

CENTRAL VALLEY FLOOD PROTECTION BOARD

California Natural Resources Agency – State of California

CVFPB Office Location

3310 El Camino Avenue, Suite 170

Sacramento, California 95821

Phone (916) 574-0609 – Fax (916) 574-0682

<http://www.cvfpb.ca.gov>

BOARD MEMBERS

Bill Edgar, President

Jane Dolan, Board Vice-President
and Secretary

Joe Countryman

Mary Jane Griego

Brian Johnson

Tim Ramirez

Mike Villines

Assembly Member Eduardo García

Ex Officio

State Senator Henry Stern, Ex Officio

Leslie Gallagher
Executive Officer

Kanwarjit (Jit) Dua
Board Counsel

AGENDA

CENTRAL VALLEY FLOOD PROTECTION BOARD MEETING

October 23, 2020 – 9:00 a.m.

Virtual Meeting

Due to the COVID-19 outbreak we ask that the public attend the meeting virtually and view the webcast of this meeting via the link provided on the event page.

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.

PUBLIC COMMENTS FOR VIRTUAL 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 1-844-517-1271*
- b. Enter passcode: 132 803 8260*
- c. Please press mute*

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. Please indicate whether you wish to have your comment read out loud, into the record during the meeting.

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). Comments received at or before the time the item is called will be read aloud during the meeting. 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.

Background for agenda items is available electronically. Please email the Clerk at Ryan.Jones@CVFlood.ca.gov to request an electronic copy of any agenda item. 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.

For technical support during the meeting, please send your question to Questions@CVFlood.ca.gov.

1. WELCOME, INTRODUCTIONS, AND ANNOUNCEMENTS

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

3. APPROVAL OF MINUTES (Action Item)

- August 28, 2020

4. REVIEW OF AGENDA

5. CONSENT ITEMS (Action Item)

A. Permit No. 2316-1, Fresno County (Nate Kibret, Operations Branch, Board Staff)

Consider approval of Permit No. 2316-1 to replace the two Manning Avenue bridges within the James Bypass Designated Floodway and place asphalt concrete overlay on Manning Avenue. The project is located where Manning Avenue crosses James Bypass, approximately 3 miles east of the town of San Joaquin. (Fresno County).

B. Permit No. 18818-3, Wild Goose Club (Justin Logan, Operations Branch, Board Staff)

Consider approval of Permit No. 18818-3 to remove an existing 1,056 square foot seasonal hunting cabin and 371 square feet of attached decks and replace it with a 1,886 square foot seasonal hunting cabin with a 194 square foot covered deck. The project is located in Zone E of the Butte Basin approximately 1.5 miles east of Butte Creek and 0.2 miles north of the Sutter and Butte County line. (Butte County)

C. Permit No. 19330, Reclamation District 2091 (Deb Biswas, Operations Branch, Board Staff)

Consider approval of Permit No. 19330 to construct seepage and stability berms totaling approximately 2.32 miles at five identified critical levee repair sites along the San Joaquin River's right (east) bank levee. The proposed repair sites are also located approximately 3.23 miles northeast of the City of Patterson. (Stanislaus County)

D. Permit No. 19380, The Armoto Partners (Deb Biswas, Operations Branch, Board Staff)

Consider approval of Permit No. 19380 to construct a storm-water outfall structure in the Littlejohns Creek. The project also includes excavation of approximately 78 cubic yards of soil from the bed and banks of the Littlejohns Creek to be replaced with approximately 78 cubic yards of clean rock slope protection in the bed and banks of the creek. The proposed project is located southwest of Stockton Metropolitan Airport, about 1.9 miles west of State Route 99, and 0.8-mile northeast of East French Camp Road. (San Joaquin County)

- E. American River Watershed Common Features 2016 Supplemental EA/EIR (*Itzia Rivera, Board Staff; Ben Waitman, DWR Flood Projects Office*)

Consider approval of Resolution No. 2020-08 to adopt the American River Watershed Common Features 2016, Sacramento River East Levee Contract 2 Project Supplemental Environmental Assessment / Environmental Impact Report (SEA/EIR); adopt the Statement of Findings, Statement of Overriding Considerations and Mitigation, Monitoring, and Reporting Plan; and delegate authority to the Executive Officer to execute the Notice of Determination.

6. PUBLIC COMMENT (non-agenda items only)

7. LEGISLATIVE UPDATE (Out of Session)

- A. As the CA Legislature remains on recess until December 7th, an informational briefing will be provided on the recent Governor's Executive Order and any available updates on flood management related federal legislation. (*Darren Suen, Policy Advisor*)

8. DEPARTMENT OF WATER RESOURCES ITEMS

- A. Monthly Report of the Department of Water Resources (*Steve Rothert, Chief, Division of Multi-Benefit Initiatives, Department of Water Resources*) **(Informational)**

Department of Water Resources project updates and recent events.

- B. San Joaquin River Restoration Program Update (*James Herota, Board Staff, Elizabeth Vasquez, Bureau of Reclamation, Paul Romero, Department of Water Resources*) **(Informational)**

Informational briefing on the status of the San Joaquin River Restoration Program below Friant Dam to the confluence of the Merced River including the establishment self-sustaining populations of salmon and habitat restoration.

9. BOARD ITEMS

- A. Permit No. 19216-2 – United States Fish and Wildlife Service (USFWS), Hallwood Side Channel and Floodplain Restoration Project – Phase 2 (*Nate Kibret, Operations Branch, Board Staff*) **(Informational)**

Informational briefing on USFWS's proposed Hallwood Side Channel and Floodplain Restoration Project, to restore and enhance ecosystem processes in the lower Yuba River just downstream of Daguerre Point Dam. Habitat enhancement actions include riparian planting, topographic modifications, and installation of large wood structures.

B. Automatic Board Order Re-Classification Efforts (*Preston Shopbell and Priscilla deLamare, Operations Branch, Board Staff*) **(Informational)**

Informational briefing regarding Automatic Board Orders (ABOs) including a brief history, recent research and reclassification efforts since 2019, and future activities needing Board action.

C. American River Watershed Common Features, Water Resources Development Act of 2016 Project, Environmental Update (*Itzia Rivera, Board Staff; Miles Claret, DWR Flood Projects Office*) **(Informational)**

Informational briefing on the Supplemental Environmental Assessment / Environmental Impact Report for the American River Watershed Common Features, Water Resources Development Act of 2016 Project, Sacramento River Erosion Contract 1, 55.2 Left Bank Protection.

10. 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 Plan Implementation and Compliance Branch
- D. Update on the activities of the Environmental Services and Land Management Branch

11. BOARD COMMENTS AND COMMITTEE UPDATES

12. UPCOMING MEETINGS AND TOPICS FOR THE BOARD

- Board Workshop, November 6, 2020 (WebEx)
- Coordinating Committee, November 18, 2020 (WebEx)
- Board Meeting, November 20, 2020 (WebEx)

13. CLOSED SESSION

- A. 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., STK-CV-UED-2019-12115 (*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, 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*)

14. CLOSED SESSION REPORT (Action Item)

15. ADJOURNMENT