

**MINUTES**  
**MEETING OF THE CENTRAL VALLEY FLOOD PROTECTION BOARD**  
**February 26, 2010**

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

A regular meeting (Open Session) of the Central Valley Flood Protection Board was held on February 26, 2010, beginning at 8:38 a.m. at The Resources Building, 1416 Ninth Street, Auditorium, Sacramento, California.

**The following Members of the Board were present:**

Mr. Benjamin Carter, President  
Mr. Butch Hodgkins, Vice President  
Ms. Lady Bug Doherty, Secretary  
Mr. John Brown  
Ms. Teri Rie  
Ms. Emma Suarez

**The following members of the Board staff were present:**

Mr. Jay Punia, Executive Officer  
Mr. Len Marino, Chief Engineer  
Mr. Eric Butler, Senior Engineer  
Mr. Dan Fua, Supervising Engineer  
Ms. Nancy Moricz, Staff Engineer  
Ms. Jill Phinney, Staff Analyst  
Ms. Deborah M. Smith, Legal Counsel  
Mr. Curt Taras, Senior Engineer  
Mr. Jon Tice, Staff Engineer

**Department of Water Resources (DWR) staff present:**

Mr. Gary Bardini, Chief, Division of Flood Management  
Mr. Stephen Bradley, Chief, Statewide Flood Planning Office  
Mr. Michael Sabbaghian, Chief, Project Development Branch  
Mr. Keith Swanson, Chief, Flood Maintenance Office  
Mr. Jon Yego, Senior Engineer

**Also Present:**

Mr. Stein Buer, Sacramento Area Flood Control Agency (SAFCA)  
Mr. Paul Brunner, Three Rivers Levee Improvement Authority (TRLIA)  
Mr. John Carlin, River Partners  
Ms. Renee Carter  
Mr. Joe Countryman, MBK Engineers  
Mr. Larry Dacus, TRLIA  
Mr. Dan Dolan, Western States Title Services  
Mr. Steve Fordice, Reclamation District (RD) 784  
Ms. Virginia Getz, Ducks Unlimited, Inc.  
Mr. Armand Gonzales, California Department of Fish & Game  
Dr. Kevin Knuuti, United States Army Corps of Engineers (Corps)  
Ms. Barbara LeVake, Levee District (LD) 1 Board Member  
Mr. Dave Means, Wildlife Conservation Board  
Mr. Chris Peterson, MWH  
Mr. Dick Schafer  
Mr. Scott Shapiro, San Joaquin Area Flood Control Agency  
Mr. Jeffrey Twitchell, LD 1  
Mr. Steven Winkler, San Joaquin County Flood Control & Water Conservation District

**1. ROLL CALL**

Executive Officer Punia called the roll.

**2. APPROVAL OF MINUTES – December 17, 2009 Board Meeting**

*Upon motion by Member Brown, seconded by Member Rie, the Board unanimously approved the December 17, 2009 Board Meeting Minutes.*

(Vice President Hodgkins joined the Meeting.)

**3. APPROVAL OF AGENDA**

Executive Officer Punia stated the staff recommendation that Items 7G and 7H be postponed.

*Upon motion by Secretary Doherty, seconded by Member Brown, the Board unanimously approved the staff recommendation (see sentence above).*

**4. PUBLIC COMMENT**

Ms. Renee Carter began by stating that she has had a permit application in process since October 2008. She expressed her frustration at the continuing delays in getting her application heard. She stated that her project (Item 7H on the Consent Calendar) completely meets the requirements of Title 23, and her house is not in the floodway.

She said that she was saddened by this process. She has done everything legally; she pays for her property and her property taxes; she went through this process and now is being held up once again by the Corps of Engineer's lack of a response letter to her application.

The Board and Board staff discussed the reasons for the delays in hearing the application.

## **5. REPORT OF ACTIVITIES**

### **A. THE DEPARTMENT OF WATER RESOURCES**

Mr. Gary Bardini, DWR Division of Flood Management Chief, reported the following:

- Precipitation for the season is slightly above average. As of February 1<sup>st</sup>, runoff is about 65 percent of average and reservoir storage is at 80 percent.
- All 107 Local Maintenance Agencies (LMAs) have reported their responses to the interim vegetation criteria: 87 intend to comply with the vegetation requirement and 20 do not intend to comply because of environmental, financial or endangered species issues.
- According to the inspection report published in January 2010, LMAs overall are at acceptable ratings.
- In Operations and Maintenance (O&M) – the Sutter Bypass facilities construction contracts are being advertised in March.
- Levee repairs in the Sacramento Bank continue; 17 future protection repairs are currently under design.
- Flood risk notification has been provided to landowners and DWR is now looking to provide notice of the risks to tenants as well.
- A draft handbook on implementing California flood legislation into local land-use planning has been distributed to state and local agencies for a 30-day review.
- Noel Lerner has been appointed as Flood Projects Office Chief.
- SAFCA recently submitted a vegetation variance request to the Corps.
- An initial NEPA/CEQA scoping meeting on the San Joaquin was held January 27<sup>th</sup>.

- The Folsom Dam spillway excavation modification is still on schedule for completion in 2010.
- Funding agreements for five projects have been completed: Saint Helena; an ecosystem restoration project on the San Joaquin; Middle Creek in Lake County; Santa Maria River in San Diego County; and Bedford in Riverside County.
- Local agencies have submitted 45 work agreements for this fiscal year on the Delta project.
- About 70 percent of urban levee engineering evaluations and 15 percent of non-urban evaluations have been completed.
- Jeremy Arrich has been appointed as Planning Operations Chief.
- The draft State Plan of Flood Control descriptive document was distributed on January 29<sup>th</sup> and comments are due by March 1<sup>st</sup>.
- The Interim Progress Report Number One, Phase One process, is about 95 percent complete. The Phase One work will culminate in a summary document.
- A valley-wide forum will be held, probably in April, on regional conditions. The forum will bring in everyone and report to them on where we're at on completing Phase One and moving to the next phases of developing the plan.
- DWR will be going to Washington, D.C. in the next week or two related to continuing to press for appropriations of 23 critical flood projects.
- A FloodSAFE presentation was made to key Central Valley legislative staff on January 29<sup>th</sup>.
- A tour was conducted, predominantly in the Natomas area, with representatives of NOAA, U.S. Fish and Wildlife, SAFCA, and DWR on January 27<sup>th</sup>, related to vegetation issues on levees.
- On vegetation issues: a fairly active discussion took place at the January 25<sup>th</sup> Vegetation Roundtable meeting. Essentially, DWR would like to move to a more system-wide approach that deals with all the risk factors, acknowledging that vegetation is one of them, and work together on the sustainability issue. It has become increasingly apparent that there are different interpretations of the vegetation framework regarding implementation. The Corps is aggressively applying the ETL on the erosion repair program, and that is now causing a number of delays and probable cost consequences.

A vegetation variance policy came out in February and parties have until March 11<sup>th</sup> to make comments. DWR's comments will mainly be that they feel that this policy could really divert investment currently used on other critical safety issues in the state and particularly in the Central Valley. Further, there will probably be a compromise to public safety versus an improvement to public safety, especially in the near term. They hope to work through this with the federal government and the Corps and will update the Board over the next months on their progress.

- Member Rie asked if the state agreed to sign on a cost-share for the Lower San Joaquin River Feasibility Study. DWR Project Development Branch Chief Michael Sabbaghian responded that DWR approved the agreement, but it was not executed because the Corps disagreed with the process used. He will update the Board further next month.

### **Central Valley Flood Management Planning Program Monthly Update**

Mr. Steve Bradley, DWR Statewide Flood Planning Office Chief, updated the Board:

- The State Plan of Flood Control document is out for public review. It is a living document and, as changes come forward, it will be adjusted. The document's purpose is to be an accurate description of the State Plan of Flood Control. It is now about 95 percent complete. The revised document is expected to be out by June of this year.
- The Flood Control System Status Report is about 50 percent complete. The public review draft will be ready sometime in the fall and it is scheduled to be completed by the end of the year.
- The Central Valley Flood Protection Plan is about 15 percent complete.
- The Interim Progress Summary Report, Number One (the first of three summary reports) is about 95 percent complete.
- The Regional Conditions Summary is about 95 percent complete. The public working draft will be released to the work groups in March.
- The Management Actions Report and Summary will kick off after the Regional Conditions Summary Report.
- The valley-wide forum, originally set for March, has been postponed until April.
- A presentation was made to the Yolo Basin Foundation in Davis on February 4<sup>th</sup>; to the Glenn County Board of Supervisors in Willows on February 16<sup>th</sup>; and to the Rio Vista City Council on February 24<sup>th</sup>.

## **B. THREE RIVERS LEVEE IMPROVEMENT AUTHORITY QUARTERLY REPORT TO THE BOARD**

### **Three Rivers Levee Improvement Authority Quarterly Report and their analysis to assess the impacts of the proposed Yuba River South Levee repair work on the groundwater**

Mr. Paul Brunner, TRLIA Executive Director, provided the quarterly report. He presented and discussed a schematic showing the overall levee system that TRLIA has been improving since 2004 and answered Board Member questions.

He then introduced a presentation on the effects of groundwater in the area. He remarked that the groundwater evaluation was needed for three reasons:

1. For environmental documentation; i.e., the CEQA-NEPA documents.
2. To better understand what effects the project had on the design, so those effects could be incorporated into the design.
3. To help mitigate the community concern raised by the project.

Mr. Chris Peterson, principal hydrogeologist with MWH, presented the groundwater evaluation findings. He stated that the objectives of the study were to characterize the local groundwater conditions first, and then to develop an inventory of existing wells in the vicinity of that project levee, and then to use that information -- along with groundwater level information -- to assess the groundwater impacts resulting from the levee repairs, if any.

Based on their analysis, they were able to demonstrate that the groundwater flow pattern is parallel with the levee. They concluded that the slurry wall will not reduce groundwater recharge to the basin. Further, the slurry wall will not act as a barrier to groundwater flow that results in a condition of higher water level on one side of the levee and a reduced groundwater -- because of reduced recharge -- on the other.

The slurry wall will not cut off flow to people's wells within the basin, in general. However, if the well is shallow, less than 80 feet, and if that well is located in very close to the wall, there could be a slight increase in drawdown. Deeper agricultural wells pumping in the area will not be impacted. Mr. Brunner added that they are working with the individual landowners where the potentially impacted wells are located and TRLIA will continue to work with any impacted landowner to ensure they are made whole.

Mr. Peterson stated that it was also determined that there would be no increase in soil moisture and flooding of root zones because of decreased drainage. In essence, there will be no change between the existing condition and the condition that will exist when the levee is in place.

## 6. REPORT OF ACTIVITIES OF THE EXECUTIVE OFFICER

Prior to beginning his report, Executive Officer Punia introduced Dr. Kevin Knuuti, the Corps' Chief of Civil Engineering Division, Sacramento District.

Dr. Knuuti remarked that the Corps' relationship with the Board is primarily related to its flood protection mission, which they call their flood-damage reduction mission. He discussed the overall Corps perspective; and the perspective and approach taken when receiving permit applications. The Corps looks at the permit applications from two different perspectives -- from the integrity of the federal flood system, in terms of how it was designed and from a public policy perspective.

In terms of the integrity of the system, they look at permit applications two ways: whether the proposed action creates an issue with the structural integrity of the flood protection system itself, and the flood conveyance capacity of the entire system.

From a public policy perspective, the federal government, as a whole, feels very strongly that it should be doing all it can to discourage development within known flood hazard areas. Prohibiting someone from doing something on their own land is never an easy thing to do. The Corps recognizes the difficulty with that and plans to continue working with Mr. Punia and Mr. Bardini and their respective staffs in coming up with a way to assess cumulative impacts, or potential cumulative impacts, of existing development and future development on the system.

He briefly discussed the Corps' new variance policy for vegetation and answered Board Member questions.

President Carter reiterated that the Corps' policy guidance letter for vegetation has been published to the Federal Register and the 30-day comment period ends on March 11<sup>th</sup>. The Board and the Corps encourage anyone who is interested in offering comments through the Federal Register process to do so.

Executive Officer Punia reported on the following items:

- He noted that Board staff will be working with President Carter to provide comments on the policy guidance letter during the comment period (as mentioned above).
- Based upon the framework document provided by the levee roundtable, the Board's existing levees are in compliance with the Corps' standard until 2012, at which time there will be a new Central Valley Flood Protection Plan.
- Board staff is moving to the first floor of the Joint Operations Center on March 5-6.

- Staff has prepared a task order on the Sutter Bypass modeling efforts. The order will be shared with the Board's Executive Committee before it moves forward.
- The previously scheduled field trip on the San Joaquin and Kaweah Rivers has been postponed to April 6-7. Vice President Hodgkins and Board Member Brown are planning to join the staff for that trip.
- Caltrans has received substantial stimulus money and is planning 40 new bridges. They will be coming before the Board asking for permits for those bridges.
- Board staff will be meeting with the California High Speed Rail Authority, which will also be asking for substantial permits from the Board.
- Board staff has heard that there will be considerable funding reductions in FY 2011 for inspections of completed works. There is concern that the Corps will not have adequate resources to review the permits. Board staff and President Carter are talking to the Corps to see if there is any way the Board can assist them so that their funding can be augmented.

Chief Engineer Marino gave a quick overview of the progress on encroachment permit applications. He noted that 16 permits have been identified for next month's Consent Calendar and at least 2-3 hearings will be held.

President Carter remarked that it is time to get creative about how the throughput of permits can be improved. Board Members and staff discussed options to expedite the permit application process.

## 7. CONSENT CALENDAR

### A. Permit No. 18052, Wheatland Heritage Oaks, LLC

**Consider approval of Permit No. 18052 to install a High Density Polyethylene (HDPE) pipe through the right (north) bank levee of Bear River. (Yuba County)**

### B. Permit No. 18204, Three Rivers Levee Improvement Authority

**Consider approval of Permit No. 18204 to authorize existing detention basin and drainage channels on the landside slope of the left (south) bank levee of the Yuba River. (Yuba County)**

### C. Permit No. 18341, Darren Goodman

**Consider approval of Permit No. 18341 to construct a residence within Area C of the designated floodway (as depicted in Title 23, Section 134, Figure 8.11) of the right (north) bank of the Yuba River. (Yuba County)**



**D. Permit No. 18408, Emilio Toche**

Consider approval of Permit No. 18408 to construct a storage building within Area C of the designated floodway (as depicted in Title 23, Section 134, Figure 8.11) of the right (north) bank of the Yuba River. (Yuba County)

**E. Permit No. 18421, County of Fresno**

Consider approval of Permit No. 18421 to remove existing bridge across the channel of Kings River and replace with a cast-in-place concrete box girder bridge, supported by concrete piers and abutments on each bank; and place rock riprap protection on each bank. (Fresno County)

**F. Permit No. 18459, Reclamation District 2103**

Consider approval of Permit No. 18459 to place rock riprap on the waterside bank of two erosion sites at RM 11.6 and RM 10.0, and place engineered fill on the landside slope of Site 3, RM 11.5 on the right (north) bank levee of the Bear River. (Yuba County)

**G. Permit No. 18491, Natomas Central Mutual Water Company - Postponed**

Consider approval of Permit No. 18491 to place rock riprap, and construct a pump station and intake structure with pipelines crossing up and over the left (east) bank levee of the Sacramento River. (Sutter County)

**H. Permit No. 18509, Renee Carter - Postponed**

Consider approval of Permit No. 18509 to remove existing pool, pump house, chain link gate, asphalt driveway and perpendicular fence; reshape overflow berm to replace a recently demolished dwelling; construct new pool, decks, septic system and leach field and asphalt driveway; install wrought iron gate and landscaping; authorize existing perpendicular fence on the left (east) bank waterward berm (as described in Title 23, Section 133) of the Garden Highway levee of the Sacramento River in Reclamation District 1000. (Sacramento County)

**I. Permit No. 18537, Dean Wooten**

Consider approval of Permit No. 18537 to construct an in-ground pool with spa within Area C of the designated floodway (as depicted in Title 23, Section 134, Figure 8.11) of the right (north) bank of the Yuba River. (Yuba County)

(As mentioned previously, Items 7G and 7H were postponed to a future meeting.)

*Upon motion by Secretary Doherty, seconded by Vice President Hodgkins, the Board unanimously approved Consent Calendar Items 7A, 7B, 7C, 7D, 7E, 7F and 7I.*

## 8. HEARING AND DECISIONS

### **Permit No. 18531, Feather River Wildlife Area, Abbott Lake Unit, California** **Department of Fish and Game**

**Consider approval of Permit No. 18531 to plant native riparian plants on the right (west) bank overflow area of the Feather River. (Sutter County)**

**Approximately 20,000 native riparian plants and grasses on 169 acres of the right west bank overflow area of the Feather River will be planted. The project is located approximately seven miles south of Yuba City and .3 miles north of Star Bend, Levee District 1, Feather River, Sutter County.**

Staff Engineer Nancy Moricz gave the presentation, answered Board Member questions, and concluded with the staff recommendation to adopt Resolution 10-07, which contains the Board's CEQA findings and findings of fact; and to approve Permit Number 18531 to plant native riparian vegetation in the southern 150-acre project site and deny any plantings, other than native grasses, in the northern 19-acre project site, as indicated in the approved planting plan, Exhibit C, and in the manner referenced in Permit Number 18531; and to direct the Executive Officer to take necessary action to prepare and execute the permit and related documents and to prepare and file a notice of exemption with the State Clearinghouse. She also noted that the Corps' letter had not been received prior to the Board meeting, as they had hoped.

President Carter then opened the public testimony portion of the Hearing.

Mr. John Carlon, River Partners, speaking on behalf of the Applicant, gave a presentation and answered Board Member questions.

He stated that it is their feeling that this is a multiple benefit project that enhances riparian habitat and safeguards flood conveyance. It will also establish self-sustaining native plant communities that support wildlife, and is designed to reduce the invasive weeds that are currently on the project site.

An MOU has been put in place between Fish and Game and DWR about how the long-term maintenance would occur on the site.

The project is completely consistent with the Central Valley Flood Management Planning Program. In addition, it is consistent with the Corps' Environmental Operating Principles, as well as with the larger conservation efforts that are occurring in the state with the Feather River Wildlife Area Management Plan, the Riparian Habitat Bird

Conservation Plan, the CalFED Bay-Delta Ecosystem Restoration Plan, and the Riparian Habitat Joint Venture.

Mr. Joe Countryman, MBK Engineers, explained the hydraulic analysis of the project and answered Board Member questions. He stated that the project seems reasonable to him. It has an operation and maintenance plan and, based on the hydraulic analysis, there would be no reason not to approve the project, both the north and the south.

Mr. Armand Gonzales, Deputy Director of the Conservation Division, Department of Fish and Game; Ms. Virginia Getz, manager of conservation programs for Ducks Unlimited; and Mr. Dave Means, Assistant Executive Director of the Wildlife Conservation Board, all spoke on behalf of the Applicant.

Mr. Keith Swanson, DWR Flood Maintenance Office Chief, also speaking on behalf of the Applicant, further clarified the draft MOU between Fish and Game and DWR.

Mr. Steve Fordice, General Manager of RD 784, the local maintenance area, spoke in opposition to the Permit and concluded that it may be more appropriate to roll this particular application into the larger Three Rivers setback environmental approach that is going to be coming soon. He asked the Board to consider this as the wrong project at the wrong time, and requested that they consider waiting and rolling it into a larger whole later on. He also answered Board Member questions.

Mr. Jeff Twitchell, consultant for LD 1; and Ms. Barbara LeVake, LD 1 Board Member, echoed Mr. Fordice's concerns.

Mr. Paul Brunner, TRLIA, discussed some of the benefits of the project.

Seeing no other public comment, President Carter then closed the public testimony portion of the Hearing and the Board deliberated. Discussion included how best to determine responsibility for funding the maintenance of the project over the long term. Mr. Gonzales, Fish and Game, remarked that the MOU was intended to allow sharing of resources for maintenance purposes on the property so that, if the need arose, the parties could call upon each other for assistance with critical maintenance needs.

*Upon **motion** by Member Suarez, seconded by Member Rie, the Board approved Permit No. 18531 as submitted -- not as amended by staff but as submitted -- and included the Special Conditions that staff prepared, minus Condition 25 and minus the first sentence in Special Condition 43. In addition, in Special Condition 37, the words ". . . is not adopted..." were changed to ". . . long-term management plan, which includes the project area, is submitted to and approved by the Board, at which time the maintenance responsibilities shall be transferred to the state." The permit was approved as modified and the Board did not adopt the Resolution. The vote was 5-1 (Opposed - Doherty).*

## REQUESTED ACTIONS

9. **POLICY DISCUSSION AND GUIDANCE TO STAFF ON DELEGATION OF PERMIT APPROVAL TO EXECUTIVE OFFICER - *Postponed***

10. **SCHEDULE FOR CENTRAL VALLEY FLOODPLAIN EVALUATION AND DELINEATION**

*Upon motion by Vice President Hodgkins, seconded by Member Brown, the Board unanimously approved the current schedule (Member Rie was not present for the vote).*

11. **BOARD SPONSORED PROJECTS AND STUDY AGREEMENTS - *NONE***

## INFORMATIONAL BRIEFINGS

12. **CALAVERAS RIVER, STOCKTON, CA, ENCROACHMENTS STATUS UPDATE AND POSSIBLE OPTIONS FOR ADDRESSING THEM**

Board Staff Engineer, Mr. Jon Tice, provided the briefing. He noted that the flood control project was originally called the Mormon Slough Project. He concluded by proposing staff's potential Next Steps:

- Obtain a local sponsor agreement;
- Develop a scope of work and estimate the project;
- Secure local funding;
- Submit an application for that funding;
- Award a design contract;
- Bid and award construction; and
- Inspect and accept the work.

Mr. Scott Shapiro, newly appointed general counsel for San Joaquin Area Flood Control Agency (SJAFCA), clarified the relationship between SJAFCA and the San Joaquin County Flood Control and Water Conservation District and expressed concerns about some of the proposed Next Steps.

Mr. Scott Winkler, San Joaquin County Public Works Department, and speaking on behalf of the San Joaquin County Flood Control and Water Conservation District, echoed Mr. Shapiro's comments and added that they do not feel that they have been treated as a partner in this process. They would like to work with Board staff to come up with something that could work for the Board, the state, the Corps and the local community

and will work with Board staff and local residents to try to sell the project. They have been asking repeatedly to be a part of the process, both in letters and in testimony.

Member Brown suggested that Board staff get together with the locals and come up with a plan of action. President Carter suggested that the parties work together to flush out some more of the details and complications with the hearing and whether they should go with the EIP or not. Executive Officer Punia clarified that staff is not ignoring the locals. A big meeting was held last week and they will definitely be meeting again to resolve the issues, which are complex and require discussion of various options.

**13. NATOMAS LEVEE IMPROVEMENT PROGRAM AND  
LEVEE VEGETATION VARIANCE REQUEST, SACRAMENTO  
AREA FLOOD CONTROL AGENCY**

Mr. Stein Buer, SAFCA, provided information on the program and answered Board Member questions. He noted that there are two actions SAFCA will be seeking from the Board:

1. Approval of an encroachment permit for Phase 3 of the program, which will allow SAFCA to move forward with building a critical five-mile stretch of levee that begins about the Sutter County line and passes I-5.
2. That the Board ask the Corps for a vegetation variance approval to accompany the Natomas Levee Improvement Program Post-Authorization Change Report being prepared by the Corps. The variance will set the stage for authorization of the project as a whole on the federal level.

**14. STATE PLAN OF FLOOD CONTROL DESCRIPTIVE  
DOCUMENT**

Mr. Bradley, DWR Statewide Flood Planning Office Chief, provided details and answered Board Member questions on the document which, as mentioned earlier, will be completed by about the middle of this year.

**15. OPERATION AND MAINTENANCE OF ROAD 9 STRUCTURE  
AND THE FRESNO RIVER BYPASS CHANNELS**

Mr. Dick Schafer, consulting civil engineer from Visalia, briefed the Board on some of the history and issues involved in the area, which include settling the water rights on the Fresno River and the problem of operation and maintenance of the facilities that were constructed there. He also answered Board Member questions.

Per President Carter's request, Member Brown and Board staff will work with Mr. Schafer to sort out the issues involved. A site visit has been scheduled for April 6<sup>th</sup>.

**BOARD REPORTS**

**16. BOARD COMMENTS AND TASK LEADER REPORTS**

Secretary Doherty stated that she attended a very interesting forum at the McGeorge School of Law on the subject of "California Water After the 2009 Legislative Water Packages: Where We Are and Where Do We Go From Here?"

**17. FUTURE AGENDA**

Chief Engineer Marino clarified that Item 11 of the draft March 26 Agenda, "Consider a Request for the Modification of the Kaweah River Designated Floodway," will be a Requested Action.

**18. ADJOURN**

President Carter adjourned the Open Session at 6:24 p.m.

Dated: 23 APRIL 2010

The foregoing Minutes were approved:

  
Maureen Doherty  
Secretary

  
Benjamin F. Carter  
President