

CENTRAL VALLEY FLOOD PROTECTION BOARD

California Natural Resources Agency – State of California

CVFPB Office Location

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BOARD MEMBERS

Bill Edgar, President
Emma Suarez, Vice President
Jane Dolan, Secretary
Joe Countryman, Member
Clyde Macdonald, Member
Tim Ramirez, Member
Mike Villines, Member
Assembly member Marc Levine
Ex Officio Member
State Senator Fran Pavley
Ex Officio Member

BOARD STAFF

Leslie Gallagher, Executive Officer
Eric Butler, Supervising Engineer
Mitra Emami, Supervising Engineer
Lucy Montgomery, Chief of Administration
Amber Woertink, Analyst to the Board

BOARD COUNSEL

Nicole Rinke, Board Counsel

AGENDA

CENTRAL VALLEY FLOOD PROTECTION BOARD MEETING

February 26, 2016 – 9:00 AM

**Sacramento City Hall, 1st 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**

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 on the Board website at www.cvfpb.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 Equal Opportunity Management Investigations Office at (916) 653-6952, or TDD (916) 653-6934 at least a week prior to the meeting.

★ Denotes Action Item

1. WELCOME, INTRODUCTIONS, AND ANNOUNCEMENTS

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

3. ★ APPROVAL OF MINUTES (Action item)

A. Draft December 18, 2015 Board Meeting Minutes

4. REVIEW OF AGENDA

5. ★ CONSENT ITEMS (Action item)

A. Permit No. 19051, City of Sacramento (*Ilene Wellman-Barbree, CVFPB*)

Consider approval of Permit No. 19051 to modify approximately 2/3-mile segment of gravel service road at the toe of the levee to incorporate a paved multi-use trail, including creation of a trailhead and restoration of floodplain habitat. (Sacramento County)

B. Permit No. 19062, Union Pacific Railroad (*Ilene Wellman-Barbree, CVFPB*)

Consider approval of Permit No. 19062 to replace an existing timber string trestle bridge over Canal Creek with a new 7-span, 120 foot long bridge deck, precast caps and girders supported by H-piles. (Merced County)

C. Marysville Ring Levee Project - Amendment No. 1 (*Preston Shopbell, DWR Flood Projects Office and Nancy Moricz, CVFPB*)

Consider approval of Resolution No. 2016-02 to:

1. Approve Project Partnership Agreement Amendment No. 1 with the U.S. Army Corps of Engineers and Marysville Levee District to allow the State to receive credit for improvements in the Yuba River Basin and update current authorized project costs.
2. Delegate to the Board President the authority to sign the Agreement Amendment.

D. Transmittal for RD 70 and RD 1660 – Sutter Basin North Levee System: Letter of Intent to Submit a System-Wide Improvement Framework Plan to the U.S. Army Corps of Engineers (*Martin Janolo, CVFPB*)

Consider authorizing the Executive Officer to transmit a Letter of Intent to develop and implement a System-Wide Improvement Framework to the U.S. Army Corps of Engineers (USACE), prepared by Reclamation Districts 0070 and 1660, in partnership with the Department of Water Resources, for the RD 70 and RD 1660 – Sutter Basin North Levee System as defined by the USACE's Periodic Inspection dated October 18, 2013. (Sutter County)

6. PUBLIC COMMENT (non-agendized items only)

7. U.S. ARMY CORPS OF ENGINEERS ITEMS

A. Sutter Basin Flood Protection Project – Informational presentation on the current status of the Sutter Basin flood protection project. (*John J. Powderly, USACE; Simar Dhanota, DWR Flood Projects Office; Nancy Moricz, CVFPB; and Michael Inamine, SBFCA*)

- B. ★ Lower San Joaquin River Feasibility Study Letter of Support (*Glen Reed, Project Manager, USACE; Eric Martinez DWR Flood Projects Office; and Ali Porbaha, CVFPB*) (Action item)

Consider approval of Resolution 2016-03 to:

1. Approve a Letter of Support, from the Central Valley Flood Protection Board (CVFPB) to the U.S. Army Corps of Engineers (USACE), indicating support for the recommended plan.
2. Approve a Self-Certification of Financial Capability, from the CVFPB to the USACE, indicating financial capability to satisfy the obligations for the study.
3. Delegate to the Executive Officer the authority to sign the Letter of Support and Self-Certification of Financial Capability in substantially the forms attached hereto.

8. DEPARTMENT OF WATER RESOURCES ITEMS

- A. Update on reorganization plan for the DWR Division of Flood Management (*Keith Swanson, Chief, Division of Flood Management*)
- B. Central Valley Flood Protection Plan Update: Developing and Evaluating Regional Portfolios (*Michael Mierzwa and Mary Jimenez, DWR Flood Planning Office*)
- C. Information on Flood System Repair Program (FSRP) (*Dave Wheeldon and Ran Singh, DWR Flood System Sustainability Branch*)
- D. Report of the Department of Water Resources (Written Submission)

9. BOARD ITEMS

- A. Update on Conservation Strategy Advisory Committee meetings (*James Herota, CVFPB*)
- B. Overview of 2015 Achievements of the Projects and Environmental Branch (*Eric Butler, CVFPB*)

10. EXECUTIVE OFFICER'S REPORT

(Documents Submitted for Board Member review)

- A. Update on Board Administration
- B. Update on activities of the Operations Branch (Permits and Enforcement)

11. BOARD COMMENTS AND COMMITTEE UPDATES

12. UPCOMING MEETING AGENDA(S) AND TOPICS FOR THE BOARD

13. CLOSED SESSION

- A. To discuss the evaluation, selection, employment, and other personnel matters related to the Board's interviewing of candidates and hiring for the position of Board Counsel pursuant to Govt. Code section 11126(a)(1). (*Nicole Rinke, Deputy Attorney General*)

- B. 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).
(Nicole Rinke, Deputy Attorney General)
 - C. 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).
(Nicole Rinke, Deputy Attorney General)
 - D. 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)*
14. ★ **CLOSED SESSION REPORT** (Action item)
15. **ADJOURNMENT**