

# ***CENTRAL VALLEY FLOOD PROTECTION BOARD***

California Natural Resources Agency – State of California

CVFPB Office Location  
3310 El Camino Avenue, Suite 170  
Sacramento, California 9582  
Phone (916) 574-0609 – Fax (916) 574-0682  
<http://www.cvfpb.ca.gov>

## **BOARD MEMBERS**

Bill Edgar, President  
Jane Dolan, Board Vice-President and Secretary  
Joe Countryman  
Mary Jane Griego  
Brian Johnson  
Tim Ramirez  
Mike Villines  
Assembly Member Eduardo Garcia  
State Senator Henry Stern, Ex Officio

Leslie Gallagher  
Executive Officer

Kanwarjit (Jit) Dua  
Board Counsel

## **AGENDA**

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### **CENTRAL VALLEY FLOOD PROTECTION BOARD MEETING**

**August 27, 2021 – 9:00 a.m.**

### **Virtual Meeting**

**Due to the COVID-19 outbreak we ask that the public attend the meeting virtually and view the webcast of this meeting via the link provided on the event page.**

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*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 upon request through [ryan.jones@cvflood.ca.gov](mailto:ryan.jones@cvflood.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 Office of Work Force Equality at (323) 848-9801 at least one week prior to the meeting*

**PUBLIC COMMENTS FOR VIRTUAL BOARD MEETINGS:**

*These instructions outline how members of the public can access the virtual meeting and provide public comment. You can join the meeting from a desktop computer, laptop, mobile device, or telephone.*

*How to join the meeting by webinar:*

- a) *Go to the Central Valley Flood Protection Board website*
- b) *Navigate to the “Meetings” page*
- c) *Identify the current meeting, and click on the link to the meeting  
webcast: <https://cadwr.webex.com/meet/CVFPB>*
- d) *We recommend that you test out your device and internet connection well before attempting to join the meeting*
- e) *You will automatically be muted when joining as an attendee*

*How to join the meeting by telephone:*

- a) *Dial 1-844-517-1271*
- b) *Enter passcode: 132 803 8260*
- c) *Please press mute until you are called upon to speak (\*6 to mute/unmute \*3 to raise/lower hand)*

*How to provide public comment:*

*Members of the public who wish to provide public comment on a particular agenda item are encouraged to submit those comments prior to the meeting by emailing the Board Clerk at [Ryan.Jones@CVFlood.ca.gov](mailto:Ryan.Jones@CVFlood.ca.gov). In the email subject line, indicate the meeting date and agenda item number. You can find the agenda item number below. In the body of the email, please include your name and who you represent (e.g., self, another person, an organization). Comments received prior to the meeting will be provided to the Board Members.*

*During the meeting, members of the public may provide comments on a particular matter (at or before the time the item is called) by emailing the Clerk at [Ryan.Jones@CVFlood.ca.gov](mailto:Ryan.Jones@CVFlood.ca.gov). In the email subject line, include the words “public comment” and the agenda item number. In the body of the email, please include your name and who you represent (e.g., self, another person, an organization). All written materials received by the Board in advance of or during the meeting are part of the public record and are kept by the Board.*

*For those members of the public who choose to participate by phone, an opportunity for comment on each item will be given during the Board meeting. Please unmute yourself before providing your comments and mute yourself after concluding your comments. A speaker’s time allotment is generally 3 minutes but is ultimately at the discretion of the Board.*

*Background for agenda items is available electronically. Please email the Clerk at [Ryan.Jones@CVFlood.ca.gov](mailto:Ryan.Jones@CVFlood.ca.gov) to request an electronic copy of any agenda item. 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 Office of Work Force Equality at (323) 848-9801 at least one week prior to the meeting.*

*For technical support during the meeting, please send your question to [Questions@CVFlood.ca.gov](mailto:Questions@CVFlood.ca.gov).*

**1. WELCOME, INTRODUCTIONS, AND ANNOUNCEMENTS**

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

**3. APPROVAL OF MINUTES** (Action Item)

- June 25, 2021 minutes

**4. REVIEW OF AGENDA**

**5. CONSENT ITEMS** (Action Item)

A. Permit No. 19445-1, City of Sacramento (*Nate Kibret, Operations Branch, Board Staff*)

Consider approval of Permit No. 19445-1 to implement the Lower American River (LAR) Anadromous Fish Habitat Restoration Project. The Work covered by this permit consists of grading of an existing gravel bar by removing approximately 34,736 CY of material to create rearing habitat. The project is located on the right (north) bank of the Lower American River, approximately 3.5 miles downstream of the Sunrise Boulevard Bridge, in the area commonly known as Ancil Hoffman Park (Sacramento County).

B. Permit No. 19510 Holman Investors, LLC (*Deb Biswas, Operations Branch, Board Staff*)

Consider approval of Permit No. 19510 to construct a new 4-lane (two in each direction) bridge over Bear Creek along the northern extension of Holman Road within the City of Stockton. The proposed bridge will be a 3-span bridge supported by a total of four supports. Both of the abutment supports are proposed to be on the existing levees, while both of the intermediate pier supports are proposed to be within the channel outside the ordinary high-water mark. The proposed project also includes a concrete lining that will be added to the portion of the banks, extending 20 feet minimum beyond the upstream and downstream ends of the piers. The proposed bridge is located along the northern extension of Holman Road over Bear Creek, about 0.5-mile west of Highway 99 and 0.25-mile south of Eight Mile Road within the City of Stockton. (San Joaquin County)

C. Permit No. 19535 City of Lathrop Outfall (*Humberto Negrete, Operations Branch, Board Staff*)

Consider approval of Permit No. 19535 to install a 20-inch-diameter discharge pipe up and over the right (north) bank levee of the San Joaquin River; to construct a concrete outfall structure; and to place erosion protection. A temporary sheet pile cofferdam will be utilized during construction. The project is located near the intersection of Emory Oak Pl and Inland Passage Way, in the City of Lathrop. (San Joaquin County)

**6. PUBLIC COMMENT** (non-agenda items only)

**7. LEGISLATIVE UPDATE** (Informational)

- A. Staff will provide an update on State legislation and federal news (*Darren Suen, Policy Advisor, Board Staff*)

**8. U.S. ARMY CORPS OF ENGINEERS (Informational)**

**9. DEPARTMENT OF WATER RESOURCES ITEMS (Informational)**

- A. Monthly Report of the Department of Water Resources (*Steve Rothert, Manager, Division of Multiple Benefit Initiatives, Department of Water Resources*)

A presentation of project updates and recent events related to flood management and water resource efforts and specifically give an update on The Lower Elkhorn Basin Levee Setback (“LEBLS”) Project. This project broke ground in May of this year. Since May, substantial progress has been made on this important multi-benefit project. DWR will provide an update with photos showing the progress and discuss how the related Sacramento Weir and Bypass Project is progressing as well.

- B. 2022 Central Valley Flood Protection Plan Update (*Mary Jimenez, Manager, Systemwide Multibenefit Initiatives Branch, Department of Water Resources; Hilary Mann, Senior Water Resources Engineer, Division of Flood Management, Department of Water Resources; MD Haque, Manager, Risk Assessment and Mapping Section, Floodplain Management Branch, Department of Water Resources*)

Department of Water Resources staff will provide an overview of recent activities and progress on developing the 2022 Central Valley Flood Protection Plan (CVFPP) Update, with a focus on the Technical Analyses and Investment Strategy for the 2022 Update.

**10. BOARD ITEMS**

- A. New Bullards Bar Dam Proposed Secondary Spillway (*Ali Porbaha, Plan Implementation and Compliance Branch, Board Staff, and Ryan McNally, Project Manager, Yuba Water Agency*) (Action Item)

Consider approval of a letter to the Yuba Water Agency expressing the Board’s support for federal study authority for the proposed New Bullards Bar Dam Secondary Spillway.

- B. American River Watershed Common Features, Water Resources Development Act of 2016 (ARCF 2016) Project, Sacramento Weir Widening (*Jennifer Calles, Environmental Services and Land Management Branch, Board Staff*) (Action Item)

Consider adoption of Resolution Number 2021-07 to certify the ARCF 2016 Project, Sacramento Weir Widening Supplemental Environmental Impact Statement / Environmental Impact Report; adopt the Mitigation Monitoring and Reporting Program, Statement of Findings, and Statement of Overriding Considerations; approve the ARCF 2016 Project, Sacramento Weir Widening; and delegate authority to the Executive Officer to execute the Notice of Determination.

C. Natomas Levee Improvement Project (*Kaushal Sharma, Sacramento Levees Section, Board Staff*) **(Informational)**

Board staff will provide an overview of the Natomas Levee Improvement Project (NLIP) and will briefly discuss the first package of encroachments that are located within the project footprint of the NLIP for Board approval. The Sacramento Area Flood Control Agency constructed or reconstructed several encroachments as part of the NLIP. There are a total of 35 new or updated encroachment permit applications along the Natomas Cross Canal and the Sacramento River East Levee that are in various stages of completion. The types of encroachments include ramps, gas lines, power poles/crossings, pumping plants, road realignments, and guardrails.

D. Sacramento River Bank Protection Project, Transfer of Operation and Maintenance Responsibilities, Yolo and Sutter Counties (*Mike Zelazo, Plan Implementation and Compliance Branch, Board Staff*) **(Informational)**

Informational briefing on future Board actions to transfer operation and maintenance responsibilities to Reclamation District 1600 and Reclamation District 1001, for erosion protection and revegetation work completed through the Sacramento River Bank Protection Project. Work occurred along the west levee of the Sacramento River at River Mile 71.3 within Reclamation District 1600 and along the east levee of the Feather River at River Miles 1.0 and 5.5 t Reclamation District 1001.

E. Regional Flood Management Plan Update – Mid-San Joaquin (*Michael Wright, Chief Engineer; Julie Rentner, River Partners*) **(Informational)**

Informational briefing on the status of the planning efforts for the Mid-San Joaquin Regional Flood Management Plan (RFMP). Representatives from the Mid-San Joaquin RFMP will provide background on the accomplishments of their planning efforts, projects completed and information on the current RFMP update.

**11. EXECUTIVE OFFICER'S REPORT** (Documents Submitted for Board Member review)

- A. Update on the Board's 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
- E. Update on the activities of the Flood Planning and Programs Branch

**12. BOARD COMMENTS AND COMMITTEE UPDATES**

**13. UPCOMING MEETINGS AND TOPICS FOR THE BOARD**

- Inspection Compliance Workgroup, September 8, 2021 (WebEx)
- Board Meeting, September 24, 2021 (WebEx)
- Board Workshop, October 8, 2021 (WebEx)

#### **14. CLOSED SESSION**

- A. Pursuant to the authority of Government Code section 11126 (e)(i). To discuss litigation:  
Security National Insurance Co. vs. Central Valley Flood Protection Board, et al., STK-CV-UED-2019-12115. *(Kanwarjit (Jit) Dua, Board Counsel)*
- B. Pursuant to the authority of Government Code section 11126 (e)(i). To discuss litigation:  
Liam Meyer v. Central Valley Flood Protection Board, et al., Sacramento County Superior Court Case No. 34-2020-00276397. *(Kanwarjit (Jit) Dua, Board Counsel)*
- 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. *(Kanwarjit (Jit) Dua, Board Counsel)*

#### **15. CLOSED SESSION REPORT (Action Item)**

#### **16. ADJOURNMENT**