

NORTH DELTA WATER AGENCY

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Melinda Terry, Manager

Board of Directors

Steve Mello, Chairman Topper van Löben Sels, Vice-Chairman Tom Hester, Secretary/Treasurer
Jack Kuechler, Director Ken Jameson, Director

Board of Directors Meeting 14120 Grand Ave, Walnut Grove, CA Wednesday, April 6, 2016 - 9:30 a.m.

1. Call to Order

Steve Mello, Chair

2. CLOSED SESSION (One Item)

A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to the authority of Government Code section 54956.9, the Board will meet in Closed Session to discuss one case: 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 Water Fix Project.

3. Closed Session Report

Steve Mello, Chair

A. Reconvene Open Session and provide summary of any action taken by the Board on items discussed with legal counsel in Closed Session.

4. Legal Report

Kevin O'Brien, Attorney

- A. BDCP/WaterFix Water Rights Change Petition – Update on NDWA protest and modeling work, recent continuance and dismissal letters submitted by parties, pending disqualification notice, Contra Costa Water District settlement agreement, San Joaquin Tributaries Authority request for stay, and recent suspension of hearing schedule.
- B. Increased NDWA Cost-Share – WaterFix legal expenses: increase from 20% to 25%.

5. Engineer Report

Gary Kienlen, Engineer

A. Water Quality – Update on water quality conditions within NDWA.

6. Manager Report

Melinda Terry, Manager

- A. DWR Special Claims Procedure – Discuss NDWA response to DWR rejecting all landowner claims.
- B. Fair Political Practices Commission issues: 1) Schedule a legal training course for Directors and staff on ethics and sexual harassment; 2) Update on NDWA Conflict of Interest Code.
- C. Approve Board Meeting Date Change – June 8 instead of June 1.
- D. Groundwater basin activities – Solano Sub-basin Advisory Group Draft Charter and request for NDWA recommendation on GSA representation, Yolo County basin boundary modification request, and status of Northern Delta basin formation.
- E. Correspondence & Communication – Response from DWR regarding reimbursement of NDWA expenses and Conflict letter from Attorney General.

7. Delta and Drought Report

Melinda Terry, Manager

- A. SWRCB – Updates on BBID/WSID water rights hearing, Consumptive Use Study, DWR 2016 Drought Contingency Plan, Bay-Delta Water Quality Plan, and other actions.
- B. CA WaterFix – Senate hearing in San Francisco on Bay Area impacts.
- C. Delta Stewardship Council (DSC) – Review Conveyance and Storage Principles.
- D. Delta Protection Commission (DPC) – WaterFix Construction Agreement and mitigation measures discussion scheduled for May 19th.
- E. Delta Conservancy – Update on habitat restoration activities.
- F. Delta Legislation – AB 1713 (Eggman), AB 2583 (Frazier), minimum NDWA flows in federal Feinstein/Garamendi drought legislation, and State Budget items related to implementation of WaterFix and drought barriers.

8. Approval of the March 2, 2016 Board Meeting Minutes

Steve Mello, Chair

9. Financial Report

Cindy Tiffany, Assistant Manager

- A. Fiscal Statements – Update on WaterFix petition hearing costs.
- B. Assessments – Update on collections.
- C. Approve Requests for Waiver of Assessment Penalties and Interest – CA School Boards Association and Sacramento County Water Agency.

10. Public Comment

11. Announcements

- A. April 4/5 – Independent Science Review of WaterFix aquatic impacts, 980-9th St.
- B. April 28 - Delta Stewardship Council, 9:00 am, 980-9th St., Sacramento
- C. May 9 - Delta Plan Interagency Implementation Committee, 300 J St., Sacramento
- D. May 19 - Delta Protection Commission, 5:30 pm, Isleton
- E. June 8 – NDWA Board meeting, 14120 Grand Ave., Walnut Grove, 9:30 am

12. Adjournment

"Public documents related to agenda items that are made available to the board before the meeting shall be available for review at 910 K Street, Suite 310, Sacramento CA 95814."

***** Actions may be taken on any item listed on this agenda *****