

**CENTRAL ARIZONA WATER CONSERVATION DISTRICT  
(CENTRAL ARIZONA PROJECT)  
Board of Directors**

**December 3, 2009 – 10:00 a.m.**

**Central Arizona Project  
23636 North Seventh Street  
Phoenix, Arizona  
Board Room**

**FINAL AGENDA**

Times shown are approximate. Some items may take more or less time than scheduled  
or the President may grant requests to hear items in an order other than shown.

1. Pledge of Allegiance to the Flag, Moment of Silence and Safety Minute—Atkins (10:00)
2. Consideration of Action to Approve Items on the Consent Agenda\* (10:05)
  - a. Approval of Minutes of the November 5, 2009, Regular Meeting
  - b. Approval to Purchase Long-Term Underground Storage Credits from Rocking K Acquisitions, LLC for use by CAGR D for Replenishment Obligations and Reserves—Harbour
  - c. Approval of Renewal of Contract for Security Services for 2010-11 with Allied Barton, LLC in the Amounts not to Exceed \$990,000 for 2010 and \$990,000 for 2011—Erickson
  - d. Approval of Renewal of Agreements between CAWCD and the Town of Gilbert to Store Water at the Agua Fria and Tonopah Desert Recharge Projects—Ticknor
3. Consideration of Action to Approve Items Removed from the Consent Agenda (10:10)
4. Report and Consideration of Action to Approve Recommendations of Public Policy Committee—Pearthree (10:10)
  - a. Federal Legislative Report—Terry Bracy (Bracy, Tucker, Brown & Valanzano)
  - b. Approval of Recommendations Regarding the 2010 Federal Legislative Agenda
  - c. Discussion of Navajo Generating Station Communications Effort—Schmitt
  - d. State Legislative Report— Bridget Schwartz-Manock
  - e. Approval of Recommendations Regarding the 2010 State Legislative Agenda
5. Overview of Revised CAWCD Strategic Plan—Cooke/Pearthree (11:10)
6. Report on Work/Study Session on Recovery Planning—Bray (11:15)
7. Discussion of Draft Recovery Agreement with Southern Nevada Water Authority—Dozier (11:20)
8. Colorado River Report on Issues Including but not Limited to Water Supply and Discussions Among the Seven Basin States on Management of the River—Dozier/McCann (11:30)
9. CAP Operations Issues, Including but not Limited to CAP Water Diversions, CAP Deliveries, 2010 Water Orders, and Fall Outage Schedule—McCann (11:40)
10. Report on ADD Water Process—McCann (11:50)
11. Directors' Reports (12:05)
12. President's Report—Bitter Smith (12:15)

13. General Manager's Report—Modeer (12:25)

14. Public Comment (12:35)

15. Consideration of Action to go into Executive Session of the Board for the following purposes:

- a. Pursuant to A.R.S. §§38-431.03.A.1 to discuss matters pertaining to the goals and performance of the General Manager;
- b. Pursuant to A.R.S. §§38-431.03.A.3 and 38-431.03.A.4 to consult with the attorneys for the District and consider the District's position and instruct its attorneys regarding:
  - i. Navajo Nation v. United States, pending in the United States District Court for the District of Arizona, and related settlement negotiations;
  - ii. Federal legislation to authorize a settlement of the water rights claims of the White Mountain Apache Tribe;
  - iii. Grand Canyon Trust v. U.S. Bureau of Reclamation, pending in the United States District Court for the District of Arizona;
  - iv. Clean Water Act Legislation;
  - v. Regulation of nitrogen oxide emissions at the Navajo Generating Station;
  - vi. Litigation regarding funds of the Arizona Water Banking Authority;
  - vii. Litigation relating to the clean up of perchlorate contamination at Henderson, Nevada; and
  - viii. Litigation relating to the EPA Water Transfer Rule.

*[The discussions and minutes of the executive session shall be kept confidential. The executive session of the Board is not open to the public.]\*\* (12:35)*

16. Reconvene in Open Session (1:35)

17. Consideration of Action Pursuant to Executive Session (1:35)

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Members of the CAWCD Board of Directors may attend in person or by telephone conference.

\* Items listed in the Consent Agenda may be acted on by the Board without discussion. Any item listed on the Consent Agenda may be removed from the Consent Agenda and acted on separately by the Board.

\*\* The Executive Session is expected to last approximately one hour and will not be open to the public.

To avoid interference with the conduct of the meeting, persons (including those with media credentials) wishing to video record any portion of the public meeting should notify CAP's media relations office at 623.869.2135 at least forty-eight (48) hours in advance of the meeting to make arrangements.

In accordance with the Americans with Disabilities Act (ADA), if you need reasonable accommodations due to a disability, please contact the CAP office at (623.869.2333) or TDD (623.869.2170) at least seventy-two (72) hours in advance of the meeting. Assisted listening devices are available at the Security Desk.