



Our Region's Trusted Water Leader
San Diego County Water Authority

REVISED
MEETING SCHEDULE *

JUNE 23, 2022

9:00 A.M. START TIME FOR COMMITTEE MEETINGS

- **Administrative & Finance Committee**
- **Water Planning & Environmental Committee**
- **Engineering & Operations Committee**

LUNCH BREAK

- **Legislation & Public Outreach Committee**

PRESS CONFERENCE

1:00 p.m.

- **Imported Water Committee**

FORMAL BOARD MEETING

2:30 p.m.

*** The Committees are listed above in the order in which they will proceed. The Committee meetings will start at 9:00 a.m. and continue until concluded. The regular Board meeting will start no earlier than 2:30 p.m., and will follow the conclusion of the last Committee meeting.**



[NOTICE: PER GOVERNOR NEWSOM'S EXECUTIVE ORDERS AND STATE LEGISLATION, THE BELOW MEETING WILL NOT BE HELD IN PERSON BUT ELECTRONICALLY. DIRECTORS WILL BE PROVIDED ELECTRONIC ACCESS INFORMATION SEPARATELY. THE PUBLIC MAY ACCESS THE MEETING ELECTRONICALLY BY GOING TO THIS WEB LINK:

<https://www.sdcwa.org/meetings-and-documents> AND THEN CLICKING THE LINK LISTED BELOW "LIVE STREAM" ON THE RIGHT HAND SIDE OF THE PAGE.

PUBLIC COMMENT MAY BE SUBMITTED BY EITHER OF THESE TWO METHODS:

- (1) BEFORE THE MEETING, OR BEFORE PUBLIC COMMENT CLOSES AT THE MEETING, SUBMIT YOUR TELEPHONE NUMBER BY E-MAIL TO THE CLERK AT MNELSON@SDCWA.ORG AND THE CLERK WILL CALL YOU WHEN THE BOARD IS READY TO HEAR YOUR PUBLIC COMMENT (THREE MINUTES OR LESS); OR**
- (2) BEFORE THE MEETING, OR BEFORE PUBLIC COMMENT CLOSES AT THE MEETING, E-MAIL YOUR COMMENT TO THE WATER AUTHORITY GENERAL COUNSEL AT MHATTAM@SDCWA.ORG, AND TIME ALLOWING IT MAY BE READ ALOUD AT THE PUBLIC COMMENT PERIOD (THREE-MINUTE LIMIT).**

IF MODIFICATIONS OR ACCOMMODATIONS FROM INDIVIDUALS WITH DISABILITIES ARE REQUIRED, SUCH PERSONS SHOULD PROVIDE A REQUEST AT LEAST 24 HOURS IN ADVANCE OF THE MEETING BY E-MAIL TO THE WATER AUTHORITY GENERAL COUNSEL AT MHATTAM@SDCWA.ORG

REVISED AGENDA
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.

JUNE 23, 2022

2:30 p.m.

1. Call to Order.
2. Salute to the flag.
3. Roll call, determination of quorum.
3-A Report on proxies received.
4. Opportunity for members of the public who wish to address the Board on matters within the Board's jurisdiction.
5. Additions to Agenda. (Government code Sec. 54954.2(b)).
6. Approve the minutes of the Formal Board of Directors' meeting of May 26, 2022.



7. PRESENTATIONS AND PUBLIC HEARINGS

7-A Reappointment of Jack Bebee, representing Fallbrook Public Utility District. Term ending July 14, 2028.

8. REPORT BY CHAIRS

8-A Chair's Report: Chair Croucher

8-B Report of Committee Actions

Administrative and Finance Committee
Water Planning and Environmental Committee
Engineering and Operations Committee
Legislation and Public Outreach Committee
Imported Water Committee

9. CONSENT CALENDAR

9.1 Monthly Treasurer's Report on Investments and Cash Flow.

Note and file the Treasurer's report.

9.2 Contract Amendment for SageView Advisory Group, LLC, for investment consulting services for the Water Authority's deferred compensation plans.

Authorize the General Manager to amend the SageView Advisory Group, LLC, professional services contract to extend the agreement term for an additional sixteen (16) months, in the amount of \$51,418, for continued investment consulting services for deferred compensation plans, increasing the authorized contract amount from \$147,126 to \$198,544.

9.3 Financial Strategy Work Group Recommendations.

1. Maintain the current PSAWR administrative rules until the MARW can fully consider the PSAWR program's administrative rules and institute its redesigned rate and charge structure.
2. Accept the Member Agency Rate Workgroup (MARW) Recommendations:
 - a. Extend the Rate Redesign Timeline from CY 2024 to "no sooner than for CY 2025 rates"
 - b. Approve \$200,000 for consultants to be utilized in MARW rate design efforts.
 - c. Allow Member Agencies consultants to listen in on Rate Workgroup meetings. However, each agency's GM or Finance Officer will be the main point of contact for one voice at the meeting.



- 9.4 Adopt the Water Authority's Rates and Charges for Calendar Year 2023.
- a. Conduct the Public Hearing;
 - b. Adopt Ordinance No. 2022-__ an ordinance of the Board of Directors of the San Diego County Water Authority setting rates and charges for the delivery and supply of water, use of facilities, and provision of services;
 - c. Adopt Resolution No. 2022-__ a resolution of the Board of Directors of the San Diego County Water Authority continuing the Standby Availability Charge;
 - d. Adopt Ordinance No. 2022-__ an ordinance of the Board of Directors of the San Diego County Water Authority amending and restating the System Capacity and Water Treatment Capacity Charges imposed by the Water Authority pursuant to Section 5.9 of the County Water Authority Act;
 - e. Find the actions exempt from CEQA pursuant to Public Resources Code § 21080(b)(8) and authorize the General Manager to file a notice of exemption.
- 9.5 Consideration of the Fiscal Years 2022 and 2023 Mid-Term Budget Update.
Adopt Resolution No. 2022-___ amending the bi-annual budget for fiscal years 2022 and 2023.
- 9.6 Purchase of Water Authority Business Insurance for Fiscal Year 2023.
Authorize the General Manager to purchase property insurance from Swiss Reinsurance Company, Ltd. in the amount of \$250,293, liability insurance from Allied World Assurance Company – CalMutuals JPRIMA in the amount of \$410,741, and workers' compensation insurance from Zenith Insurance Company – CalMutuals JPRIMA in the amount of \$420,148, for a total amount of \$1,081,182.
- 9.7 Carlsbad Desalination Plant Intake Modifications Project: Poseidon Interim Financing.
Approve the execution by Poseidon Resources (Channelside) LP (Poseidon) of an amendment to the existing note purchase agreement with Bank of America, N.A. to increase the amount of the existing loan by \$12,980,000 from \$45,000,000 to \$57,980,000 to support development of the final phase of the intake and discharge system modifications.
- 9.8 Professional services contracts with HDR Engineering, Inc. and V&A Consulting Engineers, Inc., for as-needed corrosion control services.
- a. Authorize the General Manager to award a professional services contract to HDR Engineering, Inc., for a not-to-exceed amount of \$400,000, to provide as-needed corrosion control services for a period of two years with an option to renew for an additional two years.
 - b. Authorize the General Manager to award a professional services contract to V&A Consulting Engineers, Inc., for a not-to-exceed amount of \$150,000, to provide as needed corrosion control services for a period of two years with an option to renew for an additional two years.



9.9 Adopt positions on various state bills.

- a. Adopt a position of Support on AB 2247 (Bloom), relating to perfluoroalkyl and polyfluoroalkyl substances (PFAS) products: disclosure: publicly accessible reporting platform.
- b. Adopt a position of Support on AB 2638 (Bloom), relating to water bottle filling stations.
- c. Adopt a position of Oppose unless Amended on AB 2895 (Arambula), relating to water: permits and licenses: temporary changes: water or water rights transfers.
- d. Adopt a position of Oppose on SB 1124 (Archuleta), relating to public health goal: primary drinking water standard: manganese.
- e. Adopt a position of Support on SB 1188 (Laird), relating to Safe Drinking Water State Revolving Fund: financial assistance.

10. ACTION / DISCUSSION / INFORMATION

10-A Resolution Supporting Water Conservation for the San Diego Region. Sandra Kerl

Staff recommendation: Adopt Resolution No. 2022-__ to reaffirm the Water Authority's shared responsibility and long-standing support for water conservation efforts to sustain our most precious natural resource, protect the human right to water, and support the State of California through a combination of local, regional, and state efforts. (Action)

10-B SPECIAL AB 361 DETERMINATION Mark Hattam

Assembly Bill 361 Continued Determination Acknowledging the Governor of the State of California's Proclamation of a State of Emergency and of Remote Teleconference Meetings of the Legislative Bodies of San Diego County Water Authority due to the Emergency Pursuant to Brown Act Provisions.

Staff recommendation: Acknowledge the Governor's proclaimed State of Emergency, and approve continued remote teleconference meetings of the legislative bodies of San Diego County Water Authority due to the emergency pursuant to Brown Act after reconsidering the circumstances and finding that state or local officials continue to impose or recommend measures to promote social distancing. (Action)

10-C Overview of Water Authority Organization. (Presentation) Mark Hattam



11. SPECIAL REPORTS

11-A GENERAL MANAGER'S REPORT – Ms. Kerl

11-B GENERAL COUNSEL'S REPORT – Mr. Hattam

11-C SANDAG REPORT – Director Katz

SANDAG Subcommittees: Borders Committee – Director Saxod

Regional Planning Committee – Director Boyle

11-D AB 1234 Compliance Reports – Directors

12. CLOSED SESSION(S)

12-A Public Employee Appointment

Government Code §54957(b)(1)

Position to be filled: General Counsel

12-B Public Employee Performance Evaluation

Government Code §54957

Title: General Manager

Conference with Labor Negotiators, Government Code §54957.6

Designated Board Representatives: Chair, Vice-Chair, Secretary

Unrepresented Employee: General Manager

12-C Conference with Legal Counsel – Anticipated Litigation

Government Code §54956.9(d)(2)

One Case

12-D Conference with Legal Counsel – Existing Litigation

Government Code §54956.9(d)(1)

SDCWA v. Metropolitan Water District of Southern California; San Francisco Superior

Court Case Nos. CPF-10-510830; CPF-12-512466; CPF-14-514004; CPF-16-515282;

CPF-16-515391; CGC-17-563350; CPF-18-516389; California Court of Appeal (1st

District) Case Nos. A146901; A148266; A154325; A161144; A162168; California

Supreme Court Case Nos. S243500; and S251025

13. ACTION FOLLOWING CLOSED SESSION

14. OTHER COMMUNICATIONS

15. ADJOURNMENT

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.

Melinda Nelson, Clerk of the Board



June 20, 2022

Attention: Board of Directors

Resolution Supporting Water Conservation for the San Diego Region. (Action)

Staff recommendation

Adopt Resolution No. 2022-__ to reaffirm the Water Authority's shared responsibility and long-standing support for water conservation efforts to sustain our most precious natural resource, protect the human right to water, and support the State of California through a combination of local, regional, and state efforts.

Alternatives

Do not adopt the resolution.

Executive Summary

- The Water Authority has been a statewide leader in conservation as part of its supply reliability and diversification strategy for the past three decades.
- With drought conditions worsening, the Water Authority supports Gov. Newsom's efforts to increase conservation while providing flexibility to local and regional agencies.
- This summer, the Water Authority is partnering with state, regional and local partners to promote water savings through enhanced outreach activities.
- Staff recommends adopting a resolution to highlight the Water Authority's commitment to conservation and protect the region should drought conditions persist for another year.

Fiscal Impact

There is no direct fiscal impact from adoption of a resolution that supports water conservation in the San Diego region.

Discussion

California and the West are experiencing what scientists describe as the worst "megadrought" in the past 1,200 years and water resources across the West are severely strained. Since the early 1990s, the Water Authority has taken a leadership position on conservation issues and worked to diversify its water supply sources to prepare for future droughts, including San Diego's water conservation agreement with Imperial Irrigation District made possible by legislation passed by the State of California. On October 19, 2021, Governor Newsom proclaimed a statewide drought emergency due to continuing dry conditions. In response, the Water Authority Board of Directors adopted Resolution No. 2021-24 on October 21, 2021, to activate Level 1 of the Water Authority's Water Shortage Contingency Plan (WSCP). Demand reduction actions under Level 1 included increased water use efficiency and community outreach.

Board of Directors

June 20, 2022

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Dry conditions continued across California into 2022, with January and February being the driest in recorded history for the watersheds that supply much of California's water supply. In response to continuing dry conditions, on March 28, 2022, Governor Newsom signed Executive Order N-7-22. The executive order directed the State Water Resources Control Board (SWRCB) to take several actions. One of those actions was to adopt an emergency regulation to require water suppliers to implement demand reduction response actions included under Level 2 in their WSCPs. The SWRCB adopted that emergency regulation on May 24, 2022. In response to the emergency regulation, the Water Authority implemented the demand reduction actions included in Level 2 of its WSCP on June 10, 2022. As part of those efforts, the Water Authority is advancing an enhanced outreach and education program to support additional water-use efficiency measures that will continue to ensure the long-term sustainability of the region's diversified water supply portfolio if the drought continues into additional dry years.

The Water Authority is working closely with the State of California's "Save Our Water" program and the Metropolitan Water District of Southern California to promote water-efficiency actions and the elimination of water waste by residents and businesses across the San Diego region.

Prepared by: Mike Lee, Public Affairs Manager
 Jeff Stephenson, Water Resources Manager
Reviewed by: Kelley Gage, Director of Water Resources
Approved by: Tish Berge, Assistant General Manager

Attachment: Resolution No. 2022-__: A Resolution of the Board of Directors of the San Diego County Water Authority in Support of Increasing Water Conservation Across the San Diego Region

RESOLUTION NO. 2022-_____

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE SAN DIEGO COUNTY WATER AUTHORITY IN SUPPORT OF INCREASING WATER CONSERVATION ACROSS THE SAN DIEGO REGION

WHEREAS, the San Diego region has a 30-year track record of conservation leadership, including sponsoring the initial low-flow toilet legislation in California; and

WHEREAS, the Water Authority offers and promotes numerous conservation tools, tips and resources for homes, businesses, public agencies, and farmers; and

WHEREAS, the Water Authority has worked for decades with its member agencies to increase adoption of low-water landscapes through a variety of projects and award-winning classes; and

WHEREAS, the Water Authority coordinates regional conservation outreach efforts with its member agencies; and

WHEREAS, more than 100,000 San Diego County residents have participated in local and regional water-saving programs such as WaterSmart Checkups and device rebates; and

WHEREAS, the Water Authority partners with San Diego Gas & Electric (SDG&E) to provide direct installations of water-saving devices in disadvantaged communities; and

WHEREAS, total water use in the San Diego region remains below where it was at the start of the last drought; and

WHEREAS, residents and businesses have reduced per capita water use in the San Diego region by more than 40 percent since 1990; and

WHEREAS, the Water Authority has been recognized as a national leader in conservation by the U.S. Environmental Protection Agency; and

WHEREAS, increased aridification has created an urgency for water conservation across the state; and

WHEREAS, in response to Governor Newsom's October 19, 2021, Proclamation of a State of Drought Emergency, the Water Authority Board of Directors adopted Resolution No. 2021-24 on October 21, 2021, to activate Level 1 of the Water Authority's Water Shortage Contingency Plan; and

WHEREAS, in response to Governor Newsom's Executive Order N-7-22, the Water Authority activated the demand-reduction actions included in Level 2 of its Water Shortage

Contingency Plan on June 10, 2022; and

WHEREAS, the Water Authority is working cooperatively with the Metropolitan Water District of Southern California and the California Department of Water Resources to encourage increased conservation during the current drought; and

WHEREAS, the Water Authority, in coordination with the Department of Water Resources and the Metropolitan Water District, is deploying a multi-faceted drought outreach and education program to increase awareness of the need use water efficiently;

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the San Diego County Water Authority reaffirms its shared responsibility and long-standing support for water conservation efforts to sustain our most precious natural resource, protect the human right to water, and support the State of California through a combination of local, regional, and state efforts.

PASSED, APPROVED, and ADOPTED this 23rd day of June 2022 by the following vote:

AYES: Unless noted below all Directors voted aye.

NOES:

ABSTAIN:

ABSENT:

Gary Croucher, Chair

ATTEST:

Jerry Butkiewicz, Secretary

I, Melinda Nelson, Clerk of the Board of the San Diego County Water Authority, certify that the vote shown above is correct and this Resolution No. 2022- _____ was duly adopted at the meeting of the Board of Directors on the date stated above.

Melinda Nelson
Clerk of the Board