



A Meeting of the

**BOARD OF DIRECTORS
OF THE
CENTRAL COAST WATER AUTHORITY**

will be held at 9:00 a.m., on Thursday, September 22, 2022

Via URL: <https://meetings.ringcentral.com/j/1494171412>
or by dialing 1(623)404-9000 and entering access Code/Meeting ID: 149 417 1412 #

In response to the spread of the COVID-19 virus, Governor Newsom declared a state of emergency which directly impacts the ability of legislative bodies and the public to meet safely in person. To help minimize the potential spread of the COVID-19 virus, the CCWA Board of Directors shall consider whether to hold this public meeting telephonically pursuant to the requirements of Government Code section 54953(e), as amended by Assembly Bill 361 (2021). The CCWA Board of Directors and public will participate in this meeting by video call or telephone.

Eric Friedman
Chairman

Jeff Clay
Vice Chairman

Ray A. Stokes
Executive Director

Brownstein Hyatt
Farber Schreck
General Counsel

Member Agencies

City of Buellton

Carpinteria Valley
Water District

City of Guadalupe

City of Santa Barbara

City of Santa Maria

Goleta Water District

Montecito Water District

Santa Ynez River Water
Conservation District,
Improvement District #1

Associate Member

La Cumbre Mutual
Water Company

Public Comment on agenda items may occur via video call or telephonically, or by submission to the Board Secretary via email at lfw@ccwa.com no later than 8:00 a.m. on the day of the meeting. In your email, please specify (1) the meeting date and agenda item (number and title) on which you are providing a comment and (2) that you would like your comment read into the record during the meeting. If you would like your comment read into the record during the meeting (as either general public comment or on a specific agenda item), please limit your comments to no more than 250 words.

Every effort will be made to read comments into the record, but some comments may not be read due to time limitations. Please also note that if you submit a written comment and do not specify that you would like this comment read into the record during the meeting, your comment will be forwarded to Board members for their consideration.

Pursuant to Government Code section 54957.5, non-exempt public records that relate to open session agenda items and are distributed to a majority of the Board less than seventy-two (72) hours prior to the meeting will be available on the CCWA internet web site, accessible at <https://www.ccwa.com>.

I. Call to Order and Roll Call

II. * Resolution No. 22-09 of the Board of Directors of the Central Coast Water Authority Authorizing Remote Teleconference Meetings of the Board of Directors And All Subordinate Bodies Under the Ralph M. Brown Act

Staff Recommendation: Adopt Resolution No. 22-09 of the Board of Directors of the Central Coast Water Authority Authorizing Remote Teleconference Meetings of the Board of Directors and All Subordinate Bodies under the Ralph M. Brown Act.

III. CLOSED SESSION

- A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Government Code section 54956.9(d) (1)
Name of case: Central Coast Water Authority, et al. v. Santa Barbara County
Flood Control and Water Conservation District, et al. (Case No. 21CV02432)

Agenda Item III, the Closed Session, is anticipated to take 15 minutes. The remainder of the Meeting will start no earlier than 9:15 am.

IV. Return to Open Session

- A. Report on Closed Session Actions (if any)

V. Public Comment – (Any member of the public may address the Board relating to any matter within the Board’s jurisdiction. Individual Speakers may be limited to five minutes; all speakers to a total of fifteen minutes.)

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Continued

* Indicates attachment of document to original agenda packet.

VI. Consent Calendar

- * A. Minutes of the July 28, 2022 Regular Meeting
 - * B. Bills
 - * C. Controllers Report
 - * D. Operations Report
- Staff Recommendation:* Approve the Consent Calendar

VII. Executive Director's Report

- A. 2022 Supplemental Water Purchase Program Update
Staff Recommendation: Informational item only.
- * B. 2022 Supplemental Water Purchase Program: Purchase of Supplemental Water Supplies from San Geronio Pass Water Agency
Staff Recommendation: Adopt Resolution No. 22-10: A Resolution Of The Board Of Directors Of The Central Coast Water Authority Approving The 2022 Purchase Of Supplemental Water Supplies From San Geronio Pass Water Agency
- * C. Consideration of Resolution No. 22-11 Authorizing Use of Electronic Signatures and Administrative Policy
Staff Recommendation: Adopt Resolution No. 22-11, a "Resolution of the Board of Directors of the Central Coat Water Authority Authorizing the Use of Electronic Signatures and Authorizing Executive Director to Implement the Terms and Conditions of Such Use."
- * D. Consideration of Resolution No. 22-12 for Approval of Alternate Release Point Project and Cost Sharing
Staff Recommendation: Approve the Alternate Release Point Project, subject to receipt of the United States Bureau of Reclamation's approval of the Project and the Parent District's agreement to share equally in the costs of the Project, and Adopt Resolution No. 22-12 Approving Alternate Release Point Project and Cost Sharing.
- * E. CCWA/San Luis Obispo County Transfer Change to Calendar Year 2023
Staff Recommendation: Adopt Resolution No. 22-13 Amending Resolution No. 2022-08 Regarding The Agreement For The Transfer And Treatment Of State Water Project Water Between The Central Coast Water Authority And The San Luis Obispo County Flood Control And Water Conservation District.
- * F. Procurement of Safety Consultant, Estimated Budget \$50,000
Staff Recommendation: Authorize the Executive Director to procure the services of a qualified safety consultant, with an estimated budget of \$50,000 and Authorize the Executive Director to utilize General Ledger Item 5000.10 (Personnel Expenses – Fulltime Regular Wages) to establish a budget to fund the services of the Safety Consultant.
- * G. Request for Approval of Carryover of Project Funds from FY 21/22 to FY 22/23 - \$1,306,454.76
Staff Recommendation: That the Board approve the carryover of project funds from FY 21/22 to FY 22/23 as follows:
Capitalized Project \$1,222,750.68
Expensed Project \$83,704.08
Total: \$1,306,454.76
- H. State Water Contractors Update
Staff Recommendation: Informational item only.
- I. Legislative Report
Staff Recommendation: Informational item only.

VIII. Reports from Board Members for Information Only

IX. Items for Next Regular Meeting Agenda

X. Date of Next Regular Meeting: October 27, 2022

XI. Adjournment

RESOLUTION NO. 22-09

RESOLUTION OF THE BOARD OF DIRECTORS OF THE CENTRAL COAST WATER AUTHORITY AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE BOARD OF DIRECTORS AND ALL SUBORDINATE BODIES UNDER THE RALPH M. BROWN ACT

WHEREAS, the Central Coast Water Authority (Authority) is committed to preserving and fostering public access and participation in meetings of the Board of Directors (Board) and all Authority subordinate bodies, as required by the Ralph M. Brown Act (Gov. Code § 54950 et seq.) (Brown Act), so that any member of the public may attend and participate as the bodies conduct the public's business; and

WHEREAS, the Brown Act contains special provisions for remote teleconference participation in meetings when the Governor has declared a state of emergency pursuant to Government Code section 8625, and either state or local official have imposed or recommended measures to promote social distancing, or an in-person meeting would present imminent risks to the health and safety of attendees; and

WHEREAS, such conditions now existing with the County of Santa Barbara (County). On March 4, 2020, Governor Gavin Newsom issued a Proclamation of a State of Emergency for the COVID-19 pandemic. The County Health Officer and Public Health Director issued a Health Officials AB 361 Social Distance Recommendation, dated September 28, 2021, encouraging remote teleconference options for public meetings as an effective and recommended social distancing measure to facilitate public participation while protecting participants and others from COVID-19; and

WHEREAS, COVID-19 continues to threaten the health and lives of County residents, notwithstanding the County's vaccination rates; and

WHEREAS, COVID-19 continues to directly impact the ability of the Board and public to meet safely in person, for among other reasons, the compact Board meeting room that limits the available space for effective social distancing; and

WHEREAS, in the interest of public health and safety, and in response to the Governor's Proclamation of a State of Emergency and local recommendations for measures to promote social distancing, the Board finds it necessary to invoke the provisions of Government Code Section 54953, subdivision (e), related to teleconferencing; and

WHEREAS, this Resolution is exempt from the California Environmental Quality Act (CEQA) pursuant to the "common sense" exemption to environmental review under Section 15061 subdivision (b)(3) of Title 14 of the California Code of Regulations (CEQA Guidelines) because remote teleconference meetings during a

declared state of emergency do not have the potential for causing a significant effect on the environment.

NOW THEREFORE, THE BOARD OF DIRECTORS DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. Remote Teleconference Meetings. The Board and all Authority subordinate bodies shall conduct their meetings with remote teleconference participation in the manner authorized by Government Code Section 54953, subdivision (e), and in compliance with the requirements to provide public access in Government Code Section 54953, subdivision (e)(2).

Section 3. Effective Date. This Resolution shall take effect immediately upon its adoption and shall be effective until October 22, 2022, or such time as the Board of the Authority adopts findings in accordance with Government Code Section 54953, subdivision (e)(3) to extend the time during which meetings may continue to be held via remote teleconference in compliance with that section.

I certify that the foregoing resolution was duly and regularly introduced and adopted by the Board of Directors of the Central Coast Water Authority at a regular meeting held on September 22, 2022.

Eric Friedman, Chairman

Attest:

Elizabeth Watkins
Secretary to the Board of Directors

APPROVED AS TO FORM:
Brownstein Hyatt Farber Schreck LLP

Stephanie Osler Hastings

	VOTING PERCENTAGE	AYE	NAY	ABSTAIN	ABSENT
City of Buellton	2.21%	_____	_____	_____	_____
Carpinteria Valley Water District	7.64%	_____	_____	_____	_____
Goleta Water District	17.20%	_____	_____	_____	_____
City of Guadalupe	1.15%	_____	_____	_____	_____
Montecito Water District	9.50%	_____	_____	_____	_____
City of Santa Barbara	11.47%	_____	_____	_____	_____
City of Santa Maria	43.19%	_____	_____	_____	_____
Santa Ynez River Water Conservation District, Improvement District No. 1	7.64%	_____	_____	_____	_____

**MINUTES OF THE
CENTRAL COAST WATER AUTHORITY
BOARD OF DIRECTORS**

July 28, 2022

The Board meeting was conducted pursuant to California Government Code Section 54953 subdivision (e), due to the Governor’s proclaimed state of emergency and local officials’ recommended “social distancing” measures in response to the COVID-19 pandemic. Board members participated in this meeting by video call or telephone. Public Comment on agenda items also occurred telephonically.

Ms. Lisa Watkins, CCWA Board Secretary, confirmed that all Board members could hear each other, had received a copy of the meeting agenda, and could hear the proceedings.

I. Call to Order and Roll Call

Chairman Friedman called the Central Coast Water Authority (CCWA) Board of Directors meeting to order at 9:01 AM.

CCWA member agencies with voting privileges were represented by:

<u>Representative</u>	<u>Agency/City</u>	<u>Voting %</u>
Farfalla Borah	Goleta Water District	17.20%
Jeff Clay	Santa Ynez River Water Conservation District, ID #1	7.64%
Ken Coates	Montecito Water District	9.50%
Eric Friedman	City of Santa Barbara	11.47%
Shirley Johnson	Carpinteria Valley Water District	7.64%
Shad Springer	City of Santa Maria	43.19%

II. Consideration of a Resolution No. 22-06 of the Board of Directors of the Central Coast Water Authority Authorizing Remote Teleconference Meetings of the Board of Directors And All Subordinate Bodies Under the Ralph M. Brown Act

Ms. Stephanie Hastings, CCWA General Counsel requested adoption of Resolution No. 22-06 with specific findings to continue to hold remote teleconference meetings during the COVID-19 pandemic pursuant to amendments to the Ralph M. Brown Act (Brown Act) by Assembly Bill (AB) 361.

Upon a motion by Director Borah, seconded by Director Johnson and carried following a roll call vote, with Directors Borah, Clay, Coates, Friedman, Johnson, and Springer in favor and none opposed, the Board adopted Resolution No. 22-02 of the Board of Directors of the Central Coast Water Authority Authorizing Remote Teleconference Meetings of the Board of Directors and All Subordinate Bodies under the Ralph M. Brown Act.

III. Closed Session

- A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Government Code section 54956.9(d) (1)
Name of case: Central Coast Water Authority, et al. v. Santa Barbara County Flood Control and Water Conservation District, et al. (Case No. 21CV02432)

The Board went to closed session at 9:04 AM.

IV. Return to Open Session

The Board reconvened from closed session at 9:20 AM.

Ms. Hastings stated there were no actions to report as a result of the closed session.

V. Public Comment

There was no public comment related to items not on the agenda.

VI. Election of Officers and Committee Appointments

Director Springer nominated Eric Friedman for the position of Chair, and Director Clay for the position of Vice Chair, seconded by Director Borah. Following a roll call vote, with Directors Borah, Clay, Coates, Friedman, Johnson, and Springer in favor and none opposed, the Board elected Eric Friedman to continue as CCWA Chair and Jeff Clay as Vice Chair.

Upon a motion by Director Borah, seconded by Director Waterfield, and carried following a roll call vote, with Directors Borah, Clay, Coates, Friedman, Johnson, and Springer in favor and none opposed, the Board elected to continue the remainder of the current slate of officers, Ray Stokes - Treasurer and Elizabeth Watkins - Secretary.

VII. Consent Calendar

- A. Minutes of the May 26, 2022 Regular Meeting and June 9, 2022 Special Meeting
- B. Bills
- C. Controller's Report
- D. Operations Report
- E. Budget Transfer

A motion to approve the Consent Calendar was made by Director Coates, seconded by Director Borah and carried following a roll call vote, with Directors Borah, Clay, Coates, Friedman, Johnson, and Springer in favor and none opposed.

VIII. Executive Director's Report

- A. Resolution No. 22-07 of the Board of Directors of the Central Coast Water Authority Expressing the Board's Appreciation to Ewald (Ed) Andrisek for His Service to the Authority and the Central Coast

Mr. Ray Stokes, CCWA Executive Director, read the resolution which detailed Mr. Andrisek's years of service to CCWA and thanked him for his time spent addressing issues on behalf of the Central Coast community.

Upon a motion by Director Springer, seconded by Director Clay and carried following a roll call vote, with Directors Borah, Clay, Coates, Friedman, Johnson, and Springer in favor and none opposed, the Board approved Resolution No. 22-07 Expressing the Board's Appreciation to Ewald (Ed) Andrisek for His Service to the Authority and the Central Coast.

B. Water Supply Situation Report and 2022 Supplemental Water Purchase Program

Total requests in the 2022 Supplemental Water Purchase Program (SWPP) were for 6,350 acre feet (AF) from five participating agencies, and purchases totaled 2,400 AF. Mr. Stokes reviewed the various transactions implemented in the 2022 SWPP.

C. Planning for a Dry 2023 Water Year: Water Supply and Operational Challenges and Possible Mitigation Measures

Mr. Stokes stated that DWR has begun planning for an unprecedented 0% allocation in the 2023 Water Year, with delivery only of health and safety water. CCWA anticipates that some of its participants may need health and safety water, and that there will be operational challenges for CCWA related to operating its facilities at extremely low flows.

Mr. John Brady, CCWA Deputy Director, provided a presentation detailing how CCWA anticipates its operations will be impacted, and the steps that its member agencies will need to implement to ensure their water allocation is maximized as well as scenarios to retain the quality of water in CCWA's pipeline, as well as current actions being taken to control nitrification.

D. 2022 CCWA/San Luis Obispo County Flood Control and Water Conservation District Transfer

CCWA and representatives from San Luis Obispo County Flood Control and Water Conservation District (SLO County) have been in negotiations for a transfer of SLO County's State Water Project water with CCWA. The proposed agreement would allow SLO County State water participants to receive more treated State water through the CCWA-owned Polonio Pass Water Treatment Plant and SLO County Coastal Branch turnouts than the 4,830 AF contract amount SLO County is currently entitled to receive under the Master Water Treatment Agreement between CCWA and SLO County. In exchange for the additional treated water, SLO County would provide CCWA one acre-foot of SLO County's State water for every acre-foot of water treated and delivered above the 4,830 AF contract amount. A term sheet of the proposed transfer was approved by both CCWA at a meeting of its Board of Directors in May 2022 and SLO County.

Upon a motion by Director Springer, seconded by Director Coates and carried following a roll call vote with Directors Borah, Clay, Coates, Friedman, Johnson, and Springer in favor and none opposed the Board adopted Resolution No. 22-08: A Resolution of the Board of Directors of the Central Coast Water Authority Approving the 2022 Agreement For The Transfer And Treatment Of State Water Project Water Between The Central Coast Water Authority And The San Luis Obispo County Flood Control And Water Conservation District.

E. 2022 CCWA/San Geronio Pass Water Agency Transfer

San Geronio Pass Water Agency has provided a proposed transaction for a 2:1 exchange at \$1,500/AF for the Supplemental Water Purchase Program (SWPP).

Following discussion, in which it was clarified that if any CCWA member agencies determine they wish to proceed with the San Geronio transaction, they would be responsible for any costs related to the transaction. The process for SWPP contracts was described.

F. Proposal for Alternative Release Point for State Water at the Lake Cachuma Penstock Facilities

In 2002 a settlement agreement between Cachuma Conservation Release Board, Santa Ynez River Water Conservation District (SYRWCD), and Santa Ynez RWCD ID#1 and the City of Lompoc, it was agreed that the parties would make their best efforts to blend CCWA Water deliveries during water rights releases. However, the temporary Warren Act Contract places restrictions on the blending of water. CCWA has determined that there is a physical solution that will allow the blending of CCWA water during water right releases, consistent with these restrictions.

CCWA staff requested Board approval to continue to move the concept forward and has proposed a cost-share for the project between CCWA and the SYRWCD. CCWA's share of costs would be allocated to the Santa Ynez I financial reach. Project costs are estimated to be approximately \$15,000 plus legal and CEQA costs which are unknown at this time.

Representatives of Santa Ynez RWCD ID#1 and SYRWCD addressed the Board on the matter.

Upon a motion by Director Coates, seconded by Director Clay and carried following a roll call vote with Directors Borah, Clay, Coates, Friedman, Johnson, and Springer in favor and none opposed, subject to the Parent District agreeing to pay 50% of the costs of the proposed project, the Board authorized the Executive Director to request USBR approval to install the alternate release point, which will allow the continued blending of CCWA State water during downstream releases, and directed the Executive Director to return to the Board for consideration of the proposed project, subject to compliance with the California Environmental Quality Act..

G. Amendment to Chemical Contract: Univar USA Inc. for Sodium Hypochlorite at a unit price of \$697 per gallon, Estimated \$79,737 (amended to \$98,531) per year Expenditure

The original FY 22/23 budget chemical budget estimate was prepared in January 2022 at a cost of \$7.04 per acre-foot (based on \$3.13 per gallon and treatment of 9,456 AF). At the new pricing of \$6.97 per gallon, the cost will increase to \$10.42 per AF. This increase represents a 48% increase over the currently approved budget amount. Staff requested amendment to the chemical contract with Univar USA Inc. for to allow for quarterly review of costs, with initial cost of Sodium Hypochlorite at a unit cost of \$6.97 per gallon, an estimated \$98,531.52 per year expenditure. Mr. Brady explained the advantageous aspects of having supply contracts with chemical vendors for risk transfer and performance bond.

Upon a motion by Director Coates, seconded by Director Johnson, and carried following a roll call vote with Directors Borah, Clay, Coates, Friedman, Johnson, and Springer in favor and none opposed the Board authorized the Executive

Director to execute the contract amendments allowing a quarterly pricing review for Univar USA Inc. for Sodium Hypochlorite 12.5% at an initial pricing of \$6.97 per gallon.

H. DWR Calendar Year 2023 Statement of Charges

DWR released the calendar year 2023 Statement of Charges on July 1, 2022, as required under the water supply contract. After receipt of the Statement of Charges, CCWA compared the actual charges from DWR to the amounts used in preparing the fiscal year budget, to determine the difference between the estimates and the actual costs.

Ms. Dessi Mladenova, CCWA Controller, provided a review of the differences in the cost components. The biggest differences are an increase in the Transportation Minimum OMP&R component of \$2.4 Million followed by a decrease in the Transportation Capital charges of \$1 Million and a decrease in the Delta Water Charge of \$0.8 Million. The combined increase in the Water System Revenue Bond and the Coastal Branch Extension is \$172,000.

Total charges are almost \$0.8 million higher than the estimates used in the FY 2022/23 Budget. The additional charges due for FY 2022/23 fixed DWR costs will be invoiced in October 2022.

I. Finance Committee

1. FY 2021/22 Fourth Quarter Investment Report

Ms. Mladenova reported as of June 30, 2022 the investment portfolio totaled \$79.6 million and had an effective rate of return of 0.82% on an average daily balance for the month of June 2022 of about \$76.6 million. The investments were comprised of the State of California Local Agency Investment Fund (LAIF), (\$73.4 million), and Montecito Bank & Trust money market accounts (\$6.2 million).

All investments during the quarter complied with the CCWA investment policy provisions and current pro forma projections indicate that the Authority will have sufficient cash with which to operate for the next six months.

The Finance Committee had reviewed the report and recommended Board approval.

Upon a motion by Director Borah, seconded by Director Clay and carried following a roll call Directors Borah, Clay, Coates, Friedman, Johnson, and Springer in favor and none opposed the Board approved the FY 2021/22 Fourth Quarter Investment Report.

J. State Water Contractors Update

State Water contractors staff are still actively engaged in the voluntary agreements as discussed at a prior meeting. Significant planning related to current and future drought issues is also taking place.

K. Legislative Report

The legislative report was included in the meeting materials for the information of the Board. Mr. Stokes highlighted SB1020 (Laird), which would move California renewable goals from 2045 to 2030, which would significantly increase DWRs Variable OMP&R costs related to meeting those goals. State Water Contractors are working to get amendment to the legislation to mitigate that increase.

IX. Reports from Board Members for Information Only

There were no other reports from Board members.

X. Items for Future Meeting Agendas

XI. Date of Next Regular Meeting: August 25, 2022

Mr. Stokes noted that the August meeting is typically cancelled, so the next meeting will take place September 22, 2022.

XII. Adjournment

The meeting was adjourned at 11:47 AM.

Respectfully submitted,

Elizabeth Watkins
Secretary to the Board



CENTRAL COAST WATER AUTHORITY

Normal and Recurring Costs

Bills for Ratification - July & August 2022

VENDOR	INVOICE AMOUNT	DESCRIPTION
GENERAL & ADMINISTRATIVE EXPENSES		
AWWA	473.00	Dues and Memberships
Bank of America Business Card	32.33	Publications, subscriptions, postage
Bank of America Business Card	155.00	Certification Renewal
Bank of America Business Card	317.52	Travel and Meetings
Bank of America Business Card	175.00	Training
Bank of America Business Card	810.65	Advertising
California Rural Water Association	229.00	Membership FY 2022-2023
Cardmember Service	15.99	Publications, subscriptions, postage
Cardmember Service	1,904.34	State Water Contractors - Travel and meetings
Endeman, Grant	75.00	Reimbursable expenses - Certificate renewal
Federal Express	361.71	Express shipping
KnowBe4 Inc	790.50	Safety Training
Ladd, Brandon	105.00	Reimbursable expenses - Certification renewal
Pitney Bowes	1,000.00	Postage - postage machine
Sorenson, Robert	74.05	Reimbursable expenses - Training Travel Expenses
State Water Contractors	104,640.00	State Water Contractors Dues FY 2022-2023
Underground Service Alert	616.89	Annual Membership
United Parcel Service	436.76	Shipping expenses
US Bank	243.21	Staff Meeting
	\$ 112,455.95	Total General & Administrative
MONITORING EXPENSES		
Aramark	108.90	Lab supplies
Culligan Industries Water Systems	175.00	Lab supplies
Eurofins Eaton Analytical	40.00	Lab testing
Hach Company	5,289.72	Lab supplies
IDEXX Distribution Corp.	2,902.88	Lab supplies
VWR International	5,414.10	Lab supplies
	\$ 13,930.60	Total Monitoring Expenses
OFFICE EXPENSES		
Bank of America Business Card	222.27	Office and kitchen supplies
Brady, John	46.31	Reimbursable expenses - Office Supplies
Office Depot	420.82	Office, janitorial & kitchen supplies
Pitney Bowes, Inc	183.15	Office supplies
Solvang Bakery	38.20	Board and Committee meeting pastries
Staples Inc.	337.48	Office, janitorial & kitchen supplies
Ultrex Business Products	570.01	Office supplies
	\$ 1,818.24	Total Office Expenses
OTHER EXPENSES		
ACWA/JPIA	3,859.00	Insurance - Excess Crime Insurance FY 2022-2023
ACWA/JPIA	5,060.80	Insurance - Cyber Insurance FY 2022-2023
ACWA/JPIA	108,124.19	Insurance - Property Insurance FY 2022-2023
Bank of America Business Card	499.90	Computer miscellaneous expenses
Brownstein Hyatt Farber	8,944.00	Legal Services
Bureau of Reclamation	6,520.00	Warren Act Contract Negotiation
Comcast	914.50	Internet Service
CompuVision	1,080.00	Semi Annual Spam Filtering
CompuVision	1,990.00	Datto Cloud Backup
CompuVision	2,952.00	Annual Dual Factor Authentication
CompuVision	4,329.50	EndPoint Detection



CENTRAL COAST WATER AUTHORITY

Normal and Recurring Costs

Bills for Ratification - July & August 2022

VENDOR	INVOICE AMOUNT	DESCRIPTION
CompuVision	11,370.00	Managed Service Agreement
De Lage Landen Financial Services	915.99	Copier Lease - BAO and WTP
Dell Business Credit	3,771.02	Desktops
Frontier Communications	129.98	Internet
HDR Engineering, Inc.	19,375.56	Bradbury Bypass Repair
Marborg Industries	952.10	Tank 5/Tank 7/Tank 2/ EDV/Bradbury Dam/SoCal TO
Pitney Bowes Global Financial	294.70	Postage Machine Lease
RingCentral Inc.	19,145.91	Phone Server-Renewal FY 2022-2023
Sage Software Inc	2,780.00	Fixed Asset Program Support Renewal
Streamline	4,800.00	CCWA Website Membership FY 2022-2023
Velosio	8,518.75	Microsoft Dynamics SL support services
Wilson Creek Communications	310.00	Internet Service
	\$ 216,637.90	Total Other Expenses
OTHER MISCELLANEOUS EXPENSES		
Comb-Warren Act Trust Fund	92,321.00	Trust Fund Quarterly payment
Department of Water Resources	15,166,938.00	Variable OMP&R, Delta Water & Transport Charge
	\$ 15,259,259.00	Total Other Miscellaneous Expenses
PERSONNEL EXPENSES		
ACWA/JPIA	23,591.58	Workers Compensation Insurance
CalPERS Health	73,137.86	Health Insurance
CalPERS Retirement	74,358.40	Pension Contributions
CCWA Payroll Wages/Taxes	572,334.03	Gross Payroll Wages/Taxes
Dental/Vision Payments	14,018.88	Dental/Vision Benefits
MetLife SBC Insurance	3,584.60	Life Insurance
Other Misc Employee Benefits	6,239.40	Vehicle, Uniform and Cafeteria Plan Benefits
Standard Insurance Company	2,694.24	Disability Insurance
	\$ 769,958.99	Total Personnel Expenses
PROFESSIONAL SERVICES		
Aerial and Crane Experts, Inc.	4,138.00	Annual Inspection & Testing
Air Pollution Control District	2,862.08	Equipment permit renewals
Bank of America Business Card	200.00	Equipment service
Brownstein Hyatt Farber	58,612.85	Legal Services
Deep Blue Integration	2,800.00	Equipment Inspection
Ernst & Young LLP	4,645.00	Accounting Services
Mid-Coast Fire Protection Inc.	371.00	Safety, Annual fire extinguisher service
Provost & Pritchard Consulting	417.00	Consulting
Safety Kleen Systems, Inc	428.21	Washer Parts/Service
Samba Holdings, Inc.	94.86	DMV driver reports
Stradling Yocca Carlson Rauth	690.00	Legal - Employee Matters/General Matters
Underground Service Alert	102.75	New USA tickets
	\$ 75,361.75	Total Professional Services
CIP PROJECTS - MATERIALS & OVERHEAD		
American Industrial Supply	38.94	Tank 5 Inlet Chemical Dosing Facility
Bank of America Business Card	1,118.28	Tank 5 Inlet Chemical Dosing Facility
Cannon Corporation	59,259.25	WTP PLC Upgrade
Digi-Key Electronics	461.75	WTP PLC Upgrade
Graybar Electric Company, Inc.	7,860.01	WTP PLC Upgrade
HDR Engineering Inc	2,575.25	Tank 5 Inlet Chemical Dosing Facility



CENTRAL COAST WATER AUTHORITY

Normal and Recurring Costs

Bills for Ratification - July & August 2022

VENDOR	INVOICE AMOUNT	DESCRIPTION
Home Depot	475.79	Tank 5 Inlet Chemical Dosing Facility
Home Depot	38.82	Rectifier Replacement
United Rentals North America, Inc.	756.64	Tank 5 Inlet Chemical Dosing Facility
USA Blue Book	2,514.26	Tank 5 Inlet Chemical Dosing Facility
	\$ 75,098.99	Total CIP Project - Materials and Overhead
REPAIRS & MAINTENANCE		
American Industrial Supply	503.30	Parts, repair and maintenance
Anthony's Tire Store	1,080.02	Vehicle maintenance
Aramark	1,025.54	Building maintenance supplies
Bank of America Business Card	1,685.28	Equipment repairs and maintenance
Bank of America Business Card	164.04	Vehicles repairs and maintenance
Bank of America Business Card	31.14	Building maintenance supplies
Big Brand Tire & Service	1,209.49	Vehicle maintenance
Brezden Pest Control, Inc	165.00	Pest Control Spraying - WTP
Cal Coast Irrigation, Inc.	1,767.19	Parts, repair and maintenance
California Electric Supply	386.69	Electrical parts
Chemscan Inc	1,019.75	Parts, repair and maintenance
City of Buellton	196.76	Landscape maintenance - water
Coastal Tractor (CNH Capital)	311.99	Equipment repairs and maintenance
Coverall North America, Inc	2,804.00	Janitorial service - BAO/SYPS
D&H Water Systems Inc.	346.11	Equipment repairs and maintenance
Department of Motor Vehicles	10.00	Equipment Registration
Digi-Key Electronics	212.45	Equipment repairs and maintenance
Endress+Hauser, Inc.	3,088.41	Equipment repairs and maintenance
Ferguson Enterprise, Inc.	403.70	Equipment repairs and maintenance
Grainger Inc.	138.65	Parts, repair and maintenance
Harrington Industrial Plastics	5,860.58	Parts, repair and maintenance
Home Depot	34.77	Parts, repair and maintenance
Home Depot	16.94	Building maintenance supplies
Jiffy Lube	245.27	Vehicle Maintenance
Knechts Plumbing and Heating	5,274.74	Building Maintenance
Lowe's	29.95	Parts, repair and maintenance
MISCO	2,139.00	Maintenance supplies
Paso Robles Chevrolet	930.67	Vehicle maintenance
Procure Janitorial Supply	314.39	Janitorial supplies - WTP
Progressive Greenery	330.00	Landscape maintenance - WTP
PRW Steel Supply, Inc.	5,641.35	Equipment repairs and maintenance
Quinn Company	440.00	Equipment repairs and maintenance
Roberto Sanchez	575.00	Landscape maintenance - BAO/SYPS
Ultrex Business Products	543.98	Copier maintenance
US Bank	448.18	Vehicle repairs and maintenance
US Bank	411.56	Equipment repairs and maintenance
Western Exterminator Co	485.35	Pest control spraying - BAO and SYPS
	\$ 40,271.24	Total Repairs & Maintenance



CENTRAL COAST WATER AUTHORITY

Normal and Recurring Costs

Bills for Ratification - July & August 2022

VENDOR	INVOICE AMOUNT	DESCRIPTION
SUPPLIES & EQUIPMENT		
Aramark	1,345.16	Uniform expenses
Carr's Boots & Western Wear	427.91	Uniform expenses
Chemtrade Chemicals US, LLC	80,665.44	Chemicals - WTP
Digi-Key Electronics	109.44	Small tools, maintenance supplies
Grainger Inc.	841.17	Minor tools, equipment & maintenance supplies, safety supplies
Hill Brothers Chemical Company	8,533.09	Chemicals - WTP
Home Depot	63.90	Minor tools, equipment & maintenance supplies
Home Depot	49.44	Safety supplies
JCI Jones Chemical	46,312.00	Chemicals - WTP
Lowe's	335.17	Maintenance supplies and hardware
Shaner, James	250.00	Uniform expenses
Sterling Water Technologies, LLC	23,122.20	Chemicals - WTP
Univar Solutions USA, Inc.	101,658.26	Chemicals - WTP
US Bank	770.55	Maintenance supplies, Minor Tools, Safety Supplies
WEX Bank - Wright Express	16,989.82	Fuel - Autos
	\$ 281,473.55	Total Supplies & Equipment
UTILITIES		
City of Buellton	380.62	Water - BAO
First Choice Technology	14.26	Phone - Long distance carrier, 800#
Frontier	377.32	Telephone charges
Health Sanitation Services	351.60	Waste Disposal - SYPS
Marborg Industries	340.51	Waste Disposal - BAO/Trash roll off
Pacific Gas & Electric	100,190.33	Utilities - BAO/SYPS/WTP
San Miguel Garbage Company	496.24	Waste Disposal - WTP
Santa Ynez River Water Conservation	192.21	Water - SYPS
SoCalGas	12.32	Natural Gas - BAO
Stokes, Ray	106.09	Reimbursable Expenses - Cell Phone charges
Surfnet Communications, Inc.	150.00	Wireless Internet - Chorro
Verizon Wireless	1,172.25	Cell phone charges
	\$ 103,783.75	Total Utilities
Subtotal - Bills for Ratification	\$ 16,950,049.96	



CENTRAL COAST WATER AUTHORITY

Bills for Approval

VENDOR	INVOICE AMOUNT	DESCRIPTION
State of California DWR	\$ 4,712,613.00	Capital Cost and Minimum OMP&R Charges - September'22
Subtotal - Bills for Approval	\$ 4,712,613.00	



Statements of Net Position

<u>ASSETS</u>	July 31, 2022	Preliminary & Unaudited June 30, 2022
<u>Current Assets</u>		
Cash and investments	\$ 16,649,999	\$ 18,091,573
Accounts Receivable (Note 1)	263	263
Accrued interest receivable	66,390	87,011
Other assets	1,600,170	1,414,247
Total Current Assets	18,316,821	19,593,094
<u>Restricted Assets</u>		
Operations and Maintenance Reserve Fund (Note 2)	2,005,261	2,001,830
DWR Reserve Fund (Note 3)	5,723,050	5,902,235
Rate Coverage Reserve Fund (Note 4)	9,519,293	9,503,611
Department of Water Resources (Note 5a)	27,879,248	41,210,725
CCWA and DWR Variable Fund (Note 5b)	3,426,285	3,859,412
Credits Payable (Note 6)	117,604	116,281
Escrow Deposits (Note 7)	514,293	513,445
Total Restricted Assets	49,185,035	63,107,539
<u>Property, Plant and Equipment</u>		
Construction in progress (Note 8)	1,114,159	1,034,593
Fixed assets (net of accumulated depreciation)	87,085,055	87,292,853
Total Property, Plant and Equipment	88,199,214	88,327,446
<u>Other Assets</u>		
Long Term Receivable	-	-
Total Other Assets	-	-
Total Assets	\$ 155,701,070	\$ 171,028,079



Statements of Net Position

<u>LIABILITIES AND FUND EQUITY</u>	July 31, 2022	<i>Preliminary & Unaudited</i> June 30, 2022
<u>Current Liabilities</u>		
Accounts Payable	\$ 550,796	\$ 578,076
DWR and Warren Act Charge Deposits (Note 5a)	27,879,248	41,251,851
CCWA & DWR Variable Charge Deposits (Note 5b)	3,426,285	3,859,412
Other liabilities	4,336,808	4,502,664
DWR Reserve Fund	5,723,050	5,912,421
Rate Coverage Reserve Fund	9,495,379	9,495,379
Unearned Revenue	18,491	12,081,574
Credits Payable to Project Participants	936,885	936,361
Total Current Liabilities	52,366,943	78,617,739
<u>Non-Current Liabilities</u>		
OPEB Liability	552,948	552,948
Escrow Deposits	514,293	514,284
Net Pension Liability	4,034,798	4,034,798
Total Non-Current Liabilities	5,102,039	5,102,030
<u>Commitments and Uncertainties</u>		
<u>Net Assets</u>		
Contributed capital, net (Note 9)	22,562,433	22,562,433
Retained earnings	75,669,654	64,745,877
Total Net Assets	98,232,087	87,308,310
Total Liabilities and Net Assets	\$ 155,701,070	\$ 171,028,079



Statements of Revenues, Expenses and Changes in Net Position

	July 31, 2022	Preliminary & Unaudited June 30, 2022
<u>Operating Revenues</u>		
Operating reimbursements from project participants	\$ 12,232,639	\$ 20,032,136
Other revenues	2,332	173,012
Total Operating Revenues	12,234,971	20,205,148
<u>Operating Expenses</u>		
Personnel expenses	697,947	5,159,029
Office expenses	773	17,973
General and administrative	13,067	186,865
Professional Services	65,837	1,154,068
Supplies and equipment	179,761	970,342
Monitoring expenses	5,558	97,097
Repairs and maintenance	25,277	296,986
Utilities	102,575	892,269
Depreciation and amortization	207,798	2,451,231
Other expenses	78,991	705,139
Total Operating Expenses	1,377,584	11,930,998
Operating Income	10,857,387	8,274,150
<u>Non-Operating Revenues</u>		
Investment income	67,846	206,054
Total Non-Operating Revenues	67,846	206,054
<u>Non-Operating Expenses</u>		
Interest		126,186
Current year credits payable	1,456	960,123
Loss on disposal of fixed assets		49
Total Non-Operating Expenses	1,456	1,086,358
Net Income	10,923,777	7,393,846
<u>Retained Earnings</u>		
Retained earnings at beginning of period	64,745,877	57,352,031
Retained earnings at end of period	\$ 75,669,654	\$ 64,745,877



Budget and Actual All Reaches

	July 31, 2022		
	Budget	Actual	Percent Expended ⁽¹⁾
Revenues			
Fixed operating assessments ⁽²⁾	\$ 12,025,927	\$ 12,025,927	
Variable operating assessments	2,124,961	206,712	9.73%
Miscellaneous income		2,332	
Investment income		14,368	
Total Revenues	<u>14,150,888</u>	<u>12,249,339</u>	<u>86.56%</u>
Expenses ⁽²⁾			
Personnel expenses	5,604,074	697,947	12.45%
Office expenses	21,300	773	3.63%
General and administrative	292,166	13,067	4.47%
Professional Services	1,495,167	65,837	4.40%
Supplies and equipment	1,428,146	179,761	12.59%
Monitoring expenses	121,234	5,558	4.58%
Repairs and maintenance	317,793	25,277	7.95%
Utilities	1,151,449	102,575	8.91%
Other expenses	738,850	59,616	8.07%
Capital and Non-Capital Expenditures	2,980,709	1,133,534	38.03%
Total Expenses	<u>14,150,888</u>	<u>2,283,945</u>	<u>16.14%</u>
Operating Income	<u>0</u>	<u>9,965,394</u>	
Net Income (Loss)	<u>\$ 0</u>	<u>\$ 9,965,394</u>	

(1) Percent of year expended 8.3%

(2) Includes revenues and expenses for Turnouts and adjusted for carryover revenues from FY 2020/21 to FY 2021/22

Central Coast Water Authority
Notes to Financial Statements
July 31, 2022

Note 1: Accounts Receivable

Accounts receivable consists of amounts payable by the State Water Project contractors and other miscellaneous receivables.

Note 2: O&M Reserve Fund

The O&M reserve fund represents cash reserves for emergency uses. The funding requirement is \$2,000,000 allocated on an entitlement basis for the Santa Barbara County project participants. Investment earnings on O&M reserve fund balances are credited against CCWA O&M assessments.

<u>Project Participant</u>	<u>Amount</u>
City of Guadalupe	\$ 28,220
City of Santa Maria	831,201
Golden State Water Company	25,654
Vandenberg SFB	282,428
City of Buellton	29,656
Santa Ynez ID #1 (Solvang)	76,963
Santa Ynez ID #1	25,654
Goleta Water District	230,888
Morehart Land Co.	10,262
La Cumbre Mutual Water Company	51,303
Raytheon Systems Company	2,565
City of Santa Barbara	153,925
Montecito Water District	153,925
Carpinteria Valley Water District	102,617
TOTAL:	<u>\$ 2,005,261</u>

Central Coast Water Authority
Notes to Financial Statements
 July 31, 2022

Note 3: DWR Reserve Fund

The DWR Reserve Fund was established to provide a funding source for payments to the State of California Department of Water Resources (DWR) when there is a difference between estimates used to prepare the DWR portion of the annual CCWA budget and the actual amounts billed to the Authority by DWR. Contributions to the DWR Reserve Fund are voluntary. Funding of each participating Project Participant's share of the DWR Reserve Fund will come from a combination of (1) CCWA Operating Expense budget surpluses, if any (2) Interest earnings on funds held in all other accounts on behalf of the participating Project Participant and (3) excess amounts, if any, from any of the DWR Statement of Charges cost components until the funding Target Amount is reached. The Target Amount will be equal to the participating Project Participant's proportional share of a \$10 million allocation of DWR Transportation Minimum OMP&R charges. The following schedule shows the current fund balance of the participating Project Participants.

Project Participant	Amount
City of Guadalupe	\$ 129,989
City of Santa Maria	4,154,334
Golden State Water Company	88,107
City of Buellton	136,853
Santa Ynez ID #1 (Solvang)	338,483
Santa Ynez ID #1	178,857
Morehart Land Co.	48,088
La Cumbre Mutual Water Company	175,135
Raytheon Systems Co.	11,874
City of Santa Barbara	461,328
TOTAL:	\$ 5,723,050

Note 4: Rate Coverage Reserve Fund Cash Deposits

The rate coverage reserve fund was established to provide CCWA project participants a mechanism to satisfy a portion of their obligation under Section 20(a) of the Water Supply Agreement to impose rates and charges sufficient to collect 125% of their contract payments. The following schedule shows the current balances plus accrued interest receivable in the rate coverage reserve fund.

Project Participant	Amount
City of Guadalupe	\$ 191,495
City of Santa Maria	5,179,664
City of Buellton	275,554
Santa Ynez ID #1 (Solvang)	633,694
Santa Ynez ID #1	462,101
La Cumbre Mutual Water Company	401,363
Montecito Water District	1,497,722
Carpinteria Valley Water District	861,950
Shandon	15,749
TOTAL:	\$ 9,519,292

Central Coast Water Authority
Notes to Financial Statements
 July 31, 2022

Note 5a: Cash and Investments Payment to DWR

Cash deposits for DWR payments.

Project Participant	Amount
City of Guadalupe	\$ 337,098
City of Santa Maria	10,263,593
Golden State Water Company	326,082
Vandenberg SFB	5,076,233
City of Buellton	416,696
Santa Ynez ID #1 (Solvang)	1,062,332
Santa Ynez ID #1	381,936
Goleta Water District	3,452,644
Morehart Land Co.	144,424
La Cumbre Mutual Water Company	719,666
Raytheon Systems Co.	36,372
City of Santa Barbara	2,158,839
Montecito Water District	2,101,587
Carpinteria Valley Water District	1,401,746
TOTAL:	<u>\$ 27,879,248</u>

Note 5b: Cash Payments for CCWA, Warren Act and DWR Variable Charges

Cash deposits for payments to CCWA, Warren Act and DWR for Variable Assessments.

Project Participant	Amount
City of Guadalupe	\$ 49,473
City of Santa Maria	1,347,896
Golden State Water Company	42,593
Vandenberg SFB	283,011
City of Buellton	44,279
Santa Ynez ID #1 (Solvang)	124,144
Santa Ynez ID #1	196,552
Goleta Water District	240,343
Morehart Land Co.	19,037
La Cumbre Mutual Water Company	88,783
Raytheon Systems Co.	7,711
City of Santa Barbara	310,951
Montecito Water District	458,577
Carpinteria Valley Water District	212,935
TOTAL:	<u>\$ 3,426,285</u>

Central Coast Water Authority
Notes to Financial Statements
 July 31, 2022

Note 6: Credits Payable

Credits payable to, or (due from) CCWA project participants for investment earnings and O&M assessment credits.

Project Participant	Amount
City of Guadalupe	\$ 1,662
City of Santa Maria	571
Golden State Water Company	9
Vandenberg SFB	1,275
City of Buellton	3,058
Santa Ynez ID #1 (Solvang)	8,882
Santa Ynez ID #1	3,317
Goleta Water District	27,988
Morehart Land Co.	1,214
La Cumbre Mutual Water Company	6,284
Raytheon Systems Co.	289
City of Santa Barbara	16,991
Montecito Water District	20,803
Carpinteria Valley Water District	11,754
Shandon	136
Lopez Turnout	2,828
Chorro Turnout	10,544
TOTAL:	<u>\$ 117,604</u>

Note 7: Escrow Deposits

Cash deposits from certain project participants as required under the Water Supply Agreements.

Project Participant	Amount
Morehart Land Company	\$ 406,021
Raytheon Systems Company	108,272
TOTAL:	<u>\$ 514,293</u>

Note 8: Construction in Progress

Amounts in construction in progress represent expenditures incurred during FY 2022/23 and amounts retained in construction in progress at July 31, 2022. The following schedule shows the CIP expenditures for CCWA projects.

Financial Reach	Amount
Labor	\$ 34,600
Materials	53,413
Overhead	1,026,146
Project CIP Total:	<u>\$ 1,114,159</u>

Central Coast Water Authority
Notes to Financial Statements
July 31, 2022

Note 9: Contributed Capital

Certain project participants elected to pay their share of CCWA project construction costs in cash. The amounts listed below show the capital contributions by project participant less the cost of local facilities and refunds to the project participants.

Project Participant	Amount
Avila Valley Water Company	\$ 15,979
City of Guadalupe	81,119
San Luis Schools	5,608
San Miguelito Water Company	233,605
Golden State Water Company	866,277
City of Santa Maria	13,498,802
Vandenberg SFB	7,861,043
TOTAL:	<u>\$ 22,562,433</u>

**MONTHLY SUMMARY OF MINERAL AND PHYSICAL ANALYSIS
RAW WATER (RW) AND SETTLED WATER (SW)**

Agenda Item VI.D.
Board of Directors
September 22, 2022

System Name: Central Coast Water Authority

System Number: 4210030

Treatment Plant Name: Polonio Pass Water Treatment Plant

August 2022

Date:	RW pH (SU)	RW Turbidity (NTU)	SW Turbidity (NTU)	RW Odor (TON)	RW Total Coliform (MPN)	RW E. Coli (MPN)	RW Cl- (mg/L)	RW Alkalinity (mg/L)		RW Hardness (mg/L)		RW E.C. (uS/cm)	RW TOC (mg/L)
								Total	Phenol	Total	Ca		
1	8.90	4.23	0.55	1.5	2420	<1	101	93	13	120	58	641	
2	8.83	4.30	0.50	2.0			101	91	9	128	62		
3	8.76	3.55	0.44	2.0			102	90	9	128	62		4.3
4	8.72	3.10	0.40	1.5			102	89	8	127	65		
5	8.72	2.85	0.37	1.5			102	89	8	121	63		
6	8.72	2.83	0.41	2.0			99	89	6	122	65		
7	8.82	2.90	0.47	1.0			100	89	11	128	63		
8	8.88	3.57	0.54	2.0			102	89	13	128	63	641	
9	9.02	4.53	1.08	2.0			100	88	10	126	60		
10	9.03	5.62	1.12	2.0			99	92	13	126	62		
11	9.05	5.57	1.13	2.0			100	90	15	127	60		
12	9.09	5.88	1.40	2.0			99	93	16	123	60		
13	9.13	5.83	1.58	2.0			98	92	17	128	60		
14	9.08	5.70	1.43	2.0			100	90	17	127	62		
15	8.98	4.67	0.95	2.0	548	1	99	91	17	126	63	634	
16	8.76	2.95	0.68	1.5			101	95	10	129	60		
17	8.63	2.33	0.53	1.5			99	93	8	131	62		
18	8.58	2.40	0.55	1.5			100	90	5	130	62		
19	8.63	2.55	0.63	2.0			103	88	8	133	66		
20	8.57	2.33	0.57	2.0			104	87	9	129	62		
21	8.45	2.10	0.55	1.5			99	89	3	130	60		
22	8.52	2.67	0.51	1.5	205	<1	101	89	5	128	61	648	
23	8.72	2.00	0.46	2.0			103	90	9	128	61		
24	8.73	1.87	0.43	2.0			103	88	8	126	61		
25	8.57	1.77	0.42	1.5			105	89	8	124	60		
26	8.54	1.83	0.38	1.0			105	88	6	124	66		
27	8.47	1.78	0.37	1.0			103	89	4	122	60		
28	8.40	2.08	0.38	3.0			105	89	5	125	61		
29	8.37	1.72	0.33	2.0	921	<1	103	90	2	123	61	688	
30	8.39	2.05	0.32	1.0			100	86	0	121	54		
31	8.37	2.02	0.34	1.0			102	91	0	119	56		
Avg	8.72	3.21	0.64	1.7	1023	1	101	90	9	126	61	650	4.3

**MONTHLY SUMMARY OF MINERAL AND PHYSICAL ANALYSIS
TREATED WATER (TW) & CLEARWELL (CW)**

System Name: Central Coast Water Authority

System Number: 4210030

Treatment Plant Name: Polonio Pass Water Treatment Plant

August 2022

Date:	TW pH (SU)	TW Turbidity (NTU)	Filter Rate (gpm/ft ²)	CW Odor (TON)	TW Total Coliform	CW Cl- (mg/L)	CW Total Alk (mg/L)	CW Hardness (mg/L)		TW Chlorine (mg/L)		CCB3 Chlorine Free (mg/L)	TW NH3-N (mg/L)		(CCB3 Cl2 Free) / (TW NH3-N Total)	CW E.C. (uS/cm)	TW TOC (mg/L)
								Total	Ca	Total	Free		Total	Free			
1	8.42	0.07	3.88	0.0	ABSENT	101	80	124	54	4.01	0.00	4.01	0.78	0.02	5.1	709	
2	8.38	0.07	4.21	0.0	ABSENT	107	71	128	63	4.07	0.00	4.13	0.76	0.00	5.4		
3	8.41	0.07	4.21	0.0	ABSENT	105	74	128	64	3.98	0.00	3.92	0.75	0.01	5.2		2.3
4	8.43	0.07	4.21	0.0	ABSENT	107	77	131	64	3.96	0.00	4.02	0.76	0.03	5.3		
5	8.40	0.07	4.21	0.0	ABSENT	106	74	127	65	4.07	0.00	4.07	0.75	0.01	5.4		
6	8.43	0.08	4.21	0.0	ABSENT	105	77	124	61	4.02	0.00	4.03	0.75	0.01	5.4		
7	8.47	0.09	4.21	0.0	ABSENT	105	77	129	62	4.05	0.00	4.10	0.76	0.00	5.4		
8	8.48	0.10	4.21	0.0	ABSENT	105	77	129	62	3.97	0.00	4.01	0.73	0.00	5.5	709	
9	8.22	0.10	4.21	0.0	ABSENT	102	78	128	60	3.88	0.00	3.90	0.73	0.02	5.3		
10	8.34	0.11	3.16	0.0	ABSENT	101	78	125	59	3.95	0.00	3.98	0.72	0.00	5.5		
11	8.30	0.07	3.40	0.0	ABSENT	102	72	130	59	4.00	0.00	3.93	0.74	0.00	5.3		
12	8.47	0.06	3.64	0.0	ABSENT	101	73	125	61	3.88	0.00	3.83	0.73	0.01	5.2		
13	8.36	0.07	3.46	0.0	ABSENT	101	73	125	59	3.87	0.00	3.78	0.73	0.02	5.2		
14	8.39	0.07	3.28	0.0	ABSENT	103	73	127	61	3.86	0.00	3.76	0.73	0.02	5.2		
15	8.40	0.07	3.28	0.0	ABSENT	102	71	127	62	3.88	0.00	3.82	0.71	0.00	5.4	725	
16	8.36	0.09	3.28	0.0	ABSENT	104	74	129	62	3.74	0.00	3.70	0.71	0.03	5.2		
17	8.38	0.09	3.32	0.0	ABSENT	101	77	128	61	3.70	0.00	3.55	0.69	0.03	5.1		
18	8.39	0.09	3.49	0.0	ABSENT	104	73	128	61	3.92	0.00	3.92	0.72	0.01	5.4		
19	8.40	0.08	3.15	0.0	ABSENT	107	74	129	64	3.92	0.00	4.11	0.71	0.00	5.8		
20	8.50	0.08	3.15	0.0	ABSENT	110	73	128	62	4.03	0.00	4.04	0.74	0.01	5.5		
21	8.33	0.08	3.27	0.0	ABSENT	106	75	127	62	4.04	0.00	4.32	0.72	0.00	6.0		
22	8.30	0.08	4.16	0.0	ABSENT	107	74	125	60	3.90	0.00	3.97	0.72	0.00	5.5	742	
23	8.37	0.08	4.25	0.0	ABSENT	108	72	126	61	3.92	0.00	3.90	0.72	0.00	5.4		
24	8.50	0.08	3.91	0.0	ABSENT	108	75	125	61	3.85	0.00	3.81	0.73	0.01	5.2		
25	8.32	0.08	3.63	0.0	ABSENT	107	72	124	60	3.92	0.00	3.97	0.71	0.00	5.6		
26	8.43	0.09	3.42	0.0	ABSENT	107	73	122	61	3.91	0.00	3.99	0.72	0.00	5.5		
27	8.32	0.09	3.72	0.0	ABSENT	108	73	122	61	3.93	0.00	3.91	0.72	0.00	5.4		
28	8.50	0.08	3.88	0.0	ABSENT	109	75	124	61	4.00	0.00	4.10	0.75	0.00	5.5		
29	8.33	0.08	3.76	0.0	ABSENT	107	75	123	59	4.15	0.00	4.24	0.77	0.00	5.5	726	
30	8.38	0.08	3.64	0.0	ABSENT	104	75	129	57	4.22	0.00	4.18	0.77	0.02	5.4		
31	8.45	0.08	3.64	0.0	ABSENT	107	75	120	57	3.93	0.00	3.92	0.74	0.02	5.3		
Avg	8.39	0.08	3.72	0.00		105	75	126	61	3.95	0.00	3.97	0.73	0.01	5.4	722	2.30

Central Coast Water Authority
Calendar Year 2022 Actual and Requested Deliveries in Acre Feet

Project Participant	Total Available AF Amounts ⁽¹⁾	ACTUALS									REQUESTED					Estimated Annual Delivery Total
		Jan.	Feb.	Mar.	Apr.	May	June	July	Aug	Subtotal	Sept.	Oct.	Nov.	Dec.	Subtotal	
Guadalupe	45	1	1	1	1	1	1	1	1	8	1	1	1	1	4	12
Santa Maria	2,568	0	333	0	0	139	261	287	286	1,306	276	286	0	0	562	1,868
So. Cal. Water Co.	61	0	0	1	1	1	10	10	11	34	19	7	0	0	26	60
Vandenberg AFB	847	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Buellton	75	0	0	0	2	5	7	11	14	39	14	18	0	0	32	71
Solvang (Billed to SY)	708	30	35	47	44	54	63	87	94	454	40	30	30	4	104	558
Santa Ynez ID#1	217	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Goleta	3,432	377	332	338	308	352	595	359	304	2,965	284	27	0	0	311	3,276
Morehart Land Co.	214	10	10	10	10	10	9	10	7	76	8	8	8	8	32	108
La Cumbre	1,135	40	25	20	35	45	137	100	46	448	50	40	27	27	144	592
Raytheon	11	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Santa Barbara	1,768	0	0	0	100	100	92	100	24	416	84	18	0	0	102	518
Montecito	252	0	0	0	0	0	0	0	24	24	84	18	0	0	102	126
Carpinteria	720	0	0	0	0	127	227	0	16	370	56	12	0	0	68	438
Subtotal Santa Barbara:	12,053	458	736	417	501	834	1,402	965	827	6,140	916	465	66	40	1,487	7,627
Shandon		0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Chorro Valley		158	163	188	179	187	175	197	197	1,444	185	185	185	185	740	2,184
Lopez		106	132	179	200	251	237	239	249	1,593	135	180	147	138	600	2,193
Subtotal SLO County:		264	295	367	379	438	412	436	446	3,037	320	365	332	323	1,340	4,377
TOTAL ENTITLEMENT DELIVERIES	12,053	722	1,031	784	880	1,272	1,814	1,401	1,273	9,177	1,236	830	398	363	2,827	12,004
EXCHANGE DELIVERIES																
Santa Ynez-Exchange		0	0	0	0	0	0	0	(99)	(99)	(350)	(75)	0	0	(825)	(924)
Goleta-Exchange		0	0	0	0	0	0	0	35	35	126	27	0	0	297	332
Santa Barbara-Exchange		0	0	0	0	0	0	0	24	24	84	18	0	0	198	222
Montecito-Exchange		0	0	0	0	0	0	0	24	24	84	18	0	0	198	222
Carpinteria-Exchange		0	0	0	0	0	0	0	16	16	56	12	0	0	132	148
TOTAL EXCHANGE DELIVERIES		0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total Lake Deliveries only		427	367	368	453	634	1,060	569	421		566	123	35	35		5,058

⁽¹⁾ Total AF of Table A allocation, carryover amounts, and SWPAO water transfers



CENTRAL COAST WATER AUTHORITY

MEMORANDUM

September 14, 2022

TO: CCWA Board of Directors

FROM: Ray A. Stokes
Executive Director

SUBJECT: 2022 Supplemental Water Purchase Program: Purchase of Supplemental Water Supplies from San Geronio Pass Water Agency

SUMMARY

Pursuant to the 2022 Supplemental Water Purchase Program, Staff has identified a potential purchase opportunity from the San Geronio Pass Water Agency (SGPWA). One CCWA Participant, Carpinteria Valley Water District (CVWD), has elected to purchase the water to be purchased from the SGPWA.

This report summarizes the proposed transfer and requests the Board of Directors' approval of the transfer and further requests authorization to execute the agreements required to effectuate the proposed transfer.

RECOMMENDATION

Staff recommends that the Board of Directors:

Adopt Resolution No. 22-10: A Resolution Of The Board Of Directors Of The Central Coast Water Authority Approving The 2022 Purchase Of Supplemental Water Supplies From San Geronio Pass Water Agency

DISCUSSION

Due to prolonged drought conditions and low State Water Project (SWP) "Table A Amount" for 2022, CCWA currently needs additional water supplies to supplement its 2022 supplies. SGPWA will make available up to 400 acre-feet (AF) of either SGPWA's 2022 Annual Table A Amount, as that term is defined by the State Water Contract, or non-SWP water available to SGPWA for transfer to CCWA in 2022 (SGPWA Water). In return, CCWA will: (a) pay SGPWA \$600,000, or a rate of \$1500 for every AF of SGPWA Water purchased, which will occur on execution of an approval and conveyance agreement with DWR which incorporates the terms and conditions of the transfer, and (b) in a future year or years, CCWA will direct DWR to deliver a total of 800 AF of CCWA's Table A allocation to SGPWA. The point of delivery for both deliveries is San Luis Reservoir, a DWR facility, and all water delivered to CCWA will be used entirely within CCWA's service area and within the service area of CVWD.

CVWD will execute an agreement with CCWA (Purchase Agreement) whereby CVWD agrees to purchase the water made available by the proposed transfer, to pay all costs associated with the proposed transfer, and to assume all obligations and liabilities associated with the proposed transfer, including the obligation to return 800 AF to SGPWA.

Pursuant to the terms and conditions of the Purchase Agreement with CVWD, other CCWA Participants will have no financial or legal responsibility for the proposed transfer.

In order to effectuate the proposed transfer, the Board of Directors must approve the proposed transfer and authorize me to execute the necessary agreements, including:

1. the Purchase Agreement with CVWD
2. an agreement with SGPWA (the "Transfer Agreement"); and
3. an agreement with the Santa Barbara County Flood Control and Water Conservation District (the "SBCFCWCD Agreement").

Because the transfer to CCWA may include SWP supplies, the Board of Directors must make certain findings, as set forth in the proposed Resolution.

Before executing the Transfer Agreement and SBCFCWCD Agreement, several conditions must be satisfied, including CCWA's receipt of the executed Purchase Agreement, deposit, and the certification required by section 4.2.3 of the Purchase Agreement.

ENVIRONMENTAL REVIEW

Pursuant to the authority granted to me by Section 4 of CCWA's Local Guidelines for Implementing the California Environmental Quality Act (CEQA), adopted January 22, 2015, I have determined that the proposed transfer is exempt from CEQA because:

- The transfer will facilitate the delivery of water from one SWP contractor to another, using only existing DWR facilities and existing facilities in Santa Barbara and Riverside Counties and is intended to meet existing uses of water and would not support new development or a change in land use. (14 Cal. Code Regs. §§ 15061(b)(2), 15061(b)(3), 15301.)
- The transfer is entirely within the authorized SWP place of use.
- None of the exceptions to use of an exemption set forth in CEQA Guidelines section 15300.2 apply and the Transfer will not have a significant impact on the environment.

Attachment:

DRAFT¹ Resolution No. 22-10: A Resolution Of The Board Of Directors Of The Central Coast Water Authority Approving The 2022 Purchase Of Supplemental Water Supplies From San Geronio Pass Water Agency

¹ The final resolution, including all exhibits, will be provided in advance of the September 22, 2022 Board meeting.

RESOLUTION NO. 22-10

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
CENTRAL COAST WATER AUTHORITY APPROVING THE 2022 PURCHASE OF
SUPPLEMENTAL WATER SUPPLIES FROM
SAN GORGONIO PASS WATER AGENCY**

Recitals

- B. In 1963, the Santa Barbara County Flood Control and Water Conservation District (“**District**”) and the Department of Water Resources (“**DWR**”), acting on behalf of the State of California, executed that certain agreement dated February 26, 1963 for the supply and delivery of State Water Project (“**SWP**”) water (“**State Water Contract**”). The State Water Contract has been amended on numerous occasions, most recently by the Water Management Amendment in April, 2021.
- C. On November 12, 1991, the District and CCWA entered into the Transfer of Financial Responsibility Agreement whereby CCWA assumed responsibility for the District’s obligations pursuant to the State Water Contract.
- D. CCWA entered into a series of “Water Supply Agreements” with various cities, water districts, and other water supply retailers who purchase and deliver water to their customers, and other end users, in Santa Barbara County (each a “**CCWA Participant**” and collectively, the “**CCWA Participants**”).
- E. On March 18, 2022, in light of developing drought conditions throughout California, DWR notified the parties that contract with DWR for SWP water (“**State Water Contractors**”) that SWP deliveries would be reduced to five percent of each State Water Contractor’s annual allocation of the SWP water supply for the upcoming water year. Accordingly, CCWA anticipates that its “Annual Table A Amount” of 45,486 acre-feet (AF) pursuant to the State Water Contract will be reduced for 2022 to as little as 2,275 AF. CCWA’s historical average annual delivery of SWP water is approximately 21,400 AF per year.
- F. The State Water Contract allows for transfers of Annual Table A Amount. San Gorgonio Pass Water Agency (“**SGPWA**”) has up to 400 AF of Annual Table A Amount or other, non-SWP water (“**SGPWA Water**”) available for transfer to CCWA in 2022.
- G. One CCWA Participant, the Carpinteria Valley Water District (“**CVWD**”), has notified CCWA of a current need for water to supplement its respective annual water supplies. For that purpose, CCWA seeks to purchase up to 400 AF of the SGPWA Water (the “**Transfer**”). The terms and conditions of the proposed Transfer are described in the 2022 Water Supply Agreement between CCWA

and SGPWA (“**Transfer Agreement**”), a copy of which is attached hereto as **Exhibit A**.

- H. The Transfer is subject to the terms and conditions of the State Water Contract, as amended by the Water Management Amendment, and requires DWR’s approval. DWR’s approval of the Transfer is anticipated in the form of a Change in Point of Delivery Agreement (“**DWR Agreement**”).
- I. CVWD has executed an agreement with CCWA (“**CCWA Purchase Agreement**”) whereby CVWD has agreed to purchase the water made available by the Transfer, to pay all costs associated with the Transfer, and to be responsible for all obligations and liabilities associated with the Transfer. The CCWA Purchase Agreement is attached hereto as **Exhibit B**.
- J. The CCWA Purchase Agreement includes numerous conditions precedent to the effectiveness of CCWA’s approval of the Transfer and execution of the associated agreements, including but not limited to CCWA’s receipt of payment and certification of certain matters required by Article 57(g) of the State Water Contract from CVWD.
- K. By email dated [DATE], CCWA’s Executive Director transmitted a copy of the Transfer Agreement to all State Water Contractors and to the Water Transfers Committee of the State Water Contractors Association.
- L. Because the District remains the contracting party to the State Water Contract for Santa Barbara County, DWR requires the District’s execution of the DWR Agreement, on behalf of CCWA. To obtain the District’s execution of the DWR Agreement, it is anticipated that the District will require CCWA to indemnify the District from all liabilities associated with the DWR Agreement, as provided in the proposed Assignment, Assumption, Indemnification and Release Agreement (“**SBCFCWCD Agreement**”), a copy of which is attached hereto as **Exhibit C**.
- M. Prior to approving the Transfer and executing the associated agreements, CCWA must comply with the California Environmental Quality Act (“**CEQA**”). The CCWA Board of Directors has considered, agrees with, and incorporates herein all of the findings made by Staff in the Notice of Exemption attached hereto as **Exhibit D**, including but not limited to, the determinations that approval of the Transfer falls within a categorical exclusion under CEQA and that none of the exceptions to use of an exemption set forth in CEQA Guidelines section 15300.2 apply and the Transfer will not have a significant impact on the environment.

NOW, THEREFORE, BE IT RESOLVED as follows:

SECTION 1

The above recitals are true and correct and are incorporated herein as though set forth in full.

SECTION 2

As required by Article 57(g) of the State Water Contract, the Board of Directors finds:

1. CCWA has complied with all applicable laws.
2. CCWA has provided any required notices to public agencies and the public.
3. CCWA has provided the relevant terms to all contractors and to the Water Transfers Committee of the State Water Contractors Association.
4. CCWA is informed and believes that the Transfer will not harm other contractors.
5. CCWA is informed and believes that the Transfer will not adversely impact SWP operations.
6. CCWA is informed and believes that the Transfer will not affect its ability to make all payments, including payments when due under the State Water Contract for CCWA's share of the financing costs of the State's Central Valley Project Revenue Bonds.
7. CCWA has considered the potential impacts of the Transfer within its service area.

SECTION 3

Based on the findings set forth herein, the Board of Directors approves the Transfer. Subject to the Executive Director's determination that the DWR Agreement is consistent with the Transfer, as described in the Transfer Agreement, the Board of Directors agrees to be bound by the DWR Agreement.

This Resolution shall take effect immediately.

SECTION 4

The Board of Directors authorizes the Executive Director to do and cause to be done any and all acts and things necessary or proper for carrying out the Transfer, including

but not limited to executing the Purchase Agreement with CVWD and making such non-substantive modifications to the Transfer as may be required to obtain DWR's approval of the Transfer.

Upon satisfaction of all of the conditions set forth in the Purchase Agreement, the Board of Directors further authorizes the Executive Director to execute the Transfer Agreement with SGPWA and to execute the SBCFCWCD Agreement, as may be required to obtain the District's execution of the DWR Approval Agreement on behalf of CCWA, all on behalf of CVWD.

DRAFT

I certify that the foregoing resolution was duly and regularly introduced and adopted by the Board of Directors of the Central Coast Water Authority at a regular meeting held on September 22, 2022.

Eric Friedman, Chairman

Attest:

Elizabeth Watkins
Secretary to the Board of Directors

APPROVED AS TO FORM:
Brownstein Hyatt Farber Schreck LLP

Stephanie Osler Hastings

	VOTING PERCENTAGE	AYE	NAY	ABSTAIN	ABSENT
City of Buellton	2.21%	_____	_____	_____	_____
Carpinteria Valley Water District	7.64%	_____	_____	_____	_____
Goleta Water District	17.20%	_____	_____	_____	_____
City of Guadalupe	1.15%	_____	_____	_____	_____
Montecito Water District	9.50%	_____	_____	_____	_____
City of Santa Barbara	11.47%	_____	_____	_____	_____
City of Santa Maria	43.19%	_____	_____	_____	_____
Santa Ynez River Water Conservation District, Improvement District No. 1	7.64%	_____	_____	_____	_____

Exhibits:

- A. Transfer Agreement between CCWA and SGPWA
- B. Purchase Agreement between CCWA and CVWD
- C. Assignment, Assumption, Indemnification and Release Agreement between CCWA and the Santa Barbara County Flood Control and Water Conservation District
- D. Notice of Exemption re. Central Coast Water Authority Purchase of Supplemental Water Supplies from San Geronio Pass Water Agency

DRAFT

Board Report

Stephanie O. Hastings
Attorney at Law
805.882.1415 direct
shastings@bhfs.com

VIA EMAIL

DATE: September 14, 2022
TO: Board of Directors of the Central Coast Water Authority
COPY TO: Ray Stokes, Executive Director
FROM: Stephanie Hastings and Mack Carlson
RE: Resolution Authorizing Use of Electronic Signatures and Administrative Policy

I. INTRODUCTION

This report provides background information on the proposed Resolution No. 22-11 and associated Administrative Policy that would authorize the use of electronic signatures for Central Coast Water Authority documents and clarify the guidelines for electronic signature use.

II. RECOMMENDATION

We recommend that the Board of Directors of the Central Coast Water Authority adopt Resolution No. 22-11, a "Resolution of the Board of Directors of the Central Coat Water Authority Authorizing the Use of Electronic Signatures and Authorizing Executive Director to Implement the Terms and Conditions of Such Use."

III. BACKGROUND

The Central Coast Water Authority (Authority) generally uses "wet" or manual signatures for internal and external documents. Many individuals, business, vendors, contractors and agencies regularly use electronic signatures to conduct transactions. In particular, use of electronic signatures proliferated during the COVID-19 pandemic to facilitate public and private entities continuing to conduct business while staff and employees were working remotely. The use of electronic signatures streamlines transactions and decreases the time necessary to gather signatures. The Authority desires to effectively and efficiently use electronic signatures on a variety of Authority documents under a clear policy and in accordance with applicable law.

Federal and state law govern the use of electronic signatures for public and private transactions. Under federal law, the Electronic Signatures in Global and National Commerce Act (E-Sign Act) allows the use of electronic signatures for certain documents under federal law. Similarly, California law authorizes the use of electronic signatures for certain transactions through the Uniform Electronic Transactions Act (UETA), codified in Civil Code Section 1633.1 et seq. Government Code Section 16.5 also authorizes the use of “digital signatures” (a type of electronic signature) by and in transactions with public entities under regulations adopted by the California Secretary of State.

In addition to specifying types of transactions and documents that can be executed by electronic signature, these laws set forth specific requirements for electronic signatures to ensure the authenticity of the electronic signature. These laws also generally authorize any party to a transaction to refuse to sign by electronic signature and instead opt for a “wet” or manual signature for the transaction.

The proposed Resolution and associated “Electronic Signature Use Policy” (Policy) seek to clarify that the Authority may use electronic signatures to transact its business and establish guidelines for the use of electronic signatures in accordance with applicable law. The Policy generally describes the terms and conditions for Authority officials and staff to use electronic signatures and the types of documents that can be signed by electronic signature and the responsible signatory. The Policy further contemplates that the Executive Director will select vendors and technology (e.g., DocuSign, Adobe E-Sign, etc.) to implement secure procedures for the use of electronic signatures. The Resolution also authorizes the Executive Director of the Authority to implement and amend the Policy to provide sufficient flexibility to use electronic signatures to conduct the Authority’s business.

In addition, the Resolution makes findings that the Resolution and Policy are exempt from the California Environmental Quality Act (CEQA) under Section 15378(b)(2) and (5) of the CEQA Guidelines as it involves administrative and organizational activities of the Authority; and pursuant to the “common sense” exemption to environmental review under Section 15061(b)(3) of the CEQA Guidelines because use of electronic signatures does not have the potential for causing a significant effect on the environment.

IV. ATTACHMENTS

Resolution No. 22-11.

RESOLUTION NO. 22-11

RESOLUTION OF THE BOARD OF DIRECTORS OF THE CENTRAL COAST WATER AUTHORITY AUTHORIZING THE USE OF ELECTRONIC SIGNATURES AND AUTHORIZING THE EXECUTIVE DIRECTOR TO IMPLEMENT THE TERMS AND CONDITIONS OF SUCH USE

WHEREAS, the Board of Directors (Board) of the Central Coast Water Authority (Authority) desires to authorize the use of electronic signatures to facilitate efficient administration of the Authority consistent with applicable law; and

WHEREAS, use of electronic signatures has become increasingly common in public and private transactions, particularly during the COVID-19 pandemic, because use of electronic signatures streamlines transactions and decreases the time necessary for gathering signatures, allowing for more expeditious execution of Authority agreements and formal documents; and

WHEREAS, the Electronic Signatures in Global and National Commerce Act (E-Sign Act) allows the use of electronic signatures for certain documents under federal law; and

WHEREAS, California law allows for the use of electronic signatures at the option of the parties, including public agencies, involved in a transaction; and

WHEREAS, the Uniform Electronic Transactions Act (UETA), codified in Civil Code Section 1633.1 et seq., generally governs the use of “electronic signatures” by parties to a transaction, and Government Code Section 16.5 governs the use of “digital signatures” (a type of electronic signature) by and in transactions with public entities; and

WHEREAS, Sections 22000 through 22005 of Title 2 of the California Code of Regulations (Digital Signature Regulations) contain the California Secretary of State’s adopted regulations governing the use of digital signatures by public entities and provide guidance to public entities that want to use digital signatures for certain transactions; and

WHEREAS, ample technology exists to facilitate electronic review and execution of contracts and formal documents through use of electronic signatures; and

WHEREAS, use of electronic signatures technology consistent with applicable law would allow the Authority to collect and preserve signatures on documents, quickly, securely and efficiently, and also reduce the use of paper, facilitate document retention, and generally contribute to sound record management; and

WHEREAS, this Resolution is exempt from the California Environmental Quality Act (CEQA) under Section 15378 subdivision (b)(2) and (5) of Title 14 of the California Code of Regulations (CEQA Guidelines) as it involves administrative and organizational activities of the Authority; and pursuant to the “common sense” exemption to environmental review under Section 15061 subdivision (b)(3) of the CEQA Guidelines because use of electronic signatures does not have the potential for causing a significant effect on the environment.

NOW THEREFORE, THE BOARD OF DIRECTORS DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. Use of Electronic Signatures. To the extent permitted by law, all Authority documents may be executed electronically in accordance with applicable law, including but not limited to the E-Sign Act, UETA, Government Code Section 16.5 and the Digital Signature Regulations, and any electronically executed documents shall be as valid as if signed with an original wet-ink signature.

Section 3. Administration. The Executive Director of the Authority or designee is authorized to implement the reasonable terms and conditions under which the Authority shall use and allow electronic signatures through the Administrative Electronic Signature Use Policy (Administrative Policy), attached hereto as Attachment 1. The Board further authorizes the Executive Director of the Authority to amend the Administrative Policy consistent with this Resolution and applicable law to effectively implement the use of electronic signatures by the Authority.

Section 4. Use of Electronic Signatures Is Optional. This Resolution shall not require any party to use electronic signatures for a transaction if that party desires to affix a wet-ink signature to execute a document, contract or record.

Section 5. Effective Date. This Resolution shall take effect immediately upon its adoption.

I certify that the foregoing resolution was duly and regularly introduced and adopted by the Board of Directors of the Central Coast Water Authority at a regular meeting held on September 22, 2022.

Eric Friedman, Chairman

Attest:

Elizabeth Watkins
Secretary to the Board of Directors

APPROVED AS TO FORM:
Brownstein Hyatt Farber Schreck LLP

Stephanie Osler Hastings

	VOTING PERCENTAGE	AYE	NAY	ABSTAIN	ABSENT
City of Buellton	2.21%	_____	_____	_____	_____
Carpinteria Valley Water District	7.64%	_____	_____	_____	_____
Goleta Water District	17.20%	_____	_____	_____	_____
City of Guadalupe	1.15%	_____	_____	_____	_____
Montecito Water District	9.50%	_____	_____	_____	_____
City of Santa Barbara	11.47%	_____	_____	_____	_____
City of Santa Maria	43.19%	_____	_____	_____	_____
Santa Ynez River Water Conservation District, Improvement District No. 1	7.64%	_____	_____	_____	_____



CENTRAL COAST WATER AUTHORITY ELECTRONIC SIGNATURE USE POLICY

I. Purpose:

The Board of Directors (Board) of the Central Coast Water Authority (Authority) authorized the use of electronic signatures to facilitate efficient administration of the Authority consistent with applicable law through Resolution No. 22-11. The Authority seeks in this Electronic Signature Use Policy (Policy) to implement guidelines for the use and acceptance of electronic signatures to conduct official business of the Authority. This Policy allows, but does not require, the use of electronic signatures in lieu of manual or wet-ink signatures, when permitted by law, and establishes when an electronic signature may replace a manual or wet-ink signature.

II. Legal Background

California has adopted statutes to regulate the use of electronic signatures, including California Civil Code section 1633.1 et seq., commonly referred to as the “Uniform Electronic Transactions Act” (UETA), and California Government Code section 16.5. The California Secretary of State further adopted regulations governing the use of digital signatures by public entities in Sections 22000 through 22005 of Title 2 of the California Code of Regulations (Digital Signature Regulations). Federal law also provides for the use of electronic signatures for certain documents in the Electronic Signatures in Global and National Commerce Act (E-Sign Act).

This Policy is intended to comply entirely with applicable laws and regulations, including but not limited to, the aforementioned statutes and regulations. To the extent that provisions of this Policy conflict with applicable law, Authority staff, officials and agents are expected to comply with the requirements of the applicable laws and regulations. The Authority’s General Counsel is available to advise on compliance with applicable laws and regulations related to electronic signatures and this Policy.

III. Definitions

- A. “Approved list of digital Certification Authorities” means the list of Certification Authorities approved by the California Secretary of State, under applicable regulations, to issue certifications for digital signature transactions involving public entities in California.
- B. “Digital signature” means an electronic identifier, created by computer, intended by the party using it to have the same force and effect as a manual or wet-ink signature in accordance with Government Code section 16.5. A digital signature is a type of “electronic signature.”
- C. “Electronic record” means a record created, generated, sent, communicated, received, or stored by electronic means in accordance with Civil Code section 1633.2(g).

- D. “Electronic signature” means an electronic sound, symbol, or process attached to or logically associated with an electronic record and executed or adopted by a person with intent to sign the electronic record in accordance with Civil Code section 1633.2(h). For this Policy, a digital signature is a type of electronic signature.
- E. “Executive Director” means the person holding the position of Executive Director of the Authority or his or her designee.
- F. “Transaction” means an action or set of actions occurring between two or more persons related to the conduct or affairs of the Authority.

IV. General Policy Rules

- A. Compliance with Law; Policy. To the extent permitted by the law and this Policy, the Executive Director may authorize the use of an electronic signature as legally binding.
- B. Use Optional. The use or acceptance of electronic signatures shall be at the option of the non-Authority signatory. Nothing in this Policy shall require the Authority to use or permit the use of electronic signatures.
- C. Consent Required. All parties that wish to use electronic signatures shall agree to follow this Policy, shall provide written or electronic consent as to the use of electronic signatures, and shall agree to indemnify the Authority against any liability associated with transmitting an electronic signature or an electronically signed record by electronic transmission. A party’s consent to this Policy may be kept on file with the Authority or may be included in the electronic record as evidence that the party signing has accepted this Policy.
- D. Valid Signatures
 - 1. Valid Electronic Signatures. When a signature is required, the parties may agree that an electronic signature satisfies said requirement if:
 - i. The signature is in accordance with the requirements of the UETA;
 - ii. The signature is created using an electronic signature technology that has been approved by the Executive Director under this Policy; and
 - iii. The signature is in accordance with any and all other applicable laws and regulations.
 - 2. Valid Digital Signatures. Digital signatures shall have the same force and effect as a manual or ink signature if it has all the following attributes:
 - i. It is unique to the person using it;
 - ii. It is capable of verification;
 - iii. It is under the sole control of the person using it;

- iv. It is linked to data in such a manner that the data are changed, the digital signature is invalidated;
- v. It conforms to the California Secretary of State's Digital Signature Regulations;
- vi. The Certification Authority for issuing the certification for the digital signature transactions appears on the "Approved List of Digital Signature Certification Authorities" authorized by the California Secretary of State under the Digital Signature Regulations; and
- vii. Authority staff have ensured that the level of security used to identify the signer of the electronic record is sufficient for the transaction being conducted, that the level of security used to transmit the signature is sufficient for the transaction being conducted, and that the certificate format used by the signed is sufficient for the security and interoperability needs of the Authority.

E. Documents for Which Electronic Signatures are Prohibited. Electronic signatures are prohibited for:

- 1. Transactions for which electronic signatures are unavailable as described in Civil Code section 1633.3;
- 2. Signatures that must be made in the presence of a notary public; and
- 3. Recorded documents unless otherwise allowed by the County where the document is recorded.

F. Design professionals Electronic Seals and Signatures. Design professionals, such as architects, geologists and engineers, that wish to use an electronic seal and signature may do so as allowed by the California Business and Professions Code. Non-design professionals may sign plans via use of any valid electronic signature technology that complies with the requirements of this Policy and applicable law.

G. Signature Use. Unless otherwise prohibited by Policy or applicable law, the Executive Director may require the use of a electronic, digital or wet-ink signature at his or her discretion.

H. Further Acts. Nothing in this Policy shall prevent the Executive Director from adopting additional guidelines or taking further actions to implement this Policy, including but not limited to selecting vendors and technology to implement secure procedures for electronic and digital signatures and adding other permissible forms and documents that may be signed by electronic signation to Section V of this Policy.

I. Sanctions. Any person that makes inappropriate, illegal, or fraudulent use of electronic signatures, digital signatures, or electronic records in violation of this Policy or of any applicable law or regulation is subject to sanctions up to and including dismissal, suspension, and criminal prosecution as specified in published Authority policies, and State and federal law, regardless of whether such sanctions are directly referenced in this Policy. All inappropriate, illegal, or fraudulent uses of any electronic means of

transmission shall be prosecuted to the fullest extent permitted by law, including the recovery of attorneys' fees and administrative costs.

V. Classes of Documents Permitted by the Executive Director for Electronic Signature

The following are classes of documents permitted for electronic signature and the Authority staff, official or agent that may use an electronic signature on behalf of the Authority. This list is not intended to be an exhaustive list, nor does it impose an electronic signature as a requirement for a particular transaction.

- A. Contracts and Amendments by the appropriate representative of the Authority in accordance with its "Rules and Regulations Governing the Policy and Procedures for the Purchase of Services, Supplies or Equipment" or the Board's action authorizing the contract or amendment;
- B. Grant Documents by the appropriate representative of the Authority as specified in the Grant Document or the Board's action approving the document;
- C. Resolutions by the Chair or the Vice Chair of the Board in the absence of the Chair;
- D. California Environmental Quality Act Documents, including but not limited to Environmental Impact Reports, Negative Declarations, Notices of Decisions and Notices of Exemptions, by the Executive Director when authorized by the Board;
- E. Invoices by the appropriate representative of the Authority;
- F. Correspondence approved by the Board for signature by the Chair of the Board or by the Executive Director
- G. Other forms or documents as approved by the Executive Director.



CENTRAL COAST WATER AUTHORITY

MEMORANDUM

September 14, 2022

TO: CCWA Board of Directors

FROM: Ray A. Stokes
Executive Director

SUBJECT: Consideration of Resolution No. 22-12 for Approval of Alternate Release Point Project and Cost Sharing

SUMMARY

As described by the 2000 Biological Opinion for the Cachuma Project ("2000 BO"), the 2002 Settlement Agreement between the Cachuma Conservation Release Board, Santa Ynez River Water Conservation District ("Parent District"), Santa Ynez River Water Conservation District Improvement District No.1 ("ID No.1"), and the City of Lompoc and the applicable State Water Resources Control Board orders, CCWA deliveries to the Cachuma reservoir can be mixed with downstream water rights releases through a connection point in the Bradbury Dam outlet works, subject to certain conditions.

For consideration by the Board of Directors, Staff has prepared a Resolution (Attachment A) for approval of a project (the "Alternate Release Point Project") to install an "alternate release point" to enable mixing while eliminating the potential for CCWA water to enter Hilton Creek via the Hilton Creek Emergency Backup System. Mixing through the alternate release point would continue to be subject to applicable requirements, including the 2000 BO's 50 percent blending limit and 18-degree Celsius temperature limit applicable to the mixed water. The Resolution would further authorize funding one half of the costs associated with implementing the Alternate Release Point Project, with the remainder of the costs to be funded by the Parent District.

RECOMMENDATION

Staff recommends that the Board of Directors:

1. Approve the Alternate Release Point Project, subject to receipt of the United States Bureau of Reclamation's approval of the Project and the Parent District's agreement to share equally in the costs of the Project, and
2. Adopt Resolution No. 22-12 Approving Alternate Release Point Project and Cost Sharing.

DISCUSSION

1. Background

On January 3, 1995, the United States Bureau of Reclamation ("Reclamation") issued a 25-year Warren Act Contract to CCWA that allowed the annual introduction, storage, and conveyance of up to 13,750 acre-feet of water acquired by or available to CCWA from or through the State

Water Project (“CCWA Water”) into Cachuma Project facilities for delivery to CCWA’s South Coast Participants.

On June 9, 2022, before the expiration of the 1995 Warren Act Contract, CCWA approved entering into a new short-term Warren Act Contract, Contract No. 22-WC-20-5954 (the “Temporary Warren Act Contract”), to continue the introductions, conveyance, and storage of CCWA Water into the Cachuma Project facilities for delivery to the CCWA South Coast Participants while Reclamation and CCWA developed and studied a new long-term Warren Act Contract for the same purpose and while Reclamation and the National Marine Fisheries Service finalized the re-consultation on the Cachuma Project under the Endangered Species Act. The Temporary Warren Act Contract took effect on June 21, 2022 after Reclamation’s approval, authorizing CCWA’s continued introduction, conveyance, and storage of 13,750 acre-feet per year of CCWA Water in Cachuma Project facilities for the period commencing with the effective date and terminating on September 30, 2024.

As described by the 2000 BO, the 2002 Settlement Agreement and the applicable State Water Resources Control Board orders, CCWA deliveries to the Cachuma reservoir can be mixed with downstream water rights releases through a connection point in the Bradbury Dam outlet works, subject to certain conditions.

2. Alternate Release Point Project Proposal

CCWA, in coordination with the Parent District and ID No.1, developed a proposal to construct an alternate release point more fully described in the September 16, 2022 letter from CCWA to Reclamation (Attachment B). The alternate release point would enable mixing while eliminating the potential for CCWA water to enter Hilton Creek via the Hilton Creek Emergency Backup System. Mixing through the alternate release point would continue to be subject to applicable requirements, including the 2000 BO’s 50 percent blending limit and 18-degree Celsius temperature limit applicable to the mixed water.

Staff is awaiting Reclamation’s approval of the Alternate Release Point Project and confirmation that the project falls within the scope of the November 30, 1995 License for the Erection, Maintenance and Alteration of Structures, Contract No. 5-07-20-L6502, as amended (“License”), and that no amendment to the License is required.

3. Cost Sharing

By letter dated September 14, 2022, CCWA staff requested that the Parent District agree to fund one half of the costs associated with implementing the Alternate Release Point Project, if the project is ultimately approved by the CCWA Board of Directors and Reclamation.

ENVIRONMENTAL REVIEW

Pursuant to the authority delegated to the Executive Director under CCWA’s Local Guidelines for Implementing CEQA, Staff has determined that CCWA’s approval of the Alternate Release Point Project is exempt from CEQA. CEQA Guidelines section 15301 sets forth an exemption from CEQA for the operation, permitting, and minor alteration of existing facilities involving negligible or no expansion of existing or former use. Further, CEQA Guidelines section 15302 exempts projects that entail replacement or reconstruction of existing structures and facilities where the new structure will be located on the same site as the structure replaced and will have substantially the same purpose and capacity as the structure replaced. Similarly, CEQA Guidelines section 15303 exempts construction and location of limited numbers of new, small facilities or structures, installation of small new equipment and facilities in small structures, and

the conversion of existing small structures from one use to another. CEQA Guidelines section 15304 also exempts projects that entail minor alterations in the condition of land or water that do not involve the removal of healthy, mature, scenic trees.

The Alternate Release Point Project fits within these exemptions because it involves the installation of a 24-inch section of pipeline that would facilitate CCWA's continued participation in the water rights releases described by the 2000 BO, 2002 Settlement Agreement, and applicable State Water Resources Control Board orders. The project would involve the minor alteration of existing facilities previously used by CCWA to participate in water rights releases with no expansion of CCWA's permitted use of Cachuma Project facilities pursuant to the Temporary Warren Act Contract, under which Reclamation authorized CCWA's continued introduction, conveyance, and storage of 13,750 acre-feet per year of CCWA Water in Cachuma Project facilities. The project would also not involve any subsurface ground disturbance.

None of the exceptions to use of an exemption set forth in CEQA Guidelines section 15300.2 apply and adoption of the Alternate Release Point Project will not have a significant impact on the environment. Under the Alternate Release Point Project, mixing through the alternate release point would continue to be subject to applicable requirements, including the 2000 BO's 50 percent blending limit and 18-degree Celsius temperature limit applicable to the mixed water. The project would have the benefit of enabling mixing while eliminating the potential for CCWA water to enter Hilton Creek via the Hilton Creek Emergency Backup System during normal operations.

Attachments:

- A. Resolution No. 22-12 a Resolution of the Board of Directors of the Central Coast Water Authority Approving Alternate Release Point Project and Cost Sharing
- B. September 16, 2022 letter from CCWA to Reclamation re. CCWA Alternate Release Point Project Proposal

RESOLUTION NO. 22-12

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CENTRAL COAST WATER AUTHORITY APPROVING ALTERNATE RELEASE POINT PROJECT AND COST SHARING

Recitals

- A. On January 3, 1995, the United States Bureau of Reclamation (“**Reclamation**”) issued a 25-year Warren Act Contract to the Central Coast Water Authority (“**CCWA**”) that allowed the annual introduction, storage, and conveyance of up to 13,750 acre-feet of water acquired by or available to CCWA from or through the State Water Project (“**CCWA Water**”) into Cachuma Project facilities for delivery to CCWA’s South Coast Participants for municipal and industrial uses; and
- B. On June 9, 2022, before the expiration of the 1995 Warren Act Contract, CCWA approved entering into a new short-term Warren Act Contract, Contract No. 22-WC-20-5954 (the “**Temporary Warren Act Contract**”), to continue the introductions, conveyance, and storage of CCWA Water into the Cachuma Project facilities for delivery to the CCWA South Coast Participants while Reclamation and CCWA developed and studied a new long-term Warren Act Contract for the same purpose and while Reclamation and the National Marine Fisheries Service finalized the re-consultation on the Cachuma Project under the Endangered Species Act; and
- C. The Temporary Warren Act Contract took effect on June 21, 2022 after Reclamation’s approval, authorizing CCWA’s continued introduction, conveyance, and storage of 13,750 acre-feet per year of CCWA Water in Cachuma Project facilities for the period commencing with the effective date and terminating on September 30, 2024; and
- D. As described in the 2000 *Biological Opinion for the Operation and Maintenance of the Cachuma Project* (“**2000 BO**”), the 2002 Settlement Agreement between the Cachuma Conservation Release Board, Santa Ynez River Water Conservation District (“**Parent District**”), Santa Ynez River Water Conservation District Improvement District No.1 (“**ID No.1**”) and the City of Lompoc and the applicable State Water Resources Control Board orders, CCWA deliveries to the Cachuma reservoir can be mixed with downstream water rights releases through a connection point in the Bradbury Dam outlet works, subject to certain conditions; and
- E. CCWA, in coordination with the Parent District and ID No.1, developed a proposal to construct an alternate release point (“**Alternate Release Point Project**”) that would enable mixing while eliminating the potential for CCWA water to enter Hilton Creek via the Hilton Creek Emergency Backup System; and
- F. Mixing through the alternate release point would continue to be subject to applicable requirements, including the 2000 BO’s 50% blending limit and 18-degree Celsius temperature limit applicable to the mixed water; and

- G. Prior to approval of the Alternate Release Point Project, CCWA must comply with the California Environmental Quality Act (“**CEQA**”); and
- H. Categorical exemptions from CEQA are set forth in Article 19 of Title 14 of the California Code of Regulations (“**CEQA Guidelines**”); and
- I. CEQA Guidelines section 15301 provides an exemption from CEQA for the operation and permitting of existing facilities involving negligible or no expansion of existing or former use; CEQA Guidelines section 15302 exempts projects that entail replacement or reconstruction of existing structures and facilities where the new structure will be located on the same site as the structure replaced and will have substantially the same purpose and capacity as the structure replaced; CEQA Guidelines section 15303 exempts construction and location of limited numbers of new, small facilities or structures, installation of small new equipment and facilities in small structures, and the conversion of existing small structures from one use to another; and CEQA Guidelines section 15304 exempts projects that entail minor alterations in the condition of water; and
- J. CCWA Staff have determined that approval of the Alternate Release Point Project falls within a categorical exclusion under CEQA and that none of the exceptions to use of an exemption set forth in CEQA Guidelines section 15300.2 apply and the Alternate Release Point Project will not have a significant impact on the environment.

NOW THEREFORE, THE BOARD OF DIRECTORS DOES HEREBY FIND AND RESOLVE AS FOLLOWS:

SECTION 1. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

SECTION 2. Based on the findings set forth herein, the Board of Directors (a) approves the Alternate Release Point Project, subject to receipt of the United States Bureau of Reclamation’s approval of the Project, and (b) authorizes the funding of the Alternate Release Point Project, subject to the Parent District’s agreement to reimburse CCWA for one half of the costs of the Project.

SECTION 3. The Board of Directors authorizes and directs the **Executive Director** to do and cause to be done any and all acts and things necessary or appropriate to carry out the intention of this Resolution, including executing any and all documents related to the implementation of the Alternate Release Point Project.

I certify that the foregoing resolution was duly and regularly introduced and adopted by the Board of Directors of the Central Coast Water Authority at a regular meeting held on September 22, 2022.

Eric Friedman, Chairman

Attest:

Elizabeth Watkins
Secretary to the Board of Directors

APPROVED AS TO FORM:
Brownstein Hyatt Farber Schreck LLP

Stephanie Osler Hastings

	VOTING PERCENTAGE	AYE	NAY	ABSTAIN	ABSENT
City of Buellton	2.21%	_____	_____	_____	_____
Carpinteria Valley Water District	7.64%	_____	_____	_____	_____
Goleta Water District	17.20%	_____	_____	_____	_____
City of Guadalupe	1.15%	_____	_____	_____	_____
Montecito Water District	9.50%	_____	_____	_____	_____
City of Santa Barbara	11.47%	_____	_____	_____	_____
City of Santa Maria	43.19%	_____	_____	_____	_____
Santa Ynez River Water Conservation District, Improvement District No. 1	7.64%	_____	_____	_____	_____



September 16, 2022

Mr. Daniel Cavanaugh, P.E.
Operations Chief
U.S. Bureau of Reclamation
Mid-Pacific Region
South-Central California Area Office
1243 N Street
Fresno, California 93721-1813

Eric Friedman
Chairman

Subject: CCWA Alternate Release Point Project Proposal

Jeff Clay
Vice Chairman

Dear Mr. Cavanaugh:

Ray Stokes
Executive Director

On behalf of the Central Coast Water Authority ("CCWA"), I am writing to request the U.S. Bureau of Reclamation's ("Bureau") review and approval of the proposal presented below to construct additional facilities at the Cachuma Project that would provide an alternate release point for CCWA water that would facilitate CCWA's participation in the water rights releases described by the 2000 Biological Opinion for the Cachuma Project ("Biological Opinion"), the 2002 Settlement Agreement between the Cachuma Conservation Release Board, Santa Ynez River Water Conservation District, Santa Ynez River Water Conservation District Improvement District No.1, and the City of Lompoc ("2002 Settlement Agreement") and the applicable State Water Resources Control Board orders ("Water Rights Releases").

Brownstein Hyatt
Farber Schreck
General Counsel

Member Agencies

City of Buellton

Carpinteria Valley
Water District

City of Guadalupe

City of Santa Barbara

City of Santa Maria

Goleta Water District

Montecito Water District

Santa Ynez River Water
Conservation District,
Improvement District #1

Associate Member

La Cumbre Mutual
Water Company

CCWA further seeks the Bureau's agreement that the work described in this letter is within the scope of the November 30, 1995 License for the Erection, Maintenance and Alteration of Structures, Contract No. 5-07-20-L6502, as amended ("License"), and that no amendment to the License is required. Specifically, because this project will not involve any subsurface ground-disturbance or modifications or alterations to Bradbury Dam or its appurtenances, CCWA believes that the project falls within Paragraph 1 of the August 23, 2019 Second Amendment to the License, which permits modifications to existing structures, with Reclamation's concurrence, "provided there are no new subsurface ground-disturbance and/or modifications or alterations to Bradbury Dam and its associated appurtenances."

Proposal: Alternate Release Point for CCWA Participation in Water Rights Releases

As described by the Biological Opinion, the 2002 Settlement Agreement and the applicable State Water Resources Control Board orders, CCWA deliveries to the Cachuma reservoir can be mixed with downstream water rights releases through a connection point in the Bradbury Dam outlet works, subject to certain conditions.

The Bradbury Penstock releases water into a short channel that leads directly into the northeast corner of the Bradbury Stilling Basin. CCWA proposes to install an "alternate release point" to enable mixing while eliminating the potential for CCWA water to enter Hilton Creek via the Hilton Creek Emergency Backup System. Mixing through the alternate release point would continue to be subject to applicable requirements, including the Biological Opinion's 50% blending limit and 18-degree Celsius temperature limit applicable to the mixed water.

Currently, the CCWA bypass pipeline traverses up the face of Bradbury Dam and there is a K-rail anchor assembly located on a "flat spot" above and to the southeast of the Outlet Works Building. On the uphill side of this K-rail anchor assembly, CCWA proposes to install a flanged tee fitting within the 24-inch section of pipeline. The leg of the 24-inch tee would be fuse welded to a 90 degree fitting and this 90 degree fitting would be connected by flange to a 24 inch isolation valve. From this point, a 24 inch HDPE pipe would be connected to the isolation valve by flange and be secured to the K-rail anchor assembly by a JOVE clamp (a specialized HDPE pipe anchoring device) and subsequently pass down the hill and end at the parapet wall of the penstock release facility (the short channel between the Outlet Works Building and the Stilling Basin). A modified 90 degree fitting would be connected by flange to the end of this section of pipe to provide the ability to aim and direct flow. The proposal is shown in the attached drawings and specifications, which also depict CCWA's separate repairs and improvements to the CCWA bypass pipeline.

The concept behind this release point is that it would not interfere with access to the Outlet Works Building and could remain in place when Water Rights Releases are not occurring. It would also allow CCWA water to be released into the penstock release facilities, behind the plunge point of the penstock release. As CCWA water is released, it would flow through and around the penstock plunge point before entering the Stilling Basin. Full mixing is assured as long as the penstock release is occurring, which would facilitate excellent temperature control. Mixing would occur within the Stilling Basin before the blended water flows into the lower Santa Ynez River. During normal operations, this design would eliminate the possibility of CCWA water entering Hilton Creek.

Safety Program

The above-described project will include a Job Hazards Analysis before implementation of field work. All applicable safety programs will be implemented in compliance with the appropriate safety standards, including lock-out/tag-out, confined space entry and hot work requirements.

Implementation Timing Consideration

For efficiency, CCWA may wish to group implementation of this project with the repairs and improvements to the CCWA bypass pipeline that we previously discussed and that are the subject of our separate letter to Reclamation dated September 16, 2022. If the two projects are coordinated, the goal would be to implement them during the winter shutdown, scheduled from October 31 through November 21, 2022.

Thank you for consideration of this proposal. Please do not hesitate to reach out with any questions.

Sincerely,



John Brady
Deputy Director



CENTRAL COAST WATER AUTHORITY

MEMORANDUM

September 13, 2022

TO: CCWA Operating Committee

FROM: Ray A. Stokes
Executive Director 

SUBJECT: CCWA/San Luis Obispo County Transfer Amendment from Calendar Year 2022 to 2023

DISCUSSION

At its meeting on July 28, 2022, the CCWA Board of Directors adopted Resolution No. 22-08 approving a transfer of 1,000 acre-feet of San Luis Obispo County Article 56 carryover water to CCWA in exchange for additional CCWA Polonio Pass Water Treatment Plant capacity of 1,000 AF above the current 4,830 AF Treatment Plant capacity contract amount.

After further discussions with San Luis Obispo County staff and DWR, we have determined that the transfer cannot be fully completed in calendar year 2022 and will therefore need to be amended to be a calendar year 2023 transfer.

RECOMMENDATION

That the CCWA Board of Directors adopt Resolution No. 22-13 approving amendment of Resolution No. 22-08 to reflect that the transfer will be completed by December 31, 2023, as opposed to December 31, 2022.

RAS

Attachment: Resolution No. 22-13

RESOLUTION NO. 22-13

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
CENTRAL COAST WATER AUTHORITY AMENDING RESOLUTION NO. 2022-08
REGARDING THE AGREEMENT FOR THE TRANSFER AND TREATMENT OF
STATE WATER PROJECT WATER BETWEEN THE CENTRAL COAST
WATER AUTHORITY AND THE SAN LUIS OBISPO COUNTY FLOOD
CONTROL AND WATER CONSERVATION DISTRICT**

Recitals

- A.** On July 28, 2022, Central Coast Water Authority (**CCWA**) Board of Directors adopted Resolution No. 2022-08 approving, among other things, a transfer and delivery of water from the San Luis Obispo County Flood Control and Water Conservation District ("**District**") to CCWA ("**Transfer**") on or before December 31, 2022 to supplement CCWA's existing supplies. The terms and conditions of the Transfer are described in the Agreement for the Transfer and Treatment of State Water Project Water between CCWA and the District ("**Exchange Agreement**").
- B.** Subsequently, CCWA's Executive Director, in consultation with the District, has determined that there is not sufficient time to effectuate the Transfer and take delivery of the water on or before December 31, 2022.
- C.** CCWA and the District propose to modify the Transfer, and corresponding Exchange Agreement, to provide for the Transfer from the District to CCWA on or before December 31, 2023. All other terms and conditions of the Exchange Agreement shall remain the same.

NOW, THEREFORE, BE IT RESOLVED as follows:

SECTION 1

The above recitals are true and correct and are incorporated herein as though set forth in full.

SECTION 2

The Board of Directors approves modification of the Transfer from the District to CCWA, and the corresponding Exchange Agreement, to provide for the Transfer from the District to CCWA on or before December 31, 2023.

SECTION 3

The Board of Directors amends Resolution No. 2022-08 as follows:

In the title of Resolution No. 2022-08, "2022" are hereby replaced with "2023."

In the Recitals, all references to the delivery of water from the District to CCWA in “2022” or in “calendar year 2022” are hereby replaced with “2023” or “calendar year 2023,” respectively.

Except as provided in this Section 3, all other provisions in Resolution No. 22-08, including but not limited to the findings set forth therein, remain the same.

SECTION 4

The Board of Directors authorizes the Executive Director to do and cause to be done any and all acts and things necessary or proper for carrying out this resolution, including but not limited to making such modifications to the Exchange Agreement and any related agreements as may be required.

PASSED, APPROVED AND ADOPTED on September 22, 2022, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Chair of the Board

ATTEST:

I hereby certify that the foregoing resolution was adopted at a regular meeting of the Central Coast Water Authority held on September 22, 2022.

APPROVED AS TO FORM:

Brownstein Hyatt Farber Schreck LLP

Stephanie Osler Hastings

Exhibits:

- A. Agreement for the Transfer and Treatment of State Water Project Water between CCWA and the District
- B. Notice of Exemption re. Agreement for the Transfer and Treatment of State Water Project Water between CCWA and the District



September 16, 2022

Mr. Daniel Cavanaugh, P.E.
Operations Chief
U.S. Bureau of Reclamation
Mid-Pacific Region
South-Central California Area Office
1243 N Street
Fresno, California 93721-1813

Eric Friedman
Chairman

Jeff Clay
Vice Chairman

Ray Stokes
Executive Director

Brownstein Hyatt
Farber Schreck
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City of Santa Barbara

City of Santa Maria

Goleta Water District

Montecito Water District

Santa Ynez River Water
Conservation District,
Improvement District #1

Associate Member

La Cumbre Mutual
Water Company

Subject: CCWA Alternate Release Point Project Proposal

Dear Mr. Cavanaugh:

On behalf of the Central Coast Water Authority ("CCWA"), I am writing to request the U.S. Bureau of Reclamation's ("Bureau") review and approval of the proposal presented below to construct additional facilities at the Cachuma Project that would provide an alternate release point for CCWA water that would facilitate CCWA's participation in the water rights releases described by the 2000 Biological Opinion for the Cachuma Project ("Biological Opinion"), the 2002 Settlement Agreement between the Cachuma Conservation Release Board, Santa Ynez River Water Conservation District, Santa Ynez River Water Conservation District Improvement District No.1, and the City of Lompoc ("2002 Settlement Agreement") and the applicable State Water Resources Control Board orders ("Water Rights Releases").

CCWA further seeks the Bureau's agreement that the work described in this letter is within the scope of the November 30, 1995 License for the Erection, Maintenance and Alteration of Structures, Contract No. 5-07-20-L6502, as amended ("License"), and that no amendment to the License is required. Specifically, because this project will not involve any subsurface ground-disturbance or modifications or alterations to Bradbury Dam or its appurtenances, CCWA believes that the project falls within Paragraph 1 of the August 23, 2019 Second Amendment to the License, which permits modifications to existing structures, with Reclamation's concurrence, "provided there are no new subsurface ground-disturbance and/or modifications or alterations to Bradbury Dam and its associated appurtenances."

Proposal: Alternate Release Point for CCWA Participation in Water Rights Releases

As described by the Biological Opinion, the 2002 Settlement Agreement and the applicable State Water Resources Control Board orders, CCWA deliveries to the Cachuma reservoir can be mixed with downstream water rights releases through a connection point in the Bradbury Dam outlet works, subject to certain conditions.

The Bradbury Penstock releases water into a short channel that leads directly into the northeast corner of the Bradbury Stilling Basin. CCWA proposes to install an "alternate release point" to enable mixing while eliminating the potential for CCWA water to enter Hilton Creek via the Hilton Creek Emergency Backup System. Mixing through the alternate release point would continue to be subject to applicable requirements, including the Biological Opinion's 50% blending limit and 18-degree Celsius temperature limit applicable to the mixed water.

Currently, the CCWA bypass pipeline traverses up the face of Bradbury Dam and there is a K-rail anchor assembly located on a “flat spot” above and to the southeast of the Outlet Works Building. On the uphill side of this K-rail anchor assembly, CCWA proposes to install a flanged tee fitting within the 24-inch section of pipeline. The leg of the 24-inch tee would be fuse welded to a 90 degree fitting and this 90 degree fitting would be connected by flange to a 24 inch isolation valve. From this point, a 24 inch HDPE pipe would be connected to the isolation valve by flange and be secured to the K-rail anchor assembly by a JOVE clamp (a specialized HDPE pipe anchoring device) and subsequently pass down the hill and end at the parapet wall of the penstock release facility (the short channel between the Outlet Works Building and the Stilling Basin). A modified 90 degree fitting would be connected by flange to the end of this section of pipe to provide the ability to aim and direct flow. The proposal is shown in the attached drawings and specifications, which also depict CCWA’s separate repairs and improvements to the CCWA bypass pipeline.

The concept behind this release point is that it would not interfere with access to the Outlet Works Building and could remain in place when Water Rights Releases are not occurring. It would also allow CCWA water to be released into the penstock release facilities, behind the plunge point of the penstock release. As CCWA water is released, it would flow through and around the penstock plunge point before entering the Stilling Basin. Full mixing is assured as long as the penstock release is occurring, which would facilitate excellent temperature control. Mixing would occur within the Stilling Basin before the blended water flows into the lower Santa Ynez River. During normal operations, this design would eliminate the possibility of CCWA water entering Hilton Creek.

Safety Program

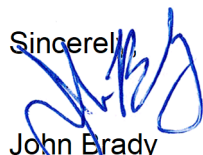
The above-described project will include a Job Hazards Analysis before implementation of field work. All applicable safety programs will be implemented in compliance with the appropriate safety standards, including lock-out/tag-out, confined space entry and hot work requirements.

Implementation Timing Consideration

For efficiency, CCWA may wish to group implementation of this project with the repairs and improvements to the CCWA bypass pipeline that we previously discussed and that are the subject of our separate letter to Reclamation dated September 16, 2022. If the two projects are coordinated, the goal would be to implement them during the winter shutdown, scheduled from October 31 through November 21, 2022.

Thank you for consideration of this proposal. Please do not hesitate to reach out with any questions.

Sincerely,



John Brady
Deputy Director




CENTRAL COAST WATER AUTHORITY

MEMORANDUM

September 13, 2022

TO: CCWA Board of Directors

FROM: John Brady, Deputy Director 

SUBJECT: Procurement of Safety Consultant, Estimated Budget \$50,000

BACKGROUND

The CCWA Safety and Environmental Specialist position plays a critical role in helping our organization achieve full compliance with applicable safety and environmental standards. This position is considered senior level supervisor position and works with the Executive and Deputy Directors in managing the agency's employee safety program and environmental compliance program.

In early 2021, this position was vacated by a retiring long-term employee. Recruitment for this position proved to be challenging due to the wide range of responsibilities and associated qualifications. The position was ultimately filled in mid-2021, however, the individual that was hired did not meet expectations and was dismissed during their probationary period. Recruitment efforts resumed in June 2022 and are continuing.

The duties of the Safety and Environmental Specialist position have been delegated to a number of supervisory staff. However, the workload of all CCWA staff has remained at high levels through the summer and will continue to be high for the foreseeable future. Consequently, it is important to retain the services of a qualified consultant to assist our operations in remaining in compliance with safety and environmental standards.

DISCUSSION

It is envisioned that the consultant will essentially act as CCWA's Safety and Environmental Specialist. The scope of service will include virtually attending the weekly supervisor work coordination meetings and will subsequently be assigned specific tasks by the Deputy Director on an as-needed basis. The consultant will be required to discuss priorities with the Deputy Director and will make recommendations on the subsequent tasks. The Deputy Director will also consult with the Executive Director on required tasks and will track and monitor the consultant's cost and quality of work.

The immediate focus of the consultant's work will be to help prepare for the winter shutdown work, which starts on October 31, 2022. There are numerous projects planned for this shutdown and it will be important to have the support of an experienced Safety Professional to ensure full compliance with applicable standards. Consequently, procuring the services of a qualified safety consultant is urgent. Also once a consultant is retained, some of the safety tasks can be delegated to the safety consultant, which will reduce the workload to the CCWA supervisory team and allow them to focus on operations.

To move the procurement of a safety consultant forward, CCWA staff solicited informally Statement of Qualifications from Safety Consulting firms. The selection process will include a review of all written materials submitted by each consultant, a preliminary virtual interview and an in-person interview of the most qualified firms. The CCWA selection team will deliberate and make a recommendation to the Executive Director. Once the Executive Director makes a decision on the most qualified firm, CCWA staff will negotiate scope of work and cost. As part of the negotiation, the successful consultant will be expected to enter into the CCWA Professional Engineering Services Agreement, maintain the required insurance coverage and agree to the scope of work and cost.

CCWA staff have already interviewed several firms and one individual (retired annuitant). As of the date of this report's preparation, the selection process has not yet concluded. Upon completion of the selection process, a supplemental report will be prepared and forwarded to the CCWA Board of Directors before their Board Meeting on September 22, 2022.

Also, the recruitment for the Safety and Environmental Specialist will continue. The purpose of the Safety Consultant is to address the immediate needs of operations and will likely have some overlap following the hiring of a new employee to the Safety and Environmental Specialist position.

FINANCIAL

The Safety and Environmental Specialist position has been vacant since the beginning of the current fiscal year. We do not anticipate hiring someone to fill the position until after winter shutdown and the holiday season. This essentially creates approximately \$50,000 in funds that were intended to pay the Safety and Environmental Specialist's salary.

Staff would like to utilize these funds, from General Ledger Item 5000.10, for the services of a Safety Consultant. The scope of work and cost will be carefully monitored and if our recruitment efforts are successful sooner than anticipated, the services of the consultant can be cut short to stay within budget.

RECOMMENDATION

That the Board:

- Authorize the Executive Director to procure the services of a qualified safety consultant, with an estimated budget of \$50,000.
- Authorize the Executive Director to utilize General Ledger Item 5000.10 (Personnel Expenses – Fulltime Regular Wages) to establish a budget to fund the services of the Safety Consultant.

JLB



CENTRAL COAST WATER AUTHORITY

MEMORANDUM

September 14, 2022

TO: CCWA Board of Directors

FROM: John Brady
Deputy Director, Operations and Engineering

SUBJECT: Request for Approval of Carryover of Project Funds from FY 21/22 to FY 22/23
- \$1,306,454.76

SUMMARY

Projects are funded on a current year basis at CCWA. For projects that require more than one year to complete, CCWA staff must request authorization from the CCWA Board of Directors to carryover project funds from the prior fiscal year to the current fiscal year, which is the purpose of this report.

CCWA staff also notes that the cost of some project will likely increase due to inflationary pressures. The budgets of carryover projects and current fiscal year projects were prepared prior to the significant cost escalations observed earlier in 2022. Accordingly, CCWA staff proposes a number of action designed to address inflationary pressures.

DISCUSSION

CCWA staff is proposing a program to address inflationary pressures on projects and is requesting authorization to retain project funds and carried them over to the FY 22/23 budget so that the projects can be completed. A discussion of the proposed program and proposed carry over projects are presented below:

PROPOSAL TO ADDRESS INFLATIONARY PRESSURES

According to the US Department of Labor data, the inflation rate for the United States from July 2021 to June 2022 was 9.1%, which is the highest 12 month inflation rate since November 1981. CCWA staff has also observed significant price increases from the majority of its vendors. Considering that the budget for Fiscal Year 2021/2022 was prepared in January 2021, there is the potential of cost over-runs due to inflationary pressures.

To address this issue, CCWA staff is recommending a number of actions designed to, in effect, provide a contingency fund for projects. These measures include:

- For all completed or canceled FY 2021/2022 projects that have excess funds remaining, transfer the remaining fund to one of two projects as follows:

- For C-Projects, transfer excess fund to the Tank 5 Chemical Dosing Facility Design Project (C-21T5ICDF). A total of \$137,477 of excess funds have been identified for transfer to this project.
- For E-Projects, transfer all excess funds to the WTP Painting Project (E-21PAINT). A total of \$54,850 of excess funds have been identified for transfer to this project.
- When CCWA staff finds that a project requires additional funding, staff will request a budget transfer following the established CCWA Budget Transfer Policy (Page 23 of the CCWA FY 2022/2023 Budget). This transfer policy has the following characteristics:
 - Budget Transfer is limited to \$25,000
 - The Budget Transfer shall identify the source and destination funds, impacted financial reaches and justification for the transfer.
 - The Budget Transfer must be approved by the Finance Committee Chairperson or alternatively, the CCWA Board Chairperson.
 - A summary of the approved Budget Transfers will be presented in the CCWA Board Consent Calendar.

If a particular project requires greater than \$25,000 in additional funding, CCWA staff will formally seek specific approval from the CCWA Board of Directors.

CAPITALIZED CARRYOVER PROJECTS

Vehicles:

- **Distribution Crew Truck (C-21TRUCK2) – \$39,690 (ALL) Capitalized Project.** Staff requests carryover of **\$39,690** to complete this project. The Truck is expected in FY 22/23.
- **Distribution Sample Truck (C-21TRUCK1) – \$39,690 (ALL) Capitalized Project.** Staff requests carryover of **\$39,690** to complete this project. The Truck is expected in FY 22/23.
- **WTP Supervisor Sedan (C-20SEDAN) - \$31,752 (WTP) Capitalized Project.** Staff requests carryover of **\$31,752** to complete this project. The Sedan was ordered in FY20/21 and delivery is expected in FY 22/23.
- **Maintenance Superintendent Truck (C-20TRUCK1) - \$34,020 (WTP) Capitalized Project.** Staff requests carryover of **\$34,020** to complete this project. The Truck was ordered in FY20/21 and delivery is expected in FY 22/23.
- **Distribution O&M Crew Truck (C-20TRUCK2) - \$34,020 (DIST-All) Capitalized Project.** Staff requests carryover of **\$34,020** to complete this project. The Truck was ordered in FY20/21 and delivery is expected in FY 22/23.

Process Logic Controller Upgrade Project:

- **PLC Upgrade WTP (C-20PLCUPG) - \$162,683.15 (WTP) - Capitalized Project:** Staff requests carryover of **\$9,169.70** to complete this multi-phase project. Equipment procurement and programming happened in FY 21/22 and installation and operation is planned for winter shutdown in FY 22/23.
- **PLC Upgrade WTP – Phase 3 of 4 (C-21PLCUPG) – \$315,000 (WTP) Capitalized Project.** Staff requests carryover of **\$129,041.45** to complete this project. Equipment procurement and programming happened in FY 21/22 and installation and operation is planned for winter shutdown in FY 22/23.

Resiliency Projects:

- **Seismic Joint Pipe Spools and Parts (C-20SMCJNT) - \$56,700 (33B) Capitalized Project:** Staff requests carryover of **\$36,429.58** to complete the procurement of spare pipe spools and parts for the seismic joint. This project was supplemental funding for C-17SMCJNT. Due to no response to Request for Bids issued in FY 21/22, this project will be re-bid at a later time.
- **SYI Pipe Spools (C-17PIPSPL) - \$34,797.08 (SYII) Capitalized Project:** Staff requests carryover of **\$34,797.08** to complete the procurement of spare pipe spools and parts for Reach SYI. This project will be re-bid at a later time.
- **SYII Pipe Spools (C-17PIPESP) - \$33,288.58 (SYII) Capitalized Project:** Staff requests carryover of **\$33,288.58** to complete the procurement of spare pipe spools and parts for Reach SYII. This project will be re-bid in FY 22/23.

Other Projects:

- **Granular Activated Carbon (GAC) Replacement for Filters #1, #3, and #5 (C-21GACFMR) – \$420,000 (WTP) Capitalized Project.** Staff requests carryover of **\$395,000** although this project is on hold due to inflationary pressure. Potential measure to extend GAC life is being evaluated.
- **WTP Heating Ventilation and Air Conditioning System (C-21HVAC) – \$212,000 (WTP) Capitalized Project.** Staff requests carryover of **\$202,023.02** to complete this multi-phase project. The design is complete and contract for installation has been issued. Installation work is set to begin in September 2022.
- **West Slope Erosion Repair Conceptual Design (C-21WSERCD) – \$52,500 (WTP) Capitalized Project.** Staff requests carryover of **\$6,145.50** to complete this project. This project will be ongoing in FY 22/23.
- **Tank 5 Inlet Chemical Dosing Facility Design (C-21T5ICDF) – \$210,976.98 (WTP) Capitalized Project.** Staff requests carryover of **\$143,961.63** to complete this project, which includes the transfer of completed project funds as part of the program to address inflationary pressures (discussed above). Work on this project will continue in FY 22/23 to support the current year construction project.

- **Carport (C-20CARPRT) - \$36,750 (WTP) – Capitalized Project.** Staff requests carryover of **\$36,750** to complete construction that is planned for FY 22/23.
- **Fall Protection Equipment – Distribution (C-18FALL-D) - \$9,537.30 Capitalized Project.** Staff requests carryover of **\$9,537.30** to complete this project. Project will procure and install an OSHA approved stairway.
- **Fall Protection Equipment – WTP (C-18FALLPE) - \$2,849.40 Capitalized Project.** Staff requests carryover of **\$2,849.40** to complete this project in FY 22/23. Project will procure and install an OSHA approved stairway.
- **Boardroom furnishing and carpet (C-20BRDRM) - \$ 4,585.44 (ADM) Capitalized Project:** Staff requests carryover of **\$ 4,585.44** into FY 22/23 to complete the project.

Total for Capitalized Projects: \$ 1,222,750.68

Expensed Projects

- **Carport (E-20CARPRT) - \$6,804.00 (SYII) – Expense Project.** Staff requests carryover of **\$6,804.00** with construction planned and budgeted for FY 22/23.
- **Mobile Device Management (E-21MOBILE) - \$6,300.00 (SYII) – Expense Project.** Staff requests carryover of **\$6,300.00** with implementation planned for FY 22/23.
- **Painting (E-21PAINT) - \$70,600.08 (SYII) – Expense Project.** Staff requests carryover of **\$70,600.08** to complete the project in FY 22/23, which includes the transfer of completed project funds as part of the program to address inflationary pressures (discussed above).

Total for Expensed Projects: \$83,704.08

RECOMMENDATION

That the Board approve the carryover of project funds from FY 21/22 to FY 22/23 as follows:

Capitalized Project	\$1,222,750.68
Expensed Project	\$83,704.08
Total:	\$1,306,454.76

JLB

**State Water Contractors
Monday, September 12, 2022**

Tier 1

AB 2108 (Rivas, Robert D) Water policy: environmental justice: disadvantaged and tribal communities.

Current Text: Enrolled: 9/1/2022 [html](#) [pdf](#)

Introduced: 2/14/2022

Last Amend: 8/25/2022

Status: 8/30/2022-In Assembly. Concurrence in Senate amendments pending. Senate amendments concurred in. To Engrossing and Enrolling.

Location: 8/30/2022-A. ENROLLMENT

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law requires the State Water Resources Control Board to formulate and adopt state policy for water quality control. Current law requires the regional boards to prescribe requirements as to the nature of any proposed discharge, existing discharge, or material change in an existing discharge, except discharges into a community sewer system, with relation to the conditions existing in the disposal area or receiving waters upon, or into which, the discharge is made or proposed. Current law also authorizes the state board or a regional board to waive these requirements as to a specific discharge or type of discharge if the state board or a regional board determines, after any necessary state board or regional board meeting, that the waiver is consistent with any applicable state or regional water quality control plan and is in the public interest. This bill would, among other things, specify that the state board and each regional board need to begin outreach to identify issues of environmental justice as early as possible in planning, policy, and permitting processes. The bill would require the state board and each regional board to engage in equitable, culturally relevant community outreach to promote meaningful civic engagement from potentially impacted communities of proposed discharges of waste that may have disproportionate impacts on water quality in disadvantaged communities or tribal communities and ensure that outreach and engagement shall continue throughout the waste discharge planning, policy, and permitting processes. The bill would require the state board and each regional board, contingent upon an appropriation, to hire environmental justice and tribal community coordinator positions for specified purposes.

Organization	Position	Priority
SWC	Watch/Amend	Tier 1

Notes: ACWA: Watch/Amend
CMUA: Watch/Amend

AB 2805 (Bauer-Kahan D) Department of Fish and Wildlife: advance mitigation and regional conservation investment strategies.

Current Text: Enrollment: 8/29/2022 [html](#) [pdf](#)

Introduced: 2/18/2022

Last Amend: 6/29/2022

Status: 8/29/2022-Enrolled and presented to the Governor at 3:30 p.m.

Location: 8/29/2022-A. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Existing law authorizes the Department of Fish and Wildlife, or any other public agency, to propose a regional conservation investment strategy, to be developed in consultation with applicable local agencies that have land use authority, for the purpose of informing science-based nonbinding and voluntary conservation actions and habitat enhancement actions that would advance the conservation of focal species and provide voluntary nonbinding guidance for various activities. This bill would additionally authorize a federally recognized tribe to propose a regional conservation investment strategy, as provided. The bill would eliminate a restriction on the department that authorizes the department to approve a regional conservation investment strategy only if one or more state agencies request approval through a letter sent to the Director of Fish and Wildlife and a requirement that a regional conservation investment strategy include an explanation of the extent that the strategy is consistent with any previously approved or amended strategy. This bill contains other related provisions and other existing laws.

Organization	Position	Priority
SWC	Watch	Tier 1

Notes: ACWA: NYC

AB 2895

(Arambula D) Water: permits and licenses: temporary changes: water or water rights transfers.

Current Text: Enrollment: 9/9/2022 [html](#) [pdf](#)

Introduced: 2/18/2022

Last Amend: 8/22/2022

Status: 9/9/2022-Enrolled and presented to the Governor at 4 p.m.

Location: 9/9/2022-A. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Under current law, the State Water Resources Control Board administers a water rights program pursuant to which the board grants permits and licenses to appropriate water. Current law authorizes a permittee or licensee to temporarily change the point of diversion, place of use, or purpose of use due to a transfer or exchange of water or water rights if the transfer would only involve the amount of water that would have been consumptively used or stored by the permittee or licensee in the absence of the proposed temporary change, would not injure any legal user of the water, and would not unreasonably affect fish, wildlife, or other instream beneficial uses. This bill would revise and recast the provisions regulating temporary changes due to a transfer or exchange of water rights, including, among other revisions, specifying that those provisions apply to a person who proposes a temporary change for purposes of preserving or enhancing wetlands habitat, fish and wildlife resources, or recreation. The bill would eliminate the requirement that a petitioner publish notice of a petition in a newspaper.

Organization	Position	Priority
SWC	Watch	Tier 1

Notes: ACWA: Watch
CMUA: Neutral

SB 559

(Hurtado D) Tribal gaming: compact ratification.

Current Text: Enrollment: 9/9/2022 [html](#) [pdf](#)

Introduced: 2/18/2021

Last Amend: 8/23/2022

Status: 9/9/2022-Enrolled and presented to the Governor at 3 p.m.

Location: 9/9/2022-S. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would ratify the tribal-state gaming compact entered into between the State of California and the Santa Rosa Indian Community of the Santa Rosa Rancheria, executed on August 18, 2022. The bill would provide that, in deference to tribal sovereignty, certain actions related to this compact are not projects for purposes of CEQA. The bill would repeal an obsolete provision related to the ratification of a prior compact between the State of California and the Santa Rosa Indian Community of the Santa Rosa Rancheria and make other conforming changes.

Organization	Position	Priority
SWC	Co-Sponsor	Tier 1

Notes: ACWA: Support

SB 887

(Becker D) Electricity: transmission facility planning.

Current Text: Enrollment: 9/6/2022 [html](#) [pdf](#)

Introduced: 1/27/2022

Last Amend: 6/27/2022

Status: 9/6/2022-Enrolled and presented to the Governor at 3:30 p.m.

Location: 9/6/2022-S. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would require the Public Utilities Commission (PUC), on or before January 15, 2023, to request the Independent System Operator (ISO) to identify the highest priority transmission facilities that are needed to allow for increased transmission capacity into local capacity areas to deliver renewable energy resources or zero-carbon resources that are expected to be developed by 2035 into those areas and to consider whether to approve the identified transmission projects as part of the ISO's 2022-23 transmission planning process. The bill would require the PUC, in consultation with the Energy Commission, to provide transmission-focused guidance to the ISO about resource portfolios of expected future renewable energy resources and zero-carbon resources, as specified, to allow the ISO to identify and approve transmission facilities needed to interconnect resources and reliably serve the needs of load centers. The bill would express the policy of the state that planning for new transmission facilities considers the goals of minimizing the risk of wildfire and increasing systemwide reliability and cost efficiency, among other goals.

Organization	Position	Priority
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SWC Watch Tier 1
Notes: CMUA: Oppose Unless Amended

SB 1020 (Laird D) Clean Energy, Jobs, and Affordability Act of 2022.

Current Text: Enrollment: 9/2/2022 [html](#) [pdf](#)

Introduced: 2/14/2022

Last Amend: 8/29/2022

Status: 9/2/2022-Enrolled and presented to the Governor at 1 p.m.

Location: 9/2/2022-S. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The California Global Warming Solutions Act of 2006 requires the state board to prepare and approve a scoping plan for achieving the maximum technologically feasible and cost-effective reductions in greenhouse gas emissions and to update the scoping plan at least once every 5 years. The act requires the state board to conduct a series of public workshops to give interested parties an opportunity to comment on the plan and requires a portion of those workshops to be conducted in regions of the state that have the most significant exposure to pollutants. The act specifically includes as regions for these workshops communities with minority populations, communities with low-income populations, or both. This bill would instead include as regions for these workshops federal extreme nonattainment areas that have communities with minority populations, communities with low-income populations, or both.

Organization	Position	Priority
SWC	Oppose Unless Amended	Tier 1

Notes: ACWA: Oppose unless Amended
CMUA: Identify Concerns, Work with Author

SB 1065 (Eggman D) California Abandoned and Derelict Commercial Vessel Program.

Current Text: Enrollment: 9/6/2022 [html](#) [pdf](#)

Introduced: 2/15/2022

Last Amend: 8/23/2022

Status: 9/6/2022-Enrolled and presented to the Governor at 3:30 p.m.

Location: 9/6/2022-S. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would establish the California Abandoned and Derelict Commercial Vessel Program within the Natural Resources Agency, to be administered by the commission, upon appropriation by the Legislature, to bring federal, state, and local agencies together to identify, prioritize, and fund the removal and proper disposal of abandoned and derelict commercial vessels and other debris from commercially navigable waters, as defined. The bill would require the commission, upon appropriation by the Legislature, on or before July 1, 2024, to create, and regularly update and maintain thereafter, an inventory of abandoned and derelict commercial vessels on or in commercially navigable waters, as provided, and, on or before July 1, 2025, to develop a plan to prevent or reduce abandoned and derelict commercial vessels on or in commercially navigable waters, as provided.

Organization	Position	Priority
SWC	Support	Tier 1

SB 1109 (Caballero D) California Renewables Portfolio Standard Program: bioenergy projects.

Current Text: Enrollment: 9/6/2022 [html](#) [pdf](#)

Introduced: 2/16/2022

Last Amend: 8/24/2022

Status: 9/6/2022-Enrolled and presented to the Governor at 3:30 p.m.

Location: 9/6/2022-S. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would extend to December 31, 2023, the electrical corporations' obligation to collectively procure their proportionate share of 125 megawatts of cumulative rated generating capacity from existing bioenergy projects commencing operation before June 1, 2013, through financial commitments of 5 to 15 years, inclusive. The bill would exempt from these requirements a local publicly owned electric utility that previously entered into a 5-year financial commitment under existing law under certain conditions. The bill would require any incremental procurement of electricity products from bioenergy resources by a new contract or contract extension of 5 years or longer in duration to be from a resource that meets emission limits equivalent to, or more stringent than, the applicable best available retrofit control technology, as specified.

Organization **Position** **Priority**
 SWC Watch Tier 1

Notes: ACWA: Watch

SB 1203 (Becker D) Net-zero emissions of greenhouse gases: state agency operations.

Current Text: Enrollment: 9/9/2022 [html](#) [pdf](#)

Introduced: 2/17/2022

Last Amend: 8/15/2022

Status: 9/9/2022-Enrolled and presented to the Governor at 3 p.m.

Location: 9/9/2022-S. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The State Air Resources Board is required to approve a statewide greenhouse gas emissions limit equivalent to the statewide greenhouse gas emissions level in 1990 to be achieved by 2020 and to ensure that statewide greenhouse gas emissions are reduced to at least 40% below the 1990 level by 2030. This bill would declare the intent of the Legislature that state agencies aim to achieve net-zero emissions of greenhouse gases resulting from their operations no later than January 1, 2035, or as soon as feasible thereafter. The bill would require the Department of General Services, in consultation with the state board, and to the extent feasible, to publish, on its internet website or other publicly available location, an inventory of the greenhouse gas emissions of state agencies for the prior calendar year, on or before July 1, 2024, and annually thereafter until the goal has been achieved. The bill would require the department to develop and publish a plan, on or before January 1, 2026, that describes required actions and investments for achieving net-zero emissions of greenhouse gases and an estimate of the costs associated with the planned actions, and ensure that the required actions and investments are incorporated into the sustainability roadmaps of all state agencies. The bill would require the department to update the plan beginning June 30, 2028, and every 2 years thereafter until the goal has been achieved.

Organization **Position** **Priority**
 SWC Watch Tier 1

Notes: CMUA: Watch

SB 1205 (Allen D) Water rights: appropriation.

Current Text: Enrolled: 9/9/2022 [html](#) [pdf](#)

Introduced: 2/17/2022

Last Amend: 8/24/2022

Status: 8/31/2022-Read third time. Passed. Ordered to the Senate. In Senate. Concurrence in Assembly amendments pending. Assembly amendments concurred in. (Ayes 32. Noes 0.) Ordered to engrossing and enrolling. (Enrolled Text Released 9/9/2022)

Location: 8/31/2022-S. ENROLLMENT

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would require the State Water Resources Control Board to develop and adopt regulations to govern consideration of climate change effects in water availability analyses used in the board's review of applications for water rights permits, including consideration of the effects of climate change, as specified, upon watershed hydrology, as specified. The bill would require the board to consult with the Department of Water Resources, the Department of Fish and Wildlife, and qualified hydrologists and climate change scientists, among others, in preparing the regulations. The bill would prohibit the board from refusing to accept or delay processing or approval of an application on the grounds that the regulations have not yet been adopted.

Organization **Position** **Priority**
 SWC Watch Tier 1

Notes: ACWA: Support if Amended

Total Measures: 10

Total Tracking Forms: 10