

**NORTH BAY WATER REUSE AUTHORITY
TECHNICAL ADVISORY COMMITTEE**

Monday, June 23, 2014

Agenda

Conference Call Meeting

1-866-906-7447, passcode 2428170#

9:30 a.m.

| | | | |
|--|-----|-------------|---|
| | 1. | | Call to Order and Self Introductions |
| Page 1 | 2. | Action | Approval of Agenda |
| | 3. | | Public Comments |
| Pages 2 – 3 | 4. | Action | Consent Items a. May 19, 2014 TAC Meeting Minutes |
| Page 4 Pages 5 – 10 Page 11 | 5. | Information | Report from the Program Manager a. Consultant Progress Reports – May 2014 b. Action Items from May 19, 2014 Meeting |
| Page 4 Pages 12 | 6. | Information | Financial Report a. Consultant Cost Tracking through May 31, 2014 |
| Page 4 | 7. | Information | Status of Consultant Agreements |
| Pages 13 - 22 | 8. | Information | Program Development – Federal Advocacy Update |
| Pages 23 - 25 | 9. | Information | State Advocacy Update |
| | 10. | Information | Outreach Program Report |
| | 11. | Information | Status of WaterSMART Grants and Applications |
| | 12. | Information | Proposition 84 – Integrated Regional Water Management Program Update and Status |
| | 13. | Information | Items from Committee, Agency Staff, or Consultants |
| | 14. | Information | Items for Next Agenda (July 28, 2014 at Novato City Hall. |

The North Bay Water Reuse Authority complies with ADA requirements and will attempt to reasonably accommodate individuals with disabilities upon request. Please contact **Chuck Weir at 510-410-5923** with any questions.

**North Bay Water Reuse Authority
Technical Advisory Committee
Meeting Minutes
May 19, 2014**

1. Call to Order and Self Introductions

Chair Healy called the Technical Advisory Committee (TAC) meeting to order at 11:14 a.m. on Monday, May 19, 2014. The meeting was held at Novato City Hall Council Chambers, 901 Sherman Avenue, Novato, CA 94945.

Committee Members Present

| | |
|-----------------------|--|
| Tim Healy, Chair | Novato Sanitary District |
| Pam Jeane, Vice Chair | Sonoma Valley County Sanitation District |
| Sandeep Karkal | Novato Sanitary District |
| Drew McIntyre | North Marin Water District |
| Leah Walker | City of Petaluma |
| Renee Webber | Sonoma County Water Agency |

Others Present

| | |
|-----------------------------|----------------------------|
| Chuck Weir, Program Manager | Weir Technical Services |
| Marc Bautista | Sonoma County Water Agency |
| Donna Boero | Sonoma County Water Agency |
| Kevin Booker | Sonoma County Water Agency |
| Ginger Bryant | Bryant & Associates |
| Grant Davis | Sonoma County Water Agency |
| Barry Dugan | Data Instincts |
| Craig Lichty | Kennedy Jenks |
| Andria Loutsch | CDM Smith |
| Michael Savage | Brown & Caldwell |
| Brad Sherwood | Sonoma County Water Agency |
| Jake Spaulding | Sonoma County Water Agency |

2. Approval of the Agenda

TAC unanimously approved the agenda as presented.

3. Public Comments

There were no public comments.

4. Consent Calendar**4.a April 21, 2014 TAC Meeting Minutes**

The April 21, 2014 TAC Meeting Minutes were unanimously approved as presented.

5. Report from the Program Manager

The Report from the Program Manager included the following items:

5.a Action Items from the April 21, 2014 Meeting

The TAC reviewed the Action Item List.

6. Summarize Board Meeting and List Actin Items

The Board approved the budget with funding for FY2014/15 and authorized SCWA to enter into agreements with the three consultants for services.

7. Request from SCWA for an additional \$15,000 in Contingency Funds for the rest of FT2013/14

The TAC reviewed the memo from Kevin Booker and unanimously approved the request from SCWA for an additional \$15,000 in Contingency Funds for the rest of FY2013/14.

8. Items from the Committee, Agency Staff, or Consultants

Kevin Booker stressed the importance of agencies to be represented at BACWA meetings to support their projects for potential approval and funding though Proposition 84 and Integrated Regional Water Management Plans. The TAC discussed the possibility of including a Direct Potable Reuse project in the feasibility study. The consensus was that it might be too early and NBWRA should wait a year or two until other agencies sort out the issues.

9. Items for Next Agenda, June 23, 2014 at Novato Sanitary District

Since there may not be any pressing issues, the possibility of a conference call meeting was discussed. The program Manager will work with the Chair to determine whether the meeting will be at Novato Sanitary District or via conference call.

There being no further business, Chair Healy adjourned the meeting at 11:35 a.m.

C:\Users\Chuck\Documents\Weir Technical Services\NBWRA\Agendas\2014\2014-05\2014_05_19_NBWRA_TAC_Minutes.docx

ITEM NO. 5 REPORT FROM THE PROGRAM MANAGER

The Report from the Program Manager includes the following items:

5.a Consultant Progress Reports

Consultant Progress Reports for May 2014 are attached for the TAC's information.

5.b Action Items from May 19, 2014 Meeting

The list of Action Items is attached for the TAC's information. All items are completed or in progress.

In an effort to save paper, brief summaries of other agenda items are described below:

6. Financial Report

The Consultant cost tracking for the period ending May 31, 2014, Item No. 6.a, is attached for the TAC's review. All items are tracking within budget.

7. Status of Consultant Agreements

The consultant agreements, which were approved by the Board on May 19, 2014, are scheduled to go to the SCWA Board on July 22. A draft of the agreement with Bryant & Associates is in the review process. The agreement with Brown & Caldwell will be issued as a draft by June 20, 2014. A draft of the agreement with Weir Technical Services should be issued next week. All agreements will be retroactive to July 1, 2014. Kevin Booker can provide an update during the conference call.

8. Program Development – Federal Advocacy Update

Ginger Bryant will not be able to participate in the call. She has provided an update for the TAC. Please refer to the separate report for this item.

9. State Advocacy Update

Pilar Onate-Quintana will provide an update for the TAC. Please refer to the item in the packet.

10. Outreach Program Report

Mark Millan or Barry Dugan, Data Instincts, will provide an update.

11. Status of WaterSMART Grants and Applications

Participant will provide updates.

12. Proposition 84 – Integrated Regional Water Management Program Update and Status

Participants will provide updates.

Program Management Services
Weir Technical Services
NBWRA Phase 1 and Phase 2
Sonoma County Water Agency Order Number 7630A5 and Account Number 391029

Progress Report

May 2014

Task 2.1 Board of Directors and Technical Advisory Committee (TAC) Meeting Management

- Prepared list of topics and participated in consultant conference call.
- Drafted Board agenda and sent to Chair for review and comment.
- Reviewed Marin Municipal Water District (MMWD) request to not participate in Phase 2 and become an Associate Member. Included letter in Board agenda material.
- Prepared and distributed Board and TAC agenda packets for May 19, 2014 meetings. Sent Board Agenda to member agencies for Brown Act posting.
- Drafted Board and TAC meeting minutes and modified based on comments received.
- Worked with State Lobbyist to obtain Chair approval to sign on to WaterReuse letter regarding water bond.
- Reviewed news articles distributed by outreach consultant.
- Participated in Water Bond Coalition conference call. Reviewed Water Bond Coalition information, water bond bills, and applicable legislation updates.
- Updated contact list.

Task 2.2 Budget Preparation and Reporting

- Updated consultant cost tracking file.
- Reviewed Amendment No. 1 to agreement and provided comments to Agency.
- Revised budget based on MMWD request to not participate in Phase 2. Revised budget based on updated consultant costs for Phase 1.
- Requested and received final scopes and costs from consultants for agreement development and Board agenda packet.
- Reviewed Agency request for an additional \$15,000 and added to TAC agenda packet for action.
- Marked budget as “approved” and forwarded to Agency for agreement and invoice preparation.
- Responded to budget and agreement approval process from consultants.

Task 2.3 Project Support and Review

- Reviewed final submittal to Bay Area Clean Water Agencies for Bay Area Integrated Regional Water Management Program (BAIRWMP) application.

- Reviewed emails and responses regarding Phase 2 Feasibility Study grant application. Forwarded information to non-Phase 2 member agencies.
- Reviewed BAIRWMP funding decision documents.

Task 2.4 Program Planning

- Prepared May 2014 Progress Report and invoice. Updated expenses and cost tracking.

Task 2.5 Governance Issues

- No work was conducted on this task during the period.

Task 2.6 Additional Tasks (Optional)

- Note that this task was deleted by First Amendment to Agreement.



**North Bay Water Reuse Program - Program Development Services
May 2014 Activity Summary**

Activity Summary

- Participated in contract management call with Renee Webber
- Participated in monthly consultant call with Renee Webber and TFG
- Participated in consulting team calls
- Prepared for and attended Board and TAC meetings
- Held multiple discussions with USBR in Denver and MP re: Feasibility Study Funding
- Work with SCWA and NBWRA members re: with drawl of Feasibility Study Grant application
- Coordination with USBR on LCWD water conservation grant and possible impacts to NBWRA authorization
- Activities in coordination with The Ferguson Group
 - Strategy discussions on Feasibility Study Funding and RIFIA

The Ferguson Group Activity Summary (Informational Purposes for TAC)

- Coordinated with Ginger Bryant and Renee Webber on monthly consultant call
- Strategy discussions on Feasibility Study Funding and RIFIA

North Bay Water Reuse Authority
Professional Services by CDM Smith

May 2014 Progress Report

Phase 1 Support

- Frequent communication with member agencies and the BACWA Recycled Water Committee about the NBWRA's Prop 84 projects.
- Communicated with member agencies to coordinate responses to additional information requests from Bay Area IRWMP Project Screening Committee (PSC) about their Prop 84 projects.
- Drafted responses to Bay Area IRWMP and BACWA about NBWRA's projects for the drought solicitation.
- Attended BACWA Recycled Water Committee meeting on May 9, 2014 about screening of drought projects.
- Attended consultant conference call.
- Attended PSC conference call on May 13, 2014.
- Attended NBWRA Board & TAC meetings on May 19, 2014 to inform members about Prop 84 activities.
- Met with Mike Savage on May 20, 2014 to review document/data needs for project transition.
- Attended Bay Area IRWMP Coordinating Committee meeting on May 28, 2014.
- Provided Prop 84 documentation to Napa SD.
- Project management activities.

Phase 2 Scoping Study

- Distributed Final Phase 2 Scoping Study Summary Report to TAC on May 9, 2014.

Federal Grant Reporting Support

- Contract complete.

The Oñate Group

NBWRA Monthly Report – May 2014

This monthly report is provided on behalf of the The Oñate Group and reflects significant activities conducted on behalf of NBWRA during May 2014:

- Participated in ACWA lobby group meetings
- Continued to monitor bills for legislation of concern to NBWRA (FYI – see attached bill status list of WateReuse-tracked legislation)
- Continued teaming with WateReuse to push for statewide, fair competitive recycled water funding in any bond rewrite.
- Conducted a call with Napa San staff and others regarding potential Napa State Hospital issue follow up (follow up to April meeting with Senator Evans).

Public Outreach Services for North Bay Water Reuse Authority
Data Instincts
SCWA Order Number 7534A4, Account Number 391029

Progress Report

May 2014

- Phone calls with project team members for collaboration on preparation of upcoming TAC & Board Workshop and Meetings.
- Prepare for and attend TAC and Board meetings May 19, 2014.
- Update draft RIFIA handout for Bryant's upcoming D.C. outreach meetings
- Assist with WaterSMART press release, write, review and send out.
- Updating and maintaining relevant program content and news articles on project web site

NBWRA Board and TAC Short-Term Action Item List

Meeting Date: May 19, 2014

| Task | Responsible Party | Due Date | Status | Completion Date |
|--|------------------------|-----------|---|-----------------|
| Present the FY14/15, FY15/16, and FY16/17 Budget with Phase 2 shared on the basis of Project Costs as shown in pages 38-42 of the Agenda Packet, along with scopes and costs for the consultants and Sonoma County Water Agency (SCWA) to the Board for approval at the May 19, 2014 meeting. Approval by the Board would authorize expenditures for only FY14/15 with future fiscal year approvals needing approval each year. Approval of the budget would authorize SCWA to execute three-year agreements with the consultants. | Weir | 5/15/2014 | Board approved the Budget as proposed which authorizes funding for FY2014/15. The Board also approved SCWA entering into agreements with Brown and Caldwell, Bryant & Associates, and Weir Technical Services. Agreements scheduled to go to SCWA Board for approval in July. | 5/19/2014 |
| Submit application for 2014/15 WaterSMART Phase 2 Feasibility Study | B&C, Bryant, SCWA, TAC | 5/6/2014 | Application withdrawn. Other options in development | |
| SOQ/RFP/Agreement Process | SCWA | 5/19/2014 | All three agreements scheduled to go to SCWA board on July 22, 2014. All agreements will be retroactive to July 1, 2014 | 7/22/2014 |
| Share notices regarding conference presentations and award programs with the TAC. | All | Ongoing | | |

NBWRA FY2013/14 Consultant Cost Tracking

June 18, 2014

Phase 1 Support

| Month | Weir | Bryant | TFG | CDM Smith | ESA | Oñate | Data Insts. | SCWA | Total |
|----------------|------|--------|------|------------------|-----------------|-------|-------------|------|------------------|
| July-13 | - | - | - | - | - | - | - | - | - |
| August-13 | - | - | - | - | - | - | - | - | - |
| September-13 | - | - | - | 2,295.95 | 1,492.50 | - | - | - | 3,788.45 |
| October-13 | - | - | - | 1,359.20 | 1,088.75 | - | - | - | 2,447.95 |
| November-13 | - | - | - | 4,825.98 | - | - | - | - | 4,825.98 |
| December-13 | - | - | - | 8,088.25 | 498.75 | - | - | - | 8,587.00 |
| January-14 | - | - | - | 3,490.17 | 641.25 | - | - | - | 4,131.42 |
| February-14 | - | - | - | 7,281.89 | - | - | - | - | 7,281.89 |
| March-14 | - | - | - | 6,980.90 | 1,103.12 | - | - | - | 8,084.02 |
| April-14 | - | - | - | 7,003.60 | - | - | - | - | 7,003.60 |
| May-14 | - | - | - | 12,507.82 | - | - | - | - | 12,507.82 |
| June-14 | - | - | - | - | - | - | - | - | - |
| Total | - | - | - | 53,833.76 | 4,824.37 | - | - | - | 58,658.13 |
| FY13/14 Budget | - | - | - | 55,000.00 | 10,000.00 | - | - | - | 65,000.00 |
| Amt Remaining | - | - | - | 1,166.24 | 5,175.63 | - | - | - | 6,341.87 |
| % Remaining | #N/A | #N/A | #N/A | 2.12% | 51.76% | #N/A | #N/A | #N/A | 9.76% |

Note: There is a contingency of \$5,000 for Phase 1 support allocated to CDM Smith. Their contract spanned two FYs for a total of \$125,000.
 Note: CDM Smith has a contract, now closed of \$10,000, for WaterSMART grants. A total of \$9,994.16 was expended.

Phase 2 Support, 18-Month Scoping Study and Workshops

| Month | Weir | Bryant | TFG | CDM / B&C | ESA | Oñate | Data Insts. | SCWA/B&C | Total |
|-------------------|------|--------|------------------|-------------------|------|-------|-------------|------------------|-------------------|
| July-13 | - | - | 1,500.00 | 10,166.83 | - | - | - | - | 11,666.83 |
| August-13 | - | - | 1,500.00 | 54,933.67 | - | - | - | - | 56,433.67 |
| September-13 | - | - | 1,500.00 | 27,854.47 | - | - | - | - | 29,354.47 |
| October-13 | - | - | 1,500.00 | 42,919.48 | - | - | - | - | 44,419.48 |
| November-13 | - | - | 1,500.00 | 26,549.38 | - | - | - | - | 28,049.38 |
| December-13 | - | - | 1,500.00 | 14,181.29 | - | - | - | 1,652.92 | 17,334.21 |
| January-14 | - | - | 1,500.00 | 18,373.08 | - | - | - | 2,066.34 | 21,939.42 |
| February-14 | - | - | 1,500.00 | 11,145.87 | - | - | - | 23,359.23 | 36,005.10 |
| March-14 | - | - | 1,500.00 | 20,963.87 | - | - | - | 11,296.59 | 33,760.46 |
| April-14 | - | - | 1,500.00 | 15,734.84 | - | - | - | 5,949.23 | 23,184.07 |
| May-14 | - | - | 1,500.00 | - | - | - | - | - | 1,500.00 |
| June-14 | - | - | - | - | - | - | - | - | - |
| Total | - | - | 16,500.00 | 412,558.98 | - | - | - | 44,324.31 | 473,383.29 |
| FY12/13 & FY13/14 | - | - | 18,000.00 | 412,560.00 | - | - | - | 40,000.00 | 470,560.00 |
| Amt Remaining | - | - | 1,500.00 | 1.02 | - | - | - | (4,324.31) | (2,823.29) |
| % Remaining | #N/A | #N/A | 8.33% | 0.00% | #N/A | #N/A | #N/A | -10.81% | #N/A |

Note: Totals include expenses from FY2012/13 since the Scoping Study covers two fiscal years.
 Note: December 16, 2013 TAC approved adding \$5,000 from approved contingency fund to CDM Smith agreement. The contract is now closed.
 Note: The \$40,000 under SCWA/B&C is for the WaterSMART Grant Application for Phase 2.

Joint Use

| Month | Weir | Bryant | TFG | CDM Smith | ESA | Oñate | Data Insts. | SCWA | Total |
|----------------|------------------|-------------------|------------------|-----------|------|------------------|------------------|-------------------|-------------------|
| July-13 | 7,118.13 | 14,833.33 | 5,000.00 | - | - | 2,500.00 | 4,169.11 | 3,795.71 | 37,416.28 |
| August-13 | 6,413.22 | 14,833.33 | 5,000.00 | - | - | 2,500.00 | 6,808.90 | 29,282.12 | 64,837.57 |
| September-13 | 2,333.95 | 14,833.33 | 5,000.00 | - | - | 2,500.00 | 6,212.50 | 10,106.79 | 40,986.57 |
| October-13 | 6,421.66 | 14,833.33 | 5,000.00 | - | - | 2,500.00 | 5,109.24 | 16,508.10 | 50,372.33 |
| November-13 | 4,246.16 | 14,833.33 | 5,000.00 | - | - | 2,500.00 | 9,962.05 | 23,576.60 | 60,118.14 |
| December-13 | 5,294.13 | 14,833.33 | 5,000.00 | - | - | 2,500.00 | 2,556.59 | 10,782.46 | 40,966.51 |
| January-14 | 7,618.58 | 14,833.33 | 5,000.00 | - | - | 2,500.00 | 3,317.50 | 17,655.11 | 50,924.52 |
| February-14 | 4,914.23 | 14,833.33 | 5,000.00 | - | - | 2,500.00 | 4,820.95 | 21,715.28 | 53,783.79 |
| March-14 | 6,153.94 | 14,833.33 | 5,000.00 | - | - | 2,500.00 | 1,682.50 | 9,671.34 | 39,841.11 |
| April-14 | 7,599.74 | 14,833.33 | 5,000.00 | - | - | 2,500.00 | 3,596.50 | 9,630.79 | 43,160.36 |
| May-14 | 4,593.39 | 14,833.33 | 5,000.00 | - | - | 2,500.00 | 1,747.50 | - | 28,674.22 |
| June-14 | - | - | - | - | - | - | - | - | - |
| Total | 62,707.13 | 163,166.63 | 55,000.00 | - | - | 27,500.00 | 49,983.34 | 152,724.30 | 511,081.40 |
| FY13/14 Budget | 78,000.00 | 178,000.00 | 65,000.00 | 10,000.00 | - | 30,000.00 | 50,000.00 | 165,000.00 | 576,000.00 |
| Amt Remaining | 15,292.87 | 14,833.37 | 10,000.00 | 10,000.00 | - | 2,500.00 | 16.66 | 12,275.70 | 64,918.60 |
| % Remaining | 19.61% | 8.33% | 15.38% | #N/A | #N/A | 8.33% | 0.03% | 7.44% | 11.27% |

Note: There is a contingency of \$10,000 for Joint Use that is currently unallocated.
 Note: On May 19, 2014, the TAC approved adding \$15,000 from Contingency Funds to SCWA's Budget for a total of \$165,000.

Phase 1, 2, and Joint Use Total

| Month | Weir | Bryant | TFG | CDM / B&C | ESA | Oñate | Data Insts. | SCWA | Total |
|----------------|------------------|-------------------|------------------|-------------------|-----------------|------------------|------------------|-------------------|-------------------|
| July-13 | 7,118.13 | 14,833.33 | 6,500.00 | 10,166.83 | - | 2,500.00 | 4,169.11 | 3,795.71 | 49,083.11 |
| August-13 | 6,413.22 | 14,833.33 | 6,500.00 | 54,933.67 | - | 2,500.00 | 6,808.90 | 29,282.12 | 121,271.24 |
| September-13 | 2,333.95 | 14,833.33 | 6,500.00 | 30,150.42 | 1,492.50 | 2,500.00 | 6,212.50 | 10,106.79 | 74,129.49 |
| October-13 | 6,421.66 | 14,833.33 | 6,500.00 | 44,278.68 | 1,088.75 | 2,500.00 | 5,109.24 | 16,508.10 | 97,239.76 |
| November-13 | 4,246.16 | 14,833.33 | 6,500.00 | 31,375.36 | - | 2,500.00 | 9,962.05 | 23,576.60 | 92,993.50 |
| December-13 | 5,294.13 | 14,833.33 | 6,500.00 | 22,269.54 | 498.75 | 2,500.00 | 2,556.59 | 12,435.38 | 66,887.72 |
| January-14 | 7,618.58 | 14,833.33 | 6,500.00 | 21,863.25 | 641.25 | 2,500.00 | 3,317.50 | 19,721.45 | 76,995.36 |
| February-14 | 4,914.23 | 14,833.33 | 6,500.00 | 18,427.76 | - | 2,500.00 | 4,820.95 | 45,074.51 | 97,070.78 |
| March-14 | 6,153.94 | 14,833.33 | 6,500.00 | 27,944.77 | 1,103.12 | 2,500.00 | 1,682.50 | 20,967.93 | 81,685.59 |
| April-14 | 7,599.74 | 14,833.33 | 6,500.00 | 22,738.44 | - | 2,500.00 | 3,596.50 | 15,580.02 | 73,348.03 |
| May-14 | 4,593.39 | 14,833.33 | 6,500.00 | 12,507.82 | - | 2,500.00 | 1,747.50 | - | 42,682.04 |
| June-14 | - | - | - | - | - | - | - | - | - |
| Total | 62,707.13 | 163,166.63 | 71,500.00 | 296,656.54 | 4,824.37 | 27,500.00 | 49,983.34 | 197,048.61 | 873,386.62 |
| FY13/14 Budget | 78,000 | 178,000 | 83,000 | 477,560 | 10,000 | 30,000 | 50,000 | 205,000 | 1,111,560 |
| Amt Remaining | 15,293 | 14,833 | 11,500 | 180,903 | 5,176 | 2,500 | 17 | 7,951 | 238,173 |
| % Remaining | 19.61% | 8.33% | 13.86% | 37.88% | 51.76% | 8.33% | 0.03% | 3.88% | 21.43% |

- Notes:
1. Values for the most current month may be estimates.
 2. Phase 2 Scoping Study and Workshop costs approved by Board on November 19, 2012.
 3. Phase 2 Scoping Study and Workshops are for 18-month period, January 1, 2013 - June 30, 2014.
 4. FY2013/14 Budget approved by Board on March 25, 2013.

Chuck Weir

From: Ginger Bryant <vsbryant@sbcglobal.net>
Sent: Tuesday, June 17, 2014 4:56 PM
To: chuckweir@sbcglobal.net
Subject: NBWRA Study Funding Status Report for June TAC Meeting
Attachments: NBWRA Pimley Ltr 5 30 14 w Attachmnts.pdf

Hello TAC Members,

I'm sorry I can't be on today's call but my vacation plans were made long before the NBWRA meeting date was changed to the 4th Monday of the month.

I have two items to provide brief updates on today: Feasibility Study Funding and RIFIA.

Feasibility Study Funding

As you are all aware, we withdrew the Feasibility Study grant last month. Attached please find the letter we sent Acting Commissioner Pimley notifying him of our decision.

We continue our investigations regarding which options provide the greatest benefit for study funding. Our goal is to secure you the maximum 50% cost-share and every option we are reviewing - local funding and/or different WaterSMART grant programs - has their own pros and cons.

Our authorizing language is key for us as we're in the unique position of having a pre-authorized study. Most of the time, a study is done, the project determined feasible and a construction authorization is sought/secured. After reviewing every project authorization on the books, we determined the NBWRA is one of very few to have a pre-authorized study/construction option. This is an asset for us but does not make us an easy fit for the WaterSMART grant process – thus all the consideration re which option provides us/Reclamation the best outcome.

I'm working with our DC team and others to secure the maximum funding for Phase 2 study and construction funding and will provide a detailed report of our findings at the July meeting.

RIFIA

As reported last month, the RIFIA language is in Sen. Boxer's bill which has yet to be introduced. Sen. Feinstein's drought bill and the contentious negotiations with the House, need to be resolved before we can make progress on our bill. We plan to be in Washington July 14-15 working on building support for RIFIA so we can proceed once the logjam breaks. I will also provide a detailed report on the outcomes of our DC meetings at the July meeting.

Thanks all – enjoy your summer.

Ginger

Ginger Bryant
BRYANT & ASSOCIATES
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 M. 916.425.5887
E.vsbryant@sbcglobal.net



NORTH BAY WATER REUSE PROGRAM

Expanding Water Supplies with Regional Reuse



May 30, 2014

Mr. Lowell Pimley, P.E.
Acting Commissioner
United States Bureau of Reclamation
1849 C Street, NW
Washington, DC 20240

Re: Withdrawal of North Bay Water Reuse Program Grant Application
WaterSMART: Title XVI Feasibility Studies for FY 2014

Dear Acting Commissioner Pimley:

On behalf of the North Bay Water Reuse Authority (Authority), I am writing to explain why the Authority has decided to withdraw its application for grant funding to conduct Phase 2 Feasibility Studies under the Bureau of Reclamation's (Reclamation's) WaterSMART Title XVI Grant Program.

The Authority's members are Marin, Sonoma and Napa Counties and seven municipal, water and wastewater agencies (Las Gallinas Valley Sanitary District, Napa Sanitation District, Novato Sanitary District, North Marin Water District, Sonoma County Water Agency, Sonoma Valley County Sanitation District, Marin Municipal Water District and the City of Petaluma) working together in a 315 square-mile watershed adjacent to the north rim of San Francisco Bay. We have a longstanding partnership with Reclamation where over the last 10 years we've worked to successfully demonstrate how regional-scale water reuse programs, such as the North Bay Water Reuse Program (NBWRP/Program), can make substantial contributions to water supply reliability in the drought impacted West.

As the Authority was considering initiating Phase 2 Feasibility Studies, a series of concept-level scoping investigations were conducted to determine if the Authority's member agencies could identify enough available water and potential projects to justify undertaking further Phase 2 studies.

**North Bay Water Reuse Authority • c/o Novato Sanitary District • 500 Davidson Street, Novato, CA 94945
707-235-8965 • NBWRA.org**

The scoping investigations found:

- 28,000 AFY of recycled water available if captured and stored for year-round use, and,
- 22 different water storage, treatment and distribution, groundwater management, and environmental benefit projects.

Concurrent with the scoping studies, the Authority also worked with Reclamation and its congressional delegation to inform all that feasibility studies conducted on a regional-scale, such as the NBWRP's, require longer timeframes and greater amounts of funding than were currently available under the Title XVI Feasibility Study grant program. The Authority has advocated for study timeframes of up to 4-years, with grants of \$500,000 annually and a total grant ceiling of \$2M.

As you are aware, our congressional delegation supported our requests with report language in both the House and Senate 2014 Energy and Water appropriations bills (see attached) and in questions submitted to Reclamation during the 2015 Senate Energy and Water appropriations subcommittee hearing.

When the 2014 WaterSMART Title XVI Feasibility Study FOA was announced, we were very pleased to see that careful consideration had been given to creating a 3-year grant program. However, this FOA only allowed for grants of \$150,000 annually with a total grant ceiling of \$450,000.

As described above, our proposed Phase 2 Feasibility Study includes a program area of 315 square-miles, 7 municipal, water and wastewater agencies, 28,000 AFY of recycled water – new water for a severely drought impacted region – and, 22 different projects in a 3-county region. Our proposed 3-year Feasibility Study budget is \$3,218,760 and of that, we are seeking \$1,609,380 from Reclamation as a grant providing a 50 percent cost-share.

As the Title XVI program received a significant increase in the FY 2014 appropriations process this year, we were hopeful there would be greater amounts directed toward the Title XVI Feasibility Study grant program and that some option could be found to accommodate large, regional-scale programs such as ours. In this spirit, we prepared and submitted an application for the 2014 Feasibility Study grant funds. Since our submittal, however, we have been informed that no such opportunity has emerged that would allow Reclamation to provide assistance above that which was announced in the original FOA. Moreover, the Grants Administrator for the FOA has confirmed to the Authority that not only is the Authority limited to \$450,000 under this solicitation, but, as reflected in the original FOA, acceptance of funds under this solicitation would preclude the Authority from obtaining any other Reclamation funds that may become available pursuant to our existing authorization.

Regretfully, we feel we have no choice other than to withdraw our application for grant assistance from the 2014 Title XVI Feasibility Studies grant program.

**North Bay Water Reuse Authority • c/o Novato Sanitary District • 500 Davidson Street, Novato, CA 94945
707-235-8965 • NBWRA.org**

We will continue to work with Reclamation and our congressional delegation to secure the funds needed for our studies and to demonstrate the value that large, regional-scale water reuse programs can provide in contributing toward drought mitigation and water supply reliability.

If you have any questions or need additional information please do not hesitate to contact me directly or our Washington DC representatives, Roger Gwinn, rgwinn@tfgnet.com and Mark Limbaugh mimbaugh@tfgnet.com, or our Sacramento Program Development consultant, Ginger Bryant, vsbryant@sbcglobal.net.

Best Regards,

A handwritten signature in black ink, appearing to read 'DR', with a stylized flourish extending to the right.

David Rabbitt, Chair, North Bay Water Reuse Authority
Director, Sonoma County Water Agency
Supervisor, Sonoma County 2nd District

Calendar No. 383112TH CONGRESS }
2d Session }

SENATE

{ REPORT
{ 112-164ENERGY AND WATER DEVELOPMENT APPROPRIATIONS
BILL, 2013

APRIL 26, 2012.—Ordered to be printed

Mrs. FEINSTEIN, from the Committee on Appropriations,
submitted the following**REPORT**

[To accompany S. 2465]

The Committee on Appropriations reports the bill (S. 2465) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2013, and for other purposes, favorably thereon and recommends that the bill do pass.

New obligational authority

| | |
|---|------------------|
| Total of bill as reported to the Senate | \$33,432,482,000 |
| Amount of 2012 appropriations | 33,805,000,000 |
| Amount of 2013 budget estimate | 33,684,037,000 |
| Bill as recommended to Senate compared to— | |
| 2012 appropriations | – 372,518,000 |
| 2013 budget estimate | – 251,555,000 |

Zebra and Quagga Mussels.—The Committee understands the challenges posed by the invasion of quagga and zebra mussels in various places across the country, and that invasion has not yet occurred in the Pacific Northwest and Lake Tahoe. Given the significant Federal assets in the region, it is prudent to determine the vulnerabilities of the infrastructure. The Committee recognizes the work that is underway, but believes more can and should be done to prevent invasion. Portions of the country are already dealing with these invasive species and the lessons learned should be applied to develop a strategy of minimizing the impacts to vulnerable infrastructure in this region. The Committee encourages the Bureau of Reclamation, in partnership with the Bonneville Power Administration, to continue its efforts to develop invasive mussel vulnerability assessments for federally owned hydropower projects, in the Pacific Northwest, including an estimate of the annual cost of protection and maintenance of this infrastructure, if applicable. Further, the Committee urges Reclamation to assist the States, where appropriate, in their efforts to prevent the spread of invasive mussels to Federal projects in the region.

Additional Funding for Water and Related Resources Work.—The Committee recommendation includes additional funds above the budget request for Water and Related Resources studies, projects, and activities. The Committee recommends that priority in allocating these funds should be given to complete ongoing work, improve water supply reliability, improve water deliveries, tribal and nontribal water settlement studies, ecosystem restoration, enhance national, regional, or local economic development, promote job growth and for critical backlog maintenance activities.

The intent of these funds is for work that either were omitted from the budget request or were inadequately budgeted. Within 30 days of enactment, Reclamation shall provide the House and Senate Appropriations Committees a work plan delineating how these funds are to be distributed and in which phase the work is being accomplished.

WaterSmart Program, Title XVI Water Reclamation/Reuse Projects.—The Committee believes there is an opportunity to enhance the program's effectiveness through the advancement of regional-scale projects that include multiple jurisdictions and generate environmental as well as water supply benefits. These regional projects can require longer planning and construction timeframes than other more narrowly focused projects. Accordingly, the Committee urges the Bureau of Reclamation to consider allocating a portion of the funds within the overall title XVI program in future budget requests to be used for advancing of regional-scale water reclamation and reuse projects by providing planning and construction assistance grants that can each be used over a period of up to 5 years.

Additionally, the Committee is concerned that constrained budgets impact the research and development initiatives vital to improvements in water recycling and desalination technologies development and applications. The Committee believes that only through enhanced Federal and non-Federal research partnerships can research and development vital to much needed improvements in water recycling and desalination technologies development and

113TH CONGRESS }
1st Session } HOUSE OF REPRESENTATIVES { REPORT
 113-135

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS
 BILL, 2014

JULY 2, 2013.—Committed to the Committee of the Whole House on the State of
 the Union and ordered to be printed

Mr. FRELINGHUYSEN, from the Committee on Appropriations,
 submitted the following

R E P O R T

together with

ADDITIONAL VIEWS

[To accompany H.R. 2609]

The Committee on Appropriations submits the following report in
 explanation of the accompanying bill making appropriations for en-
 ergy and water development for the fiscal year ending September
 30, 2014, and for other purposes.

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San Joaquin River Restoration Fund.—The budget request again proposes an account separate from the Water and Related Resources account for discretionary funding of San Joaquin River Restoration activities. As in past years, the Committee includes this line item within the Water and Related Resources account, although no funding is provided.

Indian Water Rights Settlements.—The budget request again proposes a new appropriations account for five Indian water rights settlements. As in prior fiscal years, however, the Committee includes funding for these settlements in the Water and Related Resources account.

WaterSMART Program.—No funding is provided for the new Shared Investment Water Innovation Program. Without additional authority, it is likely that much of the funding requested for other components of the WaterSMART Program would not be usable by Reclamation. Review and reauthorization of the program are the jurisdiction of the authorizing committee. Therefore, the Committee reduces funding for the WaterSMART Program so that it stays within the existing authorization ceiling.

WaterSMART Program, Title XVI Water Reclamation/Reuse Projects.—The Bureau of Reclamation's Title XVI Water Reclamation and Reuse program is intended to help ensure the reliability of water supplies throughout the West. The Committee has been informed that there may be an opportunity to enhance the program's effectiveness through the advancement of regional-scale projects. These regional projects can require longer planning and construction timeframes than other more locally focused projects. Accordingly, the Committee encourages Reclamation to review options for the advancement of regional-scale water reclamation and reuse projects, including through the provision of planning and construction assistance grants that can each be used over a period of up to five years.

Kettleman City, California.—The Committee is concerned by the immediate and long-term public health threat posed by benzene and arsenic contamination of groundwater that the Kettleman City Community Services District relies on to supply its 1,500 residents. Despite the multi-year efforts of the Bureau of Reclamation, California Department of Water Resources, Kings County, and Central Valley Project and State Water Project contractors to identify a reliable, alternative source of clean drinking water and means for delivery, the problem persists. The Committee urges the Secretary of the Interior, acting through the Bureau of Reclamation and in collaboration with state and local entities, including the California Department of Public Health, and California's State Water Resources Control Board, to continue to work expeditiously with Kettleman City Community Services District officials and other relevant stakeholders to address the city's water needs. The Secretary is further directed to report to the Committees on Appropriations of the House of Representatives and the Senate on the Bureau's activities related to this matter not later than 180 days after enactment of this Act.

Buried Metallic Water Pipe.—The Committee made clear in the fiscal year 2012 Act and the fiscal year 2013 House report that concerns persist regarding implementation of Reclamation's Technical

Calendar No. 101

113TH CONGRESS }
1st Session }

SENATE

{ REPORT
113-47ENERGY AND WATER DEVELOPMENT APPROPRIATIONS
BILL, 2014

 JUNE 27, 2013.—Ordered to be printed

Mrs. FEINSTEIN, from the Committee on Appropriations,
submitted the following

REPORT

[To accompany S. 1245]

The Committee on Appropriations reports the bill (S. 1245) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2014, and for other purposes, favorably thereon and recommends that the bill do pass.

New obligatory authority

| | |
|--|------------------|
| Total of bill as reported to the Senate | \$34,835,288,000 |
| Amount of 2013 appropriations ^{1 2} | 38,687,316,000 |
| Amount of 2014 budget estimate | 34,972,807,000 |
| Bill as recommended to Senate compared to— | |
| 2013 appropriations | – 3,852,028,000 |
| 2014 budget estimate | – 137,519,000 |

¹ Does not reflect the March 1, 2013, sequester of funds under Public Law 112-25.

² Includes emergency funding of \$1,889,000,000 in the Disaster Relief Appropriations Act, 2013 (division A of Public Law 113-2).

Additional Funding for Water and Related Resources Work.—The Committee recommendation includes additional funds above the budget request for Water and Related Resources studies, projects, and activities. The Committee recommends that priority in allocating these funds should be given to complete ongoing work, improve water supply reliability, improve water deliveries, tribal and nontribal water settlement studies and activities, ecosystem restoration, enhance national, regional, or local economic development, promote job growth and for critical backlog maintenance activities, and activities related to projects that need to reduce water demand as a part of a comprehensive program for environmental restoration and settlement of water rights claims.

For rural water projects, Reclamation shall not use the ability of a non-Federal sponsor to contribute funds in excess of the authorized non-Federal cost share as a criteria for prioritizing these funds.

The intent of these funds is for work that either were omitted from the budget request or were inadequately budgeted. Within 30 days of enactment, Reclamation shall provide the House and Senate Appropriations Committees a work plan delineating how these funds are to be distributed and in which phase the work is being accomplished.

WaterSmart Program, Title XVI Water Reclamation/Reuse Projects.—The Committee believes there is an opportunity to enhance the program's effectiveness through the advancement of regional-scale projects that include multiple jurisdictions and generate environmental as well as water supply benefits to be competitive. These regional projects can require longer planning and construction timeframes than other more narrowly focused projects. Accordingly, the Committee believes that the Bureau of Reclamation should consider allocating a portion of the funds within the overall title XVI program in future budget requests for advancing regional-scale water reclamation and reuse projects by providing planning and construction assistance grants that can each be used over longer periods of time.

Additionally, the Committee is concerned that constrained budgets impact the research and development initiatives vital to improvements in water recycling and desalination technologies development and applications. The Committee believes that only through enhanced Federal and non-Federal research partnerships can research and development vital to much needed improvements in water recycling and desalination technologies development and applications be accomplished. Within the amounts appropriated, the Committee has included the requested \$1,000,000 in funds for the Bureau of Reclamation's WaterSMART program to fund the Shared Investment Water Innovation Program to provide for extramural cost-shared research grants to fund high-priority research and development initiatives by non-governmental organizations, including not-for-profit organizations who often partner with the Bureau of Reclamation, to advance next-generation water management technologies, including water reuse, recycling, and desalination.

Recycled Water

- [AB 1331](#) **(Rendon D) Clean, Safe, and Reliable Drinking Water Act of 2014.**
Current Text: Amended: 6/17/2014 [pdf](#) [html](#)
Introduced: 2/22/2013
Last Amend: 6/17/2014
Status: 6/17/2014-From committee chair, with author's amendments: Amend, and re-refer to committee. Read second time, amended, and re-referred to Com. on GOV. & F.
Location: 6/17/2014-S. G. & F.
Summary: (1) Current law, the Safe, Clean, and Reliable Drinking Water Supply Act of 2012, if approved by the voters, would authorize the issuance of bonds in the amount of \$11,140,000,000 pursuant to the State General Obligation Bond Law to finance a safe drinking water and water supply reliability program. Current law provides for the submission of the bond act to the voters at the November 4, 2014, statewide general election. This bill would repeal these provisions. This bill contains other related provisions and other current laws.
- [AB 1699](#) **(Bloom D) Waste management: microplastics.**
Current Text: Amended: 5/20/2014 [pdf](#) [html](#)
Introduced: 2/13/2014
Last Amend: 5/20/2014
Status: 6/5/2014-Referred to Coms. on E.Q. and JUD.
Location: 6/5/2014-S. E.Q.
Calendar: 6/18/2014 9:30 a.m. - Room 3191 SENATE ENVIRONMENTAL QUALITY, HILL, Chair
Summary: Would prohibit, after January 1, 2019, a person in the course of doing business, as defined, from selling or offering for promotional purposes in this state any personal care product containing microplastic, as specified. The bill would exempt from this prohibition the sale or promotional offer of a product containing less than 1 part per million (ppm) by weight of microplastic, as provided. This bill contains other related provisions.
- [AB 2071](#) **(Levine D) Recycled water: pasture animals.**
Current Text: Amended: 6/5/2014 [pdf](#) [html](#)
Introduced: 2/20/2014
Last Amend: 6/5/2014
Status: 6/11/2014-Re-referred to Com. on E.Q.
Location: 6/11/2014-S. E.Q.
Calendar: 6/25/2014 9:30 a.m. - Room 3191 SENATE ENVIRONMENTAL QUALITY, HILL, Chair
Summary: Would require, by December 31, 2016, the State Department of Public Health, in consultation with impacted state agencies, to determine whether the use of disinfected tertiary treated recycled water for the purpose of providing water to pasture animals would be safe for public and animal health. This bill would require the department to establish uniform statewide recycling criteria for the use of recycled water for the purpose of providing water to pasture animals if the department determines that the use of disinfected tertiary treated recycled water for this purpose would harm public or animal health.
- [AB 2282](#) **(Gatto D) Building standards: recycled water infrastructure.**
Current Text: Amended: 5/8/2014 [pdf](#) [html](#)
Introduced: 2/21/2014
Last Amend: 5/8/2014
Status: 6/17/2014-Do pass, but re-refer to the Committee on Environmental Quality Recommend Consent.
Location: 6/17/2014-S. E.Q.
Summary: Would require the Department of Housing and Community Development, in consultation with other designated entities, to conduct research to assist in the development of, and to propose the adoption, amendment, or repeal by the California Building Standards Commission, of mandatory building standards for the installation of recycled water infrastructure for newly constructed single-family and multifamily residential buildings.
- [AB 2403](#) **(Rendon D) Local government: assessments, fees, and charges.**
Current Text: Amended: 6/2/2014 [pdf](#) [html](#)
Introduced: 2/21/2014
Last Amend: 6/2/2014
Status: 6/16/2014-In Assembly. Concurrence in Senate amendments pending. May be considered on or after June 18 pursuant to Assembly Rule 77.
Location: 6/16/2014-A. CONCURRENCE

Summary: The Proposition 218 Omnibus Implementation Act, prescribes specific procedures and parameters for local jurisdictions to comply with Articles XIII C and XIII D of the California Constitution and defines various terms for these purposes. This bill would modify the definition of water to mean water from any source. The bill would also make legislative findings and declarations in this regard.

[AB 2417](#) (Nazarian D) California Environmental Quality Act: exemption: recycled water pipelines.

Current Text: Amended: 5/7/2014 [pdf](#) [html](#)

Introduced: 2/21/2014

Last Amend: 5/7/2014

Status: 6/5/2014-Referred to Com. on E.Q.

Location: 6/5/2014-S. E.Q.

Calendar: 6/18/2014 9:30 a.m. - Room 3191 SENATE ENVIRONMENTAL QUALITY, HILL, Chair

Summary: Would, until January 1, 2018, additionally exempt from CEQA a project for the construction and installation of a new pipeline or the maintenance, repair, restoration, reconditioning, relocation, replacement, removal, or demolition of an existing pipeline, not exceeding 8 miles in length, for the distribution of recycled water within a public street, highway, or right-of-way and would require the lead agency to undertake specified activities, including the filing of a notice of exemption for the project with the Office of Planning and Research and the office of the county clerk of each county in which the project is located.

[AB 2443](#) (Rendon D) Duplication of service: mutual water companies.

Current Text: Introduced: 2/21/2014 [pdf](#) [html](#)

Introduced: 2/21/2014

Status: 5/28/2014-Referred to Com. on N.R. & W.

Location: 5/28/2014-S. N.R. & W.

Calendar: 6/24/2014 9 a.m. - Room 112 SENATE NATURAL RESOURCES AND WATER, PAVLEY, Chair

Summary: Would make inapplicable the provision that a mutual water company is a private utility entitled to just compensation for a taking in a territory it services at the time of the taking when a political subdivision constructs facilities to provide or extend recycled water service to the territory of the mutual water company.

[AB 2636](#) (Gatto D) CalConserve Water Use Efficiency Revolving Fund.

Current Text: Amended: 5/23/2014 [pdf](#) [html](#)

Introduced: 2/21/2014

Last Amend: 5/23/2014

Status: 6/11/2014-Referred to Coms. on E.Q. and N.R. & W.

Location: 6/11/2014-S. E.Q.

Calendar:

6/18/2014 9:30 a.m. - Room 3191 SENATE ENVIRONMENTAL QUALITY, HILL, Chair

6/24/2014 9 a.m. - Room 112 SENATE NATURAL RESOURCES AND WATER, PAVLEY, Chair

Summary: Would establish the CalConserve Water Use Efficiency Revolving Fund and provide that the moneys in the fund are available to the Department of Water Resources, upon appropriation by the Legislature, for the purpose of water use efficiency projects. This bill would require moneys in the fund to be used for purposes that include, but are not limited to, at-or-below market interest rate loans and would permit the department to enter into agreements with local agencies, as defined, that provide water or recycled water service to provide loans. This bill contains other related provisions and other existing laws.

[AB 2686](#) (Perea D) Clean, Safe, and Reliable Drinking Water Supply Act of 2014.

Current Text: Amended: 5/1/2014 [pdf](#) [html](#)

Introduced: 2/21/2014

Last Amend: 5/1/2014

Status: 5/21/2014-In committee: Hearing postponed by committee.

Location: 5/21/2014-A. APPR.

Calendar: 6/18/2014 9 a.m. - State Capitol, Room 4202 ASSEMBLY APPROPRIATIONS, GATTO, Chair

Summary: Current law, the Safe, Clean, and Reliable Drinking Water Supply Act of 2012, if approved by the voters, would authorize the issuance of bonds in the amount of \$11,140,000,000 pursuant to the State General Obligation Bond Law to finance a safe drinking water and water supply reliability program. Current law provides for the submission of the bond act to the voters at the November 4, 2014, statewide general election. This bill would repeal these provisions. This bill contains other related provisions and other current laws.

[SB 848](#) (Wolk D) Safe Drinking Water, Water Quality, and Water Supply Act of 2014.

Current Text: Amended: 6/10/2014 [pdf](#) [html](#)

Introduced: 1/9/2014

Last Amend: 6/10/2014

Status: 6/10/2014-Read second time and amended. Re-referred to Com. on RLS.

Location: 6/10/2014-S. RLS.

Summary: Current law creates the Safe, Clean, and Reliable Drinking Water Supply Act of 2012, which, if approved by the voters, would authorize the issuance of bonds in the amount of \$11,140,000,000 pursuant to the State General Obligation Bond Law to finance a safe drinking water and water supply reliability program. Current law provides for the submission of the bond act to the voters at the November 4, 2014, statewide general election. This bill would repeal these provisions.

[SB 1014](#) (Jackson D) Pharmaceutical waste: home generated: collection.

Current Text: Amended: 6/10/2014 [pdf](#) [html](#)

Introduced: 2/13/2014

Last Amend: 6/10/2014

Status: 6/17/2014-Do pass and be re-referred to the Committee on Business, Professions and Consumer Protection.

Location: 6/17/2014-A. B.,P. & C.P.

Summary: Would require the Department of Resources Recycling and Recovery and the California State Board of Pharmacy, on or before January 1, 2016, to jointly develop and adopt regulations to authorize a participant to establish a program to collect and properly dispose of home-generated pharmaceutical waste, based upon the model guidelines developed by the department pursuant to specified repealed provisions and to include specified requirements and provisions in those regulations. This bill contains other related provisions and other existing laws.

Total Measures: 11

Total Tracking Forms: 59