

CENTRAL VALLEY FLOOD PROTECTION BOARD

California Natural Resources Agency – State of California

CVFPB Office Location
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AGENDA

CENTRAL VALLEY FLOOD PROTECTION BOARD MEETING

Friday, May 26, 2023 – 9:00 a.m.

Sacramento City Hall, 915 I St, Sacramento, CA 95814

**Meeting will be both in person and online.
In person attendees are encouraged to follow Covid
and flu season protocols. See page 6 of this agenda for online sign-in information.**

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 considered in a different order upon determination by the Board President. All items appearing on this agenda may be subject to Board action, whether or not expressly listed as an action item.

Members of the public shall be provided an opportunity to address the Board on any agenda item except closed session items. Comments made during the public comment period should be limited to matters within the Board's jurisdiction. Reasonable time limits may be established for public comments (Government Code Section 11125.7).

Background for agenda items is available upon request through ryan.jones@cvflood.ca.gov.

Anyone may request a printed 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 reasonable accommodation due to a disability or language assistance is needed, please contact the Office of Work Force Equality at (323) 848-9801 at least one week prior to the meeting

1. WELCOME, INTRODUCTIONS, AND ANNOUNCEMENTS

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

BOARD MEMBERS

Jane Dolan, President

Mike Villines, Vice-President

Brian Johnson, Secretary

Keely Bosler

Joe Countryman

Mary Jane Griego

Tim Ramirez

Assembly Member Rebecca Bauer-Kahan, Ex Officio

State Senator Dave Min, Ex Officio

3. REVIEW OF AGENDA

4. APPROVAL OF MINUTES (Action)

- February 24, 2023
- March 24, 2023

5. CONSENT ITEMS (Action)

A. Permit 19622 Butte County Public Works (*Humberto Negrete, Operations Branch, Board Staff*)

Approve permit 19622 to remove and replace the existing Ord Ferry Road bridge with an approximately 640 foot long by 43 foot wide, seventeen-span, cast-in-place reinforced concrete slab bridge. The proposed bridge will be supported by reinforced concrete seat style abutments founded on driven piles and cast-in-steel-shell (CISS) piers. The project also includes placing Rock Slope Protection (RSP) for erosion protection. Temporary bridge and access road will be constructed north of the existing bridge during construction. The project is located where Ord Ferry Road crosses Little Chico Creek, approximately 4.5 miles east of the intersection of Ord Ferry Road and CA State Highway 45, South of Hamilton City (Butte County).

B. Application No. 19689, Mid-Valley Area Phase III Project, Site 11, Yolo County Service Area No. 6, Final Statement of No Objection (*Mike Zelazo, Flood System Improvement Branch, Board Staff*)

Approve the final Statement of No Objection to the U.S. Army Corps of Engineers pursuant to 33 USC 408 affirming that the Board supports the proposed alteration to the Sacramento River Flood Control Project (SRFCP) at Site 11 within the Mid-Valley Area Phase III Project in Yolo County and agrees to assume operation and maintenance responsibilities for the completed work as the non-federal sponsor of the SRFCP. Approval also authorizes Board staff to transfer operation and maintenance responsibilities to the County once the project is complete. Yolo County Service Area

No. 6 proposes to construct seepage and stability berms along the landside embankment to reduce the potential for underseepage and through-seepage and retain flood protection for the Knights Landing area (Yolo County).

C. Permit 19713 - Union Pacific Railroad Company Milepost 46.53 Bridge Replacement Project (*Sagun Bhattarai, Operations Branch, Board Staff*)

Approve permit 19713 to remove and replace the existing three-span, 42-foot-long timber stringer trestle bridge (46.53) with a three-span, 42-foot-long bridge with prestressed concrete slab girders that will be installed on existing concrete pier bents, and to authorize existing concrete piers and bents that will remain in place in the concrete lined channel. The project also includes installation of pre-cast concrete backwall and handrails (Sacramento County).

D. Permit 19722 - Western Shasta Resource Conservation District Bella Vista Siphon Removal and Fish Passage Project (*Sagun Bhattarai, Operations Branch, Board Staff*)

Approve permit 19722 to remove 70 feet of an existing unused 24-inch steel water siphon pipe plugged with concrete that crosses Little Cow Creek south of the Swede's Creek Road Bridge northeast of Palo Cedro in Shasta County, California. The project includes demolition of the pipe from the channel, excavation, and re-contouring of streambed at the demolition location to allow for fish passage and spreading of excess excavated material downstream of siphon location. The ends of the pipe will remain within the floodway on the upper banks. Temporary cofferdams will be installed upstream and downstream of the work area during construction. Rock scour protection will be salvaged and reused on site. Willows adjacent to the structure will be removed and replanted once the structure is removed (Shasta County).

6. PUBLIC COMMENT (non-agenda items only)

7. LEGISLATIVE UPDATE (Information)

A. An update on pertinent State legislation and federal news will be provided.

8. UNITED STATES ARMY CORPS OF ENGINEERS (Information)

A. Deer Creek Right and Left Bank Levee Systems (*Eric Miao, Operations Branch, Board Staff; Juan Gonzalez, Chief, Inspection Section, U.S. Army Corps of Engineers*)

Presentation of Levee Inspection Results for Deer Creek Right and Left Bank Levee Systems (Tehama County).

B. Public Law (PL) 84-99 Rehabilitation (*Jonathan Yau, Emergency Management and Readiness Branch, U.S. Army Corps of Engineers*)

Presentation on the Public Law 84-99 Rehabilitation Program covering eligibility requirements, process and timelines for non-federal sponsors to receive assistance for repairs of sites damaged during a flood.

9. DEPARTMENT OF WATER RESOURCES ITEMS (Information)

- A. Report of the Department of Water Resources (Written)
- B. Update on Multibenefit Projects (*Steve Rothert, Manager, Division of Multibenefit Initiatives, Department of Water Resources*)

Steve Rothert will provide an update on progress related to several multibenefit projects currently underway and expected to begin soon after the start of the new fiscal year, as well as an overview of the reorganization of the Department of Water Resources' Division of Multibenefit Initiatives and Division of Flood Management resulting in responsibility of Central Valley Flood Protection Plan updates being reassigned from the Division of Multibenefit Initiatives to the Division of Flood Management, including funding updates for the 2027 update to the Central Valley Flood Protection Plan.

10. BOARD ITEMS

- A. Maintenance Area 3 (MA3) Dissolution (*Darren Suen, Board Policy and Legislative Advisor*) (Action)

Approve Levee District One's (LD1) request to assume maintenance duties currently performed by State Maintenance Area 03 (MA 03) and subsequent dissolution of MA 03. (Sutter County).

- B. Sacramento River East Levee Trail Project (*Selva Selvamohan, Sacramento Levees Section Chief, Board Staff; Megan Johnson, City of Sacramento; Matt Salveson, Wood Rodgers Inc.*) (Informational)

The City of Sacramento and its consultants will provide an informational briefing on the Sacramento River East Levee Trail Project. The purpose of the project is to construct a portion of the Sacramento River Parkway multi-use trail along the top of the east levee of the Sacramento River within the Pocket Neighborhood. The proposed trail is about 3.9 miles long, begins at Garcia Bend Park on the south and ends at Zacharias Park on the north. The trail is located in Maintenance Area 09 (Sacramento County).

- C. Board's Enforcement Program Informational Briefing (*Michael C. Wright, Chief Engineer, Board Staff; Angeles Caliso, Enforcement Section Chief, Board Staff*) (Informational)

Informational briefing on the Board's Enforcement Program that includes the Board's authority, prioritization, current practices, and achievements in addressing non-compliant encroachments throughout the Central Valley.

D. Project Partnership Agreement, Sacramento River Bank Protection Project
(Mike Zelazo, Flood System Improvement Branch, Board Staff) **(Informational)**

The U.S. Army Corps of Engineers (USACE) plans to design and construct up to 80,000 linear feet of erosion protection features along the Sacramento River Flood Control Project as described in the Post-Authorization Change Report approved by the Board in July 2020. The levee improvements are in addition to the 405,000 linear feet authorized in Phase II of the Sacramento River Bank Protection Project. The State of California, through the Board, and the USACE must first approve and enter into a Project Partnership Agreement prior to beginning this work.

E. Board Staff Activities Report – Environmental Services and Land Management Division
(Andrea Buckley, Environmental Services and Land Management Division Chief, Board Staff) **(Informational)**

Informational briefing on the activities of the Environmental Services and Land Management Division.

F. 2023 Tulare Basin Hydrology and Flooding (Yiguo Liang, Board Operations Branch Chief, Board Staff) **(Informational)**

Informational briefing on current hydrological conditions and flooding concerns in the Tulare Basin.

G. Middle Mile Broadband Initiative Update (Michael C. Wright, Board Chief Engineer, Board Staff) **(Informational)**

Informational briefing on staff activities related to the Middle Mile Broadband Initiative.

11. EXECUTIVE OFFICER'S REPORT (Documents Submitted for Board Member review)

- A. Update on the Board's Administration
- B. Update on the activities of the Operations Branch
- C. Update on the activities of the Flood System Improvement Branch
- D. Update on the activities of the Environmental Services and Land Management Division
- E. Update on the activities of the Flood Planning and Programs Branch

12. BOARD COMMENTS AND COMMITTEE UPDATES

13. UPCOMING BOARD MEETINGS

- Board Workshop, June 9, 2023 (Hybrid/SACOG)
- Coordinating Committee, Wednesday, June 28 2023 (Hybrid/TBD)
- Board Meeting, June 23, 2023 (Hybrid/SACOG)

14. CLOSED SESSION

- A. Pursuant to the authority of Government Code section 11126 (e)(i). To discuss litigation: Sierra Northern Railway vs. Central Valley Flood Protection Board, et al., Superior Court of the State of California, County of Yolo Case No. CV-2022-0479. *(Kanwarjit (Jit) Dua, Board Counsel)*
- B. Pursuant to the authority of Government Code section 11126 (e)(i). To discuss litigation: Security National Insurance Co. vs. Central Valley Flood Protection Board, et al., San Joaquin County Superior Court Case No. STK-CV-UED-2019-12115. *(Kanwarjit (Jit) Dua, Board Counsel)*
- C. Pursuant to the authority of Government Code section 11126 (e)(i). To discuss litigation: Liam Meyer v. Central Valley Flood Protection Board, et al., Sacramento County Superior Court Case No. 34-2020-00276397. *(Kanwarjit (Jit) Dua, Board Counsel)*
- D. Pursuant to the authority of Government Code section 11126 (e)(i). To discuss litigation: The People of The State vs. Yeung Farms Enterprises, Superior Court of the State of California, County of Yolo CV-2020-330. *(Kanwarjit (Jit) Dua, Board Counsel)*
- E. 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)*
- F. Pursuant to the authority of Government Code section 11126, subdivisions (a)(1), (the Board will meet in Closed Session to consider personnel matters. *(Kanwarjit (Jit) Dua, Board Counsel)*

15. CLOSED SESSION REPORT (Action)

16. ADJOURNMENT

PUBLIC COMMENTS FOR HYBRID BOARD MEETINGS:

These instructions outline how members of the public can access the virtual meeting and provide public comment. You can join the meeting from a desktop computer, laptop, mobile device, or telephone.

How to join the meeting by webinar:

- a) Go to the Central Valley Flood Protection Board website*
- b) Navigate to the "Meetings" page*
- c) Identify the current meeting, and click on the link to the meeting webcast: <https://cityofsacramento-org.zoom.us/j/94975920325?pwd=eXM2MldMbmJ2QzhDL2hWc1JPdmRyZz09>*

Passcode: 276307

- d) We recommend that you test out your device and internet connection well before attempting to join the meeting*
- e) You will automatically be muted when joining as an attendee*

How to join the meeting by telephone:

- a) Dial 16694449171 then 85652888872#*
- b) Enter passcode: 376975*
- c) Please press mute until you are called upon to speak (*6 to mute/unmute *3 to raise/lower hand)*

How to provide public comment:

Members of the public who wish to provide public comment on a particular agenda item are encouraged to submit those comments prior to the meeting by emailing the Board Clerk at Ryan.Jones@CVFlood.ca.gov. In the email subject line, indicate the meeting date and agenda item number. You can find the agenda item number below. In the body of the email, please include your name and who you represent (e.g., self, another person, an organization). Comments received prior to the meeting will be provided to the Board Members.

During the meeting, members of the public may provide comments on a particular matter (at or before the time the item is called) by emailing the Clerk at Ryan.Jones@CVFlood.ca.gov. In the email subject line, include the words "public comment" and the agenda item number. In the body of the email, please include your name and who you represent (e.g., self, another person, an organization). All written materials received by the Board in advance of or during the meeting are part of the public record and are kept by the Board.

For those members of the public who choose to participate by phone, an opportunity for comment on each item will be given during the Board meeting. Please unmute yourself before providing your comments and mute yourself after concluding your comments. A speaker's time allotment is generally 3 minutes but is ultimately at the discretion of the Board.

Background for agenda items is available electronically. Please email the Clerk at Ryan.Jones@CVFlood.ca.gov to request an electronic copy of any agenda item. Anyone may request a printed 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 reasonable accommodation due to a disability or language assistance is needed, please contact the Office of Work Force Equality at (323) 848-9801 at least one week prior to the meeting.

For technical support during the meeting, please send your question to Questions@CVFlood.ca.gov.