

# ***“Celebrating 102 Years of Flood Management”***

## **CENTRAL VALLEY FLOOD PROTECTION BOARD**

California Natural Resources Agency – State of California

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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**

**November 22, 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** – September 13, 2013 and September 27, 2013 Board Meetings
- 3.\* APPROVAL OF AGENDA**
- 4.\* CONSENT**
  - A. Permit No. 18889, Dan Roza (*Angeles Caliso*)

Consider approval of Permit No. 18889 to install an 8-inch diameter steel agricultural pipe up-and-over the left (west) levee of the San Joaquin River to include a fish screen; to authorize various encroachments on the landside and waterside of the levee that were in existence prior to Project adoption in 1964. (San Joaquin 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.

- B. Application No. 18905, Knights Landing Ridge Drainage District, Knights Landing Ridge Cut Levee Repair Project (*Ali Porbaha*)

Consider approval of a letter to the U.S. Army Corps of Engineers requesting 33 U.S. Code Section 408 approval to alter approximately 3.4 miles (18,200 feet) of State Plan of Flood Control project levee along the Knights Landing Ridge Cut left (east) bank. (Yolo County)

- C. Sacramento River Flood Control Project, Upper Sacramento Area, Phase V, Site E – Quitclaim of Temporary Construction Easements 13230-B & 13273-B (*David P. Smith*)

Consider approval of Resolution No. 2013-27 to:

1. Approve the Quitclaim of the Temporary Construction Easements known as Parcels 13230-B and 13273-B to Empire GROUP, LLC.; and
2. Delegate to the Board President and Secretary the authority to approve and execute said Quitclaim Deed along with any associated documents necessary for the real estate transaction.

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

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

- Summary of the activities that took place over the summer to reduce flood risk in the Central Valley through USACE/CVFPB partnership agreements (*David McDaniel*)

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

(*Keith Swanson*)

- Quarterly progress report and scheduled update on deliverables and processes pursuant to Board Resolution No. 2012-25, RESOLVED 11 (y), regarding the Central Valley Flood Protection Plan implementation.

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

**9. REQUESTED ACTIONS**

- A. Terminus Dam, Kaweah River Flood Control Project - Schedule and Cost Change Request (*Patrick Luzuriaga*)

Consider approval of Resolution No. 2013-26 to approve a schedule and cost change request from the U.S. Army Corps of Engineers to increase the total project cost and extend the project completion to September 2014.

- B. Submission of Emergency Regulations Implementing Senate Bill 753 (*Curt Taras*)

Consider approval to submit draft emergency regulations to the Office of Administrative Law supporting the enactment of Senate Bill 753 which grants the Board expanded enforcement authority including the authority to issue administrative fines for code violations.

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

## **LUNCH BREAK**

C. Strategic Planning Issues, Priorities and Next Steps (Board Members and staff)

Consider approval of revisions to the Board's August 23, 2012 Memo regarding the Issues, Priorities and Next Steps relative to the Board's Strategic Planning Process.

D. Board's Committees and Assignments (Board staff)

Consider revisions to the June 26, 2013 Board Committees and Assignments.

## **10. INFORMATIONAL BRIEFINGS**

A. Implications of the FEMA Reform Act of 2012 regarding insurance rates (Andrea Clark from Downey Brand, with DWR & FEMA Staff)

B. Based on the September 13, 2013 Central Valley Flood Protection Board request, the Delta Levees Subventions Program Manager will brief the Board on information regarding the programs ability to pay requirements and how the program applies these requirements each year. (Sandra Maxwell)

## **11. CLOSED SESSION**

- 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)
- 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. BOARD COMMENTS AND TASK LEADER REPORTS**

## **13. FUTURE AGENDA**

## **14. ADJOURN**