



Board of Directors Meeting

Wednesday, November 10, 2021

9:30 a.m.

Remote Teleconference Meeting Only

Consistent with AB 361, this meeting will be conducted by teleconference. The public may attend the meeting remotely and offer public comments by Zoom or by telephone, using the call-in information provided below. The Board may utilize different call-in information for any Closed Session items. The call-in information for the Board and members of the public for this board meeting is as follows:

Join Zoom Meeting:

<https://us06web.zoom.us/j/86876649560?pwd=Qll3aStjT3BGMEwzV3drMW94NEpCdz09>

Meeting ID: 868 7664 9560

Passcode: 086925

Dial In Only:

833 548 0276 US Toll-free

833 548 0282 US Toll-free

877 853 5257 US Toll-free

888 475 4499 US Toll-free

Meeting ID: 868 7664 9560

Passcode: 086925

Any member of the public on the telephone may speak during the Public Comment Period, Agenda Item #8, or may email public comments to cindy@northdeltawater.net and all comments will be read aloud during the meeting. During this period of modified Brown Act compliance, NDWA will use its best efforts to swiftly resolve requests for reasonable modifications or accommodations for individuals with disabilities, consistent with the Americans with Disabilities Act, and will resolve any doubt whatsoever in favor of accessibility.

AGENDA

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

1. Call to Order

Steve Mello, Chair

2. Approval of Minutes

Steve Mello, Chair

- A. October 6, 2021 Board Meeting.
- B. October 19, 2021 Special Board Meeting.
- C. October 26, 2021 Special Board Meeting.

3. Manager Report

Melinda Terry, Manager

- A. Report on Meetings, Presentations, and Correspondence
 - i. Meetings – ACTION: Approve Resolution Authorizing 30-day Extension of Modified Brown Act Requirements Allowing NDWA to Hold Remote Meetings
 - ii. Correspondence - Update on Letters Regarding Contract Payment, Barriers, Claims Process, and Water Quality.
 - iii. Manager Decision Letter - State Lands Commission Request for Reclassification.

4. Engineer Report

Gary Kienlen, MBK Engineers

- A. Water Quality - Review Hydrologic Conditions and Quality at Contract Monitoring Stations.
- B. SWP Operations - Update on Weekly Coordination with DWR Staff.

5. Legal Report

Kevin O'Brien, Legal Counsel

- A. Drought Claims Procedure - Update on Discussions Regarding Potential Agreement with DWR to Compensate NDWA Water Users Pursuant to Art. 4(b)(iv).

6. Drought Activities Report

Melinda Terry, Manager

- A. Drought Activities – Update on Any Changes in Curtailment Order, New TUCP Request, Hydrologic Conditions, and Water Use Reduction Measures.
- B. Drought Barriers – Update on Location of Barriers, Water Quality Impacts, and Potential Agreement to Mitigate Water Supply and Quality Impacts.
- C. Delta Dry-Year Response Plan – Update on Joint Effort with CDWA/SDWA to Develop a Financial Incentive Pilot Program in 2022 for Farmer Implementation of Voluntary Water Use Reduction Measures.

7. Delta Activities Report

Melinda Terry, Manager

- A. SWRCB/Delta Watermaster – Update on Water Quality, Water Rights, Water Use Reporting and Other Activities.
- B. Delta Habitat Projects – Update on Activities.
- C. Delta Conservancy Activities – Update on Activities.
- D. Delta Protection Commission (DPC) Activities – Update on Activities.
- E. Delta Stewardship Council (DSC) Activities – Update on Activities.

8. Public Comments**9. Closed Session**

- A. CONFERENCE WITH LEGAL COUNSEL: ANTICIPATED LITIGATION
Pursuant to Government Code Section 54956.9, the Board will Meet in Closed Session with Legal Counsel to Discuss the Following Items:
 - i. Initiation of litigation pursuant to Government Code Section 54956.9(d)(4) – three potential cases.

10. Closed Session Report

- A. Reconvene Open Session and Provide Summary of Any Action Taken by the Board on Items Discussed with Legal Counsel in Closed Session.

11. Announcements**12. Adjournment**