

BOARD OF DIRECTORS MEETING

MINUTES

REGULAR MEETING

Thursday, March 18th, 2021

1:30 PM

(Paragraph numbers coincide with agenda item numbers)

1. CALL TO ORDER

The regular meeting of the Delta Conveyance Design and Construction Authority (DCA) Board of Directors was called to order remotely - Conference Access Information: Phone Number: (916)262-7278 Access Code: 1442577878# <https://meetings.ringcentral.com/j/1442577878>, at 1:30 p.m.

2. ROLL CALL

Board members in attendance were Richard Atwater, Martin Milobar, Tony Estremera, Sarah Palmer, Gary Martin, Robert Cheng, and Adnan Anabtawi constituting a quorum of the Board.

DCA staff members in attendance were Kathryn Mallon, Joshua Nelson, Nazli Parvizi, and Katano Kasaine.

Department of Water Resources (DWR) staff member in attendance was Carrie Buckman.

3. CLOSED SESSION

(a) Public Employment
Title: Executive Director

(b) Conference with Labor Negotiations
Agency Designated Representatives: Richard Atwater, Shane Chapman, and Josh Nelson
Independent Contractor: Executive Director

Mr. Nelson reported that there were no reportable actions taken in closed session.

4. OPEN SESSION & PLEDGE OF ALLEGIANCE

President Richard Atwater convened the open session at approximately 2:00 p.m. and led all present in reciting the Pledge of Allegiance.

5. PUBLIC COMMENT

No public comment request were received for non-agendized items, President Atwater closed Public Comment.

6. APPROVAL OF MINUTES: February 18, 2021 Regular Board Meeting

Recommendation: Approve the February 18, 2021 Regular Board Meeting

Motion to Approve Minutes as amended from February 18, 2021 as

Noted: Palmer

Second: Martin

Yeas: Atwater, Milobar, Estremera, Palmer, Blois, Martin, Cheng, Anabtawi

Nays: None

Abstains: None

Recusals: None

Absent: None

Summary: 7 Yeas; 0 Nays; 0 Abstains; 0 Absent. (Motion passed as MO 20-3-01).

7. CONSENT CALENDAR

None.

8. DISCUSSION ITEMS:

a) **March DCA Monthly Report**

Ms. Mallon provided a brief overview of the March monthly report.

b) **Stakeholder Engagement Update**

Ms. Parvizi summarized the February Stakeholder Engagement Committee (SEC) meeting including California Environmental Quality Act (CEQA) and DWR updates, final review of the Bethany Alternative, and Geotech updates. Additionally, DWR's legal counsel, Chris Martin, provided a presentation on proposed Delta Conveyance Financing. The next SEC meeting is scheduled for April 28th.

Ms. Palmer clarified the Environmental Justice (EJ) survey results will be presented at the next SEC meeting.

c) **Stakeholder Engagement Report Out**

None.

d) **Discussion Regarding DCA Board Meeting Cadence**

Mr. Atwater referenced the fiscal year 2020/2021 Board meeting schedule slide. The DCA Board will continue to meet every month till the end of this fiscal year, which will allow ample time to vet the proposed budget for final adoption in June. Mr. Martin mentioned that he supports the proposed process.

e) **Adoption of Resolution Approving the First Amendment to the Management Partners Agreement for Executive Director Services**

Recommendation: Adopt Resolution to Approve First Amendment to the Management Partners Agreement for Executive Director Services

Ms. Mallon discussed the proposed transition in her role as DCA Executive Director to senior advisor. As this project is in the planning phase, Ms. Mallon will be refocusing her career to deliver major public infrastructure. Graham Bradner will be proposed as the Interim Executive Director. Ms. Mallon expressed her confidence in Mr. Bradner and wished him luck in his new role. Ms. Mallon thanked DWR's Environmental Manager, Carrie Buckman, for being a great leader and an exemplary public servant. Finally, Ms. Mallon thanked the SEC for their valuable time despite their opposition to the project and hoped the DCA created a more collaborative process.

Mr. Atwater noted the DCA's accomplishments the last two years and believed this is due to Ms. Mallon's leadership, vision, and hard work. Mr. Atwater thanked her for helping the DCA move forward and continuing as a senior advisor.

Mr. Milobar appreciated the clarity and guidance Ms. Mallon has provided to the DCA.

Ms. Palmer was impressed by Ms. Mallon's ability to create a transparent and inclusive project, while having compassion for the people affected by it. Ms. Palmer said she was grateful for the opportunity to work with Ms. Mallon and see the work she has done.

Mr. Estremera appreciated Ms. Mallon's dedication and commitment to the community and thanked her for her hard work.

Mr. Martin expressed appreciation for Ms. Mallon going the extra mile to prepare the next Executive Director on the project and said she created a great team.

Mr. Anabtawi recognized the extraordinary work Ms. Mallon has done for this project and the seamless process she established.

Mr. Cheng offered Ms. Mallon congratulations on the next phase of her career and echoed the positive comments from the other Directors. Mr. Cheng is pleased to have Ms. Mallon continue on the DCA as a senior advisor.

Mr. Nelson said it was a privilege to work with Ms. Mallon these last two years. Mr. Nelson was glad that she will continue as a senior advisor and to see Mr. Bradner transition into his new role.

Ms. Buckman thanked Ms. Mallon for her creativity and innovation on the project. Ms. Buckman appreciated Ms. Mallon staying around for the transition and looks forward to working with Mr. Bradner in the new capacity.

Move to Pass Resolution Adopting Amendment #1 to the Management Partners Agreement for Executive Director Services

as Noted: Palmer

Second: Milobar

Yeas: Atwater, Milobar, Estremera, Palmer, Blois, Martin, Cheng, Anabtawi

Nays: None

Abstains: None
Recusals: None
Absent: None
Summary: 7 Yeas; 0 Nays; 0 Abstains; 0 Absent. (Motion passed as Resolution 21-03).

9. STAFF REPORTS AND ANNOUNCEMENTS:

a. General Counsel’s Report

A written report was provided in the Board package. Mr. Nelson highlighted the new AB 992 law including special rules around social media postings by Brown Act bodies. Mr. Nelson noted the robust discussion about this law at the last SEC meeting where it was asked why and how the Brown Act applies to the SEC. A memo explaining this will be distributed before the next SEC meeting.

b. Treasurer’s Report

A written report was provided in the Board package. Ms. Kasaine noted as of March 10, the DCA has a cash balance of approximately \$654K.

c. DWR Environmental Manager’s Report

A written report was provided in the Board package. Ms. Buckman highlighted the community benefits development process. Additionally, soil borings and cone penetration tests will be beginning soon and an updated map of these locations is posted to the DWR website.

d. Verbal Reports

Ms. Palmer reported there seems to be a little more positivity from the public to the idea of conveyance as part of an overall portfolio.

10. FUTURE AGENDA ITEMS:

None.

11. ADJOURNMENT:

President Atwater adjourned the meeting at 2:33p.m., remotely - Conference Access Information:
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