

Agenda Item: 9-3

Meeting Date: February 9 and 10, 2005

**ANNUAL JOINT MEETING
CALIFORNIA BAY-DELTA AUTHORITY AND
BAY-DELTA PUBLIC ADVISORY COMMITTEE**

December 8 and 9, 2004
Sheraton Grand Hotel
Sacramento, California

SUMMARY OF MEETING ACTION ITEMS

Resolutions

California Bay-Delta Authority Ecosystem Restoration Program Grants

The Authority approved Resolution 04-12-01 approving Ecosystem Restoration Program Grants and authorizing the Director, or designee, to process the approved grants. (Proposition 50: \$495, 000; Proposition 204: \$6,856,500)

Bay-Delta Authority Science Program

The Authority approved Resolution 04-12-02 recommending to the Department of Water Resources that it expend Proposition 13 funds earmarked for the CALFED Science Program, to the extent appropriate, to support the Interagency Ecological Program's funding shortages in ongoing Delta Hydrodynamic and Fish Studies in Year 2005. (Proposition 13: \$541, 000)

California Bay-Delta Authority Finance Plan

The Authority approved Resolution 04-12-03 as amended (Attachment 1) adopting the CALFED Bay-Delta Program Finance Plan as a framework to guide the CALFED Program financing for the next ten years.

Statement of Program Accomplishments and Progress

The Authority approved Resolution 04-12-04 adopting the 2004 Statement of Program Accomplishments and Progress and directing it be included in the Annual Report and transmitted to the Governor, Secretary of the Interior, Legislature and Congress, as well as other interested parties.

Action Items

Patrick Wright, Authority Director, agreed that Authority staff will prepare two to three options to implement the Finance Plan to the next level.

Dr. Thomas Dunne, Chair of the Independent Science Board (ISB), agreed to provide at each meeting an update on the status of ISB workplan items.

Jason Peltier, Federal representative, also asked that the Delta Improvements Package (DIP) summary of schedules be kept current to track progress of the related actions.

Mr. Peltier asked for a presentation at the February meeting on the Federal 2006 proposed cross-cut budget and how Category A and B funds are characterized.

Marc Holmes suggested the Authority have an independent consultant to review the Authority's organizational approach and to help it function better.

A briefing on Franks Tract was requested.

Note: Copies of the packet materials mentioned in this summary can be found on the California Bay-Delta Authority website at: <http://calwater.ca.gov> If you have any questions, please contact Jamie Cameron-Harley at (916) 445-0620.

**Annual Joint Meeting
California Bay-Delta Authority and
Bay-Delta Public Advisory Committee**

December 8 and 9, 2004
Sheraton Grand Hotel
Sacramento, California

MEETING SUMMARY

8-1 CALL TO ORDER AND INTRODUCTORY REMARKS

The meeting was called to order at 9:15 a.m., December 8, 2004 by Gary Hunt, Chair of the California Bay-Delta Authority (Authority) and Representative Member of the Bay-Delta Public Advisory Committee (BDPAC). Mr. Hunt reviewed the operating procedures for the meeting.

8-2 ROLL CALL AND ESTABLISHMENT OF QUORUM

Roll call was taken and a quorum was established for BDPAC, and a quorum was established for the Authority later in the morning. The following Authority members or designees were present for the meeting:

Public – Paula Daniels, representing the Southern California Region; Susan Kennedy, representing the San Francisco Bay Region; Patrick Johnston, representing the Delta Region; and Marc Holmes, Member-at-Large.

Bay-Delta Public Advisory Committee Representative – Gary Hunt.

State – Mike Chrisman, Secretary for Resources, and designee Crawford Tuttle; Director Snow, Director of Water Resources (DWR); Ryan Broddrick, Director of Fish and Game (DFG); A.G. Kawamura, Secretary of Food and Agriculture (CDFA), and designee Steve Shaffer; Jim Branham, designee for Terry Tamminen, Secretary of the Environmental Protection Agency (CalEPA); and Dave Spath, designee for Sandra Shewry, Director of Health Services (DHS).

Federal – Jason Peltier, Deputy Assistant Secretary for Water and Science, U.S. Department of the Interior (DOI); Kirk Rodgers, Regional Director, Mid-Pacific Region, U.S. Bureau of Reclamation (USBR) and designee Susan Ramos; Mike Aceituno, designee for Rodney McInnis, Regional Administrator, Southwest Region, National Marine Fisheries Service (NOAA Fisheries); Mark Charlton, Sacramento District Deputy District Engineer for Project Management, U.S. Army Corps of Engineers (USACE); Karen Schwinn designee for Wayne Natri, Region IX Administrator of the U.S. Environmental Protection Agency (USEPA); and Steve Thompson, Manager of California-Nevada Operations Office, U.S. Fish and Wildlife Service (USFWS)

Ex-Officio –Dennis O'Connor for Senator Sheila Kuehl, Chair of the Senate Natural Resources and Water Committee; Jeff Volberg for Assemblywoman Lois Wolk, Chair of the Committee on Water, Parks and Wildlife.

BDPAC Committee members in attendance: Gary Bobker, The Bay Institute; Denny Bungarz, Glenn County; Tom Clark, Kern County Water Agency; Marci Coglianese, City of Rio Vista; Gregory Gartrell, Contra Costa Water District; David Guy, Northern California Water Association; Steve Hall, Association of California Water Agencies; Leslie Lohse, Paskenta Band of Nomlaki Indians; Robert Meacher, Plumas County; Barry Nelson, Natural Resources Defense Council; Dan Nelson, San Luis and Delta-Mendota Water Authority; Tim Quinn, Metropolitan Water District; Mike Rippey, Napa County; Frances Spivy-Weber, Mono Lake Committee; O.L. Van Tenney, Glenn-Colusa Irrigation District; and Tom Zuckerman, Central Delta Water Agency.

Items 8-5, 8-6, and 8-7 were postponed until the Authority quorum was established.

8-3 DIRECTOR'S REPORT

Director Wright introduced CALFED Lead Scientist Dr. Johnnie Moore. Director Wright reviewed the agenda for the two-day meeting and referred to this year's Program accomplishments, Item 9-5 on the agenda. He said that in the future, the Director's Report will be the time he will provide Program updates that are not scheduled elsewhere on the agenda.

8-8 LEAD SCIENTIST'S REPORT

Dr. Moore gave an update of activities in the Science Program, such as the recent release of the Proposal Solicitation Package, the workshops on gravel introduction and Suisun Marsh, and the Technical Review Panel's four-year review of the Environmental Water Account (EWA). He discussed how the Independent Science Board (ISB) does business and its interaction with the Ecosystem Restoration and Water Management Science Boards. In addition, he noted that in the future there will be a programmatic review of the Interagency Ecological Program (IEP).

8-9 INDEPENDENT SCIENCE BOARD

Dr. Thomas Dunne (University of California at Santa Barbara), Chair of the Independent Science Board (ISB), reviewed ISB activities and the development of its 2005 workplan. One task will be to review all of the water and environmental monitoring in the Delta. It will investigate the data available, how it is archived and retrieved, and the potential to use it in mathematical modeling. Regarding members' comments about what level of export pumping they should model, he said that the ISB would like input regarding the questions that should be asked of the modeling effort. He said that the framing of the mathematical language is a very transparent process; and the calculations are useful for comparing different scenarios, but they do not predict reality.

Another topic in the ISB workplan is to explore the potential for integration of the EWA, the Environmental Water Program, and environmental water dedicated and acquired through the Central Valley Project Improvement Act (CVPIA), to get as much benefit as possible from the water. Also, the Water Management Science Board will be undertaking an analysis of Delta levee stability.

In response to questions, Dr. Moore noted that the report requested by the Legislature regarding how much water the State- and Federal-listed species need over and above regulatory requirements is in preparation by the Science Program, in conjunction with input from the ISB and the CALFED agencies. It will be posted on the internet when it is submitted to the Legislature.

8-10 PRESENTATION ON CLIMATE-CHANGE UNCERTAINTIES AND CALFED PLANNING (INFORMATION ITEM)

Dr. Michael Dettinger, Scripps Institute, presented his analysis of the likely effects of climate change on the hydrologic cycle in California given the potential increase in temperatures of 2-6° F. Dr. Dettinger said that his paper explaining his analyses and the implications of the results had recently been accepted to the CALFED online journal and that the paper will be out soon at <http://repositories.cdlib.org/jmie/sfews/vol2/iss2>.

Dr. Francis Chung, DWR, presented the models used to evaluate risks based on Dr. Dettinger's work.

In response to a question about the implications of climate change on DWRs California Water Plan and other storage project analyses, Director Snow said that there are four categories of analysis: change in runoff patterns due to changes in rain and snow, water supply management, and hydropower and ecosystem supply. The Water Plan does not conclude what we should do, but what specific action plans will be developed.

Members noted the need to reevaluate water storage policies and ERP recovery strategies, all of which would be affected by projected climate changes.

8-11 DELTA IMPROVEMENTS PACKAGE UPDATE (Informational Item)

Tim Ramirez, Authority Senior Advisor, gave a summary of the recent developments, such as the Operations Criteria and Plan (OCAP) and the South Delta Improvements Project (SDIP) public workshops earlier in the week and the Delta-Mendota Canal/California Aqueduct Intertie Environmental Assessment/Initial Study that is now out for public review. He also referred to the DOI letter to DWR and DFG regarding the proposed change to the current CVPIA(b)(2) policy and proposed integration of CVPIA actions and EWA (see supplemental staff report).

Mr. Peltier said that he liked the Summary of Schedules attached to the staff report and asked that it be kept current, requesting that updates and tracking be provided at each meeting.

Susan Ramos, USBR, speaking as part of a panel (Jerry Johns (DWR), Dr. Diana Jacobs (DFG), and Dave Harlow, U.S. Fish and Wildlife Service), gave a short presentation addressing DOI's letter. Ms. Ramos said that the letter was prompted by the recent Federal authorization bill and the potential for a long-term EWA. Mr. Johns also made a short presentation on the subject. Dr. Jacobs said that the integration of the environmental water programs is not a new idea and that the challenge will be in working out the details.

Mr. Harlow said that the intention is not to trigger reconsultation under the OCAP Biological Opinion, but that the proposal to change the CVPIA b(2) policy does constitute a change in the project description. The proposal would change fish protection envisioned in the Record of Decision (ROD), but it does not necessarily diminish fish protection. However, he thinks it will necessitate an increase in the size of the EWA. He said gaming will be done, and then a determination of the costs will be fed back into the Finance Plan.

Ms. Ramos concluded the presentation with a summary of the next steps. The proposal to change the current CVPIA b(2) policy would be noticed in the Federal Register, and include a 30- to 60-day public comment period. Ms. Ramos agreed to provide an update at the February Authority meeting.

Mr. Holmes asked about the schedule and how it would allow for the modeling that needs to be done. Ms. Ramos responded that USBR will return to the Authority in February with a timeline to address these issues.

Chair Hunt said the proposed integration of CVPIA implementation and EWA should include stakeholder involvement. The goal is to have everyone provide input on the proposal.

Gary Bobker asked Directors Snow and Broddrick what the problem is that the DOI proposal is trying to solve.

Director Snow responded that it addresses the bigger issue/problem/opportunity for fisheries protection and recovery using all of the tools available.

Director Broddrick said that when DFG signed the Conservation Agreement extension this year through 2007, the change in the b(2) policy (as described in the May 2003 DOI policy decision) from the b(2) policy stated in the ROD (August 2000) was an issue. This is an effort to integrate b(1), b(2) and b(3) with EWA to address water supply reliability objectives and to align the accounting principles; however, there is a need to analyze the proposal.

Chair Hunt then asked Mr. Rodgers and Steve Thompson to address the same question to get the Federal perspective. Mr. Rodgers said that USBR did not want to tamper with the b(2) policy, but that after some analysis staff determined there were some potential gains to be made with modifying the b(2) policy. The goal is to get best results with limited resources (money and water).

Steve Thompson said the challenge is that among the stakeholders there is no general acceptance on the b(2) policy, timing, accounting, etc. He said that he does not want to change the current b(2) policy or lessen the primary purposes, but is willing to listen to ideas regarding the more effective use of water for fisheries and wildlife resources.

Mr. Bobker commented that he did not think that the need to integrate and coordinate the programs is the real driver for the proposal and said that this is not the process for addressing it. The problem is not that there is too much water being used for fish protection.

Mr. Bobker continued that he does not like DOI's policy on b(2); but that issue aside, the b(2) policy is to use water for fish protection and then for Water Quality Control Plan (WQCP) costs, to the extent that it can. What is really at play here is a desire to shift Central Valley Project operation costs to other parties even though the costs are less now than when the ROD was signed.

He continued that DOI has not met the CVPIA goal for doubling of anadromous fish, and we do not have the resources that we thought we would need. In addition, the State has proposed that the EWA be used as mitigation for SDIP, and the Federal Government has proposed that water quality be added as a goal of EWA.

He said that shifting the costs is really what the DOI proposal is about. He said that the reason we are hearing it now is that the proposal is a demand being placed on the State and Federal Governments from the negotiations regarding the long-term Yuba River water transfer that are taking place to support the EWA. There is no formal link, but it is there. That is why we are hearing it now and the timeline is accelerated. Otherwise there would be a more thoughtful, thorough evaluation of the potential for integration of the two tools.

Barry Nelson said there are two pieces to this proposal: 1) to integrate the implementation of b(2) and EWA; and 2) to change the b(2) policy. The first priority of b(2) was restoration of fish and wildlife above the regulatory requirements. The effect of the change in policy is to make restoration the lowest priority and to take water away from fish and wildlife. He referred to Mr. Harlow's statement that there would need to be a larger EWA because there would be less b(2) water for fish and wildlife.

Barry Nelson continued that at its last meeting BDPAC had discussed OCAP, and there was a consensus that there should be better integration with the

CALFED process. There are three major issues that the State and Federal agencies need to evaluate:

- 1) The proposal to change the b(2) policy will result in a fundamental change to EWA. EWA will change from additional actions/protection to baseline protection; and second, it will move the EWA actions upstream. There is nothing to stop other water users from asking for rollbacks and asking EWA to pick up additional responsibilities.
- 2) The second is biological impacts. This is one of a number of rollbacks water for environmental protection. The ROD said that there would be more water for environmental protection in the future but instead we have seen that there has been steadily less. We would like to see an evaluation of these changes.
- 3) EWA is underfunded today. This proposal would require a dramatic expansion of EWA. This could result in 200 thousand acre-feet (TAF) loss to fish and wildlife which could translate to \$20 million a year. Barry Nelson, referred to Senator Kuehl and Assembly Pavley's letter, which says that the State is not going to provide the funding to cover the cost of a Federal rollback. The change in b(2) policy, the cumulative impacts, and the financial implications should all be considered.

Mr. O'Connor said that he is now with the Natural Resources and Water Committee, and referring to Senators Kuehl and Pavley's letter, said there is a need to respond to their questions and determine how the DOI proposal will be analyzed by the State agencies and the stakeholders.

He said that there is another concern, a bigger issue, which is how this all came about. CALFED was supposed to be the forum for rolling out these ideas and instead, DOI wrote directly to the two State agencies. He said DOI should have contacted Chair Hunt and asked this subject be placed on the Authority's agenda. The Authority should be the first place that these issues be heard.

Mr. Johnston asked Mr. Rodgers before he had to leave why he wrote to the State agencies instead of bringing this issue to the Chair of the Authority. Mr. Rodgers said they could have addressed it to Director Wright too but that DWR and DFG (and NOAA Fisheries) were the agencies where the discussions would be centered. Mr. Rodgers said this is just one of the forums in which this discussion should take place.

Paula Daniels asked what type of input will be important to a decision on this proposal and what will make a difference.

Ms. Ramos responded that "gaming" (modeling) and impacts assessment would be important. The issue has been raised that EWA would need to be increased, and the agencies need to address how we are going to pay for this.

Chair Hunt responded that the Federal government will pay for it.

Paula Daniels asked whether in the future USBR would agree to bring this type of issue before the Authority first.

Ms. Ramos said that it was her fault that it was addressed to the State agencies and agreed that this was a good place to discuss it.

Paula Daniels then asked what the motivation was for the DOI proposal, in light of the fact that the primary purpose of b(2) is restoration and species recovery.

Ms. Ramos responded that the WQCP includes fisheries actions, and the Bay-Delta Accord fish actions were to be counted toward B(2), so it was not that they were trying to flip-flop priorities. It is a way to use the other tools if the needs for fisheries protection exceed 800,000 acre feet (AF).

Ms. Kennedy said that this issue should have come to the Authority first. Referring to Chair Hunt's comment that the Federal government should pay for an increase in EWA if that is the end result, she asked how the Authority would be assured that the State does not subsidize the Federal water contractors. She directed the question to Director Snow.

Chair Hunt interjected that they do not yet know if the proposal will result in a need to increase the size of the EWA. If, however, there is a need to increase the EWA and the increase will cost more money, then those who want the proposal implemented should be prepared to write a check to cover the increased cost.

Director Snow agreed with the Chair's view on this. Also, he said that he agreed with Mr. Harlow's assessment that there will likely be a need to increase EWA, but that USBR has assets (such as water borrowing and banking) to which the State has not previously had access. But, the analysis needs to be done to determine whether those assets will be sufficient to offset the proposed change to the b(2) policy.

Ms. Kennedy said that was an adequate response, but that in the future there needs to be a different approach to such proposals so that we do not have to see letters from the Legislature.

Mr. Holmes said he was concerned regarding Mr. Rodgers' comment that CALFED is just another forum to discuss this sort of proposal. He said that CALFED is not just another forum, but it is the penultimate forum and it represents a new process. The reason it was established was the recognition that solving water problems requires a body of stakeholders and a very public process. Absent this process, the parties resort to political and legal infighting. He is concerned that USFWS and USBR appear to have already come to a conclusion before developing the information and conducting the analyses; whereas, the Authority has not yet come to a conclusion on this. He believes the Authority is the court of resolution on these matters.

PUBLIC COMMENTS

The following members of the public made comments:

- Tom Birmingham, Westlands Water District
- Steve Johnson, The Nature Conservancy

Mr. Peltier said this discussion has been helpful, but that Authority does not make a final decision and changes to the b(2) policy. A decision has been made by DOI that the proposal is worth pursuing, and that analyses will be conducted. Whether it becomes institutionalized will be dependent on this analysis and the input received.

Chair Hunt commented that this discussion is an example of why the Authority was created, and he suggested that the Federal agencies might consider in the future whether issues like this should go through the CALFED agencies and the Authority first. Secondly, there will be a public process to analyze and comment on this proposal.

A recess was taken for lunch at 1:00 p.m.

The meeting reconvened at 1:50 p.m.

8-12 CALFED BAY-DELTA PROGRAM FINANCE PLAN. RESOLUTION 04-12-03. CONSIDERATION OF A RESOLUTION ADOPTING THE CALFED BAY-DELTA PROGRAM FINANCE PLAN EXECUTIVE SUMMARY

Director Wright introduced Kate Hansel, Assistant Director for Finance and Policy. Ms. Hansel noted that the plan envisions decreasing the state's share of Program costs to 30 percent, with an increase in federal cost sharing from 7 percent to 21 percent and an increase in local and water-user funding from 33 percent to 49 percent, including any user fees. She then reviewed the benefits-based cost allocation called for in the Record of Decision and discussed the funding and cost-sharing targets for each of CALFED's 11 elements.

Members discussed the Plan at length, questioning funding assumptions (both needs and expectations), whether there should be linkages between funding and regulatory assurances especially related to the Ecosystem Restoration Program and actions in the Delta Improvements Package, the definition of "beneficiary" and the practicality of imposing a user fee,

Members discussed changes to the proposed resolution to clarify that the Finance Plan will serve as a framework to guide CALFED Program financing and that staff will continue working with the State and Federal Administrations, implementing agencies, stakeholders, the Legislature and Congress on refining the details of the Plan, and shall bring relevant issues back to the California Bay-

Delta Authority and the Bay-Delta Public Advisory Committee for further consideration.

The following members of the public made comments:

- Bob Whitley, representing the Water Task Force of the Contra Costa Council;
- Randy Kanouse of East Bay Municipal District (EBMUD);
- Steve Johnson of The Nature Conservancy;
- Mindy McIntyre of the Planning and Conservation League (PCL);
- Rudolf Rosen, Director of Duck's Unlimited;
- Richard Harris, WateReuse;

The item was continued until the next day.

8-13 PUBLIC COMMENTS

No additional Public Comments were made.

The meeting was recessed at 4:40 p.m.

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December 9, 2004

9-1 CALL TO ORDER AND INTRODUCTORY REMARKS

The meeting was called to order at 9:20 a.m. on December 9, 2004. Chair Hunt outlined the plan for the day with further discussion and action on Item 8-12.

Chair Hunt recognized Mr. Rippey's contribution to BDPAC and said that it was Mike Rippey's last meeting as a member.

9-2 ROLL CALL AND ESTABLISHMENT OF QUORUM

Roll call was taken and a quorum was established for BDPAC and the Authority. The following Authority members or designees were present for the meeting:

Public – Paula Daniels, representing the Southern California Region; Susan Kennedy, representing the San Francisco Bay Region; Patrick Johnston, representing the Delta Region; and Marc Holmes, Member at Large.

Bay-Delta Public Advisory Committee Representative – Gary Hunt.

State – Mike Chrisman, Secretary for Resources, and designee Crawford Tuttle; Lester Snow, Director of Water Resources (DWR); Ryan Brodrick, Director of Fish and Game (DFG); A.G. Kawamura, Secretary of Food and Agriculture (CDFA), and designee Steve Shaffer; Jim Branham, designee for Terry Tamminen, Secretary of the Environmental Protection Agency (CalEPA); and Dave Spath, designee for Sandra Shewry, Director of Health Services (DHS).

Federal – Jason Peltier, Deputy Assistant Secretary for Water and Science, U.S. Department of the Interior (DOI); Susan Ramos, designee for Kirk Rodgers, Regional Director, Mid-Pacific Region, U.S. Bureau of Reclamation (USBR); Mike Aceituno, designee for Rodney McInnis, Regional Administrator, Southwest Region, National Marine Fisheries Service (NOAA Fisheries); Mark Charlton, Sacramento District Deputy District Engineer for Project Management, U.S. Army Corps of Engineers (USACE); Karen Schwinn for Wayne Nastri, Region IX Administrator of the U.S. Environmental Protection Agency (USEPA); and Steve Thompson, Manager of California-Nevada Operations Office, U.S. Fish and Wildlife Service (USFWS).

Ex-Officio –Dennis O'Connor for Senator Sheila Kuehl, Chair of the Senate Natural Resources and Water Committee; Jeff Volberg for Assemblywoman Lois Wolk, Chair of the Committee on Water, Parks and Wildlife.

BDPAC Committee members in attendance: Gary Bobker, The Bay Institute; Denny Bungarz, Glenn County; Marci Coglianese, City of Rio Vista; Gregory Gartrell, Contra Costa Water District; David Guy, Northern California Water Association; Steve Hall, Association of California Water Agencies; Leslie Lohse, Paskenta Band of Nomlaki Indians; Robert Meacher, Plumas County; Tim Quinn, Metropolitan Water District; Mike Rippey, Napa County; Frances Spivy-Weber, Mono Lake Committee; O.L. Van Tenney, Glenn-Colusa Irrigation District; and Tom Zuckerman, Central Delta Water Agency.

9-3 RECAP OF THE PREVIOUS DAY.

Chair Hunt returned to Item 8-12, the Finance Plan, and closed the public comment on the item. He then said that the item should be moved and seconded and there should be open discussion between BDPAC and the Authority.

(An amended Resolution was handed out at the beginning of the meeting that incorporated the changes discussed by the members the prior day – Attachment 1.)

Chair Hunt then called for the motion to adopt the Resolution as amended. The Resolution passed unanimously by BDPAC and the Authority.

Three additional action items from the prior day's agenda required Authority approval:

8-5 MEETING SUMMARY from October 13 and 14, 2004 (With edits from Diana Jacobs and Steve Shaffer.)

8-6 CALIFORNIA BAY-DELTA AUTHORITY ECOSYSTEM RESTORATION PROGRAM GRANTS. RESOLUTION 04-12-01. Resolution Approving Ecosystem Restoration Program Grants and Authorizing the Director, or

Designee, to Process the Approved Grants. (Grants listed in Agenda Attachment). (Proposition 50: \$495,000; Proposition 204: \$6,856,500)

- 8-7 CALIFORNIA BAY-DELTA AUTHORITY SCIENCE PROGRAM. RESOLUTION 04-12-02.** Resolution Recommending to the Department of Water Resources that it Expend Proposition 13 Funds Earmarked for the CALFED Science Program, to the Extent Appropriate, to support the Interagency Ecological Program's Funding Shortages in ongoing Delta Hydrodynamic and Fish Studies in the Year 2005. (Proposition 13: \$541,000).

All three actions were passed unanimously by the Authority.

9-4 DEPARTMENT OF WATER RESOURCES. CALIFORNIA WATER PLAN UPDATE (INFORMATIONAL ITEM)

Director Snow introduced the subject and Mark Cowin (DWR) made the presentation discussing the purpose, process, new features and status of the California Water Plan.

9-5 STATEMENT OF PROGRESS AND FUTURE PRIORITIES. CALIFORNIA BAY-DELTA AUTHORITY.

- A. Year 4 Program Performance and Accomplishments
- B. Year 5 Priorities
- C. Annual Report

Resolution 04-12-04. Resolution Adopting the 2004 Statement of Program Accomplishments and Progress and Directing it be included in the Annual Report and Transmitted to the Governor, Secretary of the Interior, the Legislature and the Congress of the United States, as well as Other Interested Parties

Tom Gohring, Bay-Delta Authority, presented the topic. He discussed Year 4 performance and accomplishments, highlighted a report that attempts to account for projects and other actions that have multiple benefits across different Program Elements. He also discussed difficulties in determining specific performance indicators – going beyond accounting for dollars spent and numbers of projects – and reviewed several sample indicators.

Members discussed the importance of the Levee Stability Program and the need for a comprehensive evaluation, opportunities to increase federal funding, and difficulties in determining appropriate performance measures. They also reviewed the annual Statement of Progress that is to be included in the annual report.

A motion was made to adopt the Resolution, and the Authority unanimously passed the Resolution.

Director Wright said that he will discuss with Chair Hunt the agenda items and plans for a joint meeting in February.

PUBLIC COMMENTS

No further public comments were received.

ADJOURNMENT

Chair Hunt adjourned the meeting at 12:45 pm.



Agenda Item: 8-12
Meeting Dates: December 8 and 9, 2004

Amended December 9, 2004

**CALIFORNIA BAY-DELTA AUTHORITY
RESOLUTION 04-12-03**

**ADOPTING THE CALFED BAY-DELTA PROGRAM FINANCE PLAN
AS A FRAMEWORK FOR GUIDING THE FINANCING OF THE CALFED
PROGRAM FOR THE NEXT TEN YEARS**

WHEREAS, a fundamental philosophy of the CALFED Bay-Delta Program – referred to in the Record of Decision and in State and Federal CALFED acts - is that costs should, to the extent possible, be paid by the beneficiaries of the program actions;

WHEREAS, the July 2000 CALFED Final EIS/EIR called for development of a finance plan that would follow a benefits based approach;

WHEREAS, development of a finance plan can increase the effectiveness of the CALFED Bay-Delta Program by refining program priorities and funding targets, and allocating program costs to appropriate beneficiaries;

WHEREAS, Authority staff has performed a comprehensive review of Program funding targets, available funding, benefits, and beneficiaries;

WHEREAS, Authority staff has convened an Independent Panel of experts to review and advise BDA on the framework and options for developing a finance plan;

WHEREAS, Authority staff has developed a finance plan through an open process involving numerous meetings and workshops that included interested stakeholders and implementing agencies;

WHEREAS, staff has developed a finance plan that spans a 10-year period that contains, for all program elements in the Program, new funding targets, description of program benefits and beneficiaries, and cost allocations for State, Federal, major water users, and local grant matching requirements; and

WHEREAS, the finance plan process, issues, and drafts of this staff proposal were discussed at all the Bay-Delta Authority (BDA) and Bay-Delta Public Advisory Committee (BDPAC) meetings in 2004; and at a joint BDA /BDPAC Workshop on November 15, 2004; and at BDPAC subcommittee meetings in 2004; and at over 30 ad-hoc agency and stakeholder meetings in 2004; where extensive public input was received.

NOW, THEREFORE, BE IT RESOLVED that the California Bay-Delta Authority adopts the CALFED Bay-Delta Program Finance Plan as a framework for guiding the financing of the CALFED Program for the next ten years, and authorizes the Director, to work with the State and Federal Administrations, implementing agencies, stakeholders, the Legislature and Congress regarding implementation of the Plan.

IT IS FURTHER RESOLVED that the Director, shall continue working with the State and Federal Administrations, implementing agencies, stakeholders, the Legislature and Congress on refining the details of the Plan, and shall bring relevant issues back to the California Bay-Delta Authority and the Bay-Delta Public Advisory Committee for further consideration.

CERTIFICATION

The undersigned Assistant to the California Bay-Delta Authority does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the Authority held on December 8 and 9, 2004.

Dated: _____

Heidi Rooks
Assistant to the California Bay-Delta Authority