

MINUTES
MEETING OF THE CENTRAL VALLEY FLOOD PROTECTION BOARD
October 28, 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 October 28, 2016, beginning at 9:06 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. Jane Dolan, Secretary
Mr. Joe Countryman
Mr. Clyde Macdonald
Mr. Tim Ramirez
Mr. Mike Villines

Board member absent:

Ms. Emma Suarez, Vice President

Board staff present:

Ms. Leslie Gallagher, Executive Officer
Ms. Kathryn Baines, Board Analyst
Mr. Deb Biswas, Staff Engineer
Ms. Andrea Buckley, Chief, Environmental Sciences and Land Management Branch
Mr. Eric Butler, Chief, Planning Branch
Ms. Ruth Darling, Senior Environmental Scientist
Mr. Kanwarjit Dua, General Counsel
Ms. Mitra Emami, Acting Chief Engineer

Department of Water Resources (DWR) staff present:

Mr. Stacy Cepello, Chief, Floodway Ecosystem Sustainability Branch
Mr. Eric Koch, Acting Chief, Division of Flood Management (DFM)
Ms. Mary Jimenez, Chief, DFM Flood Planning Branch
Mr. Mike Mierzwa, Chief, DFM Flood Planning Office
Mr. Dave Wheeldon, Acting Chief, DFM Flood Maintenance Office
Mr. Christopher Williams, Senior Engineer, DFM Central Valley Flood Planning Office

Also Present:

Ms. Gina Ford, California Department of Fish and Wildlife
Mr. Justin Fredrickson, California Farm Bureau Federation
Mr. Jacob Katz, Cal Trout
Mr. Barry O'Regan, KSN Engineers
Mr. Ric Reinhardt, MBK Engineers
Ms. Claudia Street, Yuba-Sutter Farm Bureau

1. WELCOME, INTRODUCTIONS AND ANNOUNCEMENTS

Mr. Bill Edgar, Board President, welcomed the participants and invited interested parties to take a look at the “new and improved” Flood Board website: <http://cvfpb.ca.gov>

Ms. Leslie Gallagher, Board Executive Officer, introduced new Board staff member Ms. Sheila Heaton.

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

Ms. Kathryn Baines, Board Analyst, called the roll and a quorum, with one member absent, was achieved.

3. APPROVAL OF RESOLUTION FOR FLOOD PREPAREDNESS WEEK

President Edgar introduced this item, noting that flood awareness and preparedness is an ongoing process and is highlighted by activities and public outreach one week of October. Executive Officer Gallagher presented the resolution.

Upon motion by Board Member Countryman, seconded by Secretary Dolan, the Board unanimously adopted the Resolution.

4. APPROVAL OF MINUTES – August 26, 2016 Board Meeting

Upon motion by Secretary Dolan, seconded by Board Member Macdonald, the Board unanimously approved the August 26, 2016 Board Meeting Minutes.

5. REVIEW OF AGENDA

Executive Officer Gallagher announced that Corps approval letters have been received for Consent Items 6A and 6C. Also, there will be no Closed Session today.

6. CONSENT ITEMS

A. Permit No. 19118, Teichert Materials

Consider approval of Permit No. 19118 to replace three existing 36-inch diameter culverts with four (4) 8-foot x 5-foot precast concrete box culverts with culvert wing walls where Elder Creek intersects Elder Creek Road (Sacramento County).

B. Permit No. 19122, City of Orange Cove

Consider approval of Permit No. 19122 to remove and replace the existing one lane bridge crossing on Road D129 over Sand Creek with a two lane concrete slab bridge (Tulare County).

C. Permit No. 19133, City of Roseville

Consider approval of Permit No. 19133 to install two (2) concrete-encased 6-inch diameter sewer force main pipelines under Dry Creek in the City of Roseville (Placer County).

Upon motion by Board Member Macdonald, seconded by Secretary Dolan, the Board unanimously approved the Consent Calendar.

7. PUBLIC COMMENTS - NONE

8. DEPARTMENT OF WATER RESOURCES (DWR) ITEMS

A. Monthly Report of the Department of Water Resources

- Department of Water Resources Project Updates and Recent Events

Mr. Eric Koch, DWR Division of Flood Management (DFM) Acting Chief, gave the report and answered Board Member questions.

- Briefing on Knights Landing Outfall Gate Incident

Mr. Dave Wheeldon, DFM Flood Maintenance Office Acting Chief, gave the briefing of the structural failure of the Knights Landing Outfall Gate Fish Screen. He gave background, described the incident and next steps, and responded to Board Member questions.

Mr. Barry O'Regan, KSN Engineers, further clarified the situation.

B. 2017 Update to the 2012 Central Valley Flood Protection Plan

1. Key Policy Issues reflected in the Update to the 2012 CVFPP

2. Process for Stakeholder Review of CVFPP draft documents.

Mr. Mike Mierzwa, DWR Flood Planning Office Chief; Mr. Christopher Williams, DWR Senior Engineer; and Ms. Mary Jimenez, DWR Flood Planning Branch Chief, updated the Board by providing formal presentations and responding to Board Member questions and comments.

9. 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 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. Transfer of Interim Operation, Maintenance, Repair, Replacement and Rehabilitation (OMRRR) responsibilities to Sacramento Area Flood Control Agency for the South Sacramento County Streams, California, San Joaquin River Basin, Flood Control Project

Consider approval of Resolution 2016-17 to transfer completed project elements of the South Sacramento County Streams, California, San Joaquin River Basin Flood Control Project for interim OMRRR to the Sacramento Area Flood Control Agency.

(Board Member Countryman recused himself from Item 11A.)

Mr. Deb Biswas, Board Staff Engineer, gave the presentation and answered Board Member questions. He concluded with the staff recommendation to adopt the Resolution, which accepts interim responsibilities for OMRRR from the USACE and transfers those responsibilities pursuant to LPCA and SAFCA; and directs the Board's Executive Officer to execute the draft letter to SAFCA and file a Notice of Exemption with the State Clearinghouse.

Upon motion by Board Member Macdonald, seconded by Secretary Dolan, the Board unanimously approved the staff recommendation by a vote of 5-0 (Countryman - recused).

B. Board staff 2017 Central Valley Flood Protection Plan Update Review and Adoption Planning Progress

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

Ms. Ruth Darling, Board Senior Environmental Scientist, provided the update and answered Board Member questions.

C. Conservation Strategy Advisory Committee Meetings

Board staff and Advisory Committee members will present the final recommendation report that will serve as the Boards' guidance document for the Conservation Strategy as it considers the 2017 Central Valley Flood Protection Plan Update.

Executive Officer Gallagher introduced the information item. Several speakers then spoke favorably about the various processes involved that enabled them to achieve consensus on the final recommendation report, including Board Member Macdonald; Ms. Andrea Buckley, Board Environmental Services and Land Management Branch Chief; Mr. Jacob Katz, Cal Trout; Mr. Ric Reinhardt, MBK Engineers, representing the Central Valley Flood Association; Mr. Justin Fredrickson, California Farm Bureau Federation; Ms. Claudia Street, Yuba-Sutter Farm Bureau; Mr. Barry O'Regan, KSN Engineers, representing Regional Flood Management Planning, Upper Sac; and Ms. Gina Ford, California Department of Fish and Wildlife.

**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 - None

14. UPCOMING MEETINGS AND TOPICS FOR THE BOARD

Executive Officer Gallagher and the Board briefly discussed upcoming meetings:

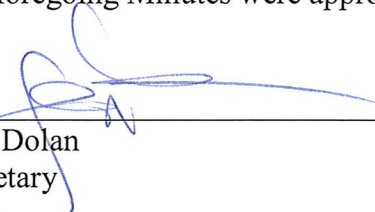
- NO November 16 Workshop (previously circulated Agenda Item is incorrect)
- November 18, 2016 Board Meeting
- December 2, 2016 Workshop

15. ADJOURNMENT

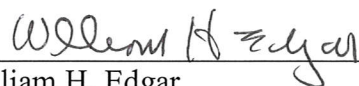
The Board unanimously adjourned the Open Session at 12:25 p.m.

Dated: January 27, 2017

The foregoing Minutes were approved:



Jane Dolan
Secretary



William H. Edgar
President