



NDWA Board of Directors Meeting
Wednesday, June 2, 2021
9:30 a.m.
Remote Meeting Held Via Teleconferencing

Pursuant to State of California Executive Orders N-25-20 and N-29-20, members of the North Delta Water Agency (NDWA) Board of Directors (Board) and members of the public will participate in this meeting electronically by teleconference, as described 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:

Web Meeting:

Join Zoom Meeting

<https://zoom.us/j/91842693991?pwd=ZW5lZl9NaWc5Q2R5RnNNS21KSFU0QT09>

Meeting ID: 918 4269 3991

Passcode: 351492

Dial in Only:

833 548 0282 US Toll-free

877 853 5257 US Toll-free

888 475 4499 US Toll-free

833 548 0276 US Toll-free

Meeting ID: 918 4269 3991

Passcode: 351492

Any member of the public on the telephone may speak during the Public Comment Period, Agenda Item #13, 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, Chairman

2. 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(4)(d) – two items.
- B. Public Employment discussion pursuant to Government Code Section 54957(b) – three positions.

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 April 7, 2021 Board Meeting Minutes.
- B. ACTION: Approve Special Board Meeting Minutes for: April 7, 2021; April 12, 2021; and informational drought briefing on April 27, 2021.

5. Engineer Report

Gary Kienlen, MBK Engineers

- A. Water Quality Update.
- B. SWP Operations – Update on changes and actions taken in response to drought.

6. Legal Report

Kevin O'Brien, Downey Brand

- A. Water Quality Control Plan Update – Resumption of Voluntary Agreement discussions and development of actions affecting Delta water quality and supply and habitat restoration.
- B. Emergency Drought Provision (Art. 4(b)) – Consider Approval of Mutual Agreement to Implement and Adjustments to Claims Process.

7. Manager Report

Melinda Terry, Manager

- A. Report on meetings, presentations, and correspondence.
- B. NDWA Board Meetings – Consider meeting in-person and adding meetings in July and September.
- C. Administrative Issues – Consider matters regarding employee benefits and contractual representation.
- D. Drought Conservation Proposal – Consider approval of Delta Critical-Year Response Program.

8. Delta Activities Report*Melinda Terry, Manager*

- A. SWRCB/Delta Watermaster – Update on drought and water conservation efforts, water quality, water rights, water use reporting and other activities.
- B. Delta Habitat Projects – Lookout Slough hearings at DSC and CVFPB, Yolo Bypass Salmonid Project, and other projects.
- C. Delta Conservancy Activities – Update on activities.
- D. Delta Protection Commission (DPC) Activities – Update on National Heritage Area, Land Use & Resource Mngt. Plan, DPAC, and other activities.
- E. Delta Stewardship Council (DSC) Activities – Appeal Hearing on Lookout Slough, update of DLIS, and other activities.

9. Approval of FY 2020-21 Budget*Cindy Tiffany, Assistant Manager*

- A. Presentation of Financial Statements.
- B. Discuss and Approve Fiscal Year 2021-22 Budget.
- C. Disclose employee compensation.

10. Adoption of the FY 2021-22 Assessment Rate*Steve Mello, Chairman*

- A. Approve Resolution - Adoption of 2021-22 Agency Assessment Rate and Inflation Adjustment.
- B. Approve Resolution – Requesting Yolo County Collect NDWA Assessment on Property Tax Roll.

11. Special Presentation*Brett Baker, Central Delta Water Agency*

- A. SB 88 Diversion Measurement Reporting – Update on development of Delta alternative compliance plan and request for parcel data.

12. Announcements

- A. June 24/25 - DSC meeting, 9:00 am
- B. July 15 - DPC board meeting, time TBD
- C. July 15/16 – DSC meeting, 9:00 am
- D. July 7 – NDWA Board Meeting, 3050 Beacon Blvd, Ste 203, W. Sacramento, 9:30 am
- E. August 4 - NDWA Board Mtg., 3050 Beacon Blvd, Ste 203, W. Sacramento, 9:30 am
- F. August 28 – DSC meeting, 9:00 am

13. Public Comment**14. Adjournment**