

CENTRAL VALLEY FLOOD PROTECTION BOARD

California Natural Resources Agency – State of California

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BOARD MEMBERS

Jane Dolan, President

Mike Villines, Vice-President

Brian Johnson, Secretary

Joe Countryman

Mary Jane Griego

Tim Ramirez

VACANCY

Assembly Member Rebecca Bauer-Kahan, Ex Officio

State Senator Henry Stern, Ex Officio

Leslie Gallagher
Executive Officer

Kanwarjit (Jit) Dua
Board Counsel

AGENDA

CENTRAL VALLEY FLOOD PROTECTION BOARD MEETING

July 29, 2022 – 9:00 a.m.

Hybrid Meeting

Zoom & 715 P Street, First Floor Auditorium, Sacramento, CA 95814

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

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.

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 HYBRID 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://us02web.zoom.us/j/85777724039?pwd=T0c3R1NJYmxCUHVrRWZTYTIFZi9uQT09>*
- 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 (669) 444-9171*
- b) *Enter passcode: 397017*
- 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. 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. 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 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.

1. WELCOME, INTRODUCTIONS, AND ANNOUNCEMENTS

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

3. APPROVAL OF MINUTES (Action Item)

- April 22, 2022 minutes
- May 27, 2022 minutes

4. REVIEW OF AGENDA

5. CONSENT ITEMS (Action Item)

A. Permit No. 19173 Brannan-Andrus Levee Maintenance District (*Humberto Negrete, Operations Branch, Board Staff*)

Consider approval of Permit No. 19173 to place rock-fill and erosion protection, enhanced with vegetated benches and slopes, at three sites, totaling approximately 7,200 linear feet, along the left (south) bank levee of the Sacramento River. Wetland bench to consist of soil and rock fill placed at approximately 1 foot above Mean Low Water and will be supported by a rock-fill base. Riparian bench to consist of 4-ft tall retaining wall with soil and rock fill placed at approximately 5 feet above Mean Low Water. Vegetated slope consisting of soil and rock to continue to waterside levee hinge. The project is located along the Brannan-Andrus Tract at three sites located between the community of Isleton and 2.5 miles west along State Route 160. (Sacramento County)

B. Permit No. 19664 City of Chico (*Deb Biswas, Operations Branch, Board Staff*)

Consider approval of Permit No. 19664 to install a single concrete outfall structure into the Little Chico Creek. The outfall will conform to the City of Chico's Improvement Standards and include a concrete outfall with a 30-inch diameter pipe with flap gate and a cutoff headwall with sloping sides to conform with the existing banks of Little Chico Creek. The headwall will be 4 feet 10 inches wide and 4.5 feet deep. A manually operated slide gate / butterfly valve / or other approved positive closure will be housed in the manhole near the outfall. The project is located 0.41 miles south of State Route 32 and 0.42 miles west of Bruce Road in Chico. (Butte County)

C. Cache Creek – Yolo Bypass – Knights Landing Levee System - Letter of Intent (*Eric Miao, Operations Branch, Board Staff*)

Consider authorizing the Executive Officer to transmit a Letter of Intent to develop and implement a System-Wide Improvement Framework to the USACE, prepared by Knights Landing Ridge Drainage District for the Cache Creek – Yolo Bypass – Knights Landing Levee System as defined by the USACE's Periodic Inspection Report dated May 1, 2013.

D. Ash Slough Right Bank, Ash Slough Left Bank – Berenda Slough Right Bank, and Berenda Slough Left Bank – Fresno River Right Bank, and Fresno River Left Bank Levee Systems - Letter of Intent (*Eric Miao, Operations Branch, Board Staff*)

Consider authorizing the Executive Officer to transmit a Letter of Intent to develop and implement a System-Wide Improvement Framework to the USACE, prepared by

Madera County for the Madera County River East Levee System as defined by the USACE's Periodic Inspection Report dated September 25, 2014.

E. Sacramento River Bank Protection Project, Transfer of Operation and Maintenance Responsibilities, Sacramento County (*Mike Zelazo, Flood System Improvement Branch, Board Staff*)

Consider approval of Board Resolution 2022-11 that transfers operation and maintenance responsibilities of completed erosion protection and revegetation work along the Sacramento River East Levee at River Miles 47.0, 49.6, 49.7, 49.9, 50.4, 50.8, 52.3, 52.4, and 53.1 to Reclamation District 744 and delegate the Executive Officer to sign and send a letter informing the District of the transfer.

F. Sacramento River Bank Protection Project, Transfer of Operation and Maintenance Responsibilities, Sacramento and Sutter Counties (*Mike Zelazo, Flood System Improvement Branch, Board Staff*)

Consider approval of Board Resolution 2022-12 that transfers operation and maintenance responsibilities of completed erosion protection and revegetation work along the Sacramento River East Levee at River Miles 68.9, 73.5, and 78.0 to Reclamation District 1000 and delegate the Executive Officer to sign and send a letter informing the District of the transfer.

G. Sacramento River Bank Protection Project, Transfer of Operation and Maintenance Responsibilities, Sutter County (*Mike Zelazo, Flood System Improvement Branch, Board Staff*)

Consider approval of Board Resolution 2022-13 that transfers operation and maintenance responsibilities of completed erosion protection and revegetation work along the Sacramento River East Levee at River Miles 87.0 and 93.7 to Reclamation District 1500 and delegate the Executive Officer to sign and send a letter informing the District of the transfer.

H. Sacramento River Bank Protection Project, Transfer of Operation and Maintenance Responsibilities, Sutter County (*Mike Zelazo, Flood System Improvement Branch, Board Staff*)

Consider approval of Board Resolution 2022-14 that transfers operation and maintenance responsibilities of completed erosion protection and revegetation work along the Sacramento River East Levee at River Mile 123.5 to Reclamation District 70 and delegate the Executive Officer to sign and send a letter informing the District of the transfer.

6. PUBLIC COMMENT (non-agenda items only)

7. LEGISLATIVE UPDATE (Informational)

- A. An update on pertinent State legislation and federal news will be provided in the Executive Officer's monthly report.

8. UNITED STATES 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 Multi-Benefit Initiatives, Department of Water Resources*)

Steve Rothert will provide a brief report with visuals of four important developments over the past month, including: a visit and tour of the Central Valley flood system by USACE Assistant Secretary of the Army for Civil Works Mike Connor; groundbreaking for the “Big Notch” project in the Yolo Bypass; progress on the Lower Elkhorn Basin Levee Setback Project (LEBLS) in the Yolo Bypass; and the groundbreaking for the Lookout Slough Project also in the Yolo Bypass.

10. BOARD ITEMS (Informational)

- A. 2022 Central Valley Flood Protection Plan Update (*Ruth Darling, Flood Planning and Programs Branch, Board Staff*)

Board staff will provide an informational briefing on Board workshops scheduled in August 2022 and aimed at addressing comments received on the Public Draft of the 2022 Central Valley Flood Protection Plan Update.

- B. Yolo Bypass Cache Slough Partnership California Environmental Quality Act Notice of Preparation and Public Scoping Meetings (*Megan Giglini and Kristyne Van Skike, Flood Planning and Programs Branch, Board Staff*)

In August 2022, the Yolo Bypass Cache Slough (YBCS) Partnership Multibenefit Program anticipates releasing a Notice of Preparation and holding scoping meetings for the YBCS Master Plan Program Environmental Impact Report (PEIR). The scoping meetings are intended to receive comments on the scope and content of the PEIR. Board staff will provide an informational briefing on the background of the YBCS Program, including the Program Description and Master Plan, Programmatic Environmental Compliance, Engagement and Outreach, and next steps.

- C. Transfer of Operation and Maintenance Responsibilities; Sacramento River Bank Protection Project, California, Feather River West Levee Project; Sutter and Butte Counties (*Dustin Sanoski, Flood System Improvement Branch, Board Staff*)

Informational briefing on anticipated future Board action request to transfer operation and maintenance (O&M) responsibilities to the local maintaining agencies for the Feather River West Levee Project within the Sutter Basin, California Project.

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 Flood System Improvement Branch
- D. Update on the activities of the Environmental Services and Land Management Division
- E. Update on the activities of the Flood Planning and Programs Division

12. BOARD COMMENTS AND COMMITTEE UPDATES

13. UPCOMING MEETINGS AND TOPICS FOR THE BOARD

- Board Workshop, August 5, 2022 (Virtual)
- Board Workshop, August 12, 2022 (Virtual)
- Coordinating Committee, August 24, 2022 (WebEx)
- Board Meeting, August 26, 2022 (Hybrid/CNRA Auditorium)

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., San Joaquin County Superior Court Case No. 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 (e)(i). To discuss litigation: The People of The State vs. Yeung Farms Enterprises, Superior Court of the State of California, County of Yolo CV-2020-330. (*Kanwarjit (Jit) Dua, Board Counsel*)
- D. 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*)
- E. Pursuant to the authority of Government Code section 11126, subdivisions (a)(1) and (b), the Board will meet to consider the appointment of an Executive Officer to the Board.

15. CLOSED SESSION REPORT (Action Item)

16. ADJOURNMENT