



Meeting Agenda

Meeting of the California Water Commission
Wednesday, December 15, 2021
Beginning at 9:30 a.m.

As a result of the COVID-19 emergency and pursuant to Government Code 11133, the December 15, 2021 California Water Commission meeting will not have a physical location. This will be a remote-only meeting, conducted via a web-based videoconferencing service called Zoom. The Commission remains committed to transparency. Members of the public will be able to listen to and watch the meeting and comment if desired.

Registration is not required to provide public comments. Members of the public who wish to comment during the meeting can do so by joining on [Zoom](https://us02web.zoom.us/j/85484578491?pwd=RzlGeVkrRFpjeVINOXNyUnZwb25lQT09) (<https://us02web.zoom.us/j/85484578491?pwd=RzlGeVkrRFpjeVINOXNyUnZwb25lQT09>). More detailed instructions on how to use Zoom and participate in the meeting can be found on the [Commission website](#).

Alternatively, members of the public can offer verbal comments by telephone by calling one of the numbers below:

(408) 638-0968
(669) 900-6833
Meeting ID: 854 8457 8491
Passcode: 067304

The meeting will be webcast live at: <https://www.water-ca.com/>. Individuals who only want to watch or listen should use this option as it preserves interactive meeting resources for those who are commenting on items.

1. Call to Order

2. Roll Call

3. Closed Session

The Commission may hold a closed session, as authorized by Government Code §11126(e), to confer with and receive advice from its legal counsel regarding potential litigation, and as authorized by Government Code §11126(a).

4. Approval of November 17, 2021 Meeting Minutes

5. Executive Officer's Report

The Executive Officer will report on various matters addressed since the previous Commission meeting.

6. Commission Member Reports

This is an opportunity for members to disclose any meetings or conversations related to Commission business since the previous Commission meeting.

7. Public Testimony

Although no formal Commission action will be taken, the Commission offers an opportunity for the public to address the Commission on items of interest that are within the Commission's jurisdiction, but that do not appear on the agenda.

8. Water Storage Investment Program: Kern Fan Groundwater Storage Project Continuing Eligibility and Feasibility Determination (Action Item)

Water Code §79757 states that a project is not eligible for Water Storage Investment Program (WSIP) funding unless, by January 1, 2022, the applicant has the project's draft environmental document out for public review; the Director of the Department of Water Resources (DWR) receives a commitment of at least 75% of the non-public benefit cost share; the feasibility documents are complete; and the Commission makes a finding that the project is feasible. Section 79757 also requires the Commission to make a finding the project will "advance the long-term objectives of restoring ecological health and improving water management for beneficial uses of the Delta." Commission staff will present a staff report and recommendation regarding the Kern Fan Groundwater Storage Project's continuing eligibility documents and feasibility. The Commission will determine whether the project is feasible based on staff information, consistent with the WSIP regulations and as required by Water Code §79757. The Commission previously made the finding related to the Delta during the initial evaluation of the project in 2018.

9. Water Storage Investment Program: Willow Springs Water Bank Conjunctive Use Project Continuing Eligibility and Feasibility Determination (Action Item)

Water Code §79757 states that a project is not eligible for WSIP funding unless, by January 1, 2022, the applicant has the project's draft environmental document out for public review; the Director of DWR receives commitments for at least 75% of the non-public benefit cost share ; the feasibility documents are complete; and the Commission makes a finding that the project is feasible. Section 79757 also requires the Commission to make a finding the project will "advance the long-term objectives of restoring ecological health and improving water management for beneficial uses of the Delta." Commission staff will present a staff report and recommendation regarding the Willow Springs Water Bank Conjunctive Use Project's continuing eligibility documents and feasibility. The Commission will determine whether the project is feasible based on staff information, consistent with the WSIP regulations and as required by Water Code

§79757. The Commission previously made the finding related to the Delta during the initial evaluation of the project in 2018.

10. Water Storage Investment Program: Sites Project Continuing Eligibility and Feasibility Determination (Action Item)

Water Code §79757 states that a project is not eligible for WSIP funding unless, by January 1, 2022, the applicant has the project's draft environmental document out for public review; the Director of DWR receives commitments for at least 75% of the non-public benefit cost share; the feasibility documents are complete; and the Commission makes a finding that the project is feasible. Section 79757 also requires the Commission to make a finding the project will "advance the long-term objectives of restoring ecological health and improving water management for beneficial uses of the Delta." Commission staff will present a staff report and recommendation regarding the Sites Project's continuing eligibility documents and feasibility. The Commission will determine whether the project is feasible based on staff information, consistent with the WSIP regulations and as required by Water Code §79757. The Commission previously made the finding related to the Delta during the initial evaluation of the project in 2018.

11. Water Storage Investment Program: Pacheco Reservoir Expansion Project Continuing Eligibility and Feasibility Determination (Action Item)

Water Code §79757 states that a project is not eligible for WSIP funding unless, by January 1, 2022, the applicant has the project's draft environmental document out for public review; the Director of DWR receives commitments for at least 75% of the non-public benefit cost share; the feasibility documents are complete; and the Commission makes a finding that the project is feasible. Section 79757 also requires the Commission to make a finding the project will "advance the long-term objectives of restoring ecological health and improving water management for beneficial uses of the Delta." Commission staff will present a staff report and recommendation regarding the Pacheco Reservoir Expansion Project's continuing eligibility documents and feasibility. The Commission will determine whether the project is feasible based on staff information, consistent with the WSIP regulations and as required by Water Code §79757. The Commission previously made the finding related to the Delta during the initial evaluation of the project in 2018.

12. Water Storage Investment Program: Screening Project Feasibility Determinations (Action Item)

At its December 2020 meeting, the Commission directed staff to open a screening process to identify new potential WSIP projects. Screening projects must also meet the requirements of Water Code §79757, which states that a project is not eligible for WSIP funding unless, by January 1, 2022, the applicant has the project's draft environmental

document out for public review; the Director of DWR receives commitments for at least 75% of the non-public benefit cost share; the feasibility documents are complete; and the Commission makes a finding that the project is feasible. Water Code section 79757 also requires a finding regarding whether the project “will advance the long-term objectives of restoring ecological health and improving water management for beneficial uses of the Delta.” The Commission will decide whether to make findings that projects are feasible. The Commission will also decide whether the projects will advance the long-term objectives of restoring ecological health and improving water management for beneficial uses of the Delta. Projects that receive these findings would be eligible to apply to the WSIP to potentially receive available funding if the Commission decides to move forward with rulemaking and a second solicitation. There are other requirements to receive WSIP funding beyond Water Code section 79757.

12A. Regional Surface Water Supply Project

Commission staff will present a staff report and recommendation regarding the Stanislaus Regional Water Authority Regional Surface Water Supply Project’s feasibility. The Commission will determine whether the project is feasible based on staff information, as required by Water Code §79757. The Commission will also determine whether the project will advance the long-term objectives of restoring ecological health and improving water management for beneficial uses of the Delta.

12B. Del Puerto Canyon Reservoir

Commission staff will present a staff report and recommendation regarding the Del Puerto Canyon Reservoir’s feasibility. The Commission will determine whether the project is feasible based on staff information, as required by Water Code §79757. The Commission will also determine whether the project will advance the long-term objectives of restoring ecological health and improving water management for beneficial uses of the Delta.

13. Consideration of Items for Next California Water Commission Meeting

14. Adjourn

The Commission may break for lunch as needed.

At the discretion of the California Water Commission, all items appearing on this agenda, whether or not expressly listed for action, may be deliberated upon and may be subject to action.

Further information regarding this meeting will be available at <https://cwc.ca.gov>.

- Members of the public shall be provided an opportunity to address the California Water Commission on any agenda item except closed session items. Comments during the public comment period shall be limited to matters within the Commission’s jurisdiction.

Reasonable time limits may be established for public comments (Government Code Section 11125.7), and the Commission has established a three-minute limit per comment.

- Agenda items may be heard in any order at the discretion of the Commission.
- **Written comments regarding specific items on this agenda will be provided to the Commissioners as part of their meeting packets if they are received by 5:00 p.m. on Monday, December 13, 2021.** Staff will make every effort to provide comments received after this deadline electronically, but we cannot make any guarantees.
- Copies of meeting materials are available on the Commission website. Anyone may request hard copies of these materials; however, the Commission may charge a fee covering the cost of providing such materials.
- The Commission intends to provide a webcast of the meeting. However, if technical difficulties interrupt the webcast at times, the full webcast video will be posted at cwc.ca.gov as soon as possible.
- If you require special accommodations, please call (916) 873-5774 or email cwc@water.ca.gov.
- For further information about items on this agenda please contact Brianna Shoemaker, Brianna.Shoemaker@water.ca.gov or (916) 902-6785 .