



Board of Directors Meeting

14120 Grand Ave, Walnut Grove

Wednesday, April 10, 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, Wildlife and California Wildlife Conservation Board, and Cal Trans (Gov. Code 54956.9(d)(1),(4)) – (three 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 February 6, 2019 Board Meeting Minutes.

5. Financial Report

Cindy Tiffany, Assistant Manager

A. Receive Fiscal Reports.

B. NDWA Assessments – Update on delinquencies and collection process

C. Cal Pers Unfunded Liability Trust

6. Presentation on Diversion Measurement

John Collins, Delta Watermaster's Office

A. Update on water diversion measurement technologies.

7. Engineer Report

Gary Kienlen, Engineer

A. Water Quality Update.

8. Legal Report

Kevin O'Brien

A. Update on WaterFix – Temporary stay of diversion petition hearing and the CEQA and 2081 permit lawsuits.

B. Update on Delta Water Quality Plan – New Voluntary Settlement Agreement Proposal.

9. Manager Report

Melinda Terry, Manager

A. Report on correspondence – NDWA request to participate in VSA discussions.

B. Report on obtaining outside legal counsel.

C. Ad Hoc Committee Reports – Employee

D. Report on meetings and presentations – Legacy Communities and update on ad-hoc committee on employee benefits.

10. Delta Activities Report

Melinda Terry, Manager

A. SWRCB/Delta Watermaster – Updates on water use reporting requirements and enforcement, consumptive use study, and other ongoing activities

B. State Water Project – WaterFix oversight bill passes legislative committee and SWP Water Supply Contract EIR

C. Delta Habitat – Cache Slough Complex (Lookout Slough Project)

D. Delta Conservancy, Delta Protection Commission, and Delta Stewardship Activities

11. Announcements

A. April 15 – Deadline to comment on proposed Water Rights Enforcement Policy

B. April 25 - DSC meeting, 980-9th St, 2nd Floor, Sacramento, 9:00 am

C. May 16 - DPC meeting, Jean Harvie Center, Walnut Grove, 5:30-7:30 pm

D. May 23 - DSC meeting, 980-9th St, 2nd Floor, Sacramento, 9:00 am

E. June 5 - NDWA Board Meeting, 14120 Grand Ave, Walnut Grove, 9:30 am

12. Public Comment

13. Adjournment