

“Celebrating 100 Years of Flood Management”

CENTRAL VALLEY FLOOD PROTECTION BOARD

California Natural Resources Agency – State of California

3310 El Camino Avenue, Room 151

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BOARD MEMBERS

Ben Carter, President
Teri Rie, Vice-President
Butch Hodgkins, Secretary
John Brown, Member
Emma Suarez, Member
Mike Villines, Member
John Moffatt, Member
Jared Huffman, Ex Officio Member
Fran Pavley, Ex Officio Member

BOARD STAFF

Jay Punia, Executive Officer
Len Marino, Chief Engineer
Dan Fua, Supervising Engineer
Curt Taras, Supervising Engineer
Eric Butler, Senior Engineer
Lorraine Pendlebury, Staff Analyst
Amber Woertink, Staff Assistant

BOARD COUNSEL

Deborah Smith, Legal Counsel

AGENDA

CENTRAL VALLEY FLOOD PROTECTION BOARD MEETING

Friday, August 26, 2011 – 8:30 AM
The Resources Building Auditorium, First Floor
1416 Ninth Street, Sacramento, CA 95814

NOTE: THE BOARD WILL CONSIDER TIMED ITEMS AS CLOSE AS POSSIBLE TO THE LISTED TIME, BUT NOT BEFORE THE TIME SPECIFIED. UNTIMED ITEMS MAY BE HEARD IN ANY ORDER.

- 1. ROLL CALL**
- 2.* APPROVAL OF MINUTES – June 24, 2011**
- 3.* APPROVAL OF AGENDA**
- 4. PUBLIC COMMENTS (non-agendized items only)**
- 5. RECOGNITION OF SERVICE – DAN FUA** *(Board President Benjamin Carter)*
- 6. REPORT OF ACTIVITIES OF THE DEPARTMENT OF WATER RESOURCES**
(Keith Swanson)
 - Central Valley Flood Protection Plan (CVFPP) Status Update - Limited Release of an Administrative Working Draft 2012 CVFPP. *(Jeremy Arrich)*
 - Quick overview of the recent trip to Washington DC to discuss implications of the decisions by the U.S. Army Corps of Engineers regarding Section 408 and Section 104 crediting requests. *(Lani Arena/Rod Mayer)*

***action item**

Anyone may upon request obtain a copy of background or other material on an agenda item that has been distributed to the Members of the Board. A fee covering the cost of the provision of such materials may be charged. If you need reasonable accommodations due to a disability, or need language assistance, please contact the Equal Opportunity Management Investigations Office at (916) 653-6952, or TDD (916) 653-6934 at least a week prior to the meeting.

7. REPORT OF ACTIVITIES OF THE EXECUTIVE OFFICER *(Jay Punia)*

8.* CONSENT CALENDAR

A. Permit No. 18552, Stockton East Water District *(Gary Lemon)*

Consider approval of Permit No. 18552 to authorize seven rock weirs 33 feet apart downstream of the Budiselich Flashboard Dam in the Stockton Diverting Canal. (San Joaquin County)

B. Permit No. 18676, Coleman Reedy *(Gary Lemon)*

Consider approval of Permit No. 18676 to install a pre-manufactured modular home to replace the previous home that was damaged by fire in Area C of the Yuba River Designated Floodway. (Yuba County)

C. Permit No. 18678, Windswept Land & Livestock *(Sterling Sorenson)*

Consider approval of Permit No. 18678 to authorize installation of a self-cleaning, retractable fish screen system on existing agricultural water diversion. (Sutter County)

D. South Sacramento Streams Project *(Patrick Luzuriaga/Kris Brown/Kent Zenobia)*

Consider approval of Resolution No. 11-23 to:

1. Adopt the Mitigated Negative Declaration, Findings and Mitigation Monitoring Plan for the South Sacramento County Streams Morrison Creek – Union Pacific Railroad Flood Damage Reduction Project.
2. Approve the Sacramento County Streams Morrison Creek – Union Pacific Railroad Flood Damage Reduction Project.

E. American Rivers Common Features Project *(Matthew Pi)*

Consider approval of Resolution No. 11-22 (Attachment A) to:

1. Adopt the Mitigated Negative Declaration (Attachment B), Findings (Attachment B) and Mitigation Monitoring Plan (Attachment C) for the Howe Ave Levee Improvement Project and delegate authority to the Executive Officer to execute the Notice of Determination;
2. Approve the Howe Avenue Levee Improvement Project.

F. Property Management – EIP West Sacramento Area Flood Control Agency, CHP Site, Pacific Gas & Electric Grant of Easement *(Delia Grijalva)*

Consider approval of Resolution No. 11-21 to approve the conveyance of a nonexclusive easement for ingress and egress purposes from Sacramento and San Joaquin Drainage District to Pacific Gas & Electric and delegate to the Executive Officer the authority to execute the Easement Deed and any associated documents needed for this real estate transaction. (Yolo County)

- Items on the Consent Calendar may be removed at the request of any Board member or person.

9.* HEARINGS AND DECISIONS

A. Permit No. 18670, Martin & Ellen Burnham (*Martin Janolo and Curt Taras*) - **10:00 AM**

Consider Application No. 18670 to construct a single family residence within the Kaweah River designated floodway. (Tulare County)

B. Permit No. 18672, Burlington Northern Santa Fe (BNSF) Railroad Co. (*David Williams*) - **11:00 AM**

Consider approval of a variance to allow removal of an existing trestle railroad bridge and construction of a new railroad bridge over East Branch of Cross Creek. (Kings County)

BREAK FOR LUNCH

C. Encroachment Removal Enforcement Hearing for Mr. Lino Catabran, 5291 Garden Highway, Sacramento, California (*Angeles Caliso*) - **1:00 PM**

Conduct a hearing regarding the Enforcement Removal Notice No. 2011-138, dated May 20, 2011 that was sent to Mr. Lino Catabran ordering removal of a newly constructed parallel solid masonry wall along the East levee of the Sacramento River Flood Control Project. (Sacramento County)

10. INFORMATIONAL BRIEFINGS

A. Presentation and Discussion: Small Erosion Repair Program (SERP) (*Keith Swanson, DWR, and Eric Butler, Board Staff*)

B. Briefing on the Delta Levees Subventions Criteria and Procedures (*Mike Mirmazaheri and John Wilusz, DWR*)

11. BOARD COMMENTS AND TASK LEADER REPORTS

12. FUTURE AGENDA

13. CLOSED SESSION

- To discuss litigation (*Giudice v. State of California et. al*; San Joaquin County Superior Court Case No. 39-2011-00256176-CU-OR-STK) pursuant to Govt. Code section 11126(e)(1). (*Deborah Smith, Deputy Attorney General*)
- Pursuant to the authority of Government Code section 11126, subdivisions (e)(1), (e)(2)(B)(i), and (e)(2)(C)(i), the Board will meet in Closed Session to consider potential litigation involving the Board.

14. ADJOURN