

# NORTH DELTA WATER AGENCY

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Melinda Terry, Manager

## Board of Directors

Henry N. Kuechler, Chairman      Kenneth A. Ruzich, Secretary/Treasurer  
Steve Mello, Director      Carel van Löben Sels, Director      Vacancy

Board of Directors Meeting  
14120 Grand Ave, Walnut Grove, CA 95615  
Thursday, October 9, 2014  
**9:00 a.m.**

**\*\*\* Note Following Time Certain Scheduled Items: \*\*\***

- ❖ **Item #2 CLOSED SESSION Scheduled at Early Start Time of 9:00 am**
- ❖ **Item #3 Open Session Anticipated to Reconvene at 9:30 am**
- ❖ **Item #8 H-Pond Assessment Appeal Scheduled for 10:30 am**

**1. Call to Order & Introductions**

*Chair Henry Kuechler*

**2. 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 (two potential cases)

**\*\*\* Note: Open Session Anticipated to Reconvene at 9:30 am \*\*\***

**3. Closed Session Report**

*Kevin O'Brien, Attorney*

A. Summary of any action taken by the Board in closed session

**4. Approval of Minutes for the July 2, 2014 Board and July 28, 2014 Special Board Meetings**

*Henry Kuechler, Chair*

**5. Financial Reports**

*Colleen Flannery, Assistant Manager*

A. Fiscal Update – Present financial statements and provide assessment update

**6. Engineer's Report**

*Gary Kienlen, MBK Engineers*

A. Contract Water Quality - Bi-monthly Water Quality Report

B. Four River Index Presentation – Historical trends

## 7. Legal Report

*Kevin O'Brien, Attorney*

- A. Schedule NDWA landowner drought briefing – October 29, 2014 (tentative date)
- B. DWR Activities – 2015 Drought Plan: SWP operations, Delta barriers
- C. SWRCB Drought Activities – Curtailments, enforcement, emergency regulations
- D. DWR/USBR letters to SWRCB - SDWA/CDWA Diversions and D-1641 Vernalis change

**\*\*\* Note: H-Pond Appeal Scheduled at 10:30 am \*\*\***

## 8. Appeal to Board of Parcel Reclassification

*Colleen Flannery, Assistant Manager and Steve Saxton, Attorney*

- A. H-Pond – Assessment classification appeal for APN#: 033-440-01, 033-440-04, and 033-440-05

## 9. Manager's Report

*Melinda Terry, Manager*

- A. Administrative Issues – Discuss pending items
- B. Meetings and Presentations - Provide update on meetings attended and presentations given
- C. Correspondence & Communication Issues – Discuss pending items (sent & received)
  - i) DFW assessment agreement – Status of reconciling DFW land ownership with DWR

## 10. Updates on Delta Activities

*Melinda Terry, Manager*

- A. Bay Delta Conservation Plan (BDCP) – Update on activities
  - i) Pre-announcement of EIR/EIS recirculation in early 2015
- B. Habitat Projects - Update on BiOps/RPA restoration activities
  - i) Yolo Bypass Salmon Project – Report on USBR Value Added Process
- C. Delta Conservancy – Update on activities
- D. Delta Protection Commission (DPC) - Update on activities
  - i) Delta Flood Management Assessment District Study – Impacts to NDWA assessments
  - ii) DPC Strategic Plan – Process and schedule
- E. SWRCB – Update on activities
  - i) Delta Watermaster Report - “Local Water Governance in the Delta”
- F. Delta Stewardship Council (DSC) – Update on activities
  - i) Delta Levee Investment Plan – Impacts to Agency’s assessable lands
- G. Legislative Issues – Report on legislative activities
  - i) Proposition 1 (Water Bond) – Consider whether NDWA should take position on ballot measure

## 11. Public Comment

## 12. Announcements

- A. October 29 – NDWA public meeting, 6:00 pm to brief North Delta landowners on drought conditions and Contract provisions
- B. December 10 – NDWA Board meeting, 9:30 am, 14120 Grand Ave., Walnut Grove
- C. October 14 – DWR Delta salinity control project grant funding workshop, 10:00 am, 11373 N. Lower Sacramento Rd., Lodi
- D. October 21 – Temperance Flat Reservoir EIS comment deadline
- E. October 25 - Delta Flood Safety Fair, Noon-4:00 pm, Delta Farmer's Market
- F. October 30 – Delta Protection Advisory Committee meeting, 6:00 pm Walnut Grove Library

## 13. 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.

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