



Board of Directors Meeting

14120 Grand Ave, Walnut Grove

Wednesday, February 6, 2019

9:30 a.m.

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

1. Call to Order

Steve Mello, Chairman

2. CLOSED SESSION

A. CONFERENCE WITH LEGAL COUNSEL: EXISTING AND ANTICIPATED LITIGATION (seven cases)

Pursuant to Government Code section 54956.9, the Board will meet in Closed Session with legal counsel to discuss the following items:

- i. State Water Resources Control Board adjudicatory proceeding regarding Petition for Changes in Water Rights of the Department of Water Resources and U.S. Bureau of Reclamation for the California WaterFix Project (Gov. Code 54956.9(d)(1))
- ii. Government Claims Act recovery of delinquent assessments, penalties, and interest against California Department of Fish and Wildlife and California Wildlife Conservation Board (Gov. Code 54956.9(d)(1),(4)) – (two cases)
- iii. Litigation regarding WaterFix 2081 ESA permit (Gov. Code 54956.9(d)(1))
- iv. Litigation regarding WaterFix Environmental Impact Report under CEQA. (Gov. Code 54956.9(d)(1))
- v. Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9 – (two cases).

3. Closed Session Report

Steve Mello, Chairman

A. Reconvene Open Session and provide summary of any action taken by the Board on items discussed with legal counsel in Closed Session.

4. Approval of Minutes

Steve Mello, Chairman

A. ACTION: Approve December 5, 2018 Board Meeting Minutes.

5. Appointment of Officers

Melinda Terry, Manager

- A. ACTION: Election of Chairman and Vice-Chairman.
- B. ACTION: Appointment of Treasurer.

6. Financial Report

Cindy Tiffany, Assistant Manager

- A. Receive Fiscal Reports
- B. NDWA Assessments – Update on collections and delinquencies

7. Presentation on NDGSA

Osha Meserve, Counsel for NDGSA

- A. Update on Northern Delta Groundwater Sustainability Authority.

8. Engineer Report

Gary Kienlen, Engineer

- A. Water Quality Update.
- B. PRESENTATION: Provide overview of elements contained in Coordinated Operation of SWP/CVP and No Harm Agreements recently executed between DWR and U.S. Bureau of Operation.

9. Legal Report

Kevin O'Brien

- A. Update on WaterFix – Closing briefs for change of diversion petition hearings, CEQA lawsuit, and 2081 permit lawsuit.
- B. Update on Delta Water Quality Plan – Adoption of San Joaquin River Amendments, subsequent filing of legal complaints.

10. Manager Report

Melinda Terry, Manager

- A. Report on correspondence – NDWA comment letter on SWP Contract Amendments EIR.
- B. Report on meetings and presentations – Update on ad-hoc committee on employee benefits.

11. Delta Activities Report

Melinda Terry, Manager

- A. SWRCB/Delta Watermaster – Updates on water measurement and diversion report requirements and enforcement, consumptive use study, and other ongoing activities
- B. State Water Project – WaterFix Project and SWP Water Supply Contract EIR
- C. Delta Habitat
- D. Delta Conservancy Activities
- E. Delta Protection Commission (DPC) Activities
- F. Delta Stewardship Council (DSC) Activities

12. Announcements

- A. Feb 18 – Deadline to comment on Delta Public Lands Strategy
- B. Feb 21 - DSC meeting, 980-9th St, 2nd Floor, Sacramento, 9:00 am
- C. March 21 - DPC board meeting, Courtland or Hood (TBD), 5:30-7:30 pm
- D. March 21 - DSC meeting, 1110 W. Capitol Ave, West Sacramento, 9:00 am
- E. April 3 - NDWA Board Meeting, 14120 Grand Ave, Walnut Grove, 9:30 am

13. Public Comment**14. Adjournment**