

RESOLUTION NO. 26-008

OF BOARD OF DIRECTORS OF ALAMEDA COUNTY WATER DISTRICT
AUTHORIZING THE GENERAL MANAGER TO EXECUTE AMENDMENT
NO. 7 TO THE AGREEMENT FOR THE SUPPLY AND CONVEYANCE OF
WATER BY THE DEPARTMENT OF WATER RESOURCES OF THE STATE
OF CALIFORNIA UNDER THE DRY YEAR WATER PURCHASE PROGRAM
BETWEEN THE DEPARTMENT OF WATER RESOURCES AND ALAMEDA
COUNTY WATER DISTRICT AND TO TAKE RELATED ACTIONS, AND
TAKING CALIFORNIA ENVIRONMENTAL QUALITY ACT RESPONSIBLE
AGENCY ACTIONS BASED ON YUBA COUNTY WATER AGENCY'S
PREVIOUSLY CERTIFIED ENVIRONMENTAL IMPACT REPORT AND
SUPPLEMENTAL CERTIFIED ENVIRONMENTAL IMPACT REPORT

WHEREAS, Department of Water Resources of the State of California ("DWR") has reached an agreement with the Yuba County Water Agency under its Yuba Accord Purchase Agreement to extend the term for water transfers through 2050; and

WHEREAS, DWR has reached an agreement with the Yuba County Water Agency under its Yuba Accord Purchase Agreement to set the price and other terms for continued water transfers for the period through December 2030; and

WHEREAS, DWR is offering State Water Project Contractors the opportunity to purchase water under the Amendment No. 7 to the Agreement for the Supply and Conveyance of Water by the Department of Water Resources of the State of California to the State Water Project Contractors Under the Dry Year Water Purchase Program (Participation Agreement), which supersedes the original Participation Agreement in its entirety; and

WHEREAS, execution of the Participation Agreement provides the District with access to a dry year water transfer supplies to improve reliability; and

WHEREAS, in 2007 pursuant to the California Environmental Quality Act (Pub. Res. Code section 21000 et seq.) (CEQA), and the State CEQA Guidelines (14 Cal. Code Regs. section 15000

et seq.) the Yuba County Water Agency, as Lead Agency, certified a Final Environmental Impact Report (State Clearinghouse No. 200506211) (FEIR) and adopted and approved Findings of Fact, the Statement of Overriding Considerations, and Mitigation Monitoring and Reporting Program (MMRP); and

WHEREAS, to facilitate extending the agreement for another 25 years, on September 17, 2024, Yuba County Water Agency certified a supplemental EIR (SEIR) to evaluate the potential environmental effects of the extension and determined that it would not result in any new or changes in environmental impacts as described in the certified 2007 FEIR. No changes or additions were required for the approved 2007 Findings of Fact, the Statement of Overriding Considerations and MMRP; and

WHEREAS, the FEIR and SEIR certified by Yuba County Water Agency and related CEQA documents can be found at Yuba County Water Agency's website, located at <https://www.yubawater.org/157/Lower-Yuba-River-Accord>. A copy of these documents has also been retained in the District's files and has been made available to, and has been reviewed by, the District's Board of Directors ; and

WHEREAS, the District is a responsible agency for the Extension of the Yuba Accord Long-Term Water Transfer Program under CEQA, and pursuant to State CEQA Guidelines section 15096, the District hereby intends to file a Notice of Determination under State CEQA Guidelines section 15094 and

WHEREAS, the District has heard, been presented with, reviewed, and considered all of the information and data presented to it, including the certified FEIR and SEIR for the Extension of the Yuba Accord Long-Term Water Transfer Program under CEQA; Yuba County Water Agency's findings relating to the Extension of the Yuba Accord Long-Term Water Transfer

Program under CEQA under State CEQA Guidelines section 15091 and 15163(e); and all public comments; and

WHEREAS, all other legal prerequisites to the adoption of this Resolution have occurred.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of ALAMEDA COUNTY WATER DISTRICT has independently reviewed and considered the previously certified 2007 Final EIR and 2024 Supplemental EIR for the Extension of the Yuba Accord Long-Term Water Transfer Program, Yuba County's record of proceedings, and the District's record of proceedings, and the District finds that the FEIR and SEIR adequately and properly analyzes the potential environmental impacts of the Extension of the Yuba Accord Long-Term Water Transfer Program.

BE IT FURTHER RESOLVED that the Board of Directors of ALAMEDA COUNTY WATER DISTRICT authorizes the General Manager to execute Amendment No. 7 to the Agreement for the Supply and Conveyance of Water by the Department of Water Resources of the State of California Under the Dry Year Water Purchase Program between the Department of Water Resources and Alameda County Water District.

BE IT FURTHER RESOLVED that the General Manager is authorized to take all further actions as may be necessary to implement this Resolution and Amendment No. 7, including but not limited to purchasing water through the Yuba Accord Long-Term Water Transfer Program and entering into related agreements.

PASSED AND ADOPTED this 12th day of February 2026, by the following vote:

AYES: Directors Weed, Huang, Gunther, Sethy, and Akbari

NOES: None

ABSENT: None

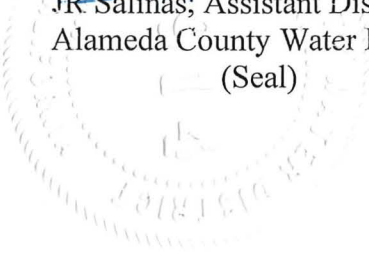


Aziz Akbari, President
Board of Directors
Alameda County Water District

ATTEST:



JR Salinas, Assistant District Secretary
Alameda County Water District
(Seal)



APPROVED AS TO FORM:



Patrick T. Miyaki, General Counsel
Alameda County Water District