

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
14120 Grand Ave, Walnut Grove, CA 95690
Wednesday, January 8, 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 December 11, 2013 Board Meeting

Chair Henry Kuechler

3. Legal Report

Kevin O'Brien, Attorney

- A. DWR Agreements - Provide update on DWR's pending approval of revised water quality MOU and Assessment Agreement – **ACTION:** Consider Agency's next course of action
- B. BDCP Review/Comments – Discuss options regarding the timeline, legal options, work products, and proposed budget for Agency's legal counsel to coordinate review and comments for BDCP Draft EIR/EIS – **ACTION:** *See potential action items under Agenda Item 6B below*
- C. BDCP Contract Solutions – Discuss strategy for engaging DWR in detailed discussions of BDCP adverse impacts anticipated in EIR/EIS that would potentially violate the Contract and methods/process for designing solutions to address those impacts pursuant to the Contract – **ACTION:** *See potential action items under Agenda Item 6B below*

4. Engineer's Report

Gary Kienlen, MBK Engineers

- A. Contract Water Quality - Distribute and discuss Bi-monthly Water Quality Report
- B. BDCP Modeling - Provide update and discuss recent activities and results related to the development of modified CalSIM model to accurately evaluate BDCP water ops impacts
- C. BDCP Review/Comments – Discuss options regarding the timeline, engineering work products, and proposed budget for Agency's consulting engineers to coordinate review and prepare comments on BDCP Draft EIR/EIS – **ACTION:** *See potential action items under Agenda Item 6B below*

5. Manager's Report

Melinda Terry, Manager

- A. Meetings and Presentations - Provide update on meetings and presentations

- ACTION: Approve additional 2014 Agency Board meetings
- B. Correspondence Sent/Received – Discuss items that may require additional Agency action
- C. Pending Assessment Reclassification Requests – H-Pond parcels

6. Updates on Delta Activities

Melinda Terry, Manager

- A. Habitat Projects - BiOps/RPA/BDCP Near-Term Habitat Projects in North Delta region - Discuss recent and future activities that may require additional Agency action
 - Yolo Bypass - Update on NEPA Cooperating Agency status for *Yolo Bypass Habitat Restoration EIR/EIS*
 - Delta Restoration Network (DRN) and SWP/CVP RPA Projects - Update on activities of the Network and status of RPA habitat projects and recommendations for Agency action
- B. Bay Delta Conservation Plan (BDCP) - Discuss recent and future activities associated with BDCP and recommendations for Agency action
 - ACTION: Consider issues/topics/chapters the Agency should focus EIR/EIS comments and the legal, engineering, and other consulting activities associated with the review and development of BDCP comments
 - ACTION: Consider options for public outreach and dialogue with North Delta landowners regarding commenting on EIR/EIS
 - ACTION: Consider topics and process to engage DWR in detailed discussion regarding solutions to potential Contract violations anticipated pursuant to EIR/EIS
- C. Delta Conservancy – Update on Conservancy activities and recommendations for any Agency action
- D. Delta Protection Commission (DPC) - Update on Commission and Advisory Committee activities and recommendations for any Agency action
- E. SWRCB - Update on Board's activities and recommendations for any Agency action
 - Bay-Delta Water Quality Plan, Delta Watermaster activities and reports, Water quality and water rights actions, or other activities
 - Change Petition - SBMUD Mokelumne Project
- F. CA Water Commission - Update on Commission's activities and recommendations for any Agency action
- G. Delta Stewardship Council (DSC) – Update on Council activities and Delta Plan implementation and recommendations for any Agency action
- H. CA Water Plan - Update on DWR activities and recommendations for any Agency action
- I. Legislative Hearings/Legislation

7. Announcements

- A. Feb 5, 2014 – NDWA Board Meeting
- B. April 14, 2014 – Deadline to submit public comments on BDCP EIR/EIS

8. Public Comment

9. Closed Session (Government Code section 54956.9 (c))

- A. Conference with legal counsel – anticipated litigation
- B. Report on Any Action Taken in Closed Session

10. 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."