



Board of Directors Meeting

Wednesday, April 6, 2022

9:30 a.m.

Remote Meeting Held Via Teleconferencing

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:

Web Meeting:

<https://us06web.zoom.us/j/85290836922?pwd=YWxSTy9PVGNzVThOU0tIQ2w0cDirQT09>

Meeting ID: 852 9083 6922

Passcode: 914960

Dial In Only Numbers

877 853 5257 US Toll-free

888 475 4499 US Toll-free

833 548 0276 US Toll-free

833 548 0282 US Toll-free

Meeting ID: 852 9083 6922

Passcode: 914960

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.

***** 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

Board will meet in Closed Session with legal counsel to discuss the following item:

- i. Litigation regarding WaterFix Environmental Impact Report under CEQA, attorney fees recovery. (Gov. Code 54956.9(d)(1));

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 2, 2022, Board Meeting Minutes.

5. Approval of Resolution

- A. Consider Adoption of Resolution Authorizing Extension of Remote Board Meetings

6. Financial Report

Cindy Tiffany, Assistant Manager

- A. Present Financial Statements.

7. Engineer Report

Anne Williams, Engineer

- A. Water Quality and Hydrologic Update.
- B. Los Vaqueros Expansion – SWP Water Rights Change Petition Proposal.

8. Drought Activities Report

- A. 2022 Temporary Urgency Change Petition (TUCP) – Review New TUCP Submitted to SWRCB by DWR/USBR on March 18, 2022.
- B. Review Potential Implementation of Contract Art. 4 Emergency Drought Criteria.
- C. Drought Barriers – Installation in North Delta Postponed until June 2023.
- D. Delta Drought Response Pilot Program – Applications Received and Program May be Oversubscribed.

9. Legal Report*Kevin O'Brien*

- A. Update on Delta Water Quality Control Plan and Voluntary Agreements.
- B. Update on Development of a Reimbursement Agreement for Delta Drought Barriers.

10. Manager Report*Melinda Terry, Manager*

- A. Report on correspondence, meetings and presentations – Comment letter on March 18, 2022 TUCP.
- B. Update on Scheduling Meeting with DWR Director Nemeth Regarding Compliance with 1981 Contract Salinity Criteria.
- C. Board Meeting Schedule – Hold Monthly Meetings, 1st Wednesday and Schedule Informational Drought Meeting.

11. Delta Activities Report*Melinda Terry, Manager*

- A. SWRCB/Delta Watermaster – Hearing on December 2021 TUCP, Status of Curtailment Orders, Water Measurement and Diversion Report Enforcement, and Other Ongoing Activities.
- B. SWP/CVP – Allocations Set at 0% for South of Delta CVP and 5% for SWP contractors.
- C. Delta Conveyance Activities – Release of EIR Expected in May 2022.
- D. Delta Habitat Activities – Survey by MWD for Delta Islands Adaptation Project.
- E. Delta Conservancy Activities – Implementing Delta Drought Response Pilot Program.
- F. Delta Protection Commission (DPC) Activities – Search for New Executive Director, National Heritage Area Management Plan Survey, Recruiting Delta Protection Advisory Committee Members, and other activities.
- G. Delta Stewardship Council (DSC) Activities – March Appeal Hearing on Lookout Slough Restoration Project Certification and Two-day Salinity Workshop in April.

12. Announcements

- A. April 7-8 – Delta Independent Science Board Tour & Meeting
- B. April 26-27 – Two-day DSC Salinity Management Workshop
- C. April 28-29 - DSC remote board meeting, 9:00 am.
- D. May 4 - NDWA board meeting, 9:30 am.
- E. May 19 – Delta Protection Commission board meeting, 4:00 pm
- F. May 26-27 – DSC board meeting

13. Public Comment**14. Adjournment**