



CALAVERAS COUNTY WATER DISTRICT LEGAL AFFAIRS COMMITTEE MEETING

OUR MISSION

Protect, enhance, and develop Calaveras County's water resources and watersheds to provide safe, reliable, and cost-effective services to our communities.

Regular Committee Meeting
Tuesday, August 1, 2023
1:00 p.m.

Calaveras County Water District
120 Toma Court
San Andreas, California 95249

Board Chambers are open to the public and the following alternative is available to members of the public who wish to participate in the meeting virtually:

Microsoft Teams meeting

Join on your computer or mobile app

[Click here to join the meeting](#)

Or call in (audio only)

[+1 323-647-8603,,588444949#](#)

Phone Conference ID: 588 444 949#

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Administration Office at 209-754-3028. Notification in advance of the meeting will enable CCWD to make reasonable arrangements to ensure accessibility to this meeting. Any documents that are made available to the Board before or at the meeting, not privileged or otherwise protected from disclosure, and related to agenda items, will be made available at CCWD for review by the public.

ORDER OF BUSINESS

CALL TO ORDER / PLEDGE OF ALLEGIANCE

1. **ROLL CALL**

2. **PUBLIC COMMENT**

3. **APPROVAL OF MINUTES**

3a Approval of Minutes for January 31, 2023 and April 7, 2023 Committee Meetings
(Rebecca Hitchcock, Clerk to the Board)

COMMITTEE MEMBERS

Scott Ratterman, Director Jeff Davidson, Director

4. NEW BUSINESS

4* Federal Legislative Update
(Mia O’Connell, O’Connell & Dempsey and Michael Minkler, General Manager)

4a Bureau of Reclamation

4b Army Corps of Engineers

4c Additional Federal Updates

5.* California Water Use Efficiency Standards
(Brad Arnold, Water Resources Manager)

6.* State Legislative Update
(Michael Minkler, General Manager)

6a Assembly Bill (AB) 460

6b Senate Bill (SB) 389

6c Assembly Bill (AB) 676

6d Assembly Bill (AB) 1337

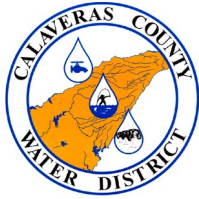
7.* GENERAL MANAGER COMMENTS

8.* DIRECTOR COMMENTS OR FUTURE AGENDA ITEMS

9. NEXT COMMITTEE MEETING

- Tuesday October 3, 2023, 1:00 p.m.,

10. ADJOURNMENT



CALAVERAS COUNTY WATER DISTRICT LEGAL AFFAIRS COMMITTEE MEETING

MINUTES
JANUARY 31, 2023

The following Committee Members were present:

Director Ratterman
Director Davidson

Staff Present:

Michael Minkler, General Manager
Rebecca Hitchcock, Clerk to the Board
Jessica Self, External Affairs Manager

Others Present:

Mia O'Connell, O'Connell & Dempsey

ORDER OF BUSINESS

CALL TO ORDER / PLEDGE OF ALLEGIANCE

1. ROLL CALL

Director Ratterman called the meeting to order at 1:00 p.m.

2. PUBLIC COMMENT

There was no public comment.

3. APPROVAL OF MINUTES

3a Approval of Minutes for December 6, 2022 Committee Meeting
(Rebecca Hitchcock, Clerk to the Board)

Directors Ratterman/Davidson approved Minutes from the Legal Affairs Committee meeting of December 6, 2022.

4. NEW BUSINESS

4a Federal Legislative Update
(Mia O'Connell, O'Connell & Dempsey and Michael Minkler, General Manager)

Discussion: Ms. O'Connell reported on the following items: 1) the Army Corps of Engineers funding for the Copper Cove Wastewater Treatment Plan which is currently 1 million dollars and we are asking for an increase of up to 5 million dollars. Congressman McClintock has been very supportive of this increase; 2) the Omnibus Appropriations package; 3) the Fiscal Year 2024 appropriations

process; 3) the WRDA; and 4) the Army Corp project. There was discussion about each item between staff and the Committee. The Committee discussed the ACWA D.C. conference in February with Ms. O'Connell.

- 4b State Legislative Update
(Michael Minkler, General Manager)

Discussion: Michael Minkler and Jessica Self reported on the following items: 1) AB 1717 Prevailing Wage for Fuels Management vetoed by Governor Newsom but has been reintroduced as AB 338 and the Committee recommended taking an Oppose position to the full Board for a vote; 2) SB 23: Streamlining Delivery of Critical Water Projects While Protecting the Environment to Meet Challenged of Climate Change; 3) AB 30 Atmospheric Rivers: Research, Mitigation, and Climate Forecasting Program; 4) Property Tax Collection of Water Rates (an ACWA Proposal); 5) Ballot Initiative #21-004A1: Taxpayer Protection & Government Accountability Act will be on the ballot in November 2024. The Committee would also like this item to go to the full Board for an Oppose Resolution.

5. OTHER BUSINESS

There was no additional business.

6. GENERAL MANAGER COMMENTS

Mr. Minkler had nothing additional to report.

7. DIRECTOR COMMENTS OR FUTURE AGENDA ITEMS

Director Davidson asked about the Emergency declaration and what the District plans to submit to the state for cost reimbursements.

Director Ratterman spoke about the Town Hall coming up in Valley Springs.

8. NEXT COMMITTEE MEETING

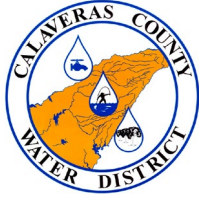
- Tuesday April 4, 2022, 1:00 p.m.

9. ADJOURNMENT

The meeting was adjourned at 1:53 p.m.

Respectfully Submitted,

Rebecca Hitchcock
Clerk to the Board



CALAVERAS COUNTY WATER DISTRICT LEGAL AFFAIRS COMMITTEE MEETING

**MINUTES
APRIL 21, 2023**

The following Committee Members were present:

Director Ratterman
Director Thomas

Staff Present:

Michael Minkler, General Manager
Rebecca Hitchcock, Clerk to the Board
Brad Arnold, Water Resources Manager

Others Present:

Ralph Copeland

ORDER OF BUSINESS

CALL TO ORDER / PLEDGE OF ALLEGIANCE

1. ROLL CALL

Director Ratterman called the meeting to order at 1:15 p.m. Director Davidson was absent and his alternate, Director Thomas, attended in his place.

2. PUBLIC COMMENT

There was no public comment.

3. APPROVAL OF MINUTES

3a Approval of Minutes for January 31, 2023, Committee Meeting
(Rebecca Hitchcock, Clerk to the Board)

The Committee tabled the Minutes for the next meeting.

4. NEW BUSINESS

4a Federal Legislative Update
(Mia O'Connell, O'Connell & Dempsey and Michael Minkler, General Manager)

Discussion: Mr. Minkler reported on the following items: 1) the Washington, D.C. visit; 2) the Army Corp of Engineers Section 219 funding; 2) the possibility for Hydropower relicensing reform; 3) the Bureau of Reclamation Warren Act. There was discussion between staff and the committee about the various items.

PUBLIC COMMENT: There was no public comment.

4b State Legislative Update
(Michael Minkler, General Manager)

DISCUSSION: Damon Wyckoff, Director of Operations, gave a detailed update on the Clean Fleets Regulations.

PUBLIC COMMENT: Ralph Copeland commented on the Clean Fleets all electric regulations.

DISCUSSION: Brad Arnold, Water Resources Manager, gave an update on the following items: 1) AB460 Interim Relief Order; 2) SB389 Determination of Water Rights; 3) SB676 Drought-Tolerant Landscaping; and 4) AB1337 Water Diversion Curtailment. There was discussion between staff and the Committee regarding these items. The Committee directed staff to propose positions on these bills at the next Board meeting.

DISCUSSION: Mr. Minkler reported on the California Water Bond.

PUBLIC COMMENT: Ralph Copeland requested a list of the bills on the agenda for the future.

5. **OTHER BUSINESS**

There was no other business.

6. **GENERAL MANAGER COMMENTS**

There were no further General Manager comments.

7. **DIRECTOR COMMENTS OR FUTURE AGENDA ITEMS**

Director Ratterman requested a more specific agenda in the future. He would like to see standard items such as the Bureau of Reclamations, Water Transfers, and Army Corps of Engineers.

Director Thomas enjoys attending the Legal Affairs Committee meeting.

8. **NEXT COMMITTEE MEETING**

- Tuesday June 6, 2022, 1:00 p.m.,

9. **ADJOURNMENT**

The meeting was adjourned at 2:58 p.m.

Respectfully Submitted,

Rebecca Hitchcock
Clerk to the Board

Agenda Item

DATE: August 1, 2023
TO: Legislative Affairs Committee
FROM: Brad Arnold, Water Resources Program Manager
SUBJECT: Water Use Efficiency Update

RECOMMENDED ACTION:

Receive and discuss information regarding the Urban Water Use Efficiency Standards and potential impacts to Calaveras County Water District. This is an information-only item and no action is required.

SUMMARY:

Calaveras County Water District (CCWD) staff will provide a verbal update regarding the Urban Water Use Efficiency Standards, Variances, and Performance Measures (the “Water Use Efficiency Objectives”). The 2018 Legislation (Senate Bill 606 and Assembly Bill 1668) established the Water Use Efficiency Objective framework required for urban water suppliers to meet certain per capita targets aimed at indoor and outdoor residential water uses, distribution water losses, and certain commercial, industrial, and institutional (CII) water demands. Starting January 2024, CCWD will be required to analyze and prepare documentation for submission to the California Department of Water Resources (DWR) of its annual water demands and distribution systems losses. CCWD will be held to specific metrics for total aggregate per capita (connection based) residential water use and individual system water losses – for all but the smallest Wallace and Sheep Ranch Service Areas. CCWD may also be able to qualify for certain variances to help adjust these metrics for specific factors, such as part-time residency. However, CCWD remains unlikely to meet its first round of Water Use Efficiency Objective targets based on historic Urban Water Loss analyses and currently available data. CCWD will need to determine how best to address these issues as it prepares data for submission to DWR and analyzes the possible impacts of not meeting the Water Use Efficiency Objectives targets.

FINANCIAL CONSIDERATIONS:

None

Agenda Item

DATE: August 1, 2023
TO: Legislative Affairs Committee
FROM: Brad Arnold, Water Resources Program Manager
SUBJECT: Water Rights Legislation Update

RECOMMENDED ACTION:

Receive and discuss information regarding the proposed package of California water rights legislation and potential impacts to Calaveras County Water District. This is an information-only item and no action is required.

SUMMARY:

Calaveras County Water District (CCWD) staff will provide a verbal update regarding recent developments for Assembly Bill (AB) 460, Senate Bill (SB) 389, AB 676, and AB 1337, collectively, the proposed "Water Rights Legislation". These Water Rights Legislation had the potential to create new administrative enforcement processes that would allow the State Water Resources Control Board (SWRCB) to make binding determinations on water rights, including riparian and pre-1914 rights. These issues would directly impact CCWD and its water rights, potentially leading to disruptions in water supplies and prompting burdensome challenges or SWRCB curtailment measures. Many water suppliers and organizations in California, including the Association of California Water Agencies (ACWA), outright opposed these Water Rights Legislation. As of July 2023, these bills have been referred to various California Senate and Assembly committees. AB 460 and AB 1337 have also had hearings cancelled at the request of the bill authors. While future challenges to California's water rights system are likely, it appears this Water Rights Legislation may not impact CCWD in the short term.

FINANCIAL CONSIDERATIONS:

None