

CENTRAL VALLEY FLOOD PROTECTION BOARD

California Natural Resources Agency – State of California

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AGENDA

CENTRAL VALLEY FLOOD PROTECTION BOARD MEETING

Friday, March 24, 2023 – 9:00 a.m.

**Sacramento Area Council of Governments
1415 L St #300 (Third Floor)
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 Dave Min, Ex Officio

3. REVIEW OF AGENDA

4. APPROVAL OF MINUTES (Action)

- January 27, 2023

5. CONSENT ITEMS (Action)

A. Permit No. 2284-1 SMUD (*Nate Kibret, Operations Branch, Board Staff*)

Approve Permit No. 2284-1 to install an overhead 12kV power line aerial crossing and replacement of an existing power pole located on the waterside of the left (east) bank levee of the Sacramento River, approximately 185 feet north of the intersection of Garden Highway and Radio Road. (Sacramento County).

B. Permit No. 19700 Peter Miranda Swimming Pool (*Jillian Benci-Woodward, Operations Branch, Board Staff*)

Approve Permit No. 19700 to construct a 20-foot-wide by 40-foot-long swimming pool/spa, 3 to 8 feet in depth, 620 square feet of 4-inch-thick concrete decking, pool equipment and equipment pad. This permit would also authorize the existing 2805 square-foot dwelling constructed in 1957. Project activities include the excavation of 4502.2 cubic feet of soil that will be placed as fill to the east of the existing house and the installation of plumbing for pool equipment, reinforcing steel, application of shotcrete and a plaster pool finish. The formwork for the pool deck and pool equipment pad will be located to the south of the pool area and existing house. The project is located along the left (east) bank of the Sacramento River and within the designated floodway at 5399 CA-32, Chico, in the County of Butte, approximately 1.4 miles east of Hamilton City, CA. (Butte County)

C. Permit No. 19220-1 Department of Water Resources (*Nate Kibret, Operations Branch, Board Staff*)

Approve Permit No. 19220-1 to construct the Feather River Salmonid Habitat Improvement Project that includes – placing approximately 15,000 cubic yards of spawning gravel to create side channels and riffle along 1 mile stretch of the project site. The project is located adjacent to the Feather River Fish Hatchery, approximately 0.4 miles downstream of Table Mountain Boulevard bridge across the Feather River (Butte County).

D. North Area Streams Levee Improvement Project, Transfer of Operation and Maintenance Responsibilities (*Selva Selvamohan, Flood System Improvement Branch, Board Staff*)

Adopt Board Resolution 2023-03 that approves the transfer of operation and maintenance responsibilities of completed levee improvement work under the North Area Streams Levee Improvement Project to the American River Flood Control District (ARFCD) and delegate the Executive Officer to sign and send a letter informing ARFCD of the transfer (Sacramento County).

E. Reclamation District (RD) 1 and RD 2089 – Union Island Letter of Intent (*Eric Miao, Operations Branch, Board Staff*)

Authorize the Executive Officer to transmit a Letter of Intent to develop and implement a System-Wide Improvement Framework to the USACE, prepared by RD 1 for the RD 1 and RD 2089 – Union Island Levee System as defined by the USACE's Periodic Inspection Report dated June 13, 2013.

F. Reclamation District (RD) 501 – Ryer Island Letter of Intent (*Eric Miao, Operations Branch, Board Staff*)

Authorize the Executive Officer to transmit a Letter of Intent to develop and implement a System-Wide Improvement Framework to the USACE, prepared by RD 501 for the RD 501 – Ryer Island Levee System as defined by the USACE's Periodic Inspection Report dated March 19, 2015.

G. Reclamation District (RD) 524 and RD 544 – Robert's Island Letter of Intent (*Eric Miao, Operations Branch, Board Staff*)

Authorize the Executive Officer to transmit a Letter of Intent to develop and implement a System-Wide Improvement Framework to the USACE, prepared by RD 524 for the RD 524 and RD 544 – Robert's Island Levee System as defined by the USACE's Periodic Inspection Report dated May 14, 2012.

6. PUBLIC COMMENT (non-agenda items only)

7. LEGISLATIVE UPDATE (Information)

A. An update on pertinent State legislation and federal news will be provided.

8. UNITED STATES ARMY CORPS OF ENGINEERS (Information)

- A. Putah Creek Unit 1 - Yolo Bypass - Willow Slough Unit 2 Levee System (*Eric Miao, Operations Branch, Board Staff; Juan Gonzalez, Chief, Inspection Section, U.S. Army Corps of Engineers*)

Presentation of Levee Inspection Results for Putah Creek – Willow Slough Unit 2 Levee System (Solano and Yolo Counties).

- B. Putah Creek right bank - Unit 2 Levee System (*Eric Miao, Operations Branch, Board Staff; Juan Gonzalez, Chief, Inspection Section, U.S. Army Corps of Engineers*)

Presentation of Levee Inspection Results for Putah Creek right bank – Unit 2 Levee System (Solano and Yolo Counties).

9. DEPARTMENT OF WATER RESOURCES ITEMS (Information)

- A. Report of the Department of Water Resources (Written Submittal)
- B. Fiscal Year 2023-24 Governor's Proposed Budget (*Gary Lippner, Deputy Director Flood Management and Dam Safety, Department of Water Resources*)

Presentation on the Fiscal Year 2023-24 Governor's Proposed Budget released on Jan 10, 2023, for Central Valley flood related programs at the Department of Water Resources.

10. BOARD ITEMS (Information)

- A. Natomas Levee Improvement Program (NLIP), Transfer of Operation and Maintenance Responsibilities (*Selva Selvamohan, Flood System Improvement Branch, Board Staff*)

Informational briefing for a future Board action to transfer operation and maintenance responsibilities, supplement to Standard O&M Manual, Unit 124, to Reclamation District 1000 for levee improvement work completed by Sacramento Area Flood Control Agency under the Natomas Levee Improvement Program. The construction was substantially completed in 2012, and included many improvements including slurry cutoff walls, levee raises, seepage berms, and adjacent levees along the Natomas Cross Canal and Sacramento River East levees from Natomas Cross Canal to American River (Sacramento and Sutter Counties).

- B. Board Staff Activities Report – Operations Branch (*Yiguo Liang, Chief of Operations Branch, Board Staff*)

Informational briefing on the activities of the Operations Branch.

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 Workshop, April 14, 2023 (SACOG)
- Board Meeting, April 28, 2023 (Cal EPA)

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://us06web.zoom.us/j/88070030723>*
- 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 888 475 4499*
- b) Enter passcode: 880 7003 0723*
- 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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