

October 17, 2022

Delta Conveyance Design and Construction Authority
Board of Directors

Subject: ***Materials for the October 20, 2022 Regularly Board Meeting***

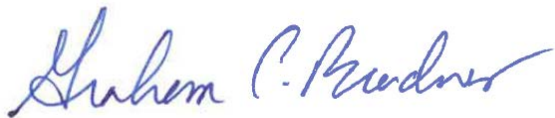
Members of the Board:

The Delta Conveyance Design and Construction Authority (DCA) Board of Directors will have a Regular Board Meeting, scheduled for **Thursday, October 20th, 2022 at 2:00p.m.**, and will be a **hybrid** meeting. Members of the public may attend the meeting in person or virtually. The call-in and video information, as well as meeting location is provided in the attached agenda. Meeting information will also be posted on the dcdca.org website.

Please note that given the current COVID-19 guidelines, the DCA will comply with public health recommendations regarding public meetings and social distancing efforts. Any meeting changes or cancellation will be communicated.

Enclosed are the materials for the Board meeting in a PDF file, which has been bookmarked for your convenience.

Regards,



Graham Bradner
DCA Executive Director



**DELTA CONVEYANCE DESIGN AND CONSTRUCTION AUTHORITY
BOARD OF DIRECTORS MEETING**

REGULAR MEETING

Thursday, October 20, 2022

2:00 p.m.

Hybrid Meeting (In Person and Remote Attendance)

DCDCA Boardroom
980 9th Street, Suite 100
Sacramento, CA 95814

(Authorized by AB 361 / Government Code Section 54953(e))

Conference Access Information:

Phone Number: (916) 262-7278 Access Code: 1468030055#

Virtual Meeting Link:

<https://meetings.ringcentral.com/j/1468030055>

Please join my meeting from your computer, tablet, or smartphone

Additional information about participating by telephone or via the remote meeting solution is available here: <https://www.dcdca.org>

AGENDA

In compliance with Government Code Section 54953(e), the meeting will be held both in person and through the listed meeting link and telephone number. Assistance to those wishing to participate in the meeting in person or remotely will be provided to those requiring accommodations for disabilities in compliance with the Americans with Disabilities Act of 1990. Interested person must request the accommodation as soon as possible in advance of the meeting by contacting the DCA support staff at (888) 853-8486 or info@dcdca.org. Members of the public may speak regarding items on the agenda when recognized by the Chair as set forth below. Speakers are limited to three minutes each; however, the Chair may limit this time when reasonable based on the circumstances. Persons wishing to provide public comment remotely on Agenda Items are encouraged to complete a public comment request form at: <https://tinyurl.com/dcapubliccomment> by 2:15 pm. In addition, members of the public may use the "raise hand" function (*9 if participating by telephone only) during the meeting to request the opportunity to speak. Additional information will be provided at the commencement of the meeting.

1. **CALL TO ORDER**
2. **ROLL CALL**
3. **PLEDGE OF ALLEGIANCE**

4. PUBLIC COMMENT

Members of the public may address the Authority on matters that are within the Authority's jurisdiction whether they are on or off the agenda. Speakers are limited to three minutes each; however, the Chair may limit this time when reasonable based on the circumstances. Persons wishing to speak may do so remotely through the electronic meeting link or teleconference number when recognized by the Chair.

5. APPROVAL OF MINUTES:

- (a) August 18, 2022 Regular Board Meeting
- (b) September 15, 2022 Regular Board Meeting
- (c) October 14, 2022 Special Board Meeting

6. CONSENT CALENDAR

Items on the Consent Calendar are considered to be routine by the Board of Directors and will be enacted by one motion and one vote. There will be no separate discussion of these items unless a director so requests, in which event the item will be removed from the Consent Calendar and considered separately.

- (a) Approve Extending Resolution Authorizing Virtual Board and Committee Meetings Pursuant to AB 361.

7. DISCUSSION ITEMS

- (a) October DCA Monthly Report
Recommended Action: Information Only
- (b) DCA Field Work Activities Program Update
Recommended Action: Information Only
- (c) DCA Policy Against Discrimination, Harassment and Retaliation
Recommended Action: Adoption of Resolution
- (d) Amendment to the Procurement Policy
Recommended Action: Adoption of Resolution

8. STAFF REPORTS AND ANNOUNCEMENTS

- (a) General Counsel's Report

(b) Treasurer's Report

(c) Verbal Reports, if any

9. FUTURE AGENDA ITEMS

10. ADJOURNMENT

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Next scheduled meeting: December 15, 2022 Regular Board Meeting at 2:00 p.m. (1:30 p.m. if there is a closed session).

BOARD OF DIRECTORS MEETING

MINUTES

REGULAR MEETING

Thursday, August 18, 2022

2:00 p.m.

(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 in person and remotely - Conference Access Information: Phone Number: (916) 262-7278, Code: 1460868787#, <https://meetings.ringcentral.com/j/1460868787> at 2:00 pm.

2. ROLL CALL

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

Alternate Directors in attendance remotely were John Weed, Royce Fast, and Dennis LaMoreaux; the Board Clerk captured their attendance for the record.

DCA staff members in attendance were Graham Bradner, Joshua Nelson, and Marcie Scott.

3. PLEDGE OF ALLEGIANCE

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

4. PUBLIC COMMENT

President Palmer opened public comment, there were no public comment requests received and she proceeded to close the comment period.

5. APPROVAL OF MINUTES:

a) June 16, 2022 Regular Board Meeting

Recommendation: Approve the June 16, 2022 Regular Board Meeting

Motion to Approve Minutes from June 16, 2022, as

Noted: Martin

Second: Palmer

Yeas: Palmer, Milobar, Martin, Atwater, Estremera, Cheng, Anabtawi
Nays: None
Abstains: None
Recusals: None
Absent: None
Summary: 7 Yeas; 0 Nays; 0 Abstain; 0 Absent. (Motion passed as MO 22-08-01).

b) July 15, 2022 Special Board Meeting

Recommendation: Approve the July 15, 2022 Special Board Meeting

Motion to Approve Minutes from July 15, 2022, as

Noted: Milobar
Second: Anabtawi
Yeas: Palmer, Milobar, Martin, Atwater, Estremera, Cheng, Anabtawi
Nays: None
Abstains: None
Recusals: None
Absent: None
Summary: 7 Yeas; 0 Nays; 0 Abstain; 0 Absent. (Motion passed as MO 22-08-02).

c) August 12, 2022 Special Board Meeting

Recommendation: Approve the August 12, 2022 Special Board Meeting

Motion to Approve Minutes from August 12, 2022, as

Noted: Estremera
Second: Atwater
Yeas: Milobar, Atwater, Estremera, Cheng
Nays: None
Abstains: Palmer, Martin, Anabtawi
Recusals: None
Absent: None
Summary: 4 Yeas; 0 Nays; 3 Abstain; 0 Absent. (Motion passed as MO 22-08-03).

6. CONSENT CALENDAR

Recommendation: Approve Resolution Authorizing Virtual Board and Committee Meetings Pursuant to AB 361

Motion to Approve Resolution Authorizing Virtual Board and Committee Meetings Pursuant to AB 361, as

Noted: Atwater

Second: Cheng
 Yeas: Palmer, Milobar, Martin, Atwater, Estremera, Cheng, Anabtawi
 Nays: None
 Abstains: None
 Recusals: None
 Absent: None
 Summary: 7 Yeas; 0 Nays; 0 Abstain; 0 Absent. (Motion passed as Resolution 21-08-12).

7. DISCUSSION ITEMS:

a) August DCA Monthly Report

Informational Item

Executive Director, Graham Bradner, presented an overview of the monthly board report, starting with Section 1: Worked Performed. He highlighted that the Program Management team continues to support all of the administrative functions including the close out from Fiscal Year (FY) 2021/2022 and complete processes associated with the beginning of FY 22/23. In July, both the Program Management team and the Engineering team worked diligently to release the Final Draft Engineering Project Reports (EPRs) which include the narratives, technical memoranda, and technical documentation that is the basis for the impact analyses being evaluated in the Department of Water Resources' (DWR) draft Environmental Impact Report (EIR). Those documents were posted on DCA's website and are available to support review of the draft California Environmental Quality Act (CEQA) document. Additionally, the Engineering team is still working on several studies evaluating concepts for future consideration during later design phases, continuing to support DWR with responding to any DWR requests for information, providing support to coordination activities with utilities evaluation of subsurface conditions Delta-wide and lastly, providing support to the Field Work team on several field work studies. In spring of this year, the Field Work team completed an investigation program that is now in the phase of laboratory testing documentation. There is also the Summer 2022 Program, that is currently active. The Field Work team is planning activities for a Fall 2022 Program and starting to plan activities for Spring 2023. For August 2022, many of the same activities will be ongoing and staff will be available to assist DWR with responding to any public comments at their request on the draft EIR.

Mr. Bradner continued to Section 2: Community Engagement stating that the Community Engagement team focused on posting the EPRs to the DCA website. There are two separate reports, one for the Central and Eastern Corridor and one for the Bethany Reservoir Alternative. He further broke down the content of the sections of the EPRs. The Narrative Report and the Technical Memoranda provide the detailed design assumptions sighting analysis. The Engineering Concept Drawings include final site plans, construction phase site plans where locations of features would be substantially different than final site plans, site ingress and egress layouts, and major cross sections through the structures of key facilities. Mapbooks are also included to display the proposed facilities in the context of an aerial imagery background. The DCA's Community Engagement team is monitoring the website to ensure this information is available to those that want to review and providing support to folks who may be having difficulty downloading the files.

In regards to Section 3: Budget, Mr. Bradner provided an overview of the budget summary table for FY 22/23. He highlighted that the DCA has a total budget of \$31.16M and of that only \$26.15M is actually committed through contracts. The balance of that is likely to be committed over the course of the year but at this point there is a lot of activity underway with executed contracts in place. He then informed the Board of the new projection of cash flow for FY 22/23. In terms of planned monthly expenditure, the chart shows blue bars which are relatively flat for the beginning of the fiscal year and shows a bit of an uptick starting in the new year. Regarding actual expenses for July, the DCA is in the process of working through invoices so there's not much showing on the chart yet.

Lastly, Mr. Bradner went over new program schedule for the current fiscal year. The DCA is currently in the draft EIR phase, being that the public draft is out for review. Major activities for the current fiscal year are separated into three (3) categories, Program Management Office (PMO) which consists of the Program Support Management; Engineering which includes Management, Permitting Support, Supplemental Informational Studies and Project Definition Reports; and Field Work which includes the Summer, Fall, and Spring Exploration Planning, Environmental Clearances and Programs. The Program Support Management and the Field Work laboratory analysis and documentation will be a continuous activity throughout the fiscal year.

Director Robret Cheng inquired about the substantial difference in the Field Work budget between the current budget versus the commitments and if there are expectations or plans to be a little bit more closely to the budget.

Mr. Bradner informed the Board that the DCA is issuing individual Field Work task orders by program effort. Currently there's three (3) separate field programs that will be issued task orders as the details are developed, including the budget and the scope. The current commitments are what have been contracted out for current work and more task orders will be issued closer to the implementation phase.

Director Cheng clarified the information he was given, stating that the \$4M is what is currently committed and then the budget will get revised at some point during the year when the work progress is more on track with the current budget amount.

Mr. Brander confirmed Director Cheng's statement and reminded the Board that with having the three (3) programs, the farthest out would be the Spring 23 Program which still has yet to be issued a task order.

President Palmer asked if the streamlining permitting processes included in the governor's water supply strategy will this affect the DCA in anyway.

Mr. Brader stated that we would have to refer to DWR and could follow up later.

No further questions or comments were presented from the Board.

b) DCA Internship Update

Informational Item

Marcie Scott, DCA Human Resources Manager, provided a presentation on DCA's second internship program. She started with a quote that she believes represents the objective of the program. Ms. Scott then highlighted a few purposes of the internship program: mentor outstanding college students, prepare future workers, build understanding around statewide water issues, and assess future potential staffing strategies. Should DWR decide to move forward with this project in the future, the DCA will have to make adjustments and changes, and the internship program is part of building the foundation of future staffing strategies.

During the outreach effort for this program, she contacted faculty members and professors at UC Davis, Sac State, some of the junior colleges in Stockton and in the Delta. Many of those that she reached out to were familiar with the project and very helpful with contacting students directly and pointing them in her direction. During the application process, the students were asked to write about their knowledge of the Delta which helps inform them as they work on the project.

The DCA initially started planning this program at the beginning of calendar year 2020 and when COVID-19 struck in March, staff had to reassess and in the final analysis decided to move ahead with the program. Staff found that in Summer of 2020 there were very few opportunities for students as paid or unpaid interns in the service industries or as volunteers. As a result, the DCA was fortunate to be able to work remotely with five (5) interns that year. Although it was completely remote, the interns were able to work with their mentors and attend meetings. In 2021 there was a lot of uncertainty around COVID-19, so the DCA took a pause that year and came back this year, 2022, with the second internship program. There were four (4) interns, and it was a hybrid format, so they worked remotely, in the office, and were able to perform several different field experiences. The students this year were studying Environmental Sciences, Engineering, Communications and Political Science. To give a sense of the curriculum of the internships, firstly each intern is paired with a mentor in their area of study and they are given specific assignments, perform work, and attend team meetings in those areas. This year the interns were tasked with a group project, they had to work together and create a concept display of a timeline of the history of water in California and this project. This required them to review significant amounts of material that could be found on the DWR website, DCA website and within the Stakeholder Engagement Committee meetings. The interns worked on professional skills, for example, learning what efficient meeting are, being prepared for meetings, and practiced with resumes and cover letters. In terms of specific technical assignments, the interns worked with the DCA Environmental Liaisons on coordinating with DWR staff to assist with the Engineering Project Reports. They also helped with reviewing and processing data using a variety of different software programs, as well as researching federal and state highway standards. They assisted in preparing content for outreach and posting materials in support of the recent draft EIR released this summer. On their final day, the interns each gave a presentation about their experience, what they learned, and how that might inform their next steps. To aid in their research for their project, staff took them on a few site visits. The first was to see a new exhibit called the "Water Challenge" at the Sacramento Municipal Utility District Museum of Science and Curiosity in Sacramento. It allowed the interns see how to visualize technical and complex issues about water in the state. The interns were able to go on a tour of the Delta which included Big Break Regional Shoreline and a site tour of the Freeport Regional Water Facility. Finally, the Engineering interns visited a geotechnical field exploration site with John Hinton, one of the mentors, and Damaris Villalobos-Galindo, DCA's Exploration Manager. They had to learn about the safety protocols that are the highest priority. The students were able to see the first analysis that occurs with that soil, they saw the different color variations of the soil and had a great experience out there.

Ms. Scott finished the presentation stating that the experience is really positive for all involved; the DCA receives valuable word products from the students, and they learn technical and professional skills. The program also provides a great opportunity to make connections for both the DCA and for the students. She expressed that folks should feel confident in the future after spending time with these students as they're committed, motivated, and they understand that California faces very large and long-term challenges regarding water. The DCA will continue to assess the future of this program, learn as time goes on and plans to offer it again in the future.

Director Cheng inquired about the intern's educational background and if the DCA has thought about offering the program during the school year.

Ms. Scott informed the Board that the interns were a Civil Engineer, Mechanical Engineer, Environmental Science, and Communications major. In regard to the second question, DCA staff is interested in considering additional work from students given their experience.

Director Martin thanked Ms. Scott for the encouraging presentation. He stated that he is in much support of the program as it had helped him get started in his career. He hopes that the DCA continues the program in the future.

Director Anabtawi thanked the mentors for their support to the interns and expressed his support of the internship program. He asked if any of the interns have been hired full time on the project.

Ms. Scott informed the Board that the students have yet to graduate but some are interested, and the mentors talked about how to look at websites for jobs in their preferred area.

Director Cheng sought confirmation about whether the program recruited students from local colleges and if so, whether staff is open to recruiting from non-local colleges. He also inquired about if the students get credit hours as a part of their studies for the internship.

Ms. Scott confirmed that staff contacted local colleges for ease of access and because of the limited public health environment. She stated that staff can talk about expanding to non-local colleges in the future. The students do not receive credit for this.

President Palmer informed the Board and staff that some professors are open to students writing their own study plan and get credit for it. This might be a really nice incentive to also have students who may be working during the school year. Ms. Palmer provided mentioned that if a student is an environmental study or study area where they really had deliverables, oftentimes a professor can sponsor them and have them get credit.

Treasurer Katano thanked Mrs. Scott and expressed her appreciation for internship programs.

President Palmer reiterated that this is a great program and opportunity for students if they are able to receive credits for it and may allow the DCA to have the program year-round.

No further questions or comments were presented from the Board.

8. STAFF REPORTS AND ANNOUNCEMENTS:

a. General Counsel's Report

A written report was provided in the Board package. Mr. Nelson informed the Board that he is continuing to monitor the bills that are moving through the legislature that may make changes to the Brown Act related to remote meeting attendance. AB 2449 is the one bill that's still being considered by the legislature and was before the floor of the Senate today. Mr. Nelson checked before the meeting and wasn't able to see it move forward however, there should be updates very soon. He reminded the Board that AB 2449 unfortunately doesn't provide the same flexibility for private remote meeting attendance that the other bill AB 1944 did. Specifically, AB 2449 only permits remote attendance from private location at a public meeting if the Director can meet a just cause or an emergency standard. The deadline for bills to pass through legislatures is the end of this month, so hopefully by the October meeting folks will know if this bill is going to move forward and if it does, a detailed summary will be presented to the Board for discussion. Mr. Nelson noted that whether or not AB 2449 moves forward, AB 361, which is the law that the Board is currently meeting under for the hybrid format, will remain in effect through at least the end of the next calendar year. This stands true as long as the declaration emergency for the COVID-19 emergency isn't rescinded by the Governor.

Director Cheng inquired about the ending time of AB 361.

Mr. Nelson informed the Board that when the bill was adopted, it had a sunset of the end of the next calendar year, but it could go away sooner if the statewide of declaration of emergency is rescinded by the Governor.

Director Cheng asked for clarification on when the bill ends, if the Board will act under the current bill at that time.

Mr. Nelson confirmed Directors Cheng's question, adding that it could be private attendance under AB 2449, if it's approved by the legislature or default to the traditional teleconference rules which would permit anyone to participate from a remote meeting location, however, it would make that location publicly accessible and would need to be listed on the agenda. If this is the case, staff would work with the member agencies to facilitate the Directors' attendance.

b. Treasurer's Report

Two reports were provided in the Board package. Mrs. Kasaine informed the Board that she is reporting for both May and June 2022. As of May 1, 2022, there was approximately \$1.6M in the bank. After contributions and bills the ending cash balance as of June 30, 2022 was \$398, 985. At the end of FY 21/22, June 2022, the year-to-date actual expenses were lower than the budget by \$8M. This is due to the timing of two (2) contracts that were extended into the new FY 22/23, so they were not paid during FY 21/22.

c. Verbal Reports

Director Anabtawi informed the Board that he was able to attend the 2022 Southern Water Conference hosted by the Building Industry Association. He stated that Graham Bradner presented an overview of the project. He also mentioned that there were several other great presentations

and panel discussions. He said that it was great to hear that the Delta Conveyance Project was a part of the strategy to adapt to climate change.

President Palmer provided a verbal report stating that she was able to provide a presentation to the local Rotary Club of Livermore Valley and that it was well received by folks. She encouraged the other Board members to also reach out to their community and provide information.

Director Cheng stated that while the DCA is inwardly focused on the Delta Conveyance Project (DCP), he thinks it's important to remind folks that with the announcement of the 24th month study by the Department of Interior, there was the first ever level 2 shortage on the Colorado River. He believes the other states are required to give up almost three-quarters (3/4) of a million-acre feet of water. The benefits from the DCP and other projects that Californians are contemplating are even more critical in these situations because it offers not only a state-wide but a US region-wide solution. He stated that the DCP has wider region implications than the borders of California.

President Palmer reminded folks of the resources available to review and comment on the draft EIR. This includes the draft EIR being available at various libraries and on the deltaconveyanceproject.com website.

9. FUTURE AGENDA ITEMS:

None.

10. ADJOURNMENT:

President Palmer adjourned the meeting at 2:52 p.m., in person and remotely-Conference Access Information: Phone Number:(916) 262-7278, Code: 1460868787#, <https://meetings.ringcentral.com/j/1460868787>

BOARD OF DIRECTORS MEETING

MINUTES

REGULAR MEETING

Thursday, September 15, 2022

2:00 p.m.

(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, Code: 1463368737#, <https://meetings.ringcentral.com/j/1463368737> at 2:02 pm.

2. ROLL CALL

Board members in attendance remotely were Sarah Palmer, Martin Milobar, Gary Martin, Tony Estremera, Robert Cheng, and Alternate Director Dennis LaMoreaux sitting in for Adnan Anabtawi, constituting a quorum of the Board.

Alternate Directors in attendance remotely were Dan Flory, Royce Fast, John Weed, and Barbara Keegan were also in attendance; the Board Clerk captured their attendance for the record.

DCA staff members in attendance were Graham Bradner and Joshua Nelson.

3. CLOSED SESSION

a) Conference with Labor Negotiators

Agency Designated Representatives: Shane Chapman and Josh Nelson

Independent Contractor: Executive Director

4. PLEDGE OF ALLEGIANCE AND REPORT OUT OF CLOSED SESSION

President Sarah Palmer convened the open session at approximately 2:16 p.m. and led all present in reciting the Pledge of Allegiance.

Mr. Nelson then proceeded to inform the Board and members of the public that there were no reportable actions from closed session.

5. PUBLIC COMMENT

President Palmer opened Public Comment, there were no public comment requests received and she proceeded to close the comment period.

6. CONSENT CALENDAR

- a) **Extend Resolution No. 2021-08 Authorizing Virtual Board and Committee Meetings Pursuant to AB 361**

Approve by Motion

Recommendation: Approve Resolution Authorizing Virtual Board and Committee Meetings Pursuant to AB 361

Motion to Approve Resolution Authorizing Virtual Board and Committee Meetings Pursuant to AB 361, as

Noted: Estremera
Second: Milobar
Yeas: Palmer, Milobar, Martin, Estremera, Cheng, LaMoreaux
Nays: None
Abstains: None
Recusals: None
Absent: Atwater
Summary: 6 Yeas; 0 Nays; 0 Abstain; 1 Absent. (Motion passed as Resolution 21-08-13).

- b) **Adoption of Resolution Approving the Fourth Amendment to the Management Partners Agreement for Executive Director Services**

Approve by Motion

Recommendation: Approve Resolution Approving the Fourth Amendment to the Management Partners Agreement for Executive Director Services

Motion to Approve Resolution Approving the Fourth Amendment to the Management Partners Agreement for Executive Director Services, as

Noted: Estremera
Second: Milobar
Yeas: Palmer, Milobar, Martin, Estremera, Cheng, LaMoreaux
Nays: None
Abstains: None
Recusals: None
Absent: Atwater
Summary: 6 Yeas; 0 Nays; 0 Abstain; 1 Absent. (Motion passed as Resolution 22-07).

7. DISCUSSION ITEMS:

- a) **September DCA Monthly Report**

Informational Item

Executive Director, Graham Bradner, presented an overview of the monthly board report. He started with Section 1: Worked Performed, stating that the Program Management team continues to process the final invoices from Fiscal Year (FY) 21/22. There were a few task orders that were extended into FY 22/23 so that they could complete their scope of work. The team is also processing the task orders amendments and purchase orders for FY 22/23. The Administrative team continues to focus on all IT support associated with both in-person and virtual meetings. They also continue to support the hosting of the Engineering Project Reports (EPRs) located on the DCA's website as a reference material to the draft Environmental Impact Report (EIR). The Engineering team is focusing on supporting the Department of Water Resources (DWR) permitting efforts and reviewing the Delta-wide subsurface conditions based on existing information as well as a lot of support provided to the engineering program. The Field Work team has three (3) different programs that are in various stages of completion right now. The Spring 2022 program ended just before the end of the fiscal year and the team is working on the final laboratory testing and boring log preparations that will be included in a geotechnical data report. The Summer 2022 program was completed in August, shortly after the Spring 2022 program, and the team is working through the laboratory testing and finalization of the boring logs. The finding from that program will also be summarized in a report. In addition to those two programs, the Field Work team is working on planning and obtaining clearances for the Fall 2022 program that is underway.

Mr. Bradner continued to Section 3: Budget, highlighting that a budget of \$31.16M was approved in June 2022 for FY 22/23. The DCA committed just over \$26M and a lot of the work has been distributed through task orders. The bulk of what has not been committed yet is with the field investigation work, however he expects that the DCA will fully extend the budget as the Fall 2022 and Spring 2023 programs are still in the planning stages. The remainder of the uncommitted funds will sit in the Executive Office for management reserve and Community Engagement Outreach which has yet to be committed. In terms of the cash flow, the DCA has forecasted the anticipated cash flow for the year. At this time, the DCA has not incurred all of the invoices for August so the actuals for the month are not final, however July is mostly billed, and the actuals are trending a little under the projected cash flow.

Lastly, Mr. Bradner went over the program schedule for FY 22/23. The draft EIR prepared by DWR is currently out for review and in the meantime, the DCA has several activities ongoing. Within engineering there is permitting support and supplemental informational studies. Later in the year, staff will begin pilot work around the development of project definition reports. In the field work program, there are different tasks and sub tasks associated with the various spring, summer, and fall programs.

No questions or comments were presented from the Board.

8. FUTURE AGENDA ITEMS:

None.

9. ADJOURNMENT:

President Palmer adjourned the meeting at 2:26 p.m., remotely-Conference Access Information:

Phone Number: (916) 262-7278, Code: 1463368737#, <https://meetings.ringcentral.com/j/1463368737>

BOARD OF DIRECTORS MEETING

MINUTES

SPECIAL MEETING

Friday, October 14, 2022

10:00 a.m.

(Paragraph numbers coincide with agenda item numbers)

1. CALL TO ORDER

The special 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, Code: 1473558359#, <https://meetings.ringcentral.com/j/1473558359> at 10:00 a.m.

2. ROLL CALL

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

Alternate Directors in remote attendance were John Weed, Dennis LaMoreaux, and Barbara Keegan; the Board Clerk captured their attendance for the record.

DCA staff members in attendance were Graham Bradner and Joshua Nelson.

3. PLEDGE OF ALLEGIANCE

President Sarah Palmer convened the open session at approximately 10:00 a.m. and led all present in reciting the Pledge of Allegiance.

4. PUBLIC COMMENT

President Palmer opened Public Comment. There were no public comment requests received therefore the comment period was closed.

5. DISCUSSION ITEMS:

- a) **Approve Resolution No. 2021-08 Authorizing Virtual Board and Committee Meetings Pursuant to AB 361**

Approve by Motion

Recommendation: Approve Resolution No. 2021-08 Authorizing Virtual Board and Committee Meetings Pursuant to AB 361

Motion to Approve Resolution No. 2021-08 Authorizing Virtual Board and Committee Meetings
Pursuant to AB 361, as

Noted:	Estremera
Second:	Martin
Yeas:	Palmer, Milobar, Martin, Estremera, Cheng, Anabtawi
Nays:	None
Abstains:	None
Recusals:	None
Absent:	Atwater
Summary:	6 Yeas; 0 Nays; 0 Abstain; 1 Absent. (Motion passed as Resolution 21-08-14).

6. ADJOURNMENT:

President Palmer adjourned the meeting at 10:05 a.m., remotely - Conference Access Information: Phone Number: (916)262-7278, Code: 1473558359#, <https://meetings.ringcentral.com/j/1473558359>

Board Memo

Contacts: Josh Nelson, General Counsel

Date: October 20, 2022, Board Meeting

Item No. 6a

Subject:

Extend Resolution 2021-08 for Thirty Days to Re-Authorize Virtual Public Meetings in Accordance with AB 361.

General:

At the November 2021 Board Meeting, the Board adopted Resolution 2021-08, authorizing virtual public meetings in accordance with Assembly Bill (AB) 361. Meeting virtually helps contain the spread of the COVID-19 virus and keeps the Board, staff and the public safe.

Pursuant to AB 361, once a resolution is adopted, a local agency may meet virtually for a maximum period of 30 days. Prior to expiration of the 30 -day period, the local agency needs to renew its resolution if the Board would like to continue meeting virtually or in a hybrid format.

In accordance with Resolution 2021-08, the Board of Directors may extend the application of this Resolution, by motion and majority vote by up to thirty days at a time, if it makes all necessary findings consistent with and pursuant to the requirements of Section 54953(e)(3). This item would extend Resolution 2021-08 for thirty days given the continued need to meet remotely in response to the COVID-19 pandemic. As set forth in the resolution, State and local officials have recommended social distancing and meeting in person presents imminent risks to the health and safety of attendees.

Recommended Action:

By motion, extend Resolution 2021-08 for thirty days to re-authorize virtual public meetings in accordance with AB 361.

Attachments:

Resolution 21-08

BOARD OF DIRECTORS OF THE DELTA CONVEYANCE DESIGN AND CONSTRUCTION AUTHORITY
RESOLUTION NO. 21-08

Introduced by Director: Sarah Palmer

Seconded by Director: Tony Estremera

AUTHORIZING VIRTUAL BOARD AND COMMITTEE MEETINGS PURSUANT TO AB 361

Whereas, the Delta Conveyance Design and Construction Authority (DCA) is committed to preserving and nurturing public access and participation in meetings of the Board of Directors; and

Whereas, all meetings of DCA's legislative bodies are open and public, as required by the Ralph M. Brown Act (Cal. Gov. Code 54950 – 54963), so that any member of the public may attend and participate in DCA's meetings; and

Whereas, starting in March 2020, in response to the spread of COVID-19 in the State of California, the Governor issued several executive orders aimed at containing the COVID-19 virus; and

Whereas, among other things, these orders waived certain requirements of the Brown Act to allow legislative bodies to meet virtually; and

Whereas, pursuant to the Governor's executive orders, DCA has been holding virtual meetings during the pandemic in the interest of protecting the health and safety of the public, staff, and Directors; and

Whereas, the Governor's executive order related to the suspension of certain provisions of the Brown Act expired on September 30, 2021; and

Whereas, on September 16, 2021 the Governor signed AB 361 (in effect as of October 1, 2021 – Government Code Section 54953(e)), which allows legislative bodies to meet virtually provided there is a state of emergency, and either (1) state or local officials have imposed or recommended measures to promote social distancing; or (2) the legislative body determines by majority vote that meeting in person would present imminent risks to the health and safety of attendees; and

Whereas, such conditions now exist in the DCA, specifically, a state of emergency has been proclaimed related to COVID-19, Sacramento County officials are imposing and recommending measures to promote social distancing, and because of the ongoing threat of COVID-19, meeting in person would present imminent risks to the health and safety of attendees;

Now, therefore, be it resolved by the DCA Board of Directors as follows:

Section 1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. Remote Teleconference Meetings. Consistent with the provisions of Government Code Section 54953(e), the Board of Directors finds and determines that (1) a state of emergency related to COVID-19 is currently in effect; (2) local officials in Sacramento County have imposed or recommended measures to promote social distancing in connection with COVID-19, including indoor mask requirements; and (3) due to the COVID-19 emergency, meeting in person would present imminent risks to the health and safety of attendees. Based on such facts, findings and determinations, the Board authorizes staff to conduct remote teleconference meetings of the Board of Directors, the Stakeholder Engagement Committee and all other DCA legislative bodies, under the provisions of Government Code Section 54953(e).

Section 3. Effective Date of Resolution. This Resolution shall take effect upon its adoption, and shall be effective for 30 days or until this Resolution is extended by a majority vote of the Board of Directors in accordance with Section 4 of this Resolution.

Section 4. Extension by Motion. The Board of Directors may extend the application of this Resolution by motion and majority vote by up to thirty days at a time, provided that it makes all necessary findings consistent with and pursuant to the requirements of Section 54953(e)(3).

* * * * *

This Resolution was passed and adopted this 18th day of November, 2021, by the following vote:

Ayes:7

Noes:0

Absent:0

Abstain:0

Attest:

DocuSigned by:

Richard Atwater

12/15/2021

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Richard Atwater, Board President

DocuSigned by:

Martin Milobar

12/15/2021

CC3A6997DF1F4B7...

Martin Milobar, Board Secretary



DCA

DELTA CONVEYANCE DESIGN
& CONSTRUCTION AUTHORITY

Monthly Board Report

This document is fully interactive; use menus to navigate on-screen.

1

SUMMARY OF
WORK

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COMMUNITY
ENGAGEMENT

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BUDGET

4

CONTRACTS

5

SCHEDULE



Agenda Item 7a

OCTOBER 2022

(ACTIVITIES IN SEPTEMBER)

Section 1 | Work Performed (September 2022 Activities)

Program Management. The team continued program-wide support activities and implementation of the Program Management Information System.

- Continue processing invoices for FY21/22
- Development and processing of Task Orders, Task Order Amendments and Purchase Orders for FY22/23
- Development of Funding Management in e-Builder
- Support vendors with invoice submission and contract amendment requests
- Continue development of SOPs
- Support contract managers with financial forecasting and cashflow projections
- Continue development of master programmatic schedule



Administration. The Administrative team continued to support functions including IT support, in-person and virtual meetings, Social Media content/updates as well as COVID-19 facility response/preparedness.

- Supported DCA Board of Directors and coordination of DCA events
- Executed FY 22/23 Agreements and Task Orders
- Coordination of DCA Change Board meetings/actions
- DCA Website review and updates
- Supported distribution, downloading, or obtaining Engineering Project Reports (EPRs) per public requests
- Pushed DCA updates via Social Media Outlets, created reminders about resource materials
- Completed Q3 IT systems user audit
- Participated in activities for Videoconferencing/Phone provider procurement

Engineering. The engineering team primarily focused on supporting the Department of Water Resources (DWR) Delta Conveyance Office (DCO) permitting efforts while also continuing to develop and progress engineering studies.

- Responded to requests for information (RFIs) from DCO environmental team regarding conceptual designs, geographic information systems (GIS) features, and/or quantities
- Progressed engineering studies to document concepts for consideration during future design phases

- Participated in Environmental Impact Report (EIR) public hearings
- Continued review of existing Delta-wide subsurface information
- Continued engineering support for Summer/Fall 2022 investigation program

Field Work. The field work team continued efforts to collect data to support evaluation of Delta-wide subsurface conditions and validation of parameters assumed during development of conceptual designs.

- Geotechnical Consultant continued preparing Geotechnical Data Report (GDR) for the Spring 2022 Investigation Program
- Concluded Summer 2022 Investigation Program
- Began Fall 2022 Investigation Program
- Continued coordination with environmental team to plan overwater borings and review permitting requirements
- Continued coordination of Temporary Entrance Permits (TEPs) required for the Fall 2022 and Spring 2023 Investigation Programs

Section 1 | One Month Look-Ahead (October 2022 Activities)

Program Management

- Continue processing invoices for FY21/22
- Development and processing of Task Orders, Task Order Amendments and Purchase Orders for FY22/23
- Development of Funding Management in e-Builder
- Support vendors with invoice submission and contract amendment requests
- Continue development of SOPs
- Support contract managers with financial forecasting and cashflow projections
- Continue development of master programmatic schedule

Administration

- Continue support to DCA office including all Administrative, Facility and IT functions
- Continue support for DCA Board of Directors meetings and monthly report generation
- Continue coordination of DCA Change Control Board meetings/actions



- Continue support for stakeholder engagement and outreach efforts
- Support for DCA Procurement Activities
- Continue to manage and coordinate content for Social Media outlets
- Procurement activities for Videoconferencing/Phone provider

Engineering

- Continue to respond to requests for clarification on conceptual designs, GIS features and/or quantities from environmental team
- Continue progressing engineering studies to document concepts for consideration during future design phases
- Continue assisting DWR with agency and utility coordination activities
- Continue review of existing Delta-wide subsurface information
- Continue providing engineering support to the Summer and Fall 2022 and Spring 2023 Geotechnical Investigation Programs

Field Work

- Geotechnical Consultant to submit GDR for Spring 2022 Investigation Program
- Review final monthly and quarterly reports associated with cultural and biological surveys conducted during remainder of Spring 2022 Investigation Program
- Continue Fall 2022 Investigation Program
- Continue planning and coordination associated with Spring 2023 Investigation Program

Section 2 | Community Engagement

Delta Conveyance Project Outreach Efforts

The Draft Environmental Impact Report (EIR) for the Delta Conveyance Project was released for public review and comment on July 27, 2022. The Department of Water resources (DWR) announced that the comment period has been extended, by request. The new end date for the comment period is Friday, December 16, 2022. The DCA team in collaboration with DWR's Communications team redistributed updated materials that showcased the new end date.

You can review the Draft EIR and additional resources in the following ways:

- Review Online at www.deltaconveyanceproject.com
- Review In-Person: A digital copy of the Draft EIR will be available at the following locations:
- DWR Office: 3500 Industrial Blvd., Room 117, West Sacramento, CA 95691
- Libraries across the state



Delta Conveyance Project Posters

The DCA has released a series of informational videos regarding the Delta Conveyance Project and its proposed alignment alternatives. Click the corresponding image above to watch the videos.



DCA Social Media Updates

- The Facebook Fast Fact Friday had 41,165 impressions
- The total video plays for September was 7,041
- The DCA Facebook has 1.7K followers

Section 3 | Budget

Budget. The FY22/23 DCA budget has been approved and is \$31.16M. We are currently forecasting an Estimate at Completion budget of \$31.16M. The DCA has committed \$27.3M (details in Table 2) and has incurred \$3.75M in expenditures through the end of September (details in Table 2). Under the Quality Management line item, we have captured the additional scope by reallocating unallocated budget from various PMO line items. Actual and planned cash flow curves are shown in Figure 1.

Table 1 | Monthly Budget Summary (FY 22/23)

Category	Original Budget	Current Budget	Current Commitments	Incurred to Date	EAC	Variance
Program Management Office						
Executive Office	3,638,955	3,618,324	2,832,058	364,257	3,582,573	(35,751)
Community Engagement	904,160	904,160	643,276	78,385	904,160	-
Program Controls	2,062,255	2,055,615	2,055,615	290,857	2,055,616	-
Administration	2,721,210	2,721,209	2,708,517	728,271	2,723,338	2,129
Procurement and Contract Administration	87,175	87,172	75,744	24,409	87,172	-
Property	490,160	490,160	490,026	83,875	490,160	-
Permitting Management	589,245	589,245	589,240	74,970	589,245	-
Health and Safety	50,595	50,592	50,592	-	50,592	-
Quality Management	62,020	91,818	62,016	-	91,818	-
Sustainability	39,000	36,480	36,480	760	36,480	-
Program Initiation Office						
Engineering	12,785,225	12,785,225	12,785,213	1,046,651	12,785,225	-
Fieldwork	7,733,720	7,733,720	4,966,411	1,060,901	7,733,720	-
	\$ 31,163,720	\$ 31,163,720	\$ 27,295,188	\$ 3,753,336	\$ 31,163,720	-

Section 3 | Budget *continued*

Table 2 | FY 22/23 Budget Detail

Work Breakdown Structure	Original Budget	Current Budget	Commitments	Pending Commitments	Actuals Received	Remaining Budget	% of Budget Remaining	Estimate At Completion	Variance (Surplus)/Deficit
Delta Conveyance	\$ 31,163,720	\$ 31,163,720	\$ 27,295,188	\$ -	\$ 3,944,088	\$ 27,219,632	13%	\$ 31,130,098	\$ (33,622)
Executive Office	3,638,955	3,618,324	2,832,058	-	364,257	3,254,067	10%	3,582,573	(35,751)
Management	1,751,265	1,745,411	1,717,766	-	228,881	1,516,530	13%	1,745,781	370
Legal	699,095	699,095	699,091	-	36,099	662,996	5%	699,095	-
Audit	30,000	30,000	0	-	0	30,000	0%	30,000	-
Treasury	297,115	297,115	303,836	-	64,098	233,017	22%	288,931	(8,184)
Human Resources	111,480	111,480	111,365	-	35,178	76,302	32%	111,480	-
Undefined Allowance	750,000	735,223	0	-	0	735,223	0%	707,286	(27,937)
Community Engagement	904,160	904,160	643,276	-	78,385	825,775	9%	904,160	-
Management	281,665	281,665	280,781	-	35,102	246,563	12%	281,665	-
Community Coordination	250,000	250,000	0	-	0	250,000	0%	250,000	-
Outreach	372,495	372,495	362,495	-	43,284	329,211	12%	372,495	-
Program Controls	2,062,255	2,055,615	2,055,615	-	290,857	1,764,758	14%	2,055,615	-
Management	525,330	524,983	524,983	-	73,762	451,221	14%	524,983	-
Cost Management	659,875	658,672	658,672	-	91,164	567,508	14%	658,672	-
Schedule Management	201,000	201,000	201,000	-	6,015	194,985	3%	201,000	-
Document Management	336,000	336,000	336,000	-	50,750	285,250	15%	336,000	-
Governance	340,050	334,960	334,960	-	69,166	265,794	21%	334,960	-
Administration	2,721,210	2,721,209	2,708,517	-	728,271	1,992,938	27%	2,723,338	2,129
Management	659,340	659,340	645,840	-	102,704	556,636	16%	659,340	-
Facilities	1,306,340	1,306,340	1,332,166	-	423,514	882,826	32%	1,308,260	1,920
Information Technology	755,530	755,529	730,511	-	202,053	553,476	27%	755,738	209
Procurement & Contract Administration	87,175	87,172	75,744	-	24,409	62,763	28%	87,172	-
Procurement Management	87,175	87,172	75,744	-	24,409	62,763	28%	87,172	-

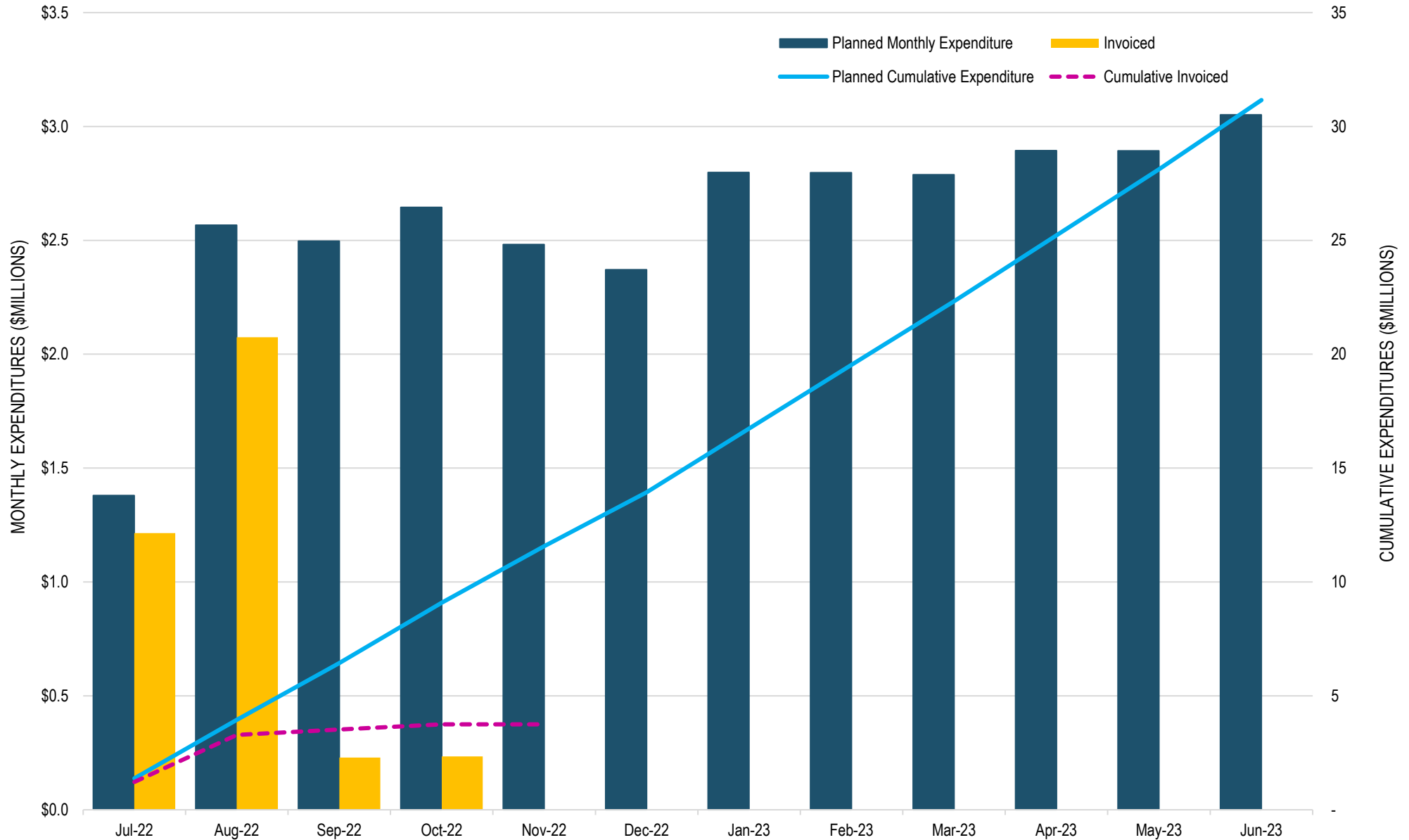
Section 3 | Budget *continued*

Table 2 | FY 22/23 Budget Detail

Work Breakdown Structure	Original Budget	Current Budget	Commitments	Pending Commitments	Actuals Received	Remaining Budget	% of Budget Remaining	Estimate At Completion	Variance (Surplus)/Deficit
Property	490,160	490,160	490,026	-	224,035	266,125	46%	490,160	-
Management	140,160	140,160	140,160	-	140,160	0	100%	140,160	-
Property Agents	300,000	300,000	299,866	-	80,875	219,125	27%	300,000	-
Temporary Entrance Permits	50,000	50,000	50,000	-	3,000	47,000	6%	50,000	-
Permitting Management	589,245	589,245	589,240	-	74,970	514,275	13%	589,245	-
Management	589,245	589,245	589,240	-	74,970	514,275	13%	589,245	-
Health & Safety	50,595	50,592	50,592	-	50,592	0	100%	50,592	-
Management	50,595	50,592	50,592	-	50,592	0	100%	50,592	-
Quality Management	62,020	91,818	62,016	-	0	91,818	0%	91,818	-
Management & Auditing	62,020	91,818	62,016	-	0	91,818	0%	91,818	-
Sustainability	39,000	36,480	36,480	-	760	35,720	2%	36,480	-
Management	39,000	36,480	36,480	-	760	35,720	2%	36,480	-
Engineering	12,785,225	12,785,225	12,785,213	-	1,046,651	11,738,574	8%	12,785,225	-
Management & Administration	997,695	997,695	997,691	-	166,099	831,596	17%	997,695	-
CEQA Engineering Support	2,555,065	2,555,065	2,555,058	-	112,743	2,442,322	4%	2,555,065	-
Facility Studies	7,448,095	7,448,095	7,448,095	-	767,809	6,680,286	10%	7,448,095	-
Project Definition Reports	1,784,370	1,784,370	1,784,370	-	0	1,784,370	0%	1,784,370	-
Fieldwork	7,733,720	7,733,720	4,966,411	-	1,060,901	6,672,819	14%	7,733,720	-
Management	1,349,355	1,349,355	784,300	-	99,623	1,249,732	7%	1,349,355	-
Geotechnical Work	5,711,380	5,711,380	3,509,126	-	846,051	4,865,329	15%	5,711,380	-
Environmental Monitoring	672,985	672,985	672,985	-	115,228	557,757	17%	672,985	-

Section 3 | Budget *continued*

Figure 1 | FY 22/23 Cash Flow



Section 4 | Contracts

Contracts. Table 3 summarizes the status of all active commitments within the DCA for the current fiscal year. Any pending or approved commitment changes

are summarized in Table 4. SBE/DVBE participation in major contracts is summarized in Table 5. Currently, there are is one active procurements.

Table 3 | Contract Summary

Contract Description	Commitment Amount	Pending Commitments	Invoiced to Date	Percent Invoiced
180005 - e-Builder, Inc.	\$ 132,250	-	\$ 132,250	100%
180006 - Jacobs Engineering Group	\$ 14,277,613	-	\$ 1,204,410	8%
180008 - Hamner, Jewell & Associates	\$ 39,972	-	\$ 45	0%
180009 - Bender Rosenthal, Inc.	\$ 239,958	-	\$ 80,829	34%
180010 - Associated Right of Way Services, Inc.	\$ 19,936	-	\$ -	0%
190005 - Baker Tilly US, LLP	\$ 549,000	-	\$ 133,918	24%
190009 - Parsons Transportation Group, Inc.	\$ 4,470,570	-	\$ 579,438	13%
190011 - GV/HI Park Tower Owner, LLC	\$ 1,204,972	-	\$ 392,691	33%
190014 - Direct Apps, Inc., DBA Launch Consulting	\$ 241,434	-	\$ 43,035	18%
190015 - AM-SPL LLC	\$ 15,128	-	\$ 10,128	67%
190019 - VMA Communications, Inc.	\$ 232,600	-	\$ 40,100	17%
190021 - RingCentral	\$ 98,706	-	\$ 15,485	16%
190022 - Caltronics Government Services	\$ 96,312	-	\$ 5,531	6%
190023 - Jambo LP	\$ 34,920	-	\$ -	0%

Section 4 | Contracts *continued*

Table 3 | Contract Summary

Contract Description	Commitment Amount	Pending Commitments	Invoiced to Date	Percent Invoiced
200003 - Best Best & Krieger	\$ 699,091	-	\$ 36,099	5%
200013 - Metropolitan Water District of S. California	\$ 474,110	-	\$ 52,367	11%
200014 - Dept of Water Resources	\$ 52,000	-	\$ 3,380	7%
210018 - AECOM Technical Services	\$ 3,957,706	-	\$ 870,879	22%
210019 - Santa Clara Valley Water	\$ 213,004	-	\$ 68,942	32%
220002 - Gwendolyn Buchholz, Permit Engineer Inc	\$ 150,000	-	\$ 31,250	21%
220005 - Keogh Multimedia	\$ 15,600	-	\$ 585	4%
220009 - Alliant Insurance Services	\$ 50,000	-	\$ 34,816	70%
- Agreements <\$15K	\$ 30,307	-	\$ 17,156	57%

Table 4 | Commitment Changes

WBS Description	Current Budget	Amount	% Change	Revised Budget	Description	Budget Source	Status (Pending, Approved)
Quality	\$ 62,016	\$ 29,802		\$ 91,818	Strategic planning services for Programmatic Gap Analysis recommended actions	\$14,777 - Undefined Allowance \$15,025 - Parsons uncommitted budget	Approved

Section 4 | Contracts *continued*

Table 5 | S/DVBE Status (FY 22/23)

	Commitment Amount	Invoiced to Date	Percent Committed	Percent Invoiced
Delta Conveyance	\$ 27,295,188	\$ 3,944,088		
SBE Participation	1,760,404	329,115	6.4%	8.3%
DVBE Participation	\$ 50,000	\$ -	0.2%	0.0%

Consultant	Current Commitment	Percent of Total Commitment	Invoiced to Date	Percent Invoiced SBE/DVBE	SBE/DVBE Status
Jacobs Engineering Group	14,277,613	1.1%	1,204,410	2.1%	
Anchor	50,000	0.4%	-	0.0%	SBE/DVBE
JMA	10,000	0.1%	-	0.0%	SBE
JASpezia	100,000	0.7%	25,854	2.1%	SBE
Parsons	4,470,570	27.5%	579,438	44.5%	
Chaves	1,171,520	26.2%	197,585	34.1%	SBE
Luster	60,000	1.3%	60,000	10.4%	SBE
Caltronics Government Services	96,312	100%	5,531	100%	SBE
Hamner, Jewell & Associates	39,972	100%	45	100%	SBE
VMA Communications	232,600	100%	40,100	100%	SBE

Table 6 | Contract Procurement Summary

WBS	Contract Type	Planning/Estimated Value	Annual Budget FY 22/23	Pending Contract Value	Anticipated Term	Procurement Method	Procurement Start	Target NTP Date	Status
Videoconferencing Platform	Utilities	55,265	NTE \$60,000	55,265	3 years	Direct Contract	Sep-22	Nov-22	Legal Review

Sections 3a Budget | 4a Contracts

FISCAL YEAR 21/22 FINANCIAL REPORTS

Section 3a | Budget

Budget. FY21/22 is still open to allow for completion of FY21/22 task orders extended beyond the end of the FY. The total FY21/22 budget and has been revised to \$21.36M (see Table 1a), since \$3.11M was transferred to fund the approved FY22/23 budget. We are currently in the process of closing out FY21/22 Task Orders and purchase orders and forecasting an Estimate at Completion of \$18.1M. The DCA has committed \$19.9M and has incurred \$17.4M in expenditures through the end of September (details in Table 2a). The commitments have underrun not to exceed values and there is one remaining active commitment.

Table 1a | Monthly Budget Summary (FY 21/22)

Category	Original Budget	Current Budget	Current Commitments	Incurred to Date	EAC	Variance
Program Management Office						
Executive Office	2,202,245	4,271,146	2,734,952	2,269,604	2,310,009	(1,961,137)
Community Engagement	775,305	775,305	566,971	410,452	402,361	(372,944)
Program Controls	1,472,640	1,565,135	1,532,748	1,464,226	1,486,691	(78,445)
Administration	2,568,238	2,635,238	2,441,121	2,308,789	2,324,549	(310,689)
Procurement and Contract Administration	74,112	74,112	148,308	126,668	125,173	51,061
Property	516,280	393,640	409,895	347,655	347,655	(45,985)
Permitting Management	560,534	560,534	569,191	557,081	557,423	(3,111)
Health and Safety	21,600	21,600	13,600	11,350	11,350	(10,250)
Quality Management	14,016	14,016	34,016	32,340	32,340	18,324
Program Initiation Office						
Engineering	7,617,456	7,740,096	8,370,365	7,867,884	7,868,719	128,623
Fieldwork	5,677,574	3,313,854	3,070,416	2,014,573	2,618,638	(695,216)
	\$ 21,500,000	\$ 21,364,676	\$ 19,891,583	\$ 17,410,621	\$ 18,084,907	\$ (3,279,769)

Section 3a | Budget *continued*

Table 2a | FY 21/22 Budget Detail

Work Breakdown Structure	Original Budget	Current Budget	Commitments	Pending Commitments	Actuals Received	Remaining Budget	% of Budget Remaining	Estimate At Completion	Variance (Surplus)/Deficit
Delta Conveyance	\$ 21,500,000	\$ 21,364,676	\$ 19,891,583	\$ -	\$ 17,410,621	\$ 3,954,054	81%	\$ 18,084,907	\$ (3,279,769)
Executive Office	2,202,245	4,271,146	2,734,952	-	2,269,604	2,001,541	53%	2,310,009	(1,961,137)
Management	87,884	1,272,884	1,315,400	-	1,269,810	3,074	100%	1,275,729	2,845
Legal	556,915	556,915	556,915	-	199,733	357,182	36%	210,518	(346,397)
Audit	30,000	30,000	25,000	-	25,000	5,000	83%	25,000	(5,000)
Treasury	254,726	254,726	249,916	-	214,268	40,458	84%	249,916	(4,810)
Human Resources	87,720	87,720	87,720	-	60,793	26,927	69%	48,846	(38,874)
Undefined Allowance	1,185,000	2,068,901	500,000	-	500,000	1,568,901	24%	500,000	(1,568,901)
Community Engagement	775,305	775,305	566,971	-	410,452	364,853	53%	402,361	(372,944)
Management	118,877	118,877	170,583	-	148,577	-29,700	125%	140,486	21,609
Community Coordination	250,000	250,000	0	-	0	250,000	0%	0	(250,000)
Outreach	406,428	406,428	396,388	-	261,875	144,553	64%	261,875	(144,553)
Program Controls	1,472,640	1,565,135	1,532,748	-	1,464,226	100,909	94%	1,486,691	(78,445)
Management	387,840	387,840	379,590	-	343,035	44,805	88%	343,035	(44,805)
Cost Management	754,560	754,560	733,359	-	710,894	43,666	94%	733,359	(21,201)
Document Management	330,240	330,240	292,304	-	283,754	46,486	86%	283,754	(46,486)
Governance	0	92,495	127,495	-	126,543	-34,048	137%	126,543	34,048
Administration	2,568,238	2,635,238	2,441,121	-	2,308,789	326,449	88%	2,324,549	(310,689)
Management	641,280	641,280	609,964	-	575,422	65,858	90%	575,422	(65,858)
Facilities	1,283,297	1,285,297	1,272,848	-	1,216,242	69,055	95%	1,205,048	(80,249)
Information Technology	643,661	708,661	558,310	-	517,125	191,536	73%	544,080	(164,581)
Procurement & Contract Administration	74,112	74,112	148,308	-	126,668	-52,556	171%	125,173	51,061
Procurement Management	74,112	74,112	148,308	-	126,668	-52,556	171%	125,173	51,061

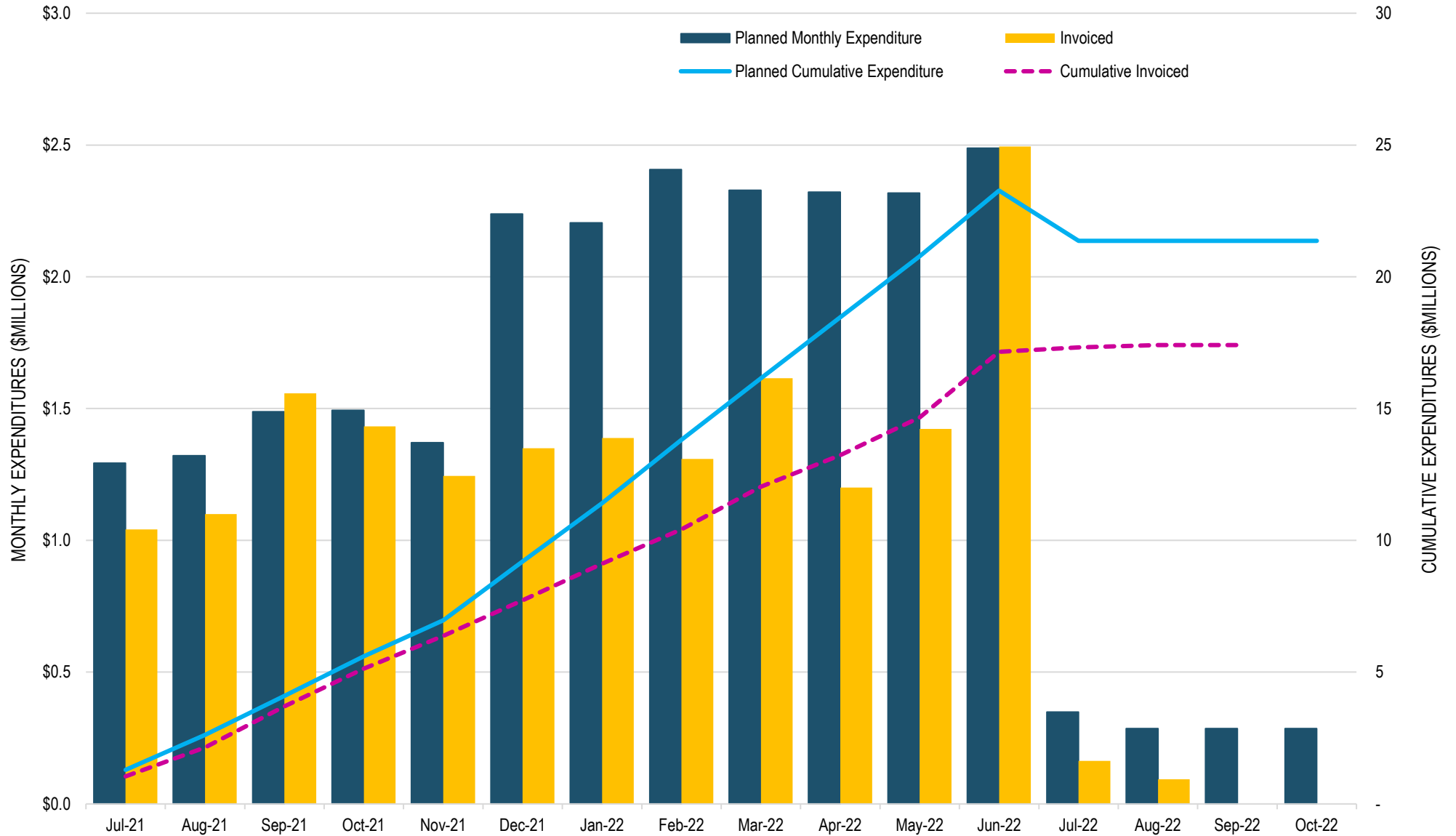
Section 3a | Budget *continued*

Table 2a | FY 22/23 Budget Detail

Work Breakdown Structure	Original Budget	Current Budget	Commitments	Pending Commitments	Actuals Received	Remaining Budget	% of Budget Remaining	Estimate At Completion	Variance (Surplus)/Deficit
Property	516,280	393,640	409,895	-	347,655	45,985	88%	347,655	(45,985)
Management	245,280	122,640	81,815	-	81,815	40,825	67%	81,815	(40,825)
Property Agents	150,000	150,000	178,080	-	138,370	11,630	92%	138,370	(11,630)
Temporary Entrance Permits	121,000	121,000	150,000	-	127,470	-6,470	105%	127,470	6,470
Permitting Management	560,534	560,534	569,191	-	557,081	3,453	99%	557,423	(3,111)
Management	560,534	560,534	569,191	-	557,081	3,453	99%	557,423	(3,111)
Health & Safety	21,600	21,600	13,600	-	11,350	10,250	53%	11,350	(10,250)
Management	21,600	21,600	13,600	-	11,350	10,250	53%	11,350	(10,250)
Quality Management	14,016	14,016	34,016	-	32,340	-18,324	231%	32,340	18,324
Management	14,016	14,016	34,016	-	32,340	-18,324	231%	32,340	18,324
Engineering	7,617,456	7,740,096	8,370,365	-	7,867,884	-127,788	102%	7,868,719	128,623
Management & Administration	900,316	1,022,956	988,755	-	867,265	155,691	85%	867,265	(155,691)
Engineering Support	4,436,666	4,436,666	2,436,723	-	2,435,205	2,001,461	55%	2,435,205	(2,001,461)
Facility Studies	2,280,474	2,280,474	4,944,887	-	4,565,415	-2,284,941	200%	4,566,249	2,285,775
Undefined Allowance	0	0	0	-	0	0	0%	0	-
Fieldwork	5,677,574	3,313,854	3,070,416	-	2,014,573	1,299,281	61%	2,618,638	(695,216)
Management	544,675	676,721	701,879	-	420,361	256,360	62%	658,664	(18,057)
Geotechnical Work	4,548,000	2,052,234	2,052,234	-	1,332,130	720,104	65%	1,697,893	(354,341)
Environmental Monitoring	584,899	584,899	316,303	-	262,082	322,817	45%	262,082	(322,817)

Section 3a | Budget *continued*

Figure 1a | FY 21/22 Cash Flow



Section 4a | Contracts

Contracts. Table 3a summarizes the status of all commitments within the DCA for fiscal year 21/22.

Table 3a | FY 21/22 Contract Summary

Contract Description	Commitment Amount	Pending Commitments	Invoiced to Date	Percent Invoiced
180005 - e-Builder, Inc.	\$ 86,285	- \$	86,285	100%
180006 - Jacobs Engineering Group	\$ 9,266,843	- \$	8,668,565	97%
180008 - Hamner, Jewell & Associates	\$ 20,000	- \$	7,157	36%
180009 - Bender Rosenthal, Inc.	\$ 148,080	- \$	129,629	88%
190005 - Baker Tilly US, LLP	\$ 567,800	- \$	536,398	87%
190009 - Parsons Transportation Group, Inc.	\$ 3,529,094	- \$	3,395,459	96%
190011 - GV/HI Park Tower Owner, LLC	\$ 1,144,787	- \$	1,088,984	95%
190014 - Direct Apps, Inc., DBA Launch Consulting	\$ 164,224	- \$	142,987	87%
190015 - Audio Visual Innovations, Inc.	\$ 123,368	\$	117,650	95%
190016 - Consolidated Communications, Inc.	\$ 37,185	- \$	37,185	100%
190017 - AT&T	\$ 23,651	- \$	23,651	100%
190019 - VMA Communications, Inc.	\$ 282,400	- \$	197,953	70%
190021 - RingCentral	\$ 45,816	- \$	45,813	100%

Section 4a | Contracts *continued*

Table 3a | FY 21/22 Contract Summary

Contract Description	Commitment Amount	Pending Commitments	Invoiced to Date	Percent Invoiced
190022 - Caltronics Government Services	\$ 22,717	-	\$ 22,717	100%
190023 - Jambo LP	\$ 22,000	-	\$ 20,370	93%
190024 - Stakeholder Engagement Committee Stipened	\$ 17,000	-	\$ 5,750	34%
200003 - Best Best & Krieger	\$ 556,915	-	\$ 199,733	36%
200013 - Metropolitan Water District of S. California	\$ 338,712	-	\$ 240,328	50%
200014 - Dept of Water Resources	\$ 150,000	-	\$ 127,470	85%
210005 - Alliant Insurance	\$ 26,190	-	\$ 26,190	100%
210006 - KPMG LLP	\$ 25,000	-	\$ 25,000	100%
210010 - Gwendolyn Buchholz, Permit Engineer Inc	\$ 150,000	-	\$ 150,000	100%
210014 - Spark Street Digital	\$ 32,600	-	\$ 10,879	33%
210018 - AECOM Technical Services	\$ 2,424,759	-	\$ 1,448,019	57%
210019 - Santa Clara Valley Water	\$ 109,368	-	\$ 104,383	95%
210026 - Gwendolyn Buchholz, Permit Engineer Inc	\$ 30,000	-	\$ 19,750	66%
- Agreements <\$15K	\$ 46,789	-	\$ 32,317	69%

Section 5 | Program Schedule

Schedule. The program support activities of the Program Management Office (PMO) continued as planned. The Engineering Team continued providing permitting support to the DCO and progressing supplemental concept validation studies. The fieldwork team continued developing the Geotechnical Data Report for the Spring Exploration Program, concluded the Summer 2022 Geotechnical Investigation Program, and began implementation the Fall 2022 Program, as well as planning for the Spring 2023 Programs.



Disclaimer: This Program Sequence is for discussion purposes only and does not represent a decision by the DCA or DWR. Final decisions about the project will be made by DWR and will NOT be made until the concluding stages of the CEQA process.

Board Memo

Contact: Marcie Scott, Human Resources Manager

Date: October 20, 2022, Board Meeting

Item: 7c

Subject: Adoption of DCA Policy Against Discrimination, Harassment and Retaliation

Executive Summary:

Staff recommends the Board adopt a Resolution Approving the DCA Policy Against Discrimination, Harassment and Retaliation.

Detailed Report:

The DCA provides bi-annual training on prevention of harassment consistent with best employment practices. This serves to inform and protect all people who work and attend meetings in the DCA offices, which includes DCA workers, contractors, State employees, consultants and members of the public.

While federal law puts forth basic principles and requirements regarding harassment prevention, California law requires compliance with federal law as well as mandating broader protections. As example, California law prohibits harassment based on marital status, pregnancy, genetic characteristics, medical conditions, and sexual orientation, which are not included in federal law. It is appropriate to conduct training periodically to ensure all workers are familiar with California provisions and all mandates.

Recommended Action:

Staff recommends adoption by Resolution of this policy to affirm expectations for workplace behavior, define harassment consistent with California law, and describe how concerns will be addressed.

Attachments:

Attachment 1: Resolution No. 22-XX Adopting a Policy Against Discrimination, Harassment and Retaliation

Attachment 2: Policy Against Discrimination, Harassment and Retaliation

BOARD OF DIRECTORS OF THE DELTA CONVEYANCE
DESIGN AND CONSTRUCTION AUTHORITY
RESOLUTION NO. 22-XX

Introduced by Director xxxx
Seconded by Director xxxx

ADOPTING A POLICY AGAINST DISCRIMINATION, HARASSMENT AND RETALIATION

WHEREAS, federal and state law prohibits discrimination, harassment, and retaliation; and

WHEREAS, the Delta Conveyance Design and Construction Authority (DCA) wishes a policy to ensure the prevention of discrimination, harassment, and retaliation at DCA facilities; and

Now, therefore, the Board of Directors hereby resolves as follows:

1. RECITALS

The above recitals are incorporated into this Resolution by reference.

2. ADOPTION OF POLICY

The Board of Directors hereby adopts the attached Policy Against Discrimination, Harassment and Retaliation.

3. EFFECTIVE DATE

This Resolution shall be effective upon its adoption.

* * * * *

This Resolution was passed and adopted this 20th day of October 2022, by the following vote:

Ayes:

Noes:

Absent:

Abstain:

Attest:

Sarah Palmer, Board President

Gary Martin, Secretary

POLICY AGAINST DISCRIMINATION, HARASSMENT AND RETALIATION

I. GENERAL PURPOSE

Delta Conveyance Design and Construction Authority (“DCA”) is committed to maintaining a work environment that respects all individuals and is free from discrimination, harassment, and retaliation. All employees, applicants, volunteers, and independent contractors (“workers”) working for and with the DCA are to be treated with respect and dignity. The purpose of this Discrimination, Harassment, and Retaliation Prevention Policy (“Policy”) is to establish a strong commitment to (1) prohibit harassment, discrimination, and retaliation; (2) define discrimination, harassment, and retaliation; and (3) set forth a procedure for reporting and resolving such internal complaints. The DCA will not tolerate harassment or discrimination against any workers on the basis of race (including hairstyles associated with race), color, religion (including dress and religious grooming), gender (including pregnancy, childbirth, breastfeeding and related medical conditions), gender identity, gender expression, national origin, ancestry, citizenship, age, marital status, physical and/or mental disability, medical condition, genetic information, sexual orientation, military or veteran status, or any other basis protected by law.

II. POLICY AGAINST DISCRIMINATION AND HARASSMENT

Discrimination against or harassment of a worker by another worker, contractor, or third party with whom the worker comes into contact on any legally-protected basis identified above is strictly prohibited and will not be tolerated. The DCA will not tolerate sexual or other harassment of its workers by others with whom the DCA has a business, service, or professional relationship.

The DCA also prohibits retaliation of any type against those who make good faith reports of violations of this policy or those who provide information during an investigation of any such reported violations.

III. DEFINITION OF HARASSMENT

Harassment includes verbal, physical, and visual conduct that interferes with work performance or which creates an intimidating, offensive or hostile working environment based on one of the areas protected by law as listed above. Sexual harassment includes unwelcome sexual advances, requests for sexual favors, and other verbal, physical, or visual conduct of a sexual nature when:

- A. Submission to such conduct is made either explicitly or implicitly a term or condition of an individual’s employment;

- B. Submission to or rejection of such conduct by an individual is used as the basis for employment decisions affecting the individual, such as hiring, promotion, salary, performance reviews, etc.; or
- C. Such conduct has the purpose or effect of unreasonably interfering with an individual's work performance or creating an intimidating, hostile or offensive working environment.

Unwanted sexual conduct or other harassment constitutes harassment in violation of this policy regardless of the gender of the harasser and the victim. For example, while sexual harassment is most often thought to involve a male harasser and a female victim, unwanted sexual conduct by a female to a male worker, and unwanted sexual conduct by one worker to another worker of the same gender, would constitute sexual harassment in violation of this policy.

Retaliation includes actions taken against an individual for filing a complaint or participating in the resolution process of the complaint.

IV. SPECIFIC EXAMPLES OF HARASSMENT

Examples of harassment are described below. For purposes of this section, "protected status" includes the legally protected bases listed in Section I above. This Policy prohibits harassment in any form, including:

Verbal

Inappropriate or offensive or derogatory remarks, epithets, slurs, jokes or innuendos based on an individual's protected status. This may include inappropriate comments regarding an individual's body, physical appearance, attire, sexual prowess, marital status, pregnancy, or sexual orientation; unwelcome flirting or propositions; demands for sexual favors; verbal abuse, threats or intimidation of a sexual nature; or statements that convey derogatory attitudes about a particular gender, race, religion, disability or any other protected status.

Physical

Inappropriate or offensive touching, assault, or physical interference with free movement when directed at an individual on the basis of protected status. This may include kissing, patting, lingering or intimate touches, grabbing, massaging, pinching, leering, staring, unnecessarily brushing against or blocking another person, whistling or making sexual gestures.

Visual or Written

The display or circulation of offensive or derogatory visual or written material related to protected status. This may include posters, cartoons, drawings, graffiti, reading materials, computer graphics, e-mail or text messages, or electronic media transmissions.

Environmental

A work environment that is permeated with sexually-oriented talk, innuendo, insults or abuse not relevant to the job. A hostile environment can arise from an unwarranted focus on sexual topics or sexually suggestive statements. An environment may be hostile if unwelcome sexual behavior is directed specifically at an individual. Even if the behavior is not directed at anyone

in particular, an environment can still be hostile if the individual witnesses unlawful harassment in his or her immediate surroundings. The determination of whether an environment is hostile is based on the totality of the circumstances, including such factors as the frequency and/or severity of the conduct, whether the conduct is humiliating or physically threatening, and whether the conduct unreasonably interferes with an individual's work.

V. WORKPLACE RELATIONSHIPS

The DCA desires to avoid misunderstandings, complaints of favoritism or lack of objectivity, possible claims of sexual harassment, and the morale and dissension problems that potentially result from romantic relations between workers. Romantic relationships between workers where one worker is subordinate to or takes direction from the other are strongly discouraged in order to prevent an inherent balance of power and potential for exploitation in such relationships.

VI. COMPLAINT PROCEDURE

The DCA's intent is to resolve issues at the earliest possible opportunity. Workers should immediately report any conduct they believe violates this Policy. This includes conduct a worker personally experiences or directly observes. Working with the public can be challenging and sometimes contentious. While DCA workers are expected to interface with the public as their duties dictate (sometimes in difficult or even volatile situations), workers are not expected to endure actual harassment by members of the public. The key is to report the concern as soon as possible because nothing can be done to remedy the situation if the DCA does not know it exists. If a worker is experiencing conduct that is inappropriate, violates this Policy or potentially in violation of this Policy, the worker is expected to immediately report such conduct orally or in writing to any of the following:

- DCA Human Resources Manager
- Chief of Staff
- Executive Director
- Project Lead
- Employer's Human Resources Department

Upon receipt of a complaint regarding conduct that violates or may violate this Policy, the DCA will immediately contact the employer(s) of workers impacted and collaborate on appropriate investigation and remedial action as warranted. DCA Human Resources will ensure appropriate communication among the parties involved occurs as needed until resolution of the issue(s). Workers are expected to cooperate with any inquiry arising out of a complaint made pursuant to this Policy.

VII. RESOURCES

Internal Contacts

The DCA wants to resolve any issues related to harassment or discrimination as soon as possible. Pursuant to the DCA's Policy Against Discrimination, Harassment and Retaliation, below is a list of internal resources a worker may contact to help resolve the issue:

Any Project Lead with whom you work

DCA Human Resources Manager - (310) 729-5197

Chief of Staff - (916) 616-7141

Executive Director – (916) 860-4776

Outside Agency Resources

In the event the worker is unable to resolve the issue internally, the worker may also contact:

California State Civil Rights Department (California state agency)

Phone: (800) 884-1684

TTY: (800) 700-2320

www.dfeh.ca.gov

Equal Employment Opportunity Commission (Federal agency)

Phone: (800) 669-4000

TTY: (800) 669-6820

www.eeoc.gov

VIII. MISCELLANEOUS

The DCA may allow alternative procedures for complaints, investigations, and remedial efforts made pursuant to this Policy as the Human Resources Manager, Chief of Staff, General Counsel, and Executive Director deem appropriate under particular circumstances.

This Policy may be periodically amended to ensure its consistency with state or federal legal requirements.

The DCA will provide training to its workers regarding this Policy, the laws prohibiting discrimination, harassment and retaliation in the workplace, and the reporting and complaint procedure outlined in this Policy as well as regarding the DCA's prohibition against general abusive treatment or "bullying" in the workplace.

Adopted: 10/20/22

General Counsel's Report

Contact: Josh Nelson, General Counsel

Agenda Date: October 20, 2022, Board Meeting

Item No. 8a

Subject: Status Update

Summary:

The General Counsel continues to assist the DCA on legal matters as requested.

Detailed Report:

The General Counsel continues to assist staff as necessary. This has included support related to the procurement and harassment avoidance policies on the agenda. It also included providing a Public Records Act refresher training to staff last month.

Our office continues to monitor new laws that will take effect January 1st. Of note, AB 2449 was signed by the Governor and will add new teleconference rules going forward. Under the new law, there are three types of teleconference meetings. First, the traditional teleconference rules remain available. This allows Directors to call in from a teleconference location that is listed on the agenda and open to the public. Second, the AB 361 rules will remain in effect through next year as long as the emergency conditions related to the COVID-19 pandemic are not relaxed. To take advantage of these flexible rules, the Board will need to continue to make findings at least every thirty days. Third, the Board can utilize the new AB 2449 teleconference rules. These rules permit Directors to remotely attend a meeting from private location for "just cause" or in an emergency. Individual Directors have caps on the number of permitted remote meetings and would need to disclose "whether any other individuals 18 years of age or older are present in the room at the remote location with the member, and the general nature of the member's relationship with any such individuals." A quorum of the Board would need to attend from a single, physical location. These AB 2449 rules will remain in effect through January 1, 2026.

Lastly and as noted in prior reports, we continue to assist with other legal matters as necessary. These matters are confidential and not appropriate for discussion in a public report.

Recommended Action:

Information, only.

Treasurer's Report

Contact: Katano Kasaine, Treasurer

Date: October 20, 2022

Item No. 8b

Subject: Treasurer's Monthly Report, July/August/September 2022

Summary:

The beginning cash balance for the Delta Conveyance Design and Construction Joint Powers Authority (Authority) at July 1, 2022 was \$398,985. During July through September 2022, receipts totaled \$3,787,088 representing contributions from the Department of Water Resources, Delta Conveyance Office (DCO) for payment of the Authority's obligations. Total disbursements for the three months were \$3,737,802. The ending cash balance at September 30, 2022 was \$448,271.

As of September 30, 2022, the Authority's receivables totaled \$3,347,932 consisting of 16 invoices to the DCO.

Balances for prepaid expenses and accounts payable, as of September 30, 2022, were \$70,718 and \$3,292,663, respectively. For the same period, advances totaled \$500,000 and total net position was \$74,258.

Attachment 1 consists of financial statements for the three months ended September 2022, a schedule of Invoices Paid through September 2022, and Aging Schedules for Accounts Payable and Accounts Receivable as of September 30, 2022.

Attachment 2 consists of Budget versus Actuals by Appropriation through September 2022. Year-to-date actual expenses were \$2.5 million lower than budget.

Detailed Report:

See attached statements.

Recommended Action:

Information, only.

Attachments:

Attachment 1 – July/August/September 2022 Authority Financial Statements

Attachment 2 – July/August/September 2022 Budget versus Actuals by Appropriation



DELTA CONVEYANCE DESIGN AND CONSTRUCTION JOINT POWERS AUTHORITY

Statement of Net Position

As of September 30, 2022

Assets:

Cash	\$	448,271
Accounts receivable		3,347,932
Prepays		<u>70,718</u>
Total assets	\$	<u><u>3,866,921</u></u>

Liabilities:

Accounts payable	\$	3,292,663
Advance for prepayments		<u>500,000</u>
Total liabilities		3,792,663

Net position:

		<u>74,258</u>
Total liabilities and net position	\$	<u><u>3,866,921</u></u>

**DELTA CONVEYANCE DESIGN AND CONSTRUCTION JOINT POWERS AUTHORITY**

Statements of Cash Receipts and Disbursements

	Three Months Ended Sep. 30, 2022
Receipts:	
Contributions ⁽¹⁾	\$ 3,787,088
Disbursements:	
Program management office	
Executive office	373,477
Community engagement	123,834
Program controls	303,605
Administration	519,731
Procurement	24,619
Property	42,433
Permitting management	115,919
Health and safety	675
Program initiation	
Engineering	1,779,584
Fieldwork	453,925
Total disbursements	3,737,802
Net changes in cash	49,286
Cash at July 1, 2022	398,985
Cash at September 30, 2022	\$ 448,271

⁽¹⁾ DWR contributions invoiced through the DCO.

**DELTA CONVEYANCE DESIGN AND CONSTRUCTION JOINT POWERS AUTHORITY**

Statements of Revenues, Expenses and Changes in Net Position

	Three Months Ended Sep. 30, 2022
Revenues:	
Contributions ⁽¹⁾	\$ 5,324,859
Expenses:	
Program management office	
Executive office	449,120
Community engagement	178,043
Program controls	489,453
Administration	608,259
Procurement	40,025
Property	70,168
Permitting management	123,329
Health and safety	10,675
Quality management	30,000
Program initiation	
Engineering	1,739,294
Fieldwork	1,578,589
Total expenses	5,316,955
Changes in net position	7,904
Net position at June 30, 2022	66,354
Net position at September 30, 2022	\$ 74,258

* Amounts may include prior month accruals that were not previously captured due to timing.

⁽¹⁾ DWR contributions invoiced through the DCO.



DELTA CONVEYANCE DESIGN AND CONSTRUCTION JOINT POWERS AUTHORITY

Schedule of Invoices Paid
for the Three Months Ended September 30, 2022

Vendor	Invoice #	Invoice Date	Payment Date	Period of Expense	Invoice Amount	Amount Paid
1 AirTouch Cellular (Verizon)	9909058586	06/17/22	07/06/22	05/18/22-06/17/22	\$ 160	\$ 160
2 Caltronics Business Systems	3526028	06/24/22	07/06/22	05/21/22-06/20/22	1,787	1,787
3 Consolidated Communications	20220615	06/15/22	07/13/22	06/15/22-07/14/22	3,101	3,101
4 AT&T	5503221707	06/19/22	07/13/22	06/19/22-07/18/22	1,962	1,962
5 Prime US-Park Tower LLC	20220701	07/01/22	07/13/22	07/01/22-07/31/22	98,173	98,173
6 Liberty Mutual Insurance	06072022	06/07/22	07/20/22	07/01/22-06/30/23	9,908	9,908
7 Bank of America	N/A**	07/21/22	07/21/22	07/21/22	482	482
8 Bank of America	N/A**	06/01/22	08/12/22	08/02/22	8,306	8,306
9 Carahsoft Technology Corp	20044699INV	05/27/22	08/12/22	07/01/22-06/30/23	1,449	1,449
10 AT&T	1125341709	06/06/22	08/12/22	07/19/22-08/18/22	1,976	1,976
11 Consolidated Communications	20220715	05/17/22	08/30/22	07/15/22-08/14/22	3,101	3,101
12 RingCentral	CD_000422004	05/24/22	08/30/22	06/28/22-07/27/22	3,841	3,841
13 Caltronics Business Systems	3544999	05/31/22	08/30/22	06/21/22-07/20/22	1,806	1,806
14 Prime US-Park Tower LLC	20220801	06/16/22	08/30/22	08/01/22-08/31/22	98,173	98,173
15 RingCentral	CD_000436240	06/16/22	08/30/22	07/28/22-08/27/22	3,881	3,881
16 AirTouch Cellular (Verizon)	9911375871	06/16/22	08/30/22	06/18/22-07/17/22	160	160
17 Management Partners	INV10577	06/14/22	08/30/22	05/01/22-05/31/22	44,586	44,586
18 Audio Visual Innovations, Inc.	1732809	06/15/22	08/30/22	05/01/22-05/31/22	36,081	36,081
19 Santa Clara Valley Water District	6	06/21/22	08/30/22	04/30/22-05/27/22	18,867	18,867
20 AECOM Technical Services	2000624992	06/23/22	08/30/22	04/09/22-04/29/22	54,856	54,856
21 Jacobs	W8X97004-10	04/30/22	08/30/22	02/26/22-04/29/22	559,797	559,797
22 Bender Rosenthal, Inc.	18250.04-11	03/31/22	08/30/22	04/30/22-05/27/22	22,507	22,507
23 Gwen Buchholz, Permit Engineer, Inc.	014	06/29/22	08/30/22	05/01/22-05/27/22	18,000	18,000
24 Gwen Buchholz, Permit Engineer, Inc.	01	06/30/22	08/30/22	05/28/22-05/31/22	2,375	2,375
25 Parsons	2206B807	06/29/22	08/30/22	04/30/22-05/27/22	267,852	267,852
26 Jacobs	W8X97004-11	06/30/22	08/30/22	04/30/22-05/30/22	661,082	661,082
27 Hamner, Jewell & Associates	201760	06/30/22	08/30/22	05/01/22-05/31/22	173	173
28 Best, Best, & Krieger	938771	07/06/22	08/30/22	05/01/22-05/31/22	14,959	14,959
29 DirectApps Inc. (Direct Technology)	18493	06/30/22	08/30/22	04/01/22-04/30/22	11,541	11,541
30 VMA Communications	DCA22Apr	06/30/22	08/30/22	04/01/22-04/30/22	9,000	9,000
31 VMA Communications	DCA22Mar	07/07/22	08/30/22	03/01/22-03/31/22	9,000	9,000
32 Keogh Multimedia	MK-2022-04	05/31/22	08/30/22	05/01/22-06/30/22	1,121	1,121
33 DirectApps Inc. (Direct Technology)	18494	06/30/22	08/30/22	05/01/22-05/31/22	11,031	11,031
34 Audio Visual Innovations, Inc.	1750782	06/29/22	08/30/22	06/29/22-06/29/22	282	282
35 Spark Street Digital	3510	06/30/22	08/30/22	04/06/22-04/06/22	4,687	4,687
36 Spark Street Digital	3511	06/30/22	08/30/22	05/19/22-05/19/22	6,192	6,192
37 Santa Clara Valley Water District	7	07/06/22	08/30/22	05/28/22-06/30/22	17,691	17,691
38 Bender Rosenthal, Inc.	18250.04-12	06/30/22	08/30/22	05/28/22-06/30/22	19,258	19,258
39 Audio Visual Innovations, Inc.	1751269	06/30/22	08/30/22	06/01/22-06/30/22	9,880	9,880
40 Gwen Buchholz, Permit Engineer, Inc.	02	07/07/22	08/30/22	06/01/22-06/30/22	17,375	17,375
41 VMA Communications	DCA22May	05/31/22	08/30/22	05/01/22-05/31/22	62,253	62,253
42 VMA Communications	DCA22Jun	06/30/22	08/30/22	06/01/22-06/30/22	9,000	9,000
43 AECOM Technical Services	2000637452	06/20/22	09/07/22	04/30/22-05/27/22	71,739	71,739
44 Management Partners	INV10676	07/05/22	09/07/22	06/01/22-06/30/22	44,585	44,585
45 Hamner, Jewell & Associates	201811	07/13/22	09/07/22	06/01/22-06/30/22	496	496
46 Best, Best, & Krieger	940137	07/05/22	09/07/22	06/01/22-06/30/22	12,882	12,882
47 Consolidated Communications	20220815	08/15/22	09/07/22	08/15/22-09/14/22	3,101	3,101
48 AT&T	9371472708	08/19/22	09/07/22	08/19/22-09/18/22	1,976	1,976
49 Caltronics Business Systems	3565107	08/23/22	09/07/22	07/21/22-08/20/22	1,924	1,924
50 AirTouch Cellular (Verizon)	9913706627	08/17/22	09/07/22	07/18/22-08/17/22	10	10
51 Prime US-Park Tower LLC	20220901	09/01/22	09/07/22	09/01/22-09/30/22	98,173	98,173
52 RingCentral	CD_000451089	08/29/22	09/09/22	08/28/22-09/27/22	3,881	3,881
53 AECOM Technical Services	2000639292	06/24/22	09/21/22	05/11/22-05/27/22	65,844	65,844
54 AECOM Technical Services	2000644401	07/15/22	09/21/22	05/11/22-06/30/22	54,893	54,893
55 Metropolitan Water District of So. Ca	501824	06/16/22	09/21/22	05/01/22-05/31/22	20,036	20,036
56 AVL SPL LLC	1764208	07/22/22	09/21/22	07/01/22-06/30/23	10,128	10,128
57 Jacobs	W8X97004-12	07/28/22	09/21/22	05/31/22-06/30/22	774,494	774,494
58 ACWA	FCINV-22-486	09/06/22	09/21/22	11/30/2022	370	370
59 Alliant	2011515	07/01/22	09/23/22	07/01/22-07/01/23	24,908	24,908
60 Parsons	2207B505	07/19/22	09/28/22	04/01/22-06/30/22	376,150	376,150
61 Management Partners	INV10788	08/02/22	09/28/22	07/01/22-07/31/22	44,500	44,500
Total July - September*					\$ 3,737,802	\$ 3,737,802

* Totals may not foot due to rounding.

**Auto-withdrawal for Bank of America Line of Credit fee.

**DELTA CONVEYANCE DESIGN AND CONSTRUCTION JOINT POWERS AUTHORITY**Accounts Payable Aging Schedule
As of September 30, 2022

<u>Payable To:</u>	<u>1 - 30</u>	<u>31 - 60</u>	<u>61 - 90</u>	<u>> 90</u>	<u>Total</u>
AECOM Technical Services					
Invoice #2000650370	\$ 989,733	\$ —	\$ —	\$ —	\$ 989,733
Invoice #2000657875	16,109	—	—	—	16,109
Invoice #2000662898	100,705	—	—	—	100,705
Invoice #2000662812	21,505	—	—	—	21,505
Invoice #2000668262	22,315	—	—	—	22,315
AirTouch Cellular (Verizon)					
Invoice #9916056860	95	—	—	—	95
AT&T					
Invoice #1628243709	988	—	—	—	988
Audio Visual Innovations, Inc.					
Invoice #1788721	17,162	—	—	—	17,162
Bender Rosenthal, Inc.					
Invoice #18250.05-1	21,821	—	—	—	21,821
Invoice #18250.05-2	28,548	—	—	—	28,548
Caltronics Business Systems					
Invoice #3585323	1,800	—	—	—	1,800
Consolidated Communications					
Invoice #20220915	1,551	—	—	—	1,551
Convergent System					
Invoice #41425	534	—	—	—	534
DirectApps Inc. (Direct Technology)					
Invoice #19037	11,030	—	—	—	11,030
Invoice #19038	11,012	—	—	—	11,012
Gwen Buchholz, Permit Engineer, Inc.					
Invoice #01	26,125	—	—	—	26,125
Invoice #02	5,125	—	—	—	5,125
Hamner, Jewell & Associates					
Invoice #202001	45	—	—	—	45
Jacobs					
Invoice #W8X97005-01	558,859	—	—	—	558,859
Invoice #W8X97005-02	645,552	—	—	—	645,552
Management Partners					
Invoice #INV10914	44,919	—	—	—	44,919
Metropolitan Water District of So. Ca.					
Invoice #501830	19,547	—	—	—	19,547
Invoice #501832-supplemental	8,091	—	—	—	8,091
Invoice #501832	17,826	—	—	—	17,826
Parsons					
Invoice #2208B992	62,423	—	—	—	62,423
Invoice #2209B778	277,962	—	—	—	277,962
Invoice #2209B881	301,477	—	—	—	301,477
Santa Clara Valley Water District					
Invoice #8	20,281	—	—	—	20,281
Invoice #9	19,423	—	—	—	19,423
VMA Communications					
Invoice #DCA22Jul	19,500	—	—	—	19,500
Invoice #DCA22Aug	20,600	—	—	—	20,600
	\$ 3,292,663	\$ —	\$ —	\$ —	\$ 3,292,663

*Totals may not foot due to rounding.

**DELTA CONVEYANCE DESIGN AND CONSTRUCTION JOINT POWERS AUTHORITY**

Accounts Receivable Aging Schedule ⁽¹⁾
 As of September 30, 2022

<u>Receivable From:</u>	<u>1 - 30</u>		<u>31 - 60</u>		<u>61 - 90</u>		<u>> 90</u>		<u>Total</u>
Department of Water Resources									
Invoice #DCA-347	\$	989,733	\$	—	\$	—	\$	—	\$ 989,733
Invoice #DCA-348		16,109		—		—		—	16,109
Invoice #DCA-351		98,173		—		—		—	98,173
Invoice #DCA-353		558,859		—		—		—	558,859
Invoice #DCA-354		100,705		—		—		—	100,705
Invoice #DCA-355		21,505		—		—		—	21,505
Invoice #DCA-356		40,466		—		—		—	40,466
Invoice #DCA-357		277,962		—		—		—	277,962
Invoice #DCA-358		54,835		—		—		—	54,835
Invoice #DCA-359		33,134		—		—		—	33,134
Invoice #DCA-360		22,315		—		—		—	22,315
Invoice #DCA-361		645,551		—		—		—	645,551
Invoice #DCA-362		68,290		—		—		—	68,290
Invoice #DCA-363		301,477		—		—		—	301,477
Invoice #DCA-364		98,173		—		—		—	98,173
Invoice #DCA-365		20,645		—		—		—	20,645
	\$	3,347,932	\$	—	\$	—	\$	—	\$ 3,347,932

*Totals may not foot due to rounding.

⁽¹⁾ Approval date by the DCO determines aging classification.

DELTA CONVEYANCE DESIGN AND CONSTRUCTION JOINT POWERS AUTHORITY

Statements of Cash Receipts and Disbursements

	Three Months Ended Sep. 30, 2022
Receipts:	
Contributions ⁽¹⁾	\$ 3,787,088
Disbursements:	
Program management office	
Executive office	373,477
Community engagement	123,834
Program controls	303,605
Administration	519,731
Procurement	24,619
Property	42,433
Permitting management	115,919
Health and safety	675
Program initiation	
Engineering	1,779,584
Fieldwork	453,925
Total disbursements	3,737,802
Net changes in cash	49,286
Cash at July 1, 2022	398,985
Cash at September 30, 2022	\$ 448,271

Statements of Revenues, Expenses and Changes in Net Position

	Three Months Ended Sep. 30, 2022
Revenues:	
Contributions ⁽¹⁾	\$ 5,324,859
Expenses:	
Program management office	
Executive office	449,120
Community engagement	178,043
Program controls	489,453
Administration	608,259
Procurement	40,025
Property	70,168
Permitting management	123,329
Health and safety	10,675
Quality management	30,000
Program initiation	
Engineering	1,739,294
Fieldwork	1,578,589
Total expenses	5,316,955
Changes in net position	7,904
Net position at June 30, 2022	66,354
Net position at September 30, 2022	\$ 74,258

* Amounts may include prior month accruals that were not previously captured due to timing.

⁽¹⁾ DWR contributions invoiced through the DCO.



DELTA CONVEYANCE DESIGN AND CONSTRUCTION JOINT POWERS AUTHORITY

	Statements of Cash Receipts and Disbursements	Statements of Revenues, Expenses and Changes in Net Position
	Three Months Ended Sep. 30, 2022	Three Months Ended Sep. 30, 2022
Receipts/Revenues:		
Contributions ⁽¹⁾	\$ 3,787,088	\$ 5,324,859
Disbursements/Expenses*:		
Program management office		
Executive office	373,477	449,120
Community engagement	123,834	178,043
Program controls	303,605	489,453
Administration	519,731	608,259
Procurement	24,619	40,025
Property	42,433	70,168
Permitting management	115,919	123,329
Health and safety	675	10,675
Quality management	—	30,000
Program initiation		
Engineering	1,779,584	1,739,294
Fieldwork	453,925	1,578,589
Total disbursements/expenses	3,737,802	5,316,955
Net changes in cash	49,286	
Cash at July 1, 2022	398,985	
Cash at September 30, 2022	\$ 448,271	
Changes in net position		7,904
Net position at June 30, 2022		66,354
Net position at September 30, 2022		\$ 74,258

* Amounts may include prior month accruals that were not previously captured due to timing.

⁽¹⁾ DWR contributions invoiced through the DCO.



Delta Conveyance Design and Construction Joint Powers Authority

Budget vs Cost by Appropriation - PTD, YTD

Current Period: JUL-22 - SEP-22

Appropriation	Period-to-Date				Year-to-Date				Fiscal Year
	Actual	Budget	Variance	Variance %	Actual	Budget	Variance	Variance %	Total Budget
Executive office	\$ 449,120	\$ 908,937	\$ 459,817	50.6%	\$ 449,120	\$ 908,937	\$ 459,817	50.6%	\$ 3,635,755
Community engagement	178,043	226,038	47,995	21.2%	178,043	226,038	47,995	21.2%	904,160
Program controls	489,453	515,562	26,109	5.1%	489,453	515,562	26,109	5.1%	2,062,255
Administration	608,259	676,371	68,112	10.1%	608,259	676,371	68,112	10.1%	2,705,490
Procurement	40,025	21,792	(18,233)	-83.7%	40,025	21,792	(18,233)	-83.7%	87,175
Property	70,168	122,538	52,370	42.7%	70,168	122,538	52,370	42.7%	490,160
Permitting management	123,329	147,309	23,980	16.3%	123,329	147,309	23,980	16.3%	589,245
Health and safety	10,675	12,648	1,973	15.6%	10,675	12,648	1,973	15.6%	50,595
Quality management	30,000	15,504	(14,496)	-93.5%	30,000	15,504	(14,496)	-93.5%	62,020
Sustainability	—	13,680	13,680	100.0%	—	13,680	13,680	100.0%	54,720
Engineering	1,739,294	3,196,305	1,457,011	45.6%	1,739,294	3,196,305	1,457,011	45.6%	12,785,225
Fieldwork	1,578,589	1,933,428	354,839	18.4%	1,578,589	1,933,428	354,839	18.4%	7,733,720
Total	\$ 5,316,955	\$ 7,790,112	\$ 2,473,157	31.7%	\$ 5,316,955	\$ 7,790,112	\$ 2,473,157	31.7%	\$ 31,160,520



Delta Conveyance Design and Construction Joint Powers Authority
Appropriation - Trend
Current Period: JUL-22 - SEP-22

<u>Appropriation</u>	<u>JUL-22</u>	<u>AUG-22</u>	<u>SEP-22</u>	<u>OCT-22</u>	<u>NOV-22</u>	<u>DEC-22</u>	<u>JAN-23</u>	<u>FEB-23</u>	<u>MAR-23</u>	<u>APR-23</u>	<u>MAY-23</u>	<u>JUN-23</u>	<u>Total</u>
Executive office	\$ 43,016	\$ 198,483	\$ 207,621	\$ —	\$ —	\$ —	\$ —	\$ —	\$ —	\$ —	\$ —	\$ —	\$ 449,120
Community engagement	90,374	25,523	62,146	—	—	—	—	—	—	—	—	—	178,043
Program controls	—	198,976	290,477	—	—	—	—	—	—	—	—	—	489,453
Administration	150,913	217,394	239,952	—	—	—	—	—	—	—	—	—	608,259
Procurement	—	36,656	3,369	—	—	—	—	—	—	—	—	—	40,025
Property	19,754	21,821	28,593	—	—	—	—	—	—	—	—	—	70,168
Permitting management	17,375	77,589	28,365	—	—	—	—	—	—	—	—	—	123,329
Health and safety	—	10,675	—	—	—	—	—	—	—	—	—	—	10,675
Quality management	—	30,000	—	—	—	—	—	—	—	—	—	—	30,000
Engineering	26,700	1,187,326	525,268	—	—	—	—	—	—	—	—	—	1,739,294
Fieldwork	210,168	1,086,007	282,414	—	—	—	—	—	—	—	—	—	1,578,589
Total	\$ 558,300	\$ 3,090,450	\$ 1,668,205	\$ —	\$ —	\$ —	\$ —	\$ —	\$ —	\$ —	\$ —	\$ —	\$ 5,316,955

* Totals may not foot/crossfoot due to rounding.