

SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT MEETING NOTICE AND AGENDA

WATER COMMITTEE

Tuesday, June 18, 2024, 9:30 AM

SRP Administration Building
1500 N. Mill Avenue, Tempe, AZ 85288

Committee Members: Kevin Johnson, Chairman; Robert Arnett, Vice Chairman; and Casey Clowes, Mario Herrera, Kathy Mohr-Almeida, Mark Pace, and Paul Rovey

Call to Order

Roll Call

1. **CONSENT AGENDA:** The following agenda item(s) will be considered as a group by the Committee and will be enacted with one motion. There will be no separate discussion of these item(s) unless a Committee Member requests, in which event the agenda item(s) will be removed from the Consent Agenda and considered as a separate item CHAIRMAN KEVIN JOHNSON

- Request for approval of the minutes for the meeting of May 21, 2024.

2. Executive Session, Pursuant to A.R.S. §38-431.03(A)(3) and (A)(4), to Discuss or Consult with Attorneys for Legal Advice Regarding the Status of Negotiations and Other Efforts to Resolve Water Rights Claims of the Navajo Nation, Hopi Tribe, and the San Juan Southern Paiute Tribe in Northeastern Arizona PATRICK SIGL and ZACK HEIM

3. Northeast Arizona Indian Tribes Water Rights Settlement Agreement PATRICK SIGL and ZACK HEIM

Request for approval for SRP to enter into the water rights settlement agreement to resolve water rights claims of the Navajo Nation, Hopi Tribe, and the San Juan Southern Paiute Tribe in Northeastern Arizona.

4. Executive Session, Pursuant to A.R.S. §38-431.03(A)(3) and (A)(4), to Discuss or Consult with Attorneys for Legal Advice Regarding the Status of Negotiations and Other Efforts to Resolve Water Rights Claims of the Yavapai-Apache Nation in Arizona PATRICK SIGL and ZACK HEIM

5. Yavapai-Apache Nation Water Rights Settlement Agreement PATRICK SIGL and ZACK HEIM

Request for approval for SRP to enter into the water rights settlement agreement to resolve water rights claims of the Yavapai-Apache Nation in Arizona.

6. Executive Session, Pursuant to A.R.S. §38-431.03(A)(3) and (A)(4), to Discuss or Consult with Attorneys for Legal Advice Regarding the Status of Negotiations and Other Efforts to Resolve Water Rights Claims of the Hualapai Tribe in Arizona PATRICK SIGL and ZACK HEIM

7. Hualapai Tribe Water Rights Settlement Agreement
..... PATRICK SIGL and ZACK HEIM

Request for approval for SRP to enter into the water rights settlement agreement to resolve water rights claims of the Hualapai Tribe in Arizona.

8. Executive Session, Pursuant to A.R.S. §38-431.03(A)(3) and (A)(4), to Discuss the Status of SRP’s Settlement Negotiations Concerning SRP’s Appeal of the Final Administrative Decision of the Arizona Department of Environmental Quality Concerning the Record of Decision for the 7th Street and Missouri Avenue Water Quality Assurance Revolving Fund (WQARF) Site
..... MICHAEL O’CONNOR

9. Report on Current Events by the General Manager and Chief Executive Officer and Designees JIM PRATT

10. Future Agenda Topics CHAIRMAN KEVIN JOHNSON

The Committee may vote during the meeting to go into Executive Session, pursuant to A.R.S. §38-431.03 (A)(3), for the purpose of discussion or consultation for legal advice with legal counsel to the Committee on any of the matters listed on the agenda.

The Committee may go into Closed Session, pursuant to A.R.S. §30-805(B), for records and proceedings relating to competitive activity, including trade secrets or privileged or confidential commercial or financial information.

Visitors: The public has the option to attend in-person or observe via Zoom and may receive teleconference information by contacting the Corporate Secretary’s Office at (602) 236-4398. If attending in-person, all property in your possession, including purses, briefcases, packages, or containers, will be subject to inspection.



MINUTES
WATER COMMITTEE
SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND
POWER DISTRICT

DRAFT

May 21, 2024

A meeting of the Water Committee of the Salt River Project Agricultural Improvement and Power District (the District) convened at 9:30 a.m. on Tuesday, May 21, 2024, from the Hoopes Board Conference Room at the SRP Administration Building, 1500 North Mill Avenue, Tempe, Arizona. This meeting was conducted in-person and via teleconference in compliance with open meeting law guidelines. The District and Salt River Valley Water Users' Association (the Association) are collectively known as SRP.

Committee Members present at roll call were K.J. Johnson, Chairman; R.C. Arnett, Vice Chairman; K.L. Mohr-Almeida, M.V. Pace, and P.E. Rovey; and L.D. Rovey of the Association.

Committee Members absent at roll call were C. Clowes and M.J. Herrera.

Also present were President D. Rousseau; Vice President C.J. Dobson; Board Members N.R. Brown, S.D. Kennedy, R.J. Miller, and J.M. White Jr.; Council Chairman J.R. Shelton; Council Liaison M.A. Freeman; Council Members M.L. Farmer, E.L. Gorsegner, M.C. Pedersen, and C. Resch-Geretti; Mmes. I.R. Avalos, K.R. Beranek, M.J. Burger, A.P. Chabrier, L.F. Hobaica, V.P. Kisicki, C.M. McJunkin, and G.A. Mingura; Messrs. C.E. Ester, J.M. Felty, Z.J. Heim, B.J. Koch, K.J. Lee, M.S. Mendonca, J.M. Pratt, P.B. Sigl, T.E. Skarupa, and R.R. Taylor; and Brad Moore of the Arizona Municipal Water Users Association (AMWUA).

In compliance with A.R.S. §38-431.02, Andrew Davis of the Corporate Secretary's Office had posted a notice and agenda of the Water Committee meeting at the SRP Administration Building, 1500 North Mill Avenue, Tempe, Arizona, at 9:00 a.m. on Friday, May 17, 2024.

Chairman K.J. Johnson called the meeting to order.

Consent Agenda

Chairman K.J. Johnson requested a motion for Committee approval of the Consent Agenda, in its entirety.

On a motion duly made by Board Member K.L. Mohr-Almeida and seconded by Vice Chairman R.C. Arnett, the Committee unanimously approved and adopted the following item on the Consent Agenda:

- Minutes of the Water Committee meeting on April 23, 2024, as presented.

Corporate Secretary J.M. Felty polled the Committee Members on Board Member K.L. Mohr-Almeida's motion to approve the Consent Agenda, in its entirety. The vote was recorded as follows:

YES:	Board Members K.J. Johnson, Chairman; R.C. Arnett, Vice Chairman; and K.L. Mohr-Almeida, M.V. Pace, and P.E. Rovey	(5)
NO:	None	(0)
ABSTAINED:	None	(0)
ABSENT:	Board Members C. Clowes and M.J. Herrera	(2)

2023 Roosevelt Lake Silt Survey

Using a PowerPoint presentation, Tim E. Skarupa, SRP Senior Manager of Watershed Management, stated that the purpose of the presentation was to provide information regarding the recently completed silt survey at Roosevelt Lake and the new storage eligibility levels resulting from the survey.

Mr. T.E. Skarupa stated that SRP completed the Modified Theodore Roosevelt silt survey in April 2023 and the United States Bureau of Reclamation delivered the final report in January 2024. He reviewed the silt survey's history, purpose, and results, including the measurement survey methods of Bathymetry (physically measuring the distance from the surface to the bottom on a grid system across the entire reservoir) and Light Detection and Ranging (Lidar) (a laser measurement system that profiles a large section of the reservoir bottom in a single process).

Mr. T.E. Skarupa provided a list of the parties involved in the Modified Theodore Roosevelt Dam Operating Agreement as follows: SRP (District and Association), the United States Bureau of Reclamation, the Flood Control District of Maricopa County, Chandler, Glendale, Mesa, Phoenix, Scottsdale, and Tempe. He reviewed certain provisions of Exhibit C to the Central Arizona Project's (CAP) Plan 6 Funding Agreement related to sediment accumulation and explained how the reservoir capacity and losses resulting from sedimentation are allocated.

Mr. T.E. Skarupa reviewed past silt surveys and indicated that the 1995 silt survey serves as the baseline of comparison for all future silt surveys. He said that compared to the 1995 baseline survey, the 2013 silt survey reflects a 21,511 acre-foot accumulation of silt, and the 2023 silt survey reflects a 10,229 acre-foot accumulation of silt.

Mr. T.E. Skarupa described the survey methodology conducted on Roosevelt Lake and provided data images. He discussed the 2023 silt survey's capacities, principles, and calculations that SRP applied. In conclusion, Mr. T.E. Skarupa stated that the 2023 silt survey's recommendations are scheduled for implementation on January 1, 2025. He responded to questions from the Committee.

Copies of the PowerPoint slides used in this presentation are on file in the Corporate Secretary's Office and, by reference, made a part of these minutes.

Mr. J.D. Coggins entered the meeting during the presentation.

Executive Session: Water Rights Claims – Navajo Nation, Hopi Tribe, and San Juan Southern Paiute Tribe in Northeastern Arizona

Chairman K.J. Johnson requested a motion to enter into executive session, pursuant to A.R.S. §38-431.03(A)(3) and (A)(4), to discuss or consult with attorneys for legal advice regarding the status of negotiations and other efforts to resolve water rights claims of the Navajo Nation, Hopi Tribe, and the San Juan Southern Paiute Tribe in Northeastern Arizona.

On a motion duly made by Board Member M.V. Pace, seconded by Board Member P.E. Rovey and carried, the Water Committee convened into executive session at 9:48 a.m.

Corporate Secretary J.M. Felty polled the Committee Members on Board Member M.V. Pace's motion to enter into executive session. The vote was recorded as follows:

YES:	Board Members K.J. Johnson, Chairman; R.C. Arnett, Vice Chairman; and K.L. Mohr-Almeida, M.V. Pace, and P.E. Rovey	(5)
NO:	None	(0)
ABSTAINED:	None	(0)
ABSENT:	Board Members C. Clowes and M.J. Herrera	(2)

Brad Moore of AMWUA left the meeting.

The Committee reconvened into open session at 10:14 a.m., with the following members and others present President D. Rousseau; Vice President C.J. Dobson; Board Members R.C. Arnett, N.R. Brown, K.J. Johnson, S.D. Kennedy, R.J. Miller, K.L. Mohr-Almeida, M.V. Pace, P.E. Rovey, J.M. White Jr., and S.H. Williams; Board Member L.D. Rovey of the Association; Council Chairman J.R. Shelton; Council Liaison M.A. Freeman; Council Members M.L. Farmer, E.L. Gorsegner, M.C. Pedersen, and C. Resch-Geretti; Mmes. I.R. Avalos, K.R. Beranek, M.J. Burger, A.P. Chabrier, L.F. Hobaica, V.P. Kisicki, C.M. McJunkin, and G.A. Mingura; and Messrs. J.D. Coggins, C.E. Ester, J.M. Felty, Z.J. Heim, R.T. Judd, B.J. Koch, K.J. Lee, M.S. Mendonca, B.A. Olsen, J.M. Pratt, P.B. Sigl, T.E. Skarupa, and R.R. Taylor.

Executive Session: Water Rights Claims – Yavapai-Apache Nation in Arizona

Chairman K.J. Johnson requested a motion to enter into executive session, pursuant to A.R.S. §38-431.03(A)(3) and (A)(4), to discuss or consult with attorneys for legal advice regarding the status of negotiations and other efforts to resolve water rights claims of the Yavapai-Apache Nation in Arizona.

On a motion duly made by Board Member M.V. Pace, seconded by Vice Chairman R.C. Arnett and carried, the Water Committee convened into executive session at 10:14 a.m.

Corporate Secretary J.M. Felty polled the Committee Members on Board Member M.V. Pace’s motion to enter into executive session. The vote was recorded as follows:

YES:	Board Members K.J. Johnson, Chairman; R.C. Arnett, Vice Chairman; and K.L. Mohr-Almeida, M.V. Pace, and P.E. Rovey	(5)
NO:	None	(0)
ABSTAINED:	None	(0)
ABSENT:	Board Members C. Clowes and M.J. Herrera	(2)

The Committee reconvened into open session at 10:30 a.m., with the following members and others present President D. Rousseau; Vice President C.J. Dobson; Board Members R.C. Arnett, N.R. Brown, K.J. Johnson, S.D. Kennedy, R.J. Miller, K.L. Mohr-Almeida, M.V. Pace, P.E. Rovey, J.M. White Jr., and S.H. Williams; Board Member L.D. Rovey of the Association; Council Chairman J.R. Shelton; Council Liaison M.A. Freeman; Council Members M.L. Farmer, E.L. Gorsegner, M.C. Pedersen, and C. Resch-Geretti; Mmes. I.R. Avalos, K.R. Beranek, M.J. Burger, A.P. Chabrier, L.F. Hobaica, V.P. Kisicki, C.M. McJunkin, and G.A. Mingura; and Messrs. J.D. Coggins, C.E. Ester, J.M. Felty, Z.J. Heim, R.T. Judd, B.J. Koch, K.J. Lee, M.S. Mendonca, B.A. Olsen, J.M. Pratt, P.B. Sigl, T.E. Skarupa, and R.R. Taylor.

Executive Session: Water Rights Claims – Hualapai Tribe in Arizona

Chairman K.J. Johnson requested a motion to enter into executive session, pursuant to A.R.S. §38-431.03(A)(3) and (A)(4), to discuss or consult with attorneys for legal advice regarding the status of negotiations and other efforts to resolve water rights claims of the Hualapai Tribe in Arizona.

On a motion duly made by Board Member M.V. Pace, seconded by Board Member P.E. Rovey and carried, the Water Committee convened into executive session at 10:30 a.m.

Corporate Secretary J.M. Felty polled the Committee Members on Board Member M.V. Pace’s motion to enter into executive session. The vote was recorded as follows:

YES:	Board Members K.J. Johnson, Chairman; R.C. Arnett, Vice Chairman; and K.L. Mohr-Almeida, M.V. Pace, and P.E. Rovey	(5)
NO:	None	(0)
ABSTAINED:	None	(0)
ABSENT:	Board Members C. Clowes and M.J. Herrera	(2)

The Committee reconvened into open session at 10:48 a.m., with the following members and others present President D. Rousseau; Vice President C.J. Dobson; Board Members R.C. Arnett, N.R. Brown, K.J. Johnson, S.D. Kennedy, R.J. Miller, K.L. Mohr-Almeida, M.V. Pace, P.E. Rovey, J.M. White Jr., and S.H. Williams; Board Member L.D. Rovey of the Association; Council Chairman J.R. Shelton; Council Liaison M.A. Freeman; Council Members M.L. Farmer, E.L. Gorsegner, M.C. Pedersen, and C. Resch-Geretti; Mmes. I.R. Avalos, K.R. Beranek, M.J. Burger, A.P. Chabrier, L.F. Hobaica, V.P. Kisicki, C.M. McJunkin, and G.A. Mingura; and Messrs. J.D. Coggins, C.E. Ester, J.M. Felty, Z.J. Heim, R.T. Judd, B.J. Koch, K.J. Lee, M.S. Mendonca, B.A. Olsen, J.M. Pratt, P.B. Sigl, T.E. Skarupa, and R.R. Taylor.

Report on Current Events by the General Manager
and Chief Executive Officer or Designees

There was no report on current events by Jim M. Pratt, SRP General Manager and Chief Executive Officer.

Future Agenda Topics

Chairman K.J. Johnson asked the Committee if there were any future agenda topics. None were requested.

There being no further business to come before the Water Committee, the meeting adjourned at 10:49 a.m.

John M. Felty
Corporate Secretary

Northeast Arizona Tribes Water Rights Settlement

Summary of Key Terms

Parties: Over 40 Parties including Tribes, United States, State of Arizona, CAWCD, and SRP

Water Rights – Sources and Quantities:

- **Navajo Nation:** 44,700 AFY of Upper Basin Colorado River water, 3,600 AFY P4 Mainstem Lower Colorado River Water (including 100 AFY of P4 Mainstem Lower Colorado River Water currently under Contract with Hopi Tribe in Cibola Valley ID); Little Colorado River water (unquantified); groundwater (unquantified), effluent (unquantified)
- **Hopi Tribe:** 2,300 AFY of Upper Basin Colorado River water; 5,928 AFY of Lower Colorado River Water (P4, P5, P6); ability to divert Cibola water at Lake Powell for use on the reservation; Little Colorado River water (unquantified), groundwater (quantified), effluent (unquantified)
- **SJSP:** Up to 350 AFY out of Navajo Nation supplies, served by Navajo Tribal Utility Authority; surface water (quantified), groundwater (unquantified), effluent (unquantified)

Northeast Arizona Tribes Water Rights Settlement

Summary of Key Terms

Infrastructure and Funding:

- Total of \$5 billion mandatory authorized funding for water projects including: inna ba paa tuwaqat'si pipeline (\$1,715B); Navajo Nation Projects/Funds (\$2.7B); Hopi Tribe Projects/Funds (\$508.5M); SJSP Projects/Funds (\$29.8 M)

Waivers and Releases:

- Tribes waive claims and agree not to object to surface water rights and groundwater withdrawals off reservation (exception for certain withdrawals in buffer zones adjacent to Reservation)
- Includes waivers for (1) SRP's right to store and deliver water from C.C. Cragin Reservoir on Clear Creek (including replacement facility and recovering lost capacity due to sedimentation); and (2) groundwater withdrawals at SRP generating stations in basin

Northeast Arizona Tribes Water Rights Settlement

Request for Approval

In accordance with the terms discussed herein, request the Committee recommend that the Board authorize the President, Vice-President, General Manager and Chief Executive Officer, or Associate General Manager & Chief Water Resources and Services Executive, to execute:

- The Northeastern Arizona Water Rights Settlement Agreement;
- Any subsequent amendments to such agreements that do not materially modify the terms of the agreements

thank you!



Hualapai Tribe Water Rights Settlement

Summary of Key Terms

Parties: Hualapai Tribe, United States, State of Arizona, CAWCD, Freeport Minerals Corporation, SRP

Water Sources and Quantities:

- On reservation surface and groundwater (unquantified); 4,000 AFY of NIA priority CAP water
- Hualapai Tribe may acquire lower basin Colorado River water rights (unquantified)

Infrastructure and Funding:

- Fund based settlement; legislation authorizes appropriations of \$312 million for planning, design, construction, operations and maintenance of Hualapai Water Project; divert treat and convey up to 3,414 AFY of lower Colorado River water; power infrastructure and groundwater wells
- Authorizes \$5 M for Interior to estimate and monitor groundwater uses

Hualapai Tribe Water Rights Settlement

Summary of Key Terms

Waivers and Releases:

- Nation waives claims to the Verde River, Bill Williams River, Colorado River, and off reservation groundwater pumping (certain exceptions for pumping from Truxton aquifer)

Other Terms:

- Legislation took certain lands into trust and added to the reservation; prohibits Secretary from taking future lands into trust without Congressional approval
- Deadline for enforceability date is April 15, 2029

Hualapai Tribe Water Rights Settlement

Request for Approval

In accordance with the terms discussed herein, request the Committee recommend that the Board authorize the President, Vice-President, General Manager and Chief Executive Officer, or Associate General Manager & Chief Water Resources and Services Executive, to execute:

- The Hualapai Tribe Water Rights Settlement Agreement;
- Any subsequent amendments to such agreements that do not materially modify the terms of the agreements

thank you!

