

MINUTES
MEETING OF THE CENTRAL VALLEY FLOOD PROTECTION BOARD
November 18, 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 November 18, 2016, beginning at 9:12 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
Mr. Mike Villines

Board staff present:

Ms. Leslie Gallagher, Executive Officer
Ms. Kathryn Baines, Executive Analyst
Ms. Andrea Buckley, Chief, Environmental Services and Land Management Branch
Ms. Ruth Darling, Senior Environmental Scientist
Mr. Kanwarjit Dua, General Counsel
Ms. Mitra Emami, Acting Chief Engineer
Mr. Michael Wright, Acting Chief, Operations Branch

Department of Water Resources (DWR) staff present:

Mr. Ray McDowell, Program Manager II, Division of Flood Management (DFM),
Floodway Ecosystem Sustainability Office
Mr. Tom O'Neil, Senior Right of Way Agent, DWR, Real Estate Branch
Mr. George Qualley, Retired Annuitant, Principal Engineer, DFM, Office of the Chief
Mr. Eric Tsai, Senior Engineer, DFM, Central Valley Flood Planning Office

Also Present:

Mr. Dustin Jones, Delta Stewardship Council

Mr. Brent Meyer, City of Woodland

Also Present (continued):

Mr. Jay Punia, Wood Rogers

Mr. Ric Reinhardt, MBK Engineers

Mr. Robert Thomas, Conaway Ranch, Reclamation District 2035

Mr. Erik Vink, Delta Protection Commission

Mr. Tim Washburn, Sacramento Area Flood Control Agency (SAFCA)

1. WELCOME, INTRODUCTIONS AND ANNOUNCEMENTS

Mr. Bill Edgar, Board President, welcomed the participants.

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

Ms. Kathryn Baines, Board Analyst, called the roll and a quorum was achieved.

3. APPROVAL OF MINUTES – September 30, 2016 Board Meeting

Upon motion by Secretary Dolan, seconded by Board Member Macdonald, the Board unanimously approved the September 30, 2016 Board Meeting Minutes.

4. REVIEW OF AGENDA

Ms. Leslie Gallagher, Board Executive Officer, announced that Item 11B is to be removed from this agenda and rescheduled for a later meeting. Item 11A will be heard after 11 a.m. so that all presenters will be in attendance. Also, there will be a Closed Session today.

5. CONSENT ITEMS

A. Transmittal for MA 05 Unit 1 - Butte Creek Left Bank and MA 05 Unit 2 - Butte Creek Right Bank: Letter of Intent to Submit a System-Wide Improvement Framework Plan to the U.S. Army Corps of Engineers

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 the Department of Water Resources Flood Maintenance Office, for the MA 05 Unit 1 - Butte Creek Left Bank levee system and MA 05 Unit 2 – Butte Creek Right Bank levee system as defined by the USACE's Periodic Inspection Reports dated March 26, 2013 and March 27, 2013. (Butte and Glenn Counties)

B. Transmittal for Putah Creek Unit 1 – Yolo Bypass - Willow Slough Unit 2: Letter of Intent to Submit a System-Wide Improvement Framework Plan to the U.S. Army Corps of Engineers

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 the Department of Water Resources Flood Maintenance Office, for the Putah Creek Unit 1 - Yolo Bypass - Willow Slough Unit 2 levee system as defined by the USACE's Periodic Inspection Report dated May 22, 2013. (Yolo and Solano Counties)

Upon motion by Vice President Suarez, seconded by Secretary Dolan, the Board unanimously approved the Consent Calendar.

6. PUBLIC COMMENTS - NONE

**7. DEPARTMENT OF WATER RESOURCES (DWR) ITEMS
(Information)**

A. Monthly Report of the Department of Water Resources

DWR Project Updates and Recent Events

Mr. George Qualley, DWR Retired Annuitant, gave the report on behalf of Eric Koch as all Department managers were attending a meeting with the Director. Mr. Qualley highlighted the sections of the report describing the work of inundation mapping to improve knowledge and responses during flood events. Also, the application period for proposal of Small Communities Flood Risk Reduction Feasibility Studies has closed. Staff is reviewing the applications and funding decisions are expected in 2017. Mr. Qualley answered Board Member questions.

Mr. Eric Tsai, DWR Senior Engineer, gave the Board a brief update on the progress of updating the 2011 State Plan of Flood Control System Status Report, now to be the Flood System Status Report, and the update of the State Plan of Flood Control to reflect condition of the system as of June 2016. He further reported that an updated draft of the Sacramento River Basin-Wide Feasibility Study was released November 14, 2016. The San Joaquin Basin-Wide Feasibility Study is in initial draft form for stakeholder input. A revised draft of the Conservation Strategy, to incorporate stakeholder and the Advisory Committee comments, is expected to be released this month. He answered Board Member questions.

8. CLOSED SESSION

- A. **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).**
- B. **Pursuant to the authority of Govt. 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.**
- C. **Public Employee Performance Evaluation, pursuant to Govt. Code section 26(a)(1); Title: Executive Officer (Board Members).**

9. CLOSED SESSION REPORT – NONE

10. INFORMATIONAL ITEMS

A. Conaway Levee Setback Briefing

Interested parties will brief the Board about the benefits of the Conaway Ranch Setback Levee and Transitory Storage Concept Plan.

Mr. Ric Reinhardt, MBK Engineers, spoke in favor of the project on behalf of the Lower Sac Delta North Region.

Mr. Brent Meyer, City of Woodland City Engineer, expressed his support.

Mr. Jay Punia, Wood Rogers Inc., provided additional information and answered Board Member questions.

Mr. Tim Washburn, SAFCA Director of Planning, and Mr. Robert Thomas, representing Conaway Ranch and Reclamation District 2035, spoke in support of the project.

President Edgar stressed that this is strictly an informational Item at this time.

11. BOARD ITEMS (Information)

A. Delta Stewardship Council and Delta Protection Commission

1. Board staff will provide an update on the coordination with the Delta Stewardship Council and DWR regarding the Delta Levee Investment Strategy.

2. Board staff will provide an update on the Delta Protection Commission's Delta Flood Risk Management Assessment District Feasibility Study.

Ms. Andrea Buckley, Environmental Services and Land Management Branch Chief, provided the updates and answered questions.

Mr. Dustin Jones, Delta Stewardship Council, expressed the Council's gratitude that the Board took the time to coordinate these meetings. He and Mr. Erik Vink, Delta Protection Commission, responded to Board Member questions.

B. Adequate Progress Compliance Program Briefing - *Rescheduled*

Board staff will brief the Board on development and implementation of a program to document and encourage local agency compliance with the Water Code requirements outlined in the flood risk reduction legislation from the 2007 legislative session, including SB 5 and AB 162.

C. Board staff 2017 Central Valley Flood Protection Plan (CVFPP) Update Review and Adoption Planning Progress

Board staff will provide information on recent 2017 CVFPP Update and Supplemental Programmatic Environmental Impact Report (SPEIR) coordination, review, integration, public outreach and schedule.

Ms. Ruth Darling, Board Senior Environmental Scientist, reported that Board staff is reviewing the stakeholder draft of the Plan Update and coordinating closely with DWR staff on the SPEIR. Board staff will present a schedule for both Plan and SPEIR Hearings at the December meeting. She answered Board questions.

D. Right-of-Way and Real Estate Support to the Board

Staff will provide an update on activities performed on behalf of the Board as manager for the Sacramento and San Joaquin Drainage District.

Mr. Tom O'Neil, DWR Senior Right-Of-Way Agent, updated the Board on the work of researching and providing an analysis of each lease property of the Sacramento and San Joaquin Drainage District to arrive at a recommendation of best management options. He answered Board questions.

**12. EXECUTIVE OFFICER'S REPORT
(Documents Submitted for Board Member Review)**

A. Update on Board Administration

- B. Update on the activities of the Operations Branch**
- C. Update on the activities of the Plan Implementation and Compliance Branch**
- D. Update on the activities of the Environmental Services and Land Management Branch**

(There were no questions on the report or the updates.)

13. BOARD COMMENTS AND COMMITTEE UPDATES

Vice President Suarez participated, via webcast, in the Delta Plan Interagency Implementation Committee (DPIIC) meeting on November 14 and, via phone, in the November 16 Coordinating Committee meeting.

She also remarked on the importance of stakeholders reaching out to the Board and relaying their concerns, especially regarding processes that affect them, but are not currently before the Board.

Board Member Macdonald attended the recent Bay-Delta Science Conference.

President Edgar also attended the DPIIC meeting. He remarked that a number of presentations were given by the people working in the Bay-Delta Estuary Project from the Institute, and it appears that much of the science is now coming to convergence and there are actually some agreement and conclusions. The meeting was webcast and a recording is available on the Council website at deltacouncil.ca.gov.

14. UPCOMING MEETINGS AND TOPICS FOR THE BOARD

Executive Officer Gallagher and the Board briefly discussed upcoming meetings:

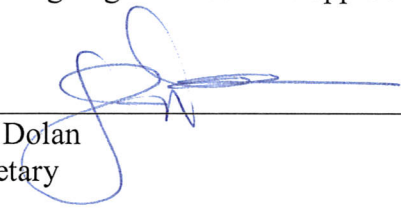
- A. December 2, 2016 – Workshop to include presentation of the Silver Jackets Charter.
- B. December 16, 2016 - Board Meeting

15. ADJOURNMENT

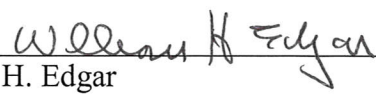
The Board unanimously adjourned the Open Session at 1:59 p.m.

Dated: January 27, 2017

The foregoing Minutes were approved:



Jane Dolan
Secretary



William H. Edgar
President