

CENTRAL VALLEY FLOOD PROTECTION BOARD

California Natural Resources Agency – State of California

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AGENDA

CENTRAL VALLEY FLOOD PROTECTION BOARD MEETING

Friday, January 27, 2023 – 9:00 a.m.

California Natural Resources Building, First Floor Auditorium

715 P St, Sacramento, CA 95814

**Meeting will be both in person and online.
In person attendees are encouraged to follow Covid
and flu season protocols. See page 6 of this agenda for online sign-in information.**

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

1. WELCOME, INTRODUCTIONS, AND ANNOUNCEMENTS

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

BOARD MEMBERS

Jane Dolan, President

Mike Villines, Vice-President

Brian Johnson, Secretary

Keely Bosler

Joe Countryman

Mary Jane Griego

Tim Ramirez

Assembly Member Rebecca Bauer-Kahan, Ex Officio

State Senator Henry Stern, Ex Officio

3. REVIEW OF AGENDA

4. APPROVAL OF MINUTES (Action)

- November 18, 2022

5. CONSENT ITEMS (Action)

A. Permit No. 19625 California Department of Transportation (*Deb Biswas, Operations Branch, Board Staff*)

Approve Permit No. 19625 to widen the existing roadway shoulders to eight feet, increase the left-turn deceleration lane lengths, add intersection safety lighting, add shoulder and centerline rumble strips, extend an existing culvert within the Sacramento River Designated Floodway, upgrade guardrail end treatments, and install new crash cushions at the existing Mud Creek Bridge along State Route 32 (SR 32). The proposed project is located along SR 32 between Gianella Road (within the Sacramento River Designated Floodway) and Muir Avenue (within the Mud Creek Project Levee) in Chico (Butte County).

B. Permit No. 19628 Caltrans Stratford Kings River Bridge Replacement (*Jacqueline Hoang, Operations Branch, Board Staff*)

Approve Permit No. 19628 to remove and replace the existing Stratford Kings River Bridge (Br. No. 45-0007) with a new Bridge (Br. No. 45-0110). The new seven-span bridge will be approximately 330-foot long and 44-foot wide with precast prestressed (PC/PS) voided concrete slab on precast drop-cap piers and will be constructed on the same alignment as the existing bridge. Each pier will consist of three 36-inch diameter cast-in steel shell (CISS) piles, and the short seat abutments will be supported by 24-inch diameter CISS piles. The bridge replacement project also includes placement of rock slope protection and seed mix, installation of a temporary water pollution control plan, construction of new bridge drainage systems, installation of new guardrail system, and installation of a temporary trestle to build the new bridge.

6. PUBLIC COMMENT (non-agenda items only)

7. LEGISLATIVE UPDATE (Information)

- A. An update on pertinent State legislation and federal news will be provided in a written summary.

8. UNITED STATES ARMY CORPS OF ENGINEERS (Information)

9. DEPARTMENT OF WATER RESOURCES ITEMS (Information)

- A. Report of the Department of Water Resources (Jeremy Arrich, *Manager, Division of Flood Management, Department of Water Resources*)

A verbal report on the flood emergency activation and status of the response and recovery efforts.

10. BOARD ITEMS

- A. Report on Board staff participation in the flood emergency activation (Michael C. Wright, *Chief Engineer, Board Staff*) **(Informational)**

Staff will provide an update on recent flood emergency activities performed by Board staff who were activated as part of the Department of Water Resources emergency activation.

- B. 2022 Levee Inspection and Assessment Annual Report (Preston Shopbell, *Operations Branch, Board Staff; Wade Wylie, Mike Engelmann, Sterling York, and Kaveh Zamani, Division of Flood Management, Flood Project Inspection and Assessment Section Staff, DWR*) **(Informational)**

The 2022 Levee Inspection and Assessment Annual Report will be presented to the Board.

- C. Resolution 2023-01, Design Agreement and Local Design Agreement, Lower Cache Creek, Yolo County, Woodland and Vicinity, California Project (Mike Zelazo, *Flood System Improvement Branch, Board Staff, and Vance Cave, Department of Water Resources*) **(Action Item)**

Adopt Resolution 2023-01, which approves the Design 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 City of Woodland, California; and Local Design Agreement, between the Board and the City of Woodland; which describes the obligations of the federal and non-federal

sponsors to complete preconstruction engineering and design activities and the cost share of the project.

D. Sacramento River East Levee Contract 4, Enforcement Case No. 2022-1055 EAGLE PROPCO 4 LLC et al. (Karina Castro, Flood System Implementation Branch, Board Staff) (Action Item)

Authorize the Executive Officer to sign the Encroachment Removal Agreement, dated December 23, 2022, for the voluntary removal of impacted encroachments to facilitate the U. S. Army Corps of Engineers' construction of the Sacramento River East Levee Contract 4 construction (Sacramento County).

E. Transfer of Operation and Maintenance Responsibility, Lower San Joaquin River and Tributaries Project, California, Stanislaus County (Dustin Sanoski, Flood System Improvement Branch, Board Staff) (Informational)

Informational briefing on a future Board action to transfer the revised operation and maintenance responsibility to remove the requirement for operation and maintenance of the levees within Reclamation Districts 2099, 2100, and 2102 as part of the Lower San Joaquin River and Tributaries Project, California, within Unit 12 of the West Levee of San Joaquin River within Reclamation District 2101 and the Channel of San Joaquin River from opposite the mouth of Tuolumne River downstream to Stanislaus County line.

F. Diversity Equity and Inclusion Task Force Update (Wendy Wang, Flood Planning and Programs Branch, Board Staff) (Informational)

Board staff will provide an update on the Diversity Equity and Inclusion Task Force activities since adoption of Resolution No. 2021-15 on November 19, 2021 and present the Task Force's list of recommendations for discussion and consideration.

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 Branch
- E. Update on the activities of the Flood Planning and Programs Branch

12. BOARD COMMENTS AND COMMITTEE UPDATES

13. UPCOMING BOARD MEETINGS

- Board Meeting, February 24, 2023 (SACOG)

14. CLOSED SESSION

- A. Pursuant to the authority of Government Code section 11126 (e)(i). To discuss litigation: Sierra Northern Railway vs. Central Valley Flood Protection Board, et al., Superior Court of the State of California, County of Yolo Case No. CV-2022-0479. *(Kanwarjit (Jit) Dua, Board Counsel)*
- B. 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)*
- C. 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)*
- D. 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)*
- E. 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)*
- F. 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. *(Kanwarjit (Jit) Dua, Board Counsel)*

15. CLOSED SESSION REPORT (Action)

16. ADJOURNMENT

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 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.

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