

Yolo County Flood Control & Water Conservation District

AGENDA Board Meeting 34274 State Highway 16 Woodland, CA 95695 Tuesday, March 3, 2015 7:00 P.M.

Public documents relating to any open session item listed on this agenda that are distributed to all or a majority of the members of the Board of Directors less than 72 hours before the meeting are available for public inspection in the customer service area of the District's Administrative Office at the address listed above.

In compliance with the Americans with Disabilities Act, if you have a disability and need a disability-related modification or accommodation to participate in this meeting, then please contact Jennifer Reed at (530) 662-0265 or (530) 662-4982 fax. Requests must be made as early as possible, and at least one full business day before the start of the meeting.

AGENDA

- 7:00 1. Consideration: The Board will consider adoption of the minutes of the February 3, 2015 Regular Board Meetings.
- 7:02 2. Open forum (Limited to five minutes): Guest introductions, unscheduled appearances and opportunity for public comment on non-agenda items.
- 7:07 3. Consideration: Adding Items to the Posted Agenda.
In order to add an item to the agenda, it must fit one of the following categories:
a) A majority determination that an emergency (as defined by the Brown Act) exists; or
b) A 4/5ths determination that the need to take action that arose subsequent to the agenda being posted.
- 7:10 4. Presentation: Middle Creek Flood Damage and Eco-System Restoration Project and Associated Water Rights Application.
- 7:40 5. Consideration: Authorizing Contract with SAGE Engineers for Updated Seismic Stability Evaluation of Indian Valley Dam.
- 7:50 6. Consideration: Adding Director Kimball as an Authorized Signer to the District's River City Bank Accounts.

- 7:55 7. Consideration: Proposed 2015 rate schedule and setting of a public hearing.
- 8:25 8. Directors' Reports: Each member of the Board will have the opportunity to report on meetings and conferences attended during the prior month on behalf of the District.
- 8:30 9. Attorney's Report: The District's attorney will report on legal matters of concern to the District.
- 8:35 10. General Manager's Report: The Board will receive a report from the General Manager or designated representatives regarding current general activities and projects of the District.
a) Operations, Maintenance and Water Conditions
b) Financial Report
c) General Activities
d) Upcoming Events
- 8:50 11. General Discussion: Opportunity for Board members to ask questions for clarification, provide information to staff, request staff to report back on a matter, or direct staff to place a matter on a subsequent agenda.
- 8:55 12. Consideration: The Board will consider the approval and the payment of bills.
- 9:00 13. Adjourn

The public may address the Board concerning an agenda item either before or during the Board's consideration of that agenda item. Public comment on items within the Board's jurisdiction is welcome, subject to reasonable time limits for each speaker. Upon request, agenda items may be moved up to accommodate those in attendance wishing to address that item. Times listed for consideration of agenda items are approximate only. The Board may consider any agenda item at any time during the Board meeting.

I declare that the foregoing agenda was posted at the office of the Yolo County Flood Control and Water Conservation District, 34274 State Highway 16, Woodland, CA on February 27, 2015.

By: _____
Christina Cobey, Administrative Assistant



**FLOOD CONTROL &
WATER CONSERVATION
DISTRICT**

BOARD MEETING MINUTES
Tuesday, March 3, 2015, 7:00 PM

YCFCWCD Offices
34274 State Highway 16
Woodland, CA 95695

The regular meeting of the Board of Directors of the Yolo County Flood Control and Water Conservation District was held at 7:00 p.m. on Tuesday, March 3, 2015, at its regular place of business, 34274 State Highway 16, Woodland, California. Vice Chair Rominger convened the meeting. In attendance were:

District Board

Bruce Rominger, Vice Chair
Mary Kimball
Erik Vink

District Staff

Tim O'Halloran, General Manager
Christy Barton, Assistant General Manager - Administration
Max Stevenson, Assistant General Manager - Resources
Ryan Bezerra, Legal Counsel
Gary Kienlen, Water Rights Consultant

Members of the Public

Keith Ahart
Duane Chamberlain
Blake Harlan
John McKean
Dave Pratt
Don Rominger
Bob Schneider
Tom Smythe
Shane Tucker

1. CONSIDERATION: Approval of Minutes

M/S/C approved the minutes of the February 3, 2015 Regular Board Meeting as submitted.

Ayes: Directors Kimball, Rominger and Vink

Noes: None

Absent: Directors Brice and Mayer

Abstain: None

2. OPEN FORUM

Shane Tucker reported that he had attended one of General Manager O'Halloran's meetings for Water Customers. He supported O'Halloran's plans as presented at the meeting and encouraged the Board to consider increasing reliability and capacity, and the extension of the distribution system, and stated that water is the most important asset of Yolo County.

3. CONSIDERATION: Adding Items to the Posted Agenda

General Manager O'Halloran stated that he was going to report on the State Water Resources Control Board's (SWRCB) Informational Order during the General Manager's Report, but that he would like that report be moved forward on the agenda because Gary Kienlen from MBK Engineers (MBK) will participate on that report. Vice Chair Rominger approved the change.

4. PRESENTATION: Middle Creek Flood Damage and Eco-System Restoration Project and Associated Water Rights Application

General Manager O'Halloran reported that the District has been working with the Lake County Watershed Protection District (LCWPD) for the last few years regarding the Middle Creek Flood Damage and Eco-System Restoration Project (Project) and had requested Tom Smythe, LCWPD, to provide the Board with a briefing on the Project.

Tom Smythe, Lake County Water Resources Engineer, reviewed a PowerPoint presentation regarding the Project including the location, the history of the reclaimed area, its levee problems, and the Project's habitat and water quality improvement goals. He reviewed the Project's increase in Clear Lake's surface area and storage, LCWPD's water rights application related to the additional storage, engineering evaluations and meetings with the District regarding the impact of the Project.

Smythe mentioned changes made to engineering modeling since the last meeting with the District that will need to be reviewed and discussed. Once the LCWPD and the District come to an agreement regarding the Project and the changes to be made to the Solano Decree, that information will be provided to the Solano Superior Court to modify the Solano Decree, and to the SWRCB with a request for action on the LCWPD's water rights application. Smythe reported that there are additional lands that LCWPD will have to acquire for the Project.

O'Halloran reported that the LCWPD has been very open in working with the District over the last few years, noting that the District supports the Project, but must protect its Clear Lake water rights.

O'Halloran introduced Gary Kienlen, District consultant with MBK, who has been working on the Project on behalf of the District. Kienlen agreed with O'Halloran that LCWPD has been good to work with and open in its information. He reported discussions with LCWPD at this point were regarding the modeling assumptions, which appear to have been changed since the last meeting. Kienlen noted that there is only new water when Clear Lake spills and that the new proposed water supply will be intermittent. He reported that the Solano Decree curves will have to be modified and will require thorough evaluations. He also noted that the SWRCB will want LCWPD to identify the end user.

Legal Counsel Bezerra noted that to change the Solano Decree will require agreement of the parties to the suit and have to be approved by the Solano Superior Court.

10. GENERAL MANAGER'S REPORT - General Activities (Item Moved Forward)

General Manager O'Halloran reported that the SWRCB had requested new, supplemental information related to Pre-1914 water rights and operations for 2014.

Gary Kienlen reported on the SWRCB's actions regarding the 2014 implementation and lifting of curtailments on Post-1914 appropriators, including the July 2014 Emergency Regulations and complaints filed by the federal and state water projects regarding illegal diversions from the Sacramento River system that impacted their releases. The SWRCB took advantage of the complaints to order riparian and Pre-1914 water right holders claiming large water rights to document their riparian and pre-1914 water rights. The District has three Statements of Use for Pre-1914 water rights on the Cache Creek watershed on the SWRCB's list. Assistant General Manager - Administration Barton has provided MBK with drafts of the requested information for review. Included with the response will be a narrative reinforcing the SWRCB's Phase 8 Decision that Cache Creek is not hydrologically connected to the Delta during the summer and not subject to contributing water to the Delta when needed to control salinity.

5. CONSIDERATION: Authorizing Contract with SAGE Engineers for Updated Seismic Stability Evaluation of Indian Valley Dam.

Assistant General Manager - Administration Barton reminded the Board of the SAGE Engineers (SAGE) presentation at the February 2015 Regular Board meeting regarding Federal Energy Regulatory Commission (FERC) REQUIRED 2009 Part 12D Independent Safety Inspection at the Indian Valley Dam. The subsequent Part 12D Report included recommendations for seismic related studies. SAGE was hired to resolve differences of opinion between URS Corporation, the firm conducting the seismic studies, and the Independent Consultant regarding interpretation of seismic study results and the recommended parameters to use in subsequent seismic studies. SAGE secured agreement from the California Division of Safety of Dams (DSOD) regarding how to proceed and which parameters to use in further seismic studies. SAGE has submitted a proposal to perform the outstanding seismic studies identified in the Part 12D Report.

M/S/C authorized staff to develop and execute a contract with SAGE Engineers consistent with the proposed Scope of Work and not to exceed \$60,065.

Ayes: Directors Kimball, Rominger and Vink

Noes: None

Absent: Directors Brice and Mayer

Abstain: None

6. CONSIDERATION: Adding Director Kimball as an Authorized Signer to the District's River City Bank Accounts.

M/S/C adopted Resolution 15.03 Authorizing River City Bank Commercial Checking Accounts and Rescinding Resolution No. 12.03.

Ayes: Directors Kimball, Rominger and Vink

Noes: None

Absent: Directors Brice and Mayer

Abstain: None

7. CONSIDERATION: Proposed 2015 Rate Schedule and Setting of a Public Hearing.

General Manager O'Halloran reviewed the existing Agricultural Rate Structure, the costs and other considerations to include when developing a rate structure, the proposed new Agricultural Rate Structure with its justification, and an illustration of how the new rates would impact budget. He reviewed the Prop 218 process and reported that the process included a requirement for the Board to conduct a public hearing to consider the new rate structure, and to provide notice of the hearing to landowners.

M/S/C set a hearing for 7:10 p.m. on May 5, 2015 for a public hearing to consider adopting the proposed new Agricultural Rate Schedule.

Ayes: Directors Kimball, Rominger and Vink

Noes: None

Absent: Directors Brice and Mayer

Abstain: None

8. DIRECTORS' REPORTS:

Director Kimball reported that she would be attending the Northern California Water Association (NCWA) meeting.

Director Rominger reported that he had attended a groundwater meeting, which he found very interesting.

9. ATTORNEY'S REPORT

Legal Counsel Bezerra reviewed the current federal and state water allocations, and the 2014 operations of Friant Dam and Millerton Lake.

10. GENERAL MANAGER'S REPORT

General Manager O'Halloran provided reports on:

- a) Operations, Maintenance and Water Conditions - The Water Conditions Report and hydrographs of real-time groundwater monitoring wells were reviewed. He estimated a three month water season for the District.
- b) Financial Report Summary – Highlights of the January 2015 Monthly Management Financial Statements were reviewed.
- c) General Activities - A list of outreach activities and projects both in-house and coordinating with other agencies was reviewed
- d) Upcoming Events – A March 4 to May 8 list of upcoming events with dates, locations and times was reviewed.

11. GENERAL DISCUSSION

There was no discussion.

12. CONSIDERATION: Payment of Bills

M/S/C approval for the following claim(s) for payment:

Ayes: Directors Kimball, Rominger and Vink

Noes: None

Absent: Directors Brice and Mayer

Abstain: None

Yolo County Flood Control Checks: # 50901 – 50910.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned.

Bruce Rominger, Vice Chair

ATTEST:

Tim O'Halloran, Secretary