

MINUTES
MEETING OF THE CENTRAL VALLEY FLOOD PROTECTION BOARD
April 28, 2017

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 April 28, 2017, 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
Mr. Joe Countryman
Mr. Clyde Macdonald
Mr. Tim Ramirez
Mr. Mike Villines

Board Members absent:

Ms. Jane Dolan, Secretary

Board staff present:

Ms. Leslie Gallagher, Executive Officer
Ms. Kathryn Baines, Board Analyst
Ms. Andrea Buckley, Chief, Environmental Services and Land Management Branch
Mr. Kanwarjit Dua, General Counsel
Ms. Mitra Emami, Acting Chief Engineer

Department of Water Resources (DWR) staff present:

Mr. Eric Koch, Division Chief, Division of Flood Management, (DFM)
Mr. Mark List, Chief, DFM Flood Maintenance Office
Mr. Mike Mierzwa, Chief, DFM Flood Planning Office
Mr. Randy Fessler, Executive Division, Supervising Engineer
Mr. Curtis Lee, DFM, Staff Engineer

Also Present:

Mr. Michael Jewell, United States Army Corps of Engineers (USACE)
Mr. Ryan Larson, United States Army Corps of Engineers
Mr. Rick Poeppelman, United States Army Corps of Engineers
Colonel David Ray, United States Army Corps of Engineers
Mr. David Thomas, United States Army Corps of Engineers

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, one absent, and a quorum was achieved.

3. APPROVAL OF MINUTES – February 24, 2017 Board Meeting

Upon motion by Board Member Countryman, seconded by Board Member Macdonald, the Board approved the February 24, 2017 Board Meeting Minutes, 6-0-1(Dolan).

4. REVIEW OF AGENDA

Ms. Leslie Gallagher, Board Executive Officer, announced that a USACE letter had been received on Consent Item 5B and that the letter raises no additional conditions. Also, there will be two Closed Sessions today (Item 10).

5. CONSENT ITEMS (Action Items)

A. Permit No. 19045-2, Sacramento County Department of Water Resources

Consider approval of Permit No. 19045-2 to complete the Elder Creek Phase 4 Improvement Project as part of the broader Drainage Master Plan improvements for the North Vineyard Station Specific Plan and Florin Vineyard Community Plan (Sacramento County).

B. Permit No. 19099 City of Modesto

Consider approval of Permit No. 19099 to install a 42-inch diameter steel recycled water pipeline under the levee of San Joaquin River using horizontal direction drill (HDD) methods. (Stanislaus County)

C. **Permit No. 19138-1 County of Sacramento**
Consider approval of Permit No. 19138-1 to construct a pedestrian bridge crossing over Morrison Creek east of Excelsior Road. (Sacramento County)

D. **Permit No. 19161 California Department of Transportation**

Consider approval of Permit No. 19161 to widen the northbound State Route 65 East Roseville Viaduct (Bridge No. 19-0152R) over Antelope Creek. (Placer County)

Upon motion by Vice President Suarez, seconded by Board Member Countryman, the Board approved Items A through D 6-0-1 (Dolan).

6. **PUBLIC COMMENTS - None**

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

A. **Folsom Dam Modifications Project**

Informational briefing on the construction update of the Folsom Dam Modifications Project, the Water Control Manual Update and the Folsom Dam Raise Project.

Colonel David Ray, USACE Sacramento District Commander, introduced the topic.

Mr. David Thomas, USACE Mega Project Center Director, discussed the Joint Federal Project and the Water Control Manual and answered Board Member questions. He remarked that 38 different professional organizations have come together in the design and construction management of the project.

Mr. Rick Poeppelman, USACE Sacramento District Engineer Division Chief, provided an update on the status of the Folsom Dam Raise Project and answered questions.

B. **Regulatory Division Update**

Informational briefing on the status of the Sacramento District Regulatory Program, Section 408 coordination; and an overview of the changes to the Nationwide Permits.

Mr. Michael Jewell, USACE, provided information on the Regulatory Program and answered questions.

Mr. Ryan Larson, USACE Flood Protection Navigation Section and District 408 Coordinator, joined the other presenters, plus Board Members and Board staff, to discuss ways to increase the overall speed of the USACE permitting process.

8. DEPARTMENT OF WATER RESOURCES ITEMS (Information)

A. Monthly Report of the Department of Water Resources (DWR)

DWR Project Updates and Recent Events

Mr. Eric Koch, DWR Division of Flood Management (DFM) Chief, gave the report and answered Board Member questions. He discussed the historic water conditions in the Central Valley and some of the advanced planning and tools that have been developed to monitor the snowmelt, particularly in the San Joaquin Delta.

Mr. Koch also updated the Board on some of the many comments received for the supplemental PEIR of the CVFPP during the comment period, which ended March 31st.

Mr. Randy Fessler, DWR Supervising Engineer, provided an update on the activities of transitioning from emergency response to recovery and to repair of the Oroville Dam spillway following the February incident and answered questions.

Mr. Curtis Lee, DWR Staff Engineer, provided an update and answered questions on the Southport Levee Improvement Project in West Sacramento.

B. DFM Maintenance Area Budgets (Action Item)

Consider approval of DWR's proposed Fiscal Year 2017/18 Maintenance Area budgets, pursuant to Water Code Section 12878.

Mr. Mark List, DWR Flood Maintenance Office Chief, provided specifics on the ten maintenance area budgets and answered Board Member questions. He concluded by requesting that the Board adopt the Fiscal Year 2017-18 Maintenance Area budget as presented, pursuant to California Water Code 12878- CEQA.

Upon motion by Vice President Suarez, seconded by Board Member Ramirez, the Board approved the Fiscal Year 2017-18 Maintenance Area Budgets 6-0-1 (Dolan).

C. DFM Deferred Maintenance Project (DMP) (Information)

Informational briefing to provide a status update and brief discussion of the current plans for DMP System Pipe inspection and evaluation implementation.

Mr. List provided a quick update and answered questions on the DMPs, which address levee hazards that aren't otherwise addressed.

**9. 2017 CENTRAL VALLEY FLOOD PROTECTION PLAN (CVFPP)
(Information) – *discussed during the afternoon Workshop***

A. Information regarding the CVFPP 2017 Update

Board staff will provide information on the Board's adoption process for the 2017 CVFPP Update and Supplemental Program EIR. An update on the public comments received on the 2017 CVFPP Update and the remaining Board workshops schedule will also be presented.

10. CLOSED SESSION

A. To discuss litigation (Central Valley Flood Protection Board v. Lino Catabran, Sacramento Superior Court Case No. 34-2013-142003) pursuant to Government Code Section 11126(e)(1) (Kanwarjit (Jit) Dua, Board Counsel).

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 (Kanwarjit (Jit) Dua, Board Counsel).

11. CLOSED SESSION REPORT (Action) – *No Action Announced*

12. BOARD ITEMS

A. Legal Update, Executive Order Briefing

Executive Order B-39-17 issued by Governor Brown in April 2017 to expedite repair efforts to rehabilitate the Oroville Dam spillways and related infrastructure damaged in recent storm events.

Mr. Jit Dua, Board General Counsel, provided the Briefing and answered questions about the Order, which deals primarily with Lake Oroville.

**13. 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.)

14. BOARD COMMENTS AND COMMITTEE UPDATES - *None*

15. UPCOMING MEETINGS AND TOPICS FOR THE BOARD

- Plan Workshop, May 5, 2017 (West Sacramento)
- Board Meeting and Plan Workshop, Friday May 19, 2017 (Sacramento)
- Plan Workshop, June 2, 2017 (West Sacramento)
- Plan Workshop, June 9, 2017 (Sacramento)
- Board Meeting, June 23, 2017 (Sacramento)
- Board Meeting, July 28, 2017 (West Sacramento)

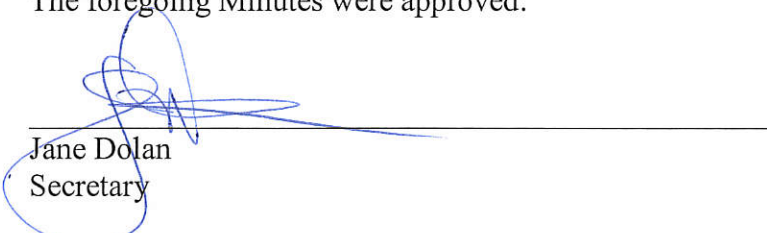
(There was no discussion about the upcoming workshops.)

16. ADJOURNMENT


The Board unanimously adjourned the Open Session at 12:36 p.m.

Dated: June 23, 2017

The foregoing Minutes were approved:



Jane Dolan
Secretary



William H. Edgar
President