporated into the IRWM framework of Chapter 6, in the proposed amendment above.

**Proposed Amendment:** The $50 million appropriation identified for remediation of groundwater contamination in Chapter 10 should be removed, and addressed within the framework of the groundwater protection and water quality provisions of Chapter 6.

The following table shows the funding in each chapter of AB 2043 that is directly allocated to the San Diego region, is available for competitive grants statewide, provides indirect benefits to the San Diego region, and is allocated to other regions. Of the total amount allocated to specific regions of the state, the San Diego region would be allocated $69.6 million, or 9 percent.

San Diego County’s population is approximately 8.3 percent of the state’s overall population. Our IRWM funding area also includes southwest Riverside County, pushing the funding area population to 9 percent for IRWM funding. AB 2043 would provide an equitable share of directly allocated funding for San Diego County based on the region’s taxpayers’ proportional contribution to repayment of the water bond.
The Water Authority’s legislative policy guidelines state that the Water Authority shall support legislation that:

- Provides an equitable share of funding to San Diego County, with major funding categories being divided by county and funded on a per-capita basis to ensure bond proceeds are distributed throughout the state in proportion to taxpayers’ payments on the bonds.

- Focuses on statewide priorities, including restoration of fish and wildlife habitat, construction of an improved method of conveyance of water through or around the Delta that provides water supply reliability to Delta water users, promotion of greater regional and local self-sufficiency, surface storage, and promotion of water use efficiency.

- Provides the states’ share of funding for projects that advance the achievement of the co-equal goals of water supply reliability and Delta ecosystem restoration.

(2014 Legislative Policy Guidelines, Water Bonds, Support, Page 40, Items 1, 2, and 3).

Staff recommends a position of Support if Amended on AB 2043.

**AB 2686 (Perea) – Clean, Safe, and Reliable Water Supply Act of 2014**

AB 2686 would enact the Clean, Safe, and Reliable Drinking Water Supply Act of 2014 and, if approved by the voters at the November 4, 2014 general election, would authorize the issuance of $9.25 billion in general obligation bonds to finance a variety of water projects.

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<tr>
<th>Chapter</th>
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<th>Direct Allocations to SD County</th>
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Chapter 5. **Clean and Safe Drinking Water**

Chapter 5 would provide $1 billion for expenditures, grants, and loans for projects that improve water quality or help provide clean and safe drinking water to all Californians. The
The chapter would allocate specific funding, as follows:

- $400 million for grants and loans for public water system infrastructure improvements and actions to meet safe drinking water standards and ensure affordable drinking water, with priority for projects that provide treatment for contamination or access to an alternate drinking water source for small community water systems or disadvantaged communities.

- $400 million for deposit in the State Water Pollution Control Revolving Fund Small Community Grant Fund for wastewater treatment projects, with a priority for disadvantaged communities.

- $100 million for improving groundwater quality, including the costs of planning, design, and construction of improvements necessary to resume delivery of safe drinking water.

- $100 million for deposit in the Emergency Clean Water Grant Fund for grants and direct expenditures to finance public health emergencies and urgent actions.

Chapter 6. Protecting Rivers, Lakes, Streams, Coastal Waters, and Watersheds

Chapter 6 would provide $1.5 billion for expenditures and grants for multibenefit ecosystem and watershed protection and restoration projects in accordance with statewide priorities. Within this chapter, $750 million is proposed to be made available to specific regions, which are outlined in the text of the measure. The proposed regional allocations are identified for six specific regions, with consideration of the population of each region: North Coast, San Francisco Bay, Sierra Nevada and Cascade Range, Central Coast, Central Valley, and Southern California. There is no specified allocation for the San Diego region or subregion.

**Proposed Amendment:** If funding is to be allocated among specifically-identified regions of the state, then AB 2686 should be amended to ensure that the San Diego region or subregion should be clearly and expressly delineated in the text of the measure as a recipient of funding.

Chapter 6 would also make $500 million available to fulfill the obligations of the State in complying with the terms of any of the following:

- Klamath Basin Restoration Agreement
- Quantification Settlement Agreement
- San Joaquin River Restoration Settlement
- Kesterson Mitigation Action Plan Report
- Other multiparty settlement agreements in effect as of January 1, 2014, including the Tahoe Regional Planning Compact

In addition, Chapter 6 would make $250 million available to the Natural Resources Agency to support projects of state conservancies as provided in a conservancy’s strategic plan. This funding would be available on a competitive basis.
Chapter 7. Climate Change Preparedness for Regional Water Security

Chapter 7 would provide $1.5 billion for expenditures and competitive grants and loans to projects that respond to climate change and contribute to regional water security. All projects awarded funding through this chapter would be required to provide a cost share from nonstate sources of at least 50 percent of the total costs of the project, except that the cost sharing requirement may be waived for projects that directly benefit a disadvantaged community. Additionally, not less than 10 percent ($150 million) of the funds authorized under Chapter 7 must be allocated to projects that directly benefit disadvantaged communities.

Within this chapter, $1 billion would be allocated to hydrologic regions specified in the text of the measure, including the San Diego sub-region. The proportional statutory allocation to the San Diego sub-region under AB 2686 would be $87 million.

In addition to the funding to be allocated among hydrologic regions, Chapter 7 provides that up to $250 million may be used for direct expenditures, grants, and loans for water conservation and water use efficiency projects. In addition, up to $250 million may be made available for grants and loans for multi-benefit stormwater management projects. Chapter 7 would also provide that $500 million shall be expended for grants and loans for water recycling and advanced treatment technology projects, including ocean desalination.

Proposed Amendment: AB 2686 should be amended to ensure that all funding in Chapter 7 for water recycling projects is eligible for potable and non-potable water reuse projects.

Chapter 8. Sacramento-San Joaquin Delta Sustainability

Chapter 8 would provide $2.25 billion for improving the sustainability of the Delta. The funding in this chapter would be important to achievement of the co-equal goals of water supply reliability and ecosystem restoration in the Delta. Chapter 8 would provide $1.5 billion for the State’s share of ecosystem restoration in conjunction with BDCP implementation.

In addition, Chapter 8 would provide $750 million for local communities in the Delta and to the local agricultural economy to mitigate impacts of changes in the Delta. Chapter 8 would also provide funding eligibility for upstream wastewater treatment plants to upgrade their facilities and processes to reduce releases of ammonia and other pollutants that may be a stressor on fish and wildlife species in the Delta.

These provisions of Chapter 8 are unchanged from Chapter 7 within the November 2014 water bond measure.

Chapter 9. Statewide Water System Operational Improvement

Chapter 9 would provide $3 billion, continuously appropriated, to the California Water Commission for expenditures, competitive grants, and loans for public benefits associated with projects that expand the state’s water storage capacity. Under Chapter 9, eligible projects would include:

- Surface storage projects identified in the CALFED Record of Decision
Groundwater storage projects and groundwater contamination prevention or remediation projects
Conjunctive use and reservoir reoperation projects
Local and regional surface storage projects that improve the operation of water systems in the state and provide public benefits

Under the existing eligibility outlined for Chapter 9, it does not appear that eligibility would be broad enough to consider funding for construction of a new storage reservoir to accommodate a possible pumped hydro storage project at San Vicente Reservoir.

Proposed Amendment: AB 2686 should be amended to provide eligibility for Chapter 9 funding for surface storage projects that provide multi-benefits, including improving the ability of meeting peak energy demands or improving energy reliability in areas of the state that have lost significant energy production capabilities.

Additionally under Chapter 9, a project is not eligible to receive funding pursuant to Chapter 9 unless it provides measurable improvements to the Delta ecosystem or to the Delta watershed.

Proposed Amendment: The “measurable improvements” provisions of Chapter 9 of AB 2686 should be amended to ensure broad eligibility for projects of interest to the Water Authority and its member agencies.

The following table shows the funding in each chapter of AB 2686 that is directly allocated to the San Diego region, is available for competitive grants statewide, provides indirect benefits to the San Diego region, and is allocated to other regions. Of the total amount allocated to specific regions of the state, the San Diego region would be allocated $87 million, or 9.5 percent.

San Diego County’s population is approximately 8.3 percent of the state’s overall population. AB 2686 would provide an equitable share of directly allocated funding for San Diego County based on the region’s taxpayers’ proportional contribution to repayment of the water bond.

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The Water Authority’s legislative policy guidelines state that the Water Authority shall support legislation that:

- Provides an equitable share of funding to San Diego County, with major funding categories being divided by county and funded on a per-capita basis to ensure bond proceeds are distributed throughout the state in proportion to taxpayers’ payments on the bonds.

- Focuses on statewide priorities, including restoration of fish and wildlife habitat, construction of an improved method of conveyance of water through or around the Delta that provides water supply reliability to Delta water users, promotion of greater regional and local self-sufficiency, surface storage, and promotion of water use efficiency.

- Provides the states’ share of funding for projects that advance the achievement of the co-equal goals of water supply reliability and Delta ecosystem restoration.

(2014 Legislative Policy Guidelines, Water Bonds, Support, Page 40, Items 1, 2, and 3).

**Staff recommends a position of Support if Amended on AB 2686.**

**SB 1370 (Galgiani) – Reliable Water Supply Bond Act of 2014**

SB 1370 would enact the Reliable Water Supply Act of 2014 and, if approved by the voters at the November 4, 2014 general election, would authorize the issuance of $5.1 billion in general obligation bonds to finance surface water storage projects.

Chapter 4. Surface Water Storage Projects $5.1 billion

**Chapter 4. Surface Water Storage Projects**

Chapter 4 would continuously appropriate $5.8 billion to the Department of Water Resources for the design, acquisition, and construction of surface water storage projects. Projects eligible for funding under SB 1370 would include the following surface water storage projects identified in the CALFED Record of Decision:

- Sites Reservoir located in Colusa and Glenn Counties
- Temperance Flat Reservoir located in Fresno and Madera Counties
- Expansion of Los Vaqueros Reservoir located in Contra Costa County

Under the existing eligibility outlined for Chapter 4, eligibility would not be sufficiently broad to consider funding for construction of a new storage reservoir to accommodate a possible pumped hydro storage project at San Vicente Reservoir, nor would the measure provide open and competitive funding opportunities on a statewide basis.

**Proposed Amendment:** SB 1370 should be amended to provide eligibility for funding for water storage projects on an open and competitive basis statewide, and ensure eligibility for projects that provide multi-benefits, including improving the ability of meeting peak energy demands or
improving energy reliability in areas of the state that have lost significant energy production capabilities.

Although SB 1370 is proposed as an alternative to the existing November 2014 water bond, the measure would not propose comprehensive funding for projects that are included in the existing water bond measure, such as funding for local and regional water supply projects, funding for the state’s share of ecosystem restoration in conjunction with BDCP implementation, and a variety of safe drinking water and groundwater protection and remediation projects. By failing to fund those important objectives, SB 1370 would be inconsistent with the Board’s adopted water bond priorities.

Proposed Amendment: SB 1370 should be amended to significantly expand the scope of projects available for general obligation bond funding along the lines of the general framework outlined in the existing November 2014 water bond, and reduce the existing Chapter 4 to be more proportionally consistent with achieving multiple water supply, water quality, and ecosystem protection objectives in a water bond.

The following table shows the funding in SB 1370 that is directly allocated to the San Diego region, is available for competitive grants statewide, provides indirect benefits to the San Diego region, and is allocated to other regions. Of the total amount allocated to specific regions of the state, the San Diego region would not be allocated any direct funding under SB 1370.

San Diego County’s population is approximately 8.3 percent of the state’s overall population. AB 1445 would not provide an equitable share of funding for San Diego County based on the region’s taxpayers’ proportional contribution to repayment of the water bond.

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The Water Authority’s legislative policy guidelines state that the Water Authority shall oppose legislation that:

- Does not provide an equitable share of funding to San Diego County, based on San Diego County taxpayers’ proportional contribution to repayment of the bond.
- Does not provide funding for infrastructure that resolves statewide or regional conflicts over water supplies.

(2014 Legislative Policy Guidelines, Water Bonds, Oppose, Page 41, Items 1 and 2)

Staff recommends a position of Oppose Unless Amended on SB 1370.
Common Interest Development Legislation

AB 2100 (Campos) - Common Interest Developments: Local Governments: Yard Maintenance: Fines: Drought

Existing law, the Davis-Stirling Common Interest Development Act, sets forth the duties and responsibilities of a homeowners’ association, and provides that the association is responsible for maintaining, repairing, and replacing the common area, and the owner of each separate interest is responsible for maintaining that separate interest and any exclusive use common area appurtenant to the separate interest. Also under existing law, an association may impose a fine or assessment upon a separate interest owner for failure to maintain his or her property in accordance with the association rules for that common interest development.

AB 2100 would prohibit a common interest development association from imposing a fine or assessment on separate interest owners for yard maintenance issues related to under-watered plants and lawns during any period for which the Governor has declared a state of emergency due to drought. Additionally, AB 2100 would prohibit a city or county from imposing a fine or assessment on separate interest owners for yard maintenance issues related to under-watered plants and lawns during any period for which the Governor has declared a state of emergency due to drought.

A common interest development is a form of real estate where each homeowner has an exclusive interest in a unit or lot and a shared or undivided interest in common area property. Condominiums, planned unit developments, stock cooperatives, community apartments, and many resident-owned mobilehome parks all fall under the umbrella of common interest developments.

Water conservation is a core element of the Water Authority’s long-term strategy to improve the reliability of the region’s water supply by diversifying water sources. Since 1991, the Water Authority’s water use efficiency programs and initiatives cumulatively have conserved nearly 800,000 acre-feet of water. These savings have been achieved through measures ranging from incentives on water-efficient devices, to legislative efforts, to outreach campaigns and programs. The region is on track to meet the state’s mandate to reduce per capita water use 20 percent by 2020. It is estimated that outdoor water use accounts for 55 percent of the San Diego region’s water consumption. The Water Authority has undertaken creative approaches to realize the potential water savings associated with the outdoor and landscape sector. The Water Authority has developed and is implementing a successful WaterSmart Landscape educational program to empower participants to undertake a landscape upgrade project successfully.

With most of the region’s water coming from the Colorado River and northern California, San Diego County is vulnerable to drought conditions and regulatory restrictions in those watersheds. In the last few years, and very notably today, those water sources have experienced historically dry conditions. In January, Governor Jerry Brown declared a drought State of Emergency and directed state officials to take all necessary actions to prepare for drought conditions.

AB 2100 would take an important step of providing a “time-out” on the enforcement of governing documents by homeowners’ associations and codes and ordinances by cities and
counties for under-watered plants and lawns during an official declaration of state of emergency due to drought. Voluntary and mandatory rationing programs across the state would benefit from the protections that residents would be afforded under AB 2100 in attempting to comply with rationing requests and mandates with respect to outdoor irrigation.

The Water Authority’s legislative policy guidelines state that the Water Authority shall support legislation that:

- Encourages implementation of effective water management practices for urban landscape and agricultural irrigation.
- Restricts Property Owner Associations from forbidding the use of California native plants, other low water use plants, or artificial turf in well-maintained landscapes.

(2014 Legislative Policy Guidelines, Water Use Efficiency, Support, page 16-17, items 5 and 13).

**Staff recommends the Board adopt a position of Support and Seek Amendments on AB 2100.**

**Suggested amendments include:**

AB 2100 should be amended to clarify what will happen when the drought has concluded, including provisions relating to the length of time residents would have to correct drought-related yard maintenance issues after the drought state of emergency is over, prior to the reinstitution of fine and penalty programs.

**AB 2104 (Gonzalez) – Common Interest Developments: Water-Efficiency Landscapes**

Existing law, the Davis-Stirling Common Interest Development Act, sets forth the duties and responsibilities of a homeowners’ association, and provides that the association is responsible for maintaining, repairing, and replacing the common area, and the owner of each separate interest is responsible for maintaining that separate interest and any exclusive use common area appurtenant to the separate interest. Existing law also provides that a provision of any of the common interest development governing documents, including bylaws and operating rules, that govern the operation of a common interest development, is void and unenforceable if it prohibits – or includes conditions that have the effect of prohibiting – the use of low water-using plants as a group, or if it has the effect of prohibiting or restricting compliance with a local water-efficient landscape ordinance or water conservation measure.

AB 2104 would provide that governing documents include architectural or landscaping guidelines or policies and decisions by the board of directors applicable to a specific homeowner, and would apply these provisions to a prohibition on the replacement of existing turf with low water-using plants.

AB 2104 would take an important step by eliminating loopholes that would continue to have the effect of restricting common interest development residents from replacing existing turf with low
water-using plants. Voluntary and mandatory rationing programs across the state would benefit from the provisions of AB 2104 that would help to improve opportunities for broader efficiency in outdoor irrigation.

The Water Authority’s legislative policy guidelines state that the Water Authority shall support legislation that:

- Encourages implementation of effective water management practices for urban landscape and agricultural irrigation.

- Restricts Property Owner Associations from forbidding the use of California native plants, other low water use plants, or artificial turn in well-maintained landscapes.

(2014 Legislative Policy Guidelines, Water Use Efficiency, Support, page 16-17, items 5 and 13).

**Staff recommends the Board adopt a position of Support on AB 2104.**

**SB 992 (Nielsen) – Maintenance of Exclusive Areas: Fines**

Existing law, the Davis-Stirling Common Interest Development Act, sets forth the duties and responsibilities of a homeowners’ association, and provides that the association is responsible for maintaining, repairing, and replacing the common area, and the owner of each separate interest is responsible for maintaining that separate interest and any exclusive use common area appurtenant to the separate interest. Also under existing law, an association may impose a fine or assessment upon a separate interest owner for failure to maintain his or her property in accordance with the association rules for that common interest development.

SB 992 would prohibit a common interest development association from imposing a fine or assessment on separate interest owners for yard maintenance issues related to under-watered plants and lawns during any period for which the Governor has declared a state of emergency due to drought.

SB 992 would take an important step of providing a “time-out” on the enforcement of governing documents by homeowners’ associations and codes and ordinances by cities and counties for under-watered plants and lawns during an official declaration of state of emergency due to drought. Voluntary and mandatory rationing programs across the state would benefit from the protections that residents would be afforded under SB 992 in attempting to comply with rationing requests and mandates with respect to outdoor irrigation.

The Water Authority’s legislative policy guidelines state that the Water Authority shall support legislation that:

- Encourages implementation of effective water management practices for urban landscape and agricultural irrigation.
• Restricts Property Owner Associations from forbidding the use of California native plants, other low water use plants, or artificial turn in well-maintained landscapes.

(2014 Legislative Policy Guidelines, Water Use Efficiency, Support, page 16-17, items 5 and 13).

**Staff recommends the Board adopt a position of Support and Seek Amendments on SB 992.**

**Suggested amendments include:**

SB 992 should be amended to clarify what will happen when the drought has concluded, including provisions relating to the length of time residents would have to correct drought-related yard maintenance issues after the drought state of emergency is over, prior to the reinstitution of fine and penalty programs.

**SB 1144 (Galgiani) – Common Interest Developments: Local Governments: Yard Maintenance Fines: Drought**

Existing law, the Davis-Stirling Common Interest Development Act, sets forth the duties and responsibilities of a homeowners’ association, and provides that the association is responsible for maintaining, repairing, and replacing the common area, and the owner of each separate interest is responsible for maintaining that separate interest and any exclusive use common area appurtenant to the separate interest. Also under existing law, an association may impose a fine or assessment upon a separate interest owner for failure to maintain his or her property in accordance with the association rules for that common interest development.

SB 1144 would prohibit a common interest development association from imposing a fine or assessment on separate interest owners for yard maintenance issues related to under-watered plants and lawns during any period for which the Governor has declared a state of emergency due to drought. Additionally, SB 1144 would prohibit a city or county from imposing a fine or assessment on separate interest owners for yard maintenance issues related to under-watered plants and lawns during any period for which the Governor has declared a state of emergency due to drought.

SB 1144 would take an important step of providing a “time-out” on the enforcement of governing documents by homeowners’ associations and codes and ordinances by cities and counties for under-watered plants and lawns during an official declaration of state of emergency due to drought. Voluntary and mandatory rationing programs across the state would benefit from the protections that residents would be afforded under SB 1144 in attempting to comply with rationing requests and mandates with respect to outdoor irrigation.

The Water Authority’s legislative policy guidelines state that the Water Authority shall support legislation that:

• Encourages implementation of effective water management practices for urban landscape and agricultural irrigation.
• Restricts Property Owner Associations from forbidding the use of California native plants, other low water use plants, or artificial turn in well-maintained landscapes.

(2014 Legislative Policy Guidelines, Water Use Efficiency, Support, page 16-17, items 5 and 13).

Staff recommends the Board adopt a position of Support and Seek Amendments on SB 1144.

Suggested amendments include:

SB 1144 should be amended to clarify what will happen when the drought has concluded, including provisions relating to the length of time residents would have to correct drought-related yard maintenance issues after the drought state of emergency is over, prior to the reinstatement of fine and penalty programs.

Water Use Efficiency Legislation

**AB 2636 (Gatto) – CalConserve Water Use Efficiency Revolving Fund**

Existing law requires the achievement of a 20 percent reduction in urban per capita water use in California by December 31, 2020, and requires each urban retail water supplier to comply with that target. Existing law also requires agricultural water suppliers to implement efficient water management practices, including water measurement.

AB 2636 would establish the CalConserve Water Use Efficiency Revolving Fund administered by the Department of Water Resources (DWR) and would continuously appropriate moneys in the fund to DWR for the purpose of water use efficiency projects. AB 2636 would require moneys in the fund to be used for purposes that include at-or-below market interest rate loans, and would permit DWR to enter into agreements with local government or investor-owned utilities that provide water or recycled water service to provide loans.

AB 2636 is co-sponsored by the Metropolitan Water District of Southern California and the California Municipal Utilities Association. AB 2636 reflects a concept that was initially introduced and advanced by Assemblymember Gatto in AB 2011 during the 2012 legislative session, and again as AB 1349 during the 2013 legislative session. Both of those previous efforts failed passage in the Legislature. AB 2636 would take a measured approach to establishing a revolving loan fund for water use efficiency, and would provide that the following purposes would be eligible for loan funding:

- Reducing urban per capita water use
- Improving agricultural water use efficiency
- Increasing the use of recycled water
- Reducing greenhouse gas emissions through water efficiency improvements

Water conservation is a core element of the Water Authority’s long-term strategy to improve the reliability of the region’s water supply by diversifying water sources. Since 1991, the Water
Authority’s water use efficiency programs and initiatives cumulatively have conserved nearly 800,000 acre-feet of water. These savings have been achieved through measures ranging from incentives on water-efficient devices, to legislative efforts, to outreach campaigns and programs. The region is on track to meet the state’s mandate to reduce per capita water use 20 percent by 2020. AB 2636 could be an important source of low-interest loan funding to continue advancing a strong water use efficiency ethic statewide.

The Water Authority’s legislative policy guidelines state that the Water Authority shall support legislation that:

- Furthers the statewide goal of a 20 percent reduction in per capita water use by 2020 as set forth in SBX7-7, enacted in November 2009.
- Provides loans and grants to fund incentives for water efficient devices, practices, and demonstration projects and studies.

(2014 Legislative Policy Guidelines, Water Use Efficiency, Support, page 16-17, items 1 and 3).

**Staff recommends the Board adopt a position of Support and Seek Amendments on AB 2636.**

**Suggested amendments include:**

- AB 2636 should be amended to provide a source of funding to capitalize the revolving loan fund. There are limited sources of funding to implement AB 2636, so it is unclear whether opportunities would be pursued in the context of water bond legislation. The staff will closely monitor to ensure that no statewide water user fee, charge, or tax is contemplated to finance the program.

**SB 1420 (Wolk) – Water Management: Urban Water Management Plans**

Existing law, the Urban Water Management Planning Act, requires every public and private urban water supplier that directly or indirectly provides water for municipal purposes to prepare and adopt an urban water management plan. Existing law also requires an urban water management plan to quantify past and current water use and projected water use, identifying the uses among water use sectors, including commercial, agricultural, and industrial. Existing law also requires an urban water supplier to submit copies of its plan and copies of amendments or changes to the plan to certain entities, including the Department of Water Resources (DWR).

SB 1420 would require an urban water management plan to quantify and report on distribution system water loss. Additionally, SB 1420 would authorize (and make voluntary in urban water management plans) water use projections to display and account for the water savings estimated to result from adopted codes, standards, ordinances, and transportation and land use plans. SB 1420 would also require the plan, or amendments to the plan, to be submitted electronically to DWR and include any standardized forms, tables, or displays specified by DWR.
AB 1420 (Laird), which was enacted into law in 2007, required the Department of Water Resources (DWR), in consultation with the California Urban Water Conservation Council (CUWCC) to convene an independent technical panel (ITP) to provide information and recommendations to DWR and the Legislature on new water demand management measures, technologies, and approaches to improve water use efficiency in California. The ITP made available a public draft report in December 2013, and is scheduled to make a final report and recommendations to the Legislature in Spring 2014.

The ITP public draft report issued in December 2013 included five specific consensus recommendations. The organizations involved in developing the consensus recommendations included the following:

- San Diego County Water Authority
- Los Angeles Department of Water and Power
- Gardenworks, Inc.
- UC Davis, California Center for Urban Horticulture
- City of Sacramento
- Maddaus Water Management
- Natural Resources Defense Council

The five consensus recommendations contained in the ITP public draft report each would require legislative action to implement. The following are the five consensus recommendations approved by the ITP:

1. **Amend the Urban Water Management Planning Act to simplify and update the demand management measure reporting requirements.** This issue is contained in the Water Authority’s sponsored legislation, AB 2067 (Weber).

2. **Require distribution system water loss reporting in urban water management plans.** This issue is contained in SB 1420.

3. **Authorize DWR to require electronic filing of urban water management plans, including standardized forms.** This issue is contained in SB 1420.

4. **Voluntary reporting on projected water savings from codes, standards, ordinances, and transportation and land use plans affecting an urban water supplier’s service area.** This issue is contained in SB 1420.

5. **Voluntary inclusion of energy intensity in urban water management plans.** This recommendation is not included in any legislation, at this time.

The Water Authority was an active participant in the ITP and was instrumental in shaping the recommendations that ultimately achieved consensus approval by the entirety of the ITP.

SB 1420 would complement the Water Authority’s sponsored legislation – AB 2067 (Weber) – and would simplify and clarify the demand management measure reporting requirements in
urban water management plans. In addition, SB 1420 would also update and streamline the reporting of distribution system water loss in urban water management plans and make reporting improvements that are reflective of the legislative, management, and technological changes that have occurred in recent years.

The Water Authority’s legislative policy guidelines state that the Water Authority shall support legislation that:

- Ensures accurate and meaningful reporting of implementation of water conservation measures.
- Provides incentives, funding, and assistance to water agencies so that they can comply with AB 1420 (2007) requirements and meet the water demand management measure requirements in the Urban Water Management Planning Act,

(2014 Legislative Policy Guidelines, Water Use Efficiency, Support, Page 16-17, Items 4 and 17)

**Staff recommends a position of Support on SB 1420.**

Prepared by: Glenn A. Farrel, Government Relations Manager
Approved by: Dennis A. Cushman, Assistant General Manager

Attachment: “At-A-Glance” Overview Comparison of Water Bond Legislation
## Water Bond Comparison At-A-Glance
*As of March 11, 2014*

<table>
<thead>
<tr>
<th>Funding Category</th>
<th>2014 Water Bond</th>
<th>AB 1331 (Rendon)</th>
<th>AB 1445 (Logue)</th>
<th>AB 1674 (Bigelow)</th>
<th>AB 2043 (Bigelow &amp; Conway)</th>
<th>AB 2686 (Perea, Gray, Salas, &amp; Cannella)</th>
<th>SB 40 (Pavley)</th>
<th>SB 848 (Wolk)</th>
<th>SB 927 (Cannella &amp; Vidak)</th>
<th>SB 1080 (Fuller)</th>
<th>SB 1250 (Hueso)</th>
<th>SB 1370 (Galgiani)</th>
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</thead>
<tbody>
<tr>
<td><strong>Total</strong></td>
<td>$11.14 B</td>
<td>$8.0 B</td>
<td>$5.8 B</td>
<td>SPOT bill</td>
<td>$7.935 B</td>
<td>$9.25 B</td>
<td>SPOT bill</td>
<td>$6.825 B</td>
<td>$9.217 B</td>
<td>SPOT bill</td>
<td>SPOT bill</td>
<td>$5.1 B</td>
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<tr>
<td><strong>Drought Relief</strong></td>
<td>$455 M (Variety of drought relief and safe drinking water projects)</td>
<td></td>
<td>$200 M (Variety of drought relief projects)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>$90 M (Variety of drought relief projects)</td>
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<tr>
<td><strong>Clean and Safe Drinking Water</strong></td>
<td>$1 B (Groundwater protection and water quality)</td>
<td>$1 B (Disadvantaged community infrastructure; urgent actions; wastewater treatment)</td>
<td>$995 M (Prevention &amp; reduction of groundwater contamination; wastewater treatment and Safe Drinking Water)</td>
<td>$1 B (Clean and Safe Drinking Water)</td>
<td>$900 M (Disadvantaged community infrastructure; urgent actions; wastewater treatment)</td>
<td>$1.237 B (Groundwater protection - $400 M carve-out for disadvantaged community safe drinking water; variety of safe drinking water projects)</td>
<td>$2.65 B (IRWM funding; water recycling; water use efficiency)</td>
<td>$2 B (Local and regional projects and water recycling; $250 M to water conservation &amp; $250 M to storm water management)</td>
<td>$2.24 B ($1.19 B Regional water supply reliability by hydrologic region) ($1.05 B Water recycling, conservation, &amp; efficiency)</td>
<td>$1.5 B (Regional water management for climate change)</td>
<td>$2 B (IRWM funding and storm water management)</td>
<td>$2.64 B (IRWM funding; water recycling; water use efficiency)</td>
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<td><strong>Regional Water Projects</strong></td>
<td>$2.65 B (IRWM funding; water recycling; water use efficiency)</td>
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<td></td>
<td>$2.24 B ($1.19 B Regional water supply reliability by hydrologic region) ($1.05 B Water recycling, conservation, &amp; efficiency)</td>
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<td></td>
<td></td>
<td>$1.5 B (Regional water management for climate change)</td>
<td></td>
<td>$2 B (IRWM funding and storm water management)</td>
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<td>$2.64 B (IRWM funding; water recycling; water use efficiency)</td>
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<td>Delta Sustainability</td>
<td>$2.25 B (Delta sustainability and ecosystem restoration)</td>
<td>$1 B (Delta sustainability, levees, and ecosystem restoration – silent on co-equal goals)</td>
<td>$ 1.5 B (Delta ecosystem restoration projects)</td>
<td>$2.25 B (Sacramento-San Joaquin Delta Sustainability)</td>
<td>$1.2 B (Funding for projects undertaken by Delta Conservancy and Delta levee projects – silent on co-equal goals)</td>
<td>$2.25 B (Delta sustainability and ecosystem restoration)</td>
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</tr>
<tr>
<td>Funding Category</td>
<td>2014 Water Bond</td>
<td>AB 1331 (Rendon)</td>
<td>AB 1445 (Logue)</td>
<td>AB 2043 (Bigelow &amp; Conway)</td>
<td>AB 2686 (Perea, Gray, Salas, &amp; Cannella)</td>
<td>SB 848 (Wolk)</td>
<td></td>
<td></td>
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</tr>
<tr>
<td>Water Storage</td>
<td>$3 B (Surface and groundwater storage - continuous appropriation. Broad definition of public benefits)</td>
<td>$2.5 B (Surface and groundwater storage by specified appropriation over 5 fiscal years. Narrow definition of public benefits)</td>
<td>$4.8 B (Surface and groundwater storage - continuous appropriation. Broad definition of public benefits)</td>
<td>$3 B (Water storage for climate change - continuous appropriation. Broad definition of public benefits)</td>
<td>$1.025 B (Surface and groundwater storage - legislative appropriation. Narrow definition of public benefits)</td>
<td>$3 B (Surface and groundwater storage - continuous appropriation. Broad definition of public benefits)</td>
<td></td>
<td></td>
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</tr>
<tr>
<td>Protecting Rivers, Coasts, and Watersheds</td>
<td>$1.785 B (Earmarked allocations throughout chapter)</td>
<td>$1.5 B (Funding state obligations, incl. QSA; conservancies; regional allocations)</td>
<td>$1.5 B (Funding state obligations, incl. QSA; protecting rivers, lakes, streams, coastal waters, &amp; watersheds)</td>
<td>$1.7 B (State obligations, incl. QSA - earmarked conservancy allocations. Multi-benefit watershed projects)</td>
<td>$5.1 B (CALFED surface water projects only - continuous appropriation)</td>
<td></td>
<td></td>
<td></td>
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</tbody>
</table>
March 19, 2014

Attention: Legislation, Conservation, and Outreach Committee

Quarterly Water Conservation Garden Report (Information)

Background
The Water Authority’s Board representative to the Water Conservation Garden’s Joint Powers Authority provides quarterly updates to the Water Authority Board on the Garden’s activities. Because the Water Authority’s representative to the JPA, Director Linden, was unable to attend the February 2014 meeting of the Legislation, Conservation and Outreach Committee to give his report, LCO Chair Croucher requested the report be added to the March Board packet.

Discussion
Staff from the Water Conservation Garden and the Water Authority’s Public Outreach and Conservation staff continue to hold quarterly meetings to coordinate programs and activities. At the most recent meeting on January 27, the Water Authority’s Jason Foster discussed the status of various marketing programs concerning conservation. Garden Executive Director John Bolthouse and Marketing and Events Director Elizabeth Ramos discussed upcoming Garden marketing activities, including a campaign to advertise the Garden and its new butterfly pavilion on 30 billboards. The group also discussed drought conditions and upcoming water supply communication activities including World Water Day on March 22, the grand opening and festival for the Garden’s new Dorcas E. Utter Butterfly Pavilion on April 5, Balboa Park Earth Day on April 27 and the Spring Garden Festival on May 3.

The Garden also hired of Clayton Tschudy as Director of Horticulture and Exhibits effective February 17. Tschudy studied biology with an emphasis on California botany at Humboldt State University and has 10 years experience in this field.

Prepared by:  John Linden, Board Member
 Reviewed by:  Jason Foster, Director of Public Outreach and Conservation
 Approved by:  Dennis A. Cushman, Assistant General Manager
March 19, 2014

Attention: Legislation, Conservation and Outreach Committee

SCOOP Fiscal Year to date (Information)

Background
The purpose of SCOOP is to maximize small-business participation on the San Diego County Water Authority’s contracts and procurements. SCOOP provides small businesses with resources and information through training, networking, and technical assistance. This report provides a summary of SCOOP program metrics and activities from July 1, 2013 through December 31, 2013.

Discussion
Outreach Activities
During the second quarter Water Authority representatives participated in 13 events with 12 business organizations and other government agencies.

A highlight of the outreach activities was the San Diego County Regional Airport Authority Construction Outreach event. It was held at the Jacobs Center for Neighborhood Innovation and attracted nearly 100 individuals interested in regional construction opportunities.

SCOOP Training
SCOOP training focuses exclusively on how to do business with the Water Authority. During the second quarter, 152 attendees, representing 116 unique firms, completed at least one SCOOP training course. Classroom workshops and events included the Meet and Greet the Water Authority panel discussion and the Get Certified to Compete for Sheltered Market Opportunities workshop.

Online training represented 23 percent of SCOOP training attendance this quarter. The online course system had 1,393 page visits during the quarter, with an average of 464 page views per month. This is a 521 percent increase from last fiscal year, when the system averaged 89 page views per month. Ratings from the course evaluations indicated continued high levels of satisfaction with both the classroom and online training program. Eight attendees also listed receiving contracts or subcontracts with the Water Authority on their evaluations.

Program Measurements
The Water Authority’s cumulative contract and purchase order awards through the second quarter was approximately $90 million. Small businesses received approximately $37 million, or 41 percent, of total dollars awarded. Small businesses received awards in several procurement sectors, with approximately $35 million awarded in construction, $1.3 million awarded for professional services, and $664,000 awarded for purchase orders. Minority- and women-owned businesses received approximately $2 million.

The number of companies receiving contract or purchase order awards was 292. Of those, 112, or 38 percent, were small businesses. Thirty-five, or 12 percent, were minority- and women-owned businesses.
Further details of SCOOP statistics are given in the attached exhibit. Information on minority-owned and women-owned businesses is made available to the Board for statistical purposes only.

Prepared by: Gina Molise, Sr. Public Affairs Representative
Reviewed by: Teresa Penunuri, Public Affairs Supervisor
Approved by: Jason Foster, Director of Public Outreach and Conservation

Attachments
1. Exhibit A – SCOOP Program Measurements Summary
## EXHIBIT A

### SCOOP Measurements Summary

July 1, 2013 – December 31, 2013


<table>
<thead>
<tr>
<th></th>
<th>FY 2014 YTD</th>
<th>FY 2013 Total</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Total</td>
<td>Small</td>
</tr>
<tr>
<td>1. Number of qualified small businesses capable of bidding on Water Authority projects</td>
<td>3623</td>
<td>1359</td>
</tr>
<tr>
<td>2. Number of bidders submitting bids and proposals for contracts</td>
<td>326</td>
<td>186</td>
</tr>
<tr>
<td>3. Number of businesses participating on Water Authority procurements (contracts and purchase orders)</td>
<td>325</td>
<td>122</td>
</tr>
<tr>
<td>4. Number of contracting opportunities</td>
<td>38</td>
<td>16</td>
</tr>
<tr>
<td>5. Amount committed to small businesses</td>
<td>$89,966,602</td>
<td>$36,958,752</td>
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</table>


<table>
<thead>
<tr>
<th></th>
<th>FY 2014 YTD</th>
<th>FY 2013 Total</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Total</td>
<td>M/W</td>
</tr>
<tr>
<td>1. Number of qualified M/W businesses capable of bidding on Water Authority projects</td>
<td>3623</td>
<td>973</td>
</tr>
<tr>
<td>2. Number of bidders submitting bids and proposals for contracts</td>
<td>326</td>
<td>71</td>
</tr>
<tr>
<td>3. Number of businesses participating on Water Authority procurements (contracts and purchase orders)</td>
<td>325</td>
<td>38</td>
</tr>
<tr>
<td>4. Number of contracting opportunities</td>
<td>38</td>
<td>5</td>
</tr>
<tr>
<td>5. Amount committed to minority and women-owned businesses</td>
<td>$89,966,602</td>
<td>$2,032,407</td>
</tr>
</tbody>
</table>
March 19, 2014

Attention: Legislation, Conservation and Outreach Committee

Quarterly report on Public Outreach and Conservation activities (Information)

Background
From December 2013 through February 2014, the Public Outreach and Conservation Department supported Water Authority conservation and outreach programs and projects, assisted member agencies, worked with communities directly affected by Water Authority construction projects, conducted media relations activities, worked on education programs, and supplied information through various means, including publications and online communications.

Discussion
During the quarter, Public Outreach and Conservation staff worked on a variety of projects. They included helping to coordinate and host a media event to mark the one-year anniversary of construction for the Carlsbad Desalination Project that generated significant local and national news coverage. Staff also launched marketing efforts for the new WaterSmart Landscape Makeover Series classes for homeowners. The department also conducted extensive outreach and communications related to ongoing drought conditions and Board actions to activate the Water Shortage and Drought Response Plan and call for increased water conservation.

In addition, staff coordinated a news conference and other communications to raise media and public awareness of the February 25 tentative court ruling that determined the Metropolitan Water District of Southern California’s rates between 2011 and 2014 violated state law.

Staff also launched the second annual “Love Your Water” smartphone photo contest as part of an ongoing campaign to raise awareness of the value of water, and they published the Water Authority’s 2013 annual report microsite, titled “Making History: Reaching Milestones in Water Supply Reliability.

Highlights of department activities are listed below.

Media Relations

During the quarter, the Water Authority distributed 15 news releases. The subjects were:

- Release of Bay-Delta Documents Highlights Need for Cost-Effective Plan
- Trial Begins Tuesday in Water Authority’s Lawsuits Challenging MWD’s Rates
- Landmark Trial Over MWD’s Rates Concludes in Superior Court
- Jan. 9 Public Hearing on Long-Term Water Facilities and Climate Action Plans
- Largest Desalination Plant in Western Hemisphere Completes First Year of Construction
- San Diego Region’s Water Supplies Remain Adequate Despite Statewide Drought
- Additional Funding Available for Regional Turf Replacement Programs
- Water Authority Recommends Adoption of Voluntary Conservation Measures on Feb. 13
• Water Authority Activates Drought Response Plan, Seeks Increased Voluntary Conservation
• ‘Love Your Water’ Campaign Embraces Region’s Most Precious Natural Resource
• Water Authority Responds to State Drought Relief Financing and Assistance Legislation
• Free WaterSmart Landscape Makeover Workshop Series Begins in March
• U-T San Diego and Water Authority Launch Weekly WaterSmart Tips to Help Region Conserve
• San Diego County Water Authority Wins Landmark Ruling in Rate Challenge Against Metropolitan Water District of Southern California
• Storm Watch Is On; Turn Irrigation Systems Off!

Water Use Efficiency Programs

California Friendly Landscape Training (CFLT) Classes: During the quarter, five CFLT classes were held throughout the county, reaching more than 250 participants. The three-hour classes are fast-paced and informative, offering solutions to common landscape problems and instruction on how to design landscapes that are appropriate for the region’s climate. Class topics include how to make the best use of the region’s limited rainfall, irrigate efficiently and choose the best plants for your yard.

WaterSmart Field Services Program
The program provides owners and managers of commercial, multifamily, industrial, public, and single-family properties with free, site-specific water-saving recommendations from a certified irrigation specialist. Services range from single-family indoor/outdoor water-efficiency evaluations to full landscape audits for large, irrigated sites of more than one acre. Demand for the program remains strong. To date in this fiscal year, nearly 1,200 evaluations and audits were performed, with 97 percent performed on single-family properties.

WaterSmart Landscape Makeover Series
The workshop series provides homeowners with a comprehensive overview and the basic hands-on skills necessary to transform a traditional turf yard into a beautiful and more efficient WaterSmart showcase. The Water Authority, its member agencies, and the program contractor began to market the program in February. The first series of classes is scheduled to begin in April at SDG&E’s Energy Innovation Center. The second and third series of classes are scheduled to begin in May at the San Diego Botanic Garden and at Cuyamaca College/Water Conservation Garden, respectively. All classes are taught by local landscape professionals.

MWD Programs and Funding
Starting in January, staff began to raise member agency and public awareness of three new water use efficiency programs administered by MWD, as well as changes in incentive levels for several water-saving devices. The first new program, a regional turf removal program, offers $1 per square foot of turf removed. The program complements the Water Authority’s turf replacement program that offers $1.50 per square foot of turf removed. The second program targets fitness centers and provides enhanced incentives for high-efficiency toilets and urinals. Rebates for high-efficiency toilets were increased to $300, and rebates for urinals were increased to $500. The third program, a
public agency landscape program, offers enhanced incentives for public agencies to install water-efficient landscape devices. In addition, rebates for weather-based irrigation controllers and soil moisture sensor systems were increased from $25 per station to $40 per station. Rotating nozzle rebates were increased from $4 to $6. The SoCal WaterSmart Program continued to provide incentives for the purchase of water-efficient devices.

Agricultural Water Management Program
The program provides agricultural audits and technical assistance to growers to improve crop irrigation efficiency without compromising crop quality or yield. During this reporting period, twenty audits were performed. As part of the program, the program administrator, Mission Resource Conservation District, is working to evaluate the feasibility of using recycled water to irrigate avocados. The evaluation is scheduled for completion in 2015, and is supported by the San Diego County Farm Bureau.

San Diego Gas & Electric Partnership
The Water Authority continued its partnership activities with SDG&E. Current activities include the removal and replacement of inefficient plumbing fixtures at the County of San Diego’s Vista Detention Facility. Work on this project is expected to be complete by June 2014. Another program, the WaterSmart Landscape Efficiency Program, has a goal to reduce irrigation water use by 20 percent through hardware and irrigation management incentives. Typical participant sites are large, commercial-grade landscapes of about four acres in size. Program funding is available for 20 sites. The program is being administered by the California Landscape Contractors Association. A third program, targeting leak loss detection, is under implementation and will provide a field audit and investigation, system pressure analysis, and related services to a participating member agency.

WaterSmart Turf Replacement Program
The program offers residential and commercial customers a grant-funded incentive of $1.50 per square foot to replace existing turf with water-efficient landscaping. Since program implementation in December 2012, more than 184,000 square feet of turf has been replaced with an incentive value of approximately $261,000.

Sustainable Landscapes Program
During this reporting period, the program’s six partners finalized and signed the agreement to implement the program. The partners are the Association of Compost Producers, California American Water Company, the City of San Diego, the County of San Diego, Surfrider Foundation, and the Water Authority. The program’s goals are to develop integrated technical guidelines to address both water efficiency and stormwater management in urban landscapes, develop new training opportunities for residential customers and landscape professionals, and develop new financial incentives, technical assistance and landscape materials. The program is funded, in part, by a $1.05 million Proposition 84 grant from the Department of Water Resources’ Integrated Regional Water Management Program.
Publications and Online Communications

In late February, the department published and began to market the Water Authority’s 2013 annual report microsite, titled “Making History: Reaching Milestones in Water Supply Reliability.” The report is available at [http://www.sdcwa.org/annualreport/2013/](http://www.sdcwa.org/annualreport/2013/). This year’s report was the first online report the Water Authority designed in-house to help further reduce costs. The report has many multimedia features, including videos and three-dimensional graphic animations.

Staff also distributed seven editions of the WaterSource e-newsletter, two editions of the 20-Gallon Challenge water conservation e-newsletter, and one edition of the employee newsletter Connections.

On Valentine’s Day, staff launched the second annual Love Your Water smartphone photo contest. The promotion is part of an ongoing effort to raise public awareness of the value of water as a precious resource and for supporting the region’s economy and quality of life, and build the Water Authority’s social media audiences. More than 40 photos were submitted during the first two weeks of the promotion, which runs through World Water Day, March 22.

Two videos were produced during the quarter. One covered the first anniversary of construction on the Carlsbad Desalination Project, the other summarized several of the top water issues in 2014.

Community Relations

On January 25, the Water Authority participated in “Water: In Search of Solutions,” a National Science Foundation-funded event at the San Diego Natural History Museum hosted by the Balboa Park Cultural Partnership. Director of Water Resources Ken Weinberg spoke about the region’s water infrastructure and long-term water policies. Conservation staff also promoted and demonstrated the Water Authority’s “eGuide to a WaterSmart Lifestyle.”

Water Authority staff and board members provided presentations to an array of community and civic organizations. Topics included the MWD rate challenge, the Bay-Delta Conservation Plan, seawater desalination and drought conditions. Groups receiving presentations included Agua Hedionda Lagoon Foundation, San Diego River Foundation, the San Diego chapter of the Surfrider Foundation, Lemon Grove Rotary, San Diego Rotary 33, San Diego North Economic Development Council Public Policy Committee, San Diego State University, San Diego Unified Disaster Council, Fallbrook Rotary, BIOCOM Public Policy Committee, San Diego Coastkeeper, Citizens Coordinate for Century 3, the San Diego Conservation Action Committee and Charter One Hundred.

Water Authority staff and board members attended several community organization events, including the San Diego County Farm Bureau 100 Year Anniversary Dinner, the San Diego Regional Chamber of Commerce Annual Dinner and the Asian Business Association Lunar New Year Celebration.
Education Programs

During the quarter, the Water Authority reached 772 teachers and 20,241 students through its distribution of free water-related posters, school visits by the Splash Mobile Science Lab and the Water Authority’s water-themed school assembly programs, “H2O, Where Did You Go?” and “Waterology.”

Joint Public Information Council/Conservation Coordinators

The Water Authority met with member agency public information staff and water conservation program coordinators on Feb. 3 to discuss drought conditions, changes to conservation programs, and other topics. Following that meeting, the Water Authority and member agencies agreed to increase the frequency of these meetings from bimonthly to monthly in order to more closely coordinate on conservation efforts and outreach during the drought. The monthly meeting schedule will take effect starting in March.

CIP Projects

South Bay Pipeline Relining Project

Staff responded to questions and concerns from community members about construction activity. Staff also worked with the contractor to construct one additional project sign to inform westbound traffic on Otay Lakes Road that the lane closure in that street is needed for construction access for the project.

Nob Hill Pipeline Improvements Project

Staff provided an update on the schedule for the Draft Environmental Impact Report for the project to the Miramar Ranch North Planning Committee at its December meeting and the Scripps Ranch Planning Group at its January meeting. In February, staff sent notifications to community members and planning group chairs about the availability of the draft EIR. Staff also responded to questions and comments about the project and environmental process from residents in Scripps Nob Hill.

San Vicente Dam Raise

Staff provided a tour of the dam raise project for the January MWD Inspection Tour hosted by directors Steiner and Mudd. Staff also facilitated visits to the project site by KPBS and KNSD Channel 7/39. Staff continues to respond to public inquiries about the project and the anticipated date for reopening the reservoir for recreation.

Carlsbad Desalination Project

Plant and Pipeline

Staff hosted a media event at the plant on January 8 in collaboration with Poseidon Water, generating extensive news coverage from local print and broadcast media, national newswires and international trade media. The Poseidon outreach team also hosted two meetings for businesses adjacent to upcoming pipeline construction to describe traffic control plans in their area.
San Marcos Vent Modifications
Staff disseminated project information to residents of Lake San Marcos and San Elijo Hills via community newsletters and other communication vehicles. In anticipation of the start of 24-hour work at the project site approximately a quarter-mile from homes, staff distributed door hangers and provided information about the Carlsbad Desalination Project. The project team instructed the contractor to minimize nighttime noise disruptions with the use of sound curtains and to monitor noise levels at night. Staff coordinated with the San Marcos Unified School District and the Lake San Marcos Security Patrol on traffic flow near local schools and on residential streets. Staff responded to calls and emails about the project.

Prepared by: Denise Vedder, Public Affairs Manager
              Jeff Stephenson, Principal Water Resources Specialist
Reviewed by: Jason Foster, Director of Public Outreach and Conservation
March 19, 2014

Attention: Legislation Conservation and Outreach Committee

Status Report on Legislation and Legislative Positions. (Information)

Background
Water Authority staff is currently reviewing 209 bills in the Legislature for potential impact on the organization and its member agencies. Three bills in Congress are being monitored. Some of these bills are placeholder bills that do not propose substantive changes in the law, but which may be amended to propose such changes.

The Water Authority’s staff and legislative advocates review each bill in the context of the adopted 2014 Legislative Policy Guidelines. The Legislative Policy Guidelines provide direction to staff and the Water Authority’s legislative advocates to communicate support of, or opposition to legislation and amendments. Bills for which staff recommends a position are brought before the Legislation, Conservation and Outreach Committee and the Board for consideration.

Discussion

As of March 11, 2014, the Board is sponsoring two bills in the Legislature, AB 1874 (Gonzalez) and AB 2067 (Weber), and has taken a position of Support on seven bills, a position of Support, if amended on two bills, a position of Oppose on five bills, and a position of Oppose, unless amended on eight bills. Two bills on which the Water Authority took a position of Oppose, unless amended, have been amended to subject matter no longer relevant to the Water Authority. SB 322 (Hueso), sponsored by the Water Authority in the first year of the 2013/14 legislative session was signed into law by the Governor in 2013.

Water Authority staff and its legislative advocates will continue to track and monitor bills throughout the legislative session to ensure consistency with board policies, positions and the 2014 Legislative Policy Guidelines. Attached is a matrix outlining current positions on legislation of interest to the Water Authority as of March 11, 2014. Also attached is a comprehensive list of bills that are under review and are being monitored by staff and legislative advocates.

Prepared by: Alexi Schnell, Management Analyst
Reviewed by: Dennis A. Cushman, Assistant General Manager

Attachments: 1. Matrix summarizing the Water Authority’s current positions on 2013-2014 legislation as of March 11, 2014
   2. List of legislation under review by Water Authority staff as of March 11, 2014
<table>
<thead>
<tr>
<th>Bill Number</th>
<th>Author</th>
<th>Bill Title, Summary &amp; Status</th>
<th>SDCWA Position (Date of Board Action)</th>
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<tr>
<td>AB 37</td>
<td>Perea</td>
<td><strong>Integrated Regional Water Management Plans: Funding: Disadvantaged Communities</strong></td>
<td>Oppose, unless amended (25-Jul-13)</td>
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<tr>
<td>AB 71</td>
<td>V. Manuel Pérez</td>
<td><strong>Salton Sea Restoration</strong></td>
<td>Support</td>
</tr>
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<td></td>
<td></td>
<td>AB 71 would establish a governance process to guide activities related to restoration of the Salton Sea, and is intended to increase local participation in the development of a restoration program. The bill would require the Natural Resources Agency to be the lead agency for Salton Sea restoration efforts, but in consultation and coordination with the Salton Sea Authority, a local Joint Powers Authority. This would ensure that local stakeholders are included in restoration decision making. In addition, the bill calls for the formation of a technical advisory group to assist the Resources Agency by managing feasibility and financial planning studies. <strong>Status:</strong> Chapter 402, Statutes of 2013</td>
<td></td>
</tr>
<tr>
<td>AB 115</td>
<td>Perea</td>
<td><strong>Safe Drinking Water State Revolving Fund</strong></td>
<td>Support</td>
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<td></td>
<td></td>
<td>Under existing law, the California Department of Public Health is responsible for regulating public water systems, including small water systems, and for administering the Safe Drinking Water Revolving Fund (SDWRF) to provide grants and loans to public water systems to enable them to deliver water meeting drinking water standards. While CDPH has been effective in its regulation of large water systems, it has not been able to administer the SDWRF in a manner that would allow small disadvantaged communities to correct water quality problems in a timely manner. In addition, CDPH is a small part of the Health and Human Resources Agency (CHHSA) and often does not get the attention or resources needed to fulfill its mission. AB 115 is one in a suite of bills designed to help solve water quality problems in disadvantaged communities. AB 115 would make it easier for water suppliers to apply for funds under the Safe Drinking Water Revolving Fund. <strong>Status:</strong> Chapter 630, Statutes of 2013</td>
<td>(28-Mar-13)</td>
</tr>
</tbody>
</table>
## San Diego County Water Authority
### Summary of Current Positions on 2013-2014 Legislation
**as of March 11, 2014**

<table>
<thead>
<tr>
<th>Bill Number</th>
<th>Author</th>
<th>Bill Title, Summary &amp; Status</th>
<th>SDCWA Position (Date of Board Action)</th>
</tr>
</thead>
<tbody>
<tr>
<td>AB 145</td>
<td>Perea</td>
<td><strong>State Water Resources Control Board: Drinking Water</strong></td>
<td>Oppose, unless amended (28-Mar-13)</td>
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<td>Under existing law, the California Department of Public Health is responsible for regulating</td>
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<td>public water systems, including small water systems, and for administering the Safe Drinking</td>
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<td>Water Revolving Fund (SDWRF) to provide grants and loans to public water systems to enable</td>
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<td>them to deliver water meeting drinking water standards. While CDPH has been effective in its</td>
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<td>regulation of large water systems, it has not been able to administer the SDWRF in a manner</td>
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<td>often does not get the attention or resources needed to fulfill its mission.</td>
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<td>AB 145 would move the Division of Drinking Water and Environmental Management from the</td>
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<td>Department of Public Health to the State Water Resources Control Board (SWRCB). The intent</td>
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<td>is to consolidate the state's drinking water regulatory authority and to eliminate</td>
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<td>inefficiencies. However, the SWRCB is focused on environmental issues. Drinking water</td>
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<td>regulation should stay where there is a public health focus. The amendment sought would</td>
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<td>allow the program, if the program is moved, to be a stand-alone program under another agency</td>
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<td>where it would retain a public health focus, such as Cal EPA.</td>
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<td><strong>Status:</strong> Senate Appropriations Committee</td>
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<tr>
<td>AB 147</td>
<td>V. Manuel Pérez</td>
<td><strong>Environment: Salton Sea: Dust Mitigation</strong></td>
<td>Oppose, unless amended (23-May-13)</td>
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<td>AB 147 would establish a Dust Mitigation Project Account within the Salton Sea Restoration</td>
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<td>Fund. The California Air Resources Board (CARB) would be required to evaluate and determine</td>
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<td>if the air quality planning completed by the Quantification Settlement Agreement Joint</td>
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<td>Powers Authority (QSA-JPA) is sufficient to mitigate the air quality impacts of the QSA.</td>
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<td>Associated costs would likely be either reimbursed or paid out of the Salton Sea Restoration</td>
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<td>Fund, potentially diverting funding that is designated for the State's Salton Sea Species</td>
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<td>Conservation Habitat Program.</td>
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<td>Amendments sought by the Water Authority would amend the bill to address protection of the</td>
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<td>Salton Sea Restoration Fund, and to include stronger language to protect QSA Joint Powers</td>
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<td>Authority mitigation funds that have already been designated for important projects.</td>
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<td><strong>Status:</strong> Senate Committee on Natural Resources and Water</td>
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</tbody>
</table>
### San Diego County Water Authority
**Summary of Current Positions on 2013-2014 Legislation**
as of March 11, 2014

| Bill Number | Author | Bill Title, Summary & Status | SDCWA Position  
(Date of Board Action) |
<table>
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<tbody>
<tr>
<td>AB 380</td>
<td>Dickinson</td>
<td><strong>Environmental Quality: Notice Requirements</strong>&lt;br&gt;Existing law (CEQA) requires lead agencies to provide public notice sufficiently prior to adoption of certain environmental documents, to allow for mandated public review. It also requires that this notice be given to specified parties by at least one of several procedures.&lt;br&gt;&lt;br&gt;AB 380 would revise public notice requirements to include duplicative noticing procedures, requiring all notices to be filed with both the county clerk and the Office of Planning and Research (OPR). The Water Authority currently files certain public notices with the county clerk and, for projects having state, area, or region-wide importance, with OPR. There is concern that OPR does not have the resources to timely process and post notices for every project being approved throughout the state. Without a substantial increase in OPR staffing, this would result in confusion and a posting backlog. Further, it is duplicative to require posting at both OPR and the county clerk; a single posting location would provide consistency. If OPR is to be the designated repository for all notices, the requirement for duplicative posting with the county clerk should be eliminated; OPR should establish an Internet database where public agencies can directly upload the required notices, thus relieving OPR of both posting and staffing issues.</td>
<td>Oppose, unless amended (25-Apr-13)</td>
</tr>
<tr>
<td>AB 543</td>
<td>Campos</td>
<td><strong>California Environmental Quality Act: Translation</strong>&lt;br&gt;Existing law establishes regulations related to a number of environmental issues, including the preparation and completion of specified environmental review documents for proposed projects that may affect the environment.&lt;br&gt;&lt;br&gt;AB 543 would require that all notices, documents, or executive summaries required by CEQA be translated if the impacted community has a substantial number of non-English speaking people. It is not clear how “substantial number” is defined. This legislation would require lead agencies to incur potentially significant unreimbursed additional costs to provide one or more language translations.&lt;br&gt;&lt;br&gt;The Water Authority’s legislative policy guidelines state that the Water Authority shall oppose legislation that imposes mandated costs or regulatory constraints on local governments without providing subventions to reimburse local governments for such costs. (2013 Legislative Policy Guidelines, Fiscal Policy and Water Rates, Oppose, page 19, item 1.)</td>
<td>Oppose (25-Apr-13)</td>
</tr>
<tr>
<td>Bill Number</td>
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<tr>
<td>AB 762</td>
<td>Patterson</td>
<td><strong>Renewable Energy Resources: Hydroelectric Generation</strong>&lt;br&gt;Under existing Public Utilities Code, the California Renewables Portfolio Standard Program (Program) requires the Public Utilities Commission to implement annual targets for procurement of eligible renewable energy resources. The code identifies eligible hydroelectric facilities as 30 megawatts or smaller that meet the specified criteria. The existing code includes in-line hydroelectric facilities similar to the Rancho Penasquitos Hydroelectric facility, but does not include pumped-storage facilities similar to the Lake Hodges Hydroelectric facility.&lt;br&gt;AB 762 would amend the Public Utilities Code and Program to include eligible hydroelectric generation facilities of any size that meet the specified criteria. The Water Authority currently has no in-line hydroelectric facilities larger than 30 megawatts and does not foresee any future hydroelectric facilities exceeding this threshold. However, it may provide greater opportunity and flexibility for renewable energy opportunities in the future for the Water Authority and its member agencies.</td>
<td>Support (28-Mar-13)</td>
</tr>
<tr>
<td>AB 763</td>
<td>Buchanan</td>
<td><strong>Aquatic Invasive Plants: Control and Eradication</strong>&lt;br&gt;Existing law designates the Department of Boating and Waterways (DBW) as the lead agency for controlling certain invasive plants in the Sacramento-San Joaquin Delta, its tributaries and the marsh.&lt;br&gt;AB 763 would additionally designate the Department of Boating and Waterways as the lead agency for cooperating with other state and local agencies, and agencies of the U.S., in identifying, detecting, controlling, and administering programs to manage and eradicate invasive aquatic plants, instead of requiring legislative action each time an agency identifies a new species of invasive aquatic plant. The bill would authorize the DBW to take any action it determines is necessary to implement statewide management and eradication measures for these plants. The bill would require the DBW to consult with various other agencies to prioritize treatment, and determine the best methods of implementing identification, control and eradication methods. The DBW would also be required to notify the Department of Fish and Wildlife (DFW), and the DFW would be required to conduct a risk assessment and to report its findings to the Department of Boating and Waterways. Criteria for consideration would be whether the species may cause environmental damage, may cause harm to the state’s economy or infrastructure, or may obstruct navigation and recreational use of waterways or cause potential harm to manmade facilities.</td>
<td>Support (28-Mar-13)</td>
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**Status:**
Chapter 330, Statutes of 2013
<table>
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<tr>
<th>Bill Number</th>
<th>Author</th>
<th>Bill Title, Summary &amp; Status</th>
<th>SDCWA Position</th>
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<tr>
<td><strong>AB 803</strong></td>
<td>Gomez</td>
<td>Recycled Water</td>
<td>Support</td>
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<td>In 2012, WateReuse sponsored AB 2398 to expedite permitting of recycled water in California. The Bill was held in the Senate with a commitment to convene a series of bicameral meetings to identify impediments to recycled water development and develop agreed-upon solutions. AB 803 is proposing legislative solutions to address: 1. <strong>Alignment of Health and Safety Code and Water Code requirements for reporting spills</strong> Existing law has inconsistent requirements for reporting spills of unauthorized discharge of recycled water. 2. <strong>Point of Compliance for Advanced Treated Purified Water</strong> Existing law requires an NPDES permit for discharge to surface waters including the augmentation of drinking reservoirs with advanced treated purified water. AB 803 states that where discharge requirements apply, the compliance point for the water quality of advanced treated purified water can be the point where it enters a raw water conveyance facility, rather than at the point of discharge. This will make it easier to allow the use of existing raw water pipelines to transport advanced treated purified water.</td>
<td>(28-Mar-13)</td>
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<tr>
<td><strong>AB 823</strong></td>
<td>Eggman</td>
<td>Environment: California Farmland Protection Act</td>
<td>Oppose</td>
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<td>AB 823 would require a minimum level of mitigation for any residential, commercial, civic, industrial, infrastructure, or other similar project that results in the permanent or long-term conversion of agricultural lands to non-agricultural use. Mitigation would consist of the permanent protection and conservation of land suitable for agricultural use. Agricultural lands are converted to non-agricultural uses for a number of reasons (e.g., increased capital and operating costs, increased regulatory burdens, and competition). Simply preserving farmland does not address the underlying reasons of why land is converted, and there is no mechanism to mandate uneconomic, agricultural land be kept in production. Requiring project applicants to mitigate for actions not under their control is inappropriate. This legislation would require projects to incur substantial additional mitigation costs.</td>
<td>(25-Apr-13)</td>
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<td><strong>Status:</strong></td>
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<td>Died (31-Jan-14)</td>
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<td>Bill Number</td>
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<td>AB 953</td>
<td>Ammiano</td>
<td><strong>California Environmental Quality Act</strong>&lt;br&gt;Existing law establishes regulations related to a number of environmental issues, including the preparation and completion of specified environmental review documents for proposed projects that may affect the environment.&lt;br&gt;&lt;br&gt;AB 953 would revise the definitions of “environment” and “significant effect on the environment” and require the lead agency to include a specific analysis of any significant effects that may result from locating the proposed project near, or attracting people to, existing or reasonably foreseeable natural hazards or adverse environmental conditions. This bill contains some of the provisions similar to those contained in SB 617 discussed below, specifically revisions in certain definitions and required analysis that make environmental documents more susceptible to legal challenge.&lt;br&gt;&lt;br&gt;<strong>Status:</strong>&lt;br&gt;Died in Assembly Inactive File (03-Feb-14)</td>
<td>Oppose (25-Apr-13)</td>
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<tr>
<td>AB 1096</td>
<td>Nestande (co-authored by V. Manuel Pérez)</td>
<td><strong>Vehicles: Specialized License Plates: Salton Sea</strong>&lt;br&gt;AB 1096 would authorize the Department of Fish and Wildlife to apply to the Department of Motor Vehicles to sponsor a specialized license plate commemorating the Salton Sea. Funds generated through the sale of the plates would be placed into a Salton Sea restoration account to fund restoration projects.&lt;br&gt;&lt;br&gt;<strong>Status:</strong>&lt;br&gt;Senate Committee on Rules</td>
<td>Support (23-May-13)</td>
</tr>
<tr>
<td>AB 1249</td>
<td>Salas</td>
<td><strong>Integrated Regional Water Management Plans: Nitrate Contamination</strong>&lt;br&gt;Under existing law, the Integrated Regional Water Management Planning Act of 2002, regional water management groups are authorized to prepare and adopt an integrated regional water management plan (IRWMP). An IRWMP is a plan for coordinating the activities of public agencies and non-profit organizations to support water supply reliability, water quality improvements, and natural resource protection in a defined region. AB 1249, as amended on January 6, 2014, would require IRWMPs to include consideration of the impacts of drinking water contaminated by nitrates. The measure would require an IRWMP to include an explanation of how the plan addresses nitrate contamination, or an explanation of why the plan does not address nitrate contamination, if an area within the boundaries of the plan has been identified as a nitrate high-risk area by the State Water Resources Control Board. Additionally, AB 1249 would require DWR to establish a preference for projects that implement IRWMPs that address nitrate impacts in areas identified as nitrate high-risk areas.</td>
<td>Oppose (27-Feb-14)</td>
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<td>Bill Number</td>
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<td>AB 1249 (continued)</td>
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<td>While the intended objective of AB 1249 is to address nitrate pollution in groundwater, a water quality problem that can pose serious health risks, doing so by prioritizing IRWM projects by a selected criterion goes against the foundational construct of the IRWM Program. It is not consistent with the concept and theory behind integrated regional cooperative efforts like the IRWM Program to elevate one issue above others in terms of priority. The Regional Management Group, as a collaborative entity, should establish the regional funding priorities on its own accord. AB 1249 would impose new burdens for Regional Management Groups in preparing already complex and cumbersome IRWMPs, contracts, and contract amendments.</td>
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<td>AB 1258</td>
<td>Skinner</td>
<td><strong>Electricity: Hydroelectric Facilities</strong>&lt;br&gt;The Public Utilities Commission has regulatory authority over public utilities and can establish its own procedures. Under existing law, the Public Utilities Commission is required to open a new proceeding to determine the appropriate targets, if any, for each load-serving entity to procure viable and cost-effective energy storage systems to be achieved by December 31, 2015 and December 31, 2020.&lt;br&gt;&lt;br&gt;AB 1258 would require the Public Utilities Commission to open a new proceeding or expand the scope of an existing proceeding to determine the potential use of hydroelectric facilities and specified pumped storage facilities (Helms, Balsam, Oroville and San Luis pumped storage facilities) to provide energy resources with delivery characteristics that may include dispatchable baseload, firm, and as-available capacity. The Water Authority’s Lake Hodges pumped storage facility and the proposed San Vicente pumped storage project are similar types of facilities to the four pump storage facilities listed above.</td>
<td>Watch (28-Mar-13)</td>
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<td><strong>Status:</strong> Senate Committee on Environmental Quality</td>
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<td>Died (31-Jan-14)</td>
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## Clean and Safe Drinking Water Act of 2014

One of eleven water bond measures currently under consideration in the Legislature, AB 1331 would enact the Clean and Safe Drinking Water Act of 2014 and, if approved by the voters at the November 4, 2014 general election, would authorize the issuance of $8 billion in general obligation bonds to finance a variety of water projects.

AB 1331 would not provide an equitable share of funding for San Diego County based on the region's taxpayers' proportional contribution to repayment of the water bond.

**Status:**
Senate Committee on Natural Resources and Water

**SDCWA Position**
Oppose, unless amended

(27-Feb-14)

## CalConserve Water Use Efficiency

In 2009, the legislature adopted SBX 7-7, which requires urban water agencies to reduce per capita water use 20 percent by 2020.

AB 1349 would establish a sustainable funding source for loans for water use efficiency projects to reduce urban per capita water use, reduce greenhouse gas emissions through water efficiency, facilitate recycled water, and improve agricultural water use efficiency. The CalConserve Water Use Efficiency Fund would be created in the State Treasury. When appropriated, funds would be deposited into the revolving fund and repaid by loan recipients for future disbursements. The Department of Water Resources would manage the fund and would enter into agreements with local government agencies or investor-owned utilities that provide water or recycled water service, to provide loans for local water use efficiency or recycled water projects.

**Status:**
Died (31-Jan-14)
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<tr>
<td><strong>AB 1445</strong></td>
<td>Logue</td>
<td><strong>California Water Infrastructure Act of 2014</strong>&lt;br&gt;One of eleven water bond measures currently under consideration in the Legislature, AB 1445 would enact the California Water Infrastructure Act of 2014 and, if approved by the voters at the November 4, 2014 general election, would authorize the issuance of $5.8 billion in general obligation bonds to finance the public benefits associated with water storage projects.&lt;br&gt;AB 1445 would not provide an equitable share of funding for San Diego County based on the region’s taxpayers’ proportional contribution to repayment of the water bond.&lt;br&gt;&lt;strong&gt;Status:&lt;/strong&gt; Assembly Committee on Water, Parks and Wildlife</td>
<td>Oppose, unless amended (27-Feb-14)</td>
</tr>
<tr>
<td><strong>AB 1874</strong></td>
<td>Gonzalez</td>
<td><strong>Integrated Regional Water Management Plans: Funding</strong>&lt;br&gt;Administration of the Integrated Regional Water Management Program has created challenges for implementation of Integrated Regional Water Management Plans (IRWMPs) at the regional level that threaten the success of regional programs and continued participation of all interested stakeholders, including smaller non-governmental organizations and watershed groups.&lt;br&gt;AB 1874 will streamline the state's administration of the IRWM Program to address the issues and challenges faced at the regional and funding area level. The bill will assure the continuation of the state's role in establishing and implementing state policies related to IRWM planning, including reviewing proposed IRWMPs, but would delegate increased responsibility for administering project contracts, including processing invoices and reimbursements, to Regional Water Management Groups (RWMGs).&lt;br&gt;&lt;strong&gt;Status:&lt;/strong&gt; Assembly Committee on Water, Parks and Wildlife</td>
<td>Sponsor (21-Nov-13)</td>
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<td>Bill Number</td>
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<td>AB 2067</td>
<td>Weber</td>
<td><strong>Urban Water Management Plans</strong>&lt;br&gt;The Urban Water Management Planning Act requires all water suppliers who serve more than 3,000 customers or supply more than 3,000 acre-feet of municipal water annually to adopt an Urban Water Management Plan (UWMP) every five years. UWMPs are intended to ensure that local water suppliers are planning and implementing both water supply and demand management measures to improve water supply reliability and to better prepare for drought conditions.&lt;br&gt;&lt;br&gt;AB 2067 will simplify and make less prescriptive the demand management measure reporting requirements in UWMPs. Additionally, the objective of AB 2067 is also to update and streamline the demand management measure reporting requirements contained in the UWMP Act to reflect the legislative, management, and technological changes that have occurred in recent years.&lt;br&gt;&lt;br&gt;<strong>Status:</strong>&lt;br&gt;Assembly Committee on Water, Parks and Wildlife</td>
<td>Sponsor (21-Nov-13)</td>
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<td>SB 322</td>
<td>Hueso</td>
<td><strong>Water Recycling</strong>&lt;br&gt;SB 322 would require the Department of Public Health, in consultation with the State Water Resources Control Board, to investigate the feasibility of developing uniform water recycling criteria for potable reuse and provide a final report on that investigation to the Legislature by December 31, 2016.&lt;br&gt;&lt;br&gt;<strong>Status:</strong>&lt;br&gt;Chapter 637, Statutes of 2013</td>
<td>Sponsor (29-Nov-12)&lt;br&gt;(modified 28-Feb-13)</td>
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<td>SB 425</td>
<td>DeSaulnier</td>
<td><strong>Public Works Peer Review Act of 2013</strong></td>
<td>Watch (28-Mar-13)</td>
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</table>
|             |            | SB 425, when introduced, and when the Water Authority Board elected to watch this legislation, would have required any public works project valued at greater than $1 billion to establish a peer review group (PRG) responsible for reviewing: 1) project demand studies; 2) design and engineering models and estimates; and 3) construction, testing and inspection practices. The bill in its original form would have prohibited a PRG taking action until a charter was created and agreed upon by the project agency and the relevant legislative body, which could have lead to possible project delays.  

As amended May 7, 2013, SB 425 would allow, rather than require, a public agency to establish a specified peer review group and would require the administering agency, if a PRG is established, to draft a charter, published on the agency's Internet Web site, related to the duties of the PRG.  

SB 425 is duplicative of industry standard practices for large public works infrastructure projects. It is common to establish boards of senior consultants to advise and guide the project team with the design, construction and operation of large “megaprojects,” which are the subject of SB 425, and to dissect a project’s elements by a value engineering team to maximize the cost benefit. Value engineering is mandated for large Water Authority projects and boards of senior consultants were employed for the Olivenhain and San Vicente Dam projects. The use of boards of senior consultants and value engineering are recognized as “best practices” in public works and are often utilized on large complex projects. The peer review group as envisioned by this legislation attempts to combine these two industry-accepted practices into one and may not achieve the results anticipated.  

**Status:**  
Chapter 252, Statutes of 2013                                                                                     |                                         |
| SB 436      | Jackson    | **Environmental Quality: Public Notice**                                                                                                                                                                                                                                                                                                                                                                                                               | Oppose, unless amended (25-Apr-13)    |
|             |            | **Status:**  
Bill was amended (9/6/2013) to subject matter no longer relevant to the Water Authority.  


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<tbody>
<tr>
<td>SB 617</td>
<td>Evans</td>
<td><strong>Environmental Quality: Public Notice</strong>&lt;br&gt;Existing law defines “environment” and “significant effect on the environment” for the purpose of factual analysis. SB 617 would revise the definitions of “environment” and “significant effect on the environment” and require the lead agency to include in the Environmental Impact Report (EIR) a detailed statement on any significant effects that may result from locating development near, or attracting people to, existing or reasonably foreseeable natural hazards or adverse environmental conditions. In addition, SB 617 includes noticing provisions similar to those in both AB 380 (Dickinson) and SB 436 (Jackson), discussed above. The bill would authorize the Office of Planning and Research (OPR) to charge a $10 administrative fee per notice filed.&lt;br&gt;&lt;br&gt;The proposed definition revisions broaden the required analysis to include not only the effects of the project on the environment, but the effects of the environment on the project. This additional analysis provides another layer of complexity that increases uncertainty in assessing the range and magnitude of potential significant effects, thus making environmental documents more susceptible to legal challenges. In addition, for the same reasons listed under AB 380, if OPR is to be the designated repository for all notices, the bill should be amended to remove the requirement for a duplicative posting with the county clerk, and OPR should establish an Internet database where public agencies can directly upload the required notices.&lt;br&gt;&lt;br&gt;<strong>Status:</strong>&lt;br&gt;Died in Senate (06-Feb-14)</td>
<td>Oppose (25-Apr-13)</td>
</tr>
<tr>
<td>SB 750</td>
<td>Wolk</td>
<td><strong>Building Standards</strong>&lt;br&gt;SB 750, as amended on May 24, 2013, would require a water purveyor that provides water service to a newly constructed multiunit residential structure or newly constructed mixed-use residential and commercial structure that submits an application for a water connection after January 1, 2014, to require the installation of a water meter or submeter, to measure water supplied to each individual dwelling unit. SB 750 would also require the owner of the structure to ensure that a water submeter installed for measurement purposes complies with the laws and regulations governing installation, approval of meter type, maintenance, reading, billing, and testing of submeters. In addition, SB 750 would prohibit a landlord from charging tenants separately for water service in a property, unless submeters have been installed and the landlord has executed a rental agreement with the tenant, disclosing that the tenant will be billed for water separately from the rent and that the tenant will also be billed for a portion of any recurring fixed charge billed to the property by the water purveyor. SB 750 would authorize landlords to charge tenants a monthly administrative fee for the actual costs of reading the submeters and providing billing services up to a maximum of $4.00 per submetered tenant per month. Finally, SB 750 would exempt several types of structures from the requirements of the bill, including: low income housing,</td>
<td>Support, if amended (27-Jun-13)</td>
</tr>
</tbody>
</table>
### San Diego County Water Authority

**Summary of Current Positions on 2013-2014 Legislation**  
**as of March 11, 2014**

<table>
<thead>
<tr>
<th>Bill Number</th>
<th>Author</th>
<th>Bill Title, Summary &amp; Status</th>
<th>SDCWA Position (Date of Board Action)</th>
</tr>
</thead>
</table>
| SB 750      |        | student dormitories, long-term healthcare facilities, time-share properties, residential care facilities, and structures greater than four stories in height where the plumbing configuration renders the installation of submeters infeasible.  
The Water Authority has long been a statewide leader in improving water use efficiency. SB 750 would make important advancements in this area by taking a significant step toward providing direct pricing signals to water consumers, including those residing within multifamily residential dwellings. However, there are two areas that require attention.  
Amendments sought by the Water Authority include:  
* Amend SB 750 to “grandfather” the City of San Diego’s submetering ordinance and not impose any additional or different obligations upon the City beyond those embodied in the existing ordinance.  
* Amend SB 750 to alleviate concerns over the potential for inadvertent “double-charging” by a water purveyor of connection fees and capacity charges upon a submetered customer.  
**Status:**  
Assembly Committee on Water, Parks and Wildlife | Oppose, unless amended (27-Feb-14) |
| SB 848      | Wolk   | **Safe Drinking Water, Water Quality, and Water Supply Act of 2014**  
One of eleven water bond measures currently under consideration in the Legislature, SB 848 would enact the Safe Drinking Water, Water Quality, and Water Supply Act of 2014 and, if approved by the voters at the November 4, 2014 general election, would authorize the issuance of $6.825 billion in general obligation bonds to finance a variety of water projects.  
SB 848 would not provide an equitable share of funding for San Diego County based on the region’s taxpayers’ proportional contribution to repayment of the water bond. | Oppose, unless amended |

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<thead>
<tr>
<th>Bill Number</th>
<th>Author</th>
<th>Bill Title, Summary &amp; Status</th>
<th>SDCWA Position (Date of Board Action)</th>
</tr>
</thead>
</table>
| SB 927      | Cannella| **Safe, Clean, and Reliable Drinking Water Supply Act of 2014**  
SB 927 would enact the Safe, Clean, and Reliable Drinking Water Supply Act of 2014 and, if approved by the voters at the November 4, 2014 general election, would authorize the issuance of $9.217 billion in general obligation bonds to finance a variety of water projects.  
SB 927 would represent an amendment of the existing November 2014 water bond, rather than a complete replacement of that bond measure with a new approach. SB 927 largely retains the same structure as the 2009 water bond, and the changes to the November 2014 water bond appear to narrowly focus on eliminating earmarked funding allocations.  
SB 927 would appear to provide an equitable share of funding for San Diego County based on the region’s taxpayers’ proportional contribution to repayment of the water bond. | Support, if amended (27-Feb-14) |
### Legislation Under Review by the Water Authority as of March 11, 2014

<table>
<thead>
<tr>
<th>Bill Number</th>
<th>Author(s)</th>
<th>Title</th>
<th>Fiscal Committee</th>
<th>Urgency Clause</th>
<th>Introduced</th>
<th>Last Amended</th>
<th>Disposition</th>
<th>Location</th>
<th>Summary</th>
</tr>
</thead>
<tbody>
<tr>
<td>CA AB 1</td>
<td>Alejo [D]</td>
<td>Water Quality: Integrated Plan: Salinas Valley</td>
<td>yes</td>
<td>yes</td>
<td>12/03/2012</td>
<td>04/03/2013</td>
<td>Failed</td>
<td>ASSEMBLY</td>
<td>Appropriates funds for use by the Greater Monterey County Regional Water Management Group, referred to as the management group, to develop the integrated plan to address the drinking water and wastewater needs of disadvantaged communities in the Salinas Valley whose waters have been affected by waste discharges.</td>
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<td></td>
<td>STATUS: 01/31/2014 Died pursuant to Art. IV, Sec. 10(c) of the Constitution. 02/03/2014 From Committee: Filed with the Chief Clerk pursuant to JR 56.</td>
</tr>
<tr>
<td>CA AB 7</td>
<td>Wieckowski [D]</td>
<td>Oil and Gas: Hydraulic Fracturing</td>
<td>yes</td>
<td>no</td>
<td>12/03/2012</td>
<td>06/10/2013</td>
<td>Failed</td>
<td>ASSEMBLY</td>
<td>Requires the owner or operator of a well to file an application specifying additional information beforecommencing drilling and to provide to the State Oil and Gas Supervisor specific information relating to hydraulic fracturing as part of the well's drilling history. Prohibits drilling until approval or denial of the application. Defines hydraulic fracturing and related fluids. Provides the procedures to be taken in determining that such information is a trade secret. Requires landowner notification.</td>
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<td></td>
<td></td>
<td>STATUS: 02/03/2014 Died on Inactive File.</td>
</tr>
<tr>
<td>CA AB 21</td>
<td>Alejo [D]</td>
<td>Safe Drinking Water Small Community Grant Fund</td>
<td>yes</td>
<td>no</td>
<td>12/03/2012</td>
<td>10/08/2013</td>
<td>Enacted</td>
<td>Chaptered</td>
<td>Authorizes the assessment of a specified annual charge in lieu of interest on loans for water projects made pursuant to the Safe Drinking Water State Revolving Fund, and the deposit of that money into the Safe Drinking Water State Small Community Emergency Grant Fund and provides a monetary limit</td>
</tr>
</tbody>
</table>
to the fund. Authorizes the expending of the money in the fund for grants for specified water projects that serve disadvantaged and severely disadvantaged communities. Limits the amount in the fund.

**STATUS:**
- 10/08/2013 Signed by GOVERNOR.
- 10/08/2013 Chaptered by Secretary of State. Chapter No. 628

**CA AB 26**

**AUTHOR:** Bonilla [D]

**TITLE:** Greenhouse Gas Reduction Fund

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 12/03/2012

**LAST AMEND:** 06/25/2013

**DISPOSITION:** Pending

**LOCATION:** Senate Labor and Industrial Relations Committee

**SUMMARY:** Requires projects paid for in whole or in part from the Greenhouse Gas Reduction Fund to be considered public works. Authorizes fund moneys to be made available for refinery work if that work is related to reducing greenhouse gases that falls within an apprenticeable occupation that will be performed by journeypersons and apprentices. Requires an apprentice safety training curriculum. Requires the issuance of a certificate to a worker who completes the curriculum. Relates to paying training wages.

**STATUS:**
- 07/10/2013 In SENATE Committee on LABOR AND INDUSTRIAL RELATIONS: Not heard.

**CA AB 30**

**AUTHOR:** Perea [D]

**TITLE:** Water Quality

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 12/03/2012

**ENACTED:** 10/08/2013

**DISPOSITION:** Enacted

**LOCATION:** Chaptered

**CHAPTER:** 629

**SUMMARY:** Amends the Porter-Cologne Water Quality Control Act to authorize the Water Resources Control Board to assess an annual charge in connection with any financial assistance under the Water Pollution Control Revolving Fund without a change unless the board makes a prescribed determination, at which time the board would replace the charge with an identical interest rate. Relates to deposits into the State Water Pollution Control Revolving Fund Small Community Grant Fund and expansion of grants from the fund.

**STATUS:**
- 10/08/2013 Signed by GOVERNOR.
- 10/08/2013 Chaptered by Secretary of State. Chapter No. 629

**CA AB 39**

**AUTHOR:** Skinner [D]

**TITLE:** Energy: Conservation: Financial Assistance

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 12/03/2012
Extends the operation of the Energy Conservation Assistance Act of 1979 that requires the State Energy Resources Conservation and Development Commission to administer the State Energy Conservation Assistance Account, a continuously appropriated account to provide grants and loans to local governments and public institutions to maximize energy use savings.

STATUS:
09/12/2013 In SENATE. From third reading. To Inactive File.

CA AB 44

AUTHOR: Buchanan [D]

TITLE: Subletting and Subcontracting Fair Practices Act

URGENCY CLAUSE: yes

INTRODUCED: 12/18/2012

ENACTED: 09/09/2013

DISPOSITION: Enacted

LOCATION: Chaptered

CHAPTER: 258

SUMMARY: Amends the Subletting and Subcontracting Fair Practices Act that requires the entity taking bids for the construction of any public work or improvement to specify certain information regarding each subcontractor who will perform work or labor or render service to the prime contractor in or about the work or improvement. Requires that the state contractor license number of each subcontractor also be provided.

STATUS:
09/09/2013 Signed by GOVERNOR.
09/09/2013 Chaptered by Secretary of State. Chapter No. 258

CA AB 52

AUTHOR: Gatto [D]

TITLE: Native Americans: California Environmental Quality Act

URGENCY CLAUSE: yes

INTRODUCED: 12/21/2012

LAST AMEND: 09/05/2013

DISPOSITION: Pending

LOCATION: Senate Environmental Quality Committee

SUMMARY: Requires a lead agency to make best efforts to avoid, preserve, and protect specified Native American resources with a project that may have a significant effect on the environment, and to take specified mitigation measures if the project will have a substantial adverse change. Prohibits certain damage unless certain conditions are met. Requires consultation with tribes affiliated with the area prior to determining a negative declaration. Requires the revision of related guidelines.

STATUS:
09/10/2013 In SENATE. Joint Rule 61(a)12 suspended.
09/10/2013 In SENATE. Joint Rule 62(a) suspended.
CA AB 69

**AUTHOR:** Perea [D]
**FISCAL COMMITTEE:** yes
**URGENCY CLAUSE:** yes
**INTRODUCED:** 01/10/2013
**LAST AMEND:** 08/12/2013
**DISPOSITION:** Pending
**LOCATION:** Senate Agriculture Committee

**SUMMARY:**
Establishes the Nitrate at Risk Fund to be administered by the State Department of Public Health for loans, principal forgiveness loans, or grants to certain water systems operating in a high-nitrate at-risk area for specified purposes. Requires fertilizer sellers to pay a materials charge for deposit in the Fund.

**STATUS:**
08/12/2013 From SENATE Committee on AGRICULTURE with author's amendments.
08/12/2013 In SENATE. Read second time and amended. Re-referred to Committee on AGRICULTURE.

CA AB 71

**AUTHOR:** Perez V [D]
**FISCAL COMMITTEE:** no
**URGENCY CLAUSE:** no
**INTRODUCED:** 01/10/2013
**ENACTED:** 09/28/2013
**DISPOSITION:** Enacted
**LOCATION:** Chaptered
**CHAPTER:** 402

**SUMMARY:**
Requires the Secretary of the Natural Resources Agency to lead Salton Sea restoration efforts. Authorizes the Salton Sea Authority to lead a restoration funding and feasibility study. Requires the Secretary to seek input from the Authority with regard to Salton Sea restoration components.

**STATUS:**
09/28/2013 Chaptered by Secretary of State. Chapter No. 402

**NOTES:**
SDCWA Position: Support (5-23-13)

CA AB 72

**AUTHOR:** Holden [D]
**FISCAL COMMITTEE:** no
**URGENCY CLAUSE:** no
**INTRODUCED:** 01/10/2013
**ENACTED:** 06/17/2013
**DISPOSITION:** Enacted
**LOCATION:** Chaptered
**CHAPTER:** 8

**SUMMARY:**
Requires the directors of a municipal water district, except directors elected at a district formation election, to take office on the first Friday in December succeeding their election.

**STATUS:**
06/17/2013 Signed by GOVERNOR.
06/17/2013 Chaptered by Secretary of State. Chapter No. 8
CA AB 115

**AUTHOR:** Perea [D]
**TITLE:** Safe Drinking Water State Revolving Fund
**FISCAL COMMITTEE:** yes
**URGENCY CLAUSE:** no
**INTRODUCED:** 01/14/2013
**ENACTED:** 10/08/2013
**DISPOSITION:** Enacted
**LOCATION:** Chaptered
**CHAPTER:** 630

**SUMMARY:**
Relates to the state Safe Drinking Water Act. Authorizes a legal entity to apply for grant funding on behalf of one or more public water systems serving disadvantaged or severely disadvantaged communities if specified requirements are met, including having a signed agreement with each public water system for which it is applying for funding. Provides for transferring the statutory and regulatory authority for the California Safe Drinking Water Act from the Department of Public Health.

**STATUS:**
- 10/08/2013 Signed by GOVERNOR.
- 10/08/2013 Chaptered by Secretary of State. Chapter No. 630

**NOTES:**
SDCWA Position: Support (3-28-2013)

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CA AB 118

**AUTHOR:** Env Safety & Toxic Material Cmt
**TITLE:** Safe Drinking Water State Revolving Fund
**FISCAL COMMITTEE:** yes
**URGENCY CLAUSE:** no
**INTRODUCED:** 01/14/2013
**ENACTED:** 10/08/2013
**DISPOSITION:** Enacted
**LOCATION:** Chaptered
**CHAPTER:** 631

**SUMMARY:**
Limits loans and grants from the Safe Drinking Water State Revolving Fund for planning and preliminary engineering studies, project design, and construction costs to those incurred by community and not-for-profit public water systems. Specifies that certain water systems have no ability to repay a loan. Authorizes a loan applicant to receive up to the full cost of a project in the form of a loan, subject to specified conditions.

**STATUS:**
- 10/08/2013 Signed by GOVERNOR.
- 10/08/2013 Chaptered by Secretary of State. Chapter No. 631

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CA AB 119

**AUTHOR:** Env Safety & Toxic Material Cmt
**TITLE:** Water Treatment Devices
**FISCAL COMMITTEE:** yes
**URGENCY CLAUSE:** no
**INTRODUCED:** 01/14/2013
**ENACTED:** 09/28/2013
**DISPOSITION:** Enacted
**LOCATION:** Chaptered
**CHAPTER:** 403

**SUMMARY:**
Revises the criteria and procedure for certification of water treatment devices for which a health and safety claim is made. Requires each manufacturer that offers for sale a water treatment device for which it makes such a claim to submit certain information, including the manufacturer's contact information, product identification information, and the specific contaminant claimed to be removed or reduced by the device. Requires a regulatory fee. Relates to labeling. Requires posting on a certain Web site.

**STATUS:**
09/28/2013 Chaptered by Secretary of State. Chapter No. 403

**CA AB 142**

**AUTHOR:** Water, Parks and Wildlife Cmt
**TITLE:** Water Resources: Infrastructure
**FISCAL COMMITTEE:** yes
**URGENCY CLAUSE:** no
**INTRODUCED:** 01/17/2013
**LAST AMEND:** 05/06/2013
**DISPOSITION:** Failed
**LOCATION:** ASSEMBLY

Requires the Department of Water Resources to initiate and complete a comprehensive study of state and local water supply infrastructure needs and to provide a report to the Legislature that summarizes those findings.

**STATUS:**
01/31/2014 Died pursuant to Art. IV, Sec. 10(c) of the Constitution.
02/03/2014 From Committee: Filed with the Chief Clerk pursuant to JR 56.

**CA AB 145**

**AUTHOR:** Perea [D]
**TITLE:** State Water Resources Control Board: Drinking Water
**FISCAL COMMITTEE:** yes
**URGENCY CLAUSE:** no
**INTRODUCED:** 01/18/2013
**LAST AMEND:** 06/18/2013
**DISPOSITION:** Pending
**LOCATION:** Senate Appropriations Committee

Transfers to the State Water Resources Control Board the various duties and responsibilities imposed on the State Department of Public Health by the State Safe Drinking Water Act and the Safe Drinking Water State Revolving Fund Law of 1997. Requires the State Environmental Protection Agency to prepare a project initiation document for the transfer of the state drinking water program from the State Department of Public Health to a Division of Drinking Water Quality.

**STATUS:**
08/30/2013 In SENATE Committee on APPROPRIATIONS: Held in committee.

**NOTES:**
SDCWA Position: Oppose unless amended (3-28-2013)

**CA AB 147**

**AUTHOR:** Perez V [D]
**TITLE:** Environment: Salton Sea: Dust Mitigation
**FISCAL COMMITTEE:** yes
**URGENCY CLAUSE:** no
**INTRODUCED:** 01/18/2013

In SENATE Committee on APPROPRIATIONS: Held in committee.

SDCWA Position: Oppose unless amended (3-28-2013)
Requires the State Air Resources Board to evaluate and determine with the air quality planning completed by a joint powers authority is sufficient to mitigate the air quality impacts of the Quantification Settlement Agreement. Requires the state board, if it concludes that additional mitigation measures are needed, to submit recommendations to the authority.

STATUS:
06/13/2013 To SENATE Committees on NATURAL RESOURCES AND WATER and ENVIRONMENTAL QUALITY.

NOTES:
SDCWA Position: Oppose unless amended (5-23-13)

CA AB 148

AUTHOR: Perez V [D]
TITLE: Salton Sea Restoration
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 01/18/2013
LAST AMEND: 01/06/2014
DISPOSITION: Pending
LOCATION: Senate Natural Resources and Water Committee
SUMMARY: Amends existing law requires the Secretary of the Natural Resources Agency, in consultation and coordination with the Salton Sea Authority, to lead Salton Sea restoration efforts. Eliminates the requirement that the secretary and the Legislature have final approval for any proposed restoration plan. Authorizes the authority to undertake a feasibility study; Prohibits a study or other activity from delaying the planning and implementation of ongoing and planned restoration projects.

STATUS:
02/06/2014 To SENATE Committee on NATURAL RESOURCES AND WATER.

CA AB 153

AUTHOR: Bonilla [D]
TITLE: Global Warming Solutions Act of 2006: Offsets
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 01/18/2013
LAST AMEND: 04/08/2013
DISPOSITION: Failed
LOCATION: ASSEMBLY
SUMMARY: Amends the Global Warming Solutions Act of 2006. Requires the State Air Resources Board to adopt a specified process for the review and consideration of new offset protocols for reducing greenhouse gases and, commencing in 2014 and continuing thereafter, use that process to review and consider new offset protocols. Requires the board to adopt guidelines and incentives that prioritize the approval of specified offset protocols. Requires the board to submit a specified annual report to the Legislature.

STATUS:
01/31/2014 Died pursuant to Art. IV, Sec. 10(c) of the Constitution.
02/03/2014 From Committee: Filed with the Chief Clerk pursuant to JR
Excepts from the Public Employees' Pension Reform Act of 2013 certain multiemployer plans authorized under federal law and retirement plans for public employees whose collective bargaining rights are protected by a specified provision of federal law if a federal agency determines a conflict with federal law. Excludes from the definition of a supplemental defined benefit plan for purposes of a prohibition in the Act, a multiemployer plan, pursuant to a collective bargaining or similar agreement.

STATUS:
01/31/2014 Died pursuant to Art. IV, Sec. 10(c) of the Constitution.
02/03/2014 From Committee: Filed with the Chief Clerk pursuant to JR 56.

Makes legislative findings and declaration relating to the criticalness of maintaining signal strength and call reliability for 911 calls from cellular telephones. States the intent of the Legislature to subsequently amend this legislation to include provisions that would increase network capacity on existing wireless structures in order to serve the needs of safety personnel and the public of the state.

STATUS:
01/31/2014 Died pursuant to Art. IV, Sec. 10(c) of the Constitution.
02/03/2014 From Committee: Filed with the Chief Clerk pursuant to JR 56.

CA AB 164
AUTHOR: Wieckowski [D]
TITLE: Infrastructure Financing
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 01/23/2013
ENACTED: 08/13/2013
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 94
SUMMARY: ...
Requires a lease agreement between a governmental agency undertaking an infrastructure project and a private entity to include performance bonds as security to ensure the completion of the construction of the facility and payment bonds to secure the payment of claims of laborers, mechanics, and materials suppliers employed on the work under contract.

STATUS:
08/13/2013 Signed by GOVERNOR.
08/13/2013 Chaptered by Secretary of State. Chapter No. 94

CA AB 185

AUTHOR: Hernandez R [D]
TITLE: Open and Public Meetings: Televised Meetings
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 01/28/2013
LAST AMEND: 04/23/2013
DISPOSITION: Failed
LOCATION: ASSEMBLY
SUMMARY: Provides the time frame for destruction of an audio or video recording of an open and public meeting. Requires a local agency that collects a franchise fee from a state franchise holder that provides public, educational, and government access channels to televise the open and public meetings of its legislative body and planning commission, unless such is a financial hardship, then meetings would be broadcast via an audio-visual medium. Authorizes the use of franchise fees to implement such televising.

STATUS:
01/31/2014 Died pursuant to Art. IV, Sec. 10(c) of the Constitution.
02/03/2014 From Committee: Filed with the Chief Clerk pursuant to JR 56.

CA AB 194

AUTHOR: Campos [D]
TITLE: Open Meetings: Actions For Violations
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 01/28/2013
LAST AMEND: 01/27/2014
DISPOSITION: Pending
LOCATION: Senate Governance and Finance Committee
SUMMARY: Amends the Ralph M. Brown Act that requires every agenda for a regular meeting or notice for a special meeting of a local legislative body to provide an opportunity for members of the public to address the legislative body on items being considered by the legislative body. Expands the authorization for a district attorney or interested party to seek a judicial determination that an action taken by a legislative body is null and void if the legislative body violates this requirement.

STATUS:
02/06/2014 To SENATE Committee on GOVERNANCE AND FINANCE.

CA AB 218

AUTHOR: Dickinson [D]
TITLE: Employment Applications: Criminal History
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/04/2013
ENACTED: 10/10/2013
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 699

SUMMARY:
Prohibits a state or local agency from asking an applicant for employment to disclose information regarding a criminal conviction until the agency has determined the applicant meets the minimum employment qualifications for the position. Includes specified findings and declarations of the Legislature in support of this policy.

STATUS:
10/10/2013 Signed by GOVERNOR.
10/10/2013 Chaptered by Secretary of State. Chapter No. 699

CA AB 229

AUTHOR: Perez J [D]
TITLE: Infrastructure and Revitalization Financing Districts
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/04/2013
LAST AMEND: 08/12/2013
DISPOSITION: Pending
FILE: A-8
LOCATION: Assembly Inactive File

SUMMARY:
Authorizes the creation by a city, county, city and county, and joint powers authority, of an infrastructure and revitalization financing district and the issuance of debt with voter approval. Authorizes the creation of a district and the issuance of debt. Authorizes a district to finance projects in redevelopment project areas and former redevelopment project areas and former military bases.

STATUS:
09/11/2013 In ASSEMBLY. From Unfinished Business. To Inactive File.

CA AB 240

AUTHOR: Rendon [D]
TITLE: Mutual Water Companies
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/05/2013
ENACTED: 10/08/2013
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 633

SUMMARY:
Relates to mutual water company board member training. Permits the board to record a notice of lien against a shareholder's property if the shareholder has not timely paid any rate, charge, or assessment arising from, or related to, water services provided by the company. Enacts the Mutual Water Company Open Meeting Act. Requires budget adoption in an open meeting. Relates to mutual water company auditing contracts. Authorizes funding for certain entities for water quality projects for the City of Maywood.

STATUS:
10/08/2013 Signed by GOVERNOR.
CA AB 246

AUTHOR: Bradford [D]
TITLE: Local Government: Open Meetings
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/06/2013
ENACTED: 06/24/2013
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 11
SUMMARY: Authorizes, under the Ralph M. Brown Act, the legislative body of a local agency to hold closed sessions with the Governor, with regards to matters that pose a threat to the security of public buildings, a threat to the security of essential public services, or a threat to the public's right of access to public services or public facilities. Makes various other technical nonsubstantive changes to the Ralph M. Brown Act.
STATUS: 06/24/2013 Signed by GOVERNOR.
06/24/2013 Chaptered by Secretary of State. Chapter No. 11

CA AB 262

AUTHOR: Waldron [R]
TITLE: Local Government: Organization
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/07/2013
DISPOSITION: Failed
LOCATION: ASSEMBLY
SUMMARY: Makes technical, nonsubstantive changes to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 that governs the procedures for the formation, change of organization, and reorganization of cities and special districts.
STATUS: 02/03/2014 Died at Desk.

CA AB 279

AUTHOR: Dickinson [D]
TITLE: Financial Affairs
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/11/2013
ENACTED: 09/06/2013
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 228
SUMMARY: Amends existing law that prescribes the instruments in and criteria by which a local agency may invest and deposit its funds, including its surplus funds and authorizes such agency to invest in specified certificates of deposit. Removes the term certificates of deposit. Authorizes such agency to invest in specified deposits. Limits the amount of its funds that an agency may place with any one private sector entity or with one or more commercial banks, savings banks,
<table>
<thead>
<tr>
<th>Bill Number</th>
<th>Author</th>
<th>Title</th>
<th>Fiscal Committee</th>
<th>Urgency Clause</th>
<th>Introduced</th>
<th>Last Amend</th>
<th>Disposition</th>
<th>Location</th>
<th>Summary</th>
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<tbody>
<tr>
<td>AB 295</td>
<td>Water, Parks and Wildlife Cmt</td>
<td>Water: Water Supply: Infrastructure</td>
<td>yes</td>
<td>no</td>
<td>02/11/2013</td>
<td>05/06/2013</td>
<td>Failed</td>
<td>ASSEMBLY</td>
<td>Requires the State Water Resources Control Board and the Drinking Water and Environmental Management Division of the State Department of Public Health to initiate and complete a comprehensive study relating to the need for state funding for water projects and to provide a report to the Legislature summarizing those findings.</td>
</tr>
<tr>
<td>AB 378</td>
<td>Hueso [D]</td>
<td>Resources: Delta Research</td>
<td>yes</td>
<td>no</td>
<td>02/14/2013</td>
<td></td>
<td>Failed</td>
<td>ASSEMBLY</td>
<td>Requires a person conducting Delta research whose research is funded, in whole or in part, by the state, to take specified actions with regard to the sharing of the primary data, samples, physical collections, and other supporting materials created or gathered in the course of that research. Authorizes the Delta Independent Science Board to adopt guidelines to provide adjustments to, and, where essential, exceptions from, these requirements.</td>
</tr>
<tr>
<td>AB 380</td>
<td>Dickinson [D]</td>
<td>California Environmental Quality Act: Notice</td>
<td>yes</td>
<td>no</td>
<td>02/14/2013</td>
<td>05/24/2013</td>
<td>Pending</td>
<td>Senate Environmental Quality Committee</td>
<td>Amends the California Environmental Quality Act. Requires that notices</td>
</tr>
</tbody>
</table>
regarding environmental impact reports filed by lead agencies need to be filed with the Office of Planning and Research and the county clerk and posted by the clerk for public review. Provides notice requirements for projects that are determined to be exempted from the Act.

**CA AB 407**

- **AUTHOR:** Perez V [D]
- **TITLE:** Renewable Energy Resources: Salton Sea
- **FISCAL COMMITTEE:** yes
- **URGENCY CLAUSE:** no
- **INTRODUCED:** 02/15/2013
- **LAST AMEND:** 02/20/2014
- **DISPOSITION:** Pending
- **LOCATION:** Senate Energy, Utilities and Communications Committee
- **SUMMARY:** Requires the State Energy Resources Conservation and Development Commission, in consultation with the Public Utilities Commission and the Independent System Operator, to convene a stakeholders group to identify impediments and recommended steps that should be taken to properly maintain, develop, integrate and transmit electricity generated by eligible renewable energy resources located in and around the Salton Sea Known Geothermal Resource Area and the Geysers Geothermal Field.

**CA AB 409**

- **AUTHOR:** Quirk-Silva [D]
- **TITLE:** Political Reform Act: Statements: Online Filing
- **FISCAL COMMITTEE:** no
- **URGENCY CLAUSE:** yes
- **INTRODUCED:** 02/15/2013
- **ENACTED:** 10/08/2013
- **DISPOSITION:** Enacted
- **LOCATION:** Chaptered
- **CHAPTER:** 643
- **SUMMARY:** Authorizes the Fair Political Practices Commission to develop and operate an online system for filing statements of economic interests meeting specified requirements. Provides that with certain exceptions, filers would be authorized to use the system to meet requirements under the Act.

**CA AB 416**

- **AUTHOR:** Gordon [D]
- **TITLE:** Local Emission Reduction Program
- **FISCAL COMMITTEE:** yes
- **URGENCY CLAUSE:** no
- **INTRODUCED:** 02/15/2013
- **LAST AMEND:** 04/04/2013
- **DISPOSITION:** Failed
Creates the Local Emission Reduction Program and requires money to be available from the general fund for providing grants and other financial assistance to develop and implement greenhouse gas emissions reduction projects in the state, giving consideration to the ability of a project to create local job training and job creation benefits and achieve greenhouse gas emissions reduction. Provides the public entities that will be required to administer the program.

STATUS:
01/31/2014 Died pursuant to Art. IV, Sec. 10(c) of the Constitution.
02/03/2014 From Committee: Filed with the Chief Clerk pursuant to JR 56.

CA AB 426

AUTHOR: Salas [D]
TITLE: Water Transfers: Water Rights Decrees
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/15/2013
ENACTED: 10/08/2013
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 634
SUMMARY: Amends existing law that provides that any water right determined under a court decree issued after a specified date, is transferable. Eliminates the requirement that a court decree be issued after a specified date.

STATUS:
10/08/2013 Signed by GOVERNOR.
10/08/2013 Chaptered by Secretary of State. Chapter No. 634

CA AB 515

AUTHOR: Dickinson [D]
TITLE: State Environmental Quality Act: Writ of Mandate
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/20/2013
LAST AMEND: 01/06/2014
DISPOSITION: Pending
LOCATION: Senate Environmental Quality Committee
SUMMARY: Amends the State Environmental Quality Act that requires a court, if the court finds that a public agency has violated the requirements of the Act, to issue an order, in the form of a peremptory writ of mandate, specifying what actions by the public agency are necessary to comply with the requirements of the Act. Requires the writ to specify the time by which the public agency is to make an initial return of the writ containing specified information.

STATUS:
02/06/2014 To SENATE Committees on ENVIRONMENTAL QUALITY and JUDICIARY.

CA AB 519

AUTHOR: Logue [R]
TITLE: Unfair Competition
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/20/2013
LAST AMEND: 03/19/2013
DISPOSITION: Failed
LOCATION: ASSEMBLY
SUMMARY:
Relates to unfair competition. Requires the court, prior to the imposition of any civil penalty, to consider all factors in mitigation of both the imposition and amount of any civil penalty.

STATUS:
01/31/2014 Died pursuant to Art. IV, Sec. 10(c) of the Constitution.
02/03/2014 From Committee: Filed with the Chief Clerk pursuant to JR 56.

CA AB 527

AUTHOR: Gaines B [R]
TITLE: Global Warming Solutions: Western Climate Initiative
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/20/2013
VETOED: 09/28/2013
DISPOSITION: Vetoed
LOCATION: Vetoed
SUMMARY:
Amends existing law that exempts the Western Climate Initiative, Incorporated, and its appointees from the Bagley-Keene Open Meetings Act when performing their duties. Repeals that exemption.

STATUS:
09/28/2013 Vetoed by GOVERNOR.

CA AB 536

AUTHOR: Wagner [R]
TITLE: Contractors: Payments
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/20/2013
LAST AMEND: 01/06/2014
DISPOSITION: Failed
LOCATION: ASSEMBLY
SUMMARY:
Amends existing law that allows specified persons to withhold from a contractor or subcontractor no more than a specified percentage of any disputed amount if there is a good faith dispute over the amount due on a contract payment. Excludes the amount of specified claims from being considered disputed amounts.

STATUS:
01/31/2014 Died pursuant to Art. IV, Sec. 10(c) of the Constitution.
02/03/2014 From Committee: Filed with the Chief Clerk pursuant to JR 56.

CA AB 537

AUTHOR: Bonta [D]
TITLE: Meyers-Milias-Brown Act: Impasse Procedures
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/20/2013
| **ENACTED:** | 10/13/2013 |
| **DISPOSITION:** | Enacted |
| **LOCATION:** | Chaptered |
| **CHAPTER:** | 785 |
| **SUMMARY:** | Amends existing law requiring the governing body of a local public agency to meet and confer in good faith regarding wages, hours, and other terms and conditions of employment with representatives of a recognized employee organization. Requires that, if a certain tentative agreement is reached by parties, the governing body shall vote to accept or reject that agreement within a specified time period. Provides that a charge for failure to meet and confer in good faith shall not be barred in certain cases. |
| **STATUS:** | 10/13/2013 Chaptered by Secretary of State. Chapter No. 785 |

**CA AB 543**

| **AUTHOR:** | Campos [D] |
| **TITLE:** | California Environmental Quality Act: Translation |
| **FISCAL COMMITTEE:** | yes |
| **URGENCY CLAUSE:** | no |
| **INTRODUCED:** | 02/20/2013 |
| **LAST AMEND:** | 05/24/2013 |
| **DISPOSITION:** | Pending |
| **LOCATION:** | Senate Environmental Quality Committee |
| **SUMMARY:** | Requires a lead agency to translate certain notices required by the California Environmental Quality Act and a summary of any negative declaration, mitigated negative declaration, or environmental impact report when a group of non-English-speaking people comprises at minimum percentage of the population within the lead agency's jurisdiction and the proposed project is to be located at or near an area where the group of non-English-speaking people comprises that same percentage of residents of the area. |
| **STATUS:** | 06/13/2013 Re-referred to SENATE Committee on ENVIRONMENTAL QUALITY. |
| **NOTES:** | SDCWA Position: Oppose (4-25-13) |

**CA AB 550**

| **AUTHOR:** | Brown [D] |
| **TITLE:** | Office of Small and Disabled Veteran Business |
| **FISCAL COMMITTEE:** | yes |
| **URGENCY CLAUSE:** | no |
| **INTRODUCED:** | 02/20/2013 |
| **LAST AMEND:** | 04/16/2013 |
| **DISPOSITION:** | Failed |
| **LOCATION:** | ASSEMBLY |
| **SUMMARY:** | Requires the head of a state agency to ensure a state contracting program is administered in a manner that promotes small business participation. Requires the head of the agency to annually review small business participation levels and to develop a plan for increasing small business participation levels when levels are low. Requires the Department of General Services and the Office of the Small Business Advocate to serve as a resource to assist the heads of agencies identify contracting best practices. |
| **STATUS:** |
01/31/2014 Died pursuant to Art. IV, Sec. 10(c) of the Constitution.
02/03/2014 From Committee: Filed with the Chief Clerk pursuant to JR 56.

CA AB 562

| AUTHOR: | Williams [D] |
| TITLE: | Economic Development Subsidies: Local Agency Review |
| FISCAL COMMITTEE: | no |
| URGENCY CLAUSE: | no |
| INTRODUCED: | 02/20/2013 |
| ENACTED: | 10/11/2013 |
| DISPOSITION: | Enacted |
| LOCATION: | Chaptered |
| CHAPTER: | 740 |
| SUMMARY: | Relates to economic development activities by state and local agencies. Requires each defined local agency to provide information to the public before approving an economic development subsidy, and to hold hearings and report on those subsidies at specified intervals. |
| STATUS: | 10/11/2013 Signed by GOVERNOR. 10/11/2013 Chaptered by Secretary of State. Chapter No. 740 |

CA AB 613

| AUTHOR: | Hueso [D] |
| TITLE: | Water Reclamation |
| FISCAL COMMITTEE: | no |
| URGENCY CLAUSE: | no |
| INTRODUCED: | 02/20/2013 |
| DISPOSITION: | Failed |
| LOCATION: | ASSEMBLY |
| SUMMARY: | Makes technical, nonsubstantive changes to a provision of the Water Recycling Law that provides that a person recycling water or using recycled water in violation of specific provisions is guilty of a misdemeanor. |
| STATUS: | 02/03/2014 Died at Desk. SDCWA Position: Sponsor (bill is now SB 322; author moved from Assembly to Senate) |

CA AB 616

| AUTHOR: | Bocanegra [D] |
| TITLE: | Local Public Employee Organizations: Dispute: Panels |
| FISCAL COMMITTEE: | yes |
| URGENCY CLAUSE: | no |
| INTRODUCED: | 02/20/2013 |
| LAST AMEND: | 06/17/2013 |
| DISPOSITION: | Pending |
| LOCATION: | Senate Appropriations Committee |
| SUMMARY: | Relates to local public employee organizations. Requires an organization request for submit a dispute to a factfinding panel to be in writing. Provides if either party disputes that a genuine impasse has been reached, the issue of whether the impasse exists may be submitted to the Public Employees Relations Board for resolution before the dispute is submitted to a factfinding panel. Authorizes each party to select a person to serve as its member of the factfinding panels. |
CA AB 621

AUTHOR: Wagner [R]
TITLE: Local Government: Bonds
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/20/2013
LAST AMEND: 02/24/2014
DISPOSITION: Pending
LOCATION: Senate Governance and Finance Committee

SUMMARY:
Relates to local government bonds and investment firms. Prohibits a local agency from entering into a financial advisory, legal advisory, underwriting, or similar relationship with an individual or firm that provides or will provide bond campaign services to the bond campaign. Provides an exemption from that prohibition. Prohibits such a relationship with respect to the new issue of bonds requiring voter approval on or after a specified date. Defines certain terms for those purposes.

STATUS:
08/30/2013 In SENATE Committee on APPROPRIATIONS: Held in committee.

CA AB 649

AUTHOR: Nazarian [D]
TITLE: Oil and Gas: Hydraulic Fracturing
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/21/2013
LAST AMEND: 05/08/2013
DISPOSITION: Failed
LOCATION: ASSEMBLY
SUMMARY:
Prohibits hydraulic fracturing, as well as the use of clean freshwater for purposes of hydraulic fracturing, on any oil or gas well, if the well is located within a specified distance of a home, public building, school, surface waters, underground source of drinking water, or any sensitive human or environmental resource from an aquifer, until the completion of a report and a determination that hydraulic fracturing can be conducted without a risk to the public health, welfare, environment, or the economy.

STATUS:
02/24/2014 Died pursuant to Art. IV, Sec. 10(c) of the Constitution.
02/03/2014 From Committee: Filed with the Chief Clerk pursuant to JR 56.

CA AB 669

AUTHOR: Stone [D]
TITLE: Oil and Gas: Drilling
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/21/2013
LAST AMEND: 05/24/2013
Requires an oil or gas well operator prior to drilling to submit proof that the Regional Water Quality Control Board has approved the wastewater disposal for the well. Requires the State Oil and Gas Supervisor to include information on the origin and total amount of freshwater used in each county for the production of oil and gas production, the disposal of wastewater and well casing failures. Requires well operators to provide a copy of the hydraulic fracturing treatment permit to surface property owners.

CA AB 687

AUTHOR: Hernandez R [D]
TITLE: Electricity
URGENCY CLAUSE: yes
INTRODUCED: 02/21/2013
LAST AMEND: 02/04/2014
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee
SUMMARY: Requires the Public Utilities Commission, when authorizing additional direct transactions for retail nonresidential end-use customers, to provide the highest priority to acquire electric services from other providers to entities treating and remediating groundwater that is identified as contaminated on a site listed as a Superfund site in a disadvantaged or severely disadvantaged community or a public drinking water system of such communities. Requires the treatment and remediation using certain moneys.

STATUS:
02/04/2014 From SENATE Committee on APPROPRIATIONS with author's amendments.
02/04/2014 In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.

CA AB 696

AUTHOR: Mansoor [R]
TITLE: Public Employment: Pensions
URGENCY CLAUSE: no
INTRODUCED: 02/21/2013
DISPOSITION: Failed
LOCATION: ASSEMBLY
SUMMARY: Makes technical, nonsubstantive changes to provisions of the Public Employee's Pensions Reform Act of 2013, which provides that the Judges' Retirement System I and the Judges' Retirement System II are not required to adopt the defined benefit formula contained in certain other provisions.

STATUS:
02/03/2014 Died at Desk.

CA AB 709

AUTHOR: Nestande [R]
TITLE: Salton Sea Authority: Restoration Plan
URGENCY CLAUSE: yes
INTRODUCED: 02/21/2013
DISPOSITION: Failed
LOCATION: ASSEMBLY
SUMMARY: Requires an oil or gas well operator prior to drilling to submit proof that the Regional Water Quality Control Board has approved the wastewater disposal for the well. Requires the State Oil and Gas Supervisor to include information on the origin and total amount of freshwater used in each county for the production of oil and gas production, the disposal of wastewater and well casing failures. Requires well operators to provide a copy of the hydraulic fracturing treatment permit to surface property owners.
Requires the Salton Sea Authority develop and submit a restoration plan to the Legislative Analyst for review. Requires the Analyst to complete its review by a specified date, and if the Analyst determines that the plan is financially feasible and that the authority is capable of implementing the plan, the bill would appropriable from the Salton Sea Restoration Fund any moneys received under Proposition 84 to the authority to implement the plan. Designates the authority as the lead agency for restoration.

Status:
01/31/2014 Died pursuant to Art. IV, Sec. 10(c) of the Constitution.
02/03/2014 From Committee: Filed with the Chief Clerk pursuant to JR 56.

CA AB 729

Author: Hernandez R [D]
Title: Evidentiary Privileges: Union Agent-Represented Worker
Fiscal Committee: no
Urgency Clause: no
Introduced: 02/21/2013
Vetoed: 10/11/2013
Disposition: Vetoed
Location: Vetoed
Summary: Provides a union agent and a represented employee or represented former employee have a privilege to refuse to disclose any confidential communication between the employee or former employee and the agent while the agent was acting in his or her representative capacity. Provides an exception. Provides the represented employee and the represented former employee also have a privilege to prevent another person from disclosure. Provides for a waiver. Exempts the privilege from criminal proceedings.

Status:
10/11/2013 Vetoed by GOVERNOR.

CA AB 749

Author: Gorell [R]
Title: Public-Private Partnerships
Fiscal Committee: yes
Urgency Clause: no
Introduced: 02/21/2013
Last Amend: 04/11/2013
Disposition: Failed
Location: ASSEMBLY
Summary: Amends existing law that authorizes the State Department of Transportation and regional transportation agencies to enter into comprehensive development lease agreements with public and private entities, or consortia of those entities, for certain transportation projects that may charge certain users tolls and user fees and calls those arrangements public-private partnerships. States the intent of the Legislature for a project developed under these provisions to have specified characteristics.
CA AB 756

**AUTHOR:** Melendez [R]  
**TITLE:** Environmental Quality Act: Court Review: Public Works  
**FISCAL COMMITTEE:** yes  
**URGENCY CLAUSE:** no  
**INTRODUCED:** 02/21/2013  
**LAST AMEND:** 04/11/2013  
**DISPOSITION:** Failed  
**LOCATION:** ASSEMBLY  
**SUMMARY:** 
Applies the provisions of the California Environmental Quality Act and the Jobs and Economic Improvement Through Environmental Leadership Act of 2011 to a public works project, defined to mean an infrastructure project carried out by the city, county, special district, or state government or contracted out to a private entity by the special district or local or state government.

**STATUS:**  
01/31/2014 Died pursuant to Art. IV, Sec. 10(c) of the Constitution.  
02/03/2014 From Committee: Filed with the Chief Clerk pursuant to JR 56.

CA AB 762

**AUTHOR:** Patterson [R]  
**TITLE:** Renewable Energy Resources: Hydroelectric Generation  
**FISCAL COMMITTEE:** yes  
**URGENCY CLAUSE:** no  
**INTRODUCED:** 02/21/2013  
**DISPOSITION:** Failed  
**LOCATION:** ASSEMBLY  
**SUMMARY:** 
Revises the definition of an eligible renewable energy resource for the purposes of the Renewables Portfolio Standard Program to include a hydroelectric generation facility of any size if it meets certain requirements.

**STATUS:**  
01/31/2014 Died pursuant to Art. IV, Sec. 10(c) of the Constitution.  
02/03/2014 From Committee: Filed with the Chief Clerk pursuant to JR 56.

CA AB 763

**AUTHOR:** Buchanan [D]  
**TITLE:** Aquatic Invasive Plants: Control and Eradication  
**FISCAL COMMITTEE:** yes  
**URGENCY CLAUSE:** no  
**INTRODUCED:** 02/21/2013  
**ENACTED:** 09/23/2013  
**DISPOSITION:** Enacted  
**LOCATION:** Chaptered  
**CHAPTER:** 330  
**SUMMARY:** 
Designates the Division of Boating and Waterways as the lead agency of the state for the purpose of cooperating with other state, local, and federal agencies
in identifying, detecting, controlling, and administering programs to manage invasive aquatic plants in the Sacramento-San Joaquin Delta, its tributaries, and the Suisun Marsh. Provides required actions by specified agencies regarding aquatic plants. Requires risk assessment to specify if the aquatic plant is considered to be invasive.

**STATUS:**
09/23/2013 Signed by GOVERNOR.
09/23/2013 Chaptered by Secretary of State. Chapter No. 330

**NOTES:**
SDCWA Position: Support (3-28-2013)

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**CA AB 792**

**AUTHOR:** Mullin [D]

**TITLE:** Utility User Tax: Exemption: Distributed Generation

**FISCAL COMMITTEE:** no

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/21/2013

**ENACTED:** 10/04/2013

**DISPOSITION:** Enacted

**LOCATION:** Signed by Governor

**CHAPTER:** 534

**SUMMARY:**
Exempts from any utility user tax imposed by a local jurisdiction, the consumption of electricity generated by a clean energy resource for the use of a single customer or customer's tenants.

**STATUS:**
10/04/2013 Signed by GOVERNOR.
10/04/2013 Chaptered by Secretary of State. Chapter No. 534

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**CA AB 793**

**AUTHOR:** Gray [D]

**TITLE:** Renewable Energy: Public Utilities: Hydroelectric

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/21/2013

**LAST AMEND:** 07/09/2013

**DISPOSITION:** Pending

**FILE:** A-21

**LOCATION:** Senate Inactive File

**SUMMARY:**
Provides that a local publicly owned electric utility is not required to procure additional eligible renewable energy resources in excess of specified levels, if it receives 50% or greater of its annual retail sales from its own hydroelectric generation meeting specified requirements.

**STATUS:**
09/03/2013 In SENATE. Read second time. To third reading.
09/03/2013 In SENATE. From third reading. To Inactive File.

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**CA AB 803**

**AUTHOR:** Gomez [D]

**TITLE:** Water Recycling Act of 2013

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/21/2013

**ENACTED:** 10/08/2013

**DISPOSITION:** Enacted
LOCATION: Chaptered
CHAPTER: 635
SUMMARY:

Creates the Water Recycling Act of 2013. Authorizes compliance with effluent limitations and any other permit or waste discharge requirements for the release or discharge of advanced treated purified water that meets certain conditions. Requires certain notification prior to any discharge being allowed. Requires a cemetery supplied with disinfected tertiary recycled treated water that installs a hose bib in a public access area to post visible signage and labeling indicating that the water is nonpotable.

STATUS:
10/08/2013 Signed by GOVERNOR.
10/08/2013 Chaptered by Secretary of State. Chapter No. 635
NOTES:
SDCWA Position: Support (3-28-2013)

CA AB 822

AUTHOR: Hall [D]
TITLE: Local Government Retirement Plans
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/21/2013
VETOED: 10/12/2013
DISPOSITION: Vetoed
LOCATION: Vetoed
SUMMARY:

Requires whenever a local ordinance or measure qualifies for the ballot proposing to alter, replace, or eliminate the retirement benefit plan of local entity employees, the governing body secure the services of an independent actuary for a statement or a summary of the statement of the impact of the measure upon costs of the retirement plan and to place the statement in the sample ballot. Requires a notice about obtaining a copy of the measure to be on the sample ballot. Applies to specified entities.

STATUS:
10/12/2013 Vetoed by GOVERNOR.

CA AB 823

AUTHOR: Eggman [D]
TITLE: Environment: State Farmland Protection Act
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/21/2013
LAST AMEND: 04/23/2013
DISPOSITION: Failed
LOCATION: ASSEMBLY
SUMMARY:

Enacts the Farmland Protection Act. Requires that a lead agency reviewing a development project require that all feasible mitigation of the identified significant environmental impacts associated with the conversion of agricultural lands be completed by the project applicant and to consider the permanent protection or replacement of such land as feasible mitigation for identified significant effects on the land caused by the project.

STATUS:
01/31/2014 Died pursuant to Art. IV, Sec. 10(c) of the Constitution.
02/03/2014 From Committee: Filed with the Chief Clerk pursuant to JR 56.
<table>
<thead>
<tr>
<th>Bill Number</th>
<th>Author</th>
<th>Title</th>
<th>Fiscal Committee</th>
<th>Urgency Clause</th>
<th>Introduced</th>
<th>Enacted</th>
<th>Disposition</th>
<th>Location</th>
<th>Chapter</th>
<th>Summary</th>
</tr>
</thead>
<tbody>
<tr>
<td>CA AB 850</td>
<td>Nazarian [D]</td>
<td>Public Capital Facilities: Water Quality</td>
<td>yes</td>
<td>no</td>
<td>02/21/2013</td>
<td>10/08/2013</td>
<td>Enacted</td>
<td>Chaptered</td>
<td>636</td>
<td>Authorizes specified joint powers authorities, upon application of a local agency that owns and operates a publicly owned utility, to issue rate reduction bonds for a utility project. Provides the bonds are secured by utility project property. Authorizes a utility project charge to finance such bonds. Requires a bond review for issue qualification. Requires application fees for bond review cost reimbursement. Requires the Pollution Control Financing Authority to establish procedures for expedited review.</td>
</tr>
<tr>
<td>CA AB 931</td>
<td>Gaines B [R]</td>
<td>Public Employee Retirement: Health Benefits</td>
<td>yes</td>
<td>no</td>
<td>02/22/2013</td>
<td>03/21/2013</td>
<td>Failed</td>
<td>ASSEMBLY</td>
<td></td>
<td>Relates to the Board of Administration of the Public Employees' Retirement System. Requires the board to establish a wellness program that provides financial incentives for participation. Requires the board to offer a high deductible health plan and a health savings account option to public employees and annuitants. Establish the Public Employees' Health Savings Fund for employees who elect the high deductible or health savings plan option.</td>
</tr>
<tr>
<td>CA AB 934</td>
<td>Cooley [D]</td>
<td>Local Agencies: Unclaimed Money</td>
<td>no</td>
<td>no</td>
<td>02/22/2013</td>
<td>10/01/2013</td>
<td>Enacted</td>
<td>Chaptered</td>
<td>457</td>
<td></td>
</tr>
</tbody>
</table>
Requires a local agency to document that it has made a reasonable effort to locate and notify the victim to whom restitution is owed if, at the expiration of a specified time period, the agency elects to use restitution funds for victim services.

STATUS:
10/01/2013  Signed by GOVERNOR.
10/01/2013  Chaptered by Secretary of State.  Chapter No. 457

CA AB 941

CA AB 953

CA AB 982

Amend existing law which requires the Controller to annually compile and publish reports of the financial transactions of each county, city and school district, or community redevelopment agency. Changes the definition of a special district subject to the reporting requirements of the Controller. Authorizes the Controller to perform certain audits or investigations. Raises certain forfeiture amounts for all local agencies. Doubles the fines for failure to submit a report for two consecutive years.

STATUS:
01/31/2014  Died pursuant to Art. IV, Sec. 10(c) of the Constitution.
02/03/2014  From Committee: Filed with the Chief Clerk pursuant to JR 56.

Amends the California Environmental Quality Act, which defines environment and significant effect on the environment for certain purposes. Revises those definitions. Requires a lead agency to include in an environmental assessment report, a detailed statement on any effects that may result in the locating a proposed project near natural hazards or adverse environmental conditions.

STATUS:
02/03/2014  Died on Inactive File.
NOTES:
SDCWA Position: Oppose (4-25-13)

Amends the California Environmental Quality Act, which defines environment and significant effect on the environment for certain purposes. Revises those definitions. Requires a lead agency to include in an environmental assessment report, a detailed statement on any effects that may result in the locating a proposed project near natural hazards or adverse environmental conditions.

STATUS:
02/03/2014  Died on Inactive File.

NOTES:
SDCWA Position: Oppose (4-25-13)
LOCATION: ASSEMBLY
SUMMARY: Defines hydraulic fracturing. Requires any notice of intent to drill, rework, or deepen a well where hydraulic fracturing will occur to include a groundwater monitoring plan for review and approval by the appropriate regional water quality control board, which would contain specific information relating to groundwater, water quality, and the monitoring of wells and water quality. Requires any notice of intent to provide information regarding the amount and source of the water used during such operations.

STATUS:
01/31/2014 Died pursuant to Art. IV, Sec. 10(c) of the Constitution.
02/03/2014 From Committee: Filed with the Chief Clerk pursuant to JR 56.

CA AB 1035

AUTHOR: Muratsuchi [D]
TITLE: Local Agencies: Financial Reports
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2013
LAST AMEND: 05/16/2013
DISPOSITION: Pending
LOCATION: Senate Governance and Finance Committee
SUMMARY: Raises the amount forfeited for failure to submit financial reports to all local agencies. Doubles fines if the agency fails to submit the report to the Controller for 2 consecutive years. Triples the fines if the agency fails to submit the report to the Controller for 3 or more consecutive years. Requires the Controller to conduct an independent audit report of an agency that issues conduit revenue bonds. Specifies the agency that has a forfeiture or payment still must file the report.

STATUS:
06/11/2013 In SENATE Committee on GOVERNANCE AND FINANCE: Not heard.

CA AB 1043

AUTHOR: Chau [D]
TITLE: Drinking Water, Quality, Flood, River Protection
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2013
LAST AMEND: 04/16/2013
DISPOSITION: Pending
LOCATION: Senate Natural Resources and Water Committee
SUMMARY: Amends the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006. Eliminates the requirement to develop and adopt regulations and requires a grantee of certain initiative bond act funds to take specific actions to recover the costs of cleanup and to utilize those funds for certain groundwater contamination cleanup projects.

STATUS:
06/25/2013 In SENATE Committee on NATURAL RESOURCES AND WATER: Not heard.

CA AB 1078

AUTHOR: Quirk [D]
<table>
<thead>
<tr>
<th>Bill Number</th>
<th>Title</th>
<th>Fiscal Committee</th>
<th>Urgency Clause</th>
<th>Introduced</th>
<th>Last Amend</th>
<th>Disposition</th>
<th>Location</th>
<th>Summary</th>
<th>Status</th>
<th>Notes</th>
</tr>
</thead>
<tbody>
<tr>
<td>CA AB 1095</td>
<td>Water: Water Recycling Technology</td>
<td>No</td>
<td>No</td>
<td>02/22/2013</td>
<td></td>
<td>Failed</td>
<td>Assembly</td>
<td>States the intent of the Legislature to enact legislation to encourage the creation of new technologies to further the use of recycled water in the state.</td>
<td></td>
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</tr>
<tr>
<td>CA AB 1095</td>
<td>Junk Dealers and Recyclers: Nonferrous Materials</td>
<td>Yes</td>
<td>No</td>
<td>02/22/2013</td>
<td>03/14/2013</td>
<td>Failed</td>
<td>Assembly</td>
<td>Requires a junk dealer or recycler of nonferrous materials to provide payment for the materials by check only. Provides the procedures for such payment. Provides an exception from the check only requirement for providing proof of ownership and for providing a statement from a contractor if the materials are from a home during construction. Provides a crime for false documentation by a contractor. Requires the dealer or recycler to maintain documentation.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>CA AB 1096</td>
<td>Specialized License Plates: Salton Sea</td>
<td>Yes</td>
<td>No</td>
<td>02/22/2013</td>
<td>05/02/2013</td>
<td>Pending</td>
<td>Senate Rules Committee</td>
<td>Authorizes the Department of Fish and Wildlife to apply to the Department of Motor Vehicles to sponsor a special Salton Sea license plate program. Requires the Department of Motor Vehicles to issue the plates if the Department of Fish and Wildlife meets certain requirements. Requires the plates to bear a full-plate graphic design. Requires the payment of an additional fee for the plate. Requires the fee moneys to be deposited in the Salton Sea Restoration Account.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>CA AB 1140</td>
<td>Public Works: Prevailing Wages</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>To SENATE Committee on RULES.</td>
<td></td>
</tr>
</tbody>
</table>

**Notes:**
SDCWA Position: Support (5-23-13)
States that if the Director of Industrial Relations determines, within a semiannual period, that there is a change in any prevailing rate of per diem wages in a locality, that determination applies to any public works. Authorizes any contractor, awarding body, or representative affected by a change in rates to file with the director a verified petition to review the determination of that rate. Requires the initiation of an investigation or hearing to make a final determination.

STATUS: 10/13/2013 Vetoed by GOVERNOR.

CA AB 1149

AUTHOR: Campos [D]

TITLE: Identity Theft: Local Agencies

FISCAL COMMITTEE: yes

URGENCY CLAUSE: no

INTRODUCED: 02/22/2013

ENACTED: 09/27/2013

DISPOSITION: Enacted

LOCATION: Chaptered

CHAPTER: 395

SUMMARY: Relates to disclosure of any breach of an agency security to any resident whose unencrypted personal information was acquired by an unauthorized person. Expands disclosure requirements to apply to a breach of computerized data that is owned or licensed by a local agency.

STATUS: 09/27/2013 Signed by GOVERNOR.

09/27/2013 Chaptered by Secretary of State. Chapter No. 395

CA AB 1156

AUTHOR: Perez V [D]

TITLE: Palo Verde Irrigation District Act

FISCAL COMMITTEE: yes

URGENCY CLAUSE: no

INTRODUCED: 02/22/2013

ENACTED: 09/06/2013

DISPOSITION: Enacted

LOCATION: Chaptered

CHAPTER: 245

SUMMARY: Entitles a person, firm, or corporation that owns land to vote at the specified elections relating to the Palo Verde Irrigation District. Entitles each property owner to one vote for every one acre of land owned. Requires the district to hold a public hearing regarding these changes to the weighted voted system.

STATUS: 09/06/2013 Signed by GOVERNOR.

09/06/2013 Chaptered by Secretary of State. Chapter No. 245
CA AB 1158

Author: Waldron [R]
Title: Vehicles: On-Street Parking for Electric Vehicles
Fiscal Committee: No
Urgency Clause: No
Introduced: 02/22/2013
Disposition: Failed
Location: Assembly
Summary:
Authorizes local authorities to adopt rules and regulations by ordinance or resolution regarding designating and enforcing on-street parking spaces for electric vehicles.
Status:
01/31/2014 Died pursuant to Art. IV, Sec. 10(c) of the Constitution.
02/03/2014 From Committee: Filed with the Chief Clerk pursuant to JR 56.

CA AB 1175

Author: Bocanegra [D]
Title: Public Employee Benefits: Postemployment Health
Fiscal Committee: Yes
Urgency Clause: No
Introduced: 02/22/2013
Last Amend: 03/21/2013
Disposition: Pending
Location: Senate Governance and Finance Committee
Summary:
Relates to the Public Employees' Medical and Hospital Care Act and postemployment health care benefits. Provides that if the governing board of the local authority for the former redevelopment agency within the County of Los Angeles acts to dissolve that authority, the governing board shall identify the entity responsible for assuming the enforceable obligation of the authority for the amount necessary to fully compensate for the postretirement health benefit costs of specified personnel.
Status:
06/06/2013 To SENATE Committee on GOVERNANCE AND FINANCE.

CA AB 1190

Author: Bloom [D]
Title: Hazardous Waste: Transportation
Fiscal Committee: Yes
Urgency Clause: No
Introduced: 02/22/2013
Last Amend: 07/01/2013
Disposition: Pending
Location: Senate Environmental Quality Committee
Summary:
Exempts from the hazardous waste manifesting requirements a public utility, local publicly owned utility, or municipal utility district with regard to certain hazardous waste that is collected and transported as specified, subject to notice requirements.
Status:
07/01/2013 From SENATE Committee on ENVIRONMENTAL QUALITY with author's amendments.
07/01/2013 In SENATE. Read second time and amended. Re-referred to Committee on ENVIRONMENTAL QUALITY.
CA AB 1200

**AUTHOR:** Levine [D]
**TITLE:** Recycled Water: Agricultural Irrigation Impoundments
**FISCAL COMMITTEE:** yes
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/22/2013
**VETOED:** 10/07/2013
**DISPOSITION:** Vetoed
**LOCATION:** Vetoed

**SUMMARY:**
Permits the San Francisco Bay Regional Water Quality Board to authorize a voluntary pilot project for the purposes of investigating potential water quality impacts associated with maximizing the supplementation of agricultural irrigation impoundments with disinfected tertiary treated recycled water, if the board finds the project satisfies specified criteria. Requires the project to include a stakeholder advisory group. Authorizes a formula development for future waste discharge requirements.

**STATUS:**
10/07/2013 Vetoed by GOVERNOR.

CA AB 1212

**AUTHOR:** Levine [D]
**TITLE:** Public Contracts: Bids: Equal Materials or Service
**FISCAL COMMITTEE:** yes
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/22/2013
**DISPOSITION:** Failed
**LOCATION:** ASSEMBLY

**SUMMARY:**
Prohibits certain bid specifications from requiring a bidder to provide submission of data substantiating a request for a substitution of an equal item prior to the bid or proposal deadline.

**STATUS:**
01/31/2014 Died pursuant to Art. IV, Sec. 10(c) of the Constitution.
02/03/2014 From Committee: Filed with the Chief Clerk pursuant to JR 56.

CA AB 1235

**AUTHOR:** Gordon [D]
**TITLE:** Local Agencies: Financial Management Training
**FISCAL COMMITTEE:** no
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/22/2013
**VETOED:** 10/07/2013
**DISPOSITION:** Vetoed
**LOCATION:** Vetoed

**SUMMARY:**
Requires a local agency official, in local agency service as of a specified date, except for an official whose term of office ends before a specified date, to receive training in financial management if the agency provides any type of compensation, salary, or stipend to, or reimburses the expenses of, a member of the legislative body. Makes such training applicable to charter cities, charter counties, and charter cities and counties. Requires standardized criteria.

**STATUS:**
10/07/2013 Vetoed by GOVERNOR.
CA AB 1248

**AUTHOR:** Cooley [D]
**TITLE:** Controller: Internal Guidelines for Local Agencies
**FISCAL COMMITTEE:** yes
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/22/2013
**ENACTED:** 08/28/2013
**DISPOSITION:** Enacted
**LOCATION:** Chaptered
**CHAPTER:** 190
**SUMMARY:**

Requires the Controller to develop internal control guidelines applicable to a local agency to prevent and detect financial errors and fraud. Requires the Controller to post the completed guidelines on the Controller's Internet Web site and update them, as he or she deems necessary.

**STATUS:**
08/28/2013 Signed by GOVERNOR.
08/28/2013 Chaptered by Secretary of State. Chapter No. 190

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CA AB 1249

**AUTHOR:** Salas [D]
**TITLE:** Water Management Plans: Nitrate Contamination
**FISCAL COMMITTEE:** no
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/22/2013
**LAST AMEND:** 01/06/2014
**DISPOSITION:** Pending
**LOCATION:** Senate Environmental Quality Committee
**SUMMARY:**

Requires an integrated regional water management plan to include an explanation of how the plan addressed nitrate contamination, or an explanation of why the plan does not address such concentration, if an area within the boundaries of the plan has been identified as a nitrate high-risk area by the State Water Resources Control Board; requires the Board when selecting projects for funding to establish a preference for project that implement plans that address nitrate impacts.

**STATUS:**
02/06/2014 To SENATE Committee on ENVIRONMENTAL QUALITY.
Commentary:
SDCWA Position: Oppose (2-27-14)

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CA AB 1258

**AUTHOR:** Skinner [D]
**TITLE:** Electricity: Hydroelectric/Pumped Storage Facilities
**FISCAL COMMITTEE:** yes
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/22/2013
**LAST AMEND:** 04/23/2013
**DISPOSITION:** Failed
**LOCATION:** ASSEMBLY
**SUMMARY:**

Requires the State Energy Resources Conservation and Development Commission to perform a technical analysis of the potential use of existing hydroelectric and pumped storage facilities to provide additional operational flexibility that could facilitate the integration of eligible renewable energy
resources for the state's electrical grid. Requires the commission to complete its analysis and include its analysis in an energy policy review.

**STATUS:**

01/31/2014 Died pursuant to Art. IV, Sec. 10(c) of the Constitution.
02/03/2014 From Committee: Filed with the Chief Clerk pursuant to JR 56.

**NOTES:**

SDCWA Position: Watch (3-28-2013)

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**CA AB 1259**

**AUTHOR:** Olsen [R]
**TITLE:** Sacramento-San Joaquin Valley
**FISCAL COMMITTEE:** no
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/22/2013
**ENACTED:** 09/06/2013
**DISPOSITION:** Enacted
**LOCATION:** Chaptered
**CHAPTER:** 246

**SUMMARY:**

Relates to the Central Valley Flood Protection Plan. Prohibits a city or county within the Sacramento-San Joaquin Valley from approving specified permits that would result in specified construction located within a flood hazard zone, and is required to deny approval of a tentative map, or a parcel map for which a tentative map was not required, for a subdivision located within the flood hazard zone.

**STATUS:**

09/06/2013 Signed by GOVERNOR.
09/06/2013 Chaptered by Secretary of State. Chapter No. 246

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**CA AB 1301**

**AUTHOR:** Bloom [D]
**TITLE:** Oil and Gas: Hydraulic Fracturing
**FISCAL COMMITTEE:** yes
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/22/2013
**LAST AMEND:** 03/21/2013
**DISPOSITION:** Failed
**LOCATION:** ASSEMBLY

**SUMMARY:**

Prohibits hydraulic fracturing in oil and gas operations until the Legislature enacts subsequent legislation that determines whether and under what conditions hydraulic fracturing may be conducted while protecting the public health and safety and the natural resources of the state.

**STATUS:**

01/31/2014 Died pursuant to Art. IV, Sec. 10(c) of the Constitution.
02/03/2014 From Committee: Filed with the Chief Clerk pursuant to JR 56.

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**CA AB 1302**

**AUTHOR:** Hagman [R]
**TITLE:** Sustainable Environmental Protection Act
**FISCAL COMMITTEE:** yes
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/22/2013
**LAST AMEND:** 03/21/2013
**DISPOSITION:** Failed
Enacts the Sustainable Environmental Protection Act. Specifies the environmental review required pursuant to the CEQA for projects related to specified environmental topic areas. Prohibits certain causes of action. Provides that the act would only apply if the lead agency or project applicant has agreed to provide to the public in a readily accessible electronic format an annual compliance report prepared pursuant to the mitigation monitoring and reporting program.

**STATUS:**

08/13/2013 From ASSEMBLY Committee on NATURAL RESOURCES without further action pursuant to JR 62(a).

**CA AB 1317**

**AUTHOR:** Frazier [D]

**TITLE:** State Government Operations

**FISCAL COMMITTEE:** no

**URGENCY CLAUSE:** yes

**INTRODUCED:** 02/22/2013

**ENACTED:** 09/26/2013

**DISPOSITION:** Enacted

**LOCATION:** Chaptered

**CHAPTER:** 352

Reallocates certain duties of abolished state entities and officers to establish state entities and officers, including reallocating specified duties of the abolished Business, Transportation and Housing Agency and its Secretary to the created Transportation Agency and its Secretary and the duties of the abolished Commissioner of Corporations to the Commissioner of Business Oversight.

**STATUS:**

09/26/2013 Signed by GOVERNOR.

09/26/2013 Chaptered by Secretary of State. Chapter No. 352

**CA AB 1323**

**AUTHOR:** Mitchell [D]

**TITLE:** Oil and Gas: Hydraulic Fracturing

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/22/2013

**LAST AMEND:** 05/28/2013

**DISPOSITION:** Failed

**LOCATION:** Assembly Third Reading File

Defines hydraulic fracturing in oil and gas operations and prohibits such fracturing until the date that regulations adopted by the Division of Oil, Gas, and Geothermal Resources regulating such fracturing take effect.

**STATUS:**

05/30/2013 In ASSEMBLY. Read third time. Failed to pass ASSEMBLY. (24-37)

**CA AB 1330**

**AUTHOR:** Perez J [D]

**TITLE:** Environmental Justice

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/22/2013
Requires the Secretary for Environmental Protection to periodically revise and update the agencywide strategy to identify and address any additional gaps in existing programs, policies, or activities that may impede the achievement of environmental justice. Requires a publicly available database of ongoing enforcement cases and compliance histories of regulated entities. Relates to the state hazardous waste management system. Relates to hazardous waste source reduction; relates to low income communities.

Repeals the Safe, Clean, and Reliable Drinking Water Supply Act of 2012; Enacts the Clean and Safe Drinking Water Act of 2014, which, if adopted by the voters, would authorize the issuance of bonds in a specified amount pursuant to the State General Obligation Bond Law to finance a clean and safe drinking water program.

Relates to the deadline for filing a civil penalty assessment against a contractor or subcontractor for a violation under the public works provisions. Extends the deadline for filing an action regarding prevailing wages under a public works contract. Requires that any copy of a payroll record made available for inspection to be marked or obliterated only to prevent disclosure of an
individual's social security number. Authorizes civil penalties only against the employer not paying the prevailing wage.

**STATUS:**
10/13/2013 Chaptered by Secretary of State. Chapter No. 792

**CA AB 1349**

**AUTHOR:** Gatto [D]
**TITLE:** CalConserve Water Use Efficiency Revolving Fund
**FISCAL COMMITTEE:** yes
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/22/2013
**DISPOSITION:** Failed
**LOCATION:** ASSEMBLY

Establishes the CalConserve Water Use Efficiency Revolving Fund for the purpose of water use efficiency projects. Requires moneys in the fund to be used for purposes that include, but are not limited to, at-or-below market interest rate loans.

**STATUS:**
01/31/2014 Died pursuant to Art. IV, Sec. 10(c) of the Constitution.
02/03/2014 From Committee: Filed with the Chief Clerk pursuant to JR 56.

**NOTES:**
SDCWA Position: Support (3-28-2013)

**CA AB 1365**

**AUTHOR:** Perez J [D]
**TITLE:** State and Local Agency Reports: Legislative Counsel
**FISCAL COMMITTEE:** yes
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/22/2013
**ENACTED:** 08/28/2013
**DISPOSITION:** Enacted
**LOCATION:** Chaptered

Requires the Legislative Council to make a list of agency reports available to the public by posting it on an Internet Web site. Authorizes state and local agencies to file certain reports with the Counsel electronically, with a hyperlink for report access. Removes the requirement to remove obsolete reports from the list of reports and that the list be provided to each member of the Legislature. Requires providing a hyperlink to each member whereby the list or report could be accessed.

**STATUS:**
08/28/2013 Signed by GOVERNOR.
08/28/2013 Chaptered by Secretary of State. Chapter No. 192

**CA AB 1393**

**AUTHOR:** Perea [D]
**TITLE:** Safe Drinking Water State Revolving Fund
**FISCAL COMMITTEE:** yes
**URGENCY CLAUSE:** no
**INTRODUCED:** 03/04/2013
**LAST AMEND:** 09/06/2013
**DISPOSITION:** Pending
**LOCATION:** Senate Rules Committee

SUMMARY:
Transfers the administration of the Safe Drinking Water State Revolving Fund and the related grant and loan program for construction of public water systems to the State Water Resources Council.

**STATUS:**
- 09/09/2013: In SENATE. Read second time. To third reading.
- 09/09/2013: Re-referred to SENATE Committee on RULES.

**CA AB 1427**
- **AUTHOR:** Local Government Cmt
- **TITLE:** Cortese-Knox-Hertzberg Local Government Reorganization
- **FISCAL COMMITTEE:** no
- **URGENCY CLAUSE:** no
- **INTRODUCED:** 04/01/2013
- **ENACTED:** 08/12/2013
- **DISPOSITION:** Enacted
- **LOCATION:** Chaptered
- **CHAPTER:** 87
- **SUMMARY:** Amends the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 that defines an independent district or independent special district. Provides the definition excludes districts with specified membership. Relates to district members residing within the county of the district. Regards district annexation or reorganization to any city in Santa Clara County. Revises provisions regarding district merger elections. Relates to district formation protest hearings.

**STATUS:**
- 08/12/2013: Signed by GOVERNOR.
- 08/12/2013: Chaptered by Secretary of State. Chapter No. 87

**CA AB 1445**
- **AUTHOR:** Logue [R]
- **TITLE:** Water Infrastructure Act of 2014
- **FISCAL COMMITTEE:** yes
- **URGENCY CLAUSE:** yes
- **INTRODUCED:** 01/06/2014
- **LAST AMEND:** 02/14/2014
- **DISPOSITION:** Pending
- **LOCATION:** Assembly Water, Parks and Wildlife Committee
- **SUMMARY:** Repeals the provisions that would create the Safe, Clean, and Reliable Drinking Water Supply Act of 2012. Enacts the State Water Infrastructure Act of 2014. Authorizes the issuance of bonds in a specified amount to finance a public benefit associated with water storage and water quality improvement projects.

**STATUS:**
- 02/14/2014: To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.
- 02/14/2014: From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE with author’s amendments.
- 02/14/2014: In ASSEMBLY. Read second time and amended. Re-referred to Committee on WATER, PARKS AND WILDLIFE.

**Commentary:**
SDCWA Position: Oppose unless amended (2-27-14)

**CA AB 1636**
- **AUTHOR:** Brown [D]
- **TITLE:** Water Conservation
<table>
<thead>
<tr>
<th>BILL NUMBER</th>
<th>AUTHOR</th>
<th>TITLE</th>
<th>INTRODUCED</th>
<th>DISPOSITION</th>
<th>LOCATION</th>
<th>SUMMARY</th>
<th>STATUS</th>
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<tbody>
<tr>
<td>CA AB 1671</td>
<td>Frazier [D]</td>
<td>Sacramento-San Joaquin Delta: Water Conveyance System</td>
<td>02/12/2014</td>
<td>Pending</td>
<td>Assembly Water, Parks and Wildlife Committee</td>
<td>Prohibits the Department of Water Resources from constructing water facilities as part of a specified water conveyance system unless specifically authorized by the Legislature.</td>
<td>02/20/2014 To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.</td>
</tr>
<tr>
<td>CA AB 1674</td>
<td>Bigelow [R]</td>
<td>Safe, Clean, Reliable Drinking Water Supply Act of 2012</td>
<td>02/12/2014</td>
<td>Pending</td>
<td>ASSEMBLY</td>
<td>States the intent of the Legislature to enact legislation that would amend the Safe, Clean, and Reliable Drinking Water Supply Act of 2012.</td>
<td>02/12/2014 INTRODUCED.</td>
</tr>
<tr>
<td>CA AB 1731</td>
<td>Perea [D]</td>
<td>Integrated Regional Water Management Plans: Funding</td>
<td>02/14/2014</td>
<td>Pending</td>
<td>Assembly Water, Parks and Wildlife Committee</td>
<td>Requires, in each integrated regional water management region, that not less than a specified percentage of any funding for integrated regional water management planning purposes be used to facilitate and support the participation of disadvantaged communities in integrated regional water management planning and for projects that address critical water supply or water quality needs for disadvantaged communities.</td>
<td>03/03/2014 To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.</td>
</tr>
<tr>
<td>CA AB 1739</td>
<td>Dickinson [D]</td>
<td></td>
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<td>02/12/2014 INTRODUCED.</td>
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</tbody>
</table>
TITLE: Groundwater Basin Management: Sustainability
INTRODUCED: 02/14/2014
DISPOSITION: Pending
LOCATION: Assembly Water, Parks and Wildlife Committee
SUMMARY: Requires the State Water Resources Control Board, in consultation with the Department of Water Resources, to develop thresholds for the sustainable management of the priority groundwater basins.

STATUS: 02/27/2014 To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.

CA AB 1874

AUTHOR: Gonzalez [D]
TITLE: Integrated Regional Water Management Plans: Funding
INTRODUCED: 02/19/2014
DISPOSITION: Pending
LOCATION: Assembly Water, Parks and Wildlife Committee
SUMMARY: Requires the Department of Water Resources to develop a streamlined application process for the funding of regional projects and programs. Requires the Department to promptly review and pay invoices associated with grants for regional projects and programs.

STATUS: 02/27/2014 To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.
Commentary: SDCWA Position: Sponsor

CA AB 1933

AUTHOR: Levine [D]
TITLE: Local Government: Investments
INTRODUCED: 02/19/2014
DISPOSITION: Pending
LOCATION: Assembly Local Government Committee
SUMMARY: Authorizes the legislative body of a local agency to also invest in United States dollar denominated senior unsecured unsubordinated obligations issued or unconditionally guaranteed by certain banks. Requires these investments to be rated AA or better and to not exceed 30% of the agency's moneys that may be invested.

STATUS: 03/03/2014 To ASSEMBLY Committees on LOCAL GOVERNMENT and BANKING AND FINANCE.

CA AB 1961

AUTHOR: Eggman [D]
TITLE: Land Use: Planning: Sustainable Farmland Strategy
INTRODUCED: 02/19/2014
DISPOSITION: Pending
LOCATION: Assembly Local Government Committee
SUMMARY: Requires each county with significant agricultural land resources to also develop a sustainable farmland strategy. Requires the Sustainable Farmland Strategy to include, among other things, a map and inventory of all agriculturally zoned land within the county, a description of the goals, strategies, and related policies and ordinances.

STATUS:
03/03/2014 To ASSEMBLY Committees on LOCAL GOVERNMENT and AGRICULTURE.

CA AB 1983

AUTHOR: Gray [D]
TITLE: Water Meters: Multiunit Structures
INTRODUCED: 02/19/2014
DISPOSITION: Pending
LOCATION: Assembly Housing and Community Development Committee
SUMMARY: Authorizes the owner or operator of a building containing residential units to install equipment to determine or use an economic allocation methodology to approximate the quantity of water that is provided to the tenants and used in the common areas of that building and to charge tenants separately for water and wastewater service based on usage as determined through the use of that equipment or allocation methodology if certain requirements are met.

STATUS: 03/03/2014 To ASSEMBLY Committees on HOUSING AND COMMUNITY DEVELOPMENT and WATER, PARKS AND WILDLIFE.

CA AB 2023

AUTHOR: Wagner [R]
TITLE: Eminent Domain: Compensation: Loss of Goodwill
INTRODUCED: 02/20/2014
DISPOSITION: Pending
LOCATION: Assembly Judiciary Committee
SUMMARY: Amends existing law that provides that an owner of property taken by eminent domain is entitled to compensation for loss of goodwill. Requires that an owner additionally prove that goodwill existed before the taking.

STATUS: 03/03/2014 To ASSEMBLY Committee on JUDICIARY.

CA AB 2040

AUTHOR: Garcia [D]
TITLE: Public Official Compensation
INTRODUCED: 02/20/2014
DISPOSITION: Pending
LOCATION: Assembly Local Government Committee
SUMMARY: Requires a local agency to report to the controller the annual compensation of its public officials, including, but not limited to, separately listing the name of each public official and his or her monthly salary.

STATUS: 03/03/2014 To ASSEMBLY Committee on LOCAL GOVERNMENT.

CA AB 2043

AUTHOR: Bigelow [R]
TITLE: Safe Clean and Reliable Drinking Water Supply Act
INTRODUCED: 02/20/2014
DISPOSITION: Pending
LOCATION: Assembly Water, Parks and Wildlife Committee
SUMMARY: Enacts the Safe, Clean, and Reliable Water Supply Act of 2014, which, if adopted by votes, would authorize the issuance of bonds to finance a safe drinking water and water supply reliability program.

STATUS:
03/06/2014  To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.

CA AB 2067

**AUTHOR:** Weber [D]  
**TITLE:** Urban Water Management Plans  
**FISCAL COMMITTEE:** yes  
**URGENCY CLAUSE:** no  
**INTRODUCED:** 02/20/2014  
**DISPOSITION:** Pending  
**LOCATION:** Assembly Water, Parks and Wildlife Committee  

**SUMMARY:** Requires an urban retail water supplier and an urban wholesale water supplier to provide narratives describing the supplier's water demand management measures. Requires the narrative to address the nature and extent of each water demand management measure implemented to describe the water demand management measures that the supplier plans to implement.  

**STATUS:**
03/03/2014  To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.  

**Commentary:**  
SDCWA Position: Sponsor

CA AB 2071

**AUTHOR:** Levine [D]  
**TITLE:** Recycled Water to Pasture Animals  
**FISCAL COMMITTEE:** yes  
**URGENCY CLAUSE:** no  
**INTRODUCED:** 02/20/2014  
**DISPOSITION:** Pending  
**LOCATION:** Assembly Water, Parks and Wildlife Committee  

**SUMMARY:** Requires the State Department of Public Health to approve the use of tertiary treated recycled water for the purpose of providing water to pasture animals, unless the department determines that this use would harm public health.  

**STATUS:**
03/03/2014  To ASSEMBLY Committees on WATER, PARKS AND WILDLIFE and ENVIRONMENTAL SAFETY AND TOXIC MATERIALS.

CA AB 2100

**AUTHOR:** Campos [D]  
**TITLE:** Common Interest Developments  
**INTRODUCED:** 02/20/2014  
**DISPOSITION:** Pending  
**LOCATION:** Assembly Housing and Community Development Committee  

**SUMMARY:** Prohibits a common interest development city, county, or city and county from imposing a fine or assessment on separate interest owners for yard maintenance issues related to under-watered plants and lawns during any period for which the Governor has declared a state of emergency due to drought.  

**STATUS:**
03/03/2014  To ASSEMBLY Committees on HOUSING AND COMMUNITY DEVELOPMENT and LOCAL GOVERNMENT.

CA AB 2104

**AUTHOR:** Gonzalez [D]  
**TITLE:** Common Interest Developments: Water Efficient Landscapes
INTRODUCED: 02/20/2014
DISPOSITION: Pending
LOCATION: Assembly Housing and Community Development Committee
SUMMARY:
Relates to the Davis-Stirling Common Interest Development Act. Provides that governing documents shall include architectural or landscaping guidelines or policies and decisions by the board of directors applicable to a specific homeowner. Applies these provisions to a prohibition on the replacement of existing turf with low water-using plants.
STATUS:
03/06/2014 To ASSEMBLY Committee on HOUSING AND COMMUNITY DEVELOPMENT.

CA AB 2126
AUTHOR: Bonta [D]
TITLE: Meyers Milias Brown Act Mediation
INTRODUCED: 02/20/2014
DISPOSITION: Pending
LOCATION: Assembly Public Employees, Retirement and Social Security Committee
SUMMARY:
Amends the Meyers-Millas-Brown Act which requires the governing body of a local public agency to meet and confer in good faith regarding wages, hours, and other terms and conditions of employment with representatives of a recognized employee organization. Permits either party to request mediation and would require the parties to agree upon a mediator.
STATUS:
03/06/2014 To ASSEMBLY Committee on PUBLIC EMPLOYEES, RETIREMENT AND SOCIAL SECURITY.

CA AB 2156
AUTHOR: Achadjian [R]
TITLE: Local Agency Formation Commissions Studies
INTRODUCED: 02/20/2014
DISPOSITION: Pending
LOCATION: Assembly Local Government Committee
SUMMARY:
Includes joint powers agencies and joint powers authorities among the entities from which a local agency formation commission is authorized to request land use information, studies, and plans, for purposes of conducting the studies.
STATUS:
03/06/2014 To ASSEMBLY Committee on LOCAL GOVERNMENT.

CA AB 2170
AUTHOR: Mullin [D]
TITLE: Joint powers Authorities: Common Powers
INTRODUCED: 02/20/2014
DISPOSITION: Pending
LOCATION: Assembly Local Government Committee
SUMMARY:
Provides that parties involved in a joint powers authority agreement may exercise any power common to the contracting parties, including, but not limited to, the authority to levy a fee or tax.
STATUS:
03/06/2014 To ASSEMBLY Committee on LOCAL GOVERNMENT.
CA AB 2193  
**AUTHOR:** Gordon [D]  
**TITLE:** Habitat Restoration and Enhancement Act  
**FISCAL COMMITTEE:** yes  
**URGENCY CLAUSE:** no  
**INTRODUCED:** 02/20/2014  
**DISPOSITION:** Pending  
**LOCATION:** Assembly Water, Parks and Wildlife Committee  
**SUMMARY:** 
Enacts the Habitat Restoration and Enhancement Act and related fund. Authorizes the Department of Fish and Wildlife to schedule fees for projects, based on the cost of a project, sufficient to recover all reasonable administrative and implementation costs but not to exceed fees adopted by the department for standard lake or streambed alteration agreements for projects of comparable cost.  
**STATUS:** 03/06/2014 To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.

CA AB 2269  
**AUTHOR:** Bigelow [R]  
**TITLE:** Integrated Regional Water Management Planning  
**INTRODUCED:** 02/21/2014  
**DISPOSITION:** Pending  
**LOCATION:** ASSEMBLY  
**SUMMARY:** 
Makes a technical, nonsubstantive change to existing law that authorizes a regional water management group to prepare and adopt an integrated regional water management plan.  
**STATUS:** 02/21/2014 INTRODUCED.

CA AB 2282  
**AUTHOR:** Gatto [D]  
**TITLE:** Building Standards: Recycled Water Infrastructure  
**INTRODUCED:** 02/21/2014  
**DISPOSITION:** Pending  
**LOCATION:** Assembly Housing and Community Development Committee  
**SUMMARY:** 
Requires the Department of Housing and Community Development to conduct research to assist in the development of and to propose adoption, amendment or repeal by the California Building Standards Commission of mandatory building standards for the installation of future recycled water infrastructure for single-family and multifamily residential buildings.  
**STATUS:** 03/06/2014 To ASSEMBLY Committees on HOUSING AND COMMUNITY DEVELOPMENT and BUSINESS, PROFESSIONS AND CONSUMER PROTECTION.

CA AB 2403  
**AUTHOR:** Rendon [D]  
**TITLE:** Local Government: Assessments, fees, and charges  
**INTRODUCED:** 02/21/2014  
**DISPOSITION:** Pending  
**LOCATION:** Assembly Local Government Committee  
**SUMMARY:** 
Provides that provisions of the California Constitution generally require that assessments, fees, and charges be submitted to property owners for approval.
or rejection after the provisions of written notice and the holding of a public hearing. Modifies the definition of water to specifically include recycled water and stormwater intended for water service.

**STATUS:**
03/10/2014 To ASSEMBLY Committee on LOCAL GOVERNMENT.

**CA AB 2417**

**AUTHOR:** Nazarian [D]

**TITLE:** Environmental Quality

**INTRODUCED:** 02/21/2014

**DISPOSITION:** Pending

**LOCATION:** ASSEMBLY

**SUMMARY:** Makes technical, nonsubstantive changes to the California Environmental Quality Act that makes various legislative findings regarding environmental quality.

**STATUS:**
02/21/2014 INTRODUCED.

**CA AB 2420**

**AUTHOR:** Nazarian [D]

**TITLE:** Well Stimulation Treatments: Local Prohibition

**INTRODUCED:** 02/21/2014

**DISPOSITION:** Pending

**LOCATION:** Assembly Local Government Committee

**SUMMARY:** Authorizes a city or county to adopt and enforce a local ordinance prohibiting well stimulation treatments.

**STATUS:**
03/10/2014 To ASSEMBLY Committees on LOCAL GOVERNMENT and NATURAL RESOURCES.

**CA AB 2446**

**AUTHOR:** Waldron [R]

**TITLE:** Recycled Water: Recycling Criteria

**INTRODUCED:** 02/21/2014

**DISPOSITION:** Pending

**LOCATION:** ASSEMBLY

**SUMMARY:** Makes technical, nonsubstantive changes to the Porter-Cologne Water Quality Control Act that requires the State Department of Public Health to establish uniform statewide recycling criteria for each varying type of use of recycled water if the use involves the protection of public health.

**STATUS:**
02/21/2014 INTRODUCED.

**CA AB 2451**

**AUTHOR:** Daly [D]

**TITLE:** Weights and Measures: Water Submeters

**INTRODUCED:** 02/21/2014

**DISPOSITION:** Pending

**LOCATION:** Assembly Local Government Committee

**SUMMARY:** Requires a county sealer, upon request of a service agent, to test and certify the accuracy of a water submeter within the county in which the county sealer operates. Requires a sealer to return an incorrect water submeter, which is not susceptible of repair, to the appropriate service agent, and to mark the water
submeter with a tag or other device with the words Out Of Order.

**STATUS:**

03/10/2014  To ASSEMBLY Committee on LOCAL GOVERNMENT.

**CA AB 2463**  
**AUTHOR:** Dickinson [D]  
**TITLE:** Delta Plan: Bay Delta Conservation Plan: Hearings  
**INTRODUCED:** 02/21/2014  
**DISPOSITION:** Pending  
**LOCATION:** ASSEMBLY  

**SUMMARY:**  
Amends existing law, the Sacramento San Joaquin Delta Reform Act of 2009 that establishes the Delta Stewardship Council. Requires the council to have at least 5 public hearings concerning the incorporation of the Bay Delta Conservation Plan into the Delta Plan if the Department of Fish and Wildlife approves the Bay Delta Conversation Plan as a natural community conservation plan.

**STATUS:**  
02/21/2014  INTRODUCED.

**CA AB 2619**  
**AUTHOR:** Gaines B [R]  
**TITLE:** Groundwater Monitoring  
**INTRODUCED:** 02/21/2014  
**DISPOSITION:** Pending  
**LOCATION:** ASSEMBLY  

**SUMMARY:**  
Makes a technical, nonsubstantive change to existing law that establishes a groundwater monitoring program, in accordance with prescribed procedures, and requires the Department of Water Resources to work cooperatively with each monitoring entity to determine the manner in which groundwater elevation information should be reported to the department.

**STATUS:**  
02/21/2014  INTRODUCED.

**CA AB 2636**  
**AUTHOR:** Gatto [D]  
**TITLE:** CalConserve Water Use Efficiency Revolving Fund  
**INTRODUCED:** 02/21/2014  
**DISPOSITION:** Pending  
**LOCATION:** ASSEMBLY  

**SUMMARY:**  
Establishes the CalConserve Water Use Efficiency Revolving Fund administered by the Department of Water Resources for the purpose of water use efficiency projects.

**STATUS:**  
02/21/2014  INTRODUCED.

**CA AB 2686**  
**AUTHOR:** Perea [D]  
**TITLE:** Clean, Safe, and Reliable Water Supply Act of 2014  
**INTRODUCED:** 02/21/2014  
**DISPOSITION:** Pending  
**LOCATION:** ASSEMBLY  

**SUMMARY:**  
Repeals the Safe, Clean, and Reliable Drinking Water Supply Act of 2012. Enacts the Clean, Safe, and Reliable Water Supply Act of 2014, which, if
adopted by the votes, would authorize the issuance of bonds to finance a clean, safe, and reliable water supply program. Provides for the submission of the bond act to the voters at a statewide general election.

STATUS:
02/21/2014 INTRODUCED.

CA AB 2701

AUTHOR: Gonzalez [D]
TITLE: Groundwater Basins: Investigation and Report
INTRODUCED: 02/21/2014
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:
Makes a technical, nonsubstantive change to existing law that requires the Department of Water Resources, in conjunction with other public agencies, to conduct an investigation of the state's groundwater basins and to report its findings to the Governor and the Legislature.

STATUS:
02/21/2014 INTRODUCED.

CA ACA 8

AUTHOR: Blumenfield [D]
TITLE: Local Government Financing: Voter Approval
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/13/2013
LAST AMEND: 04/04/2013
DISPOSITION: Pending
LOCATION: Senate Governance and Finance Committee
SUMMARY:
Proposes an amendment to the Constitution to create an additional exception to the 1% limit for an ad valorem tax rate imposed by a city, county, city and county, or special district, to service bonded indebtedness incurred to fund specified public improvements and facilities, or buildings used primarily to provide sheriff, police, or fire protection services, that is approved by 55% of the voters of the city, county, city and county, or special district.

STATUS:
06/27/2013 To SENATE Committees on GOVERNANCE AND FINANCE and ELECTIONS AND CONSTITUTIONAL AMENDMENTS.

CA AJR 4

AUTHOR: Hueso [D]
TITLE: The United States-Mexico Border
INTRODUCED: 01/14/2013
ENACTED: 05/01/2013
DISPOSITION: Adopted
LOCATION: Chaptered
CHAPTER: 24
SUMMARY:
Urges the federal government, including the Department of Homeland Security and the General Services Administration, to fund necessary improvements at the San Ysidro, Calexico, and Otay Mesa Ports of Entry.

STATUS:
05/01/2013 Chaptered by Secretary of State.
05/01/2013 Resolution Chapter No. 24
CA SB 4

AUTHOR: Pavley [D]
TITLE: Oil and Gas: Well Stimulation
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 12/03/2012
ENACTED: 09/20/2013
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 313
SUMMARY:

Requires an independent scientific study on well stimulation treatments, including acid well stimulation and hydraulic fracturing treatment. Requires a well operator to record all data on such treatments, and to apply for a permit prior to performing any treatments. Requires the fracturing to be completed by a specified date. Requires prior notification of stimulation. Requires disclosure of the treatment fluids. Requires public notice and direct reporting to a web site. Requires a water management plan.

STATUS:
09/20/2013 To GOVERNOR.
09/20/2013 Signed by GOVERNOR.
09/20/2013 Chaptered by Secretary of State. Chapter No. 313

CA SB 7

AUTHOR: Steinberg [D]
TITLE: Public Works: Charter Cities
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 12/03/2012
ENACTED: 10/13/2013
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 794
SUMMARY:

Prohibits a charter city from receiving or using state funding or financial assistance for a construction project if the city has a charter provision or ordinance that authorizes a contractor to not comply with prevailing wage provisions on any public works contract. Prohibits state funding assistance for such projects for a specified period. Authorizes such assistance for a city with an ordinance requiring prevailing wages. Provides a minimum contract threshold for such requirement.

STATUS:
10/13/2013 Chaptered by Secretary of State. Chapter No. 794

CA SB 13

AUTHOR: Beall [D]
TITLE: Public Employees' Retirement Benefits
FISCAL COMMITTEE: no
URGENCY CLAUSE: yes
INTRODUCED: 12/03/2012
ENACTED: 10/04/2013
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 528
SUMMARY:

Corrects an erroneous cross-reference in the Public Employees' Pension Reform
Act of 2013 regarding the Judges’ Retirement System I and II defined benefit formula adoption. Amends the act regarding employer defined benefit formulas to new safety members. Relates to contribution rates for defined pension plans. Repeals provisions regarding disability retirements. Relates to state miscellaneous or industrial members service credit. Relates to public employee bargaining rights.

STATUS:
10/04/2013 Signed by GOVERNOR.
10/04/2013 Chaptered by Secretary of State. Chapter No. 528

CA SB 24

AUTHOR: Walters [R]
TITLE: Public Employees’ Retirement: Benefit Plans
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 12/03/2012
DISPOSITION: Failed
LOCATION: SENATE
SUMMARY: Authorizes a local agency public employer or public retirement system that offers a defined benefit pension plan to offer a benefit formula with a lower benefit factor at normal retirement age and that results in a lower normal cost than the benefit formulas that are currently required, for purposes of addressing a fiscal necessity.

STATUS:
02/03/2014 In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

CA SB 33

AUTHOR: Wolk [D]
TITLE: Infrastructure Financing Districts: Voter Approval
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 12/03/2012
LAST AMEND: 08/26/2013
DISPOSITION: Pending
FILE: A-13
LOCATION: Assembly Inactive File
SUMMARY: Revises provisions governing infrastructure financing districts. Eliminates the requirement of voter approval for creation of the district and for bond issuance, and authorizes the legislative body to create the district subject to specified procedures. Authorizes the creation of such district subject to specified procedures. Authorizes a district to finance specified actions and project. Prohibits financing until a certain requirement is met. Prohibits assistance to a vehicle dealer or big box retailer.

STATUS:
09/11/2013 In ASSEMBLY. To Inactive File.

CA SB 36

AUTHOR: Hueso [D]
TITLE: Internet: Workers’ Compensation Insurers: Data
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 12/04/2012
VETOED: 10/13/2013
Requires the Department of Insurance to include on its Internet Web site a dedicated Internet Web page that includes workers' compensation data, statistics, and reports covering insurers. Requires the department to only use data already collected by the department or the Department of Industrial Relations. Authorizes the Department to provide on its Web site links to relevant information on other Internet Web sites.

**STATUS:**

10/13/2013 Vetoed by GOVERNOR.

**CA SB 39**

**AUTHOR:** De Leon [D]

**TITLE:** Local Agencies: Public Officers: Claims and Liability

**FISCAL COMMITTEE:**

no

**URGENCY CLAUSE:**

yes

**INTRODUCED:** 12/05/2012

**ENACTED:** 10/12/2013

**DISPOSITION:**

Enacted

**LOCATION:** Chaptered

**CHAPTER:** 775

**SUMMARY:**

Requires the forfeiture of a contractual, common law, constitutional, or statutory claim against a local public agency employer to retirement or pension rights or benefits by a local public officer who exercised discretionary authority and who was convicted of a felony for conduct arising out of, or in the performance of, his or her official duties.

**STATUS:**

10/12/2013 Chaptered by Secretary of State. Chapter No. 775

**CA SB 40**

**AUTHOR:** Pavley [D]

**TITLE:** Safe, Clean, and Reliable Drinking Water Supply Act

**FISCAL COMMITTEE:**

Safe, Clean, and Reliable Drinking Water Supply Act

no

**URGENCY CLAUSE:**

no

**INTRODUCED:** 12/10/2012

**LAST AMEND:** 01/06/2014

**DISPOSITION:**

Failed

**LOCATION:** SENATE

**SUMMARY:**

Changes the name of the Safe, Clean, and Reliable Drinking Water Supply Act of 2012 to the Safe, Clean, and Reliable Drinking Water Supply Act of 2014. Declares the intent of the Legislature to amend the act for the purpose of reducing and potentially refo...cusing the bond.

**STATUS:**

02/03/2014 In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

**CA SB 42**

**AUTHOR:** Wolk [D]

**TITLE:** Safe Drinking Water, Water Quality, Flood Protection

**FISCAL COMMITTEE:**

Safe Drinking Water, Water Quality, Flood Protection

yes

**URGENCY CLAUSE:**

yes

**INTRODUCED:** 12/11/2012

**LAST AMEND:** 09/11/2013
Enacts the Safe Drinking Water, Water Quality, and Flood Protection Act of 2014, which, if adopted by the voters, would authorize the issuance of bonds in a specified amount pursuant to the State General Obligation Bond Law to finance a safe drinking water, water quality, and flood protection program.

STATUS:
02/03/2014 In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

CA SB 96

AUTHOR: Budget and Fiscal Review Cmt
TITLE: Budget Act of 2013: Public Resources
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 01/10/2013
ENACTED: 09/26/2013
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 356
SUMMARY:
Relates to cigarette and tobacco tax funds for natural areas and ecological reserves, funds for managing state lands wildlife restoration, hazardous waste facilities fees, hazardous waste storage fees, school bus retrofit funding, fire emergency reporting, beverage container recycling centers, electricity charge for research and development, clean energy bonds and funding, carpet and paint stewardships, environmental education, electric grid security, utility violation fines, and hydroelectric power.

STATUS:
09/26/2013 Signed by GOVERNOR.
09/26/2013 Chaptered by Secretary of State. Chapter No. 356

CA SB 123

AUTHOR: Corbett [D]
TITLE: Environmental and Land-Use Court
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 01/18/2013
LAST AMEND: 05/02/2013
DISPOSITION: Failed
LOCATION: SENATE
SUMMARY:
Requires the Judicial Council to direct the creation of an environmental and land-use division within the Superior Courts selected by the Council to process civil proceedings brought pursuant to the California Environmental Quality Act or in specified subject areas, including air quality, biological resources, climate change, hazards and hazardous materials, land use planning, and water quality. Increases the fees for environmental license plates with revenue for the environmental and land use court.

STATUS:
02/03/2014 In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

CA SB 135

AUTHOR: Padilla [D]
Requires the Office of Emergency Services to develop a comprehensive statewide earthquake warning system in the state through a public-private partnership. Requires the system to include certain features, including the installation of field sensors. Requires an approval mechanism to review compliance with earthquake early warning standards. Requires identification of funding sources. Prohibits expenditure of General Fund funds to establish the system.

STATUS:
09/24/2013 Signed by GOVERNOR.
09/24/2013 Chaptered by Secretary of State. Chapter No. 342

CA SB 167

Makes technical, nonsubstantive changes to provisions of the California Environmental Quality Act that requires a lead agency to prepare an environmental impact report on a project that it proposes to carry out that may have a significant effect on the environment.

STATUS:
02/03/2014 In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

CA SB 171

Specifies that the Coachella Valley Water District is authorized to raise funds by special assessment or by adopting prescribed property related fees and charges.

STATUS:
08/16/2013 Signed by GOVERNOR.
08/16/2013 Chaptered by Secretary of State. Chapter No. 119

CA SB 184
Local Government: Omnibus Bill

FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/06/2013
ENACTED: 09/06/2013
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 210

SUMMARY:
Relates to the procedures governing the offering of subdivided lands for sale or lease, the definition of family member and domestic partner under the Public Cemetery District Law, the provisions of law regarding the abuse of public office or position to include bribery of a Member of the Legislature, subdivision map provisions, facsimile signatures and the county recorder, historical property use contracts recording, the Baldwin Hill Conservancy, and the Ventura County Resource Conservation District.

STATUS:
09/06/2013 Signed by GOVERNOR.
09/06/2013 Chaptered by Secretary of State. Chapter No. 210

Beall [D]

Public Employee Benefits

FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/11/2013
ENACTED: 10/12/2013
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 778

SUMMARY:
Amends the Public Employees' Retirement System (PERS). Relates to reimbursing employing agency for paying employee board member that is attending PERS board meeting, investments, benefit payment reporting and the definition of employee. Relates to the approval process for a contracting agency to obtain a health benefit plan, the designation of a beneficiary, and the Highway Patrol Commissioner retirement age requirement. Authorizes recorded member account telephone communications regulations.

STATUS:
10/12/2013 Chaptered by Secretary of State. Chapter No. 778

Fuller [R]

Bighorn-Desert View Water Agency

FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/12/2013
ENACTED: 09/24/2013
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 343

SUMMARY:
Makes conforming changes related to the consolidated Bighorn-Desert View Water Agency District. Repeals provisions under which the consolidation was completed. Specifies procedures for the repayment of bonded indebtedness.
incurred prior to consolidation. Eliminates the misdemeanor for violations or ordinances. Makes a violation of certain regulations an infraction instead of a misdemeanor. Requires a budget. Relates to meetings and writings of public agencies and officials. Relates to posting limitations.

STATUS:
09/24/2013 Signed by GOVERNOR.
09/24/2013 Chaptered by Secretary of State.  Chapter No. 343

CA SB 322

AUTHOR: Hueso [D]  
TITLE: Water Recycling  
FISCAL COMMITTEE: yes  
URGENCY CLAUSE: no  
INTRODUCED: 02/19/2013  
ENACTED: 10/08/2013  
DISPOSITION: Enacted  
LOCATION: Chaptered  
CHAPTER: 637  
SUMMARY: Requires the State Department of Public Health to investigate the feasibility of developing uniform water recycling criteria for direct potable reuse. Requires the department to convene a panel to establish regulatory criteria for such reuse. Requires the panel to include a limnologist. Requires convening of a related advisory group, task force, or other group. Authorizes the department to contract with a public university or other research institution. Authorizes acceptance of funds from nonstate sources.

STATUS:
10/08/2013 Signed by GOVERNOR.
10/08/2013 Chaptered by Secretary of State.  Chapter No. 637

NOTES: SDCWA Position: Sponsor  (started in the Assembly as AB 613)

CA SB 387

AUTHOR: Wright [D]  
TITLE: Coastal Resources: Once-Through Cooling  
FISCAL COMMITTEE: yes  
URGENCY CLAUSE: no  
INTRODUCED: 02/20/2013  
DISPOSITION: Failed  
LOCATION: SENATE  
SUMMARY: Requires State Water Resources Control Board to authorize the process of once-through cooling on existing powerplant facilities to the extent allowable by federal laws, including any federal regulations adopted by the United States Environmental Protection Agency.

STATUS:
02/03/2014 In SENATE.  Returned to Secretary of Senate pursuant to Joint Rule 56.

CA SB 395

AUTHOR: Jackson [D]  
TITLE: Hazardous Waste: Wells  
FISCAL COMMITTEE: yes  
URGENCY CLAUSE: no  
INTRODUCED: 02/20/2013  
LAST AMEND: 05/28/2013
Amends part of the Hazardous Waste Control Law that prohibits a person from discharging hazardous waste into an injection well unless certain conditions are met and imposes other requirements upon the operator of such well and defines injection for these purposes as excluding wells regulated by the Division of Oil and Gas. Deletes the exclusion of those regulated wells from the definition of injection well. Requires testing of the waste. Specifies that oil field waste does not include hazardous waste.

**CA SB 425**

**AUTHOR:** DeSaulnier [D]

**TITLE:** Public Works: the Public Works Peer Review Act of 2013

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/21/2013

**ENACTED:** 09/06/2013

**DISPOSITION:** Enacted

**LOCATION:** Chaptered

**CHAPTER:** 252

**SUMMARY:** Allows a public agency, principally tasked with administering, planning, developing, and operating a public works project, to establish a specified peer review group. Requires the administering agency, if a peer group is established, to draft a charter, published on the agency’s Internet Web site, related to the duties of the peer review group.

**STATUS:**

09/06/2013 Signed by GOVERNOR.

09/06/2013 Chaptered by Secretary of State. Chapter No. 252

SDCWA Position: Watch (3-28-2013)

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Amends the law that establishes the San Gabriel Basin Water Quality Authority Act. Extends the date of repeal of the Act.

**STATUS:**

09/06/2013 Signed by GOVERNOR.

09/06/2013 Chaptered by Secretary of State. Chapter No. 214

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**CA SB 449**

**AUTHOR:** Galgiani [D]

**TITLE:** Local Water Supply Programs or Projects: Funding

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:**

**ENACTED:**

**DISPOSITION:**

**LOCATION:**

**CHAPTER:**

**SUMMARY:**

**STATUS:**

09/06/2013 Signed by GOVERNOR.

09/06/2013 Chaptered by Secretary of State. Chapter No. 214

Page 179 of 255
Requires the Department of Water Resources to conduct a statewide inventory of local regional water supply projects and post specified results of the inventory on the Department’s Internet Web site.

CA SB 474

Author: Nielsen [R]
Title: Appropriation of Water: Sewerage Commission Oroville
Fiscal Committee: Yes
Urgency Clause: No
Introduced: 02/21/2013
Disposition: Failed
Location: Senate
Summary: Authorizes the Sewerage Commission Oroville to file an application for a permit to appropriate a specified amount of water that is based on the volume of treated wastewater that it discharges into the Feather River. Authorizes the State Water Resources Control Board to grant a permit to appropriate that treated wastewater upon terms and conditions determined by the Board. Requires the Board to comply with permit, approval, and review requirements and other laws applicable to the appropriation of water.

CA SB 481

Author: Huff [R]
Title: California Public Employees Pension Reform Act of 2013
Fiscal Committee: No
Urgency Clause: No
Introduced: 02/21/2013
Disposition: Failed
Location: Senate
Summary: Makes a nonsubstantive change to the California Public Employees' Pension Reform Act of 2013.

CA SB 489

Author: Fuller [R]
Title: Water Corporations: Sewer System Corporations
Fiscal Committee: Yes
Urgency Clause: No
Introduced: 02/21/2013
Last Amend: 04/02/2013
Disposition: Failed
Location: Senate
Summary: Requires the Board to comply with permit, approval, and review requirements and other laws applicable to the appropriation of water.
SUMMARY:
Relates to water corporations and sewer system corporations. Authorizes the Public Utilities Commission to appoint, as an alternative to the appointment of a receiver, another water or sewer system corporation, or other qualified entity, to serve as the interim operator of the corporation providing inadequate service. Requires the commission to issue decisions and orders necessary for the interim entity to abate any danger to the public and to provide adequate service to the customers.

STATUS:
02/03/2014 In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

CA SB 497
 AUTHOR: Walters [R]
 TITLE: California Global Warming Solutions Act of 2006: Fees
 FISCAL COMMITTEE: yes
 URGENCY CLAUSE: no
 INTRODUCED: 02/21/2013
 LAST AMEND: 04/15/2013
 DISPOSITION: Failed
 LOCATION: SENATE
 SUMMARY:
Amends the California Global Warming Solutions Act of 2006. Requires the State Air Resources Board to freely allocate greenhouse emissions allowances to the California State University, University of California and private colleges and universities for purposes of any market-based compliance mechanism adopted by the board.

STATUS:
02/03/2014 In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

CA SB 548
 AUTHOR: Roth [D]
 TITLE: Public Utilities: Renewables Portfolio Standard
 FISCAL COMMITTEE: yes
 URGENCY CLAUSE: no
 INTRODUCED: 02/22/2013
 DISPOSITION: Failed
 LOCATION: SENATE
 SUMMARY:
Provides that for certain publicly owned electric utilities that provide electricity to retail end-use consumers, electricity products from eligible renewable energy resources may be used for compliance with the portfolio content requirements.

STATUS:
02/03/2014 In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

CA SB 553
 AUTHOR: Yee [D]
 TITLE: Local Government: Assessment: Elections Procedures
 FISCAL COMMITTEE: yes
 URGENCY CLAUSE: no
 INTRODUCED: 02/22/2013
 ENACTED: 09/06/2013
 DISPOSITION: Enacted
 LOCATION: Chaptered
Relates to property assessments and fees. Requires, where a proposed fee or charge is submitted to the registered voters residing in the affected area for approval, a county elections official shall conduct that election. Requires specific procedures for submission of a proposed fee or charge for approval by a vote of the subject property owners. Provides for procedures regarding the form and tabulation of ballots.

STATUS:
09/06/2013 Signed by GOVERNOR.
09/06/2013 Chaptered by Secretary of State. Chapter No. 215

CA SB 556

AUTHOR: Corbett [D]
TITLE: Agency: Ostensible: Nongovernmental Entities
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/22/2013
LAST AMEND: 09/04/2013
DISPOSITION: Pending
FILE: A-12
LOCATION: Assembly Inactive File

SUMMARY:
Relates to third person contracts and ostensible agencies. Prohibits a person, firm, corporation, or association that is a nongovernmental entity and contracts to perform labor or services relating to public health or safety for a public entity from displaying on a vehicle or uniform a logo that reasonably could be interpreted as implying the labor or services are being performed by employees of a public agency, unless the vehicle and uniform displays a specified disclosure.

STATUS:
09/11/2013 In ASSEMBLY. To Inactive File.

CA SB 591

AUTHOR: Cannella [R]
TITLE: Renewable Energy: Utilities: Hydroelectric Enforcement
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/22/2013
ENACTED: 10/03/2013
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 520
SUMMARY:
Amends the State Renewables Portfolio Standard Program. Provides that a local publicly owned electric utility is not required to procure additional eligible renewable energy resources in excess of specified levels, if it receives 50% or greater of its annual retail sales from its own hydroelectric generation meeting specified requirements.

STATUS:
10/03/2013 Signed by GOVERNOR.
10/03/2013 Chaptered by Secretary of State. Chapter No. 520

CA SB 608

AUTHOR: Wright [D]
TITLE: Adverse Possession: Public Entity Properties
Provides that a nonpublic entity has no right under the doctrine of adverse possession to possess, occupy, or own public property or claim a public property by adverse possession. Prohibits a public entity from selling real property or conveying a durable interest except by official action.

**STATUS:**
02/03/2014 In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

**CA SB 614**

**AUTHOR:** Wolk [D]

**TITLE:** Irrigation Districts: Directors

**FISCAL COMMITTEE:** no

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/22/2013

**LAST AMEND:** 08/06/2013

**DISPOSITION:** Pending

**LOCATION:** Assembly Local Government Committee

Amends the Irrigation District Law. Eliminates the circumstances in which a director of the board of an irrigation district may be exempt from the landownership requirement. Applies provisions that require a director to be a voter of the district and a resident of the division represented to the director on the board of such district receiving a majority of its operating and nonoperating revenue from sources service other than irrigation water sales, standby or availability charges, or reported assessments.

**STATUS:**
08/06/2013 From ASSEMBLY Committee on LOCAL GOVERNMENT with author's amendments.

08/06/2013 In ASSEMBLY. Read second time and amended. Re-referred to Committee on LOCAL GOVERNMENT.

**CA SB 617**

**AUTHOR:** Evans [D]

**TITLE:** California Environmental Quality Act

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/22/2013

**LAST AMEND:** 05/28/2013

**DISPOSITION:** Failed

**LOCATION:** SENATE

Amends various provisions of the California Environmental Quality Act. Requires that notices regarding environmental impact reports filed by lead agencies need to be filed with the Office of Planning and Research and the county clerk and posted by that clerk for public review. Provides additional duties regarding notices by the Office and the clerk. Requires a statement in the report regarding the placement of the project near natural hazards or adverse environment conditions. Repeals specified exemptions.

**STATUS:**
CA SB 620

AUTHOR: Wright [D]
TITLE: Water Replenishment Districts
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/22/2013
ENACTED: 10/08/2013
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 638
SUMMARY:
Amends the Water Replenishment District Act. Eliminates a requirement that a specified percentage of a district reserve fund be expended for water purchases. Provides that an operator of a water-producing facility is liable to a district for a specified financial penalty for failing to be registered with the district or to make specified reports. Requires a district to establish a budget advisory committee. Relates to the awarding of attorney's fees in related civil actions.
STATUS:
10/08/2013 Signed by GOVERNOR.
10/08/2013 Chaptered by Secretary of State. Chapter No. 638

CA SB 633

AUTHOR: Pavley [D]
TITLE: CEQA
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2013
LAST AMEND: 08/06/2013
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Amends the California Environmental Quality Act. Specifies, for purposes of new information exception to the prohibition on requiring a subsequent or supplement environmental impact report, that a specified exception applies if new information was not known and could not have been known by the lead or any responsible agency at the time the report was certified as complete. Authorizes the development of guidelines to exempt projects involving minor temporary uses of land and public gatherings.
STATUS:
08/06/2013 In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.

CA SB 658

AUTHOR: Correa [D]
TITLE: Orange County Water District Act
FISCAL COMMITTEE: no
URGENCY CLAUSE: yes
INTRODUCED: 02/22/2013
LAST AMEND: 05/15/2013
DISPOSITION: Failed
LOCATION: SENATE
SUMMARY:
Relates to the Orange County Water District Act that requires the person
causing or threatening to cause the contamination or pollution to the surface or groundwaters of the district to be liable to the district for reasonable costs actually incurred in cleaning up or containing the contamination or pollution, abating the effects of the contamination or pollution, or taking other remedial action. Makes that person also liable for costs in investigating the contamination and pollution.

STATUS:
02/06/2014 In SENATE. Died on file pursuant to Joint Rule 56.

CA SB 726

AUTHOR: Lara [D]
TITLE: California Global Warming Solutions Act of 2006
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2013
ENACTED: 09/28/2013
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 420
SUMMARY: Relates to greenhouse gases. Relates to the California Global Warming Solutions Act of 2006 and the use of market-based compliance mechanisms. Requires the State Air Resource Board to include information on all proposed expenditures and allocations of moneys to the Western Climate Initiative, Incorporated, in the Governor's Budget. Requires the Board to report on specified procurements. Requires compliance with open meetings and public records policies.

STATUS:
09/28/2013 Chaptered by Secretary of State. Chapter No. 420

CA SB 731

AUTHOR: Steinberg [D]
TITLE: Environment: California Environmental Quality Act
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2013
LAST AMEND: 09/09/2013
DISPOSITION: Pending
LOCATION: Assembly Second Reading File
SUMMARY: Relates to the State Environmental Quality Act. Provides that certain impacts of a residential, mixed-use, or employment center project within a transit priority area shall not be considered significant impacts. Requires guidelines for thresholds of significance for noise and transportation impacts to be made available. Requires preparation of environmental impact reports. Extends the tolling of time for judicial actions and mitigation measures. Relates to sustainable communities planning and grants.

STATUS:
09/11/2013 From ASSEMBLY Committee on LOCAL GOVERNMENT: Do pass as amended. (9-0)

CA SB 735

AUTHOR: Wolk [D]
TITLE: Sacramento-San Joaquin Delta Reform Act
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2013
Amends existing law that establishes the Delta Stewardship Council to create a Delta management plan. Authorizes prescribed local entities to enter into a memorandum of understanding or other written agreement with the council and the Department of Fish and Wildlife regarding multispecies conservation plans that describes how the parties would ensure that multispecies conservation plans that have been adopted or are under development are consistent with the Delta Plan.

CA SB 739
AUTHOR: Calderon R [D]
TITLE: Environmental Quality
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/22/2013
LAST AMEND: 08/08/2013
DISPOSITION: Pending
LOCATION: Assembly Water, Parks and Wildlife Committee
SUMMARY: Makes a technical, nonsubstantive change to the definition of local agency for the purposes of the California Environmental Quality Act.

CA SB 750
AUTHOR: Wolk [D]
TITLE: Building Standards: Water Meters: Multiunits
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/22/2013
LAST AMEND: 08/08/2013
DISPOSITION: Pending
LOCATION: Assembly Water, Parks and Wildlife Committee
SUMMARY: Requires a water purveyor providing water service to new multiunit residential or mixed use structures to require water measurement to each unit and to permit measurement to be by water meters or submeters. Requires submeters to comply with existing laws and regulations. Prohibits purveyor fees for submeters installed by the owner. Imposes certain requirements on landlords in related to the submetered water service. Relates to separate charge notification to tenant. Authorizes damages for violations.

CA SB 751
AUTHOR: Yee [D]
Amends the Ralph M. Brown Act that requires all meetings of the legislative body of a local agency to be open and public and prohibits that body from taking action by secret ballot, whether preliminary or final. Requires that the legislative body of a local agency to publicly report any action taken and the vote or abstention of that action of each member present for the action.

CA SB 754

Amends the California Environmental Quality Act. Authorizes a person meeting specified requirements to bring an action or proceeding to enforce the implementation of the mitigation measures specified in a reporting and monitoring program if a project applicant fails to implement those measures. Prohibits a project proponent to contract for, direct or prepare the initial study, environmental impact report or negative declaration. Prohibits the use of a prior EIR for specified purposes.

CA SB 765

Permits a public school supervisory peace officer employee to join or participate in an employee organization and negotiating unit that is composed of nonsupervisory peace officers if the representation has been agreed to by the supervisory employee representative, the nonsupervisory peace officer representative, and the employer and the Public Employment Relations Board is so notified.
CA SB 772

STATUS: 08/19/2013 Vetoed by GOVERNOR.

AUTHOR: Roth [D]
TITLE: County Water Company of Riverside: Liability
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2013
LAST AMEND: 01/06/2014
DISPOSITION: Failed
LOCATION: SENATE

SUMMARY: Relates to an exemption for the Elsinor Valley Municipal Water District and the Eastern Municipal Water District from liability for claims by past or existing County Water Company of Riverside concerning the operation and supply of water during an interim operation period for any good faith, reasonable effort using ordinary care to assume possession of, and to operate an supply water to the company's water system. Provides immunity for future customer claims.

STATUS: 02/03/2014 In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

CA SB 776

AUTHOR: Corbett [D]
TITLE: Public Works: Prevailing Wage Rates: Credits
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2013
ENACTED: 08/27/2013
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 169

SUMMARY: Makes changes to provisions specifying that certain employer payments are a credit against an obligation to pay the general prevailing rate of per diem wages, including certain benefits payments and payments to the Apprenticeship Council. Provides the conditions under which the employer may take credit for the payments. Prohibits credit from being granted for payments made to enforce laws related to public works if those payments are not required by a collective bargaining agreement.

STATUS: 08/27/2013 Signed by GOVERNOR.
08/27/2013 Chaptered by Secretary of State. Chapter No. 169

CA SB 783

AUTHOR: De Leon [D]
TITLE: Clean Water, Urban Parks, and Environmental Health Act
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/22/2013
DISPOSITION: Failed
LOCATION: SENATE

SUMMARY: Declares the intent of the Legislature to enact legislation that would improve the economy, the natural environment, and increase and improve access
opportunities to physical fitness, by enacting the California Clean Water, Safe Urban Parks, and Environmental Health Investment Act of 2014.

CA SB 785

Author: Wolk [D]
Title: Design-Build
Fiscal Committee: yes
Urgency Clause: no
Introduced: 02/22/2013
Last Amend: 01/14/2014
Disposition: Pending
Location: ASSEMBLY
Summary: Repeals certain authorizations and enacts provisions that would authorize the Department of General Services, the Department of Corrections and Rehabilitation, and certain local agencies to use the design-build procurement process for specified public works. Authorizes the use of such process by the Marin Healthcare District when contracting for building and improvements construction to a hospital or health facility. Requires specified moneys to be deposited into the State Public Works Enforcement Fund.

Status: 01/27/2014 In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY. (35-0)

CA SB 787

Author: Berryhill T [R]
Title: Environmental Quality: Sustainable Protection
Fiscal Committee: yes
Urgency Clause: no
Introduced: 02/22/2013
Last Amend: 04/18/2013
Disposition: Failed
Location: SENATE
Summary: Enacts the Sustainable Environmental Protection Act. Specifies the environmental review required pursuant for projects related to specified environmental topical areas. Prohibits certain causes of action. Provides that the Act only applies if a lead agency or project applicant has agreed to provide to the public an annual compliance report.

Status: 02/03/2014 In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

CA SB 805

Author: De Leon [D]
Title: Water Corporations: Low-Income Rate Relief Program
Fiscal Committee: no
Urgency Clause: no
Introduced: 02/22/2013
Disposition: Failed
Location: SENATE
Summary: Makes a technical, nonsubstantive change in provisions requiring the Public
Utilities Commission to implement programs to provide rate relief for low-income ratepayers of a water corporation and to provide appropriate incentives and capabilities to achieve water conservation goals.

**STATUS:**
02/03/2014 In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

**CA SB 825**

**AUTHOR:** Governance and Finance Cmt

**TITLE:** Government Finance

**FISCAL COMMITTEE:**

**URGENCY CLAUSE:**

**INTRODUCED:** 03/20/2013

**ENACTED:** 10/05/2013

**DISPOSITION:** Enacted

**LOCATION:** Chaptered

**CHAPTER:** 607

**SUMMARY:** Requires a public agency to accept a corporate check, cashier's check, money order, or other draft method for payment of designated obligations and to impose a charge for any type of returned check or other authorized payment method that is not honored. Requires a private property owner to notify the county assessor if certain events occur. Relates to the assessment of contiguous properties in multiple tax districts. Adds information regarding assessments to tax bills. Requires notification of seniors.

**STATUS:**
10/05/2013 Chaptered by Secretary of State. Chapter No. 607

**CA SB 848**

**AUTHOR:** Wolk [D]

**TITLE:** Safe Drinking Water, Water Quality, and Water Supply

**INTRODUCED:** 01/09/2014

**LAST AMEND:** 02/20/2014

**DISPOSITION:** Pending

**LOCATION:** Senate Appropriations Committee

**SUMMARY:** Repeals the provisions of existing law that created the Safe, Clean, and Reliable Drinking Water Supply Act of 2012. Enacts the Safe Drinking Water, Water Quality, and Flood Protection Act of 2014 which would authorize the issuance of bonds pursuant to the State General Obligation Bond Law to finance a safe drinking water, water quality, and water supply program.

**STATUS:**
02/26/2014 From SENATE Committee on GOVERNANCE AND FINANCE: Do pass to Committee on APPROPRIATIONS. (5-2)

**Commentary:**
SDCWA Position: Oppose unless amended (2-27-14)

**CA SB 927**

**AUTHOR:** Cannella [R]

**TITLE:** Safe, Clean, and Reliable Drinking Water Supply Act

**INTRODUCED:** 01/29/2014

**DISPOSITION:** Pending

**LOCATION:** Senate Natural Resources and Water Committee

**SUMMARY:** Renames the Safe, Clean, and Reliable Drinking Water Supply Act of 2012 as the Safe, Clean, and Reliable Drinking Water Supply Act of 2014 and makes
conforming changes. Authorizes the issuance of bonds in a specified amount by reducing the amount available for projects related to drought relief and water supply reliability.

**STATUS:**

02/06/2014 To SENATE Committees on NATURAL RESOURCES AND WATER, ENVIRONMENTAL QUALITY and GOVERNANCE AND FINANCE.

**Commentary:**

SDCWA Position: Support if amended (2-27-14)

### CA SB 992

**AUTHOR:** Nielsen [R]

**TITLE:** Maintenance of Exclusive Areas: Fines

**INTRODUCED:** 02/12/2014

**DISPOSITION:** Pending

**COMMITTEE:** Senate Transportation and Housing Committee

**HEARING:** 04/01/2014 1:30 pm

**SUMMARY:**

Relates to the Common Interest Development Act. Prohibits an association from imposing a fine or assessment on separate interest owners for yard maintenance issues related to under-watered plants and lawn during any period for which the Governor has declared a state of emergency due to drought.

**STATUS:**

02/20/2014 To SENATE Committee on TRANSPORTATION AND HOUSING.

### CA SB 1036

**AUTHOR:** Pavley [D]

**TITLE:** Urban Water Management Plans

**INTRODUCED:** 02/18/2014

**DISPOSITION:** Pending

**LOCATION:** Senate Natural Resources and Water Committee

**SUMMARY:**

Authorizes an urban water supplier to include within an urban water management plan certain energy-related information, including, but not limited to, estimates of the amount of energy used to extract or divert water supplies.

**STATUS:**

02/27/2014 To SENATE Committee on NATURAL RESOURCES AND WATER.

### CA SB 1049

**AUTHOR:** Pavley [D]

**TITLE:** Integrated Regional Water Management Plans

**INTRODUCED:** 02/18/2014

**DISPOSITION:** Pending

**LOCATION:** Senate Natural Resources and Water Committee

**SUMMARY:**

Amends the Integrated Regional Water Management Planning Act. Includes projects or programs that reduce energy used to acquire, transport, treat, or distribute water, as a regional project or program. Requires a regional water management group to include all water suppliers that are within a watershed area, the area over a groundwater basin or subbasin, or the area within a county’s boundaries.

**STATUS:**

02/27/2014 To SENATE Committee on NATURAL RESOURCES AND WATER.
CA SB 1080

**AUTHOR:** Fuller [R]
**TITLE:** Safe, Clean, and Reliable Drinking Water Supply Act
**INTRODUCED:** 02/19/2014
**DISPOSITION:** Pending
**LOCATION:** Senate Rules Committee

**SUMMARY:** Relates to the Safe, Clean, and Reliable Drinking Water Supply Act of 2012, which, if approved by the voters, would authorize the issuance of bonds in a specified amount. Declares the intent of the Legislature to enact legislation to reduce the bond amount.

**STATUS:**
02/27/2014 To SENATE Committee on RULES.

CA SB 1086

**AUTHOR:** De Leon [D]
**TITLE:** The Safe Neighborhood Parks, Rivers, & Coastal Bond Act
**INTRODUCED:** 02/19/2014
**DISPOSITION:** Pending
**LOCATION:** Senate Natural Resources and Water Committee

**SUMMARY:** Enacts the Safe Neighborhood Parks, Rivers, and Coastal Protection Bond Act of 2014, which, if adopted by the voters, would authorize the issuance of bonds in an unspecified amount pursuant to the State General Obligation Bond Law to finance a safe neighborhood parks, rivers, and coastal protection program.

**STATUS:**
02/27/2014 To SENATE Committees on NATURAL RESOURCES AND WATER and GOVERNANCE AND FINANCE.

CA SB 1096

**AUTHOR:** Jackson [D]
**TITLE:** State Coastal Commission: Appointments
**INTRODUCED:** 02/19/2014
**DISPOSITION:** Pending
**LOCATION:** Senate Natural Resources and Water Committee

**SUMMARY:** Repeals the provision of the California Coastal Act of 1976 which provides that the appointment, as a public member, to the Coastal Commission of any person who is not a locally elected official is not precluded by the act or any other law.

**STATUS:**
02/27/2014 To SENATE Committee on NATURAL RESOURCES AND WATER.

CA SB 1120

**AUTHOR:** Galgiani [D]
**TITLE:** Local Water Supply Programs or Projects: Funding
**INTRODUCED:** 02/19/2014
**DISPOSITION:** Pending
**LOCATION:** Senate Natural Resources and Water Committee

**SUMMARY:** Requires the Department of Water Resources to conduct a statewide inventory of local regional water supply projects and post specified results of the inventory on the department's Internet Web site.

**STATUS:**
02/27/2014 To SENATE Committee on NATURAL RESOURCES AND WATER.
CA SB 1121

AUTHOR: De Leon [D]
TITLE: The California Green Bank
INTRODUCED: 02/19/2014
DISPOSITION: Pending
LOCATION: Senate Rules Committee

SUMMARY:
States the intent of the Legislature to enact legislation that would establish the Green Bank to coordinate, align, and enhance the state's efforts to provide energy finance programs for advanced energy technologies and projects throughout the state.

STATUS:
02/27/2014 To SENATE Committee on RULES.

CA SB 1122

AUTHOR: Pavley [D]
TITLE: Sustainable Communities: Strategic Growth Council
INTRODUCED: 02/19/2014
DISPOSITION: Pending
LOCATION: Senate Environmental Quality Committee

SUMMARY:
Requires the Strategic Growth Council to provide financial assistance for those purposes, to be funded from moneys from the Greenhouse Gas Reduction Fund. Requires the regional plan or other planning instrument to meet the requirements of an applicable sustainable communities strategy, alternative transportation plans, or other regional greenhouse gas emission reduction plans within a developed area. Authorizes grants for agricultural, natural resource, and open space land protection plans.

STATUS:
02/27/2014 To SENATE Committees on ENVIRONMENTAL QUALITY and RULES.

CA SB 1132

AUTHOR: Mitchell [D]
TITLE: Oil and Gas Well Stimulation Treatments
INTRODUCED: 02/20/2014
DISPOSITION: Pending
LOCATION: Senate Natural Resources and Water Committee

SUMMARY:
Requires a specified scientific study to consider additional elements and evaluate various potential direct, indirect and cumulative health and environmental effects of onshore and offshore well stimulation and well stimulation treatment-related activities. Prohibits all well stimulation treatments until the Secretary of the Natural Resources Agency convenes a committee to review the scientific study.

STATUS:
03/06/2014 To SENATE Committees on NATURAL RESOURCES AND WATER and ENVIRONMENTAL QUALITY.

CA SB 1144

AUTHOR: Galgiani [D]
TITLE: Common Interest Developments
INTRODUCED: 02/20/2014
DISPOSITION: Pending
COMMITTEE: Senate Transportation and Housing Committee
HEARING: 04/01/2014 1:30 pm
SUMMARY:
Prohibits an association from imposing a fine or assessment on separate interest owners for yard maintenance issues related to under watered plants and lawns during any period for which the governor has declared a state of emergency due to drought. Prohibits a city, county, or city and county from imposing a fine or assessment on separate interest owners for yard maintenance issues.

STATUS:
03/06/2014 To SENATE Committee on TRANSPORTATION AND HOUSING.

CA SB 1168
AUTHOR: Pavley [D]
TITLE: Groundwater Management Plans
INTRODUCED: 02/20/2014
DISPOSITION: Pending
LOCATION: Senate Natural Resources and Water Committee
SUMMARY:
Requires a local agency to determine sustainable yield for a groundwater basin in coordination with other applicable local agencies whose service areas overlie the groundwater basin.
STATUS:
03/06/2014 To SENATE Committee on NATURAL RESOURCES AND WATER.

CA SB 1250
AUTHOR: Hueso [D]
TITLE: Safe, Clean and Reliable Drinking Water Supply Act
FISCAL COMMITTEE: no
URGENCY CLAUSE: yes
INTRODUCED: 02/20/2014
DISPOSITION: Pending
LOCATION: Senate Rules Committee
SUMMARY:
Amends the Safe, Clean and Reliable Drinking Water Supply Act of 2012 that would authorize the issuance of bonds to finance a safe drinking water and water supply reliability program. States the intent of the Legislature to enact legislation that would amend the act for the purpose of reducing the bond.
STATUS:
03/06/2014 To SENATE Committee on RULES.

CA SB 1281
AUTHOR: Pavley [D]
TITLE: Oil and Gas Production: Water Use Reporting
INTRODUCED: 02/21/2014
DISPOSITION: Pending
LOCATION: Senate Natural Resources and Water Committee
SUMMARY:
Declares that the use of freshwater in all elements of the development and production of oil and gas shall be reduced to an unspecified percentage of baseline freshwater use. Requires well and facility owners or operators to report to the division the volume, source, and use of all freshwater, recycled water, and treated water.
STATUS:
03/06/2014 To SENATE Committee on NATURAL RESOURCES AND WATER.
CA SB 1370
AUTHOR: Galgiani [D]
TITLE: Reliable Water Supply Bond Act of 2014
INTRODUCED: 02/21/2014
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:
STATUS:
02/21/2014 INTRODUCED.

CA SB 1410
AUTHOR: Wolk [D]
TITLE: Wildlife Management Areas: Payments
INTRODUCED: 02/21/2014
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:
Appropriates funds from the General Fund to the department to make payments to counties for outstanding obligations under these provisions. Appropriates funds annually, beginning with the 2014-15 fiscal year, from the General Fund to the department to make payments to counties for obligations incurred under these provisions regarding wildlife management area.
STATUS:
02/21/2014 INTRODUCED.

CA SB 1420
AUTHOR: Wolk [D]
TITLE: Urban Water Management Plans
INTRODUCED: 02/21/2014
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:
Requires an urban water management plan to quantify and report on distribution system water loss. Authorizes water use projections to display and account for the water savings estimated to result from adopted codes, standards, ordinances, and transportation and land use plans. Requires the plan, or amendments be submitted electronically to the department and include any standardized forms, tables, or displays specified by the department.
STATUS:
02/21/2014 INTRODUCED.

CA SB 1447
AUTHOR: Fuller [R]
TITLE: Bay Delta Conservation Plan: Judicial Review
INTRODUCED: 02/21/2014
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:
States the intent of the Legislature to enact legislation establishing judicial review procedures for the Bay Delta Conservation Plan.
STATUS:
02/21/2014 INTRODUCED.

CA SB 1451
AUTHOR: Hill [D]
TITLE: Environmental Quality: Mitigation Measures
INTRODUCED: 02/21/2014
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:
Relates to the California Environmental Quality Act. Requires the Secretary of the Natural Resources Agency to submit to the Legislature a report on the types and effectiveness of a representative sample of mitigation measures adopted by state and local agencies.
STATUS: 02/21/2014 INTRODUCED.

CA SCA 3
AUTHOR: Leno [D]
TITLE: Public Information
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 12/03/2012
ENACTED: 09/20/2013
DISPOSITION: Adopted
LOCATION: Chaptered
CHAPTER: 123
SUMMARY:
Proposes an amendment to the Constitution to require each local agency to comply with the State Public Records Act and the Brown Act and with any statutory enactment amended either act, enacting a successor act, or amending any successor act which contains findings demonstrating that the statutory enactment furthers the purposes of the people's right of access to information concerning the conduct of the people's business. Regards the subvention of funds.
STATUS: 09/20/2013 Chaptered by Secretary of State.
09/20/2013 Resolution Chapter No. 123

CA SCA 4
AUTHOR: Liu [D]
TITLE: Local Government Transportation Project: Voter Approval
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 12/03/2012
LAST AMEND: 08/28/2013
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee
SUMMARY:
Proposes an amendment to the Constitution to provide the imposition, extension, or increase of a special tax by a local government for the purpose of providing funding for local transportation projects requires the approval of a related proposition that includes certain requirements. Prohibits the local government from expending any revenues derived from a special transportation tax approved by the voters at any time prior to the completion of a identified capital project funded by specified revenues.
STATUS: 08/29/2013 Re-referred to SENATE Committee on APPROPRIATIONS.

CA SCA 11
AUTHOR: Hancock [D]
Local Government: Special Taxes: Voter Approval

FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 01/25/2013
LAST AMEND: 05/21/2013
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee
SUMMARY: Proposes an amendment to the Constitution to condition the imposition, extension, or increase of a special tax by a local government upon the approval of 55% of the voters voting on the proposition, if the proposition proposing the tax contains specified requirements.

STATUS: 06/27/2013 Re-referred to SENATE Committee on APPROPRIATIONS.

**Federal Legislation**

<table>
<thead>
<tr>
<th>US HR 267</th>
<th>RELATED: US S 545</th>
</tr>
</thead>
<tbody>
<tr>
<td>SPONSOR:</td>
<td>McMorris Rodger [R]</td>
</tr>
<tr>
<td>TITLE:</td>
<td>Hydropower</td>
</tr>
<tr>
<td>INTRODUCED:</td>
<td>01/15/2013</td>
</tr>
<tr>
<td>ENACTED:</td>
<td>08/09/2013</td>
</tr>
<tr>
<td>DISPOSITION:</td>
<td>Enacted</td>
</tr>
<tr>
<td>LOCATION:</td>
<td>Chaptered</td>
</tr>
<tr>
<td>CHAPTER #:</td>
<td>113-23</td>
</tr>
<tr>
<td>SUMMARY:</td>
<td>Creates the Hydropower Regulatory Efficiency Act of 2013; relates to licensing of conduit hydroelectric power projects, promoting such projects, hydropower development at nonpowered dams and closed loop pumped storage projects, and a study of pumped storage and potential hydropower from conduits.</td>
</tr>
<tr>
<td>STATUS:</td>
<td>08/09/2013 Public Law No. 113-23</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>US HR 678</th>
<th>IDENTICAL: US S 306</th>
</tr>
</thead>
<tbody>
<tr>
<td>RELATED:</td>
<td>US HR 1963, US HRES 140</td>
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<tr>
<td>SPONSOR:</td>
<td>Tipton [R]</td>
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<tr>
<td>TITLE:</td>
<td>Hydropower Development and Rural Jobs Act</td>
</tr>
<tr>
<td>INTRODUCED:</td>
<td>02/13/2013</td>
</tr>
<tr>
<td>ENACTED:</td>
<td>08/09/2013</td>
</tr>
<tr>
<td>DISPOSITION:</td>
<td>Enacted</td>
</tr>
<tr>
<td>LOCATION:</td>
<td>Chaptered</td>
</tr>
<tr>
<td>CHAPTER #:</td>
<td>113-24</td>
</tr>
<tr>
<td>SUMMARY:</td>
<td>Creates the Bureau of Reclamation Small Conduit Hydropower Development and Rural Jobs Act; authorizes all Bureau of Reclamation conduit facilities for hydropower development under Federal Reclamation law; relates to the lease of power privilege to an irrigation district or water users association.</td>
</tr>
<tr>
<td>STATUS:</td>
<td>08/09/2013 Public Law No. 113-24</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>SPONSOR:</td>
<td>Valadao [R]</td>
</tr>
<tr>
<td>TITLE:</td>
<td>Sacramento San Joaquin Valley Emergency Water Delivery</td>
</tr>
<tr>
<td>INTRODUCED:</td>
<td>01/29/2014</td>
</tr>
</tbody>
</table>
Relates to the Sacramento-San Joaquin Valley Emergency Water Delivery Act; addresses certain water-related concerns in the Sacramento-San Joaquin Valley; relates to a water reliability project, San Joaquin River restoration, repayment contracts and acceleration of repayment of construction costs, and Bay-Delta watershed water rights preservation and protection.

Directs the Secretary of the Interior, the Secretary of Commerce, and the Administrator of the Environmental Protection Agency to take actions to provide additional water supplies and disaster assistance to the State of California due to drought.

Relates to the California Emergency Drought Relief Act of 2014; directs the Secretary of the Interior, the Secretary of Commerce, and the Administrator of the Environmental Protection Agency to take actions to provide additional water supplies and disaster assistance to the State of California due to drought.
March 19, 2014

Attention: Legislation, Conservation and Outreach Committee

Government Relations Update. (Information)

Discussion
This report is an update of the Water Authority’s government relations program.

Sponsored Legislation
At its November 2013 Board meeting, the Water Authority Board of Directors approved sponsorship of two legislative proposals for the 2014 legislative session. Both of the following sponsored measures were introduced in February 2014:

- AB 1874 – authored by Assemblymember Lorena Gonzalez – would streamline the state’s administration of the integrated regional water management program.
- AB 2067 – authored by Assemblymember Shirley Weber – would simplify and update the reporting requirements for demand management measures in urban water management plans.

Water Authority staff and legislative advocates are currently in the process of seeking broad support for the Water Authority’s sponsored legislation from interests throughout the state.

Water Bond
SBX7-2 (Cogdill), the $11.14 billion water bond measure originally enacted in 2009, is currently on the November 4, 2014 ballot. Activity related to the water bond continues to proceed, very rapidly during the first three months of the 2014 legislative session. There are presently 11 water bond measures that are in consideration for the November 4, 2014 statewide general election ballot:

- AB 1331 (Rendon) - $8.0 billion
- AB 1445 (Logue) - $5.8 billion – water storage only
- AB 1674 (Bigelow) – Spot bill
- AB 2043 (Bigelow/Conway) - $7.935 billion
- AB 2686 (Perea) - $9.25 billion
- SB 40 (Pavley) – Spot bill
- SB 848 (Wolk) - $6.825 billion
- SB 927 (Cannella) - $9.217 billion
- SB 1080 (Fuller) – Spot bill
- SB 1250 (Hueso) – Spot bill
- SB 1370 (Galgiani) - $5.1 billion
Attachment 1 provides an “at-a-glance” overview comparison of the 11 water bond bills and SBX7-2.

Any water bond measure approved by the Legislature to replace SBX7-2 on the ballot would require a two-thirds vote in both houses of the Legislature. In addition, any measure to move the existing water bond from the November 2014 ballot to a future statewide ballot, would require a two-thirds vote in each house, unless the only modification to the measure is the change of ballot date, which would then only require a majority vote in each house.

The Water Authority’s staff and legislative advocates continue to participate in discussions in any venue within which water bond discussions are occurring, on how the water bond should be restructured to advance the Water Authority’s priorities.

**Drought Relief**

On March 1, 2014, Governor Jerry Brown signed emergency drought relief legislation that provides $687 million to assist drought-stricken communities and accelerate projects to better capture, manage, and use water resources. The Governor signed two measures – SB 103 and SB 104 – which provide funding for drought relief, housing and food assistance, and expedite more than $500 million in existing bond funding for local and regional projects that are planned or under way to improve storm water capture, expand use of recycled water, enhance groundwater management and recharge, and expand water conservation programs. In addition, the legislation increases funding for levee improvement projects, for state and local conservation corps to assist communities with water use efficiency upgrades and reduce fire fuels in fire risk areas, and includes $1 million for the Save Our Water program to expand public education on water use efficiency.

In addition to the expedited funding provided by the drought relief package, the legislation requires the California Department of Public Health (DPH) to adopt new groundwater replenishment regulations by July 1, 2014, and for the State Water Resources Control Board and DPH to work on additional measures to allow for the use of recycled water and storm water capture for increasing water supply availability. The legislative package also makes statutory changes to ensure existing water rights laws are followed, including streamlined authority to enforce water rights laws and increased penalties for illegal diversions of water during drought conditions.

Water Authority staff and legislative advocates are in the process of developing a strategy for pursuing funding assistance under the drought relief package. Additionally, Water Authority staff are working with colleagues from the California Urban Water Agencies (CUWA) and the Association of California Water Agencies (ACWA) to ensure that funding frameworks and opportunities are fair, open, and competitive, and result in a reasonable, proportional allocation of funds statewide.
Lobbyist Activities

Steve Cruz of Gonzalez, Quintana & Hunter reports that he performed the following lobbying activities on behalf of the Water Authority over the past month:

- Provided strategic advice and information regarding the Water Authority’s legislative interests.
- Worked with the Water Authority Government Relations Manager to secure authors for the Water Authority’s two sponsored bills.
- Coordinated with V. John White, Bob Giroux, and Water Authority staff on various legislative issues of importance to the Water Authority.
- Conducted a series of visits with the San Diego legislative delegation to discuss the Water Authority Board’s water bond priorities and sponsored legislation.
- Coordinated within the Water Authority’s legislative team to communicate information relative to the MWD tax rate limitation issue.

Bob Giroux of Lang, Hansen, O’Malley & Miller reports that he performed the following lobbying activities on behalf of the Water Authority over the past month:

- Provided strategic advice and information regarding the Water Authority’s legislative interests.
- Coordinated with V. John White, Steve Cruz, and Water Authority staff on various legislative issues of importance to the Water Authority.
- Confirmed with the Assembly Speaker and the Senate President pro tem regarding the Water Authority’s interests.
- Actively advanced the Water Authority’s interests within the context of the drought relief legislative package.
- Coordinated within the Water Authority’s legislative team to communicate information relative to the MWD tax rate limitation issue.

V. John White reports that he performed the following lobbying activities on behalf of the Water Authority over the past month:

- Provided strategic advice and information regarding the Water Authority’s legislative interests.
• Coordinated with Bob Giroux, Steve Cruz, and Water Authority staff on various legislative issues of importance to the Water Authority.

• Met with legislators and staff regarding Salton Sea mitigation planning and long-term funding sources.

• Met and discussed several Water Authority issues of interest with key environmental groups, including Sierra Club, Planning and Conservation League, and the California League of Conservation Voters.

• Met and discussed the proposed San Vicente pumped hydro storage project with representatives and staff of the California Public Utilities Commission and the California Independent System Operator.

• Coordinated within the Water Authority’s legislative team to communicate information relative to the tax rate limitation issue.

**Washington, D.C.**
Ken Carpi of Carpi & Clay will provide a separate written report of the firm’s monthly activities in Washington, D.C.

Prepared by: Glenn A. Farrel, Government Relations Manager
Reviewed by: Dennis A. Cushman, Assistant General Manager

Attachment: “At-A-Glance” Overview Comparison of Water Bond Legislation
# Water Bond Comparison At-A-Glance

*As of March 11, 2014*

<table>
<thead>
<tr>
<th>Funding Category</th>
<th>2014 Water Bond</th>
<th>AB 1331 (Rendon)</th>
<th>AB 1445 (Logue)</th>
<th>AB 1674 (Bigelow)</th>
<th>AB 2043 (Bigelow &amp; Conway)</th>
<th>AB 2686 (Perea, Gray, Salas, &amp; Cannella)</th>
<th>SB 40 (Pavley)</th>
<th>SB 848 (Wolk)</th>
<th>SB 927 (Cannella &amp; Vidak)</th>
<th>SB 1080 (Fuller)</th>
<th>SB 1250 (Hueso)</th>
<th>SB 1370 (Galgiani)</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Total</strong></td>
<td>$11.14 B</td>
<td>$8.0 B</td>
<td>$5.8 B</td>
<td>SPOT bill</td>
<td>$7.935 B</td>
<td>$9.25 B</td>
<td>SPOT bill</td>
<td>SPOT bill</td>
<td>$9.217 B</td>
<td>SPOT bill</td>
<td>SPOT bill</td>
<td>SPOT bill</td>
</tr>
<tr>
<td><strong>Drought Relief</strong></td>
<td>$455 M (Variety of drought relief and safe drinking water projects)</td>
<td>$200 M (Variety of drought relief projects)</td>
<td>$995 M (Prevention &amp; reduction of groundwater contamination; wastewater treatment and Safe Drinking Water)</td>
<td>$1 B (Clean and Safe Drinking Water)</td>
<td>$900 M (Disadvantaged community infrastructure; urgent actions; wastewater treatment)</td>
<td>$1.237 B (Groundwater protection - $400 M carve-out for disadvantaged community safe drinking water; variety of safe drinking water projects)</td>
<td></td>
<td></td>
<td></td>
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<td></td>
<td></td>
</tr>
<tr>
<td><strong>Clean and Safe Drinking Water</strong></td>
<td>$1 B (Groundwater protection and water quality)</td>
<td>$1 B (Disadvantaged community infrastructure; urgent actions; wastewater treatment)</td>
<td>$2.24 B ($1.19 B Regional water supply reliability by hydrologic region; $1.05 B Water recycling, conservation, &amp; efficiency)</td>
<td>$1.5 B (Regional water management for climate change)</td>
<td>$2 B (IRWM funding and storm water management)</td>
<td>$2.64 B (IRWM funding; water recycling; water use efficiency)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
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<tr>
<td><strong>Regional Water Projects</strong></td>
<td>$2.65 B (IRWM funding; water recycling; water use efficiency)</td>
<td>$2 B (Local and regional projects and water recycling; $250 M to water conservation &amp; $250 M to storm water management)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
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<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Page 203 of 255
<table>
<thead>
<tr>
<th>Funding Category</th>
<th>2014 Water Bond</th>
<th>AB 1331 (Rendon)</th>
<th>AB 1445 (Logue)</th>
<th>AB 1674 (Bigelow)</th>
<th>AB 2043 (Bigelow &amp; Conway)</th>
<th>AB 2686 (Perea, Gray, Salas, &amp; Cannella)</th>
<th>SB 848 (Wolk)</th>
<th>SB 927 (Cannella &amp; Vidak)</th>
<th>SB 1080 (Fuller)</th>
<th>SB 1250 (Hueso)</th>
<th>SB 1370 (Galgiani)</th>
<th>SB 1370 (Galgiani)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Delta Sustainability</td>
<td>$2.25 B</td>
<td>(Delta sustainability and ecosystem restoration)</td>
<td>$1 B</td>
<td>(Delta sustainability, levees, and ecosystem restoration - silent on co-equal goals)</td>
<td>$1.5 B</td>
<td>(Sacramento-San Joaquin Delta Sustainability)</td>
<td>$2.25 B</td>
<td>(Delta sustainability and ecosystem restoration)</td>
<td>$2.25 B</td>
<td>(Delta sustainability, levees, and ecosystem restoration – silent on co-equal goals)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Water Storage</td>
<td>$3 B</td>
<td>(Surface and groundwater storage - continuous appropriation. Broad definition of public benefits)</td>
<td>$2.5 B</td>
<td>(Surface and groundwater storage by specified appropriation over 5 fiscal years. Narrow definition of public benefits)</td>
<td>$4.8 B</td>
<td>(Surface and groundwater storage - continuous appropriation. Broad definition of public benefits)</td>
<td>$3 B</td>
<td>(Water storage for climate change - continuous appropriation. Broad definition of public benefits)</td>
<td>$1.025 B</td>
<td>(Surface and groundwater storage - legislative appropriation. Narrow definition of public benefits)</td>
<td>$3 B</td>
<td>(Surface and groundwater storage - continuous appropriation. Broad definition of public benefits)</td>
</tr>
<tr>
<td>Protecting Rivers,</td>
<td>$1.785 B</td>
<td>(Earmarked allocations throughout chapter)</td>
<td>$1.5 B</td>
<td>(Funding state obligations, incl. QSA; conservancies; regional allocations)</td>
<td>$1.5 B</td>
<td>(State obligations, incl. QSA - earmarked conservancy allocations. Multi-benefit watershed projects)</td>
<td>$1.7 B</td>
<td>(State obligations, incl. QSA - earmarked conservancy allocations. Multi-benefit watershed projects)</td>
<td>$5.1 B</td>
<td>(CALFED surface water projects only - continuous appropriation)</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
ADMINISTRATIVE AND FINANCE COMMITTEE

AGENDA FOR

MARCH 27, 2014

Javier Saunders – Chair    Halla Razak
Gary Arant – Vice Chair    Dennis Sanford
Barbara Wight – Vice Chair    Bob Topolovac
Ed Gallo                 Mark Watton
Frank Hilliker           Mark Weston
Michael Hogan            Ken Williams
Keith Lewinger           Doug Wilson

1. Roll call – determination of quorum.

2. Additions to agenda (Government Code Section 54954.2(b)).

3. Public comment – opportunities for members of the public to address the Committee on matters within the Committee’s jurisdiction.

4. Chair’s report.
   4-A Directors’ comments.

I. CONSENT CALENDAR

1. Treasurer’s report. Sandy Kerl
   Staff recommendation: Note and file the monthly Treasurer’s report. (Action)

II. ACTION/DISCUSSION

1. Consideration of Fiscal Sustainability Task Force recommendations following the March 20 Special Administrative & Finance Committee meeting. (Board memo to be mailed under separate cover)

III. INFORMATION

1. Controller’s report on monthly financial reports. Rod Greek

2. Board calendar.
IV. CLOSED SESSION

V. ADJOURNMENT

Doria F. Lore
Clerk of the Board

NOTE: This meeting is called as an Administrative and Finance Committee meeting. Because a quorum of the Board may be present, the meeting is also noticed as a Board meeting. Members of the Board who are not members of the Committee may participate in the meeting pursuant to Section 2.00.060(g) of the Authority Administrative Code (Recodified). All items on the agenda, including information items, may be deliberated and become subject to action. All public documents provided to the committee or Board for this meeting including materials related to an item on this agenda and submitted to the Board of Directors within 72 hours prior to this meeting may be reviewed at the San Diego County Water Authority headquarters located at 4677 Overland Avenue, San Diego, CA 92123 at the reception desk during normal business hours.
March 19, 2014

Attention: Administrative and Finance Committee

Treasurer’s Report

Attached for review by the Administrative and Finance Committee and the Board of Directors is the Treasurer’s Report as of February 28, 2014. The reports are formatted to provide information as required by the California Government Code and the San Diego County Water Authority’s Annual Statement of Investment Policy, which was last adopted by the Board on November 21, 2013. A brief description of each report follows:

Portfolio Master Summary: This one page report summarizes all cash and investments held by the Water Authority.

Portfolio Characteristics: This one page snapshot shows the Water Authority’s portfolio holdings by type and percentage; the maturity distribution of the portfolio; the portfolio yield for the past twelve months, with and without bond-related funds, compared to a rolling average yield of the Board adopted benchmark; the credit quality of the portfolio’s holdings; the cash flow projections for the next six months; and relevant market information.

Portfolio Details - Investments: This report takes the summary information listed in the Portfolio Master Summary and provides details of active investments.

Activity Summary: This one page report produces a thirteen-month rolling summary of portfolio investment activity.

The Water Authority’s portfolio is diversified among investment types, with a current concentration toward short-term maturities. This concentration is the result of cash flow needs, as well as the current historic low interest rate environment. The portfolio is comprised of high quality investments, with 79 percent currently invested in AAA rated or AAA/AA+ split-rated securities. The Water Authority’s overall portfolio yield increased slightly from 0.51 percent to 0.52 percent in February 2014 and continues to exceed the investment benchmark of 0.29 percent in February 2014. Starting in January, the investment benchmark was changed from the rolling average of the One-Year Constant Maturity Treasury to the rolling average of the Two-Year Constant Maturity Treasury, which is more closely aligned with the portfolio’s average maturity. Bond Fund proceeds are expected to fund Capital Improvement Program expenditures for the next several years.

All investments have been made in accordance with the San Diego County Water Authority Statement of Investment Policy. This report provides documentation that the Water Authority has sufficient funds to meet the financial obligations for the next six months. The market value information is provided by Bloomberg L.P. and is as of the report date.

Sandra L. Kerl, Deputy General Manager / Acting Treasurer
On January 29th, the FOMC maintained the target for the federal funds rate at a range of 0–25 basis points. The next meeting is March 19th.
<table>
<thead>
<tr>
<th>Investment Type</th>
<th>Permitted By</th>
<th>Actual Percentage</th>
<th>Actual Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Local Agency Investment Fund (LAIF)</td>
<td>$50 Million</td>
<td>11.55%</td>
<td>$49,528,571</td>
</tr>
<tr>
<td>Banker's Acceptances</td>
<td>20%</td>
<td>0.00%</td>
<td>-</td>
</tr>
<tr>
<td>Treasury Securities</td>
<td>15% - Minimum</td>
<td>17.43%</td>
<td>74,751,488</td>
</tr>
<tr>
<td>Agency Securities</td>
<td>85%</td>
<td>58.56%</td>
<td>251,176,665</td>
</tr>
<tr>
<td>Reverse Repurchase Agreements</td>
<td>20%</td>
<td>0.00%</td>
<td>-</td>
</tr>
<tr>
<td>Certificates of Deposit (CDARS)</td>
<td>15%</td>
<td>0.00%</td>
<td>-</td>
</tr>
<tr>
<td>Negotiable Certificates of Deposit</td>
<td>15%</td>
<td>0.00%</td>
<td>-</td>
</tr>
<tr>
<td>Commercial Paper</td>
<td>25%</td>
<td>9.78%</td>
<td>41,936,417</td>
</tr>
<tr>
<td>Medium Term Notes/Corporates</td>
<td>30%</td>
<td>0.00%</td>
<td>-</td>
</tr>
<tr>
<td>JPA Pools (CAMP)</td>
<td>25%</td>
<td>2.57%</td>
<td>11,015,744</td>
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<tr>
<td>Money Market Funds</td>
<td>15%</td>
<td>0.11%</td>
<td>503,267</td>
</tr>
</tbody>
</table>

Total: 100.00%  $428,912,152

Subtotal for Pooled Funds: $429,742,971

**Bond/CP Fund Excluded from Portfolio Percentages:**
- Treasury Securities
- Certificates of Deposit (CDARS)
- Commercial Paper
- Local Agency Investment Fund (LAIF)
- Agency Securities 28,280,758
- JPA Pools (CAMP) 14,453,082
- Money Market Funds and Cash 4

Accrued Interest (unavailable for investing)

Subtotal for Bond/CP Fund (available for CIP expenditures): $165,409,970

**Debt Service Reserve (DSR) Funds Excluded from Portfolio Percentages:**
- Agency Securities and Money Market Fund - Series 2004A COPs 4,517,096
- Trinity Plus - Reserve (GIC) - Series 1998A COPs 12,240,775

Subtotal for Debt Service Reserve Funds (unavailable for CIP expenditures): $16,757,871

Total Cash and Investments $611,910,812

**PORTFOLIO INFORMATION**

<table>
<thead>
<tr>
<th></th>
<th>Pooled Funds **</th>
<th>Bond/CP Fund</th>
<th>Debt Service Reserve</th>
<th>Total *</th>
</tr>
</thead>
<tbody>
<tr>
<td>Portfolio Yield to Maturity - 365 Days</td>
<td>0.43%</td>
<td>0.38%</td>
<td>4.11%</td>
<td>0.52%</td>
</tr>
<tr>
<td>Average Term</td>
<td>765</td>
<td>190</td>
<td>149</td>
<td>593</td>
</tr>
<tr>
<td>Average Days to Maturity (730 Days Maximum)</td>
<td>436</td>
<td>21</td>
<td>49</td>
<td>313</td>
</tr>
</tbody>
</table>

* "The weighted average days to maturity of the total portfolio shall not exceed 730 days (two years) to maturity" per SDCWA Investment Policy.
** Pooled Funds include Operating, Pay Go, RSF, Equipment and Stored Water funds.
### Portfolio Details - Investments

#### February 28, 2014

<table>
<thead>
<tr>
<th>CUSIP</th>
<th>Investment #</th>
<th>Issuer</th>
<th>Average Balance</th>
<th>Purchase Date</th>
<th>Par Value</th>
<th>Market Value</th>
<th>Book Value</th>
<th>Stated Rate</th>
<th>S&amp;P</th>
<th>YTM</th>
<th>Days to Maturity</th>
<th>Maturity Date</th>
</tr>
</thead>
</table>

**Managed Pool Accounts**

<table>
<thead>
<tr>
<th>CUSIP</th>
<th>Investment #</th>
<th>Issuer</th>
<th>Average Balance</th>
<th>Purchase Date</th>
<th>Par Value</th>
<th>Market Value</th>
<th>Book Value</th>
<th>Stated Rate</th>
<th>S&amp;P</th>
<th>YTM</th>
<th>Days to Maturity</th>
<th>Maturity Date</th>
</tr>
</thead>
</table>

**Commercial Paper - Discount**

<table>
<thead>
<tr>
<th>CUSIP</th>
<th>Investment #</th>
<th>Issuer</th>
<th>Average Balance</th>
<th>Purchase Date</th>
<th>Par Value</th>
<th>Market Value</th>
<th>Book Value</th>
<th>Stated Rate</th>
<th>S&amp;P</th>
<th>YTM</th>
<th>Days to Maturity</th>
<th>Maturity Date</th>
</tr>
</thead>
</table>

**Federal Agency - Coupon**

<table>
<thead>
<tr>
<th>CUSIP</th>
<th>Investment #</th>
<th>Issuer</th>
<th>Average Balance</th>
<th>Purchase Date</th>
<th>Par Value</th>
<th>Market Value</th>
<th>Book Value</th>
<th>Stated Rate</th>
<th>S&amp;P</th>
<th>YTM</th>
<th>Days to Maturity</th>
<th>Maturity Date</th>
</tr>
</thead>
</table>

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**Portfolio CWA2**

CC

PM (PRF_PM2) 7.3.0

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SDCWA - Fiscal Year 2014
Portfolio Management

Page 2

Portfolio Details - Investments
February 28, 2014
CUSIP

Investment #

Issuer

Average
Balance

Purchase
Date

Par Value

Market Value

Book Value

11/30/2011
07/19/2012
07/25/2012
08/16/2012
09/18/2012
10/17/2012
11/08/2012
12/17/2012
01/17/2013
01/17/2013
02/20/2013
04/23/2013
08/09/2013
08/23/2013
08/23/2013
09/17/2013
12/19/2013
03/29/2011
10/13/2011
10/13/2011
04/26/2012
04/26/2012
06/25/2012
06/25/2012
07/12/2012
08/09/2012
08/16/2012
12/17/2012
05/15/2013
06/21/2013
07/16/2013
07/23/2013
09/17/2013
11/20/2013
12/19/2013
02/15/2013

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5,000,000.00
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10,000,000.00
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5,000,000.00
6,605,000.00
8,000,000.00
7,000,000.00
11,000,000.00
6,000,000.00
5,000,000.00
4,000,000.00
6,000,000.00
2,700,000.00
4,000,000.00
3,000,000.00
7,600,000.00
2,080,000.00
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10,000,000.00
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5,019,500.00
5,019,500.00
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Stated
Rate

S&P

YTM Days to
365 Maturity

Maturity
Date

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3137EADD8
3137EADD8
3137EADD8
3137EAAD1
3137EAAD1
3137EACB3
3137EACB3
3134G3SB7
3137EADD8
3137EADD8
3137EAAD1
3137EAAJ8
3137EAAD1
3137EADS5
3137EAAD1
3137EAAD1
3134A4UU6
3134G2UA8
3134G2WG3
3135G0BJ1
3135G0DW0
31398A4M1
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31398A4M1
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31359MUT8
31359MZC0
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3135G0JA2
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3135G0BY8

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10062
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10104
10110
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10050
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10060
10061
10075
10090
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10094
10096
10105
10109
10111
214

FEDERAL HOME LOAN MORTGAGE COR
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FEDERAL NATION MORTAGE ASSOC.

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2.500
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5.250
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4.375
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1.125
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0.875

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04/18/2016
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10/26/2015
10/30/2014
04/15/2014
10/15/2015
04/11/2016
10/26/2015
04/27/2017
04/27/2017
04/27/2017
04/27/2017
08/28/2014

Portfolio CWA2
CC
Run Date: 03/03/2014 - 14:26

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PM (PRF_PM2) 7.3.0


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<th>Market Value</th>
<th>Book Value</th>
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Total and Average 622,922,237.78 599,480,349.70 606,705,204.90 611,141,823.95 0.517 313
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<th>Issuer</th>
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<th>Purchase Date</th>
<th>Par Value</th>
<th>Market Value</th>
<th>Book Value</th>
<th>Stated Rate</th>
<th>S&amp;P</th>
<th>YTM</th>
<th>Days to Maturity</th>
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Total Cash and Investments: 622,922,237.78

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<th>Stated Rate</th>
<th>S&amp;P</th>
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## SDCWA - Fiscal Year 2014
### Portfolio Management
#### Activity Summary

**February 2013 through February 2014**

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<th>Yield to Maturity</th>
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<td>2</td>
<td>576</td>
</tr>
<tr>
<td>February</td>
<td>2014</td>
<td>84</td>
<td>611,141,823.95</td>
<td>0.510 (360)</td>
<td>0.517 (365)</td>
<td>0.519</td>
<td>4</td>
<td>1</td>
<td>593</td>
</tr>
</tbody>
</table>

Average: 82 securities | 603,492,860.55 | 0.512% (360) | 0.519% (365) | 0.531 | 3 | 3 | 555 | 325
March 19, 2014

Attention: Administrative and Finance Committee

Controller’s Report on Monthly Financial Reports (Information)

Financial Reports:
Attached for review by the Administrative and Finance Committee and the Board of Directors are the following financial reports:

Attachment A: Water Sales Volumes, in acre-feet
Attachment B: Water Sales Revenues, in millions
Attachment C: Water Purchases and Treatment Costs, in millions
Attachment D: Multi-Year Budget Status Report
Attachment E: Operating Departments/Programs Expenditures, in millions
Attachment F: Schedule of Cash and Investments

The Multi-Year Budget Status Report reflects actual revenues and expenditures, on a budgetary basis, for the seven-month period of July 1, 2013 through January 31, 2014 (Attachment D). The Multi-Year Budget Status Report compares actual revenues and expenditures to the adopted budget. Budgeted amounts for the seven-month period are presented on a straight-line basis, except for water sales and purchases, which are based on monthly projected volumes in acre-feet. In addition, the period-to-date budgeted amounts are adjusted for periodic items that include property taxes and in-lieu charges, capacity charges, water standby availability charges, stored water purchases, debt service, QSA mitigation, annual insurance premiums, and contribution to the Six Agency Fund.

Net Water Sales Revenue

Net Water Sales Revenue is the Water Authority’s principal source of revenue and is the difference between the sale of water and the cost of that water. Sales include revenues from variable commodity charges for supply, treatment and transportation, as well as from fixed charges for customer service and storage. Cost of water includes payments to water suppliers such as Metropolitan Water District (MWD) and Imperial Irrigation District (IID).

Net Water Sales Revenue for the seven-month period ended January 31, 2014 was $101.6 million, trending $6.9 million, or 7%, higher than the period-to-date budgeted amount of $94.7 million (Attachment D). Detailed information relating to net water sales revenue is described below and shown on Attachments A, B, and C.

Total acre-feet (AF) of water sold were budgeted to be 298,321 AF for the seven-month period ended January 31, 2014. The actual water sales volume was 312,000 AF, trending 13,679 AF or 5%

---

1 All information regarding water sales volumes, revenues and costs are based on the adopted fiscal years 2014 and 2015 multi-year budget.
higher than budgeted (Attachment A). The sales volume variance from the mild summer was offset by that from the warm second quarter. The two-week mid-month hot spell in January, however, and the continuing drought condition pushed January actual sales volume to trend more than 10,000 AF, or 36%, over budget. The total sales volume for the seven-month period trended 5% above budget and represented a 9% increase over the actual sales volume of 287,036 AF during the same period last year. As a result, total actual Water Sales revenue for the seven-month period ended January 31, 2014, at $348.9 million, trended $16.7 million, or 5%, higher than the period-to-date budgeted amount of $332.2 million (Attachment B).

Total Water Purchases and Treatment costs were budgeted at $237.4 million and the actual costs were $247.3 million for the seven-month period ended January 31, 2014. Total Water Purchases and Treatment costs included $32.0 million for the 58,333 AF of water purchased from IID for the seven-month period ended January 31, 2014, and $48.3 million for MWD’s conveyance charges to transfer 105,993 AF, from July through January, the water purchased from IID and conserved through the Coachella Canal and All-American Canal lining projects.

While the sales volume trended 5% above the period-to-date budget, net water sales revenue trended 7%, or $6.9 million, higher than budgeted for the seven-month period ended January 31, 2014. To maximize Water Authority asset utilization, untreated water purchased from MWD was sold as treated water after treatment at the Twin Oaks Valley Water Treatment Plant at costs lower than MWD treatment surcharges.

Revenues and Other Income
As shown in Attachment D, Total Revenues and Other Income were budgeted to be $56.3 million for the seven-month period ended January 31, 2014. Actual revenues were $50.1 million trending $6.2 million lower than budgeted. The primary contributing revenue category to the negative variance was Other Income. The timing of receipts in Integrated Regional Water Management (IRWM) grants and miscellaneous reimbursements resulted in Other Income revenue to trend $7.8 million below budget.

Actual revenue categories that trended higher than the period-to-date budgeted amounts for the seven-month period ended January 31, 2014 included Hydroelectric Revenue, Capacity Charges, Property Taxes and In-Lieu Charges, and Water Standby Availability Charges. Hydroelectric Revenue category was budgeted for the Rancho Penasquitos Pressure Control and Hydroelectric Facility (Rancho Hydro) and the Lake Hodges Pumped Storage Facility (Hodges Hydro). Actual Hydroelectric Revenue was trending higher than the period-to-date budget by $1.1 million. Actual Capacity Charges revenues, Property Taxes and In-Lieu Charges and Water Standby Availability Charges were trending higher than budgeted by $0.6 million, $0.4 million, and $0.2 million, respectively, for the seven-month period ended January 31, 2014.

Actual Investment Income revenues for the seven-month period ended January 31, 2014, were trending $0.7 million, or 22%, lower than the period-to-date budget. The variance was primarily attributed to the $1.1 million negative market value adjustments in the investment portfolio during the last four months in a rising interest rate environment.
Expenditures
As shown in Attachment D, Total Expenditures were budgeted to be $107.0 million for the seven-month period ended January 31, 2014. Actual expenditures were $92.2 million, trending $14.8 million, lower than budgeted. The variance is explained in detail below.

Overall Operating Departments expenditures were trending less than budgeted due to the timing of expenditures.

Hodges Pumped Storage was budgeted at $2.0 million for fiscal year 2014 for the operation and maintenance of the Lake Hodges Pumped Storage facility for regional power production sales to SDG&E as well as Emergency Storage Project agreement obligations. Hodges Pumped Storage actual expenditures of $0.8 million were trending lower than the period-to-date budgeted amount of $1.2 million for the seven-month period ended January 31, 2014, the result of expenditure timing. Actual Equipment Replacement expenditures of $0.4 million were trending lower than the $1.0 million budget for the seven-month period due to the timing of expenditures.

Debt Service expenditures totaled $60.2 million for the seven-month period ended January 31, 2014, trending $2.1 million lower than budgeted. The variance was primarily attributed to the cash flow savings from the prior year refunding transaction. Total actual Other Expenditures were $1.3 million for the seven-month period ended January 31, 2014, trending $7.4 million below the period-to-date budgeted amount. The variance resulted primarily from the lower than projected activity levels and the timing of expenditures in pass-through IRWM grants.

CIP Expenditures
Attachment D shows that CIP Expenditures were budgeted to be $90.3 million for the seven-month period ended January 31, 2014. Actual expenditures were $32.6 million, trending $57.7 million, or 64%, lower than the period-to-date budgeted amount.

Actual CIP expenditures funded by Pay As You Go Fund and CIP/Bond Construction Funds for the seven-month period ended January 31, 2014 were $15.1 million and $17.5 million, respectively.

Cash and Investments
As of January 31, 2014 and December 31, 2013, the overall balance in the Water Authority’s cash and investments was $608.6 million and $596.1 million, respectively (Attachment F). Approximately 44% of funds in cash and investments were unrestricted with the remaining 56% of funds restricted for specific purposes. In order to maximize investment return, the Water Authority pools the cash of the Pay As You Go Fund with unrestricted funds. As of January 31, 2014, the Rate Stabilization Fund was funded at $64.0 million, approximately 71% of the maximum approved level of $89.5 million.

Rod Greek, Controller
### Fiscal Year 2014 Cumulative Water Sales (AF)

<table>
<thead>
<tr>
<th></th>
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<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td><em>Budget (a)</em></td>
<td>55,314</td>
<td>110,634</td>
<td>160,795</td>
<td>204,189</td>
<td>238,198</td>
<td>269,389</td>
<td>298,321</td>
<td>322,118</td>
<td>349,402</td>
<td>384,217</td>
<td>423,881</td>
<td>471,509</td>
</tr>
<tr>
<td>Actual</td>
<td>49,314</td>
<td>100,674</td>
<td>158,423</td>
<td>206,522</td>
<td>242,008</td>
<td>273,310</td>
<td>312,000</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>AF Difference (b)</td>
<td>(6,000)</td>
<td>(9,960)</td>
<td>(2,372)</td>
<td>2,324</td>
<td>3,619</td>
<td>3,350</td>
<td>13,679</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Cum. Actual AF</td>
<td>-11%</td>
<td>-9%</td>
<td>-1%</td>
<td>1%</td>
<td>2%</td>
<td>1%</td>
<td>5%</td>
<td>-</td>
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<td>-</td>
<td>-</td>
<td>-</td>
</tr>
</tbody>
</table>

*Budgeted amounts are based on the adopted two year budget.

---

**WATER SALES VOLUMES**

Budget Versus Actual (in Acre-Feet) for the 7 Months Ended January 31, 2014

- Actual 312,000 AF
- Budget 298,321 AF

*Budgeted amounts are based on the adopted two year budget.*
WATER SALES REVENUES
Budget Versus Actual (in Millions $)
for the 7 Months Ended January 31, 2014

*Budgeted amounts are based on the adopted two year budget.

<table>
<thead>
<tr>
<th></th>
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</tr>
</thead>
<tbody>
<tr>
<td>*Budget (a)</td>
<td>59.0</td>
<td>118.0</td>
<td>172.3</td>
<td>220.2</td>
<td>259.9</td>
<td>296.6</td>
<td>332.2</td>
<td>363.6</td>
<td>398.8</td>
<td>441.1</td>
<td>488.4</td>
<td>542.8</td>
</tr>
<tr>
<td>Actual</td>
<td>54.7</td>
<td>110.6</td>
<td>171.6</td>
<td>223.3</td>
<td>264.8</td>
<td>302.6</td>
<td>348.9</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Difference (b)</td>
<td>(4.3)</td>
<td>(7.4)</td>
<td>(0.7)</td>
<td>3.1</td>
<td>4.9</td>
<td>6.0</td>
<td>16.7</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Cum. Actual</td>
<td>% Difference (b/a)</td>
<td>-7%</td>
<td>-6%</td>
<td>0%</td>
<td>1%</td>
<td>2%</td>
<td>2%</td>
<td>5%</td>
<td></td>
<td></td>
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</tr>
</tbody>
</table>

*Budgeted amounts are based on the adopted two year budget.
### Fiscal Year 2014 Cumulative Cost of Water Purchases and Treatment (in Millions $)

<table>
<thead>
<tr>
<th></th>
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</tr>
</thead>
<tbody>
<tr>
<td><em>Budget (a)</em></td>
<td>42.8</td>
<td>85.5</td>
<td>124.6</td>
<td>159.0</td>
<td>187.1</td>
<td>212.8</td>
<td>237.4</td>
<td>258.8</td>
<td>283.0</td>
<td>312.6</td>
<td>345.9</td>
<td>384.4</td>
</tr>
<tr>
<td>Actual</td>
<td>34.4</td>
<td>78.9</td>
<td>122.7</td>
<td>159.7</td>
<td>187.5</td>
<td>214.3</td>
<td></td>
<td>247.3</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Difference (b)</td>
<td>(8.4)</td>
<td>(6.6)</td>
<td>(1.9)</td>
<td>0.7</td>
<td>0.4</td>
<td>1.5</td>
<td>9.9</td>
<td></td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Cum. Actual</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>% Difference (b/a)</td>
<td>-20%</td>
<td>-8%</td>
<td>-2%</td>
<td>0%</td>
<td>0%</td>
<td>1%</td>
<td>4%</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

*Budgeted amounts are based on the adopted two year budget.*
<table>
<thead>
<tr>
<th>[A]</th>
<th>[B] = [A * 58%]</th>
<th>[C]</th>
<th>[C / A]</th>
</tr>
</thead>
<tbody>
<tr>
<td>FY 14 Amended Budget</td>
<td>FY 14 7 Months (58%)</td>
<td>FY 14 Actual Period-to-Date</td>
<td>Amended Budget</td>
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<tr>
<td>Net Water Sales Revenue</td>
<td>$542,818,282</td>
<td>$323,178,670 (b)</td>
<td>$348,910,540</td>
</tr>
<tr>
<td>Water Purchases &amp; Treatment</td>
<td>384,364,607</td>
<td>237,441,843 (b)</td>
<td>247,343,631</td>
</tr>
<tr>
<td>Total Net Water Sales Revenue</td>
<td>158,453,675</td>
<td>94,736,827</td>
<td>101,566,909</td>
</tr>
<tr>
<td>Revenues and Other Income</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Infrastructure Access Charges</td>
<td>29,206,000</td>
<td>16,939,480</td>
<td>16,955,869</td>
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<tr>
<td>Property Taxes and In-Lieu Charges</td>
<td>11,050,000 (c)</td>
<td>6,512,944 (o)</td>
<td>6,950,078</td>
</tr>
<tr>
<td>Investment Income</td>
<td>5,545,000 (d)</td>
<td>3,216,100</td>
<td>2,504,921</td>
</tr>
<tr>
<td>Hydroelectric Revenue</td>
<td>1,900,000 (e)</td>
<td>1,102,000</td>
<td>2,231,972</td>
</tr>
<tr>
<td>Other Income</td>
<td>26,261,000 (f)</td>
<td>15,231,380</td>
<td>7,429,697</td>
</tr>
<tr>
<td>Capital Contributions:</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Capacity Charges</td>
<td>14,892,000 (g)</td>
<td>6,965,073 (o)</td>
<td>7,552,190</td>
</tr>
<tr>
<td>Water Standby Availability Charges</td>
<td>11,266,000 (h)</td>
<td>6,115,284 (o)</td>
<td>6,308,050</td>
</tr>
<tr>
<td>Contributions in Aid of Capital Improvement Program (CIP)</td>
<td>390,000 (l)</td>
<td>226,200</td>
<td>192,035</td>
</tr>
<tr>
<td>Total Revenues and Other Income</td>
<td>100,510,000</td>
<td>56,308,461</td>
<td>50,124,812</td>
</tr>
<tr>
<td>Net Water Sales Revenue and Revenues and Other Income, net</td>
<td>258,963,675</td>
<td>151,045,288</td>
<td>151,691,721</td>
</tr>
<tr>
<td>Expenditures</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Stored Water Purchases</td>
<td>17,790,000 (n)</td>
<td>- (o)</td>
<td>-</td>
</tr>
<tr>
<td>Debt Service</td>
<td>139,318,000 (j)</td>
<td>62,279,240 (o)</td>
<td>60,198,054</td>
</tr>
<tr>
<td>QSA Mitigation</td>
<td>8,185,000 (k)</td>
<td>5,245,000 (o)</td>
<td>5,245,201</td>
</tr>
<tr>
<td>Hodges Pumped Storage</td>
<td>2,037,000</td>
<td>1,181,460</td>
<td>794,757</td>
</tr>
<tr>
<td>Equipment Replacement</td>
<td>1,719,000</td>
<td>997,020</td>
<td>448,677</td>
</tr>
<tr>
<td>Other Expenditures</td>
<td>14,958,000</td>
<td>8,675,640</td>
<td>1,254,330</td>
</tr>
<tr>
<td>Operating Departments (see detail below)</td>
<td>46,620,484 (m)</td>
<td>26,641,086</td>
<td>24,268,052</td>
</tr>
<tr>
<td>Total Expenditures</td>
<td>230,627,484</td>
<td>107,019,446</td>
<td>92,209,071</td>
</tr>
<tr>
<td>Net Revenues Before CIP</td>
<td>$28,336,191</td>
<td>$44,025,842</td>
<td>$59,482,650</td>
</tr>
<tr>
<td>CIP Expenditures</td>
<td>$155,697,300 (q)</td>
<td>$90,304,434</td>
<td>$32,607,260</td>
</tr>
<tr>
<td>Pay As You Go Fund</td>
<td></td>
<td></td>
<td>15,085,215</td>
</tr>
<tr>
<td>CIP/Bond Construction Funds</td>
<td></td>
<td></td>
<td>17,522,045</td>
</tr>
<tr>
<td>Total CIP Expenditures by Funding Source</td>
<td></td>
<td></td>
<td>$32,607,260</td>
</tr>
</tbody>
</table>

Operating Departments Detail (see Attachment E)

| Administrative Services | $7,101,266 | $4,462,468 (o) | $3,772,541 | $689,927 | 53% |
| Colorado River Program | 1,440,018 | 897,979 (o) | 678,003 | 219,976 | 47% |
| Engineering | 3,909,268 | 2,267,375 | 1,658,059 | 609,316 | 42% |
| Finance | 2,426,611 | 1,407,434 | 1,228,338 | 179,096 | 51% |
| General Counsel | 5,600,208 | 4,442,825 | 4,442,825 | - | 79% |
| General Manager & Board of Directors | 2,566,314 | 1,488,462 | 1,249,087 | 239,375 | 49% |
| MWD Program | 1,468,092 | 851,493 | 760,196 | 91,297 | 52% |
| Operations & Maintenance | 14,859,943 | 8,502,767 | 7,146,402 | 1,356,365 | 49% |
| Public Outreach and Conservation | 3,734,374 | 2,165,937 | 1,795,633 | 370,244 | 48% |
| Water Resources | 3,714,390 | 2,154,346 | 1,536,908 | 617,438 | 41% |
| Total Operating Departments | $46,620,484 (m) | $28,641,086 | $24,268,052 | $4,373,034 | 52% |
Notes to the Budget Status Report:

a) Period-to-date budgeted amounts are 7/12ths (58%) of fiscal year 2014 adopted budget unless noted.
b) Water sales and water purchases period-to-date budgeted amounts are based on projected acre-feet calculated per month.
c) Property taxes are primarily received in December and April. In-lieu charges in the amount of $438,701 for fiscal year 2014 are received quarterly from the City of San Diego.
d) Investment income excludes unrealized gains or losses, which are non-cash transactions.
e) Hydroelectric revenue budget amount includes Rancho Penasquitos Pressure Control and Hydroelectric Facility (Rancho Hydro) and Lake Hodges Pumped Storage Facility (Hodges Hydro). Power generating from both locations are sold to San Diego Gas and Electric.
f) Other income includes Build America Bonds (BABs) federal subsidies, grants and other miscellaneous revenues.
g) Capacity charges are primarily received in July, October, January and April, after the quarterly period ends, and accrued revenue are recorded for the quarter ending June.
h) Water standby availability charges are primarily received in January and May.
i) Contributions in aid of capital assets include planned reimbursements for the Second Aqueduct Pipeline - Caltrans Highway 76 Realignment CIP Project and other miscellaneous projects.
j) Debt Service for Bonds and Certificates of Participation includes interest payments due semi-annually on November 1 and May 1 and principal payments due annually on May 1. Subordinate Lien Water Revenue Refunding Bonds, Series 2011S-1 due semi-annually on July 1 and January 1. Debt Service includes principal, interest expense, and debt service fees. Amortization expense relating to long-term debt, such as discounts, premiums, and deferred loss on refunding are excluded because they are non-cash transactions.
l) Other expenditures primarily includes IRWM grant reimbursable expenditures.
m) Amounts include capital equipment purchases.
n) Stored water purchases budgeted to purchase 50,000 acre-feet to begin the filling of San Vicente Dam upon significant completion of the Dam Raise project, currently anticipated to occur in June 2014.
o) Period-to-date budgeted amounts adjusted based on items occurring on a periodic basis.
p) Fiscal Year 2014 actual amounts for Public Outreach and Conservation excludes expenses of $71,548 funded by the approved prior year carryover of funds.
q) The current Capital Improvement Program 2 year appropriation and lifetime budget increased for the Carlsbad Desalination Project by $124,300; $29,300 for Fiscal Year 2014 and $95,000 for Fiscal Year 2015.
San Diego County Water Authority
Comparison of Adopted Budget and Period-to-Date Adopted Budget (58% Overall)
to Actual Operating Expenditures by Departments
For the 7 Months Ended January 31, 2014

Actual Operating Expenditures to Adopted Budget in Percentages (%)

Adopted Budget FY 2014 $46.6 Million
Period-To-Date Adopted Budget $28.6 Million
Period-to-Date Actual Operating Expenditures $24.3 Million
San Diego County Water Authority  
Schedule of Cash and Investments  
As of January 31, 2014 and December 31, 2013

<table>
<thead>
<tr>
<th>Fund</th>
<th>January</th>
<th>December</th>
<th>Target</th>
</tr>
</thead>
<tbody>
<tr>
<td>Operating Fund</td>
<td>$124,124,706</td>
<td>$111,215,250</td>
<td>$68,900,000 (2)</td>
</tr>
<tr>
<td>Stored Water Fund</td>
<td>73,307,612</td>
<td>73,303,043</td>
<td></td>
</tr>
<tr>
<td>Equipment Replacement Fund</td>
<td>7,407,791</td>
<td>7,407,210</td>
<td></td>
</tr>
<tr>
<td>Rate Stabilization Fund</td>
<td>63,954,631</td>
<td>63,950,599</td>
<td>58,700,000 (3)</td>
</tr>
</tbody>
</table>

Total Unrestricted Funds (1) 44% 268,794,740 255,876,102

Pay As You Go Fund (1) 150,523,420 145,629,975

CIP/Bond Construction Funds 172,577,363 177,898,218

Debt Service Reserve Funds 16,715,170 16,714,597

Total Restricted Funds 56% 339,815,953 340,242,790

Total Cash and Investments $608,610,693 $596,118,892

Notes:

(1) Total Unrestricted Funds and the Pay As You Go Fund represent the Pooled Funds in the Treasurer’s Report.

(2) The Operating Fund target/maximum balance is set to equal 45-days of operating expenditures.

(3) In 2006, the Board adopted a policy governing the Rate Stabilization Fund (RSF). The policy created a target and a maximum RSF balance. The target balance is set equal to the negative financial impact of 2.5 years of extremely wet weather and the RSF maximum balance is set equal to the negative financial impact of 3.5 years of extremely wet weather. Wet weather adversely impacts the Water Authority by reducing water sales and net water sales revenue. The balance in this fund represents approximately 109% of the targeted value of $58,700,000 and 71% of the maximum balance of $89,500,000.
APRIL 2014
• 2 MWD Delegates – 11:00 a.m.
• 10 Special meeting of the Engineering & Operations Committee, San Vicente Pumped Storage Project – 1:30 p.m.
• 24 Committees begin at 9:00 a.m.
Formal Board meeting begins at 3:00 p.m.

MAY 2014
• 5 MWD Delegates – 3:30 p.m. (due to ACWA Conference)
• 8 (NO Special Board meeting on second Thursday due to Spring ACWA Conference)
• 22 Committees begin at 9:00 a.m.
Formal Board meeting begins at 3:00 p.m.

JUNE 2014
• 3 SCOOP – 9:30 a.m.
• 4 MWD Delegates – 11:00 a.m.
• 12 Tentative Special Board meeting – 1:30 p.m.
• 26 Committees begin at 9:00 a.m.
Formal Board meeting begins at 3:00 p.m.
FORMAL BOARD OF DIRECTORS’ MEETING

The mission of the San Diego County Water Authority is to provide a safe and reliable supply of water to its member agencies serving the San Diego region.

March 27, 2014

3:00 p.m.

1. Call to Order.

2. Salute to the flag.

3. Roll call, determination of quorum.
   3-A Report on proxies received.

4. Additions to agenda. (Government code Sec. 54954.2(b)).

5. Approve the minutes of the Special Board meeting of February 13, 2014, the Special meeting of the Imported Water Committee of February 13, 2014 and the Formal Board of Directors’ meeting of February 27, 2014.

6. Opportunity for members of the public who wish to address the Board on matters within the Board’s jurisdiction.

7. PRESENTATIONS & PUBLIC HEARINGS
   7-A Valley Center Municipal Water District Overview – Gary Arant, General Manager.
   7-B Retirement of Director. Adopt Resolution 2014-__ honoring Farrah Douglas upon her retirement for the Board of Directors.

8. REPORTS BY CHAIRS
   8-A Chairs report: Chair Wornham

   8-B Report by Committee Chairs
   Water Planning Committee Director Tu
   Imported Water Committee Director Saxod
   Engineering and Operations Committee Director Brady
   Legislation, Conservation and Outreach Committee Director Croucher
   Administrative and Finance Committee Director Saunders
9. CONSENT CALENDAR

9-1. Agreement with the Sweetwater Authority regarding water storage at Sweetwater Reservoir.
Authorize the General Manager to execute an agreement for reservoir storage capacity with Sweetwater.

9-2. Resolution Certifying the Final Supplemental Program Environmental Impact Report for the 2013 Regional Water Facilities Optimization and Master Plan Update and Climate Action Plan; Adopting Environmental Findings of Fact and a Mitigation Monitoring and Reporting Program; Approving the Project; and Authorizing Filing of a Notice of Determination.
It is recommended the Board adopt a Resolution that:
Certifies the Final Supplemental Program EIR has been completed in compliance with the California Environmental Quality Act and State CEQA Guidelines, and reflects the independent judgment of the Board; and Concurrently adopts the Environmental Findings of Fact and a Mitigation Monitoring and Reporting Program; and Approves the Proposed Project modifications and the Climate Action Plan; and Approves the 2013 Regional Water Facilities Optimization and Master Plan Update; and Authorizes the filing of a Notice of Determination.

9-3. Construction contract with Four M Contracting, Inc. for Wister Sport Fishery Project.
Authorize the General Manager to waive any inconsequential variance in the bid documents and award a construction contract to Four M Contracting, Inc. in the amount of $2,798,000 for the Wister Sport Fishery project.

Authorize the General Manager to submit a formal comment letter on the Bay Delta Conservation Plan Draft Environmental Impact Report/Environmental Impact Statement.

Authorize the General Manager to award a professional services contract to HDR Engineering, Inc. to provide Corrosion Engineer and Corrosion Technician support services for an amount not-to-exceed $1,950,000, and for up to a four-year term.
Authorize the General Manager to award a professional services contract to V&A Consulting Engineers, Inc. to provide Corrosion Technician Support Services for an amount not-to-exceed $435,000, and for up to a four-year term.
9- 6. **Adopt positions on various state bills.**
   1. Adopt a position of Oppose Unless Amended on AB 1731 (Perea)
   2. Adopt a position of Support if Amended on AB 2043 (Bigelow)
   3. Adopt a position of Support and Seek Amendments on AB 2100 (Campos)
   4. Adopt a position of Support on AB 2104 (Gonzalez)
   5. Adopt a position of Support and Seek Amendments on AB 2636 (Gatto)
   6. Adopt a position of Support if Amended on AB 2686 (Perea)
   7. Adopt a position of Support and Seek Amendments on SB 992 (Nielsen)
   8. Adopt a position of Support if Amended on SB 1049 (Pavley)
   9. Adopt a position of Support and Seek Amendments on SB 1144 (Galgiani)
   10. Adopt a position of Oppose Unless Amended on SB 1370 (Galgiani)
   11. Adopt a position of Support on SB 1420 (Wolk)

9- 7. **Treasurer’s report.**
   Note and file the monthly Treasurer’s report.

10. **ACTION / DISCUSSION**

11. **CLOSED SESSION(S)**

11-A **CLOSED SESSION:**
Conference with Legal Counsel - Existing Litigation
Government Code §54956.9(d)(1)
SDCWA v Metropolitan Water District of Southern California;
Case Nos. CPF-10-510830 and CPF-12-512466

11-B **CLOSED SESSION:**
Conference with Legal Counsel - Existing Litigation
Government Code §54956.9(d)(1) -
SDCWA v Eastern Municipal Water District;
Riverside Superior Court Case No. RIC1300887

11-C **CLOSED SESSION:**
Conference with Legal Counsel – Existing Litigation
Government Code §54956.9(d)(1) - SDCWA v MWH Americas, Inc. et al
Case No. 37-2011-00090504-CU-BC-CTL

12. **Action following Closed Session**
13. SPECIAL REPORTS
13-A GENERAL MANAGER’S REPORT – Ms. Stapleton
13-B GENERAL COUNSEL’S REPORT – Mr. Hentschke
13-C SANDAG REPORT – Chair Wornham
   SANDAG Subcommittee: Borders/Regional Planning Committee –
   Director Saxod
13-D AB 1234 Compliance Reports – Directors

14. OTHER COMMUNICATIONS

15. ADJOURNMENT

Doria F. Lore
Clerk of the Board

NOTE: The agendas for the Formal Board meeting and the meetings of the Standing Committees
held on the day of the regular Board meeting are considered a single agenda. All information or
possible action items on the agenda of committees or the Board may be deliberated by and become
subject to consideration and action by the Board.
1. **Call to order/Salute to the Flag.**
Chair Wornham called the meeting to order at 1:05 p.m. Director Topolovac led the salute to the flag.

2. **Roll call.**
Secretary Hogan called the roll. Directors present were Arant, Barnum, Brady, Evans, Gallo, Hilliker, Hogan, Kern, Lewinger, Linden, Madaffer, Miller, Morrison, Mudd, Muir, Murtland, Olson, Saunders, Saxod, Steiner, Topolovac, Tu, Verbeke, Watton, Weston, Williams, Wilson, Wornham, and Representative Roberts. Directors absent were Croucher, Pocklington, Sanford, Watkins and Wight.

Staff present included General Manager Stapleton, General Counsel Hentschke, Deputy General Managers Belock and Kerl, Assistant General Manager Cushman, Director of Water Resources Weinberg, and Acting Water Resources Manager Friehauf.

2-A **Report on proxies received.** Director Morrison was the proxy for Director Pocklington.

3. **Public Comment.**
There were no members of the public that wished to speak.

4. **Water Shortage and Drought Response Plan.**
4-A **Declare implementation of Stage 1, Voluntary Supply Management, of the San Diego County Water Authority’s Water Shortage and Drought Response Plan and notify the Water Authority member agencies of a Regional Drought Response Level 1, Drought Watch condition.**

**Staff recommendation:**
1. Declare Implementation of Stage 1, Voluntary Supply Management, of the San Diego County Water Authority’s Water Shortage and Drought Response Plan; and
2. Approve notification to the Water Authority member agencies of a Regional Drought Response Level 1, Drought Watch condition.
Mr. Weinberg began the presentation on Water Supply Conditions. He provided an overview on average water year statewide runoff, drought related actions, and comparison of water use. Ms. Friehauf then presented on Water Authority Dry-Year Regional Management tools. She reviewed the Model Drought Response Ordinance, the stages of the Ordinance, and the basis for the staff recommendation which were:

- Respond to Governor’s call for increased voluntary conservation and immediate implementation of water shortage contingency plans
- Assist the State in managing California’s water crisis that arose due to unprecedented dry conditions statewide
- Metropolitan Water District will need to withdraw significant amounts of water from storage in 2014 to meet normal demands
- Water savings achieved through increased voluntary conservation will help preserve critical water reserves should dry conditions continue

Chair Wornham announced in 1990 the average person in San Diego County used 211 gallons of water per day and that has decreased to 153 gallons per person currently. The County had added 754,000 people, a 31% increase in the population since 1990 and the county is using less water.

Director Williams suggested modifying the motion to add the following actions:

- Support the expediting of local and regional supply development and advocate for the development of more storage statewide.

The motion was modified with recommendations number three and four added:

Declare implementation of Stage 1, Voluntary Supply Management, of the San Diego County Water Authority’s Water Shortage and Drought Response Plan and notify the Water Authority member agencies of a Regional Drought Response Level 1, Drought Watch condition.

Staff recommendation:
1. Declare Implementation of Stage 1, Voluntary Supply Management, of the San Diego County Water Authority’s Water Shortage and Drought Response Plan; and
2. Approve notification to the Water Authority member agencies of a Regional Drought Response Level 1, Drought Watch condition; and
3. Support the expediting of local and regional supply development; and
4. Advocate for the development of more storage statewide.

Director Steiner moved, Director Muir seconded and the modified motion carried at 92.78% of the vote. No Board members present voted no or abstained.
5. **Adjournment.**

There being no further business to come before the Board Chair Wornham adjourned the meeting at 2:00 p.m.

__________________________________  _______________________________
Thomas V. Wornham, Chair    Michael T. Hogan, Secretary

_______________________________
Doria F. Lore, Clerk of the Board
CALL TO ORDER / ROLL CALL

Chair Saxod called the Imported Water Committee meeting to order at 2:08 p.m. Committee members present were Chair Saxod, Vice Chairs Muir and Williams, Directors Arant, Evans, Hogan, Lewinger, Linden, Olson, Roberts, Steiner, Wilson, and Wornham. Directors Croucher, Pocklington, and Watkins were absent. Also present were Directors Hilliker, Madaffer, Miller, Morrison, Murtland, Saunders, Topolovac, Tu, Verbeke, Watton, and Weston. At that time there was a quorum of the Board, and the meeting was conducted as a meeting of the Board; however, only committee members participated in the vote.

Staff present included General Counsel Hentschke, Deputy General Managers Belock and Kerl, Assistant General Manager Cushman, Director of MWD Program Chen, Government Relations Manager Farrel, Engineering Manager Bousquet, Director of Engineering Department Rose and others.

ADDITIONS TO AGENDA
There were no additions to the agenda.

PUBLIC COMMENT
There were no public comments.

CHAIR’S REPORT
Chair Saxod reported that Assemblymember Jim Frazier, Chair of the Accountability and Administrative Review Committee, had conducted a Fiscal and Economic Oversight Hearing on the Bay Delta Conservation Plan (BDCP). The hearing addressed the potential risks to ratepayers and taxpayers posed by the undefined funding structure of the BDCP. Mr. Cushman provided testimony of the potential risks to ratepayers as a result of uncertain commitments to fund the plan’s projects.

Chair Saxod announced that staff would present observations and concerns related to the components of the BDCP’s engineering plan and also discuss how the proposed BDCP was envisioned to be implemented once permitting agencies approve it.

I. CONSENT CALENDAR
There were no items on the consent calendar.
II. ACTION/DISCUSSION
1. Presentation on Bay Delta Conservation Plan: Governance.

Mr. Farrel provided an update on the BDCP and discussed the institutional structure and organizational arrangements that would be established to govern BDCP implementation. He concluded the presentation by highlighting the next steps for staff’s BDCP alternatives review and analysis process.

2. Presentation on Bay Delta Conservation Plan: Infrastructure Review.

Mr. Rose and Mr. Bousquet provided a joint presentation on the assessment of the BDCP facilities, focusing on staff’s review process, the proposed facilities, construction schedule, risk areas, construction estimate, and concluded with a summary of risks. Following the presentation, directors asked questions and made comments.

III. INFORMATION
There were no information items.

IV. ADJOURNMENT
There being no further business to come before the Imported Water Committee, Chair Saxod adjourned the meeting at 3:24 p.m.

Elsa Saxod, Chair
Formal Board
Agenda Item Number 5
March 27, 2014

MINUTES OF THE FORMAL BOARD OF DIRECTORS’ MEETING
FEBRUARY 27, 2014

WATER PLANNING COMMITTEE
CALL TO ORDER/ROLL CALL
Chair Tu called the Water Planning Committee Meeting to order at 9:03 a.m.
Committee members present were Chair Tu, Vice Chair Linden, Directors Kern, Madaffer, Miller, Murtland, Saunders, Simpson*, Steiner and Weston. Vice Chair Watton and Directors Brady and Sanford were absent. Also present were Directors Arant, Barnum*, Hilliker, Hogan, Lewinger, Mudd, Olson, Saxod, Topolovac, Verbeke, Watkins, Williams, Wilson and Wornham. At that time, there was a quorum of the Board, and the meeting was conducted as a meeting of the Board; however, only committee members participated in the vote.

Staff present was General Manager Stapleton, General Counsel Hentschke, Deputy General Managers Belock and Kerl, Assistant General Manager Cushman, Water Resources Director Weinberg, Public Outreach and Conservation Director Foster, Acting Water Resources Manager Friehauf and Water Resources Specialist Dobalian.

PUBLIC COMMENT
One public comment slip was received with the request to comment following staff presentations.

CHAIR’S REPORT
Chair Tu expressed thanks to Director Douglas for her past leadership of the Committee, to Director Wornham for appointing her as the new Chair, and to Director Linden for agreeing to serve as a Committee Vice Chair. Chair Tu announced that the San Diego Integrated Regional Water Management Program had been awarded a $10.3 million implementation grant to support seven priority projects on conservation, recycled water, local surface water, and groundwater. She reported that at the February 13, 2014 Special Board meeting, the Board declared implementing Stage 1 of the Water Authority’s Water Shortage and Drought Response Plan, including notifying Member Agencies of Drought Response Level 1, Drought Watch Condition.

DIRECTORS’ COMMENTS
There were no comments made by Directors.

I. CONSENT CALENDAR
There were no items for the Consent Calendar.

*Director Simpson arrived at 9:10 a.m.

II. ACTION/DISCUSSION
1. Water Shortage and Drought Response Plan,
   1-A Water supply and demand conditions.
Ms. Dobalian provided an informative presentation of the present and historic data on water supply conditions including State Water Project hydrologic conditions, runoff, and reservoir conditions; Colorado River hydrologic conditions and Metropolitan storage reserves; Water Authority service area reservoir storage and water use; and the National Weather Service Outlook for March through May 2014, concluding that dry conditions would persist.

1-B Potential triggers associated with the San Diego County Water Authority’s Water Shortage and Drought Response Plan Stages and Model Drought Response Ordinance levels.

Ms. Friehauf provided a presentation on triggers associated with the Water Authority’s Water Shortage and Drought Response Plan and Model Drought Response Ordinance, including an explanation of how the two tools were used and the actions that ensue following implementation of progressive stages and levels.

Chair Tu reminded the Committee that staff would present monthly informational updates on the drought going forward. Staff responded to questions and comments posed by Directors Mudd, Arant, Lewinger and Steiner.

*Director Barnum arrived at 9:45 a.m.

1-C Drought Response Communications and Outreach Planning.

Mr. Foster provided a presentation on current activities, goals, audiences, strategies, challenges, key messages, theme drivers, and a timeline of the Water Authority’s drought response campaign for the current drought. Director Hogan asked about the flexibility to advance to the next levels of drought response. Directors Arant and Saxod asked staff to provide Board members with bullet points to ensure consistency of the message. Director Weston, Topolovac and Olson asked about return on investment associated with the outreach budget.

Following staff presentations, Chair Tu called upon the public speaker. Julia Chunn-Heer, Policy Manager for Surfrider San Diego, thanked the Board for implementing Stage 1 of the Drought Response Plan. She also asked for a 30-day public review period of the 2013 Final Supplemental Program Environmental Impact Report, the 2013 Final Regional Water Facilities Optimization and Master Plan Update, and the Final Climate Action Plan, currently planned for Board consideration, certification and adoption at the March 27, 2014 Board meeting.

III. INFORMATION
The following report was received and filed:

IV. CLOSED SESSION
There were no Closed Session items.
V. ADJOURNMENT
Chair Tu adjourned the meeting at 9:55 a.m.

IMPORTED WATER COMMITTEE
CALL TO ORDER / ROLL CALL
Chair Saxod called the Imported Water Committee meeting to order at 10:05 a.m. Committee members present were Chair Saxod, Vice Chairs Muir and Williams, Directors Arant, Croucher, Hogan, Lewinger, Linden, Olson, Steiner, Watkins, Wilson, and Wornham. Director Evans, Pocklington and Roberts were absent. Also present were Directors Barnum, Brady, Gallo, Hilliker, Kern, Madaffer, Miller, Murtland, Sanford, Saunders, Simpson, Topolovac, Tu, Verbeke, Weston and Wight. At that time, there was a quorum of the Board, and the meeting was conducted as a meeting of the Board; however, only committee members participated in the vote.

Staff present included General Manager Stapleton, General Counsel Hentschke, Deputy General Managers Belock and Kerl, Assistant General Manager Cushman, Director of MWD Program Chen, Acting Colorado River Program Director Denham, Government Relations Manager Farrel, and Director of Engineering Rose.

ADDITIONS TO AGENDA
There were no additions to the agenda.

PUBLIC COMMENT
Andrew Poat, consultant to the State of California Natural Resource Agency on the Bay Delta Conservation Plan (BDCP), spoke before the committee regarding a letter sent by the Hallmark Group on behalf of the California Department of Water Resources that addressed issues related to the BDCP infrastructure review item that was discussed during the February 13, 2014 Special Imported Water Committee meeting.

Mr. Rose stated that staff would review the letter and return to the committee at the March 27, 2014 meeting to address issues raised in the letter.

CHAIR’S REPORT
Chair Saxod reported that Judge Karnow tentatively ruled that Metropolitan Water District violated the state law in setting rates for 2011, 2012, 2013 and 2014, and noted Water Authority’s victory for water ratepayers. She thanked the Board, Water Authority member agencies and the entire San Diego community who stood united and resolved to support Water Authority’s effort to fight the illegal rates. She also gave special thanks to Water Authority’s MWD delegates and staff.

Chair Saxod stated that the public comment period for the Draft Bay Delta Conservation Plan and associated documents had been extended by 60 days to conclude on June 13, 2014. As a result of the additional time, she invited the board to provide staff with specific questions on the BDCP by March 27, 2014 to ensure all questions get addressed.
Chair Saxod announced that she, along with several Directors, attended the MWD sponsored State Water Project Inspection Trip hosted by Directors Hogan and Mudd. She stated there was still time to register for Director Lewinger’s upcoming Hoover Dam and Colorado River Aqueduct Inspection Trip on April 25-27, 2014.

DIRECTORS’ COMMENTS
There were no comments by Directors.

I. CONSENT CALENDAR
There were no items on the consent calendar.

II. ACTION/DISCUSSION
1. Bay Delta.
   1-A Bay-Delta Conservation Plan: Economic and Financial Risk Assessment to the Water Authority.

   Ms. Chen and Mr. Denham provided a joint presentation on the second of a two-part report on the economic and financial assessment of the BDCP alternatives as they pertain to the Water Authority. Following the presentation, Directors asked questions and made comments.

   2-A Metropolitan Water District Delegates report.

   The Delegates reported on the discussions and actions taken at the recent MWD board meetings.

   The agenda was taken out of order and Mr. Hentschke took the Committee into Closed Session at 11:07 a.m.

IV. CLOSED SESSION
1. CLOSED SESSION: Conference with Legal Counsel – Existing Litigation
   Government Code §54956.9(d)(1)
   SDCWA v Metropolitan Water District of Southern California; Case Nos. CPF-10-510830 and CPF-12-512466

2. CLOSED SESSION: Conference with Legal Counsel – Existing Litigation
   Government Code §54956.9(a) – SDCWA v Eastern Municipal Water District; Riverside Superior Court Case No. RIC1300887

   Mr. Hentschke brought the Committee out of Closed Session at 12:03 p.m. and stated there was no reportable action.

Ms. Chen provided a summary of MWD’s proposed biennial budget for 2014/15 and 2015/16 and the associated recommended rates and charges for calendar years 2015 and 2016. She also reviewed the next steps and dates for the budget process.

3. Colorado River Program.
3-A Colorado River Board representative’s report.

Director Wilson reported on discussions at the February Colorado River Board meeting.

III. INFORMATION
The following information item was noted and filed:
1. Metropolitan Water District Program report.

IV. ADJOURNMENT
There being no further business to come before the Imported Water Committee, Chair Saxod adjourned the meeting at 12:20 p.m.
Authority’s website. He stated that the report was produced in-house to reduce costs and he thanked all staff involved in producing the report.

He announced the upcoming series of water-efficient plant fairs in partnership with The Home Depot and advised that further information could be found on the Water Authority’s WaterSmartSD.org website.

Chair Croucher reported that General Manager Stapleton, Vice Chair Weston and Government Relations Manager Farrel had made a recent trip to Washington D.C. for the ACWA conference and spoke to several elected officials and Administration staff about the issues facing Southern California.

DIRECTORS’ COMMENTS
There were no comments made by Directors.

I. CONSENT CALENDAR
There were no items on the Consent Calendar.

II. ACTION/DISCUSSION
1. Legislative Issues.
   1-A Report by Gonzalez, Quintana & Hunter.

   Mr. Farrell introduced Steve Cruz, who is part of the new firm representing the Water Authority on legislative issues in Sacramento.

   Mr. Cruz provided a Sacramento update stating that there were 1,900 bills introduced and 80 of those bills were regarding water, and ten of the bills were water bond bills. He also reported that the Legislature passed a $687 million package of emergency drought relief legislation.

   1-B Adopt positions on various state bills.
   Staff recommendation:
   1. Adopt a position of Oppose on AB 1249 (Salas).

   Director Muir moved, Director Barnum seconded, to adopt staff recommendation and the motion passed unanimously to Adopt a position of Oppose on AB 1249 (Salas).

   2. Adopt a position of Oppose Unless Amended on AB 1331 (Rendon).
   3. Adopt a position of Oppose Unless Amended on AB 1445 (Logue).
   4. Adopt a position of Oppose Unless Amended on SB 848 (Wolk).

   Vice Chair Topolovac moved, Vice Chair Madaffer seconded, to adopt staff recommendation and the motion passed unanimously to Adopt a position of Oppose Unless Amended on AB 1331 (Rendon), AB 1445 (Logue), and SB 848 (Wolk).
5. Adopt a position of Support If Amended on SB 927 (Cannella).

Director Kern moved, Director Barnum seconded, to adopt staff recommendation and the motion passed unanimously to Adopt a position of Support If Amended on SB 927 (Cannella).

1-C Approve Updated Water Bond Priorities for 2014.

Staff recommendation: Adopt updated water bond priorities for 2014.

Mr. Farrel presented a summary of the recommended updated water bond priorities for 2014.

Vice Chair Topolovac moved, Director Saxod seconded, to adopt staff recommendation and the motion passed unanimously to approve updated water bond priorities for 2014.

III. INFORMATION


This item was continued to the March 27, 2014 board meeting.

The committee received and filed the following items:
2. Newly Introduced Bills.

IV. ADJOURNMENT

There being no further business to come before the Legislation, Conservation and Outreach Committee, Chair Topolovac adjourned the meeting at 1:43 p.m.

ENGINEERING AND OPERATIONS COMMITTEE
CALL TO ORDER / ROLL CALL

Chair Brady called the Engineering and Operations Committee meeting to order at 1:48 p.m. Committee members present were Chair Brady, Vice Chair Miller, Directors Barnum, Morrison, Mudd*, Murtland, Olson, Simpson, Tu, Verbeke, Watkins, and Wornham. Vice Chair Pocklington was the only member absent. Also present were Directors Arant, Croucher, Gallo, Hilliker, Hogan, Kern, Lewinger, Madaffer, Sanford, Saunders, Saxod, Steiner, Topolovac, Watton, Weston, Williams, and Wilson. At that time, there was a quorum of the Board, and the meeting was conducted as a meeting of the Board; however, only committee members participated in the vote.

Staff present was General Manager Stapleton, General Counsel Hentschke, Deputy General Managers Belock and Kerl, Assistant General Manager Cushman, Deputy General Counsel Gallien, Director of Operations and Maintenance Eaton, Director of Engineering Rose, Director of Water Resources Weinberg, Engineering Manager Bianes, Principal Water Resources Specialist Gage, Principal Engineer Shoaf, Principal Engineering Rodgers. Also present was guest Kevin Davis of Black & Veatch Joint Venture.
* Director Mudd arrived at 2:28 p.m.

**ADDITIONS TO AGENDA**

There were no additions to the agenda.

**PUBLIC COMMENT**

There were no members of the public who wished to speak.

**CHAIR’S REPORT**

There was no Chair’s report.

**DIRECTORS’ COMMENTS**

There were no Directors’ comments.

**I. CONSENT CALENDAR**

There were no items on the Consent calendar.

**II. ACTION/DISCUSSION**

1. **Design-Build Performance Specifications for the Twin Oaks Valley Water Treatment Plant Expanded Service Area project.**

   Staff recommendation: Approve the Design-Build Performance Specifications for the Twin Oaks Valley Water Treatment Plant Expanded Service Area project.

   Mr. Belock gave a brief report of the project but no presentation was given.

   Director Verbeke moved, Vice Chair Miller seconded, and the motion to approve staff’s recommendation passed unanimously. Director Mudd was not present at the time of the vote.

**III. INFORMATION**

1. **Hydropower Task Force update.**

   Director Hogan gave a brief explanation of the Hydropower Task Force including scope and task force members. Mr. Belock then began a presentation including Rancho Penasquitos production and revenue, Lake Hodges revenue and availability, San Vicente Pumped Storage project overview and players, Black & Veatch contract, Navigant Consulting scope, and City coordination. Ms. Gage continued the presentation including regulatory agencies, current regulatory context, agency coordination progress, continuing agency coordination, embedded energy tracking, and cost of power. At that time, Kevin Davis of Black & Veatch Joint Venture took over the presentation with information regarding the economic study for the San Vicente Pumped Storage project including anticipated market demand shift, future potential power sources, energy market summary, upper reservoir options, configuration options, key risks, project procurement options, obligations of a power purchase agreement holder, and development timeline. Director Hogan concluded the presentation by reviewing discussion topics for the next Hydropower Task Force meeting.
Director Croucher requested that the task force report back to the Board on the status of return on investment on the Lake Hodges and Rancho Penasquitos projects.

IV. CLOSED SESSION
There were no Closed Session items.

V. ADJOURNMENT
There being no further business to come before the Engineering and Operations Committee, Chair Brady adjourned the meeting at 2:50 p.m.

ADMINISTRATIVE AND FINANCE COMMITTEE
CALL TO ORDER / ROLL CALL
Chair Saunders called the Administrative and Finance Committee meeting to order at 3:00 p.m. Committee members present were Chair Saunders, Vice Chairs Arant and Wight, Directors Gallo, Hilliker, Hogan, Lewinger, Sanford*, Topolovac, Watton, Weston, Williams, and Wilson. There were no Committee members absent. Also present were Directors Barnum, Croucher, Kern, Madaffer, Miller, Morrison, Saxod, Simpson, Steiner, Tu, Verbeke, and Wornham, as well as Representative Roberts. At that time, there was a quorum of the Board, and the meeting was conducted as a meeting of the Board; however, only Committee members participated in the vote.

Staff present was General Manager Stapleton, General Counsel Hentschke, Deputy General Managers Belock and Kerl, Director of Finance/Treasurer McCraner, Director of Water Resources Weinberg, Interim Director of Administrative Services Brown, and Financial Planning Manager Shank. Also present was Dr. Tom Chestnutt of A&N Technical Services and Jim Bemis of Montague DeRose.

ADDITIONS TO AGENDA
There were no additions to the agenda.

PUBLIC COMMENT
There were no members of the public who wished to speak.

CHAIR’S REPORT
Chair Saunders announced a Special Administrative and Finance Committee meeting on fiscal sustainability would be held on March 20 at 1:30 p.m. He congratulated the Finance department on receiving the Excellence in Budget Award from the California Society of Municipal Finance Officers, as well as the Distinguished Budget Presentation Award from the Government Finance Officers Association. Chair Saunders highlighted the contributions of Lisa Celaya, Ann Yasukochi, Liana Whyte, Scott Curran, and Melody Parker.

DIRECTORS’ COMMENTS
There were no Directors’ comments.
I. CONSENT CALENDAR  
1. Treasurer’s Report.  
   Staff recommendation: Note and file the monthly Treasurer’s report.  
   Director Gallo moved, Director Lewinger seconded, and the motion passed unanimously to approve the consent calendar.

II. ACTION/DISCUSION  
1. Continue Discussion of Fiscal Sustainability Task Force recommendations to ensure the long-term fiscal sustainability of the Water Authority and the fair and proportionate recovery of long-term water supply and infrastructure investments.  

*Director Sanford arrived at 3:05 p.m.

Task Force Chair Wight introduced the item. Ms. McCraner began the presentation with a review of the task force’s four recommendations related to: 1) defining fixed costs, 2) storage charge allocation, 3) allocation of non-commodity revenues to treatment, and 4) supply reliability charge. Ms. McCraner stated recommendation two had been amended and the task force recommended the deferment of recommendation four based on input received at the Committee’s January meeting.

Vice Chair Wight, Ms. McCraner, and Mr. Weinberg reviewed the underlying policies of each of the recommendations, as well as key comments from Directors and member agencies that were taken into consideration by the task force.

Vice Chair Wight closed the presentation by outlining next steps in the process which included a meeting of the task force prior to the March 20, 2014 Special Administrative and Finance Committee meeting. Director Wight added the task force would return to the Board with recommendations at the March 27, 2014 meeting.

Chair Saunders lead the committee in a discussion of each recommendation. Directors Arant, Barnum, Lewinger, Madaffer, Mudd, Steiner, Weston, Topolovac, Tu, Watton, Williams, and Wornham asked questions, provided input on the recommendations, and identified specific recommendations and concepts to be further analyzed by the task force.

Director Wight, Ms. Kerl, Ms. McCraner, Mr. Weinberg, and Dr. Chestnutt, provided answers and took note of requests by Directors.

Related to recommendation one, Director Lewinger requested further analysis of a fixed revenue policy that would ensure member agencies have a long-term stake in the projects they approve. Director Tu requested further analysis of the IAC language to ensure a consistent overall policy. Director Steiner requested further analysis of the allocation of non-commodity revenues to treatment charges. Directors Mudd and Madaffer requested all recommendations be considered and approved as a group, not one by one. Director Lewinger requested the net impact
of all four recommendations prior to approval. Director Wornham suggested that if all four recommendations were to be considered and approved together, it would be helpful to the task force to know what the Board’s expectation would be in terms of timing.

Vice Chair Wight thanked the Board for their comments and suggestions, and stated the task force would address all questions and requests.

2. Approve the Recommended Variable Rate Debt Management Strategy.
   (1) Approve the recommended variable rate debt management strategy; and
   (2) Approve the renewal of the Wells Fargo liquidity facility agreement and adopt resolution 2014-04 authorizing the amendment of the Wells Fargo Bank agreement; and
   (3) Approve the selection of the Bank of Tokyo to replace the Bayerische Landesbank liquidity facility and adopt Resolution 2014-05 authorizing the issuance and sale of short-term Certificates and authorizing and approving certain action in connection therewith; and
   (4) Approve the selection of Morgan Stanley and Bank of America/Merrill Lynch to serve as dealers on the Extendable Commercial Paper series.

Financial Planning Manager Shank provided a brief presentation, including a review of the annual fee cost savings for fiscal years 2015 and 2016.

Vice Chair Wight moved, Director Lewinger seconded, and the motion passed unanimously to approve the item.

Chair Saunders thanked Ms. McCraner for her service at the Water Authority.

III. INFORMATION

The following items were noted and filed:

1. Controller’s report on monthly financial reports.
2. Board calendar.

IV. CLOSED SESSION

There were no closed session items.

V. ADJOURNMENT

There being no further business to come before the Administrative and Finance Committee, Chair Saunders adjourned the meeting at 4:50 p.m.
CALL TO ORDER
Chair Wornham called the Formal Board of Directors’ meeting to order at 4:55 p.m.

SALUTE TO THE FLAG
Director Arant led the salute to the flag.

ROLL CALL, DETERMINATION OF QUORUM
Secretary Hogan called the roll. Directors present were Arant, Barnum, Brady, Croucher, Gallo, Hilliker, Hogan, Kern, Lewinger, Madaffer, Miller, Morrison, Mudd, Murtland, Olson, Sanford, Saunders, Saxod, Simpson, Steiner, Topolovac, Tu, Verbeke, Watton, Weston, Wight, Williams, Wilson, Wornham, and Representative Roberts. Directors absent were Evans (p), Linden, Muir, Pocklington (p) and Watkins.

3-A Report on proxies received. Director Topolovac was the proxy for Director Evans and Director Morrison was the proxy for Director Pocklington.

ADDITIONS TO AGENDA
There were no additions to the agenda.

APPROVAL OF MINUTES
Director Topolovac moved, Director Wilson seconded, and the motion carried at 95.43% of the vote to approve the minutes of the Special meeting of the Imported Water Committee of January 9, 2014 and the Formal Board of Directors’ meeting of January 23, 2014.

OPPORTUNITY FOR MEMBERS OF THE PUBLIC WHO WISH TO ADDRESS THE BOARD ON MATTERS WITHIN THE BOARD’S JURISDICTION
There were no members of the public that wished to speak.

*Representative Roberts and Directors Barnum left the meeting at 5:04 p.m.

PRESENTATIONS AND PUBLIC HEARINGS
7-A Sweetwater Authority Overview – Jim Smyth, General Manager.

Mr. Smyth, Sweetwater Authority General Manager, provided an overview of the Sweetwater Authority including service area boundaries and population figures, and a brief review of the Board Structure. He continued his presentation with information on operated facilities and locations, customer base, department budget, and water supply portfolio and future forecasts. He briefly covered rate stabilization issues, workforce challenges and succession planning.

*Director Kern left the meeting at 5:15 p.m.

7-C  Recognition of Sam Jaka, Warehouse Supervisor, Employee of the 2nd Quarter.

*Director Morrison left the meeting at 5:18 p.m.

Chair Wornham congratulated Director Simpson on his reappointment, representing Camp Pendleton Military Reservation.

8. REPORTS BY CHAIRS

8-A Chairs report: Chair Wornham announced the cancellation of the Special Imported Water Committee Meeting originally planned for March 13, 2014. He added that there would be a Special Administrative and Finance Committee Meeting on March 20, 2014 to further discuss the Fiscal Sustainability issue.

He reported on a roundtable event he attended with General Manager Stapleton and Assistant General Manager Cushman which was organized by the San Diego Regional Economic Development Corporation. He stated that the roundtable included staff members of state legislators, local elected officials, and Councilmember Sherrie Lightner, who requested to be kept informed on water issues including the MWD rate case and Bay Delta Conservation Plan.

In closing Chair Wornham brought attention to the posters displayed on the Board Room walls. He explained that the posters highlighted the projects that were part of the Emergency Storage Project (ESP) which was approved by the Board more than 15 years ago. He commented that ESP had been a large investment by the Water Authority and member agencies in improving the region’s water reliability.

8-B Report by Committee Chairs.

Water Planning Committee. Director Tu stated there was no reportable action.
Imported Water Committee. Director Saxod stated there was no reportable action.
Legislation, Conservation and Outreach Committee. Director Croucher reviewed the meeting and the actions taken.
Engineering and Operations Committee. Director Brady reviewed the meeting and the actions taken.
Administrative and Finance Committee. Director Saunders reviewed the meeting and the actions taken.
9. CONSENT CALENDAR
Director Mudd moved, Director Murtland seconded, and the motion carried at 85.86% of the vote to approve the consent calendar. Directors voting no or abstaining are listed under the item number.

9-1. The Board Adopted positions on various state bills.
1. Adopted a position of Oppose on AB 1249 (Salas)
2. Adopted a position of Oppose Unless Amended on AB 1331 (Rendon)
3. Adopted a position of Oppose Unless Amended on AB 1445 (Logue)
4. Adopted a position of Oppose Unless Amended on SB 848 (Wolk)
5. Adopted a position of Support If Amended on SB 927 (Cannella)

The Board adopted updated water bond priorities for 2014.

9-3. Design-Build Performance Specifications for the Twin Oaks Valley Water Treatment Plant Expanded Service Area project.
The Board approved the Design-Build Performance Specifications for the Twin Oaks Valley Water Treatment Plant Expanded Service Area project.

9-4. Treasurer’s report.
The Board noted and filed the monthly Treasurer’s report.

9-5. Approve the Recommended Variable Rate Debt Management Strategy.
The Board approved the recommended variable rate debt management strategy. The Board approved the renewal of the Wells Fargo liquidity facility agreement and adopted Resolution 2014-04 authorizing the amendment of the Wells Fargo Bank agreement. The Board approved the selection the Bank of Tokyo to replace the Bayerische Landesbank liquidity facility and adopted Resolution 2014-05 authorizing the issuance and sale of short-term Certificates and authorizing and approving certain actions in connection therewith. The Board approved the selection of Morgan Stanley and Bank of America/Merrill Lynch to serve as dealers on the Extendable Commercial Paper series.

Chair Wornham abstained on item 9-5.

10. ACTION/DISCUSSION

11. CLOSED SESSION(S)
Mr. Hentschke announced there was no need for Closed Session.
11-A CLOSED SESSION:  
Conference with Legal Counsel - Existing Litigation  
Government Code §54956.9(d)(1)  
SDCWA v Metropolitan Water District of Southern California;  
Case Nos. CPF-10-510830 and CPF-12-512466

11-B CLOSED SESSION:  
Conference with Legal Counsel - Existing Litigation  
Government Code §54956.9(d)(1) -  
SDCWA v Eastern Municipal Water District;  
Riverside Superior Court Case No. RIC1300887

12. ACTION FOLLOWING CLOSED SESSION

13. SPECIAL REPORTS  
13-A GENERAL MANAGER’S REPORT – No report was given.  
13-B GENERAL COUNSEL’S REPORT – No report was given.  
13-C SANDAG REPORT – No report was given.  
   SANDAG Subcommittee: Borders/Regional Planning Committee –  
   No report was given.  
13-D AB 1234 Compliance Reports – No reports were given.

14. OTHER COMMUNICATIONS - There were no other communications.

15. ADJOURNMENT  
The meeting was adjourned at 5:25 p.m.

Thomas V. Wornham, Chair  
Michael T. Hogan, Secretary

Doria F. Lore, Clerk of the Board
RESOLUTION NO. 2014-_____

RESOLUTION OF THE BOARD OF DIRECTORS OF THE
SAN DIEGO COUNTY WATER AUTHORITY
HONORING FARRAH DOUGLAS
UPON HER RETIREMENT FROM THE BOARD OF DIRECTORS

WHEREAS, Farrah Douglas served as a member of the Board of Directors of the San Diego County Water Authority, representing Carlsbad Municipal Water District, from January 26, 2011 to her retirement on February 7th, 2014; and

WHEREAS, she served as Chair on the Water Planning Committee, and Vice Chair on the Water Planning Committee; and

WHEREAS, she served as a member on the Engineering and Operations Committee, and Legislation Conservation and Outreach Committee; and

WHEREAS, she served as Representative to SANDAG Borders/Regional Planning Committee; and

WHEREAS, her contributions to the community extend beyond the activities with the San Diego County Water Authority; and

WHEREAS, her service, both public and private, has resulted in benefit to all people of San Diego County.

NOW, THEREFORE, BE IT RESOLVED, that on behalf of its individual members, past and present, its staff, and the people of San Diego County, the Board of Directors offers its most sincere appreciation to Farrah Douglas for her dedicated service to the San Diego region.

PASSED, APPROVED, and ADOPTED this 27th day of March, 2014.

Ayes:

Noes:

Abstain:

Absent:
I, Doria F. Lore, Clerk of the Board of the San Diego County Water Authority, certify that the vote shown above is correct and this Resolution No. 2014- _____ was duly adopted at the meeting of the Board of Directors on the date stated above.

Doria F. Lore
Clerk of the Board
March 19, 2014

Attention: Board of Directors

General Counsel’s Report – February/March 2014

Purpose
This report discusses certain legal matters receiving attention during the months of
February/March 2014.

Significant Developments in Pending Litigation

MWD Rate Cases
On February 25, 2014, the Court issued a Tentative Statement of Decision, concluding that
MWD’s rates for transporting water “violate Proposition 26, the Wheeling statute, Govt. Code §
549997(a) and the common law.” In particular, the Court found that MWD’s rates were
unlawful because they assign to MWD’s Transportation Rates the bulk of the costs associated
with MWD’s acquisition of a water supply from the State Water Project, and because they treat
all of MWD’s costs for conservation and local resource projects as “transportation costs.” With
respect to the Water Authority’s dry-year peaking allegations, the Court also tentatively held that
the Water Authority had not met its prima facie burden of establishing that MWD’s
acknowledged failure to account for standby costs of dry-year peaking renders MWD’s
Transportation Rates unconstitutional and unlawful. MWD requested, and the Water Authority
agreed, to extend the time within which objections to the Tentative Statement of Decision are
due. Per the stipulation of the parties, any objections to the Tentative Statement of Decision are
due to be filed on March 27, 2014.

Once the Court finalizes its Statement of Decision on the first phase of the trial, it is expected
that the Court will set a Case Management Conference to discuss how to proceed with the second
phase of trial relating to the Water Authority’s claims for breach of contract and declaratory
relief that MWD has miscalculated the Water Authority’s preferential rights. Following the
second phase of trial, Judge Karnow will enter a final judgment, at which point both the Water
Authority and MWD will be able to appeal any adverse rulings, including the Court’s prior
summary judgment ruling against the Water Authority on the Rate Structure Integrity cause of
action.

Eastern MWD Public Records Act Litigation
The hearing on this case was held on March 11. On the morning of the hearing, Judge Chalfant
issued a tentative ruling finding that SDCWA was entitled to recover its attorney fees because
Eastern (EMWD) initially resisted disclosure, sought to dismiss the case before all responsive
documents were disclosed, and the “lawsuit motivated EMWD to more carefully search its
records.” The tentative ruling also stated that the Court believed Eastern had done a reasonable
search and it therefore did not plan on requiring Eastern to search for any additional documents.
During the hearing, the Water Authority’s special counsel Kelly Aviles argued that additional documents remained outstanding, and why Eastern’s search was insufficient because broader key words should have been used. Based on this argument, Judge Chalfant modified his tentative ruling and ordered Eastern to conduct an additional search for records responsive to the Water Authority’s CPRA request, using specific key words and email addresses, including the email address of Jeff Kightlinger and Ron Gastelum.

The court also ordered the parties to meet and confer on Eastern’s payment of the Water Authority’s attorney fees. If the parties are unable to come to an agreement, the Water Authority will file a motion to recover its fees. The Court also set a hearing for April 15 at 1:30 PM, to check on the status of judgment and address any outstanding issues.

**QSA Litigation**

Respondents’ briefs on appeal are being drafted and are due in early April 2014. The motion for fees and costs was heard on March 4, 2014, before the Honorable Kevin R. Culhane, judge of the Sacramento Superior Court. Prior to the hearing, Judge Culhane issued a tentative ruling granting the Water Authority’s motion for attorneys’ fees and denying the attorneys’ fees motion by the Morgan/Holtz parties. After oral argument, the Judge took all matters under submission. A final decision on the fees and costs motions is expected at any time. As previously reported, in the separate federal court action challenging NEPA compliance for the Federal QSA, oral argument of the appeal from the district court’s judgment rejecting all challenges to the Federal QSA was held the first week in December 2013 in the 9th Circuit Court of Appeal. A decision by the Court of Appeal expected in the near future.

**Special Counsel Expenditures**

Funds approved for payments to special counsel during February/March 2014 from the General Counsel’s Operating Budget totaled $497,422.47 for work related to the Metropolitan rate dispute, QSA litigation, enforcement of requests for public records and personnel issues. In addition, $4,103.00 was approved for payment from Colorado River Program’s Operating Budget for work related to QSA implementation and $118.50 was approved for payment from Engineering’s Operating Budget for work related to the San Vicente FERC Project. CIP expenditures during February/March 2014 were $388,200.09 for work related to the Olivenhain-Lake Hodges Pump Storage Project and Traylor-Shea Joint Venture.

Prepared by: Daniel S. Hentschke

Attachment: Special Counsel Expenditure Report
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<tr>
<th>Special Counsel</th>
<th>Project</th>
<th>Total $ Expended FYs 12 &amp; 13 (Fees &amp; Costs)</th>
<th>OP Budget Invoices Approved for Payment this Period</th>
<th>CIP Budget Invoices Approved for Payment this Period</th>
<th>Total $ Expended FYs 14 &amp; 15 (Fees &amp; Costs)</th>
<th>Budget Allocation FYs 14 &amp; 15 for Legal Services</th>
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* Concluded matters or assignments.

1 These legal costs ($155,000 total) were reimbursed to the Water Authority by City of Los Angeles as part of the settlement in SDCWA v City of LADWP.

2 Not included in totals, these legal expenses related to QSA came out of Colorado River Program budget, not GC budget.

3 Not included in totals, these legal expenses related to San Vicente came out of Engineering budget, not GC budget.

4 Not included in totals, these legal expenses related to desalination came out of Water Resources budget, not GC budget.

5 Not included in totals, these legal expenses related to personnel issues/labor negotiations came out of Human Resources budget, not GC budget.

6 Not included in totals, these legal expenses related to bond counsel services came out of Finance budget, not GC budget.

7 Not included in totals, these legal expenses related to copyright matters came out of Conservation budget, not GC budget.
<table>
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<td>$1,480,939.93 (CIP)</td>
<td></td>
</tr>
</tbody>
</table>

* Concluded matters or assignments.

1 These legal costs ($155,000 total) were reimbursed to the Water Authority by City of Los Angeles as part of the settlement in SDCWA v City of LADWP