

BOARD OF DIRECTORS MEETING | Agenda

THURSDAY, JANUARY 27, 2022

CLOSED SESSION – 8:30 A.M. /OPEN SESSION – 10:30 A.M.

**VISALIA CONVENTION CENTER, 303 E. ACEQUIA AVE, VISALIA, CA 93291
SEQUOIA ROOM, 2ND FLOOR**

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

Here is the meeting link for those of you that would like to access the Board meeting via Teams at 10:30 a.m.

Join on your computer or mobile app

[Click here to join the meeting](#)

Or call in (audio only)

[+1 209-800-2813](tel:+12098002813),2804047# United States, Stockton

Phone Conference ID: 280 404 7#

CALL TO ORDER/ROLL CALL – (LOEFFLER)

APPROVAL OF THE AGENDA – (LOEFFLER)

PUBLIC COMMENT ON CLOSED SESSION ITEMS – (DAVIS)

ADJOURN TO CLOSED SESSION

1. CLOSED SESSION

A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

(Government Code section 54956.9(d)(1))

1. *California Natural Resources Agency v. Raimondo*, United States District Court for the Eastern District of California, Case No. 1:20-CV-00426-DAD-EPG
2. *Tehama Colusa Canal Authority v. California Dept. of Water Resources*, Sacramento County Superior Court, Case No. 34-2021-80003665-CU-WM-GDS

B. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

(Government Code section 54956.9(d)(2))

Significant Exposure to Litigation: Five potential matters.

C. CONFERENCE WITH LEGAL COUNSEL-INITIATION OF LITIGATION

(Government Code section 54956.9(d)(4))

Initiation of Litigation: Two potential cases.

D. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

(Government Code section 54957)

Title: Chief Executive Officer

E. PUBLIC EMPLOYMENT

(Government Code section 54957(b))

Proposed Position – System Administrator

Activate Position – Office Technician

F. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

(Government Code section 54956.8)

1. Property: Friant-Kern Canal facilities and right-of-way
Agency negotiator: CEO, CFO, General Counsel
Negotiating parties: United States (Bureau of Reclamation)
Under negotiation: Middle Reach Capacity Correction Project Cost Share Agreement (price and terms of payment)

RECONVENE INTO OPEN SESSION (10:30 AM) (Announce any reportable closed session action.)

PUBLIC COMMENT / PUBLIC PRESENTATIONS – (LOEFFLER)

Public comment is welcome at this time on any matter within the jurisdiction of the Board that is not on the agenda. Under the State's open meeting law - the Brown Act - no action may be taken on any item not on the agenda. Public comment on items on the agenda will be allowed at the time the Board considers the item.

2. CONSENT CALENDAR – (5 MINUTES)

The following routine matters will be acted upon by one vote, unless a Board Member requests separate consideration of the item.

- A. Approval of the Minutes – Board of Directors Meeting of December 10, 2021. (Loeffler)
- B. Ratify December 2021 and January 2022 bills and accept the Cash Activity Reports December 2021. (Orvis)
- C. Current Retirement and Deferred Compensation Plans Investment Approval. (Orvis)

3. ACTION ITEMS (30 MINUTES)

- A. Approval of Budget Amendment to the Professional Services Agreement with Bender Rosenthal Inc. for Right of Way Acquisition Services and Subcontract with OPC for Utility

Coordination Services for the FKC Middle Reach Capacity Correction Project. (Davis) (10 minutes)

- B. Approval of Third Amended and Restated Employment Agreement with CEO Jason Phillips. (Davis/Loeffler) (10 minutes)
- C. Approval of Previously Budgeted Supervisory Control and Data Acquisition (SCADA) Intellisite License and Support Services. (Orvis) (10 minutes) (added since noticing, will require Board approval to formally agendaize)

4. GENERAL UPDATES & REPORTS (90 MINUTES)

- A. FKC Middle Reach Capacity Correction Project
 - a. Activities and Schedule Update. (Amaral/Davis/Phillips) (10 minutes)
 - b. Funding Update (Orvis/Phillips) (10 minutes)
- B. Water Operations Update. (Buck-Macleod)
 - a. Delta Operations (10 minutes)
 - b. Friant Operations (5 minutes)
- C. Cost of Water” 5% over Five Years” Goal Baseline. (Orvis)(10 minutes)
- D. External Affairs Activities. (Biering/Amaral) (10 minutes)
- E. San Joaquin Valley Blueprint Update. (Ewell) (10 minutes)
- F. O&M Report. (Hickernell) (5 minutes)
- G. San Luis Delta-Mendota Water Authority Update. (Phillips/Orvis) (10 minutes)
- H. CEO Report. (Phillips) (10 minutes)

Public Participation Information

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

BOARD OF DIRECTORS MEETING | Minutes

FRIDAY, DECEMBER 10, 2021

CLOSED SESSION – 8:30 A.M. /OPEN SESSION – 10:00 A.M.

**VISALIA CONVENTION CENTER, 303 E. ACEQUIA AVE, VISALIA, CA 93291
SEQUOIA ROOM, 2ND FLOOR**

CALL TO ORDER/ROLL CALL – (LOEFFLER)

Chairman Cliff Loeffler called to order the noticed meeting of the Board of Directors of the Friant Water Authority at 8:30 a.m.

ROLL CALL

Chief Executive Officer, Jason R. Phillips noted that a quorum of the Board of Directors was present.

ATTENDANCE:

Directors Present:

Edwin Camp	Arvin-Edison W.S.D. (AEWSD)
Brock Buche	City of Fresno (CofF)
Kole Upton	Chowchilla W.D. (CWD) (left following closed session)
Loren Booth	Hills Valley I.D. (HVID)
Chris Tantau	Kaweah Delta W.C.D. (KDWCD)
Kent Stephens	Kern-Tulare W.D. (KTWD)
Michael Brownfield	Lindmore I.D. (LID)
Cliff Loeffler	Lindsay-Strathmore I.D. (LSID)
Josh Pitigliano	Lower-Tule River I.D. (LTRID)
Jim Erickson	Madera I.D. (MID)
Arlen Miller	Orange Cove I.D. (OCID)
Eric Borba	Porterville I.D. (PID)
Steve Kisling	Saucelito I.D. (SID)
Matthew Leider	Teapot Dome W.D. (TPWD)
Edwin Wheaton	Terra Bella I.D. (TBID)

Directors Absent:

Kole Upton	Chowchilla W.D. (CWD)
George Porter	Fresno I.D. (FID)
Rick Borges	Tulare I.D. (TID)

APPROVAL OF THE AGENDA

The Board approved the agenda as presented.

M/S/C – Motion by Director Erickson, seconded by Director Brownfield, to approve the agenda as presented. The motion carried. (Roll Call Vote: Ayes – AESWD, CWD, CofF, KDWCD, KTWD, LID, LSID, LTRID, MID, OCID, PID, SID, TPWD, TBID; Nays – 0; Absent – FID, TID)

PUBLIC COMMENT ON CLOSED SESSION ITEMS

There was no public comment on closed session items.

ADJOURN TO CLOSED SESSION

1. CLOSED SESSION

A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

(Government Code section 54956.9(d)(1))

1. *California Natural Resources Agency v. Raimondo*, United States District Court for the Eastern District of California, Case No. 1:20-CV-00426-DAD-EPG
2. *Tehama Colusa Canal Authority v. California Dept. of Water Resources*, Sacramento County Superior Court, Case No. 34-2021-80003665-CU-WM-GDS
3. *Friant Water Authority v. Malley Investment Properties, LP*, Tulare County Superior Court, Case No. VCU288285

B. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

(Government Code section 54956.9(d)(2))

Significant Exposure to Litigation: Four potential matters.

C. CONFERENCE WITH LEGAL COUNSEL-INITIATION OF LITIGATION

(Government Code section 54956.9(d)(4))

Initiation of Litigation: Two potential cases.

D. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

(Government Code section 54956.8)

1. Property: Friant-Kern Canal facilities and right-of-way
Agency negotiator: CEO, CFO, General Counsel
Negotiating parties: United States (Bureau of Reclamation)
Under negotiation: Middle Reach Capacity Correction Project Cost Share Agreement (price and terms of payment)
2. Property: Tulare County APN: 302-240-013, 302-250-006 and 320-030-006
Agency negotiator: General Counsel
Negotiating parties: Farmland Reserve, Inc.

Under negotiation: Friant-Kern Canal Middle Reach Capacity Correction Project
right of way (price and terms of payment)

RECONVENE INTO OPEN SESSION

There was one reportable action taken during Closed Session. Approval was granted unanimously to allow the CEO to sign an Memorandum Of Agreement with the San Luis & Delta Mendota Water Authority regarding the proposed San Luis Transmission Project.

PUBLIC COMMENT / PUBLIC PRESENTATIONS

CEO Phillips introduced Director Arlen Miller as the new Friant Water Authority Board Representative from Orange Cove I.D. Chairman Loeffler introduced Julian Grijalva, Friant's new Senior Engineer as well as Cruz Romero, Lindmore I.D.'s new Engineer.

2. CONSENT CALENDAR

The following routine matters will be acted upon by one vote, unless a Board Member requests separate consideration of the item.

- A. Approval of the Minutes – Board of Directors Meeting of October 28, 2021.
- B. Adopt Resolution No. 2021–14 Setting the 2022 Regular Board Meeting Dates.)
- C. Ratify November 2021 bills and accept the Cash Activity Reports October 2021. (Orvis)
- D. Call-for-Funds – The Board will consider a January 1, 2022 Call-for-Funds
- E. Current Retirement and Deferred Compensation Plans Investment Approval -
This item was deferred to January.

M/S/C – Motion by Director Stephens, seconded by Director Leider, to approve the consent calendar for agenda items A-D. Agenda Item E was deferred. The motion carried. (Roll Call Vote: Ayes – AESWD, CofF, KDWCD, KTWD, LID, LSID, LTRID, MID, OCID, PID, SID, TPWD, TBID; Nays – 0; Absent – CWD, FID, TID)

3. ACTION ITEMS

- A. Previously Budgeted Equipment Purchases – The Board considered and approved two previously budgeted equipment purchases as outlined in the agenda report. This included a Tier 4 Motor Grader and a Tier 4 Wheel Loader, both from Quinn.

M/S/C – Motion by Director Kisling, seconded by Director Leider, to approve the purchases of the Motor Grader and Wheel Loader based upon the final, negotiated low bid amounts. The motion carried. (Roll Call Vote: Ayes – AESWD, CofF, KDWCD, KTWD, LID, LSID, LTRID, MID, OCID, PID, SID, TPWD, TBID; Nays – 0; Absent – CWD, FID, TID)

- B. Master Professional Service Agreement – The Board considered and approved the Master Professional Service Agreement with Brian Thomas for Financial Consulting Services.

M/S/C – Motion by Director Leider, seconded by Director Brownfield, to approve the Master Professional Services Agreement with Brian Thomas and Task Order No. under the Agreement. The

motion carried. (Roll Call Vote: Ayes – AESWD, Coff, KDWCD, KTWD, LID, LSID, LTRID, MID, OCID, PID, SID, TPWD, TBID; Nays – 0; Absent – CWD, FID, TID)

- C. Allocation of the Settlement Payment received from San Luis & Delta Mendota Water Authority (SLDMWA) – The Board of Directors approved the proposed allocation methodology of the Settlement payment received from SLDMWA as outlined in the agenda report. The Finance Committee reviewed the proposal during its October 25th 2021 committee meeting and approved a motion to recommend that the Board approve the proposed allocation methodology.

M/S/C – Motion by Director Borba, seconded by Director Stephens, to approve the proposed methodology for allocating the costs from the Settlement Payment received from the San Luis Delta-Mendota Water Authority. The motion carried. (Roll Call Vote: Ayes – AESWD, Coff, KDWCD, KTWD, LID, LSID, LTRID, MID, OCID, PID, SID, TPWD, TBID; Nays – 0; Absent – CWD, FID, TID)

- D. State Funding Resolution – The Board considered and approved adoption of a resolution authorizing a Funding Agreement with the Department of Water Resources and Designated a Representative to Execute the Agreement and any Amendments Thereto for the Friant-Kern Canal Capacity Correction Project as outlined in the agenda report.

M/S/C – Motion by Director Borba, seconded by Director Stephens, to adopt Resolution 2021-15 the DWR Local Public Agency Authorizing Resolution for the Friant-Kern Canal Capacity Correction Project. The motion carried. (Roll Call Vote: Ayes – AESWD, Coff, KDWCD, KTWD, LID, LSID, LTRID, MID, OCID, PID, SID, TPWD, TBID; Nays – 0; Absent – CWD, FID, TID)

4. GENERAL UPDATES & REPORTS

- A. FKC Middle Reach Capacity Correction Project (MRCCP) Activities and Schedule Update – Janet Atkinson provided an update on the FKC MRCCP activities and schedule as provided in the agenda report. Reclamation issued the ‘Notice to Proceed’ to Brosamer & Wall/Tutor Perini JV, one week earlier than scheduled; a post award conference and pre-construction field meeting was conducted; and relocation designs have been prepared by SCE through OPC.
- B. Water Operations Update
 - a. Delta Operations
 - b. Friant Operations
 - c. FKC Water Quality Plan

WRM Buck-Macleod provided a water operations update as outlined in the agenda reports. Overall CVP North-of-Delta Reservoirs are at mostly below-normal storage levels for this week based on their 15-year average – Trinity, Shasta, and Folsom are 55%, 51%, and 99% of average, respectively; and all reservoirs had increased storage significantly only to have those gains lost during the dry period over the last few weeks.

He said that CVP allocations remain unchanged from May 26th however; the CVP increased Friant’s allocation to 25% for Class 1 on November 1st.

WRM Buck-Macleod provided an FKC Water Quality Plan guidelines update to address various concerns including those that Shafter-Wasco I.D. and Cross Valley Contractors as outlined in the agenda report. FWA staff expect to have an update to the Ad Hoc Committee in January 2022 on any potential proposed changes to the Guidelines and draft Guidelines Agreement and if approved, FWA will request Reclamation review, and evaluate next steps in the voluntary agreement process, and CEQA compliance prior to Board action.

- C. External Affairs Activities – Interim COO Amaral and GAC Biering provided an update on external affairs activities as outlined in the agenda report. GAC Biering also reported that the California Department of Water Resources (DWR) announced that they would distribute \$100 million for restoration on the Friant-Kern Canal, Delta-Mendota Canal, and California Aqueduct that was included in the 2021/2022 State Budget. The DWR has committed to \$39.2 million next year to FWA for the Friant-Kern Canal.

COO Amaral reported that a continuing resolution was signed on December 3rd as congressional leaders continue to work through the omnibus bill; Congressman Nunes retires at the end of the month leaving a vacancy; and redistricting maps were finalized on December 27th.

- D. San Joaquin Valley Blueprint (SJVB) Update – Austin Ewell gave an update on the SJVB as outlined in the agenda report. His report also included the expansion of its Board to 23 members that will represent local government, water agency, at-large and white area & agriculture with room for additional representation; the SJVB released its first community newsletter; and participation in the SJV Water Collaborative Action Program and associated Action Plan Framework that would assure safe drinking water to Valley residents, place equal emphasis on demand reduction and supply to eliminate long-term overdraft; and participation in one of the largest initiatives in the country to restore riparian, floodplain, upland and on-farm habitats.
- E. O&M Report – Superintendent Hickernell went through the O&M report as outlined. He also reported that Friant staff worked 1,934 days without a lost-time injury accident; copper-sulfate was applied into the canal; and pre-work for pre-emergent herbicide applications was started.
- F. San Luis Delta-Mendota Water Authority Update – CEO Phillips and CFO Orvis gave an update as outlined in the agenda report. It also included FWA staff providing input on the draft proposals through the O&M and Finance Committees as staff are works to clarify how costs associated with proposed special projects and extraordinary maintenance will be allocated under the methodology set forth in the Friant MOU. Staff also provided feedback to SLDMWA staff on the establishment of a separate reserve account for capital projects.
- G. 2021 FWA Board Retreat Summary – CEO Phillips; CFO Orvis, WRM Buck-Macleod provided a summary on the 2021 FWA Board Retreat as outlined in the agenda reports. CEO Phillips thanked the participants and said that Friant is far more effective when it has clear direction from the Board. They discussed continued participation in the Blue Print; discussion on existing and potential Principles for increasing capacity above historical use; discussions on the cost of water that would establish a baseline for the “5%-over-five-

years” reduction metric and the value of voluntary agreements to the Friant Division were also held.

- H. CEO Report – CEO Phillips reported that he had attend the ACWA Fall Conference and was able to meet with a broad section of Friant personnel, FWA Contractors, State Water Board representatives as well as Bureau representatives to discuss the needs of the Friant Service Area. He also touched on the More Water Now initiative and infrastructure funding efforts.

Chairman Loeffler took a moment to thank his fellow directors, staff, homeboard managers and the public for their representation and participation at the regular Board of Director meetings for 2021.

ADJOURNMENT

The meeting adjourned at 11:36 a.m.

Jason R. Phillips, Chief Executive Officer
Friant Water Authority

Toni Marie, Recording Secretary
Friant Water Authority

Others in Attendance:

Jeevan Muhar	Arvin-Edison W.S.D.
Brandon Tomlinson	Chowchilla W.D.
Bill Stretch	Fresno I.D.
Nick Keller	Hills Valley I.D.
Mark Larsen	Kaweah-Delta W.C.D.
Steve Dalke	Kern-Tulare W.D.
Cruz Romero	Lindmore I.D.
Craig Wallace	Lindsay-Strathmore I.D.
Tom Barcellos	Lower Tule River I.D.
Eric Limas	Lower Tule River I.D., Tea Pot Dome W.D.
Tommy Greci	Madera I.D.
Keith Clem	Orange Cove I.D.
Sean Geivet	Porterville I.D., Saucelito I.D., Terra Bella I.D.
Nick Keller	Porterville I.D., Saucelito I.D., Terra Bella I.D.
Aaron Fukuda	Tulare I.D.
Eric Quinley	Delano-Earlimart I.D.
William D. West	Stone Corral I.D.
Kris Lawrence	Southern San Joaquin W.D.
Roland Gross	San Joaquin M.U.D.
Kuyler Crocker	
Don Davis	FWA General Counsel
Chris Hickernell	FWA
Jason Phillips	FWA
Chris Hunter	FWA

Jocelyn Bean	FWA
Johnny Amaral	FWA
Wilson Orvis	FWA
Ian Buck-Macleod	FWA
Vivian Garcia	FWA
Julian Grijalva	FWA
Alex Biering	FWA
Bill Luce	Consultant
Steve Ottemoeller	Consultant
Brian Thomas	Consultant
Alan Doud	Counsel
Austin Ewell	SJV Blueprint
Don Wright	Waterwrights.com
Shelley Abajian	Senator Feinstein

Agenda Report

No. 2.B

DATE: January 25, 2022

TO: Board of Directors

FROM: Wilson Orvis, CFO

SUBJECT: Approve Bills for month of December and January and Accept Budget-to-Actuals and Cash Activity Reports for month ending December 31, 2021

SUMMARY:

The Finance Committee met on January 24, 2022 and reviewed the bills for December 2021 and January 2022 and the Cash Activity Reports for month ending December 31, 2021. There was a quorum at the meeting.

FINANCE COMMITTEE ACTION:

At the January 24, 2022 meeting the Finance Committee acted to recommend that Board of Directors approve payment of the December 2021 and January 2022 bills in the amount of \$5,178,027.63, and accept the Cash Activity Reports for month ending December 31, 2021.

SUGGESTED MOTION:

The Board of Directors approve payment of the December 2021 and January 2022 bills in the amount of \$5,178,027.63, and accept the Cash Activity Reports for month ending December 31, 2021.

BUDGET IMPACT:

- \$312,956.16 (expenses) and \$399,582.54 (payroll) is chargeable to the FY 2022 Operations, Maintenance, and Replacement (OM&R) Budget;
- \$112,968.47 (expenses) and \$80,089.17 (payroll) is chargeable to the FY 2022 General Membership Budget;
- \$122,240.20 is to be recovered under existing grant agreements;
- \$1,111,224.51 is attributable to payments to the San Luis & Delta Mendota Water Authority for forecasted Exchange Contractor deliveries for the month of February; and
- \$3,038,966.58 is chargeable to Middle Reach Capacity Correction Project, Phase 1.

ATTACHMENTS:

Friant Water Authority Bills to be Paid, Budget-to-Actuals, and Cash Activity Reports

FRIANT WATER AUTHORITY EXPENDITURES TO BE APPROVED, JANUARY 2022

<u>PAYEE</u>	<u>O&M FUND</u>	<u>GM FUND</u>	<u>TOTAL</u>	<u>DESCRIPTION</u>
BILLS PAID JANUARY 10, 2022				
ABILITY	\$ 121.90	\$ -	\$ 121.90	Alarm & answering service
AIRGAS USA, LLC	419.89	-	419.89	Welding shop supplies
AMARAL, JOHNNY	-	144.48	144.48	Expense claim reimbursement
AMAZON CAPITOL SERVICES, INC.	1,292.56	-	1,292.56	Office supplies
ARNOLD, GREGORY	150.00	-	150.00	Safety Merit Award
AT&T	433.30	-	433.30	Telephone services
BIERING, ALEXANDRA	50.00	-	50.00	Safety Merit Award
BIG GREEN IT, LLC	62.00	-	62.00	IT security
CASHIER, DPR	90.00	-	90.00	Continuing QAC hours
CENTRAL VALLEY PROJECT	-	24,623.00	24,623.00	Membership dues 2022
CITY OF DELANO	240.55	-	240.55	Utilities
COMCAST	154.96	-	154.96	Internet-Sacramento office
CRAIGS AUTO PARTS	200.89	-	200.89	Repair parts for pickup
DACO FARM SUPPLY	134.75	-	134.75	Safety supplies-Delano yard
DEFLITCH, DOUG	50.00	-	50.00	Safety Merit Award
DELUXE	250.76	-	250.76	Office supplies
EXECUTIVE SUITES AT RIVER BLUFF, LP	-	2,005.00	2,005.00	Rent-Fresno office
FLORES, JASON	50.00	-	50.00	Safety Merit Award
FOOTHILL AUTO TRUCK & AG PARTS, INC.	1,285.39	-	1,285.39	Hardware for OC yard
GARIBAY, SALVADOR	150.00	-	150.00	Safety Merit Award
GONZALES, MYRON	50.00	-	50.00	Safety Merit Award
GONZALEZ, LUIS	50.00	-	50.00	Safety Merit Award
GRAINGER	669.35	-	669.35	Safety supplies for OC yard
GROSSMAYER & ASSOCIATES	270.00	-	270.00	Great Plains support
HOME DEPOT CREDIT SERVICES	776.72	-	776.72	Supplies for all yards
HUNTER, CHRIS	50.00	-	50.00	Safety Merit Award
HURTADO, NINA	200.00	-	200.00	Safety Merit Award
INTRADO ENTERPRISE COLLABORATION, INC.	-	50.77	50.77	Conference calls
JAUREQUI, ANTHONY	50.00	-	50.00	Safety Merit Award
KAN VENTURES, INC.	6,000.00	4,402.03	10,402.03	Consulting services-December
KAPLAN KIRSCH & ROCKWELL, LLP.	-	4,392.50	4,392.50	Professional services-November
LANG, MIKE	150.00	-	150.00	Safety Merit Award
LAWSON PRODUCTS	68.95	-	68.95	Hardware for Mechanic
LINCOLN NATIONAL LIFE INSURANCE CO.	3,632.24	517.51	4,149.75	Life insurance premiums
MARIE, TONI	82.32	-	82.32	Expense claim reimbursement

FRIANT WATER AUTHORITY EXPENDITURES TO BE APPROVED, JANUARY 2022

<u>PAYEE</u>	<u>O&M FUND</u>	<u>GM FUND</u>	<u>TOTAL</u>	<u>DESCRIPTION</u>
McCARTY, DEVLIN	60.00	-	60.00	Expense claim reimbursement
MICROSOFT	1,860.00	-	1,860.00	Office 365
MID VALLEY DISPOSAL	155.11	-	155.11	Utilities
MOONLIGHT MAINTENANCE SERVICES	1,948.03	-	1,948.03	Janitor service for all yards
PACIFIC GAS & ELECTRIC	2,118.95	-	2,118.95	Utilities
PAPE KENWORTH	122.78	-	122.78	Repair parts for dump truck
PORTERVILLE FORD	87.90	-	87.90	Repair parts for pickup
PRUDENTIAL OVERALL SUPPLY	2,093.45	-	2,093.45	Uniform service for all yards
PRUDENTIAL OVERALL SUPPLY	-	2,656.72	2,656.72	Employee appreciation shirts
QUILL CORPORATION	184.76	-	184.76	Office supplies
RODRIQUEZ, ENRIQUE	50.00	-	50.00	Safety Merit Award
SAFETY NETWORK TRAFFIC SIGNS	389.41	-	389.41	Safety signs for canal
SAN JOAQUIN AUTO ELECTRIC INC.	119.19	-	119.19	Repair parts for pump
SAN JOAQUIN PEST CONTROL	59.00	-	59.00	Pest control-OC yard
SAN JOAQUIN PEST CONTROL	42.00	-	42.00	Pest control-Delano yard
SENATOR SEAGATE, L.P.	-	3,791.19	3,791.19	Rent-Sacramento office
SEVIERS AUTO SUPPLY	256.94	-	256.94	Supplies for Delano yard
SMART & FINAL CORP	287.24	-	287.24	Supplies-annual safety meeting
SNAP ON TOOLS	391.50	-	391.50	Tools for Mechanic
SO CAL GAS	1,263.91	-	1,263.91	Utilities
SOUTHERN CALIF EDISON	3,373.18	-	3,373.18	Utilities
STANDARD INSURANCE CO	6,446.60	1,767.80	8,214.40	Survivors life insurance
STOEL RIVES LLP	-	7,667.40	7,667.40	Consulting services-November
TF TIRE & SERVICE	655.76	-	655.76	Light tires (4) and service
THE REDESIGN GROUP	1,500.00	-	1,500.00	Help Desk support
THOMAS HARDER & CO.	62,587.07	-	62,587.07	Consulting services-Sep. to Nov. (Partially 18% reimbursable)
UNITED STAFFING ASSOCIATES, LLC	1,746.75	-	1,746.75	Temporary Office Assistant
UNWIRED BROADBAND, INC.	299.98	-	299.98	Internet-OC and Delano yards
UTILITY TRAILER SALES	48.21	-	48.21	Shop supplies-OC yard
VALLEY PACIFIC PETROLEUM SERVICES, INC.	13,210.15	-	13,210.15	Fuel-Lindsay and Delano yards
VAST NETWORKS	800.00	-	800.00	Internet-Lindsay
VERIZON WIRELESS	2,246.12	-	2,246.12	SCADA mobile to mobile
WALLIS, JASON	50.00	-	50.00	Safety Merit Award
WEISENBERGERS	504.67	-	504.67	Supplies-Water Ops & Lindsay
XEROX FINANCIAL SERVICES	1,676.06	-	1,676.06	Copier lease agreement
ZENITH INSURANCE COMPANY	8,908.00	-	8,908.00	Workers compensation

FRIANT WATER AUTHORITY EXPENDITURES TO BE APPROVED, JANUARY 2022

<u>PAYEE</u>	<u>O&M FUND</u>	<u>GM FUND</u>	<u>TOTAL</u>	<u>DESCRIPTION</u>
	-	-		
BILLS PAID JANUARY 10, 2022	132,729.25	52,018.40	184,747.65	
BILLS TO BE PAID JANUARY 27, 2022				
A&E PRESSURE WASHERS	229.75	-	229.75	Repair parts for pressure washer
ACWA / JPIA	78,552.43	6,561.03	85,113.46	Medical, dental & vision insurance
AMAZON CAPITOL SERVICES, INC.	388.85	-	388.85	Office supplies
BANK OF AMERICA	9,974.15	12,420.45	22,394.60	Various Visa charges
BATTERY SYSTEMS INC.	1,006.01	-	1,006.01	Batteries-6
BIG GREEN IT, LLC	62.00	-	62.00	Conference room license
BILL LUCE CONSULTING	1,039.50	1,749.00	2,788.50	Consulting service-November & December
BRIAN G. THOMAS	1,900.00	-	1,900.00	Consulting service-December
BURKE, WILLIAMS & SORENSEN, LLP	19,170.00	1,700.00	20,870.00	Professional service-November
C & H FENCE & PATIO, INC.	942.74	-	942.74	Materials for fence repairs
CENTRAL VALLEY LOCK & SAFE	25.00	-	25.00	Duplicate key
CITY OF LINDSAY	374.70	-	374.70	Utilities
CITY OF ORANGE COVE	462.66	-	462.66	Utilities
COASTLINE EQUIPMENT	262.07	-	262.07	Bumper grille frame
CULLIGAN	119.00	-	119.00	Water service-OC yard
CULLIGAN WATER CONDITION	108.50	-	108.50	Water service-Kaweah house
DINUBA LUMBER COMPANY	439.48	-	439.48	Hardware for OC yard
FAMILY FARM ALLIANCE	-	15,000.00	15,000.00	Annual contribution 2022
FRESNO COUNTY TREASURER	666.00	-	666.00	Hazardous environmental permit
FRONTIER	964.01	-	964.01	Telephone service-Lindsay
FRUIT GROWERS SUPPLY CO	746.38	-	746.38	Supplies for OC yard
FUSION CLOUD SERVICES, LLC	193.20	-	193.20	Telephone service
GRAINGER	103.51	-	103.51	Shop supplies for OC
GRAYBAR	1,739.83	-	1,739.83	Electrical supplies
GROSSMAYER & ASSOCIATES	1,485.00	-	1,485.00	Great Plains support
HUDSON, HENDERSON & CO, INC.	2,420.00	-	2,420.00	Audit progress report-FY 2021
JACK GRIGGS INC.	34.56	-	34.56	Propane-8 gallons
JIM'S STEEL SUPPLY	262.08	-	262.08	Poso block house door repairs
KASEYA US LLC	490.79	-	490.79	IT Security
LINDSAY TRUE VALUE	121.05	-	121.05	Supplies-Lindsay and Water Ops
MARTIN TERMITE & PEST CONTROL	45.00	-	45.00	Pest control-Kaweah house
MEDALLION SUPPLY COMPANY	487.47	-	487.47	Electrical supplies

FRIANT WATER AUTHORITY EXPENDITURES TO BE APPROVED, JANUARY 2022

<u>PAYEE</u>	<u>O&M FUND</u>	<u>GM FUND</u>	<u>TOTAL</u>	<u>DESCRIPTION</u>
MERLE STONE CHEVROLET CADILLAC	324.63	-	324.63	Repair parts for pickup
ORANGE COVE TIRE SERVICE	207.74	-	207.74	Light tires (2) and service
PACIFIC GAS & ELECTRIC	123.83	-	123.83	Utilities
PAESANO FARMS	16,344.00	-	16,344.00	Targeted grazing-27.24 acres
PALM OCCUPATIONAL MEDICINE	400.00	-	400.00	DMV exams-4
PBW DISTRIBUTOR INC	825.96	-	825.96	Repair parts for backhoe and shop supplies
PFM FINANCIAL ADVISORS LLC	14,900.00	-	14,900.00	Consulting service-October & December
PORTERVILLE FORD	995.38	-	995.38	Repair parts for pickup
PRINCIPLE LIFE INSURANCE COMPANY	-	1,309.59	1,309.59	Retirement plan - quarterly
QUINN COMPANY	202.03	-	202.03	Repair parts for backhoe
SAN JOAQUIN PAINT & GLASS	79.16	-	79.16	Paint supplies for Delano yard
SAN JOAQUIN PEST CONTROL	90.00	-	90.00	Pest control service for Lindsay yard
SEVIERS AUTO SUPPLY	113.49	-	113.49	Repair parts for pickup
SHERWIN WILLIAMS CO.	789.01	-	789.01	Paint supplies-Lindsay and OC
SIERRA PACIFIC MATERIALS INC	392.80	-	392.80	Rock for road maintenance
SNAP ON TOOLS	1,147.05	-	1,147.05	Repair parts for equipment
SO CAL GAS	607.85	-	607.85	Utilities
SPARKLETTS	31.92	-	31.92	Water service-Kings River house
STANTEC CONSULTING SERVICES INC.	3,330.00	-	3,330.00	Consulting service-October & December
STATE WATER RESOURCES	3,146.00	-	3,146.00	Aboveground tank permit
STOP ALARM, INC.	486.00	-	486.00	Quarterly alarm service
VALLEY IRON, INC.	645.15	-	645.15	Metal materials for OC yard
VALLEY PACIFIC PETROLEUM SERVICES, INC.	2,541.55	-	2,541.55	Fuel-Delano yard
VERIZON WIRELESS	2,598.18	-	2,598.18	Cell phone charges
VILLINES GROUP, LLC	4,860.00	3,240.00	8,100.00	Professional service-December
WATER AND POWER LAW GROUP PC	-	18,970.00	18,970.00	Professional service-December
WORLD OIL ENVIRONMENTAL SERVICES	229.46	-	229.46	Removal of hazardous waste
BILLS TO BE PAID JANUARY 27, 2022	180,226.91	60,950.07	241,176.98	Note: Including payroll taxes & Retirement- includes an estimate for EOM payroll
BILLS PAID JANUARY 10, 2022	132,729.25	52,018.40	184,747.65	
SUB-TOTAL SPENDING FOR JANUARY 2022	312,956.16	112,968.47	425,924.63	
CHECKS TO BE RECOVERED VIA GRANT(S)	122,240.20	-	122,240.20	
PAYROLL FOR FWA	399,582.54	80,089.17	479,671.71	
TOTAL FOR FWA O&M	834,778.90	193,057.64	1,027,836.54	
<i>San Luis Delta-Mendota Canal:</i>				
O&MR CHARGES WY2021 - PAID VIA WIRE	1,111,224.51	-	1,111,224.51	Estimate for the month of February 2022 Page 2.B.5
<i>Subtotal - SLDMWA</i>	<i>1,111,224.51</i>	<i>-</i>	<i>1,111,224.51</i>	Page 4 of 6

FRIANT WATER AUTHORITY EXPENDITURES TO BE APPROVED, JANUARY 2022

<u>PAYEE</u>	<u>O&M FUND</u>	<u>GM FUND</u>	<u>TOTAL</u>	<u>DESCRIPTION</u>
<i>Middle Reach Capacity Correction Project</i>				
LeBEAU THELEN CLIENT TRUST ACCOUNT	578,701.58	-	578,701.58	Malley Investment Farms
FARMLAND RESERVE	2,454,014.00	-	2,454,014.00	Check(s) FedEx to BRI 1/14/2021
PFM FINANCIAL ADVISORS LLC	800.00	-	800.00	
BRIAN G. THOMAS	3,600.00	-	3,600.00	
BURKE, WILLIAMS & SORENSEN, LLP	1,851.00	-	1,851.00	-
<i>Subtotal - MRCCP</i>	<i>3,038,966.58</i>	<i>-</i>	<i>3,038,966.58</i>	
GRAND TOTALS	\$ 4,984,969.99	\$ 193,057.64	\$ 5,178,027.63	

FRIANT WATER AUTHORITY EXPENDITURES TO BE APPROVED, JANUARY 2022

GRANTS

PAYEE	Pump Back	Winn/SJRRP	TOTAL	DESCRIPTION
CDM SMITH	\$ 798.04		\$ 798.04	Consulting services-October
BILLS PAID JANUARY 10, 2022	\$ 798.04	\$ -	\$ 798.04	
BENDER ROSENTHAL INCORPORATED		47,247.95	47,247.95	Consulting service-December
BURKE, WILLIAMS & SORENSEN, LLP		29,874.52	29,874.52	Professional service-November
CDM SMITH	471.85		471.85	Consulting service-December
STANTEC CONSULTING SERVICES INC.	43,847.84		43,847.84	Consulting service-November
BILLS TO BE PAID JANUARY 27, 2022	\$ 44,319.69	\$ 77,122.47	\$ 121,442.16	
GRAND TOTALS	\$ 45,117.73	\$ 77,122.47	\$ 122,240.20	

FWA Budget Presentation

FY 2021 - 2022

Budget year: **25.0%** Completed

Operations & Maintenance	FY 2022 Budget	12/31/2021 Year to Date	Budget Remaining	Budget Spent %
Operations Dept				
Employee Salaries/Pay	781,755	211,326	570,428	27.0%
Employee Benefits	411,777	120,007	291,770	29.1%
Supplies & Services	667,537	35,175	632,361	5.3%
Total Operations	1,861,068	366,509	1,494,559	19.7%
Maintenance Dept				
Employee Salaries/Pay	2,190,920	433,227	1,757,692	19.8%
Employee Benefits	1,117,473	264,981	852,492	23.7%
Supplies & Services	2,497,783	309,998	2,187,785	12.4%
Total Maintenance	5,806,175	1,008,206	4,797,970	17.4%
Administration Costs	2,190,549	844,611	1,345,938	38.6%
Administration Costs allocated to GM	(239,477)	(40,073)	(199,404)	16.7%
Total Operations & Maintenance	9,618,317	2,179,253	7,439,064	22.7%

Special Projects				
Cost Recovery	-	(1,154,584)	1,154,584	
Spending	387,204	1,405,825	(1,018,621)	363.1%
Total Special Projects	387,204	251,241	135,963	64.9%
Total O&MR	10,005,521	2,430,494	7,575,026	24.3%

General Member	FY 2022 Budget	12/31/2021 Year to Date	FY 2022 Remaining	Budget spent %
Employee Salaries/Pay with Benefits	725,000	176,473	548,527	24.3%
Other supplies and services	310,000	64,717	245,283	20.9%
Admin Allocation to GM	212,500	37,404	175,096	17.6%
General Counsel	12,500	-	12,500	0.0%
Outside Legal Consultants	609,000	183,081	425,919	30.1%
Other Consultants	706,000	89,453	616,547	12.7%
Total General Member	2,575,000	551,128	2,023,873	21.4%

FWA Revenue Presentation

FY 2021 - 2022

Budget year:

25.0%

Completed

Operations & Maintenance	FY 2022 Budget	12/31/2021 Year to Date	Budget Remaining
Revenue			
Interest Income	40,000	8,714	31,286
Miscellaneous Income	-	6,108	(6,108)
Reverse Pumping Fee	-	14,911	(14,911)
Conveyance Fees		12,206	(12,206)
Federal Grant Revenue	-	1,131,555	(1,131,555)
O & M Revenue	10,005,520	2,501,380	7,504,140
Water Supply Cord./Monitoring Revenue		17,087	(17,087)
Total Revenue	10,045,520	3,691,962	6,353,558
Expenses			
Total Operations	1,861,068	366,509	1,494,559
Total Maintenance	5,806,175	1,008,206	4,797,970
Administration Costs	1,951,073	804,538	1,146,535
Special Projects	387,204	1,405,825	(1,018,621)
Total O&MR Expenses	10,005,521	3,585,078	6,420,443

General Member	FY 2022 Budget	12/31/2021 Year to Date	FY 2022 Remaining
Revenue			
Interest Income	-	-	-
GM Revenue	2,563,000	640,750	1,922,250
NASA Airborne Snow Observatory	-	-	-
Associate Dues	12,000	3,000	9,000
Total Revenue	2,575,000	643,750	1,931,250
Total GM Expenses	2,575,000	551,128	2,023,873

Friant Water Authority
Budget vs Actual Expenses
YTD - 12/31/2021

	Budget year: 25.0% Completed											
	Total				Labor				Materials			
	Annual Budget	YTD Actual	% Of Bud	Projected Remaining	Budget	YTD Actual	Projected Remaining	Budget	YTD Actual	Projected Remaining	Budget	YTD Actual
MAINTENANCE												
Vehicle & Equipment Service	\$ 631,716	\$ 118,924	18.8%	\$ 512,792	\$ 217,057	\$ 35,362	16.3%	\$ 181,695	\$ 414,659	\$ 83,563	20.2%	\$ 331,097
Maintenance Supervision	322,177	59,710	18.5%	262,467	322,177	59,710	18.5%	262,467	-	-	0.0%	-
USBR Inspections	-	15	0.0%	(15)	-	-	0.0%	-	-	15	0.0%	(15)
Right-of-Way Management	55,437	14,177	25.6%	41,260	55,437	14,177	25.6%	41,260	-	-	0.0%	-
Weed & Pest Control	718,198	109,020	15.2%	609,179	350,719	61,617	17.6%	289,102	367,479	47,403	12.9%	320,076
Implem Biol. Opinion	21,000	-	0.0%	21,000	-	-	0.0%	-	21,000	-	0.0%	21,000
Road Maintenance	157,909	3,774	2.4%	154,134	36,983	3,282	8.9%	33,701	120,926	492	0.4%	120,434
Yard & Building Maintenance	255,603	84,858	33.2%	170,745	86,578	56,181	64.9%	30,396	169,026	28,677	17.0%	140,349
Structure & Gate Maintenance	94,389	8,172	8.7%	86,217	72,322	7,682	10.6%	64,640	22,067	490	2.2%	21,577
Cleaning Right-of-Way	87,324	10,510	12.0%	76,813	87,324	10,510	12.0%	76,813	-	-	0.0%	-
Bargate & Guardrail Maint	56,036	15,276	27.3%	40,760	34,893	13,783	39.5%	21,110	21,143	1,493	7.1%	19,650
Embankment Maintenance	84,962	81,381	95.8%	3,581	70,354	20,601	29.3%	49,753	14,608	60,780	416.1%	(46,172)
Bridge Maintenance	69,854	2,095	3.0%	67,759	35,351	2,095	5.9%	33,257	34,502	-	0.0%	34,502
Miscellaneous Maintenance	13,165	3,103	23.6%	10,061	4,528	-	0.0%	4,528	8,637	3,103	35.9%	5,533
Reverse Flow Pumping	-	2,112	0.0%	(2,112)	-	1,759	0.0%	(1,759)	-	353	0.0%	(353)
Concrete Lining Maintenance	15,253	2,672	17.5%	12,581	6,651	2,672	40.2%	3,979	8,602	-	0.0%	8,602
Drainditch & Channel Maint.	50,576	12,430	24.6%	38,146	50,576	12,430	24.6%	38,146	-	-	0.0%	-
Fence Maintenance	50,718	17,263	34.0%	33,455	39,737	14,957	37.6%	24,780	10,980	2,306	21.0%	8,674
Mudjacking	18,713	22	0.1%	18,691	17,087	22	0.1%	17,066	1,626	-	0.0%	1,626
Painting	44,161	6,008	13.6%	38,153	32,680	212	0.6%	32,467	11,481	5,796	50.5%	5,685
Sump Pump Maintenance	1,053	-	0.0%	1,053	1,053	-	0.0%	1,053	-	-	0.0%	-
Cross Drainage Structure Mtce	1,053	-	0.0%	1,053	1,053	-	0.0%	1,053	-	-	0.0%	-
Rip-Rapping	936	-	0.0%	936	936	-	0.0%	936	-	-	0.0%	-
Operations Supervision	-	8,694	0.0%	(8,694)	-	8,694	0.0%	(8,694)	-	-	0.0%	-
Water supply coordination & monitoring	474,536	-	0.0%	474,536	94,022	-	0.0%	94,022	380,514	-	0.0%	380,514
Water Quality	40,203	-	0.0%	40,203	10,203	-	0.0%	10,203	30,000	-	0.0%	30,000
Safety & First Aid Training	41,775	12,273	29.4%	29,502	21,310	8,076	37.9%	13,234	20,465	4,196	20.5%	16,269
Office Admin (Typing etc.)	58,076	-	0.0%	58,076	58,076	-	0.0%	58,076	-	-	0.0%	-
Payroll Preparation	841	156	18.6%	685	841	156	18.6%	685	-	-	0.0%	-
Meetings (General)	33,305	4,440	13.3%	28,864	21,845	4,428	20.3%	17,417	11,460	12	0.1%	11,448
Meetings (Board of Directors)	139,734	535	0.4%	139,199	61,264	535	0.9%	60,729	78,470	-	0.0%	78,470
Meetings (Sub Committee)	63,715	530	0.8%	63,185	62,961	530	0.8%	62,431	754	-	0.0%	754
Meetings (Staff)	9,872	1,188	12.0%	8,684	8,730	1,150	13.2%	7,580	1,142	38	3.4%	1,104
Education & Training	62,209	5,095	8.2%	57,114	36,313	3,533	9.7%	32,780	25,896	1,563	6.0%	24,334
Procurement	4,721	-	0.0%	4,721	4,721	-	0.0%	4,721	-	-	0.0%	-
Inventory & Property Mgt.	-	521	0.0%	(521)	-	521	0.0%	(521)	-	-	0.0%	-
Employee Benefit (Holiday)	72,180	27,385	37.9%	44,795	72,180	27,385	37.9%	44,795	-	-	0.0%	-
Employee Benefit (Sick Pay)	98,828	32,547	32.9%	66,281	98,828	32,547	32.9%	66,281	-	-	0.0%	-
Employee Benefit (Vacation)	103,901	28,620	27.5%	75,281	103,901	28,620	27.5%	75,281	-	-	0.0%	-
Employee Benefit (Jury Duty)	-	-	0.0%	-	-	-	0.0%	-	-	-	0.0%	-
Travel	29,789	-	0.0%	29,789	-	-	0.0%	-	29,789	-	0.0%	29,789
Personnel Administration	8,851	-	0.0%	8,851	7,908	-	0.0%	7,908	943	-	0.0%	943
Retirement, Health Ins, PR Taxes	842,564	176,429	20.9%	666,135	-	-	0.0%	-	842,564	176,429	20.9%	666,135
Workers Comp. Insurance	53,157	13,527	25.4%	39,630	-	-	0.0%	-	53,157	13,527	25.4%	39,630
Legal Expense-Indirect	45,000	-	0.0%	45,000	-	-	0.0%	-	45,000	-	0.0%	45,000
Utilities	84,793	17,792	21.0%	67,001	-	-	0.0%	-	84,793	17,792	21.0%	67,001
Telephone Expense	-	399	0.0%	(399)	-	-	0.0%	-	-	399	0.0%	(399)
Merit Awards	914	-	0.0%	914	-	-	0.0%	-	914	-	0.0%	914
Dues & Subscriptions	18,323	480	2.6%	17,843	-	-	0.0%	-	18,323	480	2.6%	17,843
Budget Preparation	4,536	-	0.0%	4,536	1,386	-	0.0%	1,386	3,150	-	0.0%	3,150
Archiving & Data Storage	4,076	-	0.0%	4,076	2,934	-	0.0%	2,934	1,142	-	0.0%	1,142
Vehicle & Equipment Acquisition	760,044	126,070	16.6%	633,974	-	-	0.0%	-	760,044	126,070	16.6%	633,974
TOTAL EXPENSES: MAINTENANCE	5,806,175	1,008,206	17.4%	4,797,970	2,190,920	433,227	19.8%	1,757,692	3,615,256	574,978	15.9%	3,040,277

Friant Water Authority
Budget vs Actual Expenses
YTD - 12/31/2021

	Budget year: 25.0% Completed											
	Total				Labor				Materials			
	Annual Budget	YTD Actual	% Of Bud	Projected Remaining	Budget	YTD Actual	Projected Remaining	Budget	YTD Actual	Projected Remaining	Budget	YTD Actual
WATER OPERATIONS												
Vehicle & Equipment Service	\$ 1,084	\$ 91	8.37%	\$ 993	\$ -	\$ -	0.00%	\$ -	\$ 1,084	\$ 91	8.37%	\$ 993
Yard & Building Maintenance	88,394	16,458	18.62%	71,937	24,590	258	1.05%	24,332	63,805	16,200	25.39%	47,605
Structure & Gate Maintenance	281,624	28,706	10.19%	252,918	72,596	17,615	24.26%	54,981	209,028	11,091	5.31%	197,937
Cleaning Right-of-Way	1,230	480	39.05%	750	-	480	0.00%	(480)	1,230	-	0.00%	1,230
Bargate & Guardrail Maint	5,740	-	0.00%	5,740	-	-	0.00%	-	5,740	-	0.00%	5,740
Reverse Flow Pump	-	12,799	0.00%	(12,799)	-	-	0.00%	-	-	12,799	0.00%	(12,799)
Sump Pump Maintenance	29,744	496	1.67%	29,248	-	-	0.00%	-	29,744	496	1.67%	29,248
C & I General Mtce	17,651	-	0.00%	17,651	14,810	-	0.00%	14,810	2,841	-	0.00%	2,841
C. & I. Maint (ESI Equipment)	293,704	41,024	13.97%	252,679	77,305	17,496	22.63%	59,809	216,399	23,529	10.87%	192,870
Meter Repair	147,347	4,988	3.39%	142,360	63,431	4,524	7.13%	58,907	83,916	464	0.55%	83,453
Canal Patrol	274,453	72,141	26.29%	202,312	273,521	72,141	26.38%	201,380	932	-	0.00%	932
Operations Reports	59,627	28,394	47.62%	31,232	57,283	28,394	49.57%	28,889	2,343	-	0.00%	2,343
Operations Supervision	75,489	19,047	25.23%	56,442	75,489	19,047	25.23%	56,442	-	-	0.00%	-
Water Measurement	14,938	2,418	16.19%	12,520	6,986	2,418	34.61%	4,568	7,952	-	0.00%	7,952
Miscellaneous Operations	9,112	-	0.00%	9,112	-	-	0.00%	-	9,112	-	0.00%	9,112
Groundwater & Seepage Well Measurement	-	957	0.00%	(957)	-	-	0.00%	-	-	957	0.00%	(957)
Safety & First Aid Training	10,039	3,307	32.94%	6,732	3,074	2,017	65.62%	1,057	6,965	1,290	18.52%	5,675
Meetings (General)	1,341	29	2.18%	1,312	1,341	29	2.18%	1,312	-	-	0.00%	-
Meetings (Staff)	3,493	234	6.69%	3,259	3,493	234	6.69%	3,259	-	-	0.00%	-
Education & Training	23,961	-	0.00%	23,961	4,052	-	0.00%	4,052	19,910	-	0.00%	19,910
Employee Benefit (Holiday)	25,075	10,888	43.42%	14,187	25,075	10,888	43.42%	14,187	-	-	0.00%	-
Employee Benefit (Sick Pay)	33,434	21,096	63.10%	12,337	33,434	21,096	63.10%	12,337	-	-	0.00%	-
Employee Benefit (Vacation)	45,275	14,689	32.44%	30,586	45,275	14,689	32.44%	30,586	-	-	0.00%	-
Employee Benefit (Jury Duty)	-	-	0.00%	-	-	-	0.00%	-	-	-	0.00%	-
Retirement, Health Ins, PR Taxes	307,993	73,335	23.8%	234,659	-	-	0.0%	-	307,993	73,335	23.8%	234,659
Workers Comp. Insurance	27,646	7,186	25.99%	20,460	-	-	0.00%	-	27,646	7,186	25.99%	20,460
Utilities	32,093	6,595	20.55%	25,497	-	-	0.00%	-	32,093	6,595	20.55%	25,497
Telephone Expense	-	1,061	0.00%	(1,061)	-	-	0.00%	-	-	1,061	0.00%	(1,061)
Vehicle & Equipment Acquisition	50,580	-	0.00%	50,580	-	-	0.00%	-	50,580	-	0.00%	50,580
TOTAL EXPENSES: WATER OPERATIONS	\$ 1,861,068	\$ 366,509	19.7%	\$ 1,494,559	\$ 781,755	\$ 211,326	27.0%	\$ 570,428	\$ 1,079,314	\$ 155,183	14.4%	\$ 924,131

Friant Water Authority
Budget vs Actual Expenses
YTD - 12/31/2021

	Budget year: 25.0% Completed											
	Total				Labor				Materials			
	Annual Budget	YTD Actual	% Of Bud	Projected Remaining	Budget	YTD Actual	Projected Remaining	Budget	YTD Actual	Projected Remaining	Budget	YTD Actual
ADMINISTRATION												
C. & I. Maint (ESI Equipment)	\$ 26,346	\$ 4,951	18.79%	\$ 21,394	\$ 26,346	\$ 4,951	18.79%	\$ 21,394	\$ -	\$ -	0.00%	\$ -
Maintenance Supervision	-	41,250	0.00%	(41,250)	-	41,250	0.00%	(41,250)	-	-	0.00%	-
Water supply coordination & monitoring	14,425	94,926	658.07%	(80,501)	17,660	37,581	212.81%	(19,921)	(3,235)	57,345	#####	(60,580)
Legal Expense - Direct	31,500	24,969	79.27%	6,531	-	-	0.00%	-	31,500	24,969	79.27%	6,531
Administrative Supervision	13,173	3,599	27.32%	9,574	13,173	3,599	27.32%	9,574	-	-	0.00%	-
Safety & First Aid Training	41,781	13,728	32.86%	28,053	2,533	3,123	123.31%	(590)	39,248	10,605	27.02%	28,643
Office Admin (Typing etc.)	91,066	49,083	53.90%	41,983	91,066	41,062	45.09%	50,005	-	8,022	0.00%	(8,022)
Payroll Preparation	9,211	3,999	43.41%	5,212	9,211	3,999	43.41%	5,212	-	-	0.00%	-
Meetings (General)	22,444	11,025	49.12%	11,419	18,244	10,039	55.03%	8,204	4,200	986	23.46%	3,215
Meetings (Board of Directors)	20,332	16,498	81.15%	3,834	20,332	6,927	34.07%	13,405	-	9,571	0.00%	(9,571)
Meetings (Sub Committee)	50,863	6,231	12.25%	44,632	20,921	5,127	24.51%	15,794	29,941	1,104	3.69%	28,838
Meetings (Staff)	17,347	21,833	125.86%	(4,486)	14,830	21,833	147.22%	(7,003)	2,517	-	0.00%	2,517
BOD-Offsite Meeting	-	44,024	0.00%	(44,024)	-	16,785	0.00%	(16,785)	-	27,239	0.00%	(27,239)
Education & Training	43,389	5,558	12.81%	37,830	15,630	4,711	30.14%	10,919	27,758	847	3.05%	26,911
Miscellaneous Administrative	291	9,104	3124.97%	(8,813)	291	-	0.00%	291	-	9,104	0.00%	(9,104)
Inventory & Property Mgt.	12,851	1,081	8.41%	11,770	12,851	1,081	8.41%	11,770	-	-	0.00%	-
Employee Benefit (Holiday)	29,672	17,976	60.58%	11,696	29,672	17,976	60.58%	11,696	-	-	0.00%	-
Employee Benefit (Sick Pay)	39,563	10,545	26.65%	29,018	39,563	10,545	26.65%	29,018	-	-	0.00%	-
Employee Benefit (Vacation)	42,639	23,774	55.75%	18,866	42,639	23,774	55.75%	18,866	-	-	0.00%	-
Employee Benefit (Jury Duty)	-	-	0.00%	-	-	-	0.00%	-	-	-	0.00%	-
Data Processing	235,986	43,902	18.60%	192,084	25,940	14,164	54.60%	11,776	210,046	29,738	14.16%	180,308
Travel	58,787	7,874	13.39%	50,913	-	-	0.00%	-	58,787	7,874	13.39%	50,913
Accounting & Auditing	374,796	84,621	22.58%	290,175	347,796	74,568	21.44%	273,228	27,000	10,053	37.23%	16,947
Personnel Administration	136,555	18,851	13.80%	117,704	66,066	16,344	24.74%	49,722	70,489	2,507	3.56%	67,983
Retirement, Health Ins, PR Taxes	374,064	113,115	30.24%	260,949	-	-	0.00%	-	374,064	113,115	30.24%	260,949
Liability Insurance	162,146	129,841	80.08%	32,306	-	-	0.00%	-	162,146	129,841	80.08%	32,306
Workers Compensation Insurance	8,764	1,174	13.39%	7,590	-	-	0.00%	-	8,764	1,174	13.39%	7,590
Utilities	120,364	10,635	8.84%	109,729	-	-	0.00%	-	120,364	10,635	8.84%	109,729
Office Supplies	35,288	6,357	18.01%	28,931	-	-	0.00%	-	35,288	6,357	18.01%	28,931
Employee Incentives & Awards	30,927	8,163	26.39%	22,765	-	-	0.00%	-	30,927	8,163	26.39%	22,765
Postage	5,287	1,047	19.81%	4,240	-	-	0.00%	-	5,287	1,047	19.81%	4,240
Dues & Subscriptions	59,765	1,056	1.77%	58,709	-	-	0.00%	-	59,765	1,056	1.77%	58,709
Budget Preparation	6,181	25	0.40%	6,156	6,181	25	0.40%	6,156	-	-	0.00%	-
Achieving & Data Storage	11,064	-	0.00%	11,064	11,064	-	0.00%	11,064	-	-	0.00%	-
Lease office equipment	35,138	9,811	27.92%	25,327	-	-	0.00%	-	35,138	9,811	27.92%	25,327
Vehicle & Equipment Acquisition	28,547	-	0.00%	28,547	-	-	0.00%	-	28,547	-	0.00%	28,547
Admin Reimb - GM Fund	(239,477)	(40,073)	16.73%	(199,404)	-	-	0.00%	-	(239,477)	(40,073)	16.73%	(199,404)
TOTAL EXPENSES: ADMINISTRATION	\$ 1,951,073	\$ 804,538	41.2%	\$ 1,146,535	\$ 832,009	\$ 361,036	43.4%	\$ 470,973	\$ 1,119,064	\$ 443,502	39.6%	\$ 675,562

Administration Total Allocated out
O&M 93% 555,824
GM 7% 40,073

BUDGET ITEM	FYE 9/30/21	CURRENT YTD	REMAINING	NON-LABOR
CARRY OVER ITEMS FY 2021				
GSA Engagement	462,939	82,959	379,980	n/a
SCADA Alarm Project	20,000		20,000	n/a
Tree-Trimming	7,525	7,325	200	n/a
Embankment Management-Grazing Pilot	42,000	44,436	(2,436)	n/a
Gate Actuators	36,388	33,462	2,926	n/a
Utility Tractor	104,205	100,656	3,549	n/a
TOTAL CARRY OVER ITEMS FY 2021	673,057	268,838	404,219	n/a

Friant Water Authority
 Budget vs Actual Expenses
 YTD - 12/31/2021

Friant Water Authority Budget vs Actual Expenses YTD - 12/31/2021	Budget year: 25.0% Completed									
	Total				Labor			Materials		
	Annual Budget	YTD Actual	% Of Bud	Projected Remaining	Budget	YTD Actual	Projected Remaining	Budget	YTD Actual	Projected Remaining
GENERAL MEMBERSHIP										
Outside Legal Consultants	609,000	183,081	425,919		30%					
Other Consultants										
General Consulting	55,000	4,884	50,117		9%					
Kan Ventures	65,500	12,402	53,098		19%					
WDC Lobbyist	40,500	7,188	33,312		18%					
Sacramento Lobbyist	45,000	8,730	36,270		19%					
Public Relations Consultant	40,500	-	40,500		0%					
Airborne Snow	272,000	-	272,000		0%					
CDTFA - CA Water Res. Control Board	67,500	56,249	11,251		83%					
Family Farm Alliance	15,000	-	15,000		0%					
CVPWA dues	50,000	-	50,000		0%					
SJV Blueprint	15,000	-	15,000		0%					
Temperance Flat Reservoir Authority	40,000	-	40,000		0%					
Total Other Consultants	706,000	89,453	616,547		13%					
Other Supplies & Services	310,000	64,717	245,283		21%					
General Counsel	12,500	-	12,500		0%					
Staff Payroll & Benefits	725,000	176,473	548,527		24%					
Admin Allocation	212,500	37,404	175,096		18%					
Total GM	2,575,000	551,128	2,023,873		21%					

Friant Water Authority
General Members Budget
December 31, 2021

BUDGET TO ACTUAL REPORT

				% of Budget YTD 25.00%
Consultants	FY 2021 Approved Budget	FY 2022 Actuals	Surplus /(Shortage)	
General Counsel				
<i>Burke, Williams & Sorenson, LLC</i>	6,000	-	0	
Special Counsel				
<i>Water & Power Law Group</i>	200,000	60,835	0	30.42%
<i>Burke, Williams & Sorensen, LLC</i>	49,800	5,250	0	10.54%
<i>Somach Simmons</i>	119,000	10,732	0	9.02%
<i>BiOps Litigation (Kaplan & Kirsch)</i>	156,000	79,297	0	50.83%
<i>CEQA Litigation (Stoel Rives)</i>	126,000	28,718	0	22.79%
<i>Additional Special Counsel (TBD)</i>	55,500			
Special Counsel Subtotal	706,300	184,831	0	26.17%
Professional Support - Operations				
<i>General Consulting - as needed (Luce, Steve O. & MBK)</i>	192,820	4,884	0	2.53%
<i>Kan Ventures</i>	48,000	12,402	0	25.84%
<i>Additional Legal/Operations Consultant (TBD)</i>	96,000	-	0	
Professional Support - Operations Subtotal	336,820	17,286	0	5.13%
Professional Support - Communications & Outreach				
<i>External Affairs - Federal (Ferguson Group)</i>	40,000	7,188	0	17.97%
<i>External Affairs - State (Villines)</i>	40,000	8,730	0	21.83%
<i>Media & Materials - (Commuter Industries)</i>	40,500	600	0	1.48%
Professional Support - Comm. & Outreach Subtotal	120,500	16,518	0	13.71%
Consultants Subtotal	1,169,620	218,634	0	18.69%
Staff				
Leadership	657,758	176,473	0	26.83%
Staff Subtotal	657,758	176,473	0	26.83%
Other Activities				
CDTFA - State Water Resources Control Board	67,500	56,249	0	83.33%
Family Farm Alliance	15,000	-	0	
CVPWA dues	50,000	-	0	
SJV Blueprint	15,000	-	0	
Misc Organizational Contributions	15,000			
Dues & Fees Subtotal	162,500	56,249	0	34.61%
Other Supplies & Services				
<i>Travel</i>	60,000	1,926	0	3.21%
<i>Hotel</i>	37,500	7,686	0	20.50%
<i>Meals</i>	35,000	11,201	0	32.00%
<i>Miscellaneous visa receipts</i>	10,000	17,722	0	177.22%
<i>Meeting expenses -</i>	55,000	14,591	0	26.53%
Other Supplies & Services Subtotal	197,500	53,126	0	26.90%
Admin Allocation	175,000	37,404	0	21.37%
Direct Expenses (including rent, mileage)				
<i>Mileage</i>	27,500	-	0	
<i>Rent</i>	73,000	11,509	0	15.77%
<i>Office Expenses</i>	10,000	-	0	
<i>Office Supplies</i>	7,500	-	0	
<i>Utilities</i>	6,500	82	0	1.26%
Direct Expenses Subtotal	124,500	11,591	0	9.31%
Other Activities Subtotal	659,500	158,370	0	24.01%
Subtotal Base Budgets	2,486,878	553,477	0	22.26%
Special Projects				
BiOps Science Funding	10,000		0	
Total Special Projects	10,000	0	0	0.00%
Total Budgets	2,496,878	553,477	0	22.17%

FRIANT WATER AUTHORITY

CASH ACTIVITY BALANCE MONTH ENDING DECEMBER 31, 2021

	Beginning Balance	Increases	Decreases	Ending Balance
FKC Operations & Maintenance	\$ 14,991,637	\$ 16,526,216	\$ (2,126,355)	\$ 29,391,497
SLDMWA	\$ 4,139,086	\$ 201,111	\$ (220,911)	\$ 4,119,286
Total	\$ 19,130,722	\$ 16,727,327	\$ (2,347,267)	\$ 33,510,783
General Member	\$ 684,341	\$ 338,390	\$ (329,142)	\$ 693,589
			Total	\$ 34,204,372

BANK ACTIVITY BALANCE MONTH ENDING DECEMBER 31, 2021

Local Agency Investment Fund	\$ 19,932,403	\$ 15,200,000	\$ -	\$ 35,132,403
Bank of the Sierra	\$ (117,340)	\$ 1,865,717	\$ (2,676,408)	\$ (928,031)
			Total	\$ 34,204,372

NOTE: Cash on deposit with LAIF represents the consolidation of available balances held by all FWA funds. Most Current Interest Rate: For month ended December 31, 2021 , effective yield, 0.212%
Total LAIF fund as of December 31, 2021: \$36,293,483,055.19
The Authority's investments are in compliance with its Statement of Investment Policy dated July 22, 2004.
Management believes it is fully able to meet its expenditure requirements for the next six months.

**FRIANT WATER AUTHORITY
O&M FUND
CASH ACTIVITY REPORT
MONTH ENDING DECEMBER 31, 2021**

	<u>Checking & Investments</u>	<u>Payroll Checking</u>	<u>Petty Cash</u>	<u>Total</u>
CASH BALANCE NOVEMBER 30, 2021	\$ 19,129,928	\$ -	\$ 794	\$ 19,130,722
Increases:				
District O&M receipts	-			-
SLDMWA receipts	15			15
Deposit - Non-Project Wutchumna	-			-
Revenue from MRCCP	16,715,524			16,715,524
Miscellaneous deposits	3,317			3,317
Other Funds:				
Administration Allocation	8,471			8,471
Payroll deposits		474,545		474,545
Total Increases	<u>16,727,327</u>	<u>474,545</u>	<u>-</u>	<u>17,201,872</u>
Decreases:				
O&M Expenditures	856,267			856,267
Pump Back Project Expenditures	61,327			61,327
Subsidence Project Expenditures	672,796			672,796
MRCCP	11,023			11,023
Wire to SLDMWA - Estimated water usage - Jan. Estimate	220,592			220,592
Retirement Matching	50,709			50,709
Bank charges	100			100
Bank interest	(94)			(94)
Payroll Cash Outlays	474,545	474,545		949,090
Total Decreases	<u>2,347,267</u>	<u>474,545</u>	<u>-</u>	<u>2,821,812</u>
CASH BALANCE BEFORE INTERFUND ACTIVITY	<u>33,509,988</u>	<u>-</u>	<u>794</u>	<u>33,510,783</u>
Interfund transfer from O&M	-			-
CASH BALANCE DECEMBER 31, 2021	<u>\$ 33,509,988</u>	<u>\$ -</u>	<u>\$ 794</u>	<u>\$ 33,510,783</u>

**FRIANT WATER AUTHORITY
GENERAL MEMBERS FUND
CASH ACTIVITY REPORT
MONTH ENDING DECEMBER 31, 2021**

CASH BALANCE NOVEMBER 30, 2021	<u>\$ 684,341</u>
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Increases:

Member Assessments	<u>338,390</u>
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Total Cash Receipts	<u>\$ 338,390</u>
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Decreases:

Annual membership dues	74,999
Consulting	14,615
Meetings	11,247
Office Supplies	45
Professional Services	150,258
Rent & Facility Expense	6,636
Other Payroll Benefits	<u>8,846</u>
	266,646

Reimburse O&M:

Current Month Payroll & Benefits	90,899
Current Month Payroll & Benefits to O&M	(36,874)
Administration Allocation	<u>8,471</u>

Less Total Cash Disbursements	<u>\$ 329,142</u>
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CASH BALANCE BEFORE INTERFUND ACTIVITY	<u><u>\$ 693,589</u></u>
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Interfund transfer from O&M	\$ -
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CASH BALANCE DECEMBER 31, 2021	<u><u>\$ 693,589</u></u>
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FRIANT WATER AUTHORITY
MONTH ENDING DECEMBER 31, 2021
CASH ACTIVITY REPORT
LOCAL AGENCY INVESTMENT FUND (L.A.I.F.)
(FUNDS ON DEPOSIT WITH STATE OF CALIFORNIA)
CASH ACTIVITY REPORT

CASH BALANCE NOVEMBER 30, 2021	<u>\$ 19,932,403</u>
Increases:	
Transfer from checking	<u>\$ 15,200,000</u>
CASH BALANCE DECEMBER 31, 2021	<u><u>\$ 35,132,403</u></u>
Balance ascribed to:	
O&M Fund	\$ 34,419,995
General Member Fund	<u>\$ 712,408</u>
	<u><u>\$ 35,132,403</u></u>

NOTE: Cash on deposit with LAIF represents the consolidation of available balances held by all
FWA funds. Most Current Interest Rate: For month ended December 31, 2021 , effective yield, 0.212%
Total LAIF fund as of December 31, 2021: \$36,293,483,055.19
The Authority's investments are in compliance with its Statement of Investment Policy dated July 22, 2004.
Management believes it is fully able to meet its expenditure requirements for the next six months.

Agenda Report

No.2.C

DATE: January 27, 2022

TO: Board of Directors

FROM: Vivian Garcia, HR; Wilson Orvis, CFO

SUBJECT: 2021 Retirement and Deferred Compensation Investment Updates

SUMMARY:

The Employee Investment Committee's 2021 Retirement Plan and Deferred Compensation Plan Investment Updates, resulting from their annual due diligence meeting, held on October 29, 2021, included the following actions:

- Six funds remain on the Watch List
- One fund be removed from the list and replaced; **JPMorgan Mid Cap Value L** ("FLMVX") be removed and we will *move outstanding funds to* **Nuveen Mid Cap Value I** ("FSEIX"), due to sustained relative performance concerns with the JPMorgan fund.

Phil Piggott, Plan Advisor, and Michael Brody, Relationship Manager concurred with this proposed action.

HUMAN RESOURCES COMMITTEE:

The Human Resources Committee reviewed the attached Memorandum from the Investment Committee along with the investment options for the Retirement and Deferred Compensation Plans and recommended approval to the Board of Directors.

RECOMMENDED ACTION:

That the Board of Directors approve the recommended changes to the funds.

SUGGESTED MOTION:

I move that the Board of Directors approve the changes to the investment funds.

BUDGET IMPACT:

There is no impact to FWA's Budget

ATTACHMENTS:

Memorandum from the Employee Investment Committee.

Agenda Report

No. 2C

DATE: January 24, 2022

TO: Human Resources Committee

FROM: Vivian Garcia, HR; Wilson Orvis, CFO

SUBJECT: 2021 Retirement and Deferred Compensation Investment Updates

SUMMARY:

In accordance with the Friant Water Authority's (FWA) Investment Policy Statement (IPS), the Investment Committee, in consultation with FWA's Investment Advisors, reviewed the line-up of investment funds and is recommending that **JPMorgan Mid Cap Value L** ("FLMVX") be removed and that the outstanding funds are moved to **Nuveen Mid Cap Value I** ("FSEIX"), due to sustained relative performance concerns with the JPMorgan fund.

DISCUSSION:

The Investment Committee (Committee) held its annual due diligence meeting on October 29, 2021 to re-evaluate the funds available to employees of Friant Water Authority (Authority) from Standard Insurance, for investments in both Retirement and Qualified 457 accounts. Phil Pigott, Plan Advisor and Kacy Walker, Registered Representative from the Authority's Investment Advisors, from Cetera Advisor Networks and Michael Brody, Relationship Manager, from Standard Retirement Services, attended the annual due diligence meeting. In accordance with the Investment Policy Statement (IPS) adopted by the Authority, the Committee reviewed the current lineup of funds and recommends the following changes:

The Committee had the following six funds on the "Watch List" from last year because fund performance did not comply with the Authority's IPS (see next page for the selection and review criteria):

1. DFA US Large Value
2. T. Rowe Price Blue Chip Growth
3. American Beacon Small Cap
4. MFS Int'l Intrinsic Value
5. William Blair Bond
6. T. Rowe Price Financial Service

The Committee is recommending that **JPMorgan Mid Cap Value L** ("FLMVX") be removed and we *move outstanding funds to Nuveen Mid Cap Value I* ("FSEIX"), due to sustained relative performance concerns with the JPMorgan fund. This fund has performed poorly the last couple years and both Phil Piggott, Plan Advisor, and Michael Brody, Relationship Manager concur with this proposed action.

SELECTION AND REVIEW CRITERIA – (WATCH LIST)

Per the IPS, funds available in the Plans shall be selected on the following basis:

- Each fund shall have been in existence for at least three years.
- Each fund shall have a three year and a five year, (if available), performance record better than the top 50% of its respective group, based on its investment objective.
- Each fund shall have a Sharpe Ratio greater than its respective peer group.
- Each fund shall have satisfied the investment criteria as put forth by The Standard Life under their due diligence program.

Per the IPS, funds available in the Plans shall be reviewed based on the following basis:

- Each fund shall be reviewed annually for compliance with the selection criteria.
- Those funds not meeting the above criteria will be placed on a watch list for potential action.
- Potential actions for Watch List funds include, but are not limited to, suspension of further investment in the fund and /or complete removal of the fund from the investment matrix.

The Investment Committee, taking into consideration the guidance of the Investment Advisors, is confident that with the combination of the existing available mutual funds, Guaranteed Interest Fund, and the available 457 Roth deferral, the Authority continues to provide diversified investment options to the employees of the Authority while staying in compliance with the Asset Allocation Plan and the Authority's IPS.

Investment Committee Participants:

Wilson Orvis
John Robinson
Vivian Garcia
Enrique Rodriquez
Jason Wallis
Julian Grijalva

RECOMMENDED ACTION:

That the Human Resources Committee recommend to the Board of Directors to approve the recommended changes to the funds.

SUGGESTED MOTION:

I move that the Human Resources Committee recommend to the Board of Directors to approve the recommended changes to the funds/.

BUDGET IMPACT:

There is no impact to FWA's budget.

AGENDA REPORT

NO. 3.A

DATE: January 25, 2022

TO: Board of Directors

FROM: Donald M. Davis, General Counsel

SUBJECT: **Modification of Budgets for Bender Rosenthal Inc. Right of Way Acquisition Management Services and Overland Pacific & Cutler Utility Coordination Services for Friant-Kern Canal Middle Reach Capacity Correction Project**

SUMMARY:

Bender Rosenthal, Inc. (BRI) has been under contract since September 2019 to provide right of way (ROW) acquisition appraisal and management services for the FKC Middle Reach Capacity Correction Project (Project). The contract budget for this work was \$1,086,600, and has not changed. As noted in the agenda report for the Project update, the possession of all ROW necessary for Phase I of the Project has been secured and escrows have closed or are in the process of closing for the majority of the properties. BRI has reached its budget cap, but there is still some additional work needed to close escrows, transfer certain properties to Reclamation, and manage the close-out process. BRI has requested a budget adjustment of \$156,580 to complete this work in the coming months. BRI also entered into a subcontract under a separate budget with Overland, Cutler & Pacific, LLC (OPC) to provide utility coordination services for the Project. The pump station replacement work will require changes to Southern California Edison (SCE) connections, and BRI is requesting an addition to their separate budget with OPC in the amount of \$19,400 to perform these additional services.

RECOMMENDED ACTION:

That the Board of Directors (a) APPROVE an increase in the budget under the Master Professional Services Agreement with Bender Rosenthal, Inc. in the amount of \$156,580; and (b) APPROVE an increase in the budget for BRI's subcontract with Overland Pacific & Cutler in the amount of \$19,400.

SUGGESTED MOTION:

I move that the Board of Directors (a) APPROVE an increase in the budget under the Master Professional Services Agreement with Bender Rosenthal, Inc. in the amount of \$156,580; and (b) APPROVE an increase in the budget for BRI's subcontract with Overland Pacific & Cutler in the amount of \$19,400.

DISCUSSION:

As detailed in the attached cover letter from BRI, there were many aspects of the Project's ROW acquisition process that evolved over time due, in large part, to the cooperative agreements between FWA and Reclamation and the respective needs of both agencies. Under these circumstances, BRI has done an admirable job of successfully completing the vast majority of its work under a budget that was established more than 25 months ago. The requested 15% adjustment is reasonable and necessary to complete the work, and the overall ROW budget for Phase 1 (@\$15 million) has not and will not

through this adjustment be exceeded. With respect to the proposed services by OPC related to the district pump station relocations, this need is the result of the progress of the pump station designs, and was simply not in the scope of work included in OPC's initial subcontract with BRI. Like BRI, OPC staff have been an outstanding addition to the ROW team, and their relationships and familiarity with utility providers such as SCE have been critical to the Project's ability to maintain the construction schedule. As with BRI, the proposed budget adjustment is both reasonable and necessary for the Project as it has evolved.

BUDGET IMPACT:

Both of these budget adjustments are covered within the existing Project ROW budget.

ATTACHMENTS:

1. BRI Proposal for ROW Close-Out Services
2. OPC Proposal for Pump Station Utility Services

January 21, 2022

Mr. Johnny Amaral
Acting Chief Operating Officer Friant Water Authority
854 N. Harvard Ave.
Lindsay, CA 93247

RE: Friant-Kern Canal Capacity Correction Project
Proposal for Acquisition Close Out Services

Dear Mr. Amaral,

Bender Rosenthal, Inc. (BRI) has been working diligently on the Friant-Kern Canal Capacity Correction Project over the last 3 years. The original job was scoped for 53 parcels and midway through the project, the scope was changed to only acquire from 29 ownerships. This has been a very complex project and BRI was tasked to oversee the utility relocation contract, the Phase 1 contract, the renewal of the Phase 1's, all Right of Way cost estimates and attend multiple weekly meetings. In addition, BRI was directed to revise many of the offer documents based on the acquiring agency. The project initiated with the Friant Water Authority (FWA) acquiring all the parcels. However, after all the offers were sent out, BOR decided to cost share some of the transactions, which required BRI to produce and send out new offers with BOR as the buyer. BRI also created many revisions of the offer documents that would satisfy both FWA, BOR, Property Owners and their Attorneys, along with Administrative Settlements that required extensive documentation and research which was not anticipated in the original contract. BRI is requesting approval to amend to the existing budget to include the following close out activities:

- Project Management and Project Coordination for follow-up issues during construction and escrow.
- Acquisition - file close out and transfer, including all diary entries.
- Closing Escrow on the remaining 14 ownerships
- Southern California Edison reimbursements for service connects
- Transfer of Title from FWA to BOR - This work includes creating new documents for the transfer of property from FWA to BOR. This will include new Preliminary Title Opinions, transfers deeds opening escrows, ordering new ALTA title reports. BRI will manage process flow for timely signatures and closing.

It is anticipated that these activities will occur within a six (6) month period.

The following is the requested budget amendment of the original \$1,086,600.00 budget for these services:

Task	Hours	Unit	Rate	Total
Project Management	120		\$195.00	\$23,400.00
Project Coordination	60		\$128.00	\$7,680.00
Acquisition Services	180		\$125.00	\$22,500.00
Relocation Assistance	40		\$125.00	\$5,000.00
Title & Escrow Support		14		\$34,000.00
Transfer Title to BOR		29		\$62,000.00
Other Direct Costs				\$2,000.00
			TOTAL	\$156,580.00



If you approve the amendment to the budget, we will provide a revised invoice to bill the additional scope activities as appropriate.

If you have any questions, or need additional information, please contact Lindy Lee at l.lee@benderrosenthal.com.

Respectfully,

Approved

David B. Waa
President

Mr. Johnny Amaral,
Acting Chief Operating Officer Friant
Water Authority

November 23, 2021

Lindy Lee, PMP
Principal Project Manager
Bender Rosenthal Inc.
2825 Watt Avenue, Suite 200
Sacramento, California 95821

Sent Via Email: l.lee@benderrosenthal.com

Re: **Proposal for Utility Coordination of SCE Service Connections for five (5) pump stations for the Friant Kern Canal Subsidence Correction Project**

Dear Ms. Lee:

Overland, Pacific & Cutler, LLC (OPC) appreciates this opportunity to provide utility coordination services to Bender Rosenthal, Inc. (BRI) and Friant Water Authority (Authority) right of way program. The program is in support of the Subsidence Correction Project (Project) to address subsidence impacting the flow of the Friant-Kern Canal (FKC).

OPC's original scope of work did not include service-related connection coordination based on the conflicts determined by the project at the original signing of the agreement between the parties. This amendment will include the scope and fee associated for five (5) SCE service connections for affected irrigation districts.

The following is our proposed scope of work and estimated fee.

Scope of Services

1. OPC will prepare a utility cost estimate for budget purposes based on the electrical service needs to five (5) sites as annotated on plans provided by Stantec. Estimate will be for SCE electrical service to the site of the new facility.
2. Coordinate with SCE Planners and Stantec as needed to discuss project electrical needs through the development of an approved plan.
3. Coordinate the amendment of the current Master Agreement with SCE to include the additional fees associated with the service connection work. To include the request and receipt of a Rough Order of Magnitude (ROM) from SCE.
4. Create a matrix to track progress and schedule of associated activities.
5. Assist in obtaining any permits and/or land rights needed to complete required service connections.
6. Coordinate scheduling and associated construction of service connection with SCE and project team.
7. Ensure all construction work has been completed by SCE.
8. Review and process invoicing and payment between SCE and Friant.
9. Ensure all property rights for SCE have been secured.
10. Project management activities.

Fee Proposal

The estimated fee to complete the requested services based on the identified scope of work is as follows:

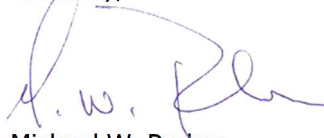
FKC Utility Coordination			
Staff	Hours	Fully Burdened Rate	Cost
Mike Parker	32	\$200.00	6,400.00
Keith Williams	100	\$130.00	13,000.00
TOTAL			\$19,400.00

Term of Agreement

Unless otherwise set forth in this contract, the term of this contract shall have an end date of **two (2)** years from the date of execution.

We truly appreciate the opportunity to submit this proposal to provide the requested services. If the proposed meets your approval, please sign below, and return to me and/or provide a contract in a form acceptable to you. Should you have any questions or need additional information, please do not hesitate to contact me at 951.347.3568 or via email at mparker@opcservices.com. This proposal shall be valid for a period of 90 days from the date submitted. We appreciate your continued interest and trust in OPC and look forward to working with you on this project.

Sincerely,



Michael W. Parker
Senior Utility Manager
OPC

Accepted, Authorization to Proceed:

Name: _____

Date: _____

Overland, Pacific & Cutler, LLC

Standard Contract Terms and Conditions

1. ACCEPTANCE OF PROPOSAL FOR SERVICES.

Acceptance by CLIENT of the Proposal for Services (Proposal) submitted by Overland, Pacific & Cutler, LLC (OPC) constitutes acceptance of the terms set forth in the Proposal and the terms and conditions stated herein and is a contract for services (Agreement).

2. SCOPE OF SERVICES.

OPC shall provide the resources and services of skilled professionals, technical, and support personnel to meet the requirements of the scope of services as described in the Proposal and by this reference, made a part hereof. The Proposal may be amended from time to time, as new Projects are assigned. All professional services shall be performed by OPC in its capacity as an agent of CLIENT. CLIENT shall have sole authority to approve all finalized transactions and any and all payments and/or financial transactions resulting from the performance of services defined in the Proposal.

3. COMPENSATION AND PAYMENT TERMS.

OPC shall submit monthly invoices for professional services based upon the fee schedule set forth in Proposal. CLIENT shall promptly pay OPC for services within thirty (30) days upon receipt of invoice.

4. CHANGES.

Any changes to the scope of services or any term set forth in the Proposal may be made at any time by a written amendment to the Proposal signed by CLIENT and OPC. If such changes result in an increase or a decrease in services, the time required for performance thereof or the compensation therefore, this Agreement shall be modified accordingly in writing in order for such changes to be valid.

5. CONFIDENTIALITY/NON-DISCLOSURE.

CLIENT hereby agrees that any work product of OPC, including its proprietary documents, work processes, information technology, and project management systems, and all information provided pursuant to the Proposal shall be considered confidential, and shall not be reproduced, transmitted, used or disclosed by CLIENT to any third party without the written consent of OPC, except as may be necessary for CLIENT to fulfill its obligations hereunder. This confidentiality limitation shall not apply to any information, or portion thereof, which is within the public domain at the time of its disclosure. The requirements of this paragraph shall survive the term of this Agreement.

6. TERMINATION.

1. Performance of the work and services hereunder may be terminated by OPC or CLIENT at any time, in whole or in part:
 1. Whenever CLIENT or OPC defaults in their obligations hereunder and fails to cure such default within ten (10) days after receipt of notice specifying the default; or,
 2. For convenience.
2. Termination shall be effected by delivery to the other Party a Notice of Termination, specifying whether said termination is by reason of default and failure to timely cure, or breach of a material term or condition of this Agreement or any amendment thereto, or, for convenience. Further, the

Notice of Termination shall specify the extent to which performance of the work and services is terminated and the date upon which said termination is to become effective.

3. If, after CLIENT issues a Notice of Termination for default, it is determined that OPC was not in default, or that OPC's failure to fulfill its obligations was due to causes beyond its control and without its fault or negligence, the Notice of Termination shall be deemed to have been issued for convenience and OPC shall be entitled to recover all compensation for its actual, common, necessary and reasonable costs of performing the work to the date of termination, plus previously agreed upon and established reasonable markup for overhead and profit. OPC shall prepare and submit a termination claim for those services satisfactorily performed, which shall include costs and expenses reimbursable in accordance with the terms of this Agreement, not previously paid and incurred prior to the effective date of termination.

7. INDEMNIFICATION.

Notwithstanding any provision of this Agreement to the contrary, to the fullest extent permitted by law, CLIENT agrees to indemnify, hold harmless, and defend OPC, its officers, directors, members, managers, boards, commissions, employees, agents, and representatives ("Indemnified Parties") from and against all claims, demands, damages, loss, costs, expenses, reasonable attorney's fees, fines, expenses, or penalties of any kind, arising out of, or as a consequence, or related to, any negligent act, error or omission committed by the Indemnified Parties in its obligations as identified in this Agreement or subsequent amendments; any breach or inaccuracy of any representation, warranty or guarantee set forth in this Agreement; and/or any claim, demand, damage, or loss as defined herein, including third party claims, attributable directly or indirectly to the infection of COVID-19. The foregoing shall not apply to claims, losses, or penalties incurred by CLIENT and caused by the sole negligence or willful misconduct of the Indemnified Parties.

If a demand for defense and/or indemnity is made by OPC pursuant to this provision and denied by the CLIENT, CLIENT shall reimburse OPC for all loss, costs and expenses, reasonable attorneys' fees incurred in the defense of the action if OPC is subsequently adjudicated to have not committed any negligent act, error or omission or willful misconduct.

8. REMEDIES.

The rights and remedies set forth herein shall be in addition to any other remedies provided in equity or law, and waiver by OPC of any provision hereunder or of a breach thereof by CLIENT shall not be deemed a waiver of future compliance thereof and such provision shall continue in, and with full force and effect.

9. SEVERABILITY.

In the event that any term or provision of this Agreement is held to be illegal, invalid, or unenforceable under the laws, regulations, or ordinances of any federal, state, or other government to which this Agreement is subject, such term or provision shall be deemed severed from this Agreement and the remaining terms and provisions shall remain unaffected thereby and continue in full force and effect.

10. MODIFICATION.

This Agreement may only be modified by a written amendment hereto, duly executed by both parties.

11. SUCCESSORS AND ASSIGNMENT.

CLIENT binds itself, its successors, assigns, and legal representatives to CLIENT with respect to all of the covenants and provisions of this Agreement and further agrees that it shall not assign, subcontract,

hypothecate, or transfer its interest in this Agreement, or any part thereof, without the express written consent of OPC.

12. ENTIRE AGREEMENT.

This Agreement contains all of the promises, representations, and understandings of the parties hereto and supersedes any previous understandings, commitments, proposals, or agreements, whether verbal or written, and may only be modified as hereinbefore provided.

13. GOVERNING LAW.

Unless otherwise specified herein, this Agreement shall be governed by and construed in accordance with the laws of the State of California.

14. VENUE AND FEES.

The venue for such suit or proceeding concerning this Agreement, the interpretation or application of any of its terms, or any related disputes shall be in the County of Los Angeles, in the State of California. The prevailing Party in any such suit or proceeding shall be entitled to a reasonable award of attorney's fees and costs in addition to any other award made in such suit or proceeding.



Agenda Report

3.C

DATE: January 27, 2022

TO: Board of Directors

FROM: Wilson Orvis, CFO

SUBJECT: **Previously Budgeted Supervisory Control and Data Acquisition (SCADA) IntelliSite License and Support Services**

SUMMARY:

The Fiscal Year (FY) 2022 Operations, Maintenance, and Replacement (OM&R) budget for the Friant-Kern Canal was approved by the Board of Directors at the September 23, 2021 meeting. The approved budget included costs for the license and support subscriptions for FWA's SCADA data points, alarm systems, water quality sensor data, and 399 electronic components that are out on the canal to be constantly monitored. In accordance with FWA policy, as the final negotiated contract amount is above \$50,000, the Board of Directors must approve the final contract.

The negotiated contract amount for FY 2022 is lower than the approved, FY 2022 budget amount.

DISCUSSION:

License and Support. The approved FY 2022 OM&R budget included \$133,035.00 for the purchase of SCADA IntelliSite license and support services. FWA staff recently solicited and received a quote from IntelliSite for these services at \$106,323.00. FWA solicited a single-source quote from this vendor as currently all of the data points that are associated with the FWA and Contractors' portal are managed through IntelliSite.

Staff is recommending the final approval to purchase licenses and remote monitoring support from IntelliSite at a total cost of \$106,323.00. The final, negotiated cost is \$26,712.00 less than the amount budgeted for in FY 2022.

FINANCE COMMITTEE ACTION:

At the January 24, 2022 meeting, the Finance Committee acted to recommend that the Board of Directors to approve the purchase of the license and support services based upon the final, negotiated amount.

SUGGESTED MOTION:

I move that the Board of Directors approve the purchase of the SCADA license and support services based upon the final, negotiated amount.

BUDGET IMPACT:

There is no adverse impact on the budget. The recommended purchase is below the amount budgeted within the FY 2022 OM&R budget for the Friant-Kern Canal for these services.

AGENDA REPORT

NO. 4.A.a

DATE: January 25, 2022

TO: Board of Directors

THROUGH: Johnny Amaral, Acting Chief Operating Officer

FROM: Janet Atkinson, Stantec; Lindy Lee, BRI

SUBJECT: Friant-Kern Canal Middle Reach Capacity Correction Project Update

SUMMARY OF KEY DEVELOPMENTS: The following is a summary of the key developments this month:

- BWI/TPC JV continued mobilization activities and initiated tree removal and clearing activities on-site.
- A decision has been made to issue a Request for Proposal (RFP) to the BWI/TPC JV to submit a price proposal for the replacement pump stations.
- The Project has possession of all 27 parcels needed for the new ROW: 7 parcels have closed escrow, 16 parcels are in escrow or under a stipulated agreement, BRI has tentative agreements for 3 APNs, and Burke, Williams & Sorensen, LLP (BWS) has received an order of possession and voluntary stipulation for the final parcel.
- A total of 8 relocation designs have been prepared by Southern California Edison (SCE). 8 SCE relocation plans have been approved for relocation and are currently scheduled for construction.

DISCUSSION/UPDATE: The table below provides a summary update on the Project schedule. Following the schedule update is a summary update for the land acquisition process.

Schedule Update –The Phase 1 milestone for the Project Notice to Proceed to BWI/TPC JV was met in November 2021. See below table for upcoming milestones.

Milestone	Date
Notice to Proceed to Construction Contractor	November 1, 2021
Replacement Pump Stations Design Completion	March 11, 2022
Canal and Turnout Tie-ins	January 26, 2024
Construction Completion	September 1, 2024

Land Acquisition Summary - The FWA and Reclamation land acquisition team has control of all parcels for the Project. The parcels are being purchased by either FWA or Reclamation, with all the parcels ultimately being transferred to Reclamation for construction of the Phase 1 Project.

Description	Summary Data
Number of APNs and owners	27 APNs, 18 owners
Number of parcels closed	7 APNs
Number of parcels in escrow or Stipulated Judgment	16 APNs
Number of parcels with tentative agreements	3 APNs
Number of parcels subject to Order of Possession/Stipulation Agreement	1 APN

Phase 1 Project Construction

- Continued to conduct weekly construction progress meetings. Topics discussed included near-term look ahead schedule, mobilization status, safety, quality control, submittals and requests for information status, planned environmental surveys.
- BWI/TPC JV continued mobilization activities including setting up the field offices, arranging for tenant improvements at the Porterville office, conducting field surveys, subcontractor coordination, submittal preparation, and completion of baseline schedule,
- Approximately 65 requests for information have been submitted by BWI/TPC JV concerning contract requirements in relationship with the work being performed. Response to these requests for information are in various stages of review and response.
- Approximately 70 submittals (i.e. shop drawings) have been received from BWI/TPC JV to document that materials of construction comply with the contract requirements and meet applicable standards. The submittals are in various stages of review, response and completion.
- Several requests for change have been submitted by BWI/TPC JV.
- The BWI/TPC JV revised baseline schedule has been received and is now approved.

Environmental Compliance, Cultural Resources and Permitting

- Completed the worker environmental awareness training and cultural training on-site.
- Continued pre-construction environmental surveys for the planned construction staging area and the tree removal and clearing and grubbing areas.
- Received Reclamation's NEPA documents with review comments for the project description and are responding to comments received.

Engineering and Design

- Supported specialty utility relocation firm in providing utility relocation materials requested by utility companies.
- Completed review of several utility relocation designs prepared by impacted utility companies.

- Supported the land acquisition team as needed. Activities included preparation of materials for landowners and addressing items as they arise.
- Prepared responses to Reclamation review comments on the 60-percent design submittal. Received comments on the replacement pump station 60-percent cost estimate. Continued to progress the pump station design.
- A decision has been made to issue a Request for Proposal (RFP) to the BWI/TPC JV for it to submit a price proposal for the replacement pump stations. Design team is preparing documents to support Reclamation in preparing the RFP.
- Continued to provide construction support services.

Land Acquisition for Phase 1 Project

- BRI has closed six escrows (7 APNs out of 27).
- BRI has obtained signed agreements that are in escrow for eleven parcels (16 APNs).
- BRI has tentative agreements for 3 APNs.
- BWS obtained an order of possession/stipulation agreement for the last parcel.
- SCE delivered 8 relocation plans through OPC.
- AT&T is developing 5 joint pole plans based on approved SCE relocation plans. Receipt of plans expected 1/28/2022.

FUTURE ACTIVITIES PLANNED. The following activities are planned for the next reporting period.

- **Phase 1 Project Construction**– Right-of-way clearing work is anticipated to continue and pre-wetting for canal excavation may commence. Continue mobilization activities including field office and staging areas setup. Continue submittal preparation and review, and preparation and response to requests for information.
- **Environmental Compliance, Cultural Resources and Permitting** – Respond to comments on the revised project description for the environmental compliance documents for the replacement pump stations. Support the HPTP as needed. Provide final documents for the environmental plans described in the EIR/S mitigation measures including the Biological Resources Management and Monitoring Plan. Continue to conduct environmental preconstruction and construction surveys and training needed to support the contractor's planned schedule of activities.
- **Engineering and Design** –Continue to support the utility relocation coordination and review designs prepared by others. Continue to support the land acquisition team. Respond to Reclamation comments on the 60-percent construction cost estimate and design for the replacement pump stations. Coordinate with Friant Division Contractors and Reclamation on the replacement pump stations. Support preparation of the RFP for the replacement pump station construction procurement. Support Caltrans encroachment permit for the SH 190 crossing as needed. Continue support for construction.
- **Land Acquisition:**
 - BRI will continue to work with the owners to complete the purchases.
 - BRI will continue to work with owners to close escrows and finalize the last agreements.
 - BRI will start to transfer Friant purchased parcels to BOR.
 - BRI will continue to work with the Construction Team on acquisition related issues.
 - SCE to deliver finalized relocation plans for all conflicts in Phase 1.
 - AT&T to deliver finalized relocation plans for all joint relocations with SCE.

- OPC will finalize permit/easement/Joint Use Agreement process and necessary documentation required by BOR.
- OPC to begin processing invoicing from SCE to allow for relocation work to proceed.
- OPC will continue to coordinate with the assorted utility owners and the Project Team through the completed relocation of utility owner facilities.
- Landowner Coordination and Outreach: Anticipated activities include continued facilitation of Right-of-Way team meetings and provide as-needed website management.

DATE: January 27, 2022

TO: Board of Directors

FROM: Wilson Orvis, CFO

SUBJECT: **The Cost of Water, “5% Over Five Years” Goal Baseline**

DISCUSSION:

During the November 2021 Board Retreat, there was a session focused on the new Goal 4, “Ensure Cost-Effective Operations and Maximize Investment” within the recently updated Friant Water Authority (FWA) Strategic Plan. The primary objectives of this session were:

- (1) achieve a common understanding of the sources, magnitude, and trends for costs of water to the turnouts for Friant Division contractors
- (2) establish the baseline (and associated assumptions) for the “5%-over-five-years” reduction metric
- (3) discuss the value of voluntary agreements to Friant Division

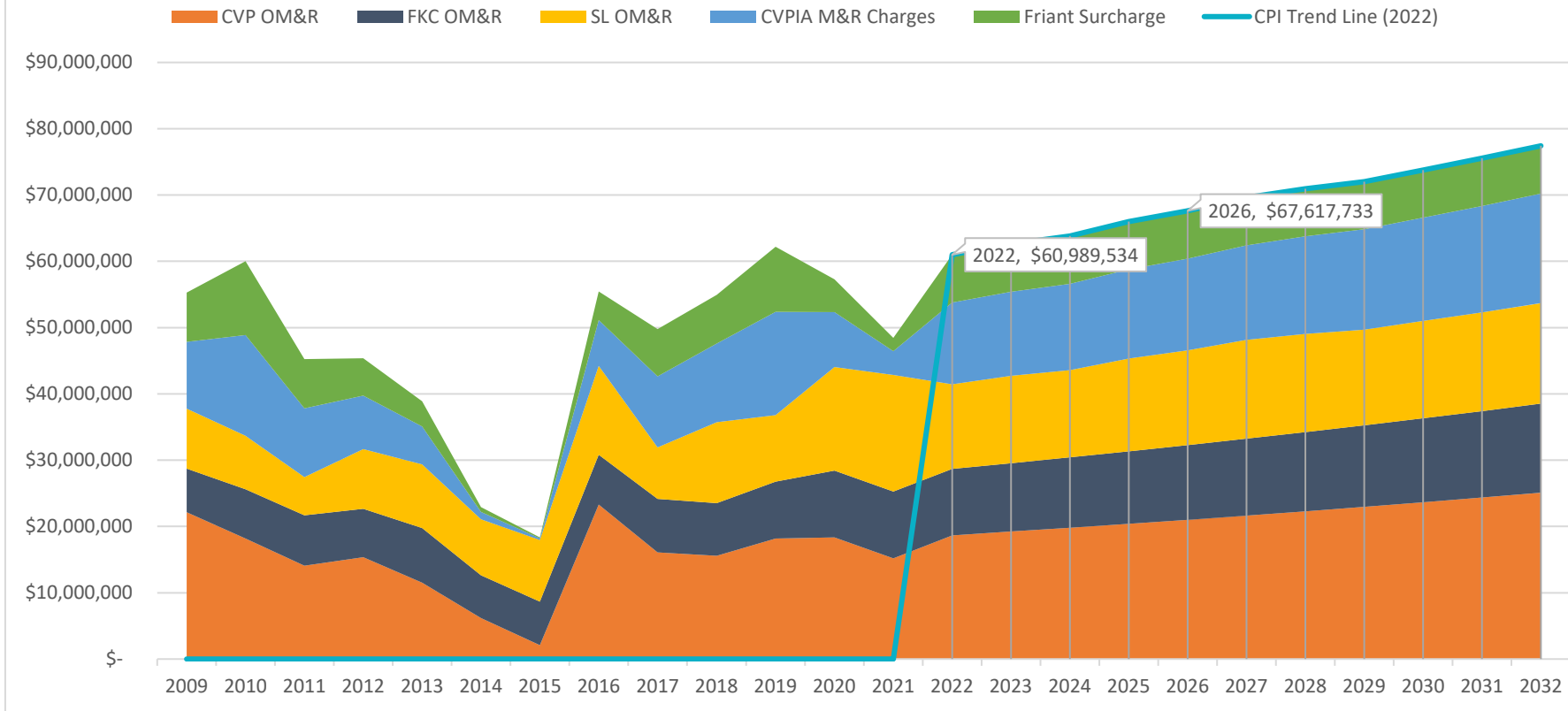
Based upon the feedback from the session, FWA staff developed a series of actions with planned completion dates. The first action item was to establish the baseline for the “5% over Five Years” goal objective by January 2022.

Based upon the feedback from the session, staff is recommending the baseline be comprised of Routine Operations, Maintenance, and Replacement (OM&R) costs as well as Regulatory Costs:

- Central Valley Project OM&R (Reclamation)
- Delta-Mendota Canal OM&R (San Luis & Delta-Mendota Water Authority)
- Friant-Kern Canal OM&R (FWA)
- Central Valley Project Improvement Act Mitigation and Restoration Charges (Reclamation)
- Friant Surcharges (Reclamation)

Using these costs as the baseline and projecting costs over the next five years based upon a weighted average of hydrology and assuming 3% annually for inflation, the first five-year goal would be to achieve \$15.8 million in savings over projected costs for the next five years (FY 2022 through FY 2026). See graph (next page) of actual and projected costs that form the recommended baseline for this objective. Upon establishment of the baseline, staff will begin monitoring actuals costs against the projected baseline as well as develop specific actions to work to achieve the reduction objective.

Routine and Regulatory O&M Costs Actual and Projected, 2009 - 2032



AGENDA REPORT

NO. 4.D

DATE: January 27, 2022

TO: Board of Directors

FROM: Alex Biering, Government Affairs and Communications Manager
Johnny Amaral, Chief of External Affairs

SUBJECT: External Affairs Update

SUMMARY:

Update on State and Federal affairs and communications activities.

RECOMMENDED ACTION:

None; informational only.

SUGGESTED MOTION:

None; informational only.

DISCUSSION:

State Affairs

Conveyance Funding/SB 559

Gov. Newsom released his FY 2022-2023 budget on Jan. 10, and included in his proposed \$286 billion in spending is a \$5.2 billion package to support water resilience and drought response efforts. This includes funding for flood control projects, SGMA implementation, habitat restoration, and \$200 million for local assistance on water projects – including conveyance. FWA’s understanding based on communications from the Newsom Administration and Senator Melissa Hurtado’s office is that this budget item includes the second \$100 million the Administration initially committed in 2021 for conveyance repairs consistent with the projects named in SB 559 (the first \$100 million was appropriated in the signed FY 2021-2022 budget).

The same day, the Administration also released a report to provide a status update on its work to implement the 2020 Water Resilience Portfolio (available at <https://resources.ca.gov/-/media/CNRA-Website/Files/Initiatives/Water-Resilience/CA-WRP-Progress-Report.pdf>).

Also on the state funding front, FWA staff continue to work with DWR staff and management to provide all the documentation needed for DWR Director Karla Nemeth to make a determination that FWA can begin receiving funds for the Middle Reach Capacity Correction Project early this year.

The groundbreaking event for the FKC Middle Reach Capacity Correction Project was scheduled to be held on Jan. 25, 2022, and as of noticing for today's FWA Board meeting, the anticipated speakers include Tanya Trujillo, Assistant Secretary for Water and Science, Department of the Interior; David Palumbo, Deputy Commissioner, Bureau of Reclamation; Ernest Conant, Regional Director, Bureau of Reclamation; Karla Nemeth, Director, California Department of Water Resources; State Senator Melissa Hurtado; Congressman Jim Costa; Jason Phillips, Chief Executive Officer, Friant Water Authority; and Cliff Loeffler, Chairman, Friant Water Authority. The visit from Interior officials also included stops at Friant Dam and other significant water infrastructure and projects in the Friant Division.

Federal Affairs

TBD FY 2022 Appropriations Talks Continue/ Dems Discuss Breaking Up BBB

Congress is out of town this week, but Senate appropriators hope to have agreement on an FY 2022 omnibus spending deal locked up by the end of January. Senate Appropriations Chairman Patrick Leahy (D-VT) wants to have an omnibus prepared a few days after lawmakers return from recess on January 31, but Senate Appropriations Vice Chairman Richard Shelby (R-AL) was more doubtful that they could get a deal that soon. Agreement over controversial policy riders will be the key to an omnibus. The current temporary continuing resolution (CR) expires February 18, so another short-term CR could be necessary to keep the government open if talks go long.

After last week's Senate votes rejecting both voting rights bills and turning back an attempt to change the Senate rules on the 60-vote filibuster, congressional Democrats are now turning their attention to breaking up and attempting to pass pieces of President Biden's Build Back Better (BBB) Act that passed the House but stalled in the Senate. President Biden stated recently that parts of the BBB that have broad support, such as some of the climate provisions, could be passed separately.

Bipartisan Climate Resilience Bill Gains Support

A bipartisan group of lawmakers is pushing the "National Climate Adaptation and Resilience Strategy Act," S. 3531, a proposal to require the federal government to develop a climate adaptation strategy to build a more cohesive plan to deal with disasters and natural events caused by rising global temperatures. The bill would also authorize a new White House chief resilience officer and create interagency working groups to help develop the strategy. Bipartisan co-sponsors include Sen. Chris Coons (D-DE) and Sen. Lisa Murkowski (R-AK).

Supreme Court Agrees to Hear Case to Limit WOTUS Under the Clean Water Act

The U.S. Supreme Court has agreed to hear a case to consider limiting the reach of the Clean Water Act (CWA). The high court will hear an appeal from Chantell and Michael Sackett, an Idaho couple waging a 15-year-old battle to build a house on a .63-acre parcel of land that federal regulators and lower courts say is protected wetlands. The Supreme Court is likely to hear the case in the term that starts in October.

The Sacketts' appeal asks the court to revisit a 2006 Clean Water Act case, *Rapanos v. United States*, which failed to produce a majority decision and created uncertainty about the jurisdictional reach of the CWA. In *Rapanos*, four justices, led by the late Justice Antonin Scalia, said the law covers wetlands only if they have a continuous surface connection to a river, lake, or other major waterway (traditional "waters of the U.S." or WOTUS). A fifth, retired Justice Anthony Kennedy, created his own test, saying the CWA covers wetlands with a "significant nexus" to one of those larger bodies of water. In their appeal, the

Sacketts propose that the court should adopt Justice Scalia's test and clear up the confusion caused by the competing decisions in Rapanos.

The Biden Administration unsuccessfully urged the court to reject the appeal, arguing that the Sacketts were overstating the confusion over the Rapanos decision, and that the Scalia approach would create a regulatory gap. The Administration also told the justices they shouldn't intervene until the EPA and Army Corps of Engineers finalize a proposed revision to the federal regulations that implement the key provision.

The case is Sackett v. Environmental Protection Agency, 21-454.

BUDGET IMPACT:

None.

ATTACHMENTS:

News Release: "Groundbreaking ceremony kicks off construction to repair middle reach of Friant-Kern Canal," Reclamation/FWA/DWR, January 19, 2022; Family Farm Alliance Executive Director's Report for January 2022.



Friant
WATER AUTHORITY



MEDIA ADVISORY

For Release: Jan. 19, 2022

Contact: Mary Lee Knecht, Bureau of Reclamation, mknecht@usbr.gov, 916.978.5100
Alex Biering, Friant Water Authority, abiering@friantwater.org, 916.628.0431
Ryan Endean, California Department of Water Resources, ryan.endean@water.ca.gov, 916.798.1701

Groundbreaking ceremony kicks off construction to repair middle reach of Friant-Kern Canal

Project will restore critical water supply infrastructure for San Joaquin Valley

Who: Bureau of Reclamation, Friant Water Authority, and California Department of Water Resources

Keynote speakers include (as of Jan. 19):

- Tanya Trujillo, Assistant Secretary for Water and Science, Department of the Interior
- David Palumbo, Deputy Commissioner, Bureau of Reclamation
- Ernest Conant, Regional Director, Bureau of Reclamation
- Karla Nemeth, Director, California Department of Water Resources
- Jason Phillips, Chief Executive Officer, Friant Water Authority
- Cliff Loeffler, Chairman, Friant Water Authority

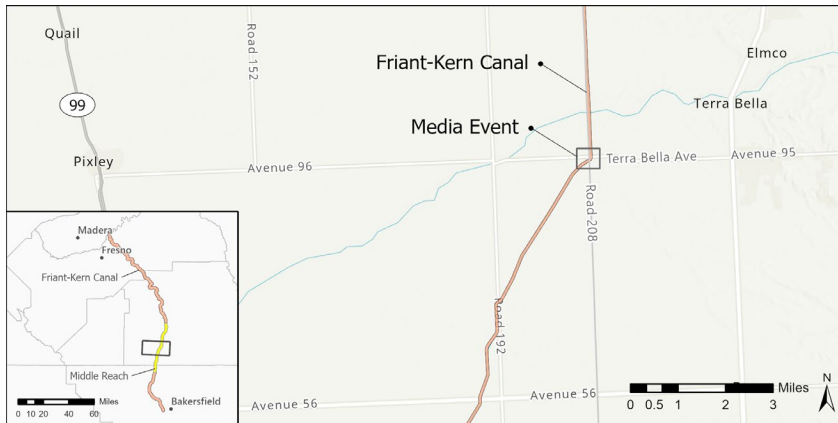
What: Celebration event to mark the groundbreaking of construction to restore conveyance capacity in the middle reach of the Friant-Kern Canal.

When: Tuesday, Jan. 25. Program begins at 1:00 p.m. immediately followed by press conference.

Where: Along the Friant-Kern Canal at the intersection of Terra Bella Avenue (Avenue 96) and Road 208, Terra Bella, CA (see map).

Why: Preparatory construction activities to restore the conveyance capacity in a stretch of the Friant-Kern Canal began this month after 3 years of planning. The 152-mile canal plays a critical role in delivering water to 1 million acres of highly productive farmland and more than 250,000 people from Fresno south to Bakersfield. Since the canal's construction in 1951, more than 50% of its original conveyance capacity in the middle reach has been lost due to land subsidence. Construction contractor, Brosamer & Wall/Tutor Perini is executing Phase 1 of the project, which includes constructing 10 miles of new concrete-lined canal to replace one of the worst pinch points of the subsiding canal. The project is funded by Reclamation, Friant Water Authority, and DWR.

How: RSVP to Val Rodriguez via email: vrodriguez@usbr.gov. COVID protocols will be in place.



Background:

The Friant-Kern Canal delivers water to more than 1 million acres of highly productive farmland and 250,000 residents. The canal, part of the Central Valley Project's Friant Division, is owned by the federal government; Friant Water Authority operate and maintain it under contract with Reclamation. The canal's diminished capacity has resulted in up to 300,000 acre-feet of reduced water deliveries in certain water years with effects most prominent in the middle reach of the canal (milepost 88 to milepost 121). The Middle Reach Capacity Correction Project will restore conveyance capacity from the current estimated 1,600 cubic-feet-per-second to the original 4,000 cubic-feet-per-second in the most critical area (milepost 103). Reclamation signed the Record of Decision for the project in November 2020.

#

The Bureau of Reclamation is a federal agency under the U.S. Department of the Interior and is the nation's largest wholesale water supplier and second largest producer of hydroelectric power. Our facilities also provide substantial flood control, recreation opportunities, and environmental benefits. Visit our website at www.usbr.gov and follow us on Twitter [@USBR](https://twitter.com/USBR) & [@ReclamationCVP](https://twitter.com/ReclamationCVP); Facebook [@bureau.of.reclamation](https://facebook.com/bureau.of.reclamation); LinkedIn [@Bureau of Reclamation](https://linkedin.com/company/bureau-of-reclamation); Instagram [@bureau_of_reclamation](https://instagram.com/bureau_of_reclamation); and YouTube [@reclamation](https://youtube.com/reclamation).

FWA is a joint-powers authority formed in 2004 by a majority of the water agencies and cities receiving water from the Friant Division of the Central Valley Project. Its primary purposes are to operate and maintain the Friant-Kern Canal and to serve the information and representation needs of its member agencies. Visit our website at www.friantwater.org and follow us Twitter [@FriantWater](https://twitter.com/FriantWater) and Facebook at [@FriantAuthority](https://facebook.com/friantauthority).

The Department of Water Resources' mission is to sustainably manage the water resources of California, in cooperation with other agencies, to benefit the state's people and protect, restore, and enhance the natural and human environments. For more information, follow us on [Twitter](https://twitter.com/DWR) or [Facebook](https://facebook.com/dwr) and read our [news releases](#) and [DWR updates](#).



MEMORANDUM

TO: FRIANT WATER AUTHORITY BOARD OF DIRECTORS
FROM: DAN KEPPEL, EXECUTIVE DIRECTOR
SUBJECT: BOARD BRIEFING
DATE: JANUARY 23, 2022

This memo is intended to keep you apprised as to what is happening behind the scenes on policy issues the Family Farm Alliance is engaged in. In the past month, much of our efforts have focused on engaging in Biden Administration rulemaking efforts, preparing for our 2022 annual conference, public outreach and speaking engagements. These issues and other matters important to our members are further discussed in this memo.

BIDEN ADMINISTRATION DEVELOPMENTS

1. Judge Blocks Biden COVID-19 Vaccine Mandate for Federal Workers

The Supreme Court last week blocked President Biden's vaccine and testing requirement for large businesses but allowed the mandate for certain health care workers. This is a significant decision as the Occupational Safety and Health Administration (OSHA) will not have the authority to mandate vaccinations in workplace settings for over 80 million Americans. Separately, in a 5-4 ruling, the Supreme Court stayed the injunctions that barred enforcement of the Centers for Medicare & Medicaid Services (CMS) COVID-19 vaccine mandate in 24 states. Also, the Supreme Court rejected a bid to block the mask mandate on airplanes earlier in the week. Earlier this month, the U.S. set a record number for new COVID-19 cases in the U.S. at 1.35 million cases. The U.S. also set a new record for hospitalizations at 145,000.

2. Recent Appointments

Maria Camille Calimlim Touton last month was sworn in as Bureau of Reclamation Commissioner by Interior Department Secretary Deb Haaland. Ms. Touton has served as Reclamation's Deputy Commissioner since January. The Family Farm Alliance has a long, positive history with Ms.

Touton and formally supported her nomination to this position last year. Over the past decade, Ms. Touton has participated in Alliance annual conferences as a speaker or panelist several times. Last February, she led the discussion on the traditional “Reclamation Roundtable” at the Alliance’s first ever “virtual” annual conference.

On January 12, the Senate Committee on Environment and Public Works (EPW) advanced for Senate consideration President Biden’s nomination of Martha Williams to be Director of the United States Fish and Wildlife Service (by a vote of 16-4). Full Senate consideration is the next step. Ms. Williams returns to Department of the Interior having served as Deputy Solicitor for Parks and Wildlife between 2011 and 2013, providing counsel to the National Park Service and the Fish and Wildlife Service. She was an Assistant Law Professor at the University of Montana, where she co-directed the university’s Land Use and Natural Resources Clinic. She also served as the Director of the Montana Department of Fish, Wildlife and Parks from 2017 to 2020. Last month, Alliance President Patrick O’Toole, our lobbyist Mark Limbaugh, and I participated in a very constructive call with Ms. Williams, her two deputies, and three regional directors.

President Biden last month named several top-level appointees for federal posts across the country, including regional administrators at EPA. The White House announced administrators for EPA Regions 6, 7 and 9. Ms. Martha Guzman was named EPA Region 9 Administrator. Its main office is in San Francisco, and it manages agency operations in Arizona, California, Hawaii, Nevada and the Pacific Islands. EPA has 10 regional administrators, which do not require Senate confirmation.

3. Federal Agencies Mobilize to Overhaul Water Infrastructure

Federal agencies are moving fast to using newly enacted funding from the *Infrastructure Investment and Jobs Act* (IIJA) to address aging water and power infrastructure challenges across the country, including the American West. White House infrastructure coordinator Mitch Landrieu has asked governors to appoint state-level point people to drive the implementation of the infrastructure law and promised to give them more guidance later this month. Mr. Landrieu highlighted President Biden’s intent to reduce bureaucracy and delays to build infrastructure while at the same time creating jobs and advancing climate resiliency. The law approved funding for more than 100 programs, some new and others in existence. The White House has already sent \$65 billion to state and local governments, including \$7.4 billion to replace lead pipes, \$3 billion to modernize airports, \$1 billion clean up Superfund sites, and \$230 million to modernize ports.

With President Joe Biden’s signature on the bipartisan IIJA on November 15, the Family Farm Alliance and others involved with the year-long effort to secure \$8.3 billion in Western water infrastructure provisions are now working with the Biden Administration to immediately clear the path for projects that will address critical Western water supply needs. Now, the energies of our infrastructure coalition will be redirected to the agencies overseeing administration of the funds; namely – the Bureau of Reclamation (Reclamation). We want to ensure that most of these dollars are spent on-the-ground for the intended purpose, and we’re already working with them to ensure that billions of dollars are spent on new infrastructure in a way that is efficient and effective.

a. Reclamation Infrastructure Listening Sessions

As you know, over the past few weeks, the Bureau of Reclamation has held a series of listening sessions on its implementation of the Bipartisan Infrastructure Law. The three sessions covered different sections of the bill:

- **Session I:** Dam Safety, WaterSMART Grants, Water Recycling, Drought Contingency Plans, Multi-Benefit Projects to Improve Watershed Health, and Desalination
- **Session II:** Water Storage and Conveyance, Small Storage and Groundwater, and Aquifer Storage and Source Substitution
- **Session III:** Authorization of Appropriations, Rural Water Projects, Critical Maintenance/Aging Infrastructure, and Use of Coronavirus Recovery Funds

If you were unable to participate in these listening sessions but are interested in what was covered, please let me know, and I can share three memos prepared by The Ferguson Group (TFG) on each of the listening sessions.

b. 2022 Reclamation Spending Plan

Reclamation earlier this month submitted its initial spend plan for fiscal year 2022 funding allocations authorized in the BIL to the U.S. Congress. This spend plan represents a blueprint for how Reclamation will invest in communities to address drought across the West as well as greater water infrastructure throughout the country. Reclamation will be provided \$1.66 billion annually to support a range of infrastructure improvements for fiscal years 2022 through 2026.

The FY 2022 spend plan allocations include:

- \$420 million for rural water projects that benefit various Tribal and non-Tribal underserved communities by increasing access to potable water.
- \$245 million for WaterSMART Title XVI that supports the planning, design, and construction of water recycling and reuse projects.
- \$210 million for construction of water storage, groundwater storage and conveyance project infrastructure.
- \$160 million for WaterSMART Grants to support Reclamation efforts to work cooperatively to implement infrastructure investments to increase water supply.
- \$100 million for aging infrastructure for major repairs and rehabilitation of facilities.
- \$100 million for safety of dams to implement safety modifications of critical infrastructure.
- \$50 million for the implementation of Colorado River Basin drought contingency plans.
- \$18 million for WaterSMART's Cooperative Watershed Management Program for watershed planning and restoration projects for watershed groups.
- \$15 million for Research and Development's Desalination and Water Purification Program for construction efforts to address ocean or brackish water desalination.
- \$8.5 million for Colorado River Basin ESA Recovery and Conservation Programs.

Detailed information on the programs and funding provided in the IIJA and the FY 2022 BIL Spend Plan is available at www.usbr.gov/bil. There is some greater specificity [here](#).

c. Reclamation Opens up Application Period for XM Projects

Reclamation has already initiated the first application period for Extraordinary Maintenance (XM) projects that will address aging water and power infrastructure across the West. Newly enacted funding from the IIJA will be applied to the program following the new application period requirements set out in the separate Consolidated Appropriations Act of 2021 (Pub. L. 116-260) which became law in December of 2020. With the recent passage of the IIJA, there is \$3.2 billion over five years in the Aging Infrastructure Account to be used for extraordinary maintenance needs. Reclamation's infrastructure is either reserved, which means operated by Reclamation, or transferred, where it is operated by local beneficiary parties through a contract with Reclamation. Both reserved and transferred works are eligible for BIL funding through the application process.

The Family Farm Alliance and others have shared concerns with Reclamation leadership in recent months about finding ways to most efficiently make loans to project beneficiaries to repair aging federal water facilities. A complex and lengthy process will make it very difficult to get the significant funding provided to the aging infrastructure account disbursed in a timely manner. Delays in accessing or distributing funds increases the risk that Congress will claw back unobligated funds in the future, despite the massive and growing needs, and could further delay much needed improvements to aging federally owned water infrastructure in the West. Reclamation appeared to recognize and appreciate many of our concerns, we believe those will be reflected in modified directives and standards that should be rolled out later this month. In the coming months, we'll continue to monitor with our members how this program and application process works out in the coming year and communicate with Reclamation if challenges arise.

The first application period opened on December 16, 2021—only a month after the BIL was enacted—and it will close on January 31, 2022. I encourage anyone interested in applying for this program to contact your local Reclamation Area Office as soon as possible if you are interested in applying for one of these loans. Reclamation says that analysis of applications from local beneficiaries will take place during the second and third quarters of fiscal year 2022. There will be additional opportunities to apply for funds and extended repayment at least once each year. Reclamation regional and area office staff will reach out to transferred works operators and project beneficiaries in the coming weeks to discuss the application process and collaborate with those interested in submitting funding proposals.

d. Implementation Letter Sent to Administration

Last week, the Alliance submitted a letter- co-signed by ACWA, California Farm Bureau, NWR and Western Growers - to the Secretaries of Agriculture and Interior and the Chair of White House Council on Environmental Quality. The letter outlines four general concerns we have regarding

implementation of the IIJA. We also sent courtesy copies to the Commissioner of Reclamation and the Chiefs of the Forest Service and Natural Resources Conservation Service (NRCS). One of the concerns noted in our letter is how IIJA requirements regarding Build America, Buy America could impact infrastructure projects costs and time frames. On January 19, the Biden Administration [announced](#) a new “Made in America Council”. The Council will share data that can help promote domestic sourcing and best practices across agencies that are facing similar challenges and opportunities, and also surface recommendations to help build and expand critical U.S. supply chains.

4. WaterSMART Basin Studies and Water Management Options Pilots

Reclamation is requesting letters of interest from eligible non-federal entities for Basin Studies and Water Management Options Pilots. Letters of interest are due by February 11, 2022, to the nearest regional office. Through basin studies, Reclamation works with state and local partners to develop projections of future water supply and demand, including the impacts of climate change, and to identify collaborative strategies to ensure sustainable future water supplies in river basins across the Western United States. Reclamation is also requesting letters of interest for Water Management Options Pilots. These pilots allow Reclamation to work with state and local partners to evaluate solutions to water management challenges by building on completed basin studies. Pilots may include both additional analysis that further develop strategies identified in a basin study and/or efforts to update or expand analysis. To learn more about WaterSMART Basin Studies and to locate contact information for your respective regional office, visit www.usbr.gov/watersmart/index.html.

5. Funding for Agricultural Water Conservation and Efficiency Projects

Reclamation is working with the NRCS to make federal funding available to improve agricultural water use efficiency throughout California. These partnership-funded projects help communities build drought resiliency through modernizing water infrastructure and maximizing water use. Reclamation plans to award up to \$2 million in fiscal year 2022 (subject to appropriations) through grants or cooperative agreements to water or power delivery authority entities, including water and irrigation districts, to help improve agricultural water delivery efficiency use. NRCS will then announce a separate program to provide funding to farms within those districts for water conservation practices to complement projects selected via Reclamation’s Notice of Funding Opportunity. Past eligible projects have included canal lining or piping, turnout metering, weir structures, and more. View this funding opportunity at <https://www.grants.gov> with opportunity number R21AS00553. Proposals are due March 4 at 12 p.m. PDT and must be submitted online.

6. EPA to Release New WOTUS Definition Later in the Year Than Expected

The Biden Administration last fall had proposed a February 2022 timeline for their new Clean Water Act (CWA) definition of jurisdictional “waters of the U.S.” (WOTUS), but now is planning to unveil a new definition of what constitutes a WOTUS later in the year. Currently, the Biden

Administration has moved to formally rescind the Trump Administration’s Navigable Waters Protection Rule (NWPR) and to put back in place pre-2015 CWA regulations informed by past court precedent. This proposed rulemaking is currently out for public comment until February 7, which could be extended. EPA has also announced that they will be holding some stakeholder roundtables on a new WOTUS definitional rule but have not yet released a schedule for these roundtables. The regional roundtable “contest” has many in the water world scratching their heads and scrambling to find partners and put together proposals. We worked with the Arizona and California state Farm Bureaus to fill slots on two regional roundtable proposals.

Meanwhile, EPA’s Farm, Ranch and Rural Communities Advisory Committee this month submitted a list of recommendations to administrator Michael Regan on the intended revision of the definition of Waters of the United States. The agencies significantly expanded their interpretation of the jurisdictional authority provided under the 2015 rule in a system that was neither beneficial for farmers or ranchers or the environment, the committee said.

7. National Levee Safety Program

The U.S. Army Corps of Engineers has initiated a partnership with FEMA to develop a new National Levee Safety Program. USACE and FEMA have been entrusted to lead a national discussion and develop an integrated framework for managing reliable levee systems and improving community resiliency in areas behind all levees throughout the Nation.

Since late 2010, Western water managers engaged with the National Committee on Levee Safety (NCLS), a group that was authorized in WRDA 2007 and which included the Corps and FEMA as the only federal agencies represented on the Committee. The Committee was established to deal with post- Katrina flood risk issues, with an emphasis on Corps levees. However, the Committee developed a plan that essentially would apply Corps-level engineering specifications and standards to levees and canal embankments throughout the country, with little to no coordination with the Bureau of Reclamation (Reclamation) and Western water managers. We’ll likely monitor the current process, and if necessary, advocate that any federal or transferred water delivery canals or laterals outside of urban areas be exempted from the program and that Reclamation’s Urban Canal Safety Program be utilized to address other canal reaches.

Over the next two years as the major components of this program are developed, collaboration with stakeholders will be key to the program’s continued success. The list of stakeholders for this program is long and includes states, tribes, local communities, emergency managers, and flood plain managers. The stakeholder engagement activities will be conducted in three phases. The first phase has started and will last until March 31, 2022. For this phase, the agencies are focused on understanding stakeholder needs to help shape the components of this program. All materials related to this approach to develop this program, including specific questions the agencies are seeking feedback on, can be found at www.leveesafety.org. You can receive email announcements about this program by visiting the “Get Involved” page at this site and clicking on “Sign-Up to Receive Email Announcements.”

8. Treasury Department Issues Final Rule for SLFRF Program

The U.S. Department of Treasury earlier this month issued the much-anticipated Final Rule for the for State and Local Fiscal Recovery Funds (SLFRF) program created in the American Rescue Plan ([P.L No: 117-2](#)). The ruling provides increased flexibility and simplifies requirements for state and local governments so officials can “focus on responding to the crisis in their communities and maximizing the impact of their funds,” the [release](#) states. The Treasury Department’s final rule will take effect on April 1, 2022 and clarifies or allows for the SLFRF to do several new things. Notably, Treasury broadened eligible water, sewer, and broadband infrastructure projects – understanding the unique challenges facing each state and locality in delivering clean water and high-speed broadband to their communities. The final rule text can be viewed in its entirety [here](#).

9. Biden Administration Climate Actions

President Biden signed an executive order last month that directs the U.S. government to reduce its greenhouse gas releases by 65 percent by 2030 and make sure buildings and facilities are powered with no carbon energy, with the goal that the U.S. government be “net-zero” on carbon emissions by 2050 and have a zero-emissions vehicle fleet within 13 years. That will mean 300,000 buildings, 600,000 cars and trucks, and \$650 billion annual purchases will all need to have a “net-zero” impact on carbon.

The U.S. Department of Agriculture (USDA) NRCS is announcing several new and expanded opportunities for climate smart agriculture in 2022. Updates include nationwide availability of the [Environmental Quality Incentives Program](#) (EQIP) Conservation Incentive Contracts option, a new and streamlined EQIP Cover Crop Initiative, and added flexibilities for producers to easily re-enroll in the [Conservation Stewardship Program](#) (CSP). These improvements to NRCS’ working lands conservation programs, combined with continued [program opportunities in all states](#), are part of the Biden-Harris Administration’s broader effort to support climate-smart agriculture.

10. Interior Conducts Public Forums on “30x30” Conservation Initiative

The Department of the Interior earlier this month hosted a series of public forums as the agency weighs how to best track progress on the Biden Administration's aggressive “30x30” conservation pledge. Interior hosted three virtual sessions to take comments on its "American Conservation and Stewardship Atlas" conservation database. The Atlas project, announced in May 2021, is being rolled out in conjunction with the Administration's "America the Beautiful" program, which aims to set aside 30 percent of the nation's lands and waters in a natural state over a 10-year period ending in 2030 (“30x30”). In a year-end report released last month, the Administration acknowledged that it will be at least another year until the database is released, and then only in a "beta" format as the Administration wants to include public input. In addition to the three comment

sessions, the *Federal Register* notice will open a 60-day period for written comments commencing on the publication date.

Alliance President Patrick O'Toole and I last month participated in a 4-hour working session hosted by Western Landowners Association that featured briefings by Robert Bonnie, USDA Under Secretary for Farm Production and Conservation), Kate Kelly (Interior Department Deputy Chief of Staff for Policy) and other senior policy officials from the Biden Administration. The overall intent of this workshop was to identify solutions to keep working lands whole and healthy, support and revitalize rural communities, and achieve conservation objectives of the 30 x 30 initiative and other federal initiatives. We have serious concerns that the federal agencies are not prepared to implement this initiative at-scale. Local producers and resource managers must be at the table. Much of the conversation revolved around ongoing conservation measures and which of those warrant inclusion in the conservation atlas.

11. Regional Conservation Partnership Program

The U.S. Department of Agriculture earlier this month announced up to \$225 million in available funding for conservation partners through the Regional Conservation Partnership Program (RCPP). RCPP is a partner-driven program that leverages collective resources to find solutions to address natural resource challenges on agricultural land. This year's funding announcements include opportunities for projects that address climate change, benefit historically underserved producers and support urban agriculture. There are two types of funding opportunities under RCPP: RCPP Classic and RCPP Alternative Funding Arrangements (AFA). RCPP Classic projects are implemented using NRCS contracts and easements with producers, landowners and communities, in collaboration with project partners. Through RCPP AFA, partners have more flexibility in working directly with agricultural producers to support the development of new conservation structures and approaches that would not otherwise be available under RCPP Classic. USDA is accepting project proposals for both components of RCPP through 11:59 p.m. on April 13, 2022. View the funding opportunity on [grants.gov](https://www.grants.gov) for [RCPP Classic](#) and [RCPP AFA](#).

12. U.S. Forest Service: Western Wildfire Strategy

Vice President Kamala Harris and Agriculture Secretary Tom Vilsack last week announced \$1.36 billion in disaster relief funds for the USDA Forest Service to support post-disaster recovery and restoration in states across the country, including nearly \$600 million for recovery efforts in California following the devastating 2020 and 2021 fire years. The funding was announced during a visit to the San Bernardino National Forest. The Forest Service will utilize these recovery dollars for hazardous material cleanup, reforestation, watershed restoration, and infrastructure repair including for trails, roads, bridges and facilities. The funding will target communities and Tribes hardest hit by wildfires to mitigate impacts, address hazards, and support plans for recovery.

Earlier in the month, USDA Agriculture Secretary Tom Vilsack and Forest Service Chief Randy Moore launched the administration's comprehensive response to the nation's growing wildfire

crisis – “[Confronting the Wildfire Crisis: A Strategy for Protecting Communities and Improving Resilience in America’s Forests](#).” The strategy outlines the need to significantly increase fuels and forest health treatments to address the escalating crisis of wildfire danger that threatens millions of acres and numerous communities across the United States. The Forest Service will work with other federal agencies, including the Department of the Interior, and with Tribes, states, local communities, private landowners, and other partners to focus fuels and forest health treatments more strategically and at the scale of the problem, based on the best available science.

USDA announced more than \$48 million of investments by the Forest Service and NRCS this year through the [Joint Chiefs’ Landscape Restoration Partnership](#) for projects that will mitigate wildfire risk, protect water quality, improve wildlife habitat, restore forest ecosystems and ultimately contribute to USDA’s efforts to combat climate change. Congress recently recognized the value of this important USDA program by making it permanent in the IIJA, signed by President Biden. The Joint Chiefs’ Landscape Restoration Partnership enables NRCS and the Forest Service to collaborate with agricultural producers and forest landowners to invest in conservation and restoration at a big enough scale to make a difference.

13. FDA Proposes Produce Safety Regulations

The Food and Drug Administration (FDA) is proposing to amend the agricultural water provisions of the produce safety regulation that covered farms have already found to be complex and challenging to implement. The proposed rule, if finalized, would change certain pre-harvest agricultural water requirements for produce and farms subject to the PSR, other than sprouts operations. Key provisions in the proposed rule include:

- A requirement for farms to manage their agricultural water quality based on the results of a comprehensive systems assessment (“agricultural water assessment”) that is adaptable to the wide variety of water sources and uses and future scientific advancements.
- An annual assessment by farms of their pre-harvest agricultural water to identify any conditions likely to introduce hazards into, or onto, covered produce or food contact surfaces. Based on these assessments, farms would then determine whether corrective or mitigation measures are reasonably necessary to reduce the potential for contamination.
- A requirement that farms implement expedited mitigation measures for hazards related to certain activities associated with adjacent and nearby lands, to protect the quality of the water used on produce.
- The removal of certain testing requirements for pre-harvest agricultural water and replacing them with the agricultural water assessments identified above.

Family Farm Alliance representatives and some individual members participated last month in an online seminar on FDA’s proposed rule, which was hosted by United Fresh Produce Association in collaboration with PMA, Georgia Fruit & Vegetable Growers Association, Northwest Horticultural Council and Western Growers. Many producers are concerned with the proposed rule, and some are still adjusting to the water testing protocol that was established under another

rule adopted in 2015. FDA says it intends to continue working closely with stakeholders to provide necessary training, technical assistance, education and outreach. The agency will hold two virtual public meetings to discuss the proposal and hear feedback, and more details will be announced in a forthcoming Federal Register notice. In addition, the agency is also developing an online tool to assist growers in understanding agricultural water assessments. More information is available at <https://www.fda.gov/food/food-safety-modernization-act-fsma/fsma-proposed-rule-agricultural-water>.

The Alliance will work with Western Growers and other allies as we develop comments for FDA, and we're encouraging our members to engage in this process and also submit individual comments. We'll also be considering ways to make it easier for producers to determine exactly what they must do to reach compliance with the proposed rule. Electronic or written comments on the proposed rule must be submitted to FDA by April 5, 2022.

DEVELOPMENTS IN CONGRESS

14. Senate Turns to Voting Rights Bills, Sidelines BBB

Senate Majority Leader Chuck Schumer (D-NY), citing COVID-19 and weather concerns in Washington, announced the Senate would take up voting rights legislation last week. However, that legislation failed due to the combination of united Republican opposition to the voting measures and opposition from within the Democratic ranks to changing Senate rules on the legislative filibuster (60-vote requirement), mostly asserted by Sens. Joe Manchin (D-WV) and Kyrsten Sinema (D-AZ). Meanwhile, President Biden's signature "*Build Back Better (BBB) Act*" remains on the back burner in the chamber after talks between the White House and Sen. Manchin abruptly ended in December.

Sen. Joe Manchin (D-W.Va.) said last week that talks over BBB would be "starting from scratch," throwing cold water on hopes of a quick revival. The bill unraveled in the Senate late last year after Senator Manchin, during a Fox News interview, warned that he could not support the roughly \$2 trillion version that passed the House. His latest comments underscore how far apart Democrats are on a deal. They also follow comments from President Biden in which he said that the spending package will likely have to be broken up.

Meanwhile, with the government funded by a continuing resolution (CR) until February 18, Senate appropriators have made relatively little progress in negotiating an omnibus funding package for FY 2022. A possible agreement with Democrats to increase FY 2022 defense spending in exchange for more domestic funding has been talked about for months. If the appropriators can settle on overall FY 2022 funding levels, they are more likely to resolve agency-level spending differences and drop the most contentious policy riders. We note that neither side wants a year-long CR to fund the Pentagon and national security agencies, so we believe there is room to find agreement, but time is running out. The Biden Administration was set to release their FY 2023 budget the first Monday in February as required by Congress, but we are hearing that budget release has now

been delayed until sometime in March or later (after the President's State of the Union address on March 1). Once released, the House and Senate Appropriations Committees will be very eager to schedule hearings on that spending cycle and probably will want FY 2022 funding to be done.

15. Water Resources Development Act

Key House and Senate committees are moving ahead with plans to draft a new Water Resources Development Act (WRDA) to authorize billions of dollars for Army Corps of Engineers (Corps) flood protection, river locks and dams, environmental restoration and other civil works projects. As they work on the legislation in coming months, lawmakers' goal is to pass a bill by the end of the year. On January 12, the House Transportation and Infrastructure Subcommittee on Water Resources and Environment and the Senate Committee on Environment and Public Works both held hearings regarding the Administration's priorities and proposals for the 2022 WRDA, and the implementation of water infrastructure projects. Witnesses included Michael Connor, Assistant Secretary of the Army for Civil Works; and Lieutenant General Scott Spellmon, Chief of Engineers and Commanding General of the Corps.

16. House Bill Would Open Access to WaterSMART Funds to Tribes

A bipartisan contingent from mostly Western states, led by Rep. Melanie Stansbury (D-NM), have introduced the "*WaterSMART Access for Tribes Act*," a bill that would allow the Secretary of the Interior to reduce or waive the Bureau of Reclamation's WaterSMART cost-share requirement for tribal nations. This would help tribal communities access more federal financial support for critical water projects through the Interior Department. The WaterSMART program uses several water conservation authorities through Reclamation to provide cost-shared grants to support water conservation, water-use efficiency, drought planning, and water reuse and recycling projects. But according to the bill's sponsors, fewer than 5 percent of the projects funded under the WaterSMART program since 2010 have been led by tribes or pueblos.

17. Western Senators Introduce Bill on ESA Transparency

Sen. Cynthia Lummis (R-WYOMING) along with Senators John Barrasso (R-WYOMING), Jim Risch (R-IDAHO), and Mike Crapo (R-IDAHO) last month introduced the *State, Tribal, and Local Species Transparency and Recovery Act* (S. 3315). The legislation would amend the federal Endangered Species Act (ESA) to require federal agencies, including the U.S. Fish and Wildlife Service, to provide states, counties, and tribes with the scientific reasoning behind ESA determinations. The bill would also require federal agencies to use up-to-date research when making decisions about wildlife protected under the ESA, including information that states, tribes, and other stakeholders provide them. The bill was previously sponsored by the late Senator Mike Enzi (R-WYOMING) in the last Congress. The Family Farm Alliance has supported similar legislation in previous Congresses. We continue to believe that collaboration and consultation with states and private stakeholders as partners are needed to meet the objectives of the ESA. At the

same time, the focus of reforming the ESA should emphasize that the law is applied consistently and without conflict of interest.

ALLIANCE INITIATIVES

18. 2022 Annual Meeting and Conference

The 2022 Family Farm Alliance Annual Conference is set for February 24-25, 2022 at the Silver Legacy Resort in Reno (NEVADA). Registration information is available on our website: www.familyfarmalliance.org. We're planning on an in-person event, although the COVID-19 Omicron variant has folks nervous, especially on the East Coast. We'll definitely have engagement from Congress and the Biden Administration, although some of the speakers may participate via ZOOM. The full agenda was shared via mass email to our members last week.

19. On the Road Again

Alliance President Patrick O'Toole and I spoke earlier this month at the Four States Irrigation Council annual conference in Fort Collins (COLORADO). This conference brings in attendees from the Platte River watershed in Colorado, Kansas, Nebraska and Wyoming. I was honored to receive the "Headgate Award" from the Kansas irrigation caucus at that meeting. Mark Limbaugh - our representative in Washington, D.C. – and I participated in a panel discussion later week at the Mid-Pacific Water Users Conference in Reno (NEVADA) with John Watts (Senator Feinstein's leg director) and Kiel Weaver (House Resources Committee Republican senior advisor) to talk about Western water developments on Capitol Hill. I enjoyed the dinner hosted by Friant and had the pleasure of getting to speak at length with California State Senator Melissa Hurtado (D-Sanger), who Jason Phillips introduced me to.

This is a quick summary of just a few of the issues the Alliance has been engaged in. Please do not hesitate to contact me at dan@familyfarmalliance.org if you would like further information about what the Alliance is doing to protect water for Western irrigated agriculture.

Agenda Report

Agenda No.4.E

DATE: January 27, 2022

TO: Board of Directors

FROM: Austin Ewell

SUBJECT: Water Blueprint for the SJV

SUMMARY:

The Water Blueprint for the San Joaquin Valley (Blueprint) is a broad and evolving group of stakeholders, working to better understand our shared goals for water solutions that support environmental stewardship with the needs of communities and industries throughout the San Joaquin Valley. The Blueprint has engaged with stakeholders to try and ensure that everyone has safe, reliable, and affordable access to water for drinking, supporting their farms and communities and a thriving ecology.

The SJV faces significant impacts to its long-term economic, social, and environmental health if nothing is done to address water scarcity, as highlighted in Phase I of Dr. David Sunding's Economic Impact Assessment (EIA) <https://www.waterblueprintca.com>.

The board, large group and committees continue to meet and pursue the mission of Blueprint, including outreach, technical support and working in collaboration with other stakeholders.

Governance: The Blueprint has amended its by-laws and expanded the board to 23 directors to better reflect its current participants, contributors, and allow for a streamlined review and action process. The Blueprint Board was filled with the following categories: Local Government, Water Agency, At-Large, White Area & Agriculture while leaving 3 seats vacant for additional broad representation. The nominating committee will be looking to nominate a Chair and Vice Chair to serve one-year terms and also review the role of the executive director.

Outreach & Engagement: Congressman Costa requested input in preparation of an infrastructure investment letter for submittal to U.S. DOI, with input from the Blueprint and others, Congressman Costa and Harder sent the attached.

Technical Committee: Committee is establishing a strategy for establishing a criteria and steps for identifying and implementing high priority projects. This effort is being discussed to dovetail with the CAP process underway. The Board agreed to engage MBK for additional evaluation of the Delta flood flows and evaluate the allocation of such flows.

Blueprint continues to engage with Central Valley stakeholders regarding opportunities to construct infrastructure, balanced approach to water resources, low interest loans for farmers unable to farm and focus on inter-regional conveyance and habitat restoration.

SJV Water Collaborative Action Program (SJVWCAP):

In phase I the CAP produced a Framework to provide solution set elements recommended by its five CAP Work Groups to accomplish the desired outcomes and to resolve those problem areas and will look to implement phase II.

December 2021 – Mid-January 2022: Finalize CAP Phase 1 Action Plan Report and secure broad-based support • January-February 2022: Conduct extensive outreach/education effort; plan for Phase 2 • March 2022: Launch CAP Phase 2 and initiate implementation • September 2022: Complete a detailed program for demand reduction and determine whether and how the Delta could supply additional recharge water • September 2023: Complete comprehensive, detailed CAP Sustainability Action Plan

DAC Drinking Water Feasibility Study – FKC: Participants include FWA, FSU, Self Help, Sustainable Conservation and Leadership Council are looking to study Tulare County related to surface water supply, recharge and drinking water supplies. DWR is making available approx. \$49,500 for this study. Fresno State in coordination with the other participants will be creating a more specific scope tailored to Tulare to provide to DWR to review and fund.

RECOMMENDED ACTION:

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

ATTACHMENT(S):

Costa/Harder Letter

Congress of the United States
Washington, DC 20515

January 4, 2022

The Honorable Deb Haaland
Secretary
U.S. Department of the Interior
1849 C Street NW
Washington, D.C. 20240

The Honorable Camille Touton
Commissioner
U.S. Bureau of Reclamation
1849 C Street NW
Washington, D.C. 20240

Dear Secretary Haaland and Commissioner Touton:

Thank you for your partnership in working with Congress to pass the Infrastructure Investment and Jobs Act (IIJA) into law. This legislation makes significant new federal funding available to address long-overdue and much needed investments in our nation's aging infrastructure. Given the state of our nation's infrastructure, which the American Society of Civil Engineers recently rated a C-¹, it is essential that we allocate these new funds in a manner that will most effectively benefit the American public.

As you know, California recently experienced the second driest year in its historical record in 2021, following the fifth driest year in 2020. This two-year dry period continues the theme of aridity California has been experiencing in the 21st century, including the three-year drought of 2007-2009 and the five-year one of 2012-2016. In the San Joaquin Valley, which is responsible for producing over 40 percent of our nation's fruits, vegetables, and nuts, lack of water leads to fallowed fields, lost jobs, and reduced economic outcomes for those who raise and tend those crops, our farmworkers and farmers. However, it's important to be aware that drought impacts far more than just farms and fields. It means lost jobs, less revenue for local schools and first responders, decreased public health outcomes, and less financial support for the small businesses and local economies. It is the local businesses that depend on the dollars earned by farmworkers and their families. We have an imperative to implement those lessons learned from previous droughts and utilize all the water tools in our water toolbox.

The recent rains in California are much welcomed and give us hope of averting another extreme dry year. However, we must prepare for hydrological conditions over the next year that are yet to be determined. Notwithstanding this early precipitation, it is all the more reason that we take a multi-faceted, all-of-the-above approach to water infrastructure. California must be prepared for managing current and future hydrological conditions with more extreme droughts, a depleted Sierra snowpack, and wet years where more precipitation falls as rain.

As your agencies work to finalize a spending plan to implement the provisions of IIJA, we respectfully request that you to give full consideration to the following recommendations for prioritizing the funding provided by this historic infrastructure law:

¹ <https://infrastructurereportcard.org/>

- Building major storage projects in California such as B.F. Sisk Dam Raise and San Luis Reservoir Expansion, Sites Reservoir Project, Los Vaqueros Reservoir Expansion, Del Puerto Canyon Reservoir Project, Pacheco Reservoir Expansion, and Kern Fan Groundwater Storage Project, which enjoy broad regional support and have multiple benefits, including storing more water in wet years to use in dry years.
- Completing seismic retrofits at B.F. Sisk Dam in conjunction with expansion of San Luis Reservoir to create cost efficiency.
- Restoring the carrying capacity of canals in the San Joaquin Valley, including the Delta-Mendota Canal, Friant-Kern Canal, and the California Aqueduct.
- Projects that help ease the transition to compliance with California's Sustainable Groundwater Management Act.
- Multi-benefit projects in key regions, particularly groundwater recharge projects that will have positive impacts on groundwater sustainability while providing other benefits such as water supplies for disadvantaged communities or seasonal wetlands for waterfowl and other species.
- Expediting the delivery of aging infrastructure funding, particularly for major rehabilitation and replacement activities located in the San Joaquin Valley that are listed in the Bureau of Reclamation's April 2021 Asset Management Report.
- Recycling projects with the potential to increase the availability of Central Valley Project and State Water Project supplies for water transfers to other regions and reduce sole source reliance on the Delta.

Thank you for considering our recommendations. We are confident the work your agencies do to implement IJA funding will provide direct and positive impacts for the people of the San Joaquin Valley, California, and the nation. We look forward to continuing to work with you to ensure this funding is spent where it will have the greatest benefit to our constituents, to our state, and the nation.

Sincerely,



JIM COSTA
Member of Congress



JOSH HARDER
Member of Congress



Operations & Maintenance Report

A compilation of current FWA operations and maintenance activities throughout the 152-mile canal system.

November -December 2021

OPERATION & MAINTENANCE REPORT

SAFETY, EDUCATION & TRAINING

- Operations Department held tailgate safety meetings in the Lindsay yard and outlying field office staff attended the Canal and Maintenance meeting.
- Friant staff received environmental training on endangered species completing the annual review.
- Delano, Lindsay, and Orange Cove Foremen held tailgate safety meetings discussing safety hazards and precautions associated with employees work assignments.
- Delano employees discussed SOP and equipment manual on Utility tractor safety hazards such as; read and understand owner's manual, check all fluids prior to start, know the types of fluids, use seat belt, load materials on flat level ground, run bucket close to ground, use your PPE and do not use equipment for any application or purpose than those described in the owner's manual.

ACCIDENTS & INJURIES

- Friant staff has worked 22 days without a lost-time injury accident.

MAINTENANCE SUPERVISION

GENERAL SUPERINTENDENT REPORT

SUBSIDENCE

- Staff worked with Stantec on the Water Quality monitor program.
- Staff continued working with the County of Tulare and Stantec for middle reach plan reviews.
- Staff continued with the State Waterboard and the City of Orange Cove on city expansions.
- Attended the SLDMWA Technical Committee meeting in Los Banos
- Attended FKC MRCCP monthly project meetings.

PERSONNEL ITEMS

- Staff worked on several personnel items, including annual reviews, policy conformance, and other matters.

CONSTRUCTION & MAINTENANCE

FOREMEN REPORTS: DELANO, LINDSAY, & ORANGE COVE MAINTENANCE

WEED & PEST CONTROL

- The following is a summary of the chemical products used during the month by maintenance staff for weed and pest control on various canal sections and the product inventory on hand:

PRODUCTS	UNITS	MAINTENANCE YARD USAGE			TOTAL USAGE	END OF MONTH ON-HAND
		Delano	Lindsay	Orange Cove		
Clearcast	Gal	0	0	0	0	2.50
Copper Sulfate - Old Bridge	Lbs.	0	0	0	0	50,300.00
Copper Sulfate - Chem One	Lbs.	0	0	0	0	17,150.00
Argos Copper	Gal	0	0	0	0	0
Captain XTR	Gal	0	0	0	0	0
Deploy	Gal	0	0	0	0	0
Diphacinone	Lbs.	0	0	0	0	99.00
Diuron 4L - Loveland	Gal	320	0	294.00	614.00	625.00
Diuron 4L - Drexel	Gal	0	0	0	226.00	1,938.00
Lifeline	Oz	0	0	0	0	0
Weather Guard Complete	Oz	0	0	0	0	67.00
Finale	Oz	0	0	0	0	0
Milestone VM	Oz	0	0	0	0	662.00
Roundup - Custom	Gal	4.00	8.20	23.00	35.20	1,571.00
Roundup - Pro Conc	Gal	4.00	31.00	0	35	1,488.00
Forfeit 280	Oz	0	0	0	0	0
Sonar Genesis	Gal	0	0	0	0	2.00
Cheetah	OZ	0	0	0	0	6647.05

- Delano and Orange Cove maintenance staff continued the application of Roundup Custom as part of the annual weed control program along the canal right-of-way for post-emergence control of weeds.
- Lindsay maintenance staff suspended the application of Roundup Custom for post emergence control of weeds along the FKC right of way.
- Orange Cove staff continued the application of Roundup Pro as part of the annual weed control.
- Orange Cove and Lindsay maintenance staff completed the application of Copper Sulfate.
- Delano maintenance staff continued the application of Roundup Pro Concentrate as part of the annual weed control program.
- Orange Cove maintenance staff hand cleared vegetation around canal structures.
- Orange Cove maintenance staff continued the application of Diphacinone to the canal right-of-way for the control of California ground squirrels.
- Lindsay maintenance staff continued using Diuron 4L Drexel for pre-emergent weed control.
- Lindsay maintenance staff suspended the application of Roundup PRO for post emergence control of weeds along the FKC right of way.

- Lindsay maintenance staff began application of Cheetah for post emergence control of weeds along the FKC right of way.
- Orange Cove staff continued the application of Diphacinone to the canal right-of-way for the control of California ground squirrel.

CANAL & DIVERSION STRUCTURES

- Delano maintenance staff continued gate structure maintenance and repairs.
- Delano and Orange Cove maintenance staff continued hauling debris collected from the canal.
- Lindsay maintenance staff cleaned out debris in inlet drains on the East side of Friant Canal.
- Orange Cove maintenance staff cleared debris from inlets.
- Orange Cove staff completed the cleaning of the underdrain at MP22.9
- Orange Cove maintenance staff continued hauling debris collected from the canal.
- Orange Cove maintenance staff cleaned silt and debris out of several cross-drainages.
- Orange Cove maintenance staff continued clearing wood vegetation from the canal embankment.
- Orange Cove staff began hauling materials off the embankment from the recent desilt project.



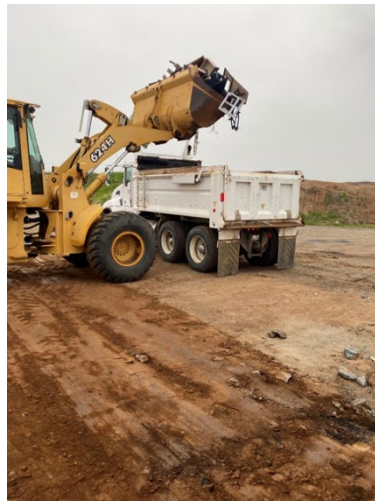
Lindsay maintenance staff removed weeds and silt from Cottonwood Creek turnout



Orange Cove utilizing backhoe to repair washout and creating a drainage.

O&M ROADS

- Lindsay maintenance staff removed prior years of build-up of weeds along the Friant - Kern Canal.
- Orange Cove maintenance staff continued road patching on the Friant-Kern Canal roadway.
- Orange Cove maintenance staff made repairs to security fencing.



Orange Cove staff hauling debris collected from canal.



Delano staff continue structure gate repairs and radial slide gates, gear boxes, motor couplers.

YARD & BUILDING

- Delano, Lindsay maintenance staff continued to perform routine maintenance and repairs, such as: yard cleaning, vehicle/equipment repairs, facility improvements, and office duties.
- Delano maintenance staff prepared the building for paint.
- Lindsay maintenance staff removed a single-vehicle lift and replaced it with a four-post vehicle lift with a slip-resistant surface.

RIGHT-OF-WAY MAINTENANCE

- Delano, Lindsay, and Orange Cove maintenance staff continued the removal of illegally dumped trash and removed debris from gate structures to the local solid waste/recycling facility.
- Delano maintenance staff continued sign maintenance. Traffic signs, bar gates markers, and identification signs are to be repaired or replaced on structures such as blockhouses, bridges, embankments, and liners.
- Delano and Orange Cove maintenance staff continued to repair and install security fencing to prevent public access from entering the Friant-Kern Canal right-of-way and structured areas.
- Delano maintenance staff continued painting bar gates, bollard posts, guard railings, warning signs, liner markers, structures, security fence wings, electrical panels, and blockhouse doors.
- Orange Cove maintenance staff continued repair and maintenance of bar gates.
- Orange Cove staff continued to remove illegally dumped items along the right-of-way. Trash and debris were removed and transported to the local solid waste/recycling facility or stored for future disposal.

VEHICLE & HEAVY EQUIPMENT

The following is a summary of the vehicle and heavy equipment preventive maintenance services and repairs made by the technical services staff.

DELANO, LINDSAY, & ORANGE COVE	TYPE	QUANTITY
In-House Inspections	B – Semi-annual	7
	C - Annual	6
	E - Equipment	0
	BIT - 90-Day Heavy Equipment	5
Outside Inspections	B – Semi-Annual	0
	C - Annual	0
	Smog Test	0
	Smoke Test	0
DELANO, LINDSAY, & ORANGE COVE	TYPE	QUANTITY
In-House Repairs	Light Vehicles	11
	Trucks	9
	Heavy Equipment	6
	Utility Equipment	3
Outside Repairs	Light Vehicles	0
	Trucks	0
	Heavy Equipment	0

ENGINEERING ACTIVITIES

ENGINEER AND ENGINEER TECHNICIAN REPORT

RIGHT OF WAY

- Staff provided historical files to USBR to fulfil record gaps associated with Landowner utility crossings.
- Staff continues to communicate with USBR to access and obtain Friant Kern Canal Acquired Land Sheets for Tulare, and Kern Counties.

DWR SGMA – GROUNDWATER SUSTAINABILITY PLANS

- Staff reviewing DWR correspondence alongside the GSPs. Staff has concerns associated with future and current subsidence of the FKC and DMC.

GROUNDWATER SUSTAINABILITY AGENCYS

- Staff continues to attend GSA meetings, public workshops, and committee meetings.

WATER BANK PROJECTS

- Staff was notified that three water bank projects were proposed within the Porterville Irrigation District boundary. Staff will review and provide comments to with GSI the Initial Study and Mitigated Negative Declaration by January 19th.

WATER QUALITY

- Staff continues to file analytical reports and transcribe data to summary tables in coordination with water operations.
- Staff continues to run and evaluated non-project water data to determine whether constituent concentrations exceed maximum contaminant levels and whether mitigation measures are needed.
- Staff continues to review and develop the FWA Water Quality Guidelines with the Water Resources Manager.

REPORTS

- Non-Project Water Analysis Report has been prepared for the Lindsay Strathmore Irrigation District and is currently in internal review.

OPERATIONS ACTIVITIES

OPERATIONS SUPERVISOR REPORTS

Operations Staff during the month of December delivered 21,091 acre-feet. Total water diverted year-to-date to FKC Contractors is 223,501 acre-feet.

Reported sump pump deliveries of 57 acre-feet and year to date total of 97 acre-feet.

- Staff completed and sent out the ROWD's for the month of December.
- Staff new cellular alarm system throughout the canal.
- Staff checked 10 transmitters and calibrated 5 transmitters on the canal system.
- Staff replaced backup batteries for SCADA at #4 Ditch, Tipton, Casa Blanca, and Tipton Ditch.
- Staff replaced a new transmitter at Saucelito #1.

EDUCATION AND TRAINING

- Staff received wildlife endangered species training.

ELECTRICAL

- Staff coordinated with SCE for the metering paperwork at the Reservoir Check pump back power.
- Staff installed lights for the Poso Creek downstream blockhouse.
- Staff relocated the primary conduit for the power pole at the Reservoir Check.
- Staff replaced the disconnect for the B.A.C.T. system in the Lindsay yard.
- Staff checked the sump pumps at TID, Sand Creek, and road 216.
- Staff repaired actuators at Arvin Edison and North Kern turnouts.
- Staff performed PMs at 5th Avenue and Deer Creek checks
- Staff check all electrical power for the turnouts prepping for water inflow.
- Staff repaired float switch for the sump pump at Strathmore.

MEETING/TRAINING

- Staff met with IntelliSite for the Water Authority Alarm Module weekly meetings.
- Weekly Friant-Kern Canal Project meetings- Internal, Microsoft Teams, IOS, and Clear SCADA upgrade with IntelliSite.
- Weekly Friant-Kern Canal water reports, Wednesday reports, end of month reports, and water orders.

POWER

- Staff installed generators for pump operations project at the following locations: Reservoir and Shafter Check.
- Staff assisted electrician with setup, wiring, conduit, and installing power panels for the pump Back Project.

SCADA

- Staff worked on Scada Data Points for IntelliSite.
- Staff edited the Friant-Kern Canal alarm system module, objectives, and values for Intellisite.

SENSORS

- Staff collected copper samples, farmer pump-in samples, and water samples.
- Staff worked on getting EC Sensor communications back up at the following locations: Kern, Check and Sand Creek.
- Staff calibrated levels at turnouts and wasteways for alarm system for the following locations: Wood Central and Deer Creek.

- Staff performed a modem reset for communication issues at Kaweah Check.
- Staff Performed communication backup at Wood Central due to restored power.
- Staff met with MRC Global at Arvin Edison for turn on new actuators for gate 1 and 2.
- Staff tested and calibrated EC Sensors with Geotech conductivity solution.
- Staff performed a router reset and pulled a bad UPS power supply at Rocky Hill.
- Staff flushed out transmitter lines and recalibrated transmitters at the following locations: OC#6, Ivanhoe #5, Ivanhoe #6, and Ivanhoe #7.
- Staff made connection with Phoenix contact radio for Paso Check.
- Staff calibrated and located ultrasound probe sensor in Kern Check blockhouse.

ADMINISTRATIVE SUPPORT

- Staff completed the Weed & Pest reports and submitted Summary Pesticide use reports to each county (Fresno, Kern, Tulare).
- Staff completed the Operation and Maintenance report, submitting the final to the Superintendent.
- Staff assisted the accounting department with reconciliation, voucher completion, and invoice collection.
- Staff continued to provide support via Microsoft Teams with the addition of an Audio-Conferencing call-in phone number for meetings.
- Staff has changed to ordering many necessary items in bulk to save costs.
- Staff spent a considerable amount of time creating an inventory projection for the 2022 Fiscal Year based on current usage. Current trends are projecting to be well within budget for this Fiscal Year.

AGENDA REPORT

NO. 4.G.

DATE: January 27, 2022

TO: Board of Directors

FROM: Wilson Orvis, Chief Financial Officer

SUBJECT: San Luis & Delta Mendota Water Authority Update

SUMMARY:

Friant Water Authority staff have engaged with San Luis & Delta-Mendota Water Authority (SLDMWA) via the Finance and Administration Committee (FAC) on January 10, 2022, the Board of Directors' (BOD) Meeting on January 13, 2022, Special Workshops on December 14, 2021 and January 20, 2022, as well as additional staff-to-staff meetings throughout the last month.

There were two major items under consideration at SLDMWA over the last month that pertain to FWA operations: (1) the Water Year 2022 Operations, Maintenance, & Replacement (OM&R) Budget and (2) the project agreements for the San Luis Transmission Project.

For the WY 2022 OM&R budget, FWA staff provided input on the draft budget at the Special Workshop and the Finance and Administration Committee meetings. At the January 10, 2022 Board meeting, SLDMWA approved the budget for FY 2023 (March 1, 2022 through February 28, 2023). In summary, the approved WY 2022 budget:

- Will result in overall increases to the Routine OM&R costs. The increases are largely associated with increased costs associated with labor, including shifting of labor support from extraordinary maintenance projects to routine OM&R projects in WY 2022.
- Based upon an assumed critical year hydrology, rates for the Upper and Lower DMC conveyance are estimated to increase by approximately 21% and 14%, respectively. These rates should be considered *worst-case* and would be subject to change and reconciliation if the water year does result in a South of Delta allocation.

For the San Luis Transmission Project:

- SLDMWA staff are continuing to negotiate the various project agreements. Staff are hopeful that the agreements will be drafted and ready for review by the end of January 2022, at the latest. In accordance with the recently negotiated Memorandum of Agreement (MOA), FWA will have an opportunity to review and comment on them prior to finalization.
- SLDMWA Board of Directors approved a proposed letter of intent with Golden State Clean Energy for a lease of transmission (600MW) south to north. This was necessary in order for Golden State Clean Energy to relinquish its place in line for transmission service with the Western Area Power Administration (WAPA) so that SLDMWA could proceed with finalizing the transmission service agreement with WAPA for the project.

- SLDMWA is anticipating having the final financing package and associated project agreements finalized for Board action in early March 2022.



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