

# ***“Celebrating 103 Years of Flood Management”***

## **CENTRAL VALLEY FLOOD PROTECTION BOARD**

California Natural Resources Agency – State of California

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### **BOARD MEMBERS**

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Emma Suarez, Vice President  
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Tim Ramirez, Member  
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### **BOARD STAFF**

Leslie Gallagher, Acting Executive Officer  
Len Marino, Chief Engineer  
Eric Butler, Supervising Engineer  
Lucy Montgomery, Chief of Administration  
Amber Woertink, Analyst to the Board

### **BOARD COUNSEL**

Leslie Gallagher, Board Chief Counsel  
Nicole Rinke, Board Counsel

## **AGENDA**

### **CENTRAL VALLEY FLOOD PROTECTION BOARD MEETING**

**September 26, 2014 – 9:00 AM**

**Sacramento City Hall, 1<sup>st</sup> Floor Council Chamber  
915 I Street, Sacramento, CA 95814**

**To view the webcast portion on this meeting, please join us here:**

[http://centralvalleyflood.granicus.com/ViewPublisher.php?view\\_id=2](http://centralvalleyflood.granicus.com/ViewPublisher.php?view_id=2)

**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 HEARD IN ANY ORDER.**

#### **1. ROLL CALL**

#### **2.\* APPROVAL OF MINUTES**

- July 25, 2014 Board Meeting Minutes

#### **3.\* APPROVAL OF AGENDA**

#### **4.\* CONSENT**

##### **A. Permit No. 18944, Decker Island, LLC (Sterling Sorenson)**

Consider approval of Permit No. 18944 to extend electrical cables buried across the Sherman Island Flood Protection Levee of the Sacramento River, under the Sacramento Horseshoe Bend Channel floodway, and up onto Decker Island. (Sacramento and Solano Counties)

#### **\*action item**

Anyone may upon request obtain a 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 you need reasonable accommodations due to a disability, or need language assistance, please contact the Equal Opportunity Management Investigations Office at (916) 653-6952, or TDD (916) 653-6934 at least a week prior to the meeting.

B. Permit No. 18957, Woodland-Davis Clean Water Agency (*Gary Lemon*)

Consider approval of Permit No. 18957 to install a 42-inch diameter HDPE raw water pipelines under (HDD) the left (east) and right (west) bank levees of the Yolo Bypass and connect to a new 36-inch diameter steel pipeline installed by the trenching method across the interior of the Yolo Bypass. The project includes the installation of a 3-inch diameter steel conduit up-and-over the right (west) bank levee to accommodate a cathodic protection wire. (Yolo County)

C. Permit No. 18968, South Sutter Water District (*Angeles Caliso*)

Consider approval of Permit No. 18968 to install two 14-ft wide cone fish screens to convey screened water from Auburn Ravine into Pleasant Grove Creek Canal including the installation of a power pole and a 2-inch conduit along the north bank of Pleasant Grove Creek Canal to provide electrical power to the fish screens. (Placer County)

D. Application No. 18980, Reclamation District 17, Phase III Levee Seepage Repair Project (*Ali Porbaha*)

Consider approval of a letter to the U.S. Army Corps of Engineers requesting 33 U.S. Code Section 408 approval to alter approximately 5.2 miles of State Plan of Flood Control project levee along the east (right) bank of the San Joaquin River and north bank of Walthall Slough. (San Joaquin County)

**5. PUBLIC COMMENTS** (non-agendized items only)

**6. U.S. ARMY CORPS OF ENGINEERS BRIEFING**

A. U.S. Army Corps of Engineers Levee Inspection Results (*Ryan Larson*)

1. Deer Creek left bank, Unit 1 east - Tehama County (Tehama County)
2. Deer Creek left bank, Unit 1 west - Tehama County (Tehama County)
3. Deer Creek right bank, Unit 2 - Tehama County (Tehama County)
4. Deer Creek right bank, Unit 3 - Tehama County (Tehama County)
5. RD 1500 and Tisdale Bypass - Sutter Basin South (Sutter County)
6. RD 0349 - Sutter Island (Sacramento County)
7. RD 0563 and RD 0554 - Tyler Island (Sacramento County)
8. RD 2058 and RD 2095 - Paradise Cut (San Joaquin County)

**7. REPORT OF ACTIVITIES OF THE DEPARTMENT OF WATER RESOURCES**

- Division of Flood Management Activities/Updates (*Keith Swanson*)
- FloodSAFE Environmental Stewardship and Statewide Resources Office Activities/Updates (*Gail Newton*)

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

## 8.\* REQUESTED ACTIONS

- A. Extended Time Variance for Sutter Butte Flood Control Agency, Feather River West Levee Project Construction (*Nancy Moricz*)

Consider authorizing the Sutter Butte Flood Control Agency to continue work past November 1, 2014 on construction activities related to issued Flood System Improvement Permit Nos. 18793-1, 18793-2, and 18793-3 based on the proposed work schedule and subject to favorable weather conditions (Butte and Sutter Counties).

## LUNCH BREAK

## 9. CLOSED SESSION (Done during lunch)

- A. To discuss litigation (*Hardesty et. al. v. Sacramento Metropolitan Air Quality Management District et. al*; United States District Court, Eastern District of California - Sacramento Division Case No. 2:10-cv-02414-GEB-JFM) pursuant to Govt. Code section 11126(e)(1). (*Leslie Gallagher, Chief Counsel*)
- B. To discuss litigation (*Central Valley Flood Protection Board v. Lino Catabran, Sacramento Superior Court Case No. 34-2013-142003*) pursuant to Govt. Code section 11126(e)(1). (*Leslie Gallagher, Chief Counsel*)
- C. 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. (*Leslie Gallagher, Chief Counsel*)

## 10. CLOSED SESSION REPORT

## 11.\* REQUESTED ACTIONS (Continued)

- A. Activate Advisory Committee pursuant to Resolution 2012-25, Resolved 11(d), Regarding the Conservation Strategy and the Central Valley Flood Protection Plan (*Board Staff*)

Consider designating an advisory committee to develop specific, measurable, achievable, results oriented and time-bound conservation objectives for consideration by the Board for inclusion in the Conservation Strategy and/or 2017 CVFPP.

- B. Progress Report and Policy Discussion on Updating the Board's Title 23 Regulations (*Eric Butler*)

Pursuant to Strategic Plan Objective 1.1, staff will provide an update to the Board on progress to modernize and amend the Board's regulations. Currently planned near-term changes include technical updates to existing permit standards, new standards for swimming pools adjacent to levees, and alignment of the regulations with the Delta Stewardship Council's Delta Plan for those projects located within the legal Delta. Additional proposed changes include descriptive updates to definitions and

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permit application review processes to better describe current practices and federal 33 USC Section 408 requirements. Staff will seek input and direction from the Board with regard to these items.

**12. INFORMATIONAL BRIEFINGS**

- A. Flood System Repair Project status (*Dave Wheeldon*)
- B. Water Resources Reform and Development Act of 2014 Briefing (*Thane Young, Vice-President, Van Scoyoc Associates*)

**13. BOARD COMMENTS AND TASK LEADER REPORTS**

**14. FUTURE AGENDAS**

**15. ADJOURN**

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