

CENTRAL VALLEY FLOOD PROTECTION BOARD

California Natural Resources Agency – State of California

CVFPB Office Location
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AGENDA

CENTRAL VALLEY FLOOD PROTECTION BOARD MEETING

Friday, November 17, 2023 – 9:00 a.m.

Sacramento City Hall, 915 I St. Sacramento, CA 95814

Meetings will be both in person and online. In person attendees are encouraged to follow Covid and flu season protocols. See page 5 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 with 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 kathryn.baines@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)

- October 27, 2023

5. CONSENT ITEMS (Action)

A. Permit 19606 Eck Barn (*Humberto Negrete, Operations Branch, Board Staff*)

Approve permit 19606 to construct a new 60-foot by 80-foot steel and timber framed private barn on a gravel pad. The project is located at 881 County Road Y, approximately 2 miles south of the community of Butte City, within Area E of the Butte Basin. (Glenn County)

B. Initial Statement of No Objection, Department of Water Resources, Butte Slough Outfall Gates Repair Project (*Dustin Sanoski, Flood System Improvement Branch, Board Staff*)

Approve the initial Statement of No Objection to the U.S. Army Corps of Engineers (USACE) pursuant to 33 USC 408 (Section 408), requesting that the USACE evaluate the Section 408 request to alter levees of the Sacramento River Flood Control Project (SRFCP) in the vicinity of the town of Colusa, Colusa County. Department of Water Resources proposes to repair the existing and deteriorating Butte Slough Outfall Gates to maintain function on the left bank of the Sacramento River within Unit 161 of the SRFCP, approximately twenty miles southeast of the town of Colusa.

C. Permit 3520-1 Hills Ferry Road Bridge Replacement (*Humberto Negrete, Operations Branch, Board Staff*)

Approve permit 3520-1 to remove and replace the existing Hills Ferry Road Bridge across the San Joaquin River with an approximately 760-foot long, 39.5-foot wide, 5-span cast-in-place reinforced concrete slab bridge with Six (6) cast in drilled hole piles. Improvements include

realigning the east and west approach roads; installing a storm drain manhole with an 18-inch diameter HDPE pipe and rock slope protection (RSP) outfall; installing fencing and a 6-foot-wide gate; and placing RSP around both abutments. Temporary falsework will also be installed and will remain in the channel during flood season. The project is located approximately 400 feet upstream of the confluence of the San Joaquin and Merced Rivers, east of the town of Hills Ferry. (Stanislaus County)

6. PUBLIC COMMENT (non-agenda items only)

7. LEGISLATIVE UPDATE (Information)

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

8. UNITED STATES ARMY CORPS OF ENGINEERS (Information)

9. DEPARTMENT OF WATER RESOURCES ITEMS (Information)

- A. Report of the Department of Water Resources (Written)

10. BOARD ITEMS (Action)

A. **ITEM POSTPONED**

Permit 19320 California Department of Parks and Recreation (*Humberto Negrete, Operations Branch, Board Staff*)

Approve permit 19320 to remove two existing berms, non-native vegetation, and a walnut orchard; to plant riparian vegetation and native grasses, and to create trails and vehicle barriers along the Sacramento River west of the City of Chico. The project is a component of the Bidwell-Sacramento River State Park Habitat Restoration and Outdoor Recreation Facilities Development Project that includes a 43-acre parcel. The project is located along River Road approximately 5.65 miles southwest of Chico, near River Mile 193.9. (Butte County)

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 Branch

12. BOARD COMMENTS AND COMMITTEE UPDATES

13. UPCOMING MEETINGS

- Board Workshop, December 8, 2023 (SACOG / Zoom)
- Board Meeting, December 15, 2023 (Sacramento City Hall / Zoom)

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: 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), (the Board will meet in Closed Session to consider personnel matters. *(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: cvfpb.ca.gov*
- b) *Navigate to the "Meetings" page.*
- c) *Identify the current meeting, and click on the link to the meeting webcast:
<https://cityofsacramento-org.zoom.us/j/94975920325?pwd=eXM2MldMbmJ2QzhDL2hWc1JPdmRyZz09>*
- d) *Passcode: 276307*
- e) *We recommend that you test out your device and internet connection well before attempting to join the meeting.*
- f) *You will automatically be muted when joining as an attendee*

How to join the meeting by telephone:

- a) *Dial: +16699006833, then enter 94975920325#*
- b) *Enter passcode: *2763073*
- 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 kathryn.baines@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 kathryn.baines@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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For technical support during the meeting, please send your question to Questions@CVFlood.ca.gov.