

“Celebrating 102 Years of Flood Management”

CENTRAL VALLEY FLOOD PROTECTION BOARD

California Natural Resources Agency – State of California

3310 El Camino Avenue, Room 151

Sacramento, California 95821

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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

Nicole Rinke, Legal Counsel
Deborah Smith, Legal Counsel

AGENDA

CENTRAL VALLEY FLOOD PROTECTION BOARD MEETING

May 10, 2013 – 9:00 AM

Bonderson Building Cafeteria

901 P Street, First Floor

Sacramento, CA 95814

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 AGENDA**
- 3. PUBLIC COMMENTS (non-agendized items only)**
- 4. U.S. ARMY CORPS OF ENGINEERS BRIEFING**
 - U.S. Army Corps of Engineers (USACE) presentation discussing how USACE programs (Inspections and assessments) and FEMA certification requirements are different, and ongoing efforts to better align them through the USACE/FEMA accreditation task force. *(Jason Needham)*
 - U.S. Army Corps of Engineers Levee Inspection Results *(Meegan Nagy)*

***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.

- MA 13 Unit 1 - Cherokee Canal Right Bank
- MA 13 Unit 2 - North Cherokee Canal Left Bank
- MA 13 Unit 2 - South Cherokee Canal Left Bank
- Sacramento River East Levee - LD3 Glenn County

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

6.* REQUESTED ACTIONS

- A. Senate Bill 753, An Act to Amend the Water Code Relating to Flood Protection
(Board member Clyde Macdonald and Board Counsel Nicole Rinke)

Consider the status of, modifications to, and other actions related to legislation approved by the Board for the legislature's consideration to broaden the Board's authority, primarily related to encroachment permitting and enforcement including the authority to issue administrative fines for uncorrected code violations.

- B. Employment of Legal Counsel
(Board Staff and Board Members)

1. Discussion and approval of the Board's employment of Legal Counsel, including the organization and reporting relationship of Legal Counsel to the Board.
2. Discussion and approval of the hiring process for the employment of Legal Counsel.

7. INFORMATIONAL BRIEFINGS

- A. The California's Flood Future Report presents information and recommendations about statewide flood risk and is provided to help inform future decisions about policies and investments. *(Terri Wegener, DWR)*

- B. Department of Water Resources Briefing on 2013-14 Legislation *(Kasey Schimke, DWR)*

LUNCH BREAK

8. PLANNING WORKSHOP – 1:00 PM

- A. Introduction
- B. Review and Refine Draft Strategic Plan
- C. Review and Refine Draft Governance Principles
- D. Conclusion

9. 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 -

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

Sacramento Division Case No. 2:10-cv-02414-GEB-JFM) pursuant to Govt. Code section 11126(e)(1). *(Nicole Rinke, Deputy Attorney General)*

- 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. *(Nicole Rinke, Deputy Attorney General)*
- To discuss litigation (Fay Island Reclamation District v. California Department Fish and Game, et. al; California Superior Court, County of San Joaquin, Case No. 39-2009-00228660-CU-BC-STK) pursuant to Govt. Code section 11126(e)(1). *(Nicole Rinke, Deputy Attorney General)*

10. MEETING OF BOARD'S EXECUTIVE COMMITTEE

- A. Discussion of Implementation of the Central Valley Flood Protection Plan
- B. Board Management and Scheduling Issues
- C. Budget/Finance/Staffing Issues
- D. Ad Hoc Assignment Issues

11. ADJOURN

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