

# **Yolo County Flood Control & Water Conservation District**

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## **AGENDA Board Meeting Tuesday, June 1, 2004 7:00 P.M.**

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In compliance with the Americans with Disabilities Act, if you have a disability and need a disability-related modification or accommodation to participate in this meeting, then please contact Christina Cobey at (530) 662-0265 or (530) 662-4982 fax. Requests must be made as early as possible, and at least one full business day before the start of the meeting.

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### **AGENDA**

- 7:00 1. Board Consideration:  
The Board will consider the minutes of the April 29, 2004 Regular Board Meeting and the May 20, 2004 Special Board Meeting.
- 7:02 2. Open forum; Guest Introductions and Unscheduled Appearances  
Opportunity for public comment on non-agenda items.  
Open forum will be limited to five minutes.
- 7:07 3. Board Consideration: Adding Items to the Posted Agenda.  
In order to add an item to the agenda, it must fit one of the following categories:  
a. A majority determination that an emergency (as defined by the Brown Act) exists; or  
b. A 4/5ths determination that the need to take action arose subsequent to the agenda being posted.
- 7:10 4. Board Presentation:  
The Board will receive a presentation from Chris Leininger, a Deer Creek landowner (Tehama County), discussing the development of a landowner driven Deer Creek Watershed Group. While the Deer Creek watershed encompasses a different set of issues and circumstances than the Cache Creek watershed, the Board has expressed an interest in hearing how other groups have organized their watershed efforts.
- 7:40 5. Wild & Scenic Ad Hoc Subcommittee Report:  
The Wild & Scenic Ad Hoc Subcommittee will report on any activities related to potential Wild & Scenic Legislation. The Board will be asked to consider sending a response letter to Assemblymember Wolk regarding the Legislative Counsel's

opinion on potential impacts of Wild & Scenic legislation.

- 8:00 6. Directors' Reports:  
Each member of the Board will have the opportunity to report on meetings and conferences attended during the prior month on behalf of the District.
- 8:10 7. General Manager's Report:  
The Board will receive a report from the General Manager regarding current general activities and projects of the District.
- 8:20 8. Operations and Maintenance Report:  
The Board will receive a status report on the previous month's operation and maintenance activities.
- 8:35 9. Work Plan Development:  
The General Manager will report on the continued development of an annual work plan to guide and focus staff and consultants' work activities throughout the year.
- 8:50 10. Consulting Engineer's Report:  
The Consulting Engineer will provide a brief status report on the AB 303 grant work to develop a Groundwater Quality Monitoring Plan.
- 8:55 11. General Discussion:  
Opportunity for Board members to ask questions for clarification, provide information to staff, request staff to report back on a matter, or direct staff to place a matter on a subsequent agenda.
- 8:59 12. Board Consideration:  
The Board will consider the approval and the payments of bills.
- 9:00 13. Closed Session:  
The Board will confer with legal Counsel under:  
  
Brown Act Section 54956.9(b) significant exposure to litigation involving one potential case.
- 9:15 14. Adjourn

The public may address the Board concerning an agenda item either before or during the Board's consideration of that agenda item. Public comment on items within the Board's jurisdiction is welcome, subject to reasonable time limits for each speaker. Upon request, agenda items may be moved up to accommodate those in attendance wishing to address that item. Times listed for consideration of agenda items are approximate only. The Board may consider any agenda item at any time during the Board meeting.

I declare that the foregoing agenda was posted at the office of the Yolo County Flood Control and Water Conservation District, 34274 State Highway 16, Woodland, CA on May 27, 2004.

By: \_\_\_\_\_  
Christina Cobey, Administrative Assistant

## REGULAR BOARD MEETING MINUTES

June 1, 2004

The regular June meeting of the Board of Directors of the Yolo County Flood Control and Water Conservation District was held at 7:00 p.m. on June 1, 2004 at its regular place of business, 34274 State Highway 16, Woodland, California. Vice-Chair Ann Brice convened the meeting with Directors Brice, Eoff, Scheuring and Rominger present. Chair Erik Vink was absent. Also in attendance were:

### District Staff & Consultants

Tim O'Halloran, General Manager  
Christy Barton, Assistant General Manager  
Mike Horgan, Engineer  
Sal Espinoza, Operations Supervisor  
Anthony Lopez, Facilities Supervisor  
Paul Bartkiewicz, Attorney  
Francis Borcalli, Engineering Consultant  
Grant Davids, Davids Engineering, Inc.

### **Members of the PublicVisitors**

Catherine Portman  
Grant Davids, Davids Engineering, Inc.  
Don Rominger, Retired District Director  
Susan Pelican, Davis Resident  
Duane Chamberlain, District Water User  
Bob Schneider, Cache Creek Wild  
Jim Eaton, Cache Creek Wild  
Lynnel Pollock, Yolo County Supervisor  
Denise Sagara, Yolo County Farm Bureau  
Linda Fiack, Yolo County Resource Manager  
Frank Sieferman, Sr., Past Yolo County Supervisor

### MINUTES

**M/S/C** approved the minutes of the April 29, 2004 Regular and the May 20, 2004 Special Board meetings as mailed.

### OPEN FORUM

No comments were made.

Due to unforeseen circumstances, the scheduled presenter Chris Chris LeiningerLeinger was unable to attend. The Board suggested that her presentation be rescheduled.His presentation was postponed to a later meeting.

### **WILD AND SCENIC AD HOC SUBCOMMITTEE**

Mr. O'Halloran reported that he, Paul Bartkiewicz and Directors Brice and Rominger (the District's Wild & Scenic Ad Hoc Subcommittee) met recently with Dirk Brazil (Assembly womanmember Wolk's officeDistrict Director) and Denise Sagara (Yolo County Farm Bureau Executive Director) regarding the proposed Wolk Wwild & Sscenic (W&S legislation) legislation. Through Mr. Brazil, Thethe District encouragedbelieves that Assembly member Wolka to solicit input on the proposed legislation from the many larger stakeholder groups that are engaged in ongoing habitat efforts on Cache Creek. is needed to represent the various beneficial uses on Cache Creek and that an economic analysis should be made on the impacts of the legislation to Yolo County businesses.

Mr. O'Halloran mentioned that the District had previously committed to respond to the March 17 Legislative Counsel's opinion regarding the proposed legislation, and called on Attorney Bartkiewicz to orally report to the Board on his review.had committed the District to review the Legislative Council's opinion and asked Attorney Bartkiewicz present his review to the Board.

Attorney Bartkiewicz reported that the Legislative Council's Counsel's opinion focused on very specific issues relating to fish and habitat on the creek. He agreed with the opinion as far as it went, but stated the opinion did not address issues the District has consistently raised as concerns.He noted that Therethere are provisions in the State's Wild & Scenic Act that will would expand the scope of the proposal to potentially impair upstream water releases for District purposes if these releases impacted designated areas.any proposed wild and scenic legislation, regardless of the new legislation's intent. E.g. potential impacts on upstream operations if those operations that may impact designated areas, and impact to State agency's activities (such as permitting) outside of the designated areas if those activities are deemed to potentially impact the designated areas.

After discussion, it was the consensus of Tthe Board intends to provide responses to inquiresremain engaged in the legislative process, but until a broad stakeholders' meeting is convened to hear the full range of concerns that this proposed legislation raises, it would be premature for the District to participate in drafting specific bill language. , but does not wish to assist in the drafting of wild and scenic legislation. The Board would It would like to see the local stakeholders' process (the Cache Creek Watershed Forum) be given time to develop before W&S legislation is considered.

Bob Schneider, Cache Creek Wild, expressed disappointment in the District's position. He believes the District should be engaged now in the process by helping to draft any wild and scenicW&S legislation in order to provide the protections the District feels are necessary to protect the water supply for farmers.

The District reaffirmed its belief that all stakeholders should have input as a group and that the District should not be out in front of, or appearing to be negotiating for theon behalf of all the Cache Creek stakeholders.

Mr. Chamberlain asked Mr. Schneider what does the Cache Creek Wilderness want from any wild and scenic legislation.

Mr. Schneider said they want to take any potential for dams and or diversions structures off the table and to protect the free flowing character of the areas between the existing storage dams and the diversion dam.

M/S/C directed Attorney Bartkiewicz to provide a letter to Mr. O'Halloran regarding the issues not addressed by the Legislationve Council's Counsel's opinion. This letter will be reviewed by the for review by the AAd Hoc Subcommittee and to be conveyedbefore being sent to Assembly memberwoman Wolk.

### **DIRECTORS' REPORTS**

Director Eoff reported on the May Board meeting of thea recent Northern California Water Association meeting. Items discussed at the meeting were the water right fees, Californiaa's budget issues and funding transfers, dam safety fees, the status of the Ag Waiver cCoalition and its funding,funding and potential CalFed user fees.

Director Rominger reported on the Lake/District Communications Committee meeting. Issues raised by Lake County revolved around the water being sold to users around Clear Lake, and the Grigsby Riffle. He also reported on the Yolo County 2X2 meeting where issues included the Cache Creek Technical Advisory Committee's Cache Creek inspection, an Ag Waiver update, County/District governance and coordination, DWR and USACE maintenance responsibilities on Cache Creek, AB 19841983, the North Fork Cache Creek slide area downstream of the Indian Valley Dam, the Colusa Basin Drain, the District's Cache Creek appropriation application, flood control, the Cache Creek Watershed Forum, the District's AB 303 grant to develop a groundwater monitoring program, and the District's discussions with Lake County.

Director Brice reported on the District's Water Conservation and Stewardship Award ceremony honoring Joe Farnham and featuring Lester Snow, Department of Water Resources Director, as guest speaker.

### **GENERAL MANAGER'S REPORT**

Mr. O'Halloran also reported on the Water Conservation and Stewardship Award ceremony and thanked Directors Brice and Vink, staff members Barton and Cobey, and consultant Gary Sandy for their efforts to make the ceremony so successful. He reported on the Colusa Basin Drain Study, a meeting with the Yolo County LAFCO regarding its sphere of influence studyies for Special Districts and the District's study, the potential proposed shift of tax funds from the District to the State due to the State's budget crisis, the recent Water Resources Association of Yolo County retreat, and the status of the Conaway Ranch acquisition JPAacquisition JPA. Each Director will ride with a Dichtender on June 10, 2004 in the morning, to be followed by a group meeting to visit

specific sites.

### **OPERATION & MAINTENANCE REPORT**

Mr. Lopez reported on a recent problem with a lube pump motor on one of the Indian Valley turbines, its repair, the purchase of a backup to keep on hand, and his plan to check the motor and associated equipment on the other turbine unit at the end of the season. He also reported on problems with the Indian Valley restrooms and leach field system, and actions in progress to address the problems.

Linda Fiack said commented that Yolo County Parks and Recreation that might be able to provide informational assistance regarding public restrooms and that she will provide a contact name and phone number.

Mr. O'Halloran reported these problems that Mr. Lopez discussed are indicative of the many issues that need to be addressed in an Indian Valley Reservoir Management Plan. He also reported that Mr. Lopez is doing a tremendous fine job supervising activities at at the Indian Valley Reservoir.

Mr. O'Halloran reported on the previous month's water operations. He noted that the system is still running at capacity, and that there, stating there were have been waiting lists for water users throughout the month of May in various locations throughout the District's distribution system.

Mr. Donald Rominger commented that he would like to see a physical change made at the Fredericks Flume structure to address both in-season and out-of-season operational problems for both the summer and the winter.

Mr. O'Halloran stated responded that an analysis of the Fredericks Flume will beis part of thethe overall system analysis that is being planned.

Other operations related issues that were reported included He reported on a seepage problem along the Willow Canal where adjacent trees had been removed just upstream of the University Ditch, where adjacent trees had been removed, and that the University of California at Davis is in the process of developing a proposal for the management of the University Ditch. He also reported on changes in District personnel, on vandalism at the Capay Dam, and on problems with the automatic controls at the Capay Dam and Gordon Slough.

Ms. Barton reported on the status of the NPDES permit necessary to apply aquatic pesticides. The regulations just adopted by the State Water Quality Control Board did not provide for regional groups, as was implemented last year. It is hoped the District's paperwork can be completed for an aquatic herbicide application this week, as weed growth is negatively impacting canal capacity.

### **AB 303 GRANT**

Mr. Borcalli reported Luhdorff & Scalmanini have submitted draft findings and recommendations

for the development of a groundwater monitoring program (Program), and a draft report should be available for review and comments on June 14, 2004. He reported that the final report, due June 30, 2004, will be completed on time.

The special Capay Valley component of the Program will be funded initially through a separate grant process the Valley Vision. The target date to start implementing the first year this 1-year of monthly monitoring is August or September 2004.

### **WORK PLAN DEVELOPMENT**

Mr. O'Halloran introduced Grant Davids, Davids Engineering, and reported on a Work Plan Strategy meeting the development of an annual work plan. This effort has so far meeting involving District staff, Director Scheuring, and Consulting Engineers Borcalli and Davids. It was noted that Davids Engineering has a distinguished record of working with irrigation districts throughout the western United States, and should greatly assist the District. Mr. Davids will be very helpful in the area of District and on-farm water management.

Mr. Borcalli reported noted his support for the hiring of different engineering firms to address different areas of concern because firms have different strengths, and that matching engineering firms to engineering needs is best for all involved.

Mr. O'Halloran provided the Board with a Power Point presentation summarizing the Work Plan efforts Strategy meeting. The meeting affirmed that there is a lot of work to be done to modernize the District, and that the work needs to include an analysis and management of the work force required, and to be completion oriented., to develop momentum and to include that analysis and management of the work force. The variety of work facing the District was categorized and the criteria for determining priority criteria for determining work priority were discussed.

The top priorities now appear to be Human Resources issues, development of an information management program, real property rights investigation, major facilities assessment, delivery system characterization and modernization, and the conjunctive water use initiative. and system modernization.

### **GENERAL DISCUSSION**

Director Scheuring asked Mr. O'Halloran to add water quality concerns to his the work priority list. He expressed concern regarding lack of data for water quality at Capay Dam.

Linda Fiack reported that Yolo County tests water quality for 30 constituents on Cache Creek in four locations four times per year. and that two of the locations are upstream of the Capay Dam, Guinda and near Brooks.

### **PAYMENT OF THE BILLS**



M/S/C after review, approved the following claims for payment:

Yolo Flood Control Checks: #31428-31435

**CLOSED SESSION**

Vice-Chair Brice adjourned the regular meeting to Closed Session under Brown Act Section 54956.9(b) significant exposure to litigation involving one potential case. Persons present other than the Board were General Manager O'Halloran, Assistant General Manager Barton, District Engineer Michael Horgan and Attorney Bartkiewicz.

**CLOSED SESSION REPORT**

The regular Board meeting was reconvened. Attorney Bartkiewicz reported that no reportable action took place during Closed Session.

There being no further business to come before the Board, the meeting was adjourned.

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Ann T. Brice, Vice-Chair

ATTEST:

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Tim O'Halloran, Secretary