

Yolo County Flood Control & Water Conservation District

AGENDA Board Meeting 34274 State Highway 16 Woodland, CA 95695 Tuesday, February 4, 2014 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 January 7, 2014 Regular Board Meeting and January 14, 2014 Special Board Meeting.
- 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. Board Report: Director Committee Assignments.
- 7:15 5. Staff Report: Drought Related Issues Update.
- 7:45 6. Consideration: Authorization to Proceed with Phase 2 of the Cache Creek Hydroelectric Investigation.

- 8:00 7. 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.
- 8:05 8. Attorney's Report: The District's attorney will report on legal matters of concern to the District.
- 8:10 9. 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
- 8:20 10. 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.
- 8:25 11. Consideration: The Board will consider the approval and the payment of bills.
- 8:30 12. Closed Session:
- a) Conference with real property negotiator O'Halloran regarding the sale of District property APN 025-010-018, (See Government Code Section 54954.5(b) and 54956.8).
 - b) Personnel - General Manager's performance review (See Government Code Section 54957.b)
- 8:45 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 January 31, 2014.

By: _____
Christina Cobey, Administrative Assistant



Y O L O C O U N T Y
FLOOD CONTROL &
WATER CONSERVATION
DISTRICT

BOARD MEETING MINUTES

Tuesday, February 4, 2014, 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 February 4, 2014, at its regular place of business, 34274 State Highway 16, Woodland, California. Chair Tadlock convened the meeting. In attendance were:

District Board

Ron Tadlock, Chair
Ann Brice, Vice Chair
James Mayer
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

Members of the Public

Jim Keegan
Dave Pratt
Ross Miller

1. CONSIDERATION: Approval of Minutes

M/S/C approved the minutes of the January 7, 2014 Regular and the January 14, 2014 Special Board Meetings as submitted.

Ayes: Directors Brice, Mayer, Tadlock and Vink

Noes: None

Absent: Director Rominger

2. OPEN FORUM

Jim Keegan requested the Board consider leasing him the bed of the Indian Valley Reservoir for grazing. He noted that he had rented it for grazing twice in the 1990's during the drought. Keegan suggested an early May entry time. General Manager O'Halloran will contact the Bureau of Land Management and California Fish and Wildlife to discuss potential concerns, and contact Keegan to discuss the proposal.

3. CONSIDERATION: Adding Items to the Posted Agenda

There were no changes made.

4. BOARD REPORT: Director Committee Assignments

Chair Tadlock reported that the Board members' assignments to standing committees and Board representatives to other groups had remained the same as in 2013, except that Director Brice is replacing Chair Tadlock as the District's primary representative to the Northern California Water Association. After discussion, the Public Education committee was eliminated.

5. STAFF REPORT: Drought Related Issues Update

General Manager O'Halloran Provided a PowerPoint presentation reviewing the drought related issues that are affecting the District and/or utilizing his time.

- A major item was communications – answering questions and keeping District water customers, Yolo County Board of Supervisors, Yolo County Office of Emergency Services, Water Resources Association of Yolo County, and others up to date on potential impacts of the drought on the District and Yolo County.
- Lake County Special District's Director Mark Dillinger and General Manager O'Halloran have been discussing concerns regarding the reliability of Indian Valley water from the North Fork of Cache Creek for use by the Spring Valley Subdivision. The District is investigating submitting a Change Petition to the State Water Resources Control Board (State Board) to allow the 10 cubic per second discharge from Indian Valley to be reduced to prolong the availability of water in the creek. Action will not be taken until it is known how the rainy season ends and that action is necessary. Legal Counsel Bezerra reported that the State Board is receiving these types of petitions daily and consideration is being expedited.

- The Indian Valley water system intake is now above the water level in the reservoir. Since no water is available at the site, the Indian Valley campgrounds have been closed. He noted that the Department of Public Health has previously informed the District that the campground must have potable water to remain open.
- Water Customers started irrigating crops in January this year due to the lack of rain. There are about a dozen locations where Water Customers are using the District's canal system to wheel water from one location to another. O'Halloran reviewed the process, fees, direct and indirect costs and potential liabilities. The Board expressed concern that the cost of service exceeds potential revenue.
- Budget considerations were reviewed.
The District has identified its mandated costs that cannot be avoided at approximately \$900,000 per year. A process of "scrubbing" the budget to reduce expenses has already begun. Staffing changes are being considered. People who are not currently working and had planned to return during the irrigation season have been put on notice that they will not be rehired. Assistant General Manager – Resources Stevenson will be contacting the state to determine if the work required in the 3-year Water Use Efficiency (WUE) grant can be accelerated to receive those grant funds, or if the District's cost share can be postponed rather than provided first.

O'Halloran reported that there needs to be further discussion and development related to changing the District's water rate schedule, adding a water availability charge and evaluating the District's groundwater recharge benefit. He reviewed the no sales scenario impact on the District's budget, and reported that he had met with District employees to review the budget issues.

6. CONSIDERATION: Authorization to Proceed with Phase 2 of the Cache Creek Hydroelectric Investigation

General Manager O'Halloran reviewed the process being used for the District's investigation into the feasibility of rehabilitating the Cache Creek Hydroelectric facility. In April 2013, a two-phase study was initiated to identify fatal flaws related to the environmental issues and/or the penstock. Potential taking of the Clear Lake Hitch and the Sacramento Perch were determined to be environmental fatal flaws. The penstock was not assessed due to both the cost and the already identified environmental problems. NLine Energy, Inc. (NLine) has identified technology that could avoid the accidental taking of fish.

O'Halloran telephoned Mat Swindle, NLine, to respond to the Board's questions regarding the environmental review and the Archimedes Screw (Screw). Swindle explained how the Screw operates and that it would mitigate the environmental concerns regarding fish. Furthermore, because the Screw has not been used in the United States but is being used successfully in Europe, it is possible that there may be funding available for this project as a demonstration site. Swindle reviewed the proposed process, if the investigation continues. He thanked the Board for its consideration, and O'Halloran, Assistant General Manager – Administration Barton and Facilities Supervisor Lopez for their cooperation and providing requested information to NLine.

Staff was directed to research information regarding the Archimedes Screw for the Board's review and discussion at the Regular March Board meeting.

7. DIRECTORS' REPORTS

There were no reports.

8. ATTORNEY'S REPORT

Legal Counsel Bezerra reported on:

- a. *Morgan v. Imperial Irrigation District*, a previously unpublished Fourth District Court of Appeals opinion that is now published confirms that for the purposes of protest elections, rate schedules that include various types of rates are considered as a whole.
- b. The Governor's Drought Emergency Proclamation as related to the California Environmental Quality Act and State Water Resources Control Board's review and actions regarding changing petitions for various water rights.

9. GENERAL MANAGER'S REPORT

General Manager O'Halloran provided reports on:

- a. Operations, Maintenance and Water Conditions - The District's Water Conditions Report and the California Weekly Drought Briefing for Monday, February 3, 2014 were available at the sign-in desk with the agenda package. A well hydrograph, reflecting the lack of winter recharge and the fact that farmers have already started pumping groundwater for irrigation, was reviewed.
- b. Financial Report Summary – Budget predictions for Fiscal Year 2012/2013 year end estimate were reviewed.
- c. General Activities reviewed included proposed capital jobs, previously reported drought discussions, a more efficient water application process with revised application. Director Mayer was a guest speaker on the opening panel at the California Irrigation Institute Conference in Sacramento. Assistant General Manager – Resources Stevenson reported on the Westside Integrated Water Management Plan. Staff is formalizing various processes related to District functions and activities.
- d. Upcoming Events

February 22 & 23 - Yolo Basin Foundation's Duck Days celebration

March 5 - Sites Joint Power Authority Committee meeting at Westside Water District

March 14 - Northern California Water Association (NCWA) Annual Meeting in Chico

10. GENERAL DISCUSSION

The Board had nothing to bring before staff. However, Dave Pratt wanted to voice his concern regarding potential water quality issues related to grazing on District lands at the Indian Valley reservoir.

11. CONSIDERATION: Payment of Bills

Assistant General Manager – Administration Barton reported on PG&E Scheduling fee issues. General Manager O’Halloran reported that the invoice from NCWA was currently on his desk for processing.

M/S/C approval for the below claim(s) to be paid and for three months of NCWA dues to be paid.

Ayes: Directors Brice, Mayer, Tadlock and Vink

Noes: None

Absent: Director Rominger

Yolo County Flood Control Checks: # 49556-49567

Chair Tadlock announced that Open Session was being adjourned into Closed Session to confer with Real Property Negotiator O’Halloran regarding the sale of District property APN 025-010-018, and to conduct the General Manager’s performance review.

12. CLOSED SESSION:

- a) Confer with real property negotiator O’Halloran regarding the sale of District property APN 025-010-018 (See Government Code Section 54954.5(b) and 54956.8). Persons present other than the Board were General Manager O’Halloran, Assistant General Manager – Administration Barton, Assistant General Manager – Resources Stevenson, and Legal Counsel Bezerra.
- b) Personnel - General Manager’s performance review (See Government Code Section 54957.b). Other than the Board, the only people present were General Manager O’Halloran and Legal Counsel Bezerra.

Chair Tadlock reconvened the meeting to Open Session and announced that there was no action to report from Closed Session.

ADJOURNMENT

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

Ron Tadlock, Chair

ATTEST:

Tim O’Halloran, Secretary