

MINUTES
MEETING OF THE CENTRAL VALLEY FLOOD PROTECTION BOARD
March 25, 2016

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 March 25, 2016, beginning at 9:07 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 staff present:

Ms. Leslie Gallagher, Executive Officer
Mr. Eric Butler, Chief, Planning Branch
Mr. Deb Biswas, Staff Engineer
Mr. Kanwarjit Dua, General Counsel
Mr. James Herota, Senior Environmental Scientist
Mr. Gary Lemon, Senior Engineer
Ms. Nancy Moricz, Senior Engineer
Mr. Ali Porbaha, Senior Engineer
Ms. Nicole Rinke, Board Counsel
Ms. Amber Woertink, Analyst to the Board

Department of Water Resources (DWR) staff present:

Mr. Jason Brabec, Project Manager, Flood Projects Office
Mr. Vincent Heim, Environmental Scientist, Division of Flood Management (DFM)
Mr. Jeremy Hill, Chief, Flood System Analysis Section, Flood Operations Branch
Ms. Mary Jimenez, Branch Chief, Flood Planning Branch, DFM
Mr. Tom Mardock, Chief, Geodetic Branch, Real Estate Branch
Mr. Tom O'Neil, Senior Right of Way Agent, Real Estate Branch
Ms. K.C. Richmond, Chief, Regional Flood Preparedness Section, Flood Operations,

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

Mr. Michael Sabbaghian, Chief, Flood Risk Reduction Projects Branch, DFM
Mr. Christopher Williams, Sr. Engineer, DFM Central Valley Flood Planning Office
Ms. Ally Wu, Staff Engineer, Flood Operations Branch, DFM

Also Present:

Mr. Ron Baldwin, Kjeldsen, Sinnock, and Neudeck
Ms. Dana Carey, Yolo County
Ms. Rhiannon Kucharski, United States Army Corps of Engineers
Mr. Chris Neudeck, Kjeldsen, Sinnock, and Neudeck
Mr. Glen Reed, United States Army Corps of Engineers
Mr. David Thomas, United States Army Corps of Engineers

1. WELCOME AND INTRODUCTIONS

President Edgar introduced newly appointed Board Legal Counsel Mr. Kanwarjit Dua, who prefers to go by Jit Dua. Mr. Edgar also presented a Letter of Appreciation on behalf of the board to previous Board Legal Counsel Nicole Rinke thanking her for serving the Board during a particularly trying and transitional time in the Board's growth, development and reorganization.

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

Ms. Amber Woertink, Board Analyst, called the roll and a quorum was achieved.

3. APPROVAL OF MINUTES – January 22, 2016 Board Meeting

Upon motion by Secretary Dolan, seconded by Board Member Macdonald, the Board unanimously approved the January 22, 2016 Meeting Minutes.

4. REVIEW OF AGENDA

Ms. Leslie Gallagher, Board Executive Officer, stated that Item 7A, originally agendized as an action item, will be an informational briefing. In addition, there will be no Closed Session today.

5. CONSENT ITEMS

A. Permit No. 18278-1, Union Pacific Railroad (UPRR)

Consider approval of Permit No. 18278-1 to replace two segments of an existing UPRR bridge over the Bear River; work encompassing a 9-span, 398-foot long bridge. (Placer County)

B. Permit No. 19042, Westervelt Ecological Services, LLC

Consider approval of Permit No. 19042 to breach an existing farm berm along the Sacramento River and excavate back-water channels to restore floodplain function to approximately 96 acres. (Yolo County)

Upon motion by Vice President Suarez, seconded by Board Member Countryman, the Board unanimously approved Consent Item 5A; and approved Item 5B by a vote of 5-0 (Secretary Dolan-abstained).

6. PUBLIC COMMENTS

Ms. Mary Jimenez, DWR Supervising Engineer, announced that on March 18th, DWR filed a Notice of Preparation with the State Clearinghouse for DWR's Supplemental Program Environmental Impact Report for the 2017 Update of the Central Valley Flood Protection Plan. On the same date, tribal notification letters were sent in compliance with the statute enacted by Assembly Bill 52. March 18th begins a 30-day comment period.

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

A. Consider approval of a letter of support for Central Valley Integrated Flood Management (CVIFM) Watershed Study

Mr. Christopher Williams, DWR Senior Engineer, gave the informational briefing. CVIFM is a Sacramento River watershed collaboration between the USACE, the Board and DWR for three purposes: flood risk management, ecosystem restoration, and water supply.

Mr. Glen Reed, USACE Project Manager for CVIFM, noted that their project delivery team is now compiling the documents to send the watershed plan to USACE Headquarters, and then onward to the Assistant Secretary of the Army for Civil Works for approval.

Mr. Williams, Mr. Reed, and Ms. Rhiannon Kucharski, USACE Lead Planner for the study, answered Board Member questions.

B. Folsom Dam Modifications Project – Update on the construction, including significant milestones, of the Folsom Dam Modifications Project, or Joint Federal Project, and notification for future request to certify the Phase V Environmental Assessment/Environmental Impact Report that is currently being finalized after public review.

Mr. Deb Biswas, Board Staff Engineer, noted that this is a collaborative effort between USACE, the Board, the U.S. Bureau of Reclamation, and the Sacramento Area Flood Control Agency (SAFCA).

Mr. Jason Brabec, DWR Staff Engineer, updated the Board on the status of the budget. The current projected total project cost is \$812 million. To date, the state has contributed over \$185 million in financial support.

Mr. David Thomas, USACE; and Mr. Vincent Heim, DWR Environmental Scientist, provided additional information and answered Board Member questions.

8. DEPARTMENT OF WATER RESOURCES (DWR) ITEMS

A. Flood Risk Reduction Projects Status Update Presentation

Mr. Michael Sabbaghian, DWR Flood Risk Reduction Projects Branch Chief, updated the Board on the various state and federal projects that are underway and answered Board Member questions.

B. Emergency Response Grants

Ms. K.C. Richmond, DWR Regional Flood Preparedness Section Chief, discussed flood preparation efforts, the DWR grant program, the types of grants DWR has, and highlights of some of the Delta-focused grants. DWR grants support flood safety planning efforts that help prepare locals, counties and regions by improving operational capacity and operational readiness to respond to flood emergencies. The grants also increase the self-reliance of local agencies and the regions in which they reside.

Ms. Ally Wu, DWR Staff Engineer, discussed the Statewide Flood Emergency Response Grant.

Ms. Dana Carey, Yolo County Office of Emergency Services Manager, informed the Board about what Yolo County is doing with their grant monies.

Mr. Ron Baldwin and Mr. Chris Neudeck, with Kjeldsen, Sinnock, and Neudeck, expanded on some of the key issues in the Yolo County area.

C. DWR Quarterly Report on CVFPB Resolution 2012-25 (Written Submission)

D. Report of the Department of Water Resources (Written Submission)

There was no Board discussion on Items 8C and 8D.

9. CLOSED SESSION – NONE

- A. 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).
- B. 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).
- C. 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.

10. CLOSED SESSION REPORT –NONE

11. BOARD ITEMS

A. Adoption of Board Tribal Consultation Policy pursuant to AB52

Upon motion by Vice President Suarez, seconded by Secretary Dolan, the Board adopted the Policy, including the additional wording of “Executive Officer to implement and post the policy.” The vote was unanimous.

B. Real Estate Support Accomplishments and Work Future Work Plan

Mr. Tom O’Neil, DWR Senior Right of Way Agent, who works full-time with the Board as a Real Estate Property Manager Specialist, briefed the Board and answered Board Member questions.

Mr. Dan Mardock, DWR Geodetic Branch Chief, updated the Board and answered their questions on the status of the new data system which, when completed, will provide all real estate data in a computerized format with detailed attributes and workflows and easy-to-read mapping.

C. Update on Conservation Strategy Advisory Committee meetings

Board Member Macdonald provided the update. The Committee is now divided into three sub-groups: flood projects, permitting, and regional buy-in. Each group has 10-15 people and is tasked with answering the following questions--What does success look like? How would we measure success? What elements do we already have that support this? What additional elements do we need?

D. Overview of 2015 Achievements of the Projects and Environmental Branch

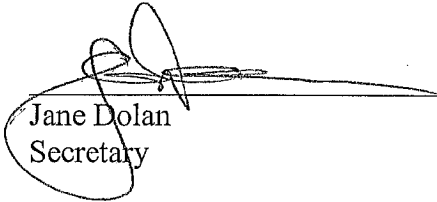
Executive Officer Gallagher and Secretary Dolan briefly discussed the April 8th Agenda of the Board-sponsored Workshop which is to be a Public Meeting, typically called a Scoping Meeting, per the Requirements of CEQA pursuant to the Notice of Preparation that has been filed.

15. ADJOURNMENT

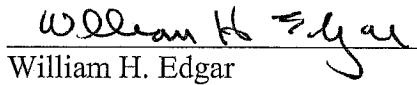
The Board unanimously adjourned the Open Session at 3:31 p.m.

Dated: 6/24/16

The foregoing Minutes were approved:



Jane Dolan
Secretary



William H. Edgar
President