

# ***“Celebrating 102 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**

Bill Edgar, President  
Emma Suarez, Vice President  
Jane Dolan, Secretary  
Mike Villines, Member  
Tim Ramirez, Member  
Joe Countryman, Member  
Clyde Macdonald, Member  
Anthony Rendon, Ex Officio Member  
Fran Pavley, Ex Officio Member

### **BOARD STAFF**

Jay Punia, Executive Officer  
Len Marino, Chief Engineer  
Eric Butler, Supervising Engineer  
Amber Woertink, Staff Assistant

### **BOARD COUNSEL**

Leslie Gallagher, Chief Counsel

## **AGENDA**

### **CENTRAL VALLEY FLOOD PROTECTION BOARD MEETING**

**December 20, 2013 – 9:00 AM**

**Sacramento City Hall, 1<sup>st</sup> Floor Council Chamber  
915 I Street, Sacramento, CA 95814**

**To view the webcast portion on this meeting, please join us here:  
[http://centralvalleyflood.granicus.com/ViewPublisher.php?view\\_id=2](http://centralvalleyflood.granicus.com/ViewPublisher.php?view_id=2)**

**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 – October 25, 2013 Board Meeting**
- 3.\* APPROVAL OF AGENDA**
- 4.\* CONSENT**
  - A. Permit No. 15773-1, Jim Morris (*Angeles Caliso*)**

Consider approval of Permit No. 15773-1 to install a new boat dock supported by four steel piles connected by a metal bridge, concrete landing, utility conduit and rip rap; and to authorize various existing encroachments on the landside and waterside of the levee that were in existence prior to Flood Control Project adoption in 1954 on the left (east) levee of Georgiana Slough. (Sacramento County)

#### **\*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.

**5. PUBLIC COMMENTS** (non-agendized items only)

**6. U.S. ARMY CORPS OF ENGINEERS BRIEFING**

- Briefing regarding U.S. Army Corps of Engineers Headquarters November 25, 2013 Memo: Determination of Public Law (PL) 84-99 Status for Flood Risk Management Projects Update (*USACE staff*)
- U.S. Army Corps of Engineers Levee Inspection Results (*Ryan Larson*)
  - A. RD 2092 - Dos Rios Ranch (Stanislaus County)
  - B. RD 1001 - Bear River and Yankee Slough (Sutter and Placer Counties)
  - C. RD 1001 - Nicolaus, Feather River (Sutter County)

**7. REPORT OF ACTIVITIES OF THE DEPARTMENT OF WATER RESOURCES**

- Division of Flood Management Activities/Updates (*Keith Swanson*)
- FloodSAFE Environmental Stewardship and Statewide Resources Office Activities/Updates (*Gail Newton*)
- Flood Season Preparedness Briefing - Flood Emergency Response activities and outlook for the 2013-14 flood season (*Art Hinojosa and Noel Lerner*)

**8. STATUS OF REGIONAL FLOOD MANAGEMENT PLANNING ACTIVITIES** (*Kim Floyd*)

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

**10.\* REQUESTED ACTIONS**

- A. Sacramento River West Bank (SRWB) Levee System Letter of Intent  
(*Martin Janolo*)

Consider approval to send a Letter of Intent to the U.S. Army Corps of Engineers for a System-Wide Improvement Framework for the SRWB Levee System in Sutter, Yolo, Colusa, Butte, and Glenn Counties. The SRWB Levee System includes the following local maintaining agencies: Reclamation District (RD) 108, RD 787, Levee District (LD) 1 Glenn County, LD 2 Glenn County, Sacramento River West Side Levee District, and DWR State Maintenance Areas 1 and 12.

**LUNCH BREAK**

**11. CLOSED SESSION (Done during lunch)**

- To discuss litigation (*Hardesty et. al. v. Sacramento Metropolitan Air Quality Management District et. al; United States District Court, Eastern District of California - Sacramento Division Case No. 2:10-cv-02414-GEB-JFM*) pursuant to Govt. Code section 11126(e)(1). (*Leslie Gallagher, Chief Counsel*)
- To discuss litigation (*Central Valley Flood Protection Board v. Lino Catabran, Sacramento Superior Court Case No. 34-2013-142003*) pursuant to Govt. Code section 11126(e)(1). (*Leslie Gallagher, Chief Counsel*)
- Items on the Consent Calendar may be removed at the request of any Board member or person.

- 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. (*Leslie Gallagher, Chief Counsel*)

## 12. CLOSED SESSION REPORT

## 13.\* REQUESTED ACTIONS (Continued)

- A. Star Bend Setback Levee (a portion of the Sacramento River Flood Control Project, Unit No. 144, West Levee of Feather River), Transfer of Operation and Maintenance Responsibilities to Levee District 1, Sutter County (*David R. Williams*) – **1:00 PM**

Consider approval of Resolution No. 2013-21 to transfer Operation and Maintenance responsibilities for the Star Bend Setback Levee, approved pursuant to U.S.C. Title 33, Section 408 by the U.S. Army Corps of Engineers on June 16, 2009 and constructed under Board Permit No. 18191 issued May 11, 2009, to the Local Maintaining Agency, Levee District 1 Sutter.

- B. American River Common Features (*Matt Pi and Erin Brehmer*)

Consider approval of Resolution No. 2013-28 to:

1. Adopt the Mitigated Negative Declaration, Findings, and Mitigation, Monitoring and Reporting Plan for the R3A, L10, L7 and R7 Levee Improvement Projects and delegate authority to the Executive Officer to execute the Notice of Determination;
2. Approve the R3A, L10, R7 and L7 Levee Improvement Projects.

- C. Knights Landing – Service Area 6 – Yolo Bypass West Levee System Letter of Intent (*Jon Tice*)

Consider approval to send a Letter of Intent to the U.S. Army Corps of Engineers for a System-Wide Improvement Framework for the Knights Landing – Unit 2, Yolo County Service Area 6, and Yolo Bypass West Levee – Unit 1 Levee System in Yolo and Sutter Counties. This system is maintained by the Knights Landing Ridge Drainage District, Yolo County, and the DWR Sacramento Maintenance Yard.

- D. Emergency Regulations Implementing Senate Bill 753 (*Curt Taras*)

Consider the status of draft emergency regulations supporting the enactment of Senate Bill 753 which grants the Board expanded enforcement authority, including the authority to issue administrative fines for code violations.

## 14. DISCUSSION ITEMS

- A. Discussion of the Draft Bay Delta Conservation Plan (BDCP) Environmental Impact Report and Environmental Impact Statement (EIR/EIS).

## 15. BOARD COMMENTS AND TASK LEADER REPORTS

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

**16. FUTURE AGENDA**

**17. ADJOURN**

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