

FINAL

Bay Area IRWMP Coordinating Committee

Agreements and Action Items from December 15, 2008 Meeting

1. Roll Call—Appointed FA representatives present

WS-WQ	WW-RW	FP-SW	Watershed	Other
Brad Sherwood, SCWA; Jean Gardner, CCWD; Molly Petrick, SFPUC	Brian Campbell, EBMUD; Linda Hu, EBMUD ,	Mark Boucher, CCCFCD; Mitch Avalon, CCCFCD; Terri Fashing, Marin County FC&SW	Harry Seraydarian, NBWA; Melanie Denninger, SCC Dale Hopkins, RWQCB	Paul Helliker, Chair, MMWD; Nadine Hitchcock, SCC

Others present:

Jack Betourne (Napa County Flood Control and Water Conservation District)
Bill Keene (Sonoma Land Trust)
Brian Mendenhall (SCVWD)
Carl Morrison (Morrison Assoc/SCWA, Z7, SCC)
David Nesmith (Environmental Water Caucus, EWC)
Elizabeth Patterson (Morrison & Associates)
Carlos Porrata (Tomales Bay)
Dave Richardson (RMC/CC)
Peter Vorster (The Bay Institute)

2. Review agreements/action items from 11/24/08 CC meeting – Discussion, led by Chair

a) Discuss information from Tracy Hemmeter regarding Santa Cruz non-profit formed to manage Prop 50 grant (for Santa Cruz County Planning Group)

The organization is called the Regional Water Management Foundation, organized under the Community Foundation of Santa Cruz County, as a separate 501(c)(3) tax-exempt non-profit organization. Question arose as to whether a foundation organized under BACWA could fulfill the same purpose for the Bay Area. A JPA would also be an alternative but may take too long to create within the Prop 84 early implementation context. Other alternatives considered were as follows:

- Organize under Friends of the Estuary Project – there is a link to EPA and it is managed by ABAG. They are involved in Bay-Delta outflow issues, and Elizabeth Patterson is a Board member and hence a resource. Questions include, can an organization funded in part by EPA take on such a role? Is water supply in their mandate?
- Organize under the Coastal Conservancy non-profit arm.
- Organize under ABAG
- Look at MTC as an example. They started out where the CC is today and now are fully staffed and act on behalf of the region for transportation issues.

The group concluded that the CC needs to clarify its purpose for creating the “foundation” and see if the foundation fulfills that purpose, or if another approach is warranted. Possible purposes and attributes include the following:

1. Manage liability for the individual entities. Although it is anticipated that the liability for performance on individual projects will flow down to the

responsible agency, that individual agency will not take on the liability for the non-performance of the others on their own projects.

2. Provide fiscal agency, including managing funds
3. Obtain operating funding
4. Perception of permanence would be positive

Chair Helliker committed to research alternative organizations, including talking with BACWA, and bring back findings to the CC. Regarding checking out the registration process with the State and IRS, Morrison Associates has some experience with the process and can share it with the CC.

Action Items:

- 1) Paul Helliker to bring results of organizational “research” to CC for further discussion and deliberation

3. Discuss Adding Projects to IRWMP (Discussion item, facilitated by Chair)

Mark Boucher walked the group through the Project Process flowchart, included in the CC agenda packet. There were questions raised about Box No. 7, Consultant ranks projects using current IRWMP matrix/ranking system. The group reviewed what was done for the last Prop 50 submittal when the “qualitative circle ratings” were “quantified”, and projects scored between say 18 and 47. There was a wide ranging discussion, with the following consensus reached:

- The CC will bring project lists together from all partners (including the outlying areas which are “joining the Region”). The projects will be stacked up against Prop 84 guidelines, preferences and criteria, and against the existing IRWMP criteria.
- New projects will only be considered if they are specifically responsive to Prop 84 Early Implementation preferences for Drought Relief and assisting Disadvantaged Communities.
- All projects now on the “CC’s list” will be screened per DWR early implementation criteria
- The CC needs to decide on a Regional CC/Subregional process for the Grant Application for Prop 84/Prop 1E Early implementation Round, which will entail identifying regional projects, go through a yet to be defined subregional process, with a yet to be named “screening subcommittee”

Paul asked the Subregions to report in March on their suggestions for a robust, inclusive process for decision making and allocation of dollars.

Based upon a request by Molly Petrick that the website be used to post projects, Mark addressed **Agenda Item No 7, Website Development** and reported that the Website needs updating so that it is available to project proponents to update information. There would be “open times” when projects could be updated, and then “closed” or “fixed” so that projects would not be able to be changed for purposes of comparison or evaluation. It would seem appropriate for any new projects which might be included to be placed on the “existing project template” until the PnP adopts a new project template.

Action Items:

- 1) Mark will discuss scope and budget of website updating with Dave Houts of Zone 7 so that the update can move forward
- 2) The formation of a Screening Committee will be brought back to the CC

4. Report on Region Acceptance Process—RAP (Informational Item from PnP Committee)

- a. RMC (Dave Richardson) reported that he will distribute the work products before the holiday. This includes the analysis of the Region Description based upon past DWR guidelines, in preparation for the Region Acceptance Process, and a Draft Region Description Chapter from the original IRWMP with notes for where the chapter would need rework or additional information to be responsive to the analysis above. Note, RMC also intended to analyze the Governance issue, but before completing the work, DWR issued the RAP guidelines, so the effort became moot.
- b. PnP meeting next steps – PnP will take up the RAP at its January 5, 2009 meeting, based upon just released (12/22/08) draft guidelines.
- c. Recommendations regarding outreach to outlying areas – Chair Helliker has remained in contact with representatives of outlying areas, and all are planning to consider themselves part of the Bay Area Region. The East Contra Costa County region has yet to fully define how it will participate as it has part of its “region” in another funding area (the San Joaquin Valley).

5. Reach Consensus on Funding Allocation (Proposed Action, by Coordinating Committee)

- a. Each Functional Area announced its preferences.
 - BAFPAA prefers “F”, going for equal splits between population and area.
 - BACWA prefers “G” Preference for where the population and therefore infrastructure is.
 - Watershed FA – Either “E” or “F”. Think area is important indicator of funding need. Looking for close to equal distribution of funding by subarea.
 - Water Supply (BAWAC) – No consensus. Leaning toward population (G and H). “D” is acceptable. SCWA likes “F”, and is fine with “D”
- It was noted that Prop 84 used regions and populations to allocate funding by funding areas.

Action Items:

- 1) Paul requested that each FA come to next CC meeting with their top 3 allocation options so that consensus can be reached

6. Review “outline” and flow chart items for Local Project Selection Process Description – Did not have time to address this item

7. Discuss Website Development Issues – Informational item, led by Mark Boucher; see discussion under Agenda Item No. 3

8. Announcements – None

9. Agenda Items and Details for the next IRWMP CC Meeting

- Report by Chair Helliker on research into organizations which might manage future regional funding
- Website update by Mark Boucher
- Discuss Project Screening committee formation for projects in/added into IRWMP
- Funding Allocation Approaches (Discussion and Consensus Decision)
- Other updates from PnP meeting on January 5, 2009.

The next CC meeting is scheduled for Monday, January 26, 2009, from 1:00 pm – 3:00 pm at the Elihu Harris State Building

Attachments:

None.