

MINUTES
MEETING OF THE CENTRAL VALLEY FLOOD PROTECTION BOARD
September 22, 2017

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. THESE MINUTES ARE PRESENTED IN AGENDA ORDER, BUT ITEMS WERE NOT NECESSARILY HEARD IN THAT ORDER.

A regular meeting of the Central Valley Flood Protection Board was held on September 22, 2017, beginning at 9:13 a.m. in The Sacramento City Hall First Floor Council Chambers, 915 I Street, Sacramento, California.

Board Members present:

Mr. William H. (Bill) Edgar, President
Ms. Emma Suarez, Vice President
Ms. Jane Dolan, Secretary
Mr. Joe Countryman
Mr. Clyde Macdonald
Mr. Tim Ramirez

Board Members absent:

Mr. Mike Villines

Board staff present:

Ms. Leslie Gallagher, Executive Officer
Ms. Kathryn Baines, Board Analyst
Mr. Kanwarjit Dua, General Counsel
Ms. Mitra Emami, Chief, Operations Branch
Mr. Greg Harvey, Senior Engineer
Ms. Mary Jimenez, Acting Chief Engineer
Mr. Preston Shobbell, Senior Engineer

Department of Water Resources (DWR) staff present:

Mr. Mike Mierzwa, Division of Flood Management (DFM), Chief, Flood Planning Office
Mr. Jon Ericson, DFM, Acting Chief, Division of Flood Management
Mr. Greg Farley, DFM, Communications Chief, Central Valley Flood Planning (CVFP)
Mr. Mark List, Acting Chief, DFM, Flood Maintenance Office
Mr. Kamyar Guivetchi, DFM, Manager, Division of Statewide Integrated Water Management

DWR staff present (continued):

Mr. David Martasian, Chief, DFM, Environmental Support Section, Flood Projects Office

Mr. Dave Mraz, Principal Engineer, DFM, Office of the Chief

Mr. Corey Lasso, Senior Engineer, DFM, Flood Projects Office

Mr. Joe Bartlett, Supervising Engineer, DFM, Flood Projects Office

Mr. Daniel Bremerman, Project Manager, DFM, Office of the Chief, Flood Risk Reduction Projects Branch

Ms. Maria Lorenzo-Lee, Policy Advisor-FPM & Silver Jackets Deputy, DFM, Office of the Chief

Mr. Eric Tsai, Senior Engineer, DFM, Central Valley Flood Planning Office

Also Present:

Mr. Ryan Larson, United States Army Corps of Engineers (USACE)

Mr. Gerry Slattery, USACE

Ms. Meegan Nagy, Sacramento River West Side Levee District

Ms. Rachael Orellana, USACE

Ric Reinhardt, MBK Engineers

Mr. Tom Engler, MBK Engineers

Ms. Melinda Terry, California Central Valley Flood Control Association

1. WELCOME, INTRODUCTIONS AND ANNOUNCEMENTS

Mr. Bill Edgar, Board President, welcomed the participants.

2. ROLL CALL/ESTABLISH A QUORUM (Water Code § 8560)

Ms. Kathryn Baines, Board Analyst, called the roll, one member absent and a quorum was established.

3. REVIEW OF AGENDA

Ms. Leslie Gallagher, Board Executive Officer, announced that Ms. Mary Jimenez, DWR, has joined Board staff. She will be Acting Chief Engineer for the next six months.

October 21 - 28 will be Flood Preparedness Week.

The USACE approval letter for Consent Item 5A, Permit Number 19090, Merced County, has been received.

Item 8F has been removed from today's agenda and will be re-noticed at a later meeting.

4. APPROVAL OF MINUTES – June and July, 2017 Board Meetings

Upon motion by Secretary Dolan, seconded by Board Member Macdonald, the Board unanimously approved the June 23rd Minutes.

5. CONSENT ITEMS

A. Permit No. 19090 Merced County Department of Public Works

Consider approval of Permit No. 19090 to replace the existing Dickenson Ferry Road Bridge (Bridge No. 39C-0095) that crosses Bear Creek, widen the bridge approaches, realign the intersection of Dickenson Ferry Road and Quinley Avenue, and relocate the O'Donnell Lateral Canal to accommodate the proposed bridge replacement and roadway realignment. (Merced County)

Upon motion by Board Member Countryman, seconded by Secretary Dolan, the Board unanimously approved Consent Item 5A.

6. PUBLIC COMMENTS

Ms. Melinda Terry, California Central Valley Flood Control Association (CCVFCA) Executive Director, reported that AB 732 did not pass the legislature this year. This bill, if passed, would have extended the cost-share for the Delta Levees Subvention Program. Therefore, unless an urgency bill is introduced in January and approved by the legislature and Governor by June 30th, the local cost share will double. She urged the Board to support an urgency bill. She also spoke of concerns the Association has raised with DWR of extended high water against delta levees and the need for quick response to requests for emergency funding.

7. U.S. ARMY CORPS OF ENGINEERS ITEMS (USACE)

A. Categorical Permissions Update

Informational briefing will be given on the status of the Categorical Permission effort, Programmatic Environmental Assessment pursuant to the National Environmental Policy Act, and public noticing.

Mr. Ryan Larson, USACE Flood Protection and Navigation Section Chief, gave the briefing on the effort to define a class of permitting that is similar in nature and effects to create a simplified process. This would be comparable to a regional general permit or nationwide permits. It will cover a significant number of permits such as pipes, bridges and restoration. A public notice has been released. Mr. Larsen then answered Board Member questions.

8. DEPARTMENT OF WATER RESOURCES (DWR) ITEMS

A. Monthly Report of the Department of Water Resources

Department of Water Resources project updates and recent events.

Mr. Jon Ericson, DWR Division of Flood Management (DFM) Acting Chief, provided the report.

B. USACE Marysville Ring Levee

Informational briefing will be given on progress of the USACE Marysville Ring Levee project.

Mr. Preston Shopbell, Board Senior Engineer, introduced the Item. He and Mr. Daniel Bremerman, DWR Flood Projects Office Staff Engineer; Mr. Tom Engler, MBK Engineers; and DWR Senior Environmental Scientist David Martasian updated the Board on the improvements, timeline and answered questions.

C. State and PL 84-99 2017 Storm Rehabilitation Sites

The State and the U.S. Army Corps of Engineers will provide a status of their efforts to complete repairs of critical sites before this winter season.

Mr. Dave Mraz, DWR DFM Senior Engineer, reported on the status of various sites. Mr. Gerry Slattery, USACE, discussed USACE activities on the sites. Mr. Mark List, DWR Flood Maintenance Office Acting Chief, clarified funding sources for the repairs.

Ms. Meegan Nagy, Sacramento River West Side Levee District Department Manager, expressed concerns about the lack of response to the district requests and her recent Board appearance and the concerns with the submittal detailing problems at two specific sites.

Mr. Greg Farley, DWR DFM Supervising Engineer, noted that the weekly coordination meetings with USACE, DWR and Board staff are continuing.

Executive Director Terry, CCVFCA, encouraged the Board to provide equal time for a briefing on the critical sites in both the Sacramento and San Joaquin systems.

Board Members and presenters deliberated on how to further expand their coordination and communication capabilities, including clarifying exactly which sites are critically in need of repair now and which can be deferred to future years.

Executive Officer Gallagher noted that this issue is a scheduled Agenda Item for the October Board Meeting.

D. System Reoperation Study Phase III Report

DWR staff will brief the Board regarding the System Reoperation Study and make recommendations for the next phase of SRS Reoperation of Reservoirs and related programs and reports.

Mr. Kamyar Guivetchi, DWR Statewide Integrated Water Management Division Manager, gave the briefing of a multi-year study of the integration of State Water Project and Central Valley Project.

Board Members commented on various aspects of the report.

E. U.S. Army Corps of Engineers Silver Jackets Program Update

The California team met at the Floodplain Management Association annual meeting on September 8, 2017. This briefing will update the Board on the status of the program, and highlight what has been accomplished and what is anticipated in 2017 and beyond.

Ms. Maria Lorenzo-Lee, DWR DFM Senior Engineer; and Ms. Rachel Orellano, USACE, updated the Board and answered Board Member questions.

F. Three Rivers Levee Improvement Authority – Feather River Levee Improvement Project- *Postponed*

Informational briefing will be given regarding an upcoming land transfer for the Feather River setback levee footprint.

G. Lower Elkhorn Basin Setback Levee Project 408 Request

Consider approval to send a letter to the U.S. Army Corps of Engineers (USACE), Sacramento District requesting permission to alter a portion of the Sacramento River Flood Control Project (SRFCP) levees as part of the Lower Elkhorn Basin Levee Setback Project pursuant to U.S. Code Title 33, Section 408 (USC 408).

Mr. Preston Shopbell, Board Senior Engineer; and Mr. Corey Lasso, DWR DFM Senior Staff Engineer, gave the presentation and concluded with the staff recommendation that the Board ask USACE for permission to alter the levees in this project. Further, they stated that they have determined that the current documents are consistent with the 2017 Central Valley Flood Protection Plan update and Title 23.

Mr. Eric Tsai, DWR Senior Engineer; and Mr. Joe Bartlett, DWR Supervising Engineer, further clarified some aspects of the project.

Upon motion by Board Member Ramirez, seconded by Vice President Suarez, the Board unanimously approved the alterations.

9. CLOSED SESSION - None

- A. To discuss litigation (Central Valley Flood Protection Board v. Lino Catabran, Sacramento Superior Court Case No. 34-2013-142003) pursuant to Government Code Section 11126(e)(1) (Kanwarjit (Jit) Dua, Board Counsel).**
- B. 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 (Kanwarjit (Jit) Dua, Board Counsel).**

10. CLOSED SESSION REPORT – None

11. BOARD ITEMS

- A. Central Valley Flood Protection Plan Road Map to Implementation**

Board Staff will present proposed committees and workgroups for implementation of the 2017 Central Valley Flood Protection Plan Update.

Mr. Greg Harvey, Board Senior Engineer, gave the presentation.

Board Members, along with Mr. Ric Reinhardt, MBK Engineers, and Mr. Mike Mierzwa, DWR Flood Planning Office Chief, discussed the implementation process.

**12. EXECUTIVE OFFICER'S REPORT
(Documents Submitted for Board Member Review)**

- A. Update on Board Administration**
- B. Update on the activities of the Operations Branch**
- C. Update on the activities of the Plan Implementation and Compliance Branch**
- D. Update on the activities of the Environmental Services and Land Management Branch**

D. Update on the activities of the Environmental Services and Land Management Branch

(There were no questions on the report or the updates.)

Board Members expressed their appreciation for the monthly reports.

13. BOARD COMMENTS AND COMMITTEE UPDATES

Board Member Countryman commented that he and Executive Officer Gallagher met with DWR and USACE on the dam raise at Folsom Dam.

14. UPCOMING MEETINGS AND TOPICS FOR THE BOARD

- **Workshop, October 13, 2017 (location TBD)**
- **Board Meeting, October 27, 2017 (Sacramento)**
- **Board Meeting, November 17, 2017 (Sacramento)**

The Board briefly discussed elements of the upcoming workshops.

15. ADJOURNMENT

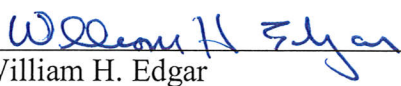
The Board unanimously adjourned the Open Session at 2:22 p.m.

Dated: NOVEMBER 11, 2017

The foregoing Minutes were approved:



Jane Dolan
Secretary



William H. Edgar
President