

NORTH DELTA WATER AGENCY

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Melinda Terry, Manager

Board of Directors

Henry N. Kuechler, Chairman Neil Hamilton, Vice-Chairman Kenneth A. Ruzich, Secretary/Treasurer
Steve Mello, Director Carel van Löben Sels, Director

Board of Directors Meeting

Courtland Auditorium, 146 Primasing Ave, Courtland, CA 95615

Wednesday, April 9, 2014

9:30 a.m.

***** Note: Action may be taken on any item listed on this agenda *****

1. Call to Order & Introductions

Chair Henry Kuechler

2. Approval of the Minutes of the March 5, 2014 Board Meeting and the March 24th Closed Session

Chair Henry Kuechler

3. Financial Reports

Margaret Sorensen, Administrative Assistant

4. Drought Update

Kevin O'Brien, Attorney and Gary Kienlen, Engineer

A. SWRCB Drought Activities

- 1) Board Discussion:** March 18, 2014 Temporary Urgency Change Petition (TUCP) modifications – allow increased exports at higher outflow levels for other authorized uses beyond health and safety
- 2) Board Discussion:** Agency response to SWRCB amendments of TUCP

B. DWR/USBR Drought Activities

- 1) Board Discussion:** Temporary Delta barriers to manage salinity intrusion -Negotiations with DWR on barrier operations agreement (enforceable assurances and conditions for Contract compliance), DWR 2009 Draft Delta Drought Emergency Barriers report, DWR hydrology modeling of impacts and benefits of Sutter and Steamboat barriers
- 2) Board Discussion:** Landowner request(s) for elevation and water quality monitoring locations
- 3) Board Discussion:** DWR's 2014 operations of SWP to meet 1981 Contract obligations for water supply and quality

5. Engineer's Report

Gary Kienlen, MBK Engineers

- A. Contract Water Quality - Distribute and discuss Bi-monthly Water Quality Report
- B. BDCP Modeling - Update on status of MBK report on modified CalSIM model to accurately evaluate BDCP water ops impacts

6. Legal Report

Kevin O'Brien, Attorney

- A. DWR Agreements - Update on revised water quality MOU with DWR
- B. BDCP Contract Solutions – Update on progress in engaging DWR in meaningful solutions to Contract violations disclosed in the BDCP Draft EIR/EIS

7. Manager's Report

Melinda Terry, Manager

- A. Agency Board and Informational Meetings Schedule – Discuss need for additional informational or Board Meetings
- B. New Staff Update
- C. Meetings and Presentations - Provide update on meetings and presentations
- D. Correspondence Sent/Received – Discuss correspondence received or sent by Agency and any follow-up

8. Updates on Delta Activities

Melinda Terry, Manager

- A. Bay Delta Conservation Plan (BDCP)
 - Public Comment deadline June 13, 2014
 - Ad Hoc Committee – update on development of BDCP comments
- B. Habitat Projects - BiOps/RPA/BDCP Near-Term Habitat Projects in North Delta region: Update on activities and recommendation for Agency action
- C. Delta Conservancy – Update and recommendations for Agency action
- D. Delta Protection Commission (DPC) - Update and recommendations for Agency action
- E. SWRCB – See Item 3A
- F. CA Water Commission - Update and recommendations for any Agency action
- G. Delta Stewardship Council (DSC) – Update and recommendations for any Agency action
- H. Legislative Hearings/Legislation
 - BDCP Accountability – AB 1671 (Frazier)

9. Public Comment

10. CLOSED SESSION

- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9 (one potential case)
- B. Closed Session Report – Summary of any action taken by the Board in closed session.

11. Announcements

- A. Late April – DPC workshop for public input for development of BDCP EIR/EIS comments
- B. May 28 – Delta Conservancy meeting in Oakley
- C. June 4 – NDWA Board Meeting
- D. June 13 – Deadline to submit public comments on BDCP EIR/EIS
- E. July 24 – DPC meeting in Discovery Bay

12. Adjournment

"Any documents related to agenda items that are made available to the board before the meeting shall be available for review by the public at 910 K Street, Suite 310, Sacramento CA 95814."