



SAN JOAQUIN COUNTY

FLOOD CONTROL & WATER CONSERVATION DISTRICT

P. O. BOX 1810

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KRIS BALAJI
DIRECTOR OF PUBLIC WORKS

ADVISORY WATER COMMISSION

February 20, 2019, 1:00 p.m.

Public Health Conference Room, 1601 E. Hazelton Avenue, Stockton, California

AGENDA

- I. **Roll Call**
- II. **Approve Minutes for the Meeting of January 16, 2018**
- III. **Discussion/Action Items:**
 - A. Election of Officers (See Attached)
 - B. Form 700 (See Attached)
 - C. 2019 Flood Forum – March 20, 2019 (See Attached)
 - D. Discussion and Possible Action to Recommend Consultant Services Agreement to the San Joaquin County Board of Supervisors for the Channel and Levee Maintenance Services
 - E. Discussion and Possible Action to Recommend to the San Joaquin County Board of Supervisors on Integrated Regional Water Management (IRWM) Plan
 - F. Planning Discussion on the Future Board of Supervisors Workshop on Water
 - G. Standing Updates:
 1. Sacramento – San Joaquin Delta (See Attached)
 2. Sustainable Groundwater Management Act – SGMA (See Attached)
 3. Flood Management and Water Resources Activities
- IV. **Informational Items (See Attached):**
 - A. February 5, 2019, modbee.com, “Lawsuits from Central Valley, Bay Area Keep State ‘Water Grab’ Tied up in Courts.”
 - B. February 12, 2019, modbee.com, “Felicia Marcus Removed from State Water Board. ‘It Was Time for a Change.’ ”
- V. **Public Comment: *Please limit comments to three minutes.***

(Continued on next page)

ADVISORY WATER COMMISSION

February 20, 2019, 1:00 p.m.

AGENDA

(Continued)

VI. Commissioners' Comments:

VII. Adjournment:

Next Regular Meeting
April 17, 2019, 1:00 p.m.
Public Health Conference Room

Commission may make recommendations to the Board of Supervisors on any listed item.

If you need disability-related modification or accommodation in order to participate in this meeting, please contact the Water Resources Staff at (209) 468-3089 at least 48 hours prior to the start of the meeting. Any materials related to items on this agenda distributed to the Commissioners less than 72 hours before the public meeting are available for public inspection at Public Works Dept. Offices located at the following address: 1810 East Hazelton Ave., Stockton, CA 95205. These materials are also available at <http://www.sjwater.org>. Upon request these materials may be made available in an alternative format to persons with disabilities.

**REPORT FOR THE MEETING OF
THE ADVISORY WATER COMMISSION OF THE SAN JOAQUIN COUNTY
FLOOD CONTROL AND WATER CONSERVATION DISTRICT
January 16, 2019**

The regular meeting of the Advisory Water Commission of the San Joaquin County Flood Control and Water Conservation District was held on Wednesday, January 16, 2019, beginning at 1:00 p.m., at Public Health Services, 1601 E. Hazelton Avenue, Stockton, California.

I. Roll Call

Present were Commissioners Nomellini, Swimley, Jr., Starr, Winn, Herrick, Holbrook, Hartmann, Meyers, Neudeck; Alternates Reyna-Hiestand, Heberle, Sanguinetti; Secretary Nakagawa, and Vice Chair Price.

Others present are listed on the Attendance Sheet. The Commission had a quorum.

II. Approval of Minutes for the September 19, 2018

Motion and second to approve the minutes of September 19, 2018 (Price). Unanimously approved.

SCHEDULED ITEMS

Mr. Willard Price, Vice Chair of the Advisory Water Commission (AWC), led the agenda.

III. Discussion / Action Items:

A. Update on San Joaquin Area Flood Control Agency (SJAFCA) Activities – Chris Elias

Mr. Chris Elias, SJAFCA – Executive Director, provided an update on the United States Army Corps of Engineers (USACE) Lower San Joaquin River Feasibility Study (LSJRFS), previously discussed at the AWC meeting held on September 19, 2018. The intention of the project is to reduce flood damage and the federal government is set to be the project's lead. Since the signing of the chief report on Thursday, September 13, 2018, the federal government has authorized spending \$4 million on preliminary engineering design. The project extends from North Stockton all the way to RD 17. It involves about 23 miles of levee improvements, gate structures for White Slough and Smith Canal. The project cost today would be \$1.07 billion dollars. The project has a benefit cost ratio of 7 to 1. The next steps would involve entering a design agreement with the USACE. The cost share between the Federal government and the state is 70:30. Of the 30% owed by locals, the cost share between the State and the County would be 65:35. Future goals would include protection for areas within the coalition.

Vice Chair Price asked if we wanted to proceed on Lathrop area without USACE involvement. Mr. Elias answered by stating that some of that area is being protected by ongoing work. Commissioner Nomellini shared that the current standing of their grant is \$45 million dollars for controlling seepage on levees.

Mr. Elias shared information on the Smith Canal Gate project. This project was triggered by a FEMA visit, who deemed the levees in the area are insufficient flood protection. Mr. Elias then described the physical characteristics and reclamation districts in the area. He then described

the location and intent of constructing the gate structure, seepage, and cutoff walls. The project is at 100% design and all applications have been submitted. There are three ownership in the area including Federal, City, and the County. This project is funded by Early Implementation Project money. In 2017 the State of California was awarded \$23 million, with the caveat that an Independent Panel of Engineers had to be a part of the design process. There were several law suits during the life of the project, which have either been settled or are in the process of being settled. Upon project success, the costs can be used as credit towards Federal project costs.

Commissioner Neudeck asked Mr. Elias about the construction schedule for the project. Mr. Elias answered that there is uncertainty in the time-frame for completion of the project, however it is likely that the project will be advertised in the coming spring, with an estimated two year construction timeline.

Mr. Elias then described the history of SJAFCA and discussed the other issues that have emerged since its creation. Since last year SJAFCA's board has expanded to include Lathrop and Manteca, this requires a revisiting of SJAFCA's mission statement to ensure that SJAFCA is continuing to meet its original intent and be ready to address new larger projects. SJAFCA's Board has decided to move forward with a strategic planning effort, which will have its first kickoff meeting on February 4, 2019.

B. Presentation on Integrated Water Management Planning (IRWM) – Brandon Nakagawa

A change to the order of the AWC meeting was authorized by Vice Chair Price (Item III.C.3. was discussed at this point in time).

In the interest of time, Secretary Nakagawa asked Committee members to review the presentation and roadmap document for IRWM. He asked that Committee members share the documents with their boards or councils and provide feedback. He presented the major changes of expanding the IRWM region to be county wide and include areas of Calaveras County and Stanislaus County. The new group would comprehensively address water needs. It is for possible consideration that the update to the Integrated Regional Water Management Plan (IRWMP) would be funded by the remaining Eastern San Joaquin County Groundwater Basin Authority (GBA) funds, with any further remaining costs to be paid by Zone 2. The governance structure would comprise a Memorandum of Understanding to allow for diverse representation. He requested that the Committee be ready to recommend action to the Board in the next Advisory Water Committee meeting.

Secretary Nakagawa mentioned that there will be a meeting held on January 22, 2019 amongst the other regions to discuss the formula that distributes IRWM funding. Vice Chair Price asked about how IRWM is related to the Sustainable Groundwater Management Act (SGMA). Secretary Nakagawa answered by stating that IRWM funding would be used for projects proposed in a Groundwater Sustainability Plan (GSP).

C. Standing Updates – Brandon Nakagawa

Standing monthly updates were provided on the following:

1. Sacramento – San Joaquin Delta:

No comments were provided.

2. Sustainable Groundwater Management Act (SGMA):

Vice Chair Price asked about the relationship between SGMA and the IRWM. Secretary Nakagawa explained that the IRWM is the mechanism for State funds to be utilized by Groundwater Sustainability Agencies.

3. Flood Management and Water Resources Activities:

Secretary Nakagawa gave a brief overview of several topics that were to be discussed during his presentation titled San Joaquin County Flood Control and Water Conservation District- Levee and Channel OMRRR. These topics included an overview section, the required service levels and sources of funding, recommended action, and the Proposition 218 process. He then mentioned that this would be brought forth to the San Joaquin County Board of Supervisors. He also introduced Jim Stone, the Deputy Director of Operations at San Joaquin County Public Works department. Mr. Stone's role was identified as providing leadership for Channel Maintenance. Kim Floyd was introduced as the Project Manager for the Zone 9 funding effort and leader of public outreach.

Secretary Nakagawa shared the reasons for having flood protection, this included public safety from flood damage and economic sustainability. He then continued to discuss the history and role of the San Joaquin County Flood Control and Water Conservation District (SJCFCWCD). The countywide entity was created by State Legislature in 1956 to construct, operate, maintain, and plan flood control, water supply, and drainage projects. The presentation also included details about Zone 9 flood control district which was established in 1961 to fund levee and channel maintenance. A map was introduced that covers the 100-year and 500-year floodplains within the jurisdiction of the County. Another map depicted the different elements of the various project channels, non-project channels, project levees, and non-project levees within the County. Secretary Nakagawa went on to describe how current funding for Levee and Channel Maintenance is provided.

Secretary Nakagawa then shared details about San Joaquin County's service requirements as dictated by agreements with the State of California as well as those dictated by the assessment's engineer reports. These elements include: Operations & Maintenance, Repair, Rehabilitation, Replacement (OMRRR), environmental permitting, environmental compliance, certification/accreditation of levees, structures, and implantation of the USACE System-Wide Improvement Framework (SWIF). He mentioned a large issue that has been facing the county in regards to deferred maintenance is levee penetrating pipe health. Vice Chair Price asked about whether these actions were mandated. Secretary Nakagawa confirmed that they are.

Secretary Nakagawa continued to describe the maintenance activities of the County's Channel Maintenance Division as well as budgeting requirements. He presented a table describing the changes being made to Zone 9 spending in order to meet economic sustainability. He described the upcoming Prop 218 process. Commissioner Herrick asked how benefits are equated to different properties on existing infrastructure. Commissioner Herrick asked to clarify the weighted voting element of benefit. Secretary Nakagawa confirmed that those who receive more equated benefit of the assessment will have a higher voting weight. He shared that budgets are being developed with Larsen Wurzel & Associates, Kim Floyd Communications, and Peterson Brustad Incorporated for the assessment process.

Commissioner Nomellini questioned the amount of proposed percent increase of the assessment. Secretary Nakagawa answered with an estimate of around \$10-\$20. Commissioner Neudeck mentioned the necessity of doing the assessment while in the rainy season and that there is likely to be resistance to the increase because of the existing assessments. In order to address these concerns Kim Floyd spoke about the County's current outreach strategy as well as her past outreach experience, specifically in Prop 218 assessments. One committee member brought up the importance of including staffing, equipment, and maintenance in the budget. Alternate Sanguinetti spoke about the general resistance to an increase as well as the need to perform outreach through several outlets outside of social media, specifically by reaching out to farm bureaus.

Commissioner Neudeck addressed the idea that the County is in an identity crisis because of overlapping assessments. Kris Balaji agreed with Commissioner Neudeck's statement. Commissioner Nomellini discussed the difficulty in sharing budgeting with the public and convey the upcoming need for increased spending. Mr. Stone addressed the question by sharing the increasing demands and requirements.

Mr. Guilli made several public comments. Mr. Elias addressed the fact that the North San Joaquin Feasibility Study has already been completed and therefore will not require any further cost to the public.

Supervisor Chuck Winn mentioned the importance of discussing financing. He discussed the idea to fund all water related needs through a single sales tax based on existing and future needs. He referenced the revenue brought forth through the transportation sales tax. Commissioner Swimley asked for clarification on the sales tax. Commissioner Meyers expressed concern about the sales tax idea at this point. Commissioner Nomellini stated that a true understanding in the public is challenging, he spoke to his experience in successful Prop 218 votes involved large blocked groups with vested interest. Commissioner Hartmann also addressed his concern about the sales tax in terms of proportionality. Commissioner Nomellini pointed out the importance of decision making structure for funding spending. Several commission members discussed the importance of having public representation in decision making. Commissioner Meyers brought up the importance of RD1608's Prop 218 and its relationship to the possibility of implementing a comprehensive sales tax. A Commissioner asked about the full need of the Prop 218 vote related to the County's budgeting needs. Mr. Balaji and Mr. Stone discussed the ambiguity to meet the timing of the SWIFs in terms of creating the county budget. Mr. Balaji suggested a two component based budgeting, one component being maintenance the other being capital improvement projects. Supervisor Winn mentioned the importance of having the ability to match funds when applying for grants.

IV. Informational Items:

- A. January 8, 2019, email from California Central Valley Flood Control Association (CCVFCA) "Save the Date for 2019 Flood Forum"**
- B. January 10, 2019, kqed.org "California's Indomitable Snowman Talks Snowpack Tech in a Changing Climate"**

V. Public Comment: *Public comments, adopted by the Advisory Water Commission on January 17, 2018, will be limited to 3-minutes, unless extended to the discretion of the Chair.*

Comments were provided by Mr. Guilli, he expressed his concerns and distributed various documents amongst some of the Commissioners. The documents that were distributed were not distributed equally amongst the members.

VI. Commissioner's Comments:

No comments given.

Next Regular Meeting: February 20, 2019 at 1:00 p.m.
Public Health Conference Room

VII. Adjournment: 3:07 p.m.



**SAN JOAQUIN COUNTY
FLOOD CONTROL & WATER
CONSERVATION DISTRICT**

**ADVISORY WATER COMMISSION
MEETING OF JANUARY 16, 2019**

ATTENDANCE SHEET

NAME	AFFILIATION	E-MAIL ADDRESS	PHONE
Will Price	AT large	Same	
Brandon Nakagawa	SJC		
George Hartmann	RD 2074 / 2030 / 2068	Same	
JOHN G. HOLBROOKS	SSJID		209 986 4739
Drew Meyers	RD'S		
Paul M Sanguinetti	SEWD		
Kris Balaji	SJC		
CHRIS CLINE	STAFER	Same	209 - 987 8866
ANNETTE HENNEBERRY SCHERMESSE	AWE		
Jan Wagner Tyack	HWWC		
Kim Floyd	KF Communications	Kim@floydcommunications.com	916-838-2666
Anthony Diaz	SJC PW		
Andy Nguyen	SJC PW		
Stephanie Reyna Hestand	City of Tracy	Same	Same
CHRISTOPHER H. NEUBECK	BLOG INO / KSN INC		
Charlie Swimley	City of Lodi	Same	Same
DOUG HEBERLE	WID	heberledwid@gmail.com	209 625 8438
CHARLES STARR	NSJWCD	c3mstarr@gmail.com	209 601 1055
Fritz Buchman	SJ County		
Dante John Nomellini	COWA	ngmples@packell.net	209 465-5883
John Herrick	SDWA	jherrick@aol.com	209 224 5854
CHUCK WINN	SJC		
Don Gulli	G.M.E.		
Michael Callahan	SJ County		
GREENS PRASAD	SJ. COUNTY	gprasad@sjgov.org	

Alicia Connelly SJ County
Kelly Villalpando SJ County

ATTACHMENT
III.A.

DIVISION 1. - ADVISORY WATER COMMISSION

CHAPTER 1 - ESTABLISHMENT AND DUTIES

Sections:

F-1000 - CREATION.

Pursuant to Section 7 of the San Joaquin County Flood Control and Water Conservation District Act (Chap. 46, Stats. 1956, First Extra-Session), an Advisory Water Commission is hereby created.

(Res. R-86-438)

F-1001 - MEMBERSHIP.

The members of the Commission shall be appointed by the Board of Supervisors and it shall consist of not more than twenty-six (26) members, including twenty-three (23) regular members and three (3) ex officio member. The regular members of the Commission shall serve for a term of four (4) years, or until the entity which the member represents revokes its recommendation of appointment of the member, whichever occurs first. All appointments shall also be at the pleasure of the Board of Supervisors, which may remove a member prior to the end of the member's term. In the event of a vacancy in office, a Commissioner appointed to fill that vacancy shall serve for the unexpired term of that vacancy, subject to the term restrictions as set out in this paragraph.

The Board of Supervisors shall appoint as regular members to the Commission, one (1) representative and one (1) alternate representative from two (2) or more nominees submitted by the districts, cities and agencies listed in this section. The names submitted to the Board shall clearly indicate which of the recommended appointments is to be the regular member and which is to be the alternate member.

- (a) North San Joaquin Water Conservation District;
- (b) Stockton East Water District;
- (c) Central San Joaquin Water Conservation District;
- (d) South Delta Water Agency;
- (e) Central Delta Water Agency;
- (f) Woodbridge Irrigation District;
- (g) The City of Stockton;
- (h) The City of Lodi;
- (i) The City of Manteca;
- (j) The City of Ripon;
- (k) The City of Escalon;
- (l) The City of Tracy;
- (m) The City of Lathrop;
- (n) South San Joaquin Irrigation District;
- (o) Oakdale Irrigation District;
- (p) The irrigation and water districts of southwestern San Joaquin County which are not specifically listed above in this section;

- (q) The San Joaquin County Board of Supervisors;
- (r) An at-large representative who shall be a consumer of water;
- (s) A representative of an environmental or fish and wildlife organization;
- (t) Urban flood control reclamation district;
- (u) Urban flood control reclamation district;
- (v) Building and construction industry;
- (w) General business community.

In the event that the regular member cannot attend a meeting of the Commission, the alternate member may attend and serve as a full regular member during such absence. The absence for which the alternate member serves shall not constitute an absence for the purpose of determining whether there is a vacancy in office.

(Res. R-86-438: Ord. 3457; Ord. 3920 § 1, 1997)

(Ord. No. 4408, §§ 1, 2, 6-14-2011)

F-1002 - EX OFFICIO MEMBERS.

The Director of the San Joaquin County Department of Public Works or his designate, the County Counsel or his designate, and one (1) representative of the California Water Service Company, shall serve as ex officio members of the Commission. The ex officio members of the Commission shall not make motions or offer resolutions, or vote as members of the Commission, but may participate in Commission discussion. The ex officio members of the Commission shall not receive compensation for their services with the Commission other than the compensation to which they are otherwise entitled as County or District officers or employees.

(Res. R-86-438)

F-1003 - POWERS.

The Commission shall have advisory powers only and all action of the Commission, other than matters relative to the internal operation of the Commission, shall be subject to final approval by the Board. For the purpose of transacting business, five (5) regular members of the Advisory Water Commission shall constitute a quorum.

(Res. R-86-438: Ord. 3457)

F-1004 - RECOMMENDATIONS.

The Commission shall, either at the request of the Board or upon its own initiative, study and investigate matters of concern to the district and make recommendations thereon to the Board. Such matters shall include, but are not limited to, the following:

- (a) Flood control;
- (b) Drainage;
- (c) Water conservation;
- (d) Water distribution;
- (e) Underground water conditions;

- (f) Water pollution;
- (g) District water needs;
- (h) The exportation of water from the District area;
- (i) Supplemental water supplies for the District area;
- (j) State and federal water projects of benefit to the District;
- (k) Salinity control;
- (l) Water quality;
- (m) The protection of water rights of landowners within the District; and
- (n) Recreation activities and development in connection with water conservation and flood control activities.

(Res. R-86-438)

F-1005 - PLAN.

The Commission shall adopt a long range plan, which plan shall effectuate the intent and purposes of the San Joaquin County Flood Control and Water Conservation District Act, and shall further adopt policies to effectuate said long range plan.

(Res. R-86-438)

F-1006 - BUDGET.

The Commission shall have no responsibility or authority regarding an annual budget for the District, except as directed by the Board of Supervisors.

(Res. R-86-438)

F-1007 - SUBDIVISION MAPS.

The Commission shall perform such functions in connection with Subdivision Maps as may be assigned to the Commission by the San Joaquin County Subdivision Ordinance.

(Res. R-86-438)

F-1008 - GENERAL PLAN.

The Commission shall cooperate with the Planning Commission of the County of San Joaquin, with particular reference to the ultimate preparation of a conservation element of the general plan of San Joaquin County, and shall further cooperate with and advise the Planning Commission in connection with the timely review and revision of said conservation element.

(Res. R-86-438)

F-1009 - COORDINATING AGENCY.

It is recognized by this Board that there are numerous districts, municipalities, and private agencies within the District engaged in various activities relating to water. It is intended by this Board that the Commission shall serve as a coordinating agency with reference to activities concerning water matters as set out in Section F-1004.

(Res. R-86-438: Ord. 3457)

F-1010 - PROJECTS, ZONES, TAX RATE.

Prior to the undertaking of any project by the District, the creation of any zone by the District, or the establishment of any tax rate for any zone by the District, the matter shall be considered by the Commission and the Commission shall hold a public hearing thereon and make a recommendation to the Board. Prior to the holding of such hearing, notice shall be published once at least ten (10) days prior to the public hearing in a newspaper of general circulation published in the affected zone, or if none is published in the affected zone, then in a newspaper of general circulation published in the District. No hearing held by the Commission pursuant to this Section shall constitute a substitute for any hearing required to be held by the Board pursuant to the San Joaquin County Flood Control and Water Conservation District Act, and this Section shall not constitute a delegation of the duty of the Board to hold any hearing. This section shall not be construed to require the annual budget or assessment report of any zone to be submitted to the Commission for a hearing under this section.

(Res. R-86-438: Ord. 3552)

F-1011 - OFFICERS.

The members of the Commission shall, at the time of their initial appointment, and annually thereafter during the month of January, select from among their members a chairman and vice- chairman. At the time of selecting the chairman and vice-chairman the Commission shall also select a secretary who need not be a member of the Commission.

(Res. R-86-438)

F-1012 - RULES.

The Commission shall adopt rules for the conduct of its meetings.

(Res. R-86-438)

F-1013 - MEETINGS—OFFICER VACANCY.

The Commission shall establish regular meeting dates and may, from time to time, call special meetings. The Commission shall meet at least once each calendar month. The Office of any Commissioner may be declared vacant in the event a Commissioner is absent from three consecutive regularly scheduled meetings, unless said absences are excused by the Chairman of the Commission. Any declaration of vacancy by the Commission shall be referred to the Board of Supervisors with a recommendation that the Board make an appointment to fill that vacancy. Attendance and vacancy requirements shall not apply to the Board of Supervisors' representative and/or alternate.

(Res. R-86-438; Ord. 3920 § 2, 1997)

F-1014 - COMPENSATION.

The members of the Commission, other than the advisory ex officio members, shall receive such compensation for their services as is established by resolution of the Board, and shall in addition thereto receive their actual and necessary expenses incurred in the performance of their duties including, but not limited to, mileage to and from the meetings of the Commission.

(Res. R-86-438)

F-1015 - REPORT TO BOARD OF SUPERVISORS.

Once in each three (3) month period either the Chairman or the secretary of the Commission shall appear before the Board and report on the activities of the Commission during the preceding three (3) month period.

(Res. R-86-438)

ATTACHMENT
III.B.

2018/2019 Statement of Economic Interests



Form 700

A Public Document

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Helpful Resources

- Video Tutorials
- Reference Pamphlet
- Excel Version
- FAQs
- Gift and Travel Fact Sheet for State and Local Officials

California Fair Political Practices Commission

1102 Q Street, Suite 3000 • Sacramento, CA 95811

Email Advice: advice@fppc.ca.gov

Toll-free advice line: 1 (866) ASK-FPPC • 1 (866) 275-3772

Telephone: (916)322-5660 • Website: www.fppc.ca.gov

December 2018

Quick Start Guide

Detailed instructions begin on page 3.

WHEN IS THE ANNUAL STATEMENT DUE?

- March 1 – Elected State Officers, Judges and Court Commissioners, State Board and Commission members listed in Government Code Section 87200
- April 2 – Most other filers

WHERE DO I FILE?

Most people file the Form 700 with their agency. If you're not sure where to file your Form 700, contact your filing officer or the person who asked you to complete it.

ITEMS TO NOTE!

- The Form 700 is a public document.
- Only filers serving in active military duty may receive an extension on the filing deadline.
- You must also report interests held by your spouse or registered domestic partner.
- Your agency's conflict of interest code will help you to complete the Form 700. You are encouraged to get your conflict of interest code from the person who asked you to complete the Form 700.

NOTHING TO REPORT?

Mark the "No reportable interests" box on Part 4 of the Cover Page, and submit only the signed Cover Page. Be sure to review each schedule carefully!

Schedule	Common Reportable Interests	Common Non-Reportable Interests
A-1: Investments	Stocks, including those held in an IRA or 401K. Each stock must be listed.	Insurance policies, government bonds, diversified mutual funds, funds similar to diversified mutual funds.
A-2: Business Entities/Trusts	Business entities, sole proprietorships, partnerships, LLCs, corporations and trusts. (e.g., Form 1099 filers).	Savings and checking accounts, and annuities.
B: Real Property	Rental property in filer's jurisdiction, or within two miles of the boundaries of the jurisdiction.	A residence used exclusively as a personal residence (such as a home or vacation property).
C: Income	Non-governmental salaries. Note that filers are required to report only half of their spouse's or partner's salary.	Governmental salary (from school district, for example).
D: Gifts	Gifts from businesses, vendors, or other contractors (meals, tickets, etc.).	Gifts from family members.
E: Travel Payments	Travel payments from third parties (not your employer).	Travel paid by your government agency.

Note: Like reportable interests, non-reportable interests may also create conflicts of interest and could be grounds for disqualification from certain decisions.

QUESTIONS?

- advice@fppc.ca.gov
- (866) 275-3772 Mon-Thurs, 9-11:30 a.m.

E-FILING ISSUES?

- If using your agency's system, please contact technical support at your agency.
- If using FPPC's e-filing system, write to form700@fppc.ca.gov.

What's New

Gift Limit Increase

The gift limit increased to \$500 for calendar years 2019 and 2020. The gift limit in 2018 was \$470.

Who must file:

- Elected and appointed officials and candidates listed in Government Code Section 87200
- Employees, appointed officials, and consultants filing pursuant to a conflict of interest code (“code filers”).
Obtain your disclosure categories, which describe the interests you must report, from your agency; they are not part of the Form 700
- Candidates running for local elective offices that are designated in a conflict of interest code (e.g., county sheriffs, city clerks, school board trustees, and water board members)

Exception: Candidates for a county central committee are not required to file the Form 700.

- Members of newly created boards and commissions not yet covered under a conflict of interest code
- Employees in newly created positions of existing agencies

See Reference Pamphlet, page 3, at www.fppc.ca.gov.

Where to file:

87200 Filers

State offices	⇒	Your agency
Judicial offices	⇒	The clerk of your court
Retired Judges	⇒	Directly with FPPC
County offices	⇒	Your county filing official
City offices	⇒	Your city clerk
Multi-County offices	⇒	Your agency

Code Filers — State and Local Officials, Employees, and Consultants Designated in a Conflict of Interest

Code: File with your agency, board, or commission unless otherwise specified in your agency’s code (e.g., Legislative staff files directly with FPPC). In most cases, the agency, board, or commission will retain the statements.

Members of Boards and Commissions of Newly Created Agencies:

File with your newly created agency or with your agency’s code reviewing body.

Employees in Newly Created Positions of Existing Agencies:

File with your agency or with your agency’s code reviewing body. (See Reference Pamphlet, page 3.)

Candidates: File with your local elections office.

How to file:

The Form 700 is available at www.fppc.ca.gov. Form 700 schedules are also available in Excel format. All statements must have an original “wet” signature or be duly authorized by your filing officer to file electronically under Government Code Section 87500.2.

When to file:

Annual Statements

⇒ March 1, 2019

- Elected State Officers
- Judges and Court Commissioners
- State Board and State Commission Members listed in Government Code Section 87200

⇒ April 2, 2019

- Most other filers

Individuals filing under conflict of interest codes in city and county jurisdictions should verify the annual filing date with their local filing officers.

Statements postmarked by the filing deadline are considered filed on time.

Statements of 30 pages or less may be emailed or faxed by the deadline as long as the originally signed paper version is sent by first class mail to the filing official within 24 hours.

Assuming Office and Leaving Office Statements

Most filers file within 30 days of assuming or leaving office or within 30 days of the effective date of a newly adopted or amended conflict of interest code.

Exception:

If you assumed office between October 1, 2018, and December 31, 2018, and filed an assuming office statement, you are not required to file an annual statement until March 2, 2020, or April 1, 2020, whichever is applicable. In that case, the annual statement will cover the day after you assumed office through December 31, 2019. (See Reference Pamphlet, page 6, for additional exceptions.)

Candidate Statements

File no later than the final filing date for the declaration of candidacy or nomination documents. A candidate statement is not required if you filed an assuming office or annual statement for the same jurisdiction within 60 days before filing a declaration of candidacy or other nomination documents.

Late Statements

There is no provision for filing deadline extensions unless the filer is serving in active military duty. (See page 19 for information on penalties and fines.)

Amendments

Statements may be amended at any time. You are only required to amend the schedule that needs to be revised. It is not necessary to amend the entire filed form. Obtain amendment schedules at www.fppc.ca.gov.

Types of Statements

Assuming Office Statement:

If you are a newly appointed official or are newly employed in a position designated, or that will be designated, in a state or local agency's conflict of interest code, your assuming office date is the date you were sworn in or otherwise authorized to serve in the position. If you are a newly elected official, your assuming office date is the date you were sworn in.

- Investments, interests in real property, and business positions held on the date you assumed the office or position must be reported. In addition, income (including loans, gifts, and travel payments) received during the 12 months prior to the date you assumed the office or position is reportable.

For positions subject to confirmation by the State Senate or the Commission on Judicial Performance, your assuming office date is the date you were appointed or nominated to the position.

Example:

Maria Lopez was nominated by the Governor to serve on a state agency board that is subject to state Senate confirmation. The assuming office date is the date Maria's nomination is submitted to the Senate. Maria must report investments, interests in real property, and business positions she holds on that date, and income (including loans, gifts, and travel payments) received during the 12 months prior to that date.

If your office or position has been added to a newly adopted or newly amended conflict of interest code, use the effective date of the code or amendment, whichever is applicable.

- Investments, interests in real property, and business positions held on the effective date of the code or amendment must be reported. In addition, income (including loans, gifts, and travel payments) received during the 12 months prior to the effective date of the code or amendment is reportable.

Annual Statement:

Generally, the period covered is January 1, 2018, through December 31, 2018. If the period covered by the statement is different than January 1, 2018, through December 31, 2018, (for example, you assumed office between October 1, 2017, and December 31, 2017 or you are combining statements), you must specify the period covered.

- Investments, interests in real property, business positions held, and income (including loans, gifts, and travel payments) received during the period covered by the statement must be reported. Do not change the preprinted dates on Schedules A-1, A-2, and B unless you are required to report the acquisition or disposition of an interest that did not occur in 2018.

- If your disclosure category changes during a reporting period, disclose under the old category until the effective date of the conflict of interest code amendment and disclose under the new disclosure category through the end of the reporting period.

Leaving Office Statement:

Generally, the period covered is January 1, 2018, through the date you stopped performing the duties of your position. If the period covered differs from January 1, 2018, through the date you stopped performing the duties of your position (for example, you assumed office between October 1, 2017, and December 31, 2017, or you are combining statements), the period covered must be specified. The reporting period can cover parts of two calendar years.

- Investments, interests in real property, business positions held, and income (including loans, gifts, and travel payments) received during the period covered by the statement must be reported. Do not change the preprinted dates on Schedules A-1, A-2, and B unless you are required to report the acquisition or disposition of an interest that did not occur in 2018.

Candidate Statement:

If you are filing a statement in connection with your candidacy for state or local office, investments, interests in real property, and business positions held on the date of filing your declaration of candidacy must be reported. In addition, income (including loans, gifts, and travel payments) received during the 12 months prior to the date of filing your declaration of candidacy is reportable. Do not change the preprinted dates on Schedules A-1, A-2, and B.

Candidates running for local elective offices (e.g., county sheriffs, city clerks, school board trustees, or water district board members) must file candidate statements, as required by the conflict of interest code for the elected position. The code may be obtained from the agency of the elected position.

Amendments:

If you discover errors or omissions on any statement, file an amendment as soon as possible. You are only required to amend the schedule that needs to be revised; it is not necessary to refile the entire form. Obtain amendment schedules from the FPPC website at www.fppc.ca.gov.

Note that once you file your statement, you may not withdraw it. All changes must be noted on amendment schedules.

COVER PAGE

A PUBLIC DOCUMENT

Please type or print in ink.

NAME OF FILER (LAST) (FIRST) (MIDDLE)

1. Office, Agency, or Court

Agency Name (Do not use acronyms)

Division, Board, Department, District, if applicable Your Position

► If filing for multiple positions, list below or on an attachment. (Do not use acronyms)

Agency: Position:

2. Jurisdiction of Office (Check at least one box)

- State Judge or Court Commissioner (Statewide Jurisdiction)
- Multi-County _____ County of _____
- City of _____ Other _____

3. Type of Statement (Check at least one box)

- Annual:** The period covered is January 1, 2018, through December 31, 2018.
-or- The period covered is ____/____/____, through December 31, 2018.
- Assuming Office:** Date assumed ____/____/____
- Candidate:** Date of Election _____ and office sought, if different than Part 1: _____
- Leaving Office:** Date Left ____/____/____ (Check one circle.)
 - The period covered is January 1, 2018, through the date of leaving office.
 - The period covered is ____/____/____, through the date of leaving office.

4. Schedule Summary (must complete) ► Total number of pages including this cover page: _____

Schedules attached

- Schedule A-1 - Investments** – schedule attached **Schedule C - Income, Loans, & Business Positions** – schedule attached
- Schedule A-2 - Investments** – schedule attached **Schedule D - Income – Gifts** – schedule attached
- Schedule B - Real Property** – schedule attached **Schedule E - Income – Gifts – Travel Payments** – schedule attached

-or- **None - No reportable interests on any schedule**

5. Verification

MAILING ADDRESS STREET CITY STATE ZIP CODE
(Business or Agency Address Recommended - Public Document)

DAYTIME TELEPHONE NUMBER EMAIL ADDRESS
()

I have used all reasonable diligence in preparing this statement. I have reviewed this statement and to the best of my knowledge the information contained herein and in any attached schedules is true and complete. I acknowledge this is a public document.

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date Signed _____ Signature _____
(month, day, year) (File the originally signed paper statement with your filing official.)

Instructions Cover Page

Enter your name, mailing address, and daytime telephone number in the spaces provided. **Because the Form 700 is a public document, you may list your business/office address instead of your home address.**

Part 1. Office, Agency, or Court

- Enter the name of the office sought or held, or the agency or court. Consultants must enter the public agency name rather than their private firm's name. (Examples: State Assembly; Board of Supervisors; Office of the Mayor; Department of Finance; Hope County Superior Court)
- Indicate the name of your division, board, or district, if applicable. (Examples: Division of Waste Management; Board of Accountancy; District 45). **Do not use acronyms.**
- Enter your position title. (Examples: Director; Chief Counsel; City Council Member; Staff Services Analyst)
- If you hold multiple positions (i.e., a city council member who also is a member of a county board or commission), you may be required to file statements with each agency. To simplify your filing obligations, you may complete an expanded statement.
- To do this, enter the name of the other agency(ies) with which you are required to file and your position title(s) in the space provided. **Do not use acronyms.** Attach an additional sheet if necessary. Complete one statement covering the disclosure requirements for all positions. Each copy must contain an original signature. Therefore, before signing the statement, make a copy for each agency. Sign each copy with an original signature and file with each agency.

If you assume or leave a position after a filing deadline, you must complete a separate statement. For example, a city council member who assumes a position with a county special district after the April annual filing deadline must file a separate assuming office statement. In subsequent years, the city council member may expand his or her annual filing to include both positions.

Example:

Brian Bourne is a city council member for the City of Lincoln and a board member for the Camp Far West Irrigation District – a multi-county agency that covers Placer and Yuba counties. Brian will complete one Form 700 using full disclosure (as required for the city position) and covering interests in both Placer and Yuba counties (as required for the multi-county position) and list both positions on the Cover Page. Before signing the statement, Brian will make a copy and sign both statements. One statement will be filed with City of Lincoln and the other will be filed with Camp Far West Irrigation District. Both will contain an original signature.

Part 2. Jurisdiction of Office

- Check the box indicating the jurisdiction of your agency and, if applicable, identify the jurisdiction. Judges, judicial candidates, and court commissioners have statewide jurisdiction. All other filers should review the Reference Pamphlet, page 13, to determine their jurisdiction.

- If your agency is a multi-county office, list each county in which your agency has jurisdiction.
- If your agency is not a state office, court, county office, city office, or multi-county office (e.g., school districts, special districts and JPAs), check the "other" box and enter the county or city in which the agency has jurisdiction.

Example:

This filer is a member of a water district board with jurisdiction in portions of Yuba and Sutter Counties.

1. Office, Agency, or Court	
Agency Name <i>(Do not use acronyms)</i> Feather River Irrigation District	
Division, Board, Department, District, if applicable N/A	Your Position Board Member
▶ If filing for multiple positions, list below or on an attachment. <i>(Do not use acronyms)</i>	
Agency: N/A	Position: _____
2. Jurisdiction of Office <i>(Check at least one box)</i>	
<input type="checkbox"/> State	<input type="checkbox"/> Judge or Court Commissioner <i>(Statewide Jurisdiction)</i>
<input checked="" type="checkbox"/> Multi-County Yuba & Sutter Counties	<input type="checkbox"/> County of _____
<input type="checkbox"/> City of _____	<input type="checkbox"/> Other _____

Part 3. Type of Statement

Check at least one box. The period covered by a statement is determined by the type of statement you are filing. If you are completing a 2018 annual statement, **do not** change the pre-printed dates to reflect 2019. Your annual statement is used for reporting the **previous year's** economic interests. Economic interests for your annual filing covering January 1, 2019, through December 31, 2019, will be disclosed on your statement filed in 2020. See Reference Pamphlet, page 4.

Combining Statements: Certain types of statements may be combined. For example, if you leave office after January 1, but before the deadline for filing your annual statement, you may combine your annual and leaving office statements. File by the earliest deadline. Consult your filing officer or the FPPC.

Part 4. Schedule Summary

- Complete the Schedule Summary after you have reviewed each schedule to determine if you have reportable interests.
- Enter the total number of completed pages including the cover page and either check the box for each schedule you use to disclose interests; **or** if you have nothing to disclose on any schedule, check the "No reportable interests" box. Please **do not** attach any blank schedules.

Part 5. Verification

Complete the verification by signing the statement and entering the date signed. All statements must have an original "wet" signature or be duly authorized by your filing officer to file electronically under Government Code Section 87500.2.

When you sign your statement, you are stating, under penalty of perjury, that it is true and correct. Only the filer has authority to sign the statement. An unsigned statement is not considered filed and you may be subject to late filing penalties.

SCHEDULE A-1

Investments

Stocks, Bonds, and Other Interests

(Ownership Interest is Less Than 10%)

Investments must be itemized.

Do not attach brokerage or financial statements.

Name _____

▶ NAME OF BUSINESS ENTITY _____

GENERAL DESCRIPTION OF THIS BUSINESS _____

FAIR MARKET VALUE
 \$2,000 - \$10,000 \$10,001 - \$100,000
 \$100,001 - \$1,000,000 Over \$1,000,000

NATURE OF INVESTMENT
 Stock Other _____ (Describe)
 Partnership Income Received of \$0 - \$499
 Income Received of \$500 or More (Report on Schedule C)

IF APPLICABLE, LIST DATE:
_____/_____/18 ____/_____/18
ACQUIRED DISPOSED

▶ NAME OF BUSINESS ENTITY _____

GENERAL DESCRIPTION OF THIS BUSINESS _____

FAIR MARKET VALUE
 \$2,000 - \$10,000 \$10,001 - \$100,000
 \$100,001 - \$1,000,000 Over \$1,000,000

NATURE OF INVESTMENT
 Stock Other _____ (Describe)
 Partnership Income Received of \$0 - \$499
 Income Received of \$500 or More (Report on Schedule C)

IF APPLICABLE, LIST DATE:
_____/_____/18 ____/_____/18
ACQUIRED DISPOSED

▶ NAME OF BUSINESS ENTITY _____

GENERAL DESCRIPTION OF THIS BUSINESS _____

FAIR MARKET VALUE
 \$2,000 - \$10,000 \$10,001 - \$100,000
 \$100,001 - \$1,000,000 Over \$1,000,000

NATURE OF INVESTMENT
 Stock Other _____ (Describe)
 Partnership Income Received of \$0 - \$499
 Income Received of \$500 or More (Report on Schedule C)

IF APPLICABLE, LIST DATE:
_____/_____/18 ____/_____/18
ACQUIRED DISPOSED

▶ NAME OF BUSINESS ENTITY _____

GENERAL DESCRIPTION OF THIS BUSINESS _____

FAIR MARKET VALUE
 \$2,000 - \$10,000 \$10,001 - \$100,000
 \$100,001 - \$1,000,000 Over \$1,000,000

NATURE OF INVESTMENT
 Stock Other _____ (Describe)
 Partnership Income Received of \$0 - \$499
 Income Received of \$500 or More (Report on Schedule C)

IF APPLICABLE, LIST DATE:
_____/_____/18 ____/_____/18
ACQUIRED DISPOSED

▶ NAME OF BUSINESS ENTITY _____

GENERAL DESCRIPTION OF THIS BUSINESS _____

FAIR MARKET VALUE
 \$2,000 - \$10,000 \$10,001 - \$100,000
 \$100,001 - \$1,000,000 Over \$1,000,000

NATURE OF INVESTMENT
 Stock Other _____ (Describe)
 Partnership Income Received of \$0 - \$499
 Income Received of \$500 or More (Report on Schedule C)

IF APPLICABLE, LIST DATE:
_____/_____/18 ____/_____/18
ACQUIRED DISPOSED

▶ NAME OF BUSINESS ENTITY _____

GENERAL DESCRIPTION OF THIS BUSINESS _____

FAIR MARKET VALUE
 \$2,000 - \$10,000 \$10,001 - \$100,000
 \$100,001 - \$1,000,000 Over \$1,000,000

NATURE OF INVESTMENT
 Stock Other _____ (Describe)
 Partnership Income Received of \$0 - \$499
 Income Received of \$500 or More (Report on Schedule C)

IF APPLICABLE, LIST DATE:
_____/_____/18 ____/_____/18
ACQUIRED DISPOSED

Comments: _____

Instructions – Schedules A-1 and A-2 Investments

“Investment” means a financial interest in any business entity (including a consulting business or other independent contracting business) that is located in, doing business in, planning to do business in, or that has done business during the previous two years in your agency’s jurisdiction in which you, your spouse or registered domestic partner, or your dependent children had a direct, indirect, or beneficial interest totaling \$2,000 or more at any time during the reporting period. (See Reference Pamphlet, page 13.)

Reportable investments include:

- Stocks, bonds, warrants, and options, including those held in margin or brokerage accounts and managed investment funds (See Reference Pamphlet, page 13.)
- Sole proprietorships
- Your own business or your spouse’s or registered domestic partner’s business (See Reference Pamphlet, page 8, for the definition of “business entity.”)
- Your spouse’s or registered domestic partner’s investments even if they are legally separate property
- Partnerships (e.g., a law firm or family farm)
- Investments in reportable business entities held in a retirement account (See Reference Pamphlet, page 15.)
- If you, your spouse or registered domestic partner, and dependent children together had a 10% or greater ownership interest in a business entity or trust (including a living trust), you must disclose investments held by the business entity or trust. (See Reference Pamphlet, page 16, for more information on disclosing trusts.)
- Business trusts

You are not required to disclose:

- Government bonds, diversified mutual funds, certain funds similar to diversified mutual funds (such as exchange traded funds) and investments held in certain retirement accounts. (See Reference Pamphlet, page 13.) (Regulation 18237)
- Bank accounts, savings accounts, money market accounts and certificates of deposits
- Insurance policies
- Annuities
- Commodities
- Shares in a credit union
- Government bonds (including municipal bonds)
- Retirement accounts invested in non-reportable interests (e.g., insurance policies, mutual funds, or government bonds) (See Reference Pamphlet, page 15.)

- Government defined-benefit pension plans (such as CalPERS and CalSTRS plans)
- Certain interests held in a blind trust (See Reference Pamphlet, page 16.)

Use Schedule A-1 to report ownership of less than 10% (e.g., stock). Schedule C (Income) may also be required if the investment is not a stock or corporate bond. (See second example below.)

Use Schedule A-2 to report ownership of 10% or greater (e.g., a sole proprietorship).

To Complete Schedule A-1:

Do not attach brokerage or financial statements.

- Disclose the name of the business entity.
- Provide a general description of the business activity of the entity (e.g., pharmaceuticals, computers, automobile manufacturing, or communications).
- Check the box indicating the highest fair market value of your investment during the reporting period. If you are filing a candidate or an assuming office statement, indicate the fair market value on the filing date or the date you took office, respectively. (See page 20 for more information.)
- Identify the nature of your investment (e.g., stocks, warrants, options, or bonds).
- An acquired or disposed of date is only required if you initially acquired or entirely disposed of the investment interest during the reporting period. The date of a stock dividend reinvestment or partial disposal is not required. Generally, these dates will not apply if you are filing a candidate or an assuming office statement.

Examples:

Frank Byrd holds a state agency position. His conflict of interest code requires full disclosure of investments. Frank must disclose his stock holdings of \$2,000 or more in any company that is located in or does business in California, as well as those stocks held by his spouse or registered domestic partner and dependent children.

Alice Lance is a city council member. She has a 4% interest, worth \$5,000, in a limited partnership located in the city. Alice must disclose the partnership on Schedule A-1 and income of \$500 or more received from the partnership on Schedule C.

Reminders

- Do you know your agency’s jurisdiction?
- Did you hold investments at any time during the period covered by this statement?
- Code filers – your disclosure categories may only require disclosure of specific investments.

SCHEDULE A-2

Investments, Income, and Assets of Business Entities/Trusts

(Ownership Interest is 10% or Greater)

CALIFORNIA FORM 700

FAIR POLITICAL PRACTICES COMMISSION

Name _____

▶ 1. BUSINESS ENTITY OR TRUST

Name _____

Address (Business Address Acceptable) _____

Check one
 Trust, go to 2 Business Entity, complete the box, then go to 2

GENERAL DESCRIPTION OF THIS BUSINESS

FAIR MARKET VALUE IF APPLICABLE, LIST DATE:

<input type="checkbox"/> \$0 - \$1,999 <input type="checkbox"/> \$2,000 - \$10,000 <input type="checkbox"/> \$10,001 - \$100,000 <input type="checkbox"/> \$100,001 - \$1,000,000 <input type="checkbox"/> Over \$1,000,000	<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; text-align: center;"> ____/____/18 ACQUIRED </td> <td style="width: 50%; text-align: center;"> ____/____/18 DISPOSED </td> </tr> </table>	____/____/18 ACQUIRED	____/____/18 DISPOSED
____/____/18 ACQUIRED	____/____/18 DISPOSED		

NATURE OF INVESTMENT
 Partnership Sole Proprietorship _____ Other

YOUR BUSINESS POSITION _____

▶ 1. BUSINESS ENTITY OR TRUST

Name _____

Address (Business Address Acceptable) _____

Check one
 Trust, go to 2 Business Entity, complete the box, then go to 2

GENERAL DESCRIPTION OF THIS BUSINESS

FAIR MARKET VALUE IF APPLICABLE, LIST DATE:

<input type="checkbox"/> \$0 - \$1,999 <input type="checkbox"/> \$2,000 - \$10,000 <input type="checkbox"/> \$10,001 - \$100,000 <input type="checkbox"/> \$100,001 - \$1,000,000 <input type="checkbox"/> Over \$1,000,000	<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; text-align: center;"> ____/____/18 ACQUIRED </td> <td style="width: 50%; text-align: center;"> ____/____/18 DISPOSED </td> </tr> </table>	____/____/18 ACQUIRED	____/____/18 DISPOSED
____/____/18 ACQUIRED	____/____/18 DISPOSED		

NATURE OF INVESTMENT
 Partnership Sole Proprietorship _____ Other

YOUR BUSINESS POSITION _____

▶ 2. IDENTIFY THE GROSS INCOME RECEIVED (INCLUDE YOUR PRO RATA SHARE OF THE GROSS INCOME TO THE ENTITY/TRUST)

<input type="checkbox"/> \$0 - \$499 <input type="checkbox"/> \$500 - \$1,000 <input type="checkbox"/> \$1,001 - \$10,000	<input type="checkbox"/> \$10,001 - \$100,000 <input type="checkbox"/> OVER \$100,000
---	--

▶ 2. IDENTIFY THE GROSS INCOME RECEIVED (INCLUDE YOUR PRO RATA SHARE OF THE GROSS INCOME TO THE ENTITY/TRUST)

<input type="checkbox"/> \$0 - \$499 <input type="checkbox"/> \$500 - \$1,000 <input type="checkbox"/> \$1,001 - \$10,000	<input type="checkbox"/> \$10,001 - \$100,000 <input type="checkbox"/> OVER \$100,000
---	--

▶ 3. LIST THE NAME OF EACH REPORTABLE SINGLE SOURCE OF INCOME OF \$10,000 OR MORE (Attach a separate sheet if necessary.)

None or Names listed below

▶ 3. LIST THE NAME OF EACH REPORTABLE SINGLE SOURCE OF INCOME OF \$10,000 OR MORE (Attach a separate sheet if necessary.)

None or Names listed below

▶ 4. INVESTMENTS AND INTERESTS IN REAL PROPERTY HELD OR LEASED BY THE BUSINESS ENTITY OR TRUST

Check one box:
 INVESTMENT REAL PROPERTY

Name of Business Entity, if Investment, or Assessor's Parcel Number or Street Address of Real Property _____

Description of Business Activity or City or Other Precise Location of Real Property _____

FAIR MARKET VALUE IF APPLICABLE, LIST DATE:

<input type="checkbox"/> \$2,000 - \$10,000 <input type="checkbox"/> \$10,001 - \$100,000 <input type="checkbox"/> \$100,001 - \$1,000,000 <input type="checkbox"/> Over \$1,000,000	<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; text-align: center;"> ____/____/18 ACQUIRED </td> <td style="width: 50%; text-align: center;"> ____/____/18 DISPOSED </td> </tr> </table>	____/____/18 ACQUIRED	____/____/18 DISPOSED
____/____/18 ACQUIRED	____/____/18 DISPOSED		

NATURE OF INTEREST
 Property Ownership/Deed of Trust Stock Partnership

Leasehold _____ Yrs. remaining Other _____

Check box if additional schedules reporting investments or real property are attached

▶ 4. INVESTMENTS AND INTERESTS IN REAL PROPERTY HELD OR LEASED BY THE BUSINESS ENTITY OR TRUST

Check one box:
 INVESTMENT REAL PROPERTY

Name of Business Entity, if Investment, or Assessor's Parcel Number or Street Address of Real Property _____

Description of Business Activity or City or Other Precise Location of Real Property _____

FAIR MARKET VALUE IF APPLICABLE, LIST DATE:

<input type="checkbox"/> \$2,000 - \$10,000 <input type="checkbox"/> \$10,001 - \$100,000 <input type="checkbox"/> \$100,001 - \$1,000,000 <input type="checkbox"/> Over \$1,000,000	<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; text-align: center;"> ____/____/18 ACQUIRED </td> <td style="width: 50%; text-align: center;"> ____/____/18 DISPOSED </td> </tr> </table>	____/____/18 ACQUIRED	____/____/18 DISPOSED
____/____/18 ACQUIRED	____/____/18 DISPOSED		

NATURE OF INTEREST
 Property Ownership/Deed of Trust Stock Partnership

Leasehold _____ Yrs. remaining Other _____

Check box if additional schedules reporting investments or real property are attached

Comments: _____

Instructions – Schedule A-2

Investments, Income, and Assets of Business Entities/Trusts

Use Schedule A-2 to report investments in a business entity (including a consulting business or other independent contracting business) or trust (including a living trust) in which you, your spouse or registered domestic partner, and your dependent children, together or separately, had a 10% or greater interest, totaling \$2,000 or more, during the reporting period and which is located in, doing business in, planning to do business in, or which has done business during the previous two years in your agency's jurisdiction. (See Reference Pamphlet, page 13.) A trust located outside your agency's jurisdiction is reportable if it holds assets that are located in or doing business in the jurisdiction. Do not report a trust that contains non-reportable interests. For example, a trust containing only your personal residence not used in whole or in part as a business, your savings account, and some municipal bonds, is not reportable.

Also report on Schedule A-2 investments and real property held by that entity or trust if your pro rata share of the investment or real property interest was \$2,000 or more during the reporting period.

To Complete Schedule A-2:

Part 1. Disclose the name and address of the business entity or trust. If you are reporting an interest in a business entity, check "Business Entity" and complete the box as follows:

- Provide a general description of the business activity of the entity.
- Check the box indicating the highest fair market value of your investment during the reporting period.
- If you initially acquired or entirely disposed of this interest during the reporting period, enter the date acquired or disposed.
- Identify the nature of your investment.
- Disclose the job title or business position you held with the entity, if any (i.e., if you were a director, officer, partner, trustee, employee, or held any position of management). A business position held by your spouse is not reportable.

Part 2. Check the box indicating **your pro rata** share of the **gross** income received **by** the business entity or trust. This amount includes your pro rata share of the **gross** income **from** the business entity or trust, as well as your community property interest in your spouse's or registered domestic partner's share. Gross income is the total amount of income before deducting expenses, losses, or taxes.

Part 3. Disclose the name of each source of income that is located in, doing business in, planning to do business in, or that has done business during the previous two years in your agency's jurisdiction, as follows:

- Disclose each source of income and outstanding loan **to the business entity or trust** identified in Part 1 if your pro rata share of the **gross** income (including your community property interest in your spouse's or registered domestic partner's share) to the business entity or trust from that source was \$10,000 or more during the reporting

period. (See Reference Pamphlet, page 11, for examples.) Income from governmental sources may be reportable if not considered salary. See Regulation 18232. Loans from commercial lending institutions made in the lender's regular course of business on terms available to members of the public without regard to your official status are not reportable.

- Disclose each individual or entity that was a source of commission income of \$10,000 or more during the reporting period through the business entity identified in Part 1. (See Reference Pamphlet, page 8.)

You may be required to disclose sources of income located outside your jurisdiction. For example, you may have a client who resides outside your jurisdiction who does business on a regular basis with you. Such a client, if a reportable source of \$10,000 or more, must be disclosed.

Mark "None" if you do not have any reportable \$10,000 sources of income to disclose. Phrases such as "various clients" or "not disclosing sources pursuant to attorney-client privilege" are not adequate disclosure. (See Reference Pamphlet, page 14, for information on procedures to request an exemption from disclosing privileged information.)

Part 4. Report any investments or interests in real property held or leased **by the entity or trust** identified in Part 1 if your pro rata share of the interest held was \$2,000 or more during the reporting period. Attach additional schedules or use FPPC's Form 700 Excel spreadsheet if needed.

- Check the applicable box identifying the interest held as real property or an investment.
- If investment, provide the name and description of the business entity.
- If real property, report the precise location (e.g., an assessor's parcel number or address).
- Check the box indicating the highest fair market value of your interest in the real property or investment during the reporting period. (Report the fair market value of the portion of your residence claimed as a tax deduction if you are utilizing your residence for business purposes.)
- Identify the nature of your interest.
- Enter the date acquired or disposed only if you initially acquired or entirely disposed of your interest in the property or investment during the reporting period.

SCHEDULE B
Interests in Real Property
 (Including Rental Income)

Name _____

▶ ASSESSOR'S PARCEL NUMBER OR STREET ADDRESS _____

CITY _____

FAIR MARKET VALUE IF APPLICABLE, LIST DATE:

\$2,000 - \$10,000 _____/_____/18

\$10,001 - \$100,000 _____/_____/18

\$100,001 - \$1,000,000 ACQUIRED DISPOSED

Over \$1,000,000

NATURE OF INTEREST

Ownership/Deed of Trust Easement

Leasehold _____ _____

Yrs. remaining Other

IF RENTAL PROPERTY, GROSS INCOME RECEIVED

\$0 - \$499 \$500 - \$1,000 \$1,001 - \$10,000

\$10,001 - \$100,000 OVER \$100,000

SOURCES OF RENTAL INCOME: If you own a 10% or greater interest, list the name of each tenant that is a single source of income of \$10,000 or more.

None

▶ ASSESSOR'S PARCEL NUMBER OR STREET ADDRESS _____

CITY _____

FAIR MARKET VALUE IF APPLICABLE, LIST DATE:

\$2,000 - \$10,000 _____/_____/18

\$10,001 - \$100,000 _____/_____/18

\$100,001 - \$1,000,000 ACQUIRED DISPOSED

Over \$1,000,000

NATURE OF INTEREST

Ownership/Deed of Trust Easement

Leasehold _____ _____

Yrs. remaining Other

IF RENTAL PROPERTY, GROSS INCOME RECEIVED

\$0 - \$499 \$500 - \$1,000 \$1,001 - \$10,000

\$10,001 - \$100,000 OVER \$100,000

SOURCES OF RENTAL INCOME: If you own a 10% or greater interest, list the name of each tenant that is a single source of income of \$10,000 or more.

None

* You are not required to report loans from a commercial lending institution made in the lender's regular course of business on terms available to members of the public without regard to your official status. Personal loans and loans received not in a lender's regular course of business must be disclosed as follows:

NAME OF LENDER* _____

ADDRESS (Business Address Acceptable) _____

BUSINESS ACTIVITY, IF ANY, OF LENDER _____

INTEREST RATE TERM (Months/Years)

_____% None _____

HIGHEST BALANCE DURING REPORTING PERIOD

\$500 - \$1,000 \$1,001 - \$10,000

\$10,001 - \$100,000 OVER \$100,000

Guarantor, if applicable

NAME OF LENDER* _____

ADDRESS (Business Address Acceptable) _____

BUSINESS ACTIVITY, IF ANY, OF LENDER _____

INTEREST RATE TERM (Months/Years)

_____% None _____

HIGHEST BALANCE DURING REPORTING PERIOD

\$500 - \$1,000 \$1,001 - \$10,000

\$10,001 - \$100,000 OVER \$100,000

Guarantor, if applicable

Comments: _____

Instructions – Schedule B Interests in Real Property

Report interests in real property located in your agency's jurisdiction in which you, your spouse or registered domestic partner, or your dependent children had a direct, indirect, or beneficial interest totaling \$2,000 or more any time during the reporting period. Real property is also considered to be "within the jurisdiction" of a local government agency if the property or any part of it is located within two miles outside the boundaries of the jurisdiction or within two miles of any land owned or used by the local government agency. (See Reference Pamphlet, page 13.)

Interests in real property include:

- An ownership interest (including a beneficial ownership interest)
- A deed of trust, easement, or option to acquire property
- A leasehold interest (See Reference Pamphlet, page 14.)
- A mining lease
- An interest in real property held in a retirement account (See Reference Pamphlet, page 15.)
- An interest in real property held by a business entity or trust in which you, your spouse or registered domestic partner, and your dependent children together had a 10% or greater ownership interest (Report on Schedule A-2.)
- Your spouse's or registered domestic partner's interests in real property that are legally held separately by him or her

You are **not** required to report:

- A residence, such as a home or vacation cabin, used exclusively as a personal residence (However, a residence in which you rent out a room or for which you claim a business deduction may be reportable. If reportable, report the fair market value of the portion claimed as a tax deduction.)

Please note: A non-reportable residence can still be grounds for a conflict of interest and may be disqualifying.

- Interests in real property held through a blind trust (See Reference Pamphlet, page 16.)

To Complete Schedule B:

- Report the precise location (e.g., an assessor's parcel number or address) of the real property.
- Check the box indicating the fair market value of your interest in the property (regardless of what you owe on the property).
- Enter the date acquired or disposed only if you initially acquired or entirely disposed of your interest in the property during the reporting period.
- Identify the nature of your interest. If it is a leasehold, disclose the number of years remaining on the lease.

Reminders

- Income and loans already reported on Schedule B are not also required to be reported on Schedule C.
- Real property already reported on Schedule A-2, Part 4 is not also required to be reported on Schedule B.
- Code filers – do your disclosure categories require disclosure of real property?

- If you received rental income, check the box indicating the gross amount you received.
- If you had a 10% or greater interest in real property and received rental income, list the name of the source(s) if your pro rata share of the gross income from any single tenant was \$10,000 or more during the reporting period. If you received a total of \$10,000 or more from two or more tenants acting in concert (in most cases, this will apply to married couples), disclose the name of each tenant. Otherwise, mark "None."
- Loans from a private lender that total \$500 or more and are secured by real property may be reportable. **Loans from commercial lending institutions made in the lender's regular course of business on terms available to members of the public without regard to your official status are not reportable.**

When reporting a loan:

- Provide the name and address of the lender.
- Describe the lender's business activity.
- Disclose the interest rate and term of the loan. For variable interest rate loans, disclose the conditions of the loan (e.g., Prime + 2) or the average interest rate paid during the reporting period. The term of a loan is the total number of months or years given for repayment of the loan at the time the loan was established.
- Check the box indicating the highest balance of the loan during the reporting period.
- Identify a guarantor, if applicable.

If you have more than one reportable loan on a single piece of real property, report the additional loan(s) on Schedule C.

Example:

Allison Gande is a city planning commissioner. During the reporting period, she received rental income of \$12,000, from a single tenant who rented property she owned in the city's jurisdiction. If Allison received \$6,000 each from two tenants, the tenants' names would not be required because no single tenant paid her \$10,000 or more. A married couple is considered a single tenant.

ASSESSOR'S PARCEL NUMBER OR STREET ADDRESS 4600 24th Street	
CITY Sacramento	
FAIR MARKET VALUE <input type="checkbox"/> \$2,000 - \$10,000 <input type="checkbox"/> \$10,001 - \$100,000 <input checked="" type="checkbox"/> \$100,001 - \$1,000,000 <input type="checkbox"/> Over \$1,000,000	IF APPLICABLE, LIST DATE: ACQUIRED _____ DISPOSED _____ 18 18
NATURE OF INTEREST <input type="checkbox"/> Ownership/Deed of Trust <input type="checkbox"/> Easement <input type="checkbox"/> Leasehold Yrs. remaining _____ Other _____	
IF RENTAL PROPERTY, GROSS INCOME PERIOD <input type="checkbox"/> \$0 - \$499 <input type="checkbox"/> \$500 - \$1,000 <input type="checkbox"/> \$1,001 - \$10,000 <input checked="" type="checkbox"/> \$10,001 - \$100,000 <input type="checkbox"/> OVER \$100,000	
SOURCES OF RENTAL INCOME: If you own a 10% or greater interest, list the name of each tenant that is a single source of income of \$10,000 or more. <input type="checkbox"/> None Henry Wells	
NAME OF LENDER* Sophia Petroillo	
ADDRESS (Business Address Acceptable) 2121 Blue Sky Parkway, Sacramento	
BUSINESS ACTIVITY, IF ANY, OF LENDER Restaurant Owner	
INTEREST RATE 8 % <input type="checkbox"/> None	TERM (Months/Years) 15 Years
HIGHEST BALANCE DURING REPORTING PERIOD <input type="checkbox"/> \$500 - \$1,000 <input type="checkbox"/> \$1,001 - \$10,000 <input checked="" type="checkbox"/> \$10,001 - \$100,000 <input type="checkbox"/> OVER \$100,000	
<input type="checkbox"/> Guarantor, if applicable	
Comments: _____	

SCHEDULE C
Income, Loans, & Business
Positions
 (Other than Gifts and Travel Payments)

CALIFORNIA FORM 700
 FAIR POLITICAL PRACTICES COMMISSION

Name _____

▶ 1. INCOME RECEIVED

NAME OF SOURCE OF INCOME

ADDRESS (Business Address Acceptable)

BUSINESS ACTIVITY, IF ANY, OF SOURCE

YOUR BUSINESS POSITION

GROSS INCOME RECEIVED No Income - Business Position Only
 \$500 - \$1,000 \$1,001 - \$10,000
 \$10,001 - \$100,000 OVER \$100,000

CONSIDERATION FOR WHICH INCOME WAS RECEIVED
 Salary Spouse's or registered domestic partner's income
 (For self-employed use Schedule A-2.)
 Partnership (Less than 10% ownership. For 10% or greater use
 Schedule A-2.)
 Sale of _____
 (Real property, car, boat, etc.)
 Loan repayment
 Commission or Rental Income, list each source of \$10,000 or more

 (Describe)
 Other _____
 (Describe)

NAME OF SOURCE OF INCOME

ADDRESS (Business Address Acceptable)

BUSINESS ACTIVITY, IF ANY, OF SOURCE

YOUR BUSINESS POSITION

GROSS INCOME RECEIVED No Income - Business Position Only
 \$500 - \$1,000 \$1,001 - \$10,000
 \$10,001 - \$100,000 OVER \$100,000

CONSIDERATION FOR WHICH INCOME WAS RECEIVED
 Salary Spouse's or registered domestic partner's income
 (For self-employed use Schedule A-2.)
 Partnership (Less than 10% ownership. For 10% or greater use
 Schedule A-2.)
 Sale of _____
 (Real property, car, boat, etc.)
 Loan repayment
 Commission or Rental Income, list each source of \$10,000 or more

 (Describe)
 Other _____
 (Describe)

▶ 2. LOANS RECEIVED OR OUTSTANDING DURING THE REPORTING PERIOD

* You are not required to report loans from a commercial lending institution, or any indebtedness created as part of a retail installment or credit card transaction, made in the lender's regular course of business on terms available to members of the public without regard to your official status. Personal loans and loans received not in a lender's regular course of business must be disclosed as follows:

NAME OF LENDER*

ADDRESS (Business Address Acceptable)

BUSINESS ACTIVITY, IF ANY, OF LENDER

HIGHEST BALANCE DURING REPORTING PERIOD
 \$500 - \$1,000
 \$1,001 - \$10,000
 \$10,001 - \$100,000
 OVER \$100,000

INTEREST RATE _____ TERM (Months/Years) _____
 _____% None

SECURITY FOR LOAN
 None Personal residence
 Real Property _____
 Street address _____
 City _____
 Guarantor _____
 Other _____
 (Describe)

Comments: _____

Instructions – Schedule C

Income, Loans, & Business Positions

(Income Other Than Gifts and Travel Payments)

Reporting Income:

Report the source and amount of gross income of \$500 or more you received during the reporting period. Gross income is the total amount of income before deducting expenses, losses, or taxes and includes loans other than loans from a commercial lending institution. (See Reference Pamphlet, page 11.) You must also report the source of income to your spouse or registered domestic partner if your community property share was \$500 or more during the reporting period.

The source and income must be reported only if the source is located in, doing business in, planning to do business in, or has done business during the previous two years in your agency's jurisdiction. (See Reference Pamphlet, page 13.) Reportable sources of income may be further limited by your disclosure category located in your agency's conflict of interest code.

Reporting Business Positions:

You must report your job title with each reportable business entity even if you received no income during the reporting period. Use the comments section to indicate that no income was received.

Commonly reportable income and loans include:

- Salary/wages, per diem, and reimbursement for expenses including travel payments provided by your employer
- Community property interest (50%) in your spouse's or registered domestic partner's income - **report the employer's name and all other required information**
- Income from investment interests, such as partnerships, reported on Schedule A-1
- Commission income not required to be reported on Schedule A-2 (See Reference Pamphlet, page 8.)
- Gross income from any sale, including the sale of a house or car (Report your pro rata share of the total sale price.)
- Rental income not required to be reported on Schedule B
- Prizes or awards not disclosed as gifts
- Payments received on loans you made to others
- An honorarium received prior to becoming a public official (See Reference Pamphlet, page 10.)
- Incentive compensation (See Reference Pamphlet, page 12.)

Reminders

- Code filers – your disclosure categories may not require disclosure of all sources of income.
- If you or your spouse or registered domestic partner are self-employed, report the business entity on Schedule A-2.
- Do not disclose on Schedule C income, loans, or business positions already reported on Schedules A-2 or B.

You are not required to report:

- Salary, reimbursement for expenses or per diem, or social security, disability, or other similar benefit payments received by you or your spouse or registered domestic partner from a federal, state, or local government agency.
- Stock dividends and income from the sale of stock unless the source can be identified.
- Income from a PERS retirement account.

(See Reference Pamphlet, page 12.)

To Complete Schedule C:

Part 1. Income Received/Business Position Disclosure

- Disclose the name and address of each source of income or each business entity with which you held a business position.
- Provide a general description of the business activity if the source is a business entity.
- Check the box indicating the amount of gross income received.
- Identify the consideration for which the income was received.
- For income from commission sales, check the box indicating the gross income received and list the name of each source of commission income of \$10,000 or more. (See Reference Pamphlet, page 8.) **Note: If you receive commission income on a regular basis or have an ownership interest of 10% or more, you must disclose the business entity and the income on Schedule A-2.**
- Disclose the job title or business position, if any, that you held with the business entity, even if you did not receive income during the reporting period.

Part 2. Loans Received or Outstanding During the Reporting Period

- Provide the name and address of the lender.
- Provide a general description of the business activity if the lender is a business entity.
- Check the box indicating the highest balance of the loan during the reporting period.
- Disclose the interest rate and the term of the loan.
 - For variable interest rate loans, disclose the conditions of the loan (e.g., Prime + 2) or the average interest rate paid during the reporting period.
 - The term of the loan is the total number of months or years given for repayment of the loan at the time the loan was entered into.
- Identify the security, if any, for the loan.

**SCHEDULE D
 Income – Gifts**

▶ NAME OF SOURCE *(Not an Acronym)*

 ADDRESS *(Business Address Acceptable)*

 BUSINESS ACTIVITY, IF ANY, OF SOURCE

DATE (mm/dd/yy)	VALUE	DESCRIPTION OF GIFT(S)
___/___/___	\$ _____	_____
___/___/___	\$ _____	_____
___/___/___	\$ _____	_____

▶ NAME OF SOURCE *(Not an Acronym)*

 ADDRESS *(Business Address Acceptable)*

 BUSINESS ACTIVITY, IF ANY, OF SOURCE

DATE (mm/dd/yy)	VALUE	DESCRIPTION OF GIFT(S)
___/___/___	\$ _____	_____
___/___/___	\$ _____	_____
___/___/___	\$ _____	_____

▶ NAME OF SOURCE *(Not an Acronym)*

 ADDRESS *(Business Address Acceptable)*

 BUSINESS ACTIVITY, IF ANY, OF SOURCE

DATE (mm/dd/yy)	VALUE	DESCRIPTION OF GIFT(S)
___/___/___	\$ _____	_____
___/___/___	\$ _____	_____
___/___/___	\$ _____	_____

▶ NAME OF SOURCE *(Not an Acronym)*

 ADDRESS *(Business Address Acceptable)*

 BUSINESS ACTIVITY, IF ANY, OF SOURCE

DATE (mm/dd/yy)	VALUE	DESCRIPTION OF GIFT(S)
___/___/___	\$ _____	_____
___/___/___	\$ _____	_____
___/___/___	\$ _____	_____

▶ NAME OF SOURCE *(Not an Acronym)*

 ADDRESS *(Business Address Acceptable)*

 BUSINESS ACTIVITY, IF ANY, OF SOURCE

DATE (mm/dd/yy)	VALUE	DESCRIPTION OF GIFT(S)
___/___/___	\$ _____	_____
___/___/___	\$ _____	_____
___/___/___	\$ _____	_____

▶ NAME OF SOURCE *(Not an Acronym)*

 ADDRESS *(Business Address Acceptable)*

 BUSINESS ACTIVITY, IF ANY, OF SOURCE

DATE (mm/dd/yy)	VALUE	DESCRIPTION OF GIFT(S)
___/___/___	\$ _____	_____
___/___/___	\$ _____	_____
___/___/___	\$ _____	_____

Comments: _____

Instructions – Schedule D Income – Gifts

A gift is anything of value for which you have not provided equal or greater consideration to the donor. A gift is reportable if its fair market value is \$50 or more. In addition, multiple gifts totaling \$50 or more received during the reporting period from a single source must be reported.

It is the acceptance of a gift, not the ultimate use to which it is put, that imposes your reporting obligation. Except as noted below, you must report a gift even if you never used it or if you gave it away to another person.

If the exact amount of a gift is unknown, you must make a good faith estimate of the item's fair market value. Listing the value of a gift as "over \$50" or "value unknown" is not adequate disclosure. In addition, if you received a gift through an intermediary, you must disclose the name, address, and business activity of both the donor and the intermediary. You may indicate an intermediary either in the "source" field after the name or in the "comments" section at the bottom of Schedule D.

Commonly reportable gifts include:

- Tickets/passes to sporting or entertainment events
- Tickets/passes to amusement parks
- Parking passes not used for official agency business
- Food, beverages, and accommodations, including those provided in direct connection with your attendance at a convention, conference, meeting, social event, meal, or like gathering
- Rebates/discounts not made in the regular course of business to members of the public without regard to official status
- Wedding gifts (See Reference Pamphlet, page 16)
- An honorarium received prior to assuming office (You may report an honorarium as income on Schedule C, rather than as a gift on Schedule D, if you provided services of equal or greater value than the payment received. See Reference Pamphlet, page 10.)
- Transportation and lodging (See Schedule E.)
- Forgiveness of a loan received by you

You are **not** required to disclose:

Reminders

- Gifts from a single source are subject to a \$500 limit in 2019. (See Reference Pamphlet, page 10.)
- Code filers – you only need to report gifts from reportable sources.

Gift Tracking Mobile Application

- FPPC has created a gift tracking app for mobile devices that helps filers track gifts and provides a quick and easy way to upload the information to the Form 700. Visit FPPC's website to download the app.

- Gifts that were not used and that, within 30 days after receipt, were returned to the donor or delivered to a charitable organization or government agency without being claimed by you as a charitable contribution for tax purposes
- Gifts from your spouse or registered domestic partner, child, parent, grandparent, grandchild, brother, sister, and certain other family members (See Regulation 18942 for a complete list.). The exception does not apply if the donor was acting as an agent or intermediary for a reportable source who was the true donor.
- Gifts of similar value exchanged between you and an individual, other than a lobbyist registered to lobby your state agency, on holidays, birthdays, or similar occasions
- Gifts of informational material provided to assist you in the performance of your official duties (e.g., books, pamphlets, reports, calendars, periodicals, or educational seminars)
- A monetary bequest or inheritance (However, inherited investments or real property may be reportable on other schedules.)
- Personalized plaques or trophies with an individual value of less than \$250
- Campaign contributions
- Up to two tickets, for your own use, to attend a fundraiser for a campaign committee or candidate, or to a fundraiser for an organization exempt from taxation under Section 501(c)(3) of the Internal Revenue Code. The ticket must be received from the organization or committee holding the fundraiser.
- Gifts given to members of your immediate family if the source has an established relationship with the family member and there is no evidence to suggest the donor had a purpose to influence you. (See Regulation 18943.)
- Free admission, food, and nominal items (such as a pen, pencil, mouse pad, note pad or similar item) available to all attendees, at the event at which the official makes a speech (as defined in Regulation 18950(b)(2)), so long as the admission is provided by the person who organizes the event.
- Any other payment not identified above, that would otherwise meet the definition of gift, where the payment is made by an individual who is not a lobbyist registered to lobby the official's state agency, where it is clear that the gift was made because of an existing personal or business relationship unrelated to the official's position and there is no evidence whatsoever at the time the gift is made to suggest the donor had a purpose to influence you.

To Complete Schedule D:

- Disclose the full name (not an acronym), address, and, if a business entity, the business activity of the source.
- Provide the date (month, day, and year) of receipt, and disclose the fair market value and description of the gift.

Name _____

SCHEDULE E
Income – Gifts
Travel Payments, Advances,
and Reimbursements

- Mark either the gift or income box.
- Mark the “501(c)(3)” box for a travel payment received from a nonprofit 501(c)(3) organization or the “Speech” box if you made a speech or participated in a panel. Per Government Code Section 89506, these payments may not be subject to the gift limit. However, they may result in a disqualifying conflict of interest.
- For gifts of travel, provide the travel destination.

▶ NAME OF SOURCE *(Not an Acronym)*

ADDRESS *(Business Address Acceptable)*

CITY AND STATE

501 (c)(3) or DESCRIBE BUSINESS ACTIVITY, IF ANY, OF SOURCE

DATE(S): ____/____/____ - ____/____/____ AMT: \$ _____
(If gift)

▶ MUST CHECK ONE: Gift **-or-** Income

Made a Speech/Participated in a Panel

Other - Provide Description _____

▶ If Gift, Provide Travel Destination _____

▶ NAME OF SOURCE *(Not an Acronym)*

ADDRESS *(Business Address Acceptable)*

CITY AND STATE

501 (c)(3) or DESCRIBE BUSINESS ACTIVITY, IF ANY, OF SOURCE

DATE(S): ____/____/____ - ____/____/____ AMT: \$ _____
(If gift)

▶ MUST CHECK ONE: Gift **-or-** Income

Made a Speech/Participated in a Panel

Other - Provide Description _____

▶ If Gift, Provide Travel Destination _____

▶ NAME OF SOURCE *(Not an Acronym)*

ADDRESS *(Business Address Acceptable)*

CITY AND STATE

501 (c)(3) or DESCRIBE BUSINESS ACTIVITY, IF ANY, OF SOURCE

DATE(S): ____/____/____ - ____/____/____ AMT: \$ _____
(If gift)

▶ MUST CHECK ONE: Gift **-or-** Income

Made a Speech/Participated in a Panel

Other - Provide Description _____

▶ If Gift, Provide Travel Destination _____

▶ NAME OF SOURCE *(Not an Acronym)*

ADDRESS *(Business Address Acceptable)*

CITY AND STATE

501 (c)(3) or DESCRIBE BUSINESS ACTIVITY, IF ANY, OF SOURCE

DATE(S): ____/____/____ - ____/____/____ AMT: \$ _____
(If gift)

▶ MUST CHECK ONE: Gift **-or-** Income

Made a Speech/Participated in a Panel

Other - Provide Description _____

▶ If Gift, Provide Travel Destination _____

Comments: _____

Instructions – Schedule E Travel Payments, Advances, and Reimbursements

Travel payments reportable on Schedule E include advances and reimbursements for travel and related expenses, including lodging and meals.

Gifts of travel may be subject to the gift limit. In addition, certain travel payments are reportable gifts, but are not subject to the gift limit. To avoid possible misinterpretation or the perception that you have received a gift in excess of the gift limit, you may wish to provide a specific description of the purpose of your travel. (See the FPPC fact sheet entitled "Limitations and Restrictions on Gifts, Honoraria, Travel, and Loans" to read about travel payments under section 89506(a).)

You are not required to disclose:

- Travel payments received from any state, local, or federal government agency for which you provided services equal or greater in value than the payments received, such as reimbursement for travel on agency business from your government agency employer.
- A payment for travel from another local, state, or federal government agency and related per diem expenses when the travel is for education, training or other inter-agency programs or purposes.
- Travel payments received from your employer in the normal course of your employment that are included in the income reported on Schedule C.
- A travel payment that was received from a nonprofit entity exempt from taxation under Internal Revenue Code Section 501(c)(3) for which you provided equal or greater consideration, such as reimbursement for travel on business for a 501(c)(3) organization for which you are a board member.

Note: Certain travel payments may not be reportable if reported via email on Form 801 by your agency.

To Complete Schedule E:

- Disclose the full name (not an acronym) and address of the source of the travel payment.
- Identify the business activity if the source is a business entity.
- Check the box to identify the payment as a gift or income, report the amount, and disclose the date(s).
 - **Travel payments are gifts** if you did not provide services that were equal to or greater in value than the payments received. You must disclose gifts totaling \$50 or more from a single source during the period covered by the statement.

When reporting travel payments that are gifts, you must provide a description of the gift, the **date(s)** received, and the **travel destination**.

- **Travel payments are income** if you provided services that were equal to or greater in value than the payments received. You must disclose income totaling

\$500 or more from a single source during the period covered by the statement. You have the burden of proving the payments are income rather than gifts. When reporting travel payments as income, you must describe the services you provided in exchange for the payment. You are not required to disclose the date(s) for travel payments that are income.

Example:

City council member MaryClaire Chandler is the chair of a 501(c)(6) trade association, and the association pays for her travel to attend its meetings. Because MaryClaire is deemed to be providing equal or greater consideration for the travel payment by virtue of serving on the board, this payment may be reported as income. Payments for MaryClaire to attend other events for which she is not providing services are likely considered gifts. Note that the same payment from a 501(c)3 would NOT be reportable.

▶ NAME OF SOURCE (Not an Acronym)	
Health Services Trade Association	
ADDRESS (Business Address Acceptable)	
1230 K Street, Suite 610	
CITY AND STATE	
Sacramento, CA	
<input type="checkbox"/> 501 (c)(3) or DESCRIBE BUSINESS ACTIVITY, IF ANY, OF SOURCE	
Association of Healthcare Workers	
DATE(S):	AMT: \$ 150.00
(if gift)	
▶ MUST CHECK ONE: <input type="checkbox"/> Gift -or- <input checked="" type="checkbox"/> Income	
<input type="radio"/> Made a Speech/Participated in a Panel	
<input checked="" type="radio"/> Other - Provide Description <u>Travel reimbursement for board meeting.</u>	

Example:

Mayor Kim travels to China on a trip organized by China Silicon Valley Business Development, a California nonprofit, 501(c)(6) organization. The Chengdu Municipal People's Government pays for Mayor Kim's airfare and travel costs, as well as his meals and lodging during the trip. The trip's agenda shows that the trip's purpose is to promote job creation and economic activity in China and in Silicon Valley, so the trip is reasonably related to a governmental purpose. Thus, Mayor Kim must report the gift of travel, but the gift is exempt from the gift limit. In this case, the travel payments are not subject to the gift limit because the source is a foreign government and because the travel is reasonably related to a governmental purpose. (Section 89506(a)(2).) Note that Mayor Kim could be disqualified from participating in or making decisions about The Chengdu Municipal People's Government for 12 months. Also note that if China Silicon Valley Business Development (a 501(c)(6) organization) paid for the travel costs rather than the governmental organization, the payments would be subject to the gift limits. (See the FPPC fact sheet, Limitations and Restrictions on Gifts, Honoraria, Travel and Loans, at www.fppc.ca.gov.)

▶ NAME OF SOURCE (Not an Acronym)	
Chengdu Municipal People's Government	
ADDRESS (Business Address Acceptable)	
2 Caoshi St, CaoShiJie, Qingyang Qu, Chengdu Shi,	
CITY AND STATE	
Sichuan Sheng, China, 610000	
<input type="checkbox"/> 501 (c)(3) or DESCRIBE BUSINESS ACTIVITY, IF ANY, OF SOURCE	
DATE(S):	AMT: \$ 3,874.38
(if gift)	
▶ MUST CHECK ONE: <input checked="" type="checkbox"/> Gift -or- <input type="checkbox"/> Income	
<input type="radio"/> Made a Speech/Participated in a Panel	
<input checked="" type="radio"/> Other - Provide Description <u>Travel reimbursement for trip to China.</u>	
▶ If Gift, Provide Travel Destination	
Sichuan Sheng, China	

Restrictions and Prohibitions

The Political Reform Act (Gov. Code Sections 81000-91014) requires most state and local government officials and employees to publicly disclose their personal assets and income. They also must disqualify themselves from participating in decisions that may affect their personal economic interests. The Fair Political Practices Commission (FPPC) is the state agency responsible for issuing the attached Statement of Economic Interests, Form 700, and for interpreting the law's provisions.

Gift Prohibition

Gifts received by most state and local officials, employees, and candidates are subject to a limit. In 2017 and 2018, the gift limit was \$470 from a single source during a calendar year. In 2019-2020, the gift limit increased to \$500 from a single source during a calendar year.

In addition, state officials, state candidates, and certain state employees are subject to a \$10 limit per calendar month on gifts from lobbyists and lobbying firms registered with the Secretary of State. See Reference Pamphlet, page 10.

State and local officials and employees should check with their agency to determine if other restrictions apply.

Disqualification

Public officials are, under certain circumstances, required to disqualify themselves from making, participating in, or attempting to influence governmental decisions that will affect their economic interests. This may include interests they are not required to disclose. For example, a personal residence is often not reportable, but may be grounds for disqualification. Specific disqualification requirements apply to 87200 filers (e.g., city councilmembers, members of boards of supervisors, planning commissioners, etc.). These officials must publicly identify the economic interest that creates a conflict of interest and leave the room before a discussion or vote takes place at a public meeting. For more information, consult Government Code Section 87105, Regulation 18707, and the Guide to Recognizing Conflicts of Interest at www.fppc.ca.gov.

Honorarium Ban

Most state and local officials, employees, and candidates are prohibited from accepting an honorarium for any speech given, article published, or attendance at a conference, convention, meeting, or like gathering. (See Reference Pamphlet, page 10.)

Loan Restrictions

Certain state and local officials are subject to restrictions on loans. (See Reference Pamphlet, page 14.)

Post-Governmental Employment

There are restrictions on representing clients or employers before former agencies. The provisions apply to elected state officials, most state employees, local elected officials, county chief administrative officers, city managers, including the chief administrator of a city, and general managers or chief administrators of local special districts and JPAs. The FPPC website has fact sheets explaining the provisions.

Late Filing

The filing officer who retains originally-signed or electronically filed statements of economic interests may impose on an individual a fine for any statement that is filed late. The fine is \$10 per day up to a maximum of \$100. Late filing penalties may be reduced or waived under certain circumstances.

Persons who fail to timely file their Form 700 may be referred to the FPPC's Enforcement Division (and, in some cases, to the Attorney General or district attorney) for investigation and possible prosecution. In addition to the late filing penalties, a fine of up to \$5,000 per violation may be imposed.

For assistance concerning reporting, prohibitions, and restrictions under the Act:

- Email questions to advice@fppc.ca.gov.
- Call the FPPC toll-free at (866) 275-3772.

Form 700 is a Public Document Public Access Must Be Provided

Statements of Economic Interests are public documents. The filing officer must permit any member of the public to inspect and receive a copy of any statement.

- Statements must be available as soon as possible during the agency's regular business hours, but in any event not later than the second business day after the statement is received. Access to the Form 700 is not subject to the Public Records Act procedures.
- No conditions may be placed on persons seeking access to the forms.
- No information or identification may be required from persons seeking access.
- Reproduction fees of no more than 10 cents per page may be charged.

Questions and Answers

General

- Q. What is the reporting period for disclosing interests on an assuming office statement or a candidate statement?
- A. On an assuming office statement, disclose all reportable investments, interests in real property, and business positions held on the date you assumed office. In addition, you must disclose income (including loans, gifts and travel payments) received during the 12 months prior to the date you assumed office.
- On a candidate statement, disclose all reportable investments, interests in real property, and business positions held on the date you file your declaration of candidacy. You must also disclose income (including loans, gifts and travel payments) received during the 12 months prior to the date you file your declaration of candidacy.
- Q. I hold two other board positions in addition to my position with the county. Must I file three statements of economic interests?
- A. Yes, three are required. However, you may complete one statement listing the county and the two boards on the Cover Page or an attachment as the agencies for which you will be filing. Report your economic interests using the largest jurisdiction and highest disclosure requirements assigned to you by the three agencies. Make two copies of the entire statement before signing it, sign each copy with an original signature, and distribute one original to the county and to each of the two boards. Remember to complete separate statements for positions that you leave or assume during the year.
- Q. I am a department head who recently began acting as city manager. Should I file as the city manager?
- A. Yes. File an assuming office statement as city manager. Persons serving as “acting,” “interim,” or “alternate” must file as if they hold the position because they are or may be performing the duties of the position.
- Q. My spouse and I are currently separated and in the process of obtaining a divorce. Must I still report my spouse’s income, investments, and interests in real property?
- A. Yes. A public official must continue to report a spouse’s economic interests until such time as dissolution of marriage proceedings is final. However, if a separate property agreement has been reached prior to that time, your estranged spouse’s income may not have to be reported. Contact the FPPC for more information.

- Q. As a designated employee, I left one state agency to work for another state agency. Must I file a leaving office statement?
- A. Yes. You may also need to file an assuming office statement for the new agency.

Investment Disclosure

- Q. I have an investment interest in shares of stock in a company that does not have an office in my jurisdiction. Must I still disclose my investment interest in this company?
- A. Probably. The definition of “doing business in the jurisdiction” is not limited to whether the business has an office or physical location in your jurisdiction. (See Reference Pamphlet, page 13.)
- Q. My spouse and I have a living trust. The trust holds rental property in my jurisdiction, our primary residence, and investments in diversified mutual funds. I have full disclosure. How is this trust disclosed?
- A. Disclose the name of the trust, the rental property and its income on Schedule A-2. Your primary residence and investments in diversified mutual funds registered with the SEC are not reportable.
- Q. I am required to report all investments. I have an IRA that contains stocks through an account managed by a brokerage firm. Must I disclose these stocks even though they are held in an IRA and I did not decide which stocks to purchase?
- A. Yes. Disclose on Schedule A-1 or A-2 any stock worth \$2,000 or more in a business entity located in or doing business in your jurisdiction.
- Q. The value of my stock changed during the reporting period. How do I report the value of the stock?
- A. You are required to report the highest value that the stock reached during the reporting period. You may use your monthly statements to determine the highest value. You may also use the entity’s website to determine the highest value. You are encouraged to keep a record of where you found the reported value. Note that for an assuming office statement, you must report the value of the stock on the date you assumed office.

Questions and Answers Continued

Q. I am the sole owner of my business, an S-Corporation. I believe that the nature of the business is such that it cannot be said to have any "fair market value" because it has no assets. I operate the corporation under an agreement with a large insurance company. My contract does not have resale value because of its nature as a personal services contract. Must I report the fair market value for my business on Schedule A-2 of the Form 700?

A. Yes. Even if there are no *tangible* assets, intangible assets, such as relationships with companies and clients are commonly sold to qualified professionals. The "fair market value" is often quantified for other purposes, such as marital dissolutions or estate planning. In addition, the IRS presumes that "personal services corporations" have a fair market value. A professional "book of business" and the associated goodwill that generates income are not without a determinable value. The Form 700 does not require a precise fair market value; it is only necessary to check a box indicating the broad range within which the value falls.

Q. I own stock in IBM and must report this investment on Schedule A-1. I initially purchased this stock in the early 1990s; however, I am constantly buying and selling shares. Must I note these dates in the "Acquired" and "Disposed" fields?

A. No. You must only report dates in the "Acquired" or "Disposed" fields when, during the reporting period, you initially purchase a reportable investment worth \$2,000 or more or when you dispose of the entire investment. You are not required to track the partial trading of an investment.

Q. On last year's filing I reported stock in Encoe valued at \$2,000 - \$10,000. Late last year the value of this stock fell below and remains at less than \$2,000. How should this be reported on this year's statement?

A. You are not required to report an investment if the value was less than \$2,000 during the **entire** reporting period. However, because a disposed date is not required for stocks that fall below \$2,000, you may want to report the stock and note in the "comments" section that the value fell below \$2,000. This would be for informational purposes only; it is not a requirement.

Q. We have a Section 529 account set up to save money for our son's college education. Is this reportable?

A. If the Section 529 account contains reportable interests (e.g., common stock valued at \$2,000 or more), those interests are reportable (not the actual Section 529 account). If the account contains solely mutual funds, then nothing is reported.

Income Disclosure

Q. I reported a business entity on Schedule A-2. Clients of my business are located in several states. Must I report all clients from whom my pro rata share of income is \$10,000 or more on Schedule A-2, Part 3?

A. No, only the clients located in or doing business on a regular basis in your jurisdiction must be disclosed.

Q. I believe I am not required to disclose the names of clients from whom my pro rata share of income is \$10,000 or more on Schedule A-2 because of their right to privacy. Is there an exception for reporting clients' names?

A. Regulation 18740 provides a procedure for requesting an exemption to allow a client's name not to be disclosed if disclosure of the name would violate a legally recognized privilege under California or Federal law. This regulation may be obtained from our website at www.fppc.ca.gov. (See Reference Pamphlet, page 14.)

Q. I am sole owner of a private law practice that is not reportable based on my limited disclosure category. However, some of the sources of income to my law practice are from reportable sources. Do I have to disclose this income?

A. Yes, even though the law practice is not reportable, reportable sources of income to the law practice of \$10,000 or more must be disclosed. This information would be disclosed on Schedule C with a note in the "comments" section indicating that the business entity is not a reportable investment. The note would be for informational purposes only; it is not a requirement.

Questions and Answers Continued

Q. I am the sole owner of my business. Where do I disclose my income - on Schedule A-2 or Schedule C?

A. Sources of income to a business in which you have an ownership interest of 10% or greater are disclosed on Schedule A-2. (See Reference Pamphlet, page 8.)

Q. My husband is a partner in a four-person firm where all of his business is based on his own billings and collections from various clients. How do I report my community property interest in this business and the income generated in this manner?

A. If your husband's investment in the firm is 10% or greater, disclose 100% of his share of the business on Schedule A-2, Part 1 and 50% of his income on Schedule A-2, Parts 2 and 3. For example, a client of your husband's must be a source of at least \$20,000 during the reporting period before the client's name is reported.

Q. How do I disclose my spouse's or registered domestic partner's salary?

A. Report the name of the employer as a source of income on Schedule C.

Q. I am a doctor. For purposes of reporting \$10,000 sources of income on Schedule A-2, Part 3, are the patients or their insurance carriers considered sources of income?

A. If your patients exercise sufficient control by selecting you instead of other doctors, then your patients, rather than their insurance carriers, are sources of income to you. (See Reference Pamphlet, page 14.)

Q. I received a loan from my grandfather to purchase my home. Is this loan reportable?

A. No. Loans received from family members are not reportable.

Q. Many years ago, I loaned my parents several thousand dollars, which they paid back this year. Do I need to report this loan repayment on my Form 700?

A. No. Payments received on a loan made to a family member are not reportable.

Real Property Disclosure

Q. During this reporting period we switched our principal place of residence into a rental. I have full disclosure and the property is located in my agency's jurisdiction, so it is now reportable. Because I have not reported this property before, do I need to show an "acquired" date?

A. No, you are not required to show an "acquired" date because you previously owned the property. However, you may want to note in the "comments" section that the property was not previously reported because it was used exclusively as your residence. This would be for informational purposes only; it is not a requirement.

Q. I am a city manager, and I own a rental property located in an adjacent city, but one mile from the city limit. Do I need to report this property interest?

A. Yes. You are required to report this property because it is located within 2 miles of the boundaries of the city you manage.

Q. Must I report a home that I own as a personal residence for my daughter?

A. You are not required to disclose a home used as a personal residence for a family member unless you receive income from it, such as rental income.

Q. I am a co-signer on a loan for a rental property owned by a friend. Since I am listed on the deed of trust, do I need to report my friend's property as an interest in real property on my Form 700?

A. No. Simply being a co-signer on a loan for property does not create a reportable interest in real property for you.

Gift Disclosure

Q. If I received a reportable gift of two tickets to a concert valued at \$100 each, but gave the tickets to a friend because I could not attend the concert, do I have any reporting obligations?

A. Yes. Since you accepted the gift and exercised discretion and control of the use of the tickets, you must disclose the gift on Schedule D.

Questions and Answers Continued

- Q. Julia and Jared Benson, a married couple, want to give a piece of artwork to a county supervisor. Is each spouse considered a separate source for purposes of the gift limit and disclosure?
- A. Yes, each spouse may make a gift valued at the gift limit during a calendar year. For example, during 2018 the gift limit was \$470, so the Bensons may have given the supervisor artwork valued at no more than \$940. The supervisor must identify Jared and Julia Benson as the sources of the gift.
- Q. I received free admission to an educational conference related to my official duties. Part of the conference fees included a round of golf. Is the value of the golf considered informational material?
- A. No. The value of personal benefits, such as golf, attendance at a concert, or sporting event, are gifts subject to reporting and limits.
- Q. I am a Form 700 filer with full disclosure. Our agency holds a holiday raffle to raise funds for a local charity. I bought \$10 worth of raffle tickets and won a gift basket valued at \$120. The gift basket was donated by Doug Brewer, a citizen in our city. At the same event, I bought raffle tickets for, and won a quilt valued at \$70. The quilt was donated by a coworker. Are these reportable gifts?
- A. Because the gift basket was donated by an outside source (not an agency employee), you have received a reportable gift valued at \$110 (the value of the basket less the consideration paid). The source of the gift is Doug Brewer and the agency is disclosed as the intermediary. Because the quilt was donated by an employee of your agency, it is not a reportable gift.
- Q. My agency is responsible for disbursing grants. An applicant (501(c)(3) organization) met with agency employees to present its application. At this meeting, the applicant provided food and beverages. Would the food and beverages be considered gifts to the employees? These employees are designated in our agency's conflict of interest code and the applicant is a reportable source of income under the code.
- A. Yes. If the value of the food and beverages consumed by any one filer, plus any other gifts received from the same source during the reporting period total \$50 or more, the food and beverages would be reported using the fair market value and would be subject to the gift limit.

ATTACHMENT
III.C.

From: CCVFCA [<mailto:ccvfca@floodassociation.net>]

Sent: Tuesday, January 08, 2019 12:55 PM

To: CCVFCA <ccvfca@floodassociation.net>

Subject: CCVFCA 2019 Food Forum - Save The Date

CA Central Valley Flood Control Association
Invites You to Attend...

2019 FLOOD FORUM

SAVE THE DATE

Wednesday, March 20, 2019

10 a.m.- 1:30 p.m.

Dante Club

2330 Fair Oaks Blvd., Sacramento

March is when **National Flood Safety Awareness Week** reminds the public about the importance of investing in flood protection. It's also when the **CCVFCA Annual Flood Forum** and luncheon addresses the most current issues affecting the Central Valley's extensive flood control system.

Please mark your calendars to hear a panel of experts present their views at this years Flood Forum.

[Click Here to Register Now!](#)



CALIFORNIA CENTRAL VALLEY
FLOOD CONTROL
ASSOCIATION



Tisdale Weir 1997 Courtesy of DWR

ATTACHMENT
III.G.1.

CALIFORNIA

SENATOR BILL DODD

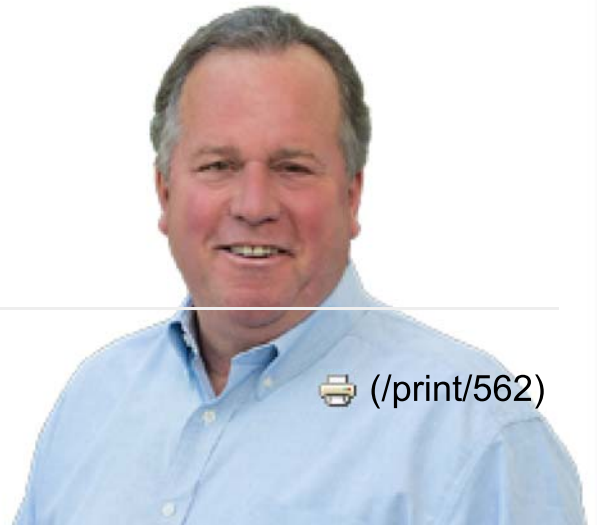
Senate District 3

(/)

Sen. Dodd Introduces Delta Tunnels Oversight Bill

Friday, February 1, 2019

SACRAMENTO – Sen. Bill Dodd, D-Napa, introduced legislation today that will help protect California’s precious water supply and ensure the vitality of the Sacramento-San Joaquin Delta by requiring more legislative oversight and public scrutiny of the state’s twin-tunnels project known as WaterFix. (<http://sd03.senate.ca.gov/>)



 (/print/562)

“In years past, there has been too little opportunity for impacted communities to influence this flawed project, which will have a massive impact on the Delta’s environment, the local economy and drinking water quality,” said Sen. Dodd, co-chair of the Legislative Delta Caucus. “This bill gives the Legislature and Delta residents a place at the table to learn about what’s going on, express concerns and offer solutions that will serve Californians. We’re eager to begin a new chapter, where the voices of those who live in our Delta communities are adequately considered.”

Senate Bill 204 would establish requirements for both the Department of Water Resources and the Delta Conveyance, Design and Construction Authority to submit information about pending State Water Project contracts to the Legislature for public review, prior to those agencies moving forward with Delta Tunnel work.

The bill is supported by Delta advocates such as Restore the Delta. It is co-authored by members of the Legislative Delta Caucus, including co-chair Assemblymember Jim Frazier, Assemblymembers Susan Eggman, Jim Cooper, Tim Grayson, Kevin McCarty, and Senators Cathleen Galgiani, Richard Pan, and Steve Glazer.

“Californians deserve to know the true financial and environmental impacts of WaterFix, the largest public works project in state history,” said Barbara Barrigan-Parrilla, executive director of Restore the Delta. “SB 204 will help make the planning process more transparent so member of the public can evaluate WaterFix for themselves.”

“This is a commonsense, good-government bill that increases accountability,” said Assemblymember Frazier, D-Discovery Bay. “Any large infrastructure project or major decision by a state agency should have legislative oversight. This is why people elect us. To protect their interests. Hopefully, the foolish WaterFix proposal will never be allowed to move forward. It would be the most expensive project in the state’s history and we are still totally in the dark about what the true costs will be. But if it does move forward, this bill will provide another level of scrutiny by the Legislature.”

###

Senator Bill Dodd represents the 3rd Senate District, which includes all or portions of Napa, Yolo, Sonoma, Solano, Sacramento and Contra Costa counties. More information on Senator Bill Dodd can be found at www.senate.ca.gov/dodd.



([http://sd03.senate.ca.gov/e-](http://sd03.senate.ca.gov/e-newsletter-sign)

[newsletter-sign](http://sd03.senate.ca.gov/e-newsletter-sign))

Upcoming Events



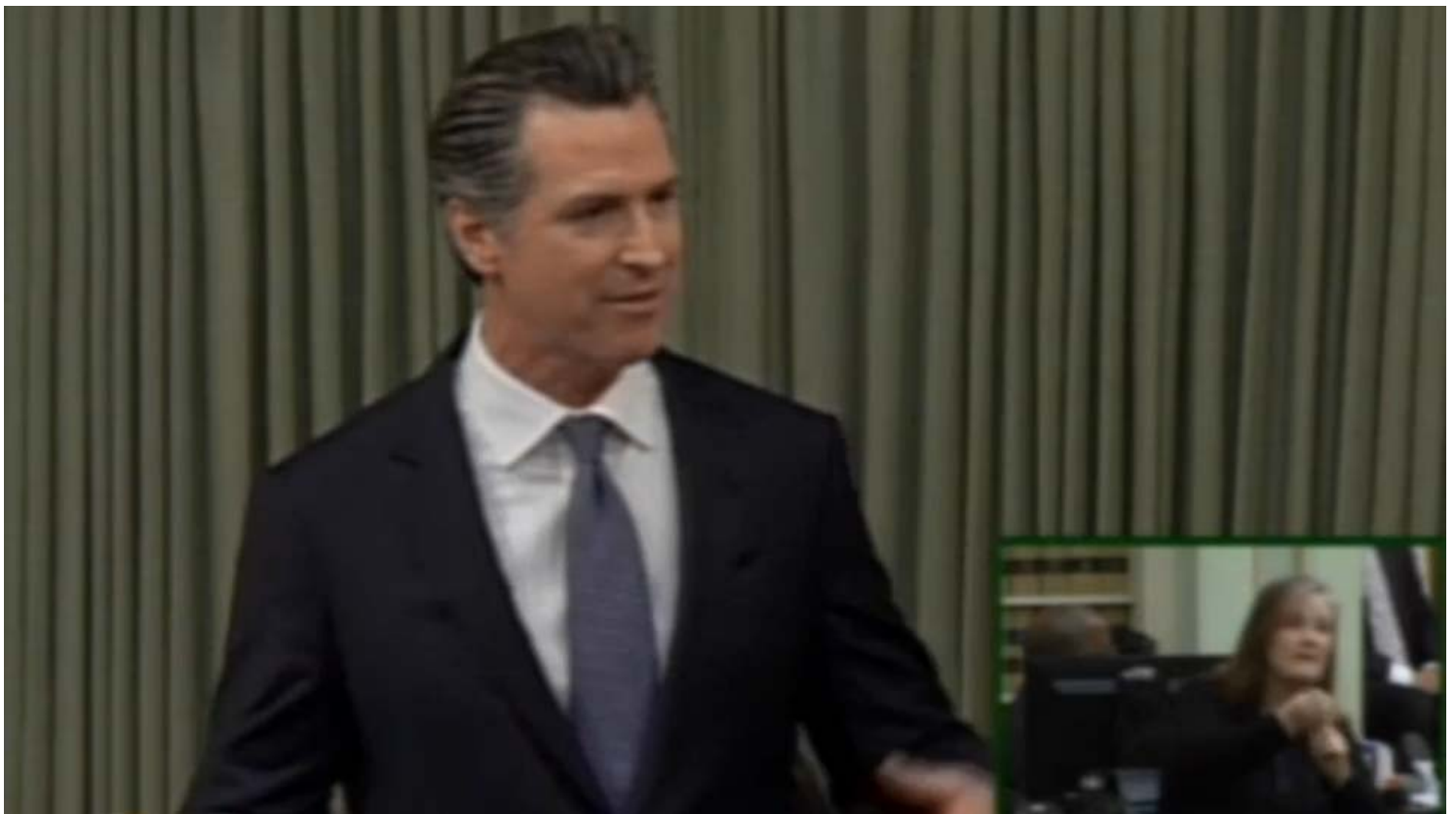
DELTA NEWS

California Gov. Gavin Newsom downsizes Delta water project: one tunnel, not two

BY DALE KASLER AND
RYAN SABALOW



FEBRUARY 12, 2019 11:29 AM, UPDATED FEBRUARY 13, 2019 07:55 PM



California Gov. C
By David Caraccio

Gov. Gavin Newsom, diving into one of California's most contentious water issues, said Tuesday he wants to downsize the Delta tunnels project. The Democratic governor also set out to overhaul state water policy by naming a new chair of the state's water board.

Newsom said he wants the twin-tunnel project — designed to [re-engineer the troubled estuary](#) that serves as the hub of California's elaborate water-delivery system — reduced to a single tunnel.

“I do not support the WaterFix as currently configured,” Newsom said during his first State of the State address, using the official term for the Delta project. “Meaning, I do not support the twin tunnels. We can build, however, on the important work that's already been done. That's why I do support a single tunnel.”

The announcement likely means WaterFix would require a fresh set of environmental reviews before it can proceed, translating into additional delays for a project that's been in the planning stage for more than a decade and will take an estimated 15 years to build.

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At the same time, a single tunnel would almost certainly save billions of dollars for a project, which carries a current price tag of \$16.7 billion, that's had trouble achieving full funding.

Newsom also attempted to strike a more centrist tone on water policy in general, saying “we have to get past the old binaries, like farmers versus environmentalists, or North versus South.” He appointed a new chair of the State Water Resources Control board, Joaquin Esquivel, whom the governor said will “help bring this balance.”

READ NEXT

CAPITOL-ALERT

‘Let's be real.’ Gavin Newsom says he'll cut back on California's high speed rail plan

FEBRUARY 12, 2019 11:49 AM

A former assistant secretary at the state Natural Resources Agency, Esquivel has been a board member for two years and will replace Felicia Marcus, a former official with the Natural Resources Defense Council. Marcus [frustrated farmers and the city of San Francisco](#) over plans to reallocate water from farms and cities to prop up struggling fish populations. Newsom is a former San Francisco mayor.

Marcus has chaired the water board since 2013 and her term expired last month.

“We are disappointed that he has removed from the state water board Felicia Marcus, one of the state's best and most even-handed leaders on water issues,” said Kathryn Phillips, director of Sierra Club California. She called Marcus, “a recent target of big agricultural interests.”

With Marcus out, farming advocates said they were hopeful that the board would be more likely to approve water-sharing settlements brokered by former Gov. Jerry Brown's administration late last year — compromises endorsed by Newsom. Marcus didn't act on the compromises in December and instead had her board move ahead with reallocating more water to fish. Farming groups have sued over what they call a "water grab."

"With the change in the board, we're hopeful we'll see some movement and more flexibility in meeting our water supply and ecosystem needs," said Mike Wade, executive director of the California Farm Water Coalition.

In addition, Newsom reiterated his support for [a drinking water tax](#) that would raise millions for troubled water agencies plagued with unsafe supplies, including many in the San Joaquin Valley. "Solving this crisis will demand sustained funding," he said. "It will demand political will from each and every one of us."

READ NEXT

CAPITOL-ALERT

Gov. Gavin Newsom's first State of the State speech: Here's what you need to know

FEBRUARY 12, 2019 11:01 AM

The future of the Delta tunnels has been shaky for months. At one point a year ago, Brown suggested reducing WaterFix to a single tunnel as a way of slashing costs. But last April the powerful [Metropolitan Water District of Southern California](#) agreed to double its contribution to the project, to \$10.8 billion, putting the two-tunnel approach back on track.

Even so, it wasn't clear if the two-tunnel approach would survive the transition to Newsom's administration. Newsom said in early January that he was "concerned about the twin tunnels" but signaled that he still wanted the project to go forward in some fashion. In October, he told the Los Angeles Times that a [single tunnel](#) could calm fears that Metropolitan would use the tunnels to siphon more water from Northern California.

Water moves from north to south through a pair of giant pumps — one operated by the State Water Project, the other by the federal government's Central Valley Project — at the south end of the Sacramento-San Joaquin Delta. Decades of pumping has degraded the Delta's eco-system and left Delta smelt and Chinook salmon in danger of extinction. Sometimes the pumps work so hard, they reverse river flows within the Delta and push migrating fish toward predators and the pumps themselves.

Because those fish are protected by the Endangered Species Act, the pumps often have to be throttled back, allowing water to flow to the ocean instead of getting delivered to the two projects' member agencies in the south state.

WaterFix would alter how water flows through the Delta, by diverting some of the Sacramento River near Courtland and piping it underground to the pumps 40 miles away. That's designed to ease the "reverse flow" problem, protecting the fish and enabling pumping to proceed with fewer interruptions. Proponents say the tunnels would also keep drinking water flowing to cities such as Los Angeles when earthquakes hit the Delta and climate change causes sea levels to rise, making the Delta's water too salty.

Metropolitan general manager Jeff Kightlinger said he supports the one-tunnel plan even though he believes it wouldn't work as well as two tunnels. In an interview with The Sacramento Bee after Newsom's speech, he expressed frustration that the project will be delayed even more.



Gavin Newsom revealed his \$209 billion California state budget proposal on Jan. 10, 2019.

By [Hector Amezcua](#) | [Alyssa Hodenfield](#)

“We’ve been working on this project a long time, and people like to delay projects they don’t like,” Kightlinger said. “That’s usually the best way to kill a project. In our view, we run the risk of a Katrina-type event and having a huge disaster for our state. The more we push the can down the road, the more exposed we are.”

Officials in Newsom’s administration said the shift to one tunnel will still help the Delta enormously — and won’t delay the project. “A single-tunnel, smaller project provides the important environmental and water supply benefits California needs,” said Karla Nemeth, director of the Department of Water Resources, in a prepared statement. “Governor Newsom’s vision can be implemented more quickly.”

Many environmentalists and local government officials in the Sacramento area have generally opposed WaterFix, regardless of the number of tunnels, arguing that the project would worsen the Delta’s problems. Delta farmers in particular say the project, by siphoning a portion of the Sacramento River’s flow, would leave the estuary much saltier and less conducive to growing crops.

“We are grateful today that Gov. Newsom is burying the twin tunnels,” said Barbara Barrigan-Parrilla of Restore the Delta, a group that’s opposed the project.

“I am skeptical about one tunnel,” she added, but said her organization is willing “to re-evaluate it with fresh eyes.”

One tunnel down, one to go. [#StopTheTunnels](#). [#SaveTheDelta](#). <https://t.co/YL8OaXkIoo>

— John Garamendi (@RepGaramendi) February 12, 2019

Rep. John Garamendi, D-Walnut Grove, indicated he continues to oppose the project, tweeting, “One tunnel down, one to go.”

Critics are suing to block the project; they’re also trying to prevent state officials from securing crucial permits from the State Water Resources Control Board, which has to sign off on the plan to divert water near Courtland. Environmentalists are also fighting the state’s attempt to get approvals from [the Delta Stewardship Council](#), a state agency that must rule that WaterFix puts environmental protection on an equal footing with the goal of improving water deliveries.

The project has struggled with another huge hurdle: money. WaterFix is to be financed by the south-of-Delta water agencies that would benefit from its construction. But even though WaterFix is a joint federal-state effort, San Joaquin Valley farmers who receive water from the federal Central Valley Project have refused to pledge any dollars, saying the cost is too high. With the project reduced to a single tunnel, however, the gap in funding could disappear.

Newsom’s announcement left unclear what role the federal government will pay in WaterFix. [President Donald Trump’s administration](#) has shown little support for the project and is working to relax environmental rules in order to deliver more water to Valley agriculture, to the outrage of environmentalists.

Erin Curtis, a spokeswoman for the U.S. Bureau of Reclamation, said her agency will “work with the state to determine what a modified project as described by Governor Newsom today would mean for the Central Valley Project.”

Kightlinger, the Metropolitan general manager, said it’s unlikely the project will need the federal Central Valley Project irrigators to pay up if it becomes just a single tunnel. That also means that the farmers won’t get to use the project either, he said.



The California Department of Water Resources is planning to construct twin tunnels to carry Sacramento River water under the Delta. The intakes would be located just south of Sacramento. Here’s what would be involved in their construction.

By [Nik Wesson](#)

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DELTA

Here’s what construction of the Delta tunnel intakes would look like

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JANUARY 03, 2019 12:01 AM

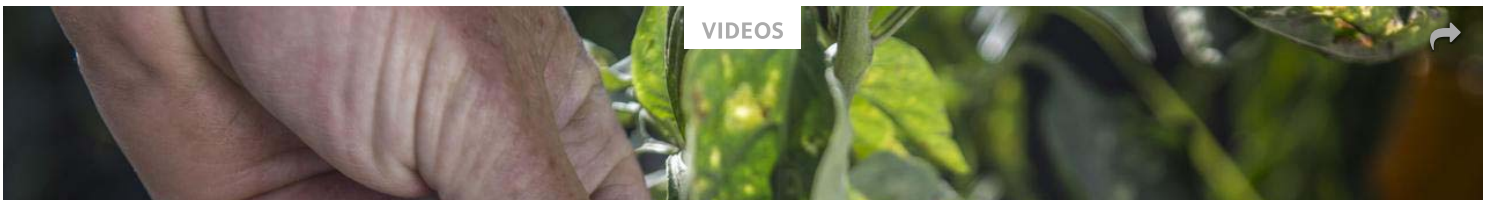


DALE KASLER

916-321-1066

Dale Kasler covers climate change, the environment, economics and the convoluted world of California water. He also covers major enterprise stories for McClatchy’s Western newspapers. He joined The Bee in 1996 from the Des Moines Register and graduated from Northwestern University.

Comments



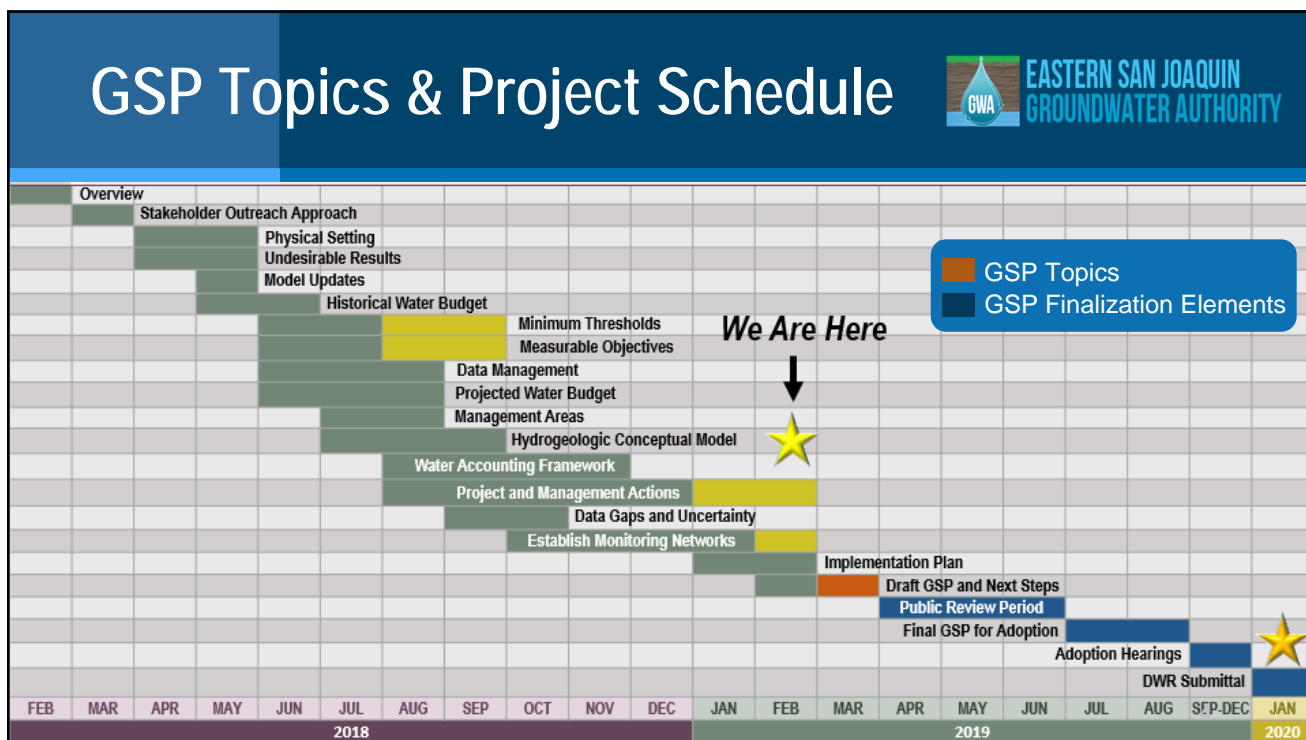
ATTACHMENT
III.G.2.



	<h2>Agenda</h2> 
	<ul style="list-style-type: none">• Approval of November Meeting Minutes• Roadmap Update & Deliverables• Informational Meeting Recap• Outreach & Groundwater Sustainability Workgroup Update• Pathway Toward GSP Preparation• Financing• Financial Report• Grant Agreement Update• Changes to GSAs• March Agenda Items <p>2</p>



Roadmap Update & Deliverables



Reminder: State Intervention



- There are stipulations in the regulation if GSAs cannot come to agreement
- If deadline is missed or if DWR determines a plan is not adequate or progress toward sustainability is not occurring, the State Water Resources Control Board (SWRCB) can designate basins as “probationary” and directly manage groundwater extractions. If this occurs, the State can control extractions through pumping allocations (metering and monthly reporting required)

5

Potential Fees for Under State Intervention – State Backstop



Fee Category*	Annual Fee	Applicable Parties
Base Filing Fee	\$300 per well	All extractors required to report.
Unmanaged Rate	\$25 per acre-foot	Extractors in unmanaged areas. If extractors use a meter to measure extractions the rate is \$10 per acre-foot.
Probationary Rate	\$40 per acre-foot	Extractors in probationary basins.
Interim Plan Rate	\$55 per acre-foot	Extractors in probationary basins where the Board determines an interim plan is required.
De minimis Fee	\$100 per well	A well owner that extracts two acre-feet or less per year for domestic purposes in a probationary basin, if the Board decides these extractions are significant.
Late Fee	25% of total fee per month	Extractors that do not file reports by the due date.

*Fees are subject to change. Additional information available at waterboards.ca.gov/gmp.

Potential Fees for Under State Intervention – State Backstop



Fee Example Scenarios

1. The following table provides examples of how the proposed probationary fee rates for eight hypothetical farms would approximately relate to a fee based on irrigated acreage:

Crop	Irrigated Acreage	Acre Feet of Water Applied Annually Per Acre (DWR ^(b))	Probationary Rate	Cost per Acre	Total Cost
Alfalfa	150	5.05	\$40	\$202	\$30,300
Almonds	150	3.54	\$40	\$142	\$21,240
Corn	150	2.83	\$40	\$113	\$16,980
Cotton	150	3.09	\$40	\$124	\$18,540
Grapes	150	1.86	\$40	\$74	\$11,160
Misc. Fruit Trees	150	3.3	\$40	\$132	\$19,800
Pistachios	150	3.54	\$40	\$142	\$21,240
Rice	150	4.56	\$40	\$182	\$27,360

(b) State-wide averages, Department of Water Resources, Agricultural Land and Water Use Estimates, 2010

2. The following table provides examples of how the proposed probationary fee rates would apply to a municipal water supplier and industrial user:

Purpose of Use	Example Volume	Probationary Rate	Total Cost
Municipal Water Supply	3,600 acre-feet	\$40	\$144,000
Semiconductor Factory (Industrial)	5,200 acre-feet	\$40	\$208,000

Advisory Committee Recommendation



- There has been a request for an administrative review of the chapters by GSA attorneys/staff two months prior to release to the GWA Board, Advisory Committee, and the public
- The Advisory Committee discussed and the Board will take action in March

Pros & Cons of Administrative Review Period



Pros	Cons
<ul style="list-style-type: none">• Legal review completed before drafts are released to public	<ul style="list-style-type: none">• Workgroup gets no information before public• Schedule is pushed back; GWA administrative draft review period replaced

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Informational Meeting Recap

Informational Meeting Recap



- Thank you GSAs for sending representatives!
- Open House materials are posted to the website
- Feedback on the event – what would you like to see done differently next time?



Outreach & Groundwater Sustainability Workgroup Update

Tracking GSA Outreach Efforts



- Reminder: GSAs have been asked to fill out a simple survey each month to indicate the outreach activities planned for the coming month with approximate data on implementation
- Logged outreach activities have been distributed


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Groundwater Sustainability Workgroup Update




- 10 Workgroup members and 2 members of the public attended the Groundwater Sustainability Workgroup meeting held on January 9th
- The next Workgroup meeting will be held on February 13th at 4:00pm at the San Joaquin County Public Works Department
- Notes from the November Workgroup meeting are available on the website, esjgroundwater.org (under 'Agendas' tab)
- Situation Assessment is complete – review of highlights


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Groundwater Sustainability Workgroup Update



**EASTERN SAN JOAQUIN
GROUNDWATER AUTHORITY**



1810 E. Hazelton Avenue
P. O. Box 1818
Stockton, CA 95211

(209) 468-2888
ESJgroundwater@gspr.org
esjgroundwater.org

Eastern San Joaquin Groundwater Authority Groundwater Sustainability Workgroup
February 13, 2019
4 - 5:30 p.m.
San Joaquin County Public Works Department
1810 E. Hazelton Ave., Stockton, CA
Conference Room A

Agenda

- I. Welcome
- II. Meeting Objectives
- III. Roadmap & Deliverables Update
- IV. Financing
 - Discussion: What financing options should be considered for GSP project implementation?
- V. Informational Meeting Recap
- VI. Announcements
- VII. Other Topics
 - a. Non-agenda Items
 - b. Public Comment

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Pathway to GSP Preparation



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- Prepare GSA-level water budgets
 - Meeting with GSAs Feb/Mar to review
 - Determine preferred approach to meeting needs by GSA (local projects, multiple GSAs working together, regional projects, etc)
- Determine appropriate funding / financing approach
 - GSA-level, multiple GSAs jointly funding, regional funding
- Identify additional regional projects necessary for subbasin-level SGMA requirements

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Sharing GSA-Level Water Balances



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- Over the next two months, we will meet with GSAs individually for quality control review of their water balances
- GSA-level water balances will be shared with the Advisory Committee at the April meeting once these discussions have taken place
- Basin benefits (e.g., subsurface flows from rivers) will be treated as a benefit to the entire basin

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A Hybrid Solution



- Basin-wide and GSA-scale projects will be discussed
 - Potential for enhanced flexibility for GSAs
 - Potential for a diversity of funding mechanisms
 - Understanding GSA-level water budgets will help GSAs determine if GSA-level projects are needed or desired

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How Will We Figure out What Goes Into the Implementation Plan?



- Prepare GSA-level water budgets
 - Meeting with GSAs Feb/Mar to review
 - Determine preferred approach to meeting needs by GSA (local projects, multiple GSAs working together, regional projects, etc)
- Determine appropriate funding / financing approach
 - GSA-level, multiple GSAs jointly funding, regional funding
- Identify additional regional projects necessary for subbasin-level SGMA requirements
- Present approach at April meeting
- Board approval in May of any regional projects

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Financing Agenda

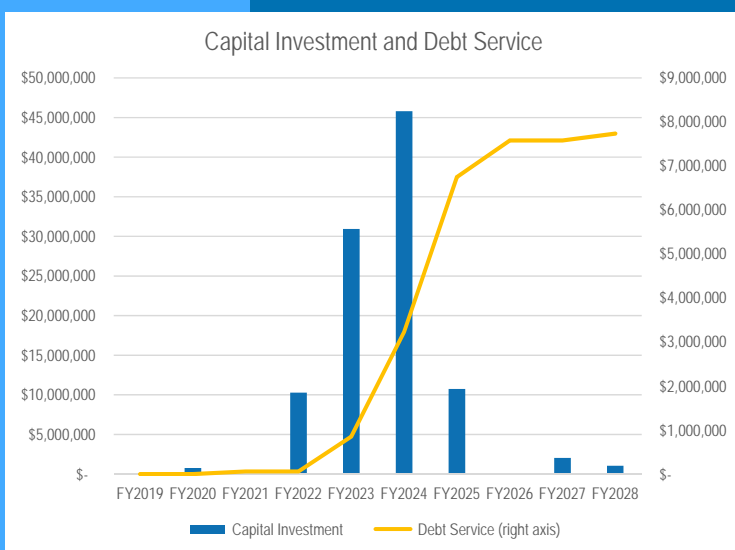


- Financing Strategies
 - Property / Sales Taxes
 - Targeted taxes
 - Usage rates / charges
 - Benefits allocation and billing of GSAs
 - “Blended” approach
- Considerations specific to ESJ
- Examples of other successful multi-party cost sharing



Financing Strategies

How will we determine annual funding requirements?



Cash Flows for Capital Improvements Projects

- Financing for ~\$85M in FY2019 CCE
- (~\$102M escalated)
- Assumes 4.5%, 20-year financing
- Linked to construction schedule, the annual debt service obligation grows to \$7.75M by FY2028

ESJ Specific Considerations



- Basin-scale, GSA-scale, or hybrid approach
- Which GSAs will have implementation projects?
- Cost allocation for administrative costs
 - Monitoring and reporting
 - Data collection and analysis
 - Project implementation
 - Administrative actions
 - 5-year update
 - DMS updates
 - Public outreach
 - Website maintenance
 - Legal support
 - Grant writing

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Financing Strategies



Four primary ways of raising revenue

1. Usage Rates / Charges
2. Property / Sales Taxes
3. Targeted Taxes
4. Benefits allocation and billing of GSAs

Most multi-party organizations use a “blended” approach

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Prop 218 – Example Fee Structure



1. Flat Assessment by Parcel: All parcels assessed the same fee or tax
2. Flat Assessment by Class and Parcel: All parcels of the same class assessed the same fee or tax.
3. Agricultural Flat Fee, Non-Agricultural by Parcel Size (Gross Area): All agricultural parcels assessed the same fee or tax; all non-agricultural parcels assessed in accordance with size
4. Lot Size (Gross Area): All parcels assessed in accordance with size
5. Parcel Factor: Parcel assessed using a factor that estimates groundwater use of that parcel based on the customer class
6. Account Specific (e.g. actual pumping volume, etc.): Calculation of actual pumping volume, calculations of recharge areas, any calculation of credits based on groundwater conservation activity to create a highly unique assessment by parcel

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Case Studies in Cost Sharing



Case Study	Corollary to ESJ
Water Conserv II : Largest water recharge and reuse operation in the US	Effective cost-share model developed for complicated, multi-agency project
MWRA : Regional utility with over 50 members which has collaboratively funded >\$6 billion in aggregate infrastructure	Successful cost allocation developed between very different agencies
Nurse River	Regional effort similar to single GSAs developing plans
Sonoma County	Local effort melds various revenue streams to fund compliance
Salinas Valley Basin GSA	SGMA compliance fee-based funding: \$2.27 non-agricultural; \$4.81 per irrigated acre for agricultural users to fund the agency



GWA Financial Report

GWA Financial Report



EASTERN SAN JOAQUIN
GROUNDWATER AUTHORITY

- County representative to provide update on the ESJ GWA financial report

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Grant Agreement Update

Grant Agreement Update

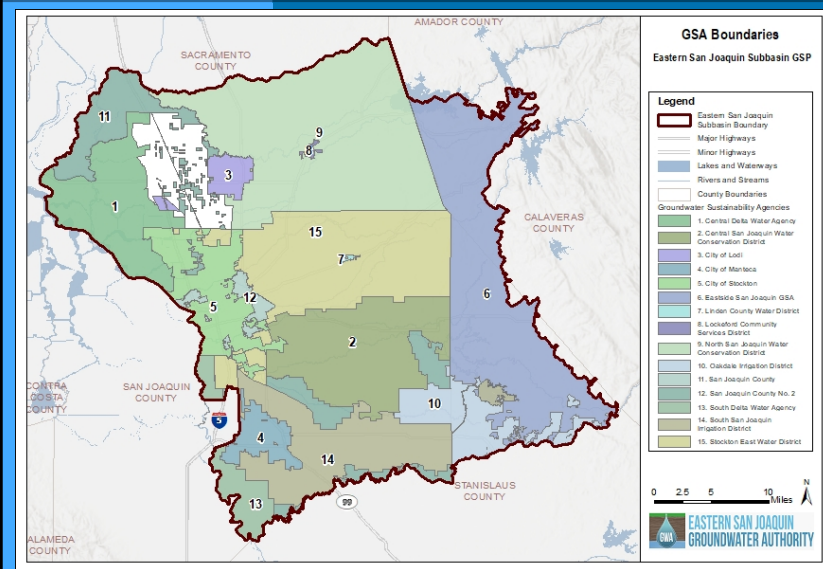


- The DWR 2017 Proposition 1 Sustainable Groundwater Planning (SGWP) Grant has been approved and is in the process of being amended to incorporate updates to the basin map and budget table
- Total grant amount: \$1,500,000
- Invoices can be submitted to DWR once amendment is finalized

Action Item: Authorize secretary to sign grant amendment.



Changes to GSAs



- City of Lathrop Basin Boundary Modification
- Woodbridge Irrigation District GSA withdrawal



March Agenda Items

March Agenda Items



- Projects & Management Actions
- Implementation Plan
- Financing

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ATTACHMENT
IV.A-B.



NEWS

Lawsuits from Central Valley, Bay Area keep state 'water grab' tied up in courts

BY KEN CARLSON



FEBRUARY 05, 2019 05:13 PM, UPDATED FEBRUARY 06, 2019 12:17 PM





Northern California has several significant dams that represent important parts of the state's water management and flood-control projects. These dams are some of the key structures on important streams and rivers.

By Brian Blomster / File photos from Sacramento Bee, Department of Water Resources, Bureau of Reclamation

An assortment of groups, from a leading farming organization to a water supplier for Silicon Valley, joined the legal fray in courts over the State Water Board decision in December to reduce water diversions for farms and cities from the Tuolumne, Stanislaus and Merced rivers.

Monday, the California Farm Bureau Federation said it filed a lawsuit in Sacramento Superior Court, charging the water board's plan misrepresents and underestimates the impacts on Central Valley agriculture, which is the lifeblood of local communities. The plan would require irrigation districts to leave 30 to 50 percent of watershed runoff in the rivers from February through June to push young salmon downstream to the San Joaquin-Sacramento delta and the ocean.

Lawsuits opposing the Dec. 12 decision were filed in early January on behalf of Modesto, Turlock, Oakdale, Merced and South San Joaquin irrigation districts. The Farm Bureau, with 36,000 members in California, filed its own suit because many of its members outside those water districts are affected by the state board decision, a spokesman said.

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The suit charges that the Bay-Delta water quality plan for the lower San Joaquin River and its tributaries violates the California Environmental Quality Act because the economic losses and community impacts are “insufficiently analyzed, insufficiently avoided and insufficiently mitigated.”

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Jim Houston, the Farm Bureau's manager of government and legal affairs, said the state's environmental review also failed to consider impacts related to California's Sustainable Groundwater Management Act. After irrigation deliveries are cut, farmers will desperately turn to groundwater pumping to keep their trees alive, but are certain to run into SGMA restrictions.

According to the Farm Bureau, the state board brushed off the warnings of damage to the ag industry and approved a salmon restoration plan that simply entails letting more water flow in rivers. A different approach, including well-timed water releases and lower water temperatures during spawning, food supply and habitat projects, and efforts to control predation of juvenile salmon, is a better solution for fish and people, the Farm Bureau contended.

The emotions leading up to the Dec. 12 decision — and the legal action that's followed — have touched off debate on what exactly could restore a severely impaired delta estuary and depleted salmon populations and what it will cost for Central Valley communities, Bay Area water customers and Southern California interests that rely on the delta.

In updating the Bay-Delta water quality plan, the State Water Board is expected to balance the needs of cities, industry, recreation, agriculture and wildlife. A 2010 state report, often cited by environmentalists, said 60 percent of unimpaired flow from the San Joaquin and its branches were desirable for creating natural conditions for native fish species in the estuary, which mainly consists of man-made channels and diked farmland.

As a regulatory agency, the state water board is obligated to harmonize the competing interests that receive Northern California water that's transported through the delta by the state and federal water projects. Near the end of the Dec. 12 meeting in Sacramento, the board members agreed to delay the next step in the process until March, which allowed more time for voluntary settlement talks between state Department of Natural Resources staff and local irrigation districts.

Those talks have focused on a \$1.7 billion plan, unveiled at the Dec. 12 hearing, for supporting salmon and refreshing the delta with 700,000 acre feet of water from the Sacramento and San Joaquin river systems.

The State Water Board decision also is opposed by the San Francisco Public Utilities Commission, which is supporting litigation to protect its Tuolumne River supplies in Hetch Hetchy Reservoir, the source of deliveries for 2.7 million Bay Area water customers.

Also challenging the plan is the Santa Clara Valley Water District. Its lawsuit in mid-January attacks the state's environmental review for not accounting for depletion of groundwater in Santa Clara County. About 15 percent of water from Silicon Valley cities like San Jose, Palo Alto and Mountain View comes from the San Francisco PUC.

The Santa Clara water agency agreed with San Francisco and the Central Valley plaintiffs that there are more effective solutions for increasing the salmon population.

“We respect the state's efforts in the last few years to address the issue of fish decline,” said board chair Linda LeZotte of the Santa Clara district, in a news release announcing the suit. “We hope the courts can help us all arrive at a balanced decision that benefits the delta and doesn't leave the Silicon Valley high and dry.”

The delta plan also drew a Jan. 25 lawsuit from a coalition that wants to save the historic migrations of chinook salmon in the rivers.

The Pacific Coast Federation of Fishermen's Associations charged the plan has insufficient flows for protecting imperiled salmon and other species in the delta. The coalition, including the North Coast Rivers Alliance and Winnemem Wintu Tribe, claims that numerous public trust resources, including fish, wildlife and recreation, will be adversely affected because the river flows were set below the 60 percent in the state's 2010 flow criteria report.

Berkeley attorney Stephan Volker, representing the coalition, said in an email Tuesday the proposed voluntary settlements don't come close to restoring the unimpaired flows recommended by the State Water Board's scientists.

A water board led by Chairwoman Felicia Marcus, a former lead attorney for the Natural Resources Defense Council, hasn't given Central Valley leaders much confidence of finding an acceptable middle ground.

MID and TID officials have assured that lawsuits can delay implementation of the Bay-Delta plan for years. The suit on behalf of TID claims the water board approved a different Bay-Delta plan than was analyzed in the environmental review. A plan that originally specified 40 percent unimpaired flows

February through June later evolved to include “flow shaping” and “flow shifting” at different times of year, reservoir refill restrictions in dry years and minimum storage requirements.

Those additional elements are expected to wreak the most damage on the local economy and communities and were not adequately studied, according to Arthur Godwin, special counsel for TID. The district’s suit also alleges the Bay-Delta plan violates state and federal due process laws; that is, water rights are property and property can’t be taken away without due process.

In addition, TID also claims the board’s environmental review was “unlawfully segmented” when the Bay-Delta plan was broken into two phases looking separately at the San Joaquin and Sacramento watersheds. Godwin cites scientific opinion affirming that the delta issues can’t be resolved without contributions from both river systems.

 **Comments** 

SECTIONS



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NEWS

Felicia Marcus removed from State Water Board. 'It was time for a change.'

BY KEN CARLSON

FEBRUARY 12, 2019 05:47 PM



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Prize At Stake

Publishers Clearing House

A \$1,000,000 prize could be well within your grasp. All you have to do is enter—for free!



The State Water Resources Control Board will hold two days of hearings on a proposal to leave more of the water in the lower San Joaquin River and its three tributaries, the Tuolumne, Merced and Stanislaus.

By

Felicia Marcus, whose push for larger river flows angered farmers and community leaders in the Northern San Joaquin Valley, won't continue as chairwoman of the State Water Resources Control Board.

Gov. Gavin Newsom named Joaquin Esquivel as chairman of the powerful water regulatory board. In his first State of the State Address, Newsom said Tuesday that Esquivel would bring balance to state water policy. His appointment is considered a positive sign for voluntary settlement agreements that are less onerous for water agencies like the Modesto and Turlock irrigation districts.

Careful on those slippery roads, as vehicle incidents show

In December, the water board approved a Bay-Delta plan requiring 30 to 50 percent of unimpaired flows February through June in the Tuolumne, Stanislaus and Merced rivers to improve the Sacramento-San Joaquin Delta and boost salmon populations. Newsom and former Gov. Jerry Brown have leaned toward settlement agreements to

find creative ways to improve the ecosystem; ongoing settlement talks with water districts are expected to continue until March.

“With the change in the board, we’re hopeful we’ll see movement to more flexibility in meeting our water supply and ecosystem needs,” said Mike Wade of Modesto, executive director of the California Farm Water Coalition.

Laurel Firestone, co-founder of the Community Water Center, was appointed as the replacement for Marcus, whose term expired Jan. 15. Firestone’s appointment is consistent with Newsom’s push for clean drinking water for communities. It’s estimated a million people in California live without it.

Firestone has been an advocate for addressing wells contaminated with nitrates.

During the sometimes testy hearings on the Bay-Delta plan last fall, valley leaders gave credit to Esquivel for visiting communities that would be affected by the water board plan. MID, TID and local agencies in Stanislaus County fiercely opposed the flow requirements, saying the plan would cut water deliveries to farmers and undermine the sound management of reservoirs in drought years.

“Joaquin took time to come and tour and has expressed willingness to listen,” Stanislaus County Supervisor Kristin Olsen tweeted Tuesday.

Supervisor Vito Chiesa said he liked Marcus personally, but “It was time for a change. There were so many hurt feelings in the valley and a sense she had lost some credibility with the water districts.”

Esquivel and fellow water board member Sean Maguire have expressed openness to agreements using a variety of measures to restore salmon in the rivers. Board member Dorene D’Adamo of Turlock voted against the Dec. 12 water board decision and also has favored voluntary settlements.

Speaking at a Rotary meeting in Modesto on Tuesday, D’Adamo noted that Newsom talked about a “portfolio” approach to water solutions in California. She said conservation and additional storage by themselves won’t solve the state’s water challenges; a solution is going to take a combination of storage, conservation and recycling.

In another appointment announced Tuesday, William Lyons of Modesto will work for the new governor as an agricultural liaison, focused on farm and water policy. Lyons, 68, is a former secretary of the state Department of Food and Agriculture. The position pays \$175,000 a year.

Lenny Mendonca, co-owner of Half Moon Bay Brewing Co., and a former Turlock resident, was appointed chief economic and business advisor and director of the governor’s Office of Business and Economic Development. Mendonca, who holds a master’s degree in business administration from Stanford University, also was appointed to the High-Speed Rail Authority.

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TRENDING STORIES

Salida man faces DUI manslaughter charge in crash east of Riverbank

FEBRUARY 13, 2019 09:09 PM

Newman teen killed in crash on Interstate 5 is identified

FEBRUARY 14, 2019 06:35 AM

Dos Palos cop was on leave when he died during officer-involved shooting, Merced DA says

FEBRUARY 13, 2019 11:20 AM

Oakdale robbery suspect arrested in Bay Area

FEBRUARY 13, 2019 09:27 AM

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Why Is AI Your Future?



BY WELLS FARGO

Foster Farms names new CEO. He has worked at the Livingston-based company since 1996

FEBRUARY 13, 2019 03:36 PM

The Sacramento Bee contributed to this report.



Felicia Marcus speaks Wednesday evening (07-15-15) on stage at the Gallo Center For The Arts in downtown Modesto, Calif. during the Valley Water Summit sponsored by The Modesto Bee and The City of Modesto. JOAN BARNETT LEE - JLEE@MODBEE.COM

-35%	-41%
-55%	-60%
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KEN CARLSON

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Ken Carlson covers county government and health care for The Modesto Bee. His coverage of public health, medicine, consumer health issues and the business of health care has appeared in The Bee for 15 years.

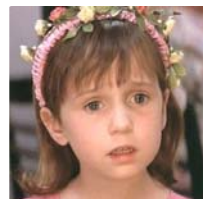
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Scott Peterson Then & Now



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