

“Celebrating 102 Years of Flood Management”

CENTRAL VALLEY FLOOD PROTECTION BOARD

California Natural Resources Agency – State of California

3310 El Camino Avenue, Room 151

Sacramento, California 95821

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BOARD MEMBERS

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Emma Suarez, Vice President
Jane Dolan, Secretary
Mike Villines, Member
Tim Ramirez, Member
Joe Countryman, Member
Clyde Macdonald, Member
Ben Hueso, Ex Officio Member
Fran Pavley, Ex Officio Member

BOARD STAFF

Jay Punia, Executive Officer
Len Marino, Chief Engineer
Eric Butler, Supervising Engineer
Lorraine Pendlebury, Staff Analyst
Amber Woertink, Staff Assistant

BOARD COUNSEL

Nicole Rinke, Legal Counsel
Deborah Smith, Legal Counsel

AGENDA

CENTRAL VALLEY FLOOD PROTECTION BOARD MEETING

January 10 - 11, 2013 – 9:00 AM

**Bonderson Building Cafeteria
901 P Street, First Floor
Sacramento, CA 95814**

NOTE: This will be a two-day meeting in which the Board will talk about important issues related to the functions of the Board, become further oriented to legislative and regulatory guidelines, and discuss daily operational issues. Informational Briefings and Department Reports will be heard the morning of Friday 11th, the continued second day.

Thursday, January, 10, 2013:

- 1. ROLL CALL**
- 2.* APPROVAL OF AGENDA**
- 3. ORIENTATION DISCUSSION**
 - A. Recent Legislation**

- Legislation (2007 California Flood Legislation, AB 1165 and SB 1278 etc.)
(Deborah Smith and Jay Punia)

***action item**

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B. Administration

- Board Authorities (*Jay Punia*)
- Board Regulations (*Eric Butler*)
- Memorandum of Agreement with the Department of Water Resources (*Jay Punia*)
- Board Budget (*Eric Butler and Jennifer Bingaman*)
- Budget Change Proposal Process (*Eric Butler and Jay Punia*)
- Board's Organization and Programs (*Len Marino, Eric Butler and Jay Punia*)

C. Board Operations

- Flood Infrastructure/Operations/Regular Authorities (*Jay Punia, Len Marino & Eric Butler*)
- Assurance Agreements (Flood Projects and Operations & Maintenance) (*Len Marino*)

D. Board Encroachments and Enforcement

- Encroachment Permit Process (*Mitra Emami*)
- Board's Enforcement Process (*Mike Wright*)
- Project Alterations Process (Section 408) (*David Williams*)
- Evidentiary Hearing Requirements/Process (*Nicole Rinke and Mitra Emami*)

4.* REQUESTED ACTIONS

A. Board Staff's Comments on the Delta Stewardship Council's Proposed Regulations
(*Board Staff*)

Consider approval of the Board staff's comments on the proposed regulations by the Delta Stewardship Council -- CALIFORNIA CODE OF REGULATIONS, TITLE 23, WATERS, DIVISION 6, DELTA STEWARDSHIP COUNCIL, CHAPTER 2.

Meeting Continuation - Friday, January, 11, 2013:

5. REPORT OF ACTIVITIES OF THE DEPARTMENT OF WATER RESOURCES

(*Keith Swanson*)

- Quarterly progress report and scheduled update on deliverables and processes pursuant to Board Resolution No. 2012-25, RESOLVED 11 (y), regarding the Central Valley Flood Protection Plan implementation.

6. INFORMATIONAL BRIEFINGS

A. Briefing by the Department of Water Resources' Division of Statewide Integrated Water Management, describing how the California State Water Plan relates to flood management and the Central Valley Flood Protection Plan. (*Kamyar Guivetchi*)

- Items on the Consent Calendar may be removed at the request of any Board member or person.

- B. Briefing by the Department of Water Resources on the proposed Urban Level of Flood Protection Criteria (ULOP). (*Rod Mayer*)

7. ORIENTATION DISCUSSION (Continued from agenda item 4 on Thursday)

E. Legal

- Bagley-Keene Open Meeting Act (*Nicole Rinke*)
- Ex Parte Communications (*Deborah Smith*)
- California Environmental Quality Act (*James Herota and Andrea Mauro*)
- Paterno Decision (*Nicole Rinke*)

- F. Joint Board/US Army Corps of Engineers Sponsored Feasibility Studies
(*Michael Sabbaghian and USACE Staff*)

- G. Real Estate Acquisitions and Management (*Len Marino and Jay Punia*)

8. PUBLIC COMMENTS (non-agendized items only)

9. BOARD COMMENTS AND TASK LEADER REPORTS

10. CLOSED SESSION

- 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. (*Nicole Rinke, Deputy Attorney General*)

11. ADJOURN – REGULAR BOARD MEETING

12. MEETING OF BOARD’S EXECUTIVE COMMITTEE

- A. Discussion of Implementation of the Central Valley Flood Protection Plan
- B. Board Management and Scheduling Issues
- C. Budget/Finance/Staffing Issues
- D. Ad Hoc Assignment Issues

13. ADJOURN – MEETING OF BOARD’S EXECUTIVE COMMITTEE