

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

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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

June 24, 2022 – 9:00 a.m.

Hybrid Meeting

WebEx & 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://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. 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

- Reggie Hill public service Resolution
- George Qualley Retirement Announcement

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

3. APPROVAL OF MINUTES (Action Item)

- April 22, 2022 minutes

4. REVIEW OF AGENDA

5. CONSENT ITEMS (Action Item)

A. Permit No. 19445-2, City of Sacramento – Water Forum (Nate Kibret, Operations Branch, Board Staff)

Consider approval of Permit No. 19445-2 to implement the Lower American River Anadromous Fish Habitat Restoration Project. The complete implementation of the proposed work would require removing approximately 3,309 CY of material and placing approximately 7,110 CY of material. The project is located on the right (north) bank of the Lower America River, approximately 0.15 miles downstream of Nimbus Dam. (Sacramento County).

B. Permit No. 19445-3, City of Sacramento – Water Forum (Nate Kibret, Operations Branch, Board Staff)

Consider approval of Permit No. 19445-3 to implement the Lower American River Anadromous Fish Habitat Restoration Project. The complete implementation of the proposed work would require removing approximately 24,695 CY of material and placing approximately 37,624 CY of material. The project is located on the left (south) bank of the Lower America River, approximately 0.9 miles upstream of the Sunrise Boulevard Bridge, in the area commonly known as Lower Sailor Bar. (Sacramento County).

C. Permit No. 19624 City of Woodland (Deb Biswas, Operations Branch, Board Staff)

Consider approval of Permit No. 19624 to remove two existing 48-inch diameter culverts and abandon a third existing 48-inch diameter culvert by fully grouting it in place and replace them with a single cast-in-place concrete box culvert of approximately 115 feet long, 31 feet wide, and 8 feet tall with four 6-foot by 6-foot bays. The project will also include the construction of cast-in-place concrete headwalls located at the inlet and outlet structures equipped with waterside flap gates and a positive closure device at the waterside levee crown. The proposed project is located 0.3 miles north of Interstate 5 and 4.3 miles east of State Route 113, on Unit 3, Yolo Bypass West levee at Levee Mile 1.46. (Yolo County)

D. Permit No. 19645 UPRR Bridge Replacement (*Humberto Negrete, Operations Branch, Board Staff*)

Consider approval of Permit No. 19645 to replace the existing nine-span, 120-foot-long timber stringer single-track railroad bridge spanning Mosher Slough with a five-span, 150-foot-long prestressed concrete box bridge on driven steel H-Pile bents and abutments. Erosion control riprap will be placed at the abutments. A construction pad will be utilized in the floodway for the work activities. The bridge is located at Milepost 78.9 on the UPRR Fresno Subdivision, where it spans Mosher Slough, approximately 0.75 mile southwest of the intersection of Morada Lane and Holman Road in the City of Stockton. (San Joaquin County)

E. Permit No. 19646 UPRR Bridge Replacement (*Humberto Negrete, Operations Branch, Board Staff*)

Consider approval of Permit No. 19646 to replace the existing six span, 85-foot-long timber-stringer-trestle (TST) single track bridge that crosses a segment of the Cross Creek Designated Floodway with a three span, 108-foot-long precast concrete box (PCB) girder bridge on driven H-pile bents with concrete bent caps. Riprap will be placed at the abutments for erosion control. The project is located where the existing UPRR Fresno Subdivision rail line crosses Cross Creek at Milepost (MP) 235.13, approximately 10 miles northwest of the community of Visalia. (Tulare County)

F. Permit No. 19648 City of Stockton - Mormon Slough Bridge No. 29C0238 Repairs (*Jacqueline Hoang, Operations Branch, Board Staff*)

Consider approval of Permit No. 19648 to authorize the existing Mormon Slough Bridge No. 29C0238, which was constructed in 1960. The project also includes reconstruction of the bridge foundation by installing concreted-rock slope protection on both abutments and piers of the bridge within the Mormon Slough floodway, reconstructing bridge approach roadways, installing concrete barriers, placing methacrylate treatment on the bridge deck to seal cracks, and constructing a drainage ditch on the northeast corner of the bridge at Abutment 6. The project is located about 970 feet southeast of the intersection between E. Anderson Street and Diamond Street in the City of Stockton, at 37.94581°N 121.25604°W, Mormon Slough. (San Joaquin County).

G. San Joaquin River East 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 Reclamation District (RD) 17 for the San Joaquin River East Levee System as defined by the USACE's Routine Inspection Report dated December 18, 2020. The LMAs in this system include: RD 17, RD 2094, RD 2096, RD 2075, and RD 2064 (San Joaquin County).

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)

- A. Feather River - Hamilton - northeast of Afterbay Levee Systems (Eric Miao, Operations Branch, Board Staff; Juan Gonzalez, Chief, Inspection Section, U.S. Army Corps of Engineers)

Presentation of Levee Inspection Results for the Feather River - Hamilton - northeast of Afterbay Levee System. (Butte County)

9. DEPARTMENT OF WATER RESOURCES ITEMS

- A. Monthly Report of the Department of Water Resources (Steve Rothert, Manager, Division of Multibenefit Initiatives, Department of Water Resources) (Informational)

Department of Water Resources project updates and recent events

- B. Delta Levee Maintenance Subventions Program (Sandra Maxwell, Division of Multi-Benefit Initiatives, Department of Water Resources) (Action Item)

Consider approval of the FY2022-23 Subventions Program Funding Allocation Plan, FY2021-22 Subventions Program Funding Allocation Plan-AMENDED and the FY2020-2021 Reimbursement Summary.

10. BOARD ITEMS

- A. Resolution 2022-06, Project Partnership Agreement and Local Project Partnership Agreement, West Sacramento Project (Mike Zelazo, Plan Implementation and Compliance Branch, Board Staff, and Vance Cave, Department of Water Resources) (Action Item)

Consider adopting Resolution 2022-06, which approves the Project Partnership Agreement, between the federal government, represented by the U.S. Army Corps of Engineers, the State of California represented by the Central Valley Flood Protection Board (Board), and the West Sacramento Area Flood Control Agency (WSAFCA); and Local Project Partnership Agreement, between the Board and the WSAFCA; which describes the obligations of the federal and non-federal sponsors to complete construction activities and the cost share of the West Sacramento Project.

- B. Update on Pocket Levee Construction, Encroachment Removal, and Reconstruction (Selva Selvamohan, Sacramento Levees Section, Board Staff) (Informational)

Informational briefing on the current status of the American River Common Features 2016, Sacramento River East Levee construction. Staff will highlight the Board's permitting process for new encroachments along with encroachments that were removed due to the federally authorized levee improvement project.

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

The 45-day public comment period for the Public Draft of the 2022 Central Valley Flood Protection Plan Update ended on June 6, 2022. Board staff will provide a briefing on the public comments received.

D. Folsom Dam Raise Modifications Project (*Angela Nguyen-Tan, Board Staff; Alcenat Honorat and Kalia Schuster, Department of Water Resources Flood Projects Branch*) **(Informational)**

Informational briefing on the 2022 Supplemental Environmental Impact Statement/Environmental Impact Report for the Folsom Dam Raise Modifications Project, which consists of the improvements to several features along the southern and western sides of Folsom Lake, including construction of a new Dike 3, construction of concrete floodwall raises on Dike 1, Dikes 4-7, and the Mormon Island Auxiliary Dam (MIAD), onsite borrow and disposal at MIAD West, rock crushing operations at MIAD East, disclosure of a comprehensive mitigation plan, and smaller scale actions to reduce flood risk to the Sacramento area.

E. Transfer of Operation and Maintenance Responsibilities; Sacramento River Bank Protection Project and Yuba River Basin, California, Marysville Ring Levee Project; Colusa, Sacramento, Sutter, Yolo, and Yuba Counties (*Mike Zelazo, Plan Implementation and Compliance Branch, Board Staff*) **(Informational)**

Informational briefing on future Board actions to transfer operation and maintenance (O&M) responsibilities of erosion protection work to the local maintaining agencies as part of the Sacramento River Bank Protection Project and to transfer O&M responsibilities of the Phase 2A North and Phase 2A South segments of levee fortified with a new cutoff wall to the Marysville Levee District.

F. City of Woodland Flood Risk Reduction Project Design Agreement and Local Design Agreement, Lower Cache Creek, Yolo County (*Mike Zelazo, Plan Implementation and Compliance Branch, Board Staff and Vance Cave, Flood Projects Office, Department of Water Resources*) **(Informational)**

The U.S. Army Corps of Engineers (USACE) plans to design the improvement of existing levees and a new levee north of the City of Woodland in order to prevent floodwaters emanating from Lower Cache Creek from reaching the built-up portion of the City of Woodland. The proposed project features include new levee embankment, seepage berms, a drainage channel, a detention basin, cutoff walls, a weir into the Cache Creek Settling Basin, closure structures across roads and railways, and a managed overtopping section. The Project has received Work Plan Funding from the USACE for Preliminary Engineering Design. To receive this federal funding to advance the Project, a Design Agreement and the Local Design Agreement will be required.

G. Briefing on Permit No. 19615, Mid-Valley Area Phase III Levee Reconstruction Project, Yolo County Service Area No. 6 (Mike Zelazo, Plan Implementation and Compliance Branch, Board Staff) **(Informational)**

Informational briefing on Permit No. 19615 for the Mid-Valley Area Phase III Levee Reconstruction Project implemented by Yolo County Service Area No. 6 to construct levee improvements at Sites 9 and 10 along the right (west) levee of the Sacramento River within Unit No. 127 of the Sacramento River Flood Control Project two miles east of Knights Landing.

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

- Board Workshop, July 15, 2022 (Hybrid/TBD)
- Coordinating Committee, July 27, 2022 (WebEx)
- Board Meeting, July 29, 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)*

15. CLOSED SESSION REPORT (Action Item)

16. ADJOURNMENT