

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

**Board Meeting
34274 State Highway 16
Woodland, CA 95695
Tuesday, February 4, 2025
7:00 P.M.**

Public documents relating to any open session item listed on the agenda that are distributed to the Board of Directors less than 72 hours before the meeting are available for public inspection by scheduling an appointment with Bonnie Zentner at (530) 662-0265, ext. 101 or bzentner@ycfcwcd.org.

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 please contact Bonnie. Requests should be made as early as possible, and at least one full business day before the start of the meeting.

AGENDA

- 7:00 1. Consideration: Adoption of the January 7, 2025 Regular Board Meeting Minutes
- 7:02 2. Open forum (Limited to five minutes): Guest introductions, unscheduled appearances, opportunity for public comment on non-agenda items
- 7:03 3. Consideration: Adding Items to the Posted Agenda
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 of need to take action subsequent agenda posting.
- 7:05 4. Consideration: Adoption of Resolution No. 25.01 to Amend and Restate District Conflict of Interest Code
- 7:10 5. Consideration: Adoption of Resolution No. 25.02 to Monitor Groundwater Use During the 2024 Irrigation Season Under Temporary Permit 21467
- 7:15 6. Presentation: YSGA Update
- 7:25 7. Director's Report: Report on meetings and conferences attended

- 7:30 8. General Manager’s Report: Report regarding current general activities and projects of the District
- a) Operations, Maintenance, and Water Conditions
 - b) Financial Report
 - c) Capital Improvement Program
 - d) General Activities
 - e) Upcoming Events
- 7:45 9. General Discussion: Opportunity for clarification or additional information request
- 7:50 10. Consideration: Consider Approval of Payment of Bills
- 7:55 11. Closed Session: Long-Term Water Supply Agreements
 Closed session conference with real property negotiators pursuant to Government Code § 54956.8
- Property: Long-Term Water Supply Agreements under District’s Clear Lake Water Right
 Agency negotiators: Tom Barth, Shane Tucker, Kristin Sicke
 Negotiating parties: Lake County Sanitation District, Calpine, NCPA
 Under negotiation: Price and terms of agreement
- 8:05 12. Closed Session: Bay-Delta
 Closed session conference with legal counsel for existing administrative proceeding and anticipated litigation/significant exposure to litigation pursuant to Government Code §54956.9, subsections (d)(1) and (d)(2) – State Water Resources Control Board Bay/Delta Plan update proceeding.
- 8:20 13. 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 & Water Conservation District, 34274 State Highway 16, Woodland, CA on January 31, 2025.

By:

 Kristin Sicke, General Manager

YOLO COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT

AGENDA REPORT

MEETING DATE: February 4, 2025

ITEM #: 1

SUBJECT: Consideration: Adoption of the January 7, 2025 Regular Board Meeting Minutes

INITIATED OR BOARD
REQUESTED BY: STAFF
 OTHER _____

COORDINATED OR
APPROVED BY: Kristin Sicke

ATTACHMENT YES NO
 DIRECTION

INFORMATION
 ACTION: MOTION
 RESOLUTION

BACKGROUND:

Pursuant to Section 54957.5 of the Brown Act, copies of the draft minutes are available to the public on the District's website and at the District office prior to their approval.

In advance of the Board meeting, staff request the Directors notify staff if a correction is needed in the draft minutes to clarify a substantial point or to correct content. Staff will make the appropriate change(s) and submit the revised draft for review to the Board and the public at the meeting.

RECOMMENDATION:

District staff recommend the adoption of the attached minutes with any corrections.



Y O L O C O U N T Y
FLOOD CONTROL &
WATER CONSERVATION
DISTRICT

BOARD MEETING MINUTES

Tuesday, January 7, 2025, 7:00 PM

**YCFC&WCD Offices
34274 State Highway 16
Woodland, CA 95695**

The regular meeting of the Board of Directors of the Yolo County Flood Control & Water Conservation District (District) was held at 7 p.m. on Tuesday, January 7, 2025 at its regular place of business, 34274 State Highway 16, Woodland, California. Chair Mayer convened the meeting and acknowledged that currently only four Directors were on the Board since Director Vink retired in December. The following people were in attendance:

District Board

Shane Tucker, Chair
Jim Mayer
Mary Kimball

District Staff

Kristin Sicke, General Manager
Erik Cadaret, Assistant General Manager
Ryan Bezerra, Legal Counsel

Members of the Public

Jim Barrett
Duane Chamberlain
Geoff Klein
Maddie Munson
Lee Smith

1. CONSIDERATION: Approval of Minutes

M/S/C approved the minutes of the December 10, 2024 Regular Board meeting minutes.

Ayes: Directors Kimball, Mayer, and Tucker

Noes: None

Absent: Director Barth

Abstain: None

2. OPEN FORUM

None.

3. CONSIDERATION: Adding Items to the Posted Agenda

There were no changes made to the agenda.

4. CONSIDERATION: Election of Officers for 2025

General Manager Sicke provided an update on Yolo County District 1 applications for filling Director Vink's seat on the Board and the anticipated timeline to complete the process and appointment of a new member ideally by February 2025. General Manager Sicke reviewed the Board's past policy of rotating Directors through the positions of chair and vice chair. Sicke stated that if the Board wished to continue that policy, the slate of officers for 2025 would be Directors Shane Tucker as Chair, Mary Kimball as Vice Chair, and General Manager Kristin Sicke as Secretary. The Board appreciated Director Mayer serving as Chair for 2024 and welcomed Director Tucker as the new Chair for 2025.

M/S/C approved the election of Directors Shane Tucker as Chair, Mary Kimball as Vice Chair, and General Manager Kristin Sicke as Secretary.

Ayes: Directors Kimball, Mayer, and Tucker

Noes: None

Absent: Director Barth

Abstain: None

5. PRESENTATION: YSGA Update

General Manager Sicke and Assistant General Manager Cadaret shared updates on GSP implementation progress through the YSGA's SGMA Implementation Grant. The following was presented:

- YSGA has two future meetings planned. The next YSGA Board meeting will take place on January 13 and occur every other month throughout the year. The next YSGA Executive Committee Meeting will occur in February.
- YSGA has spent approximately \$1.12M to date of the SGMA Implementation Grant funds to advance GSP implementation.
- District staff submitted the 2025 Temporary Winter Water Recharge Permit application in August and received notice on December 13, 2024 from the State Board that the permit was approved. MBK Engineers is refining the water availability analysis for the long-term permit application. District staff anticipate submitting a long-term application in March 2025. District staff have engaged with farmers to encourage participation in the District's Winter Water On-Farm Recharge Program and will be pilot testing the program this season pending water availability.
 - o Barrett asked about keeping canals flowing to allow for recharge throughout the entire period. Sicke and Cadaret responded that may be possible depending on how leaky the canals are and if fields can take on water.

- Barrett asked about how the gravel mining companies could use their pits for recharge. Sicke responded that we asked for data from them, and we anticipate obtaining data soon.
- Smith asked about how we can control canal levels through automated gates.
- Klein asked about how we track canal water traveling through the system.
- District staff previewed a new land subsidence best management practice document that will be released from DWR by March 31, 2025. In addition, DWR will develop new regulations to require GSAs to take immediate actions to prevent more land from sinking due to overdrafting of aquifers prone to land subsidence. In the Yolo Subbasin, there has been less than one foot of subsidence since 2015. DWR is currently installing three land subsidence monitoring stations to improve data collection in the Subbasin.
- YSGA staff have made progress collaborating with Yolo-Zamora landowners to obtain feedback on several project concepts that would bring surface water to a currently groundwater-dependent area. A future meeting is planned to obtain consensus on the most viable project alternatives to pursue and share an update on the environmental permitting process to rehabilitate the slough to mitigate flooding and improve recharge.

6. DIRECTOR'S REPORT

Chair Tucker attended the Lake County Long-Term Water Supply Committee meetings with Director Barth to negotiate a new water supply agreement. Director Mayer attended the strategic planning meeting with Director Kimball to refine strategic goals, and Mayer also attended the NCWA/DWR coordination meeting with Sacramento Valley GSAs to discuss land subsidence management. Director Kimball attended a strategic planning meeting with Director Mayer to refine strategic goals.

7. GENERAL MANAGER'S REPORT

General Manager Sicke provided reports on the following:

- a) Operations, Maintenance, and Water Conditions: Sicke provided an overview of current water conditions as of January 7, 2025:
 1. Clear Lake is currently at 5.96 feet Rumsey, and Cache Creek Dam is releasing flood flows in the amount of 970 cfs.
 2. Indian Valley Reservoir is currently at 268,000 AF storage and above the USACE's maximum allowable flood storage curve. The District will be releasing water from Indian Valley through the hydropower generators starting January 8, 2025 to bring the storage in Indian Valley closer to the flood storage curve level.
 - a) Smith inquired of maximum hydropower flows. Sicke responded that it's 250 cfs.
 3. Staff are preparing to divert winter water at Capay Dam starting January 8, 2025.
 4. Northern Sierra precipitation is currently tracking above average at this time of year.
 5. Landslides downstream of the IVR stilling basin are continuing to evolve. The slide that is 300 feet downstream of the stilling basin next to the USGS stream gage has eroded substantially since it was first identified in April 2024.
 6. Sicke reviewed groundwater level conditions for the end of 2024.

7. Sicke provided an update on the State Water Board's Draft Bay-Delta Water Quality Control Plan and upcoming workshops.
- b) Financial Report Summary – Reviewed end of calendar year finances.
- c) Capital Improvement Program – Provided brief update on the planning and construction activities related to capital projects.
- d) General Activities – A list of outreach activities and projects (in-house and coordinated with other agencies) was reviewed.
- e) The following upcoming events were announced:
 1. Meeting with Sierra Club: Yolano (January 8)
 2. Westside-Sacramento IRWM CC Meeting (January 8)
 3. ACWA SGMA Implementation Committee Meeting (January 9)
 4. ACWA Region 4 Board Meeting (January 10)
 5. YSGA: Board of Directors Meeting (January 13)
 6. Yolo County Farm Bureau's Agriculturalist of the Year (January 16)
 7. ACWA State Legislative Committee Meeting (January 17)
 8. Yolo County Farm Bureau's Irrigated Lands Program (January 21, 22, and 29)
 9. Solano Water Advisory Committee (January 22)
 10. California Irrigation Institute's 2025 Conference (January 27-28)
 11. NCWA's Bay-Delta Task Force Meeting (February 3)

8. GENERAL DISCUSSION

Chamberlain asked about how the canals will be managed for winter recharge water. Sicke mentioned that it depends on what capital projects are currently occurring and which laterals may be available to hold winter water.

Chamberlain asked what ponds will be used to store winter water for recharge. Sicke shared that the reason no ponds are filled is because the District has not initiated winter water diversions yet; staff will investigate which ponds can be filled once water is in the canals.

Chamberlain asked if the District will be spraying the roadside ditches and Sicke recommended that he connect with Operations Supervisor Espinoza.

Chamberlain asked if the District is getting fair rates for hydropower generation. Sicke mentioned the District will be re-negotiating the power purchase agreement in the next year for a higher rate for generating power but currently the District does not believe the rates are fair since not much revenue is generated.

9. CONSIDERATION: Payment of Bills

M/S/C approved the following claims for payment – Yolo County Flood Control & Water Conservation District Checks #64273-64288.

Ayes: Directors Kimball, Mayer, and Tucker

Noes: None

Absent: Director Barth

Abstain: None

10. CLOSED SESSION: Long-Term Water Supply Agreements

Closed session conference with real property negotiators pursuant to Government Code § 54956.8

Property: Long-Term Water Supply Agreements under District’s Clear Lake Water Right

Agency negotiators: Tom Barth, Shane Tucker, Kristin Sicke

Negotiating parties: Lake County Sanitation District, Calpine, NCPA

Under negotiation: Price and terms of agreement

Closed Session Report: Chair Tucker reported that the Directors, General Manager Sicke, Assistant General Manager Cadaret, and Legal Counsel Bezerra participated in the closed session item and that there was nothing to report.

11. CLOSED SESSION: Bay-Delta

Closed session conference with legal counsel for existing administrative proceeding and anticipated litigation/significant exposure to litigation pursuant to Government Code §54956.9, subsections (d)(1) and (d)(2) – State Water Resources Control Board Bay/Delta Plan update proceeding.

Closed Session Report: Chair Tucker reported that the Directors, General Manager Sicke, Assistant General Manager Cadaret, and Legal Counsel Bezerra participated in the closed session item and that there was nothing to report.

12. ADJOURNMENT

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

Shane Tucker, Chair

ATTEST:

Kristin Sicke, Secretary

YOLO COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT

AGENDA REPORT

MEETING DATE: February 4, 2025

ITEM #: 4

SUBJECT: Consideration: Adoption of [Resolution No. 25.01](#) to Amend and Restate District Conflict of Interest Code

INITIATED OR BOARD
REQUESTED BY: STAFF
 OTHER _____

COORDINATED OR
PREPARED BY: Kristin Sicke
APPROVED BY: Kristin Sicke

ATTACHMENT YES NO
 DIRECTION

INFORMATION
 ACTION: MOTION
 RESOLUTION

BACKGROUND:

The District is required under Government Code Section 87306.5 to conduct a biennial review of its Conflict-of-Interest Code (Code) on even numbered years no later than October 1, and is currently delayed in the 2024 review.

Legal Counsel Morgan Biggerstaff reviewed the current Code and requested the District to update the Code and related appendix to properly reflect FPPC regulation.

Please see the attached documents for additional information:

1. **Resolution No. 12.06:** the original Conflict of Interest Code Resolution from 2012; Resolution No. 25.01 will supersede Resolution No. 12.06
2. **Revisions to Appendix B:** redline revisions of the appendix of designated positions and disclosure categories (clean version will become Appendix A)
3. **Resolution No. 25.01:** amending and reinstating the conflict of interest code
4. **2025 Conflict of Interest Code:** updated conflict of interest code (Exhibit A to Resolution No. 25.01)
5. **Appendix A:** clean version of what used to be Appendix B (and is now Appendix A)

RECOMMENDATION:

District staff recommend the Board adopt Resolution No. 25.01 to Amend and Restate District Conflict of Interest Code.

**RESOLUTION NO. 12.06
OF THE BOARD OF DIRECTORS OF THE
YOLO COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT
AMENDING DISTRICT CONFLICT OF INTEREST CODE**

WHEREAS, Government Code section 87300 requires each local public agency to adopt and promulgate a conflict of interest code pursuant to the Political Reform Act for the purpose of ensuring that agency officials subject to the statute disclose economic interests that might be involved in the making or in the participation of making decisions that may foreseeably have a material effect on each official's financial interest;

WHEREAS, Government Code section 87307 authorizes a local public agency to amend its conflict of interest code at any time; and

WHEREAS, the District's existing conflict of interest code, as amended by the Board on August 3, 2010, requires updating to more clearly designate staff and consultant positions subject to the code's reporting requirements, change its format, and to make other minor changes.

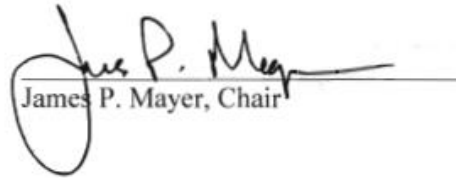
NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Yolo County Flood Control and Water Conservation District as follows:

1. The Board of Directors hereby adopts the revised conflict of interest code attached hereto, which supersedes the conflict of interest code adopted by Board motion on August 3, 2010 and all other prior inconsistent actions or resolutions.
2. The terms of California Code of Regulations, title 2, section 18730 ("Section 18730"), as set forth in the attached Appendix A, and any amendments to Section 18730 duly adopted by the FPPC from time to time, are hereby adopted and incorporated by reference as the main body of the District conflict of interest code.
3. The list of designated District positions and applicable disclosure categories attached as Appendix B is hereby adopted as the appendix of designated positions and disclosure categories to accompany Section 18730.
4. Designated employees and consultants shall file statements of economic interest on FPPC Form 700 with the District Secretary, who will make the statements available for public inspection and copying and, if required, file such statements with Yolo County.
5. This conflict of interest code shall not take effect until the Yolo County Board of Supervisors approves it in its capacity as code reviewing body under the Political Reform Act. The District Secretary is hereby authorized and directed to submit a certified copy of this resolution with appendices to the Board of Supervisors and request approval of the conflict of interest code.

6. After approval by the Yolo County Board of Supervisors, this resolution and Appendices A and B shall constitute the Conflict of Interest Code of the Yolo County Flood Control and Water Conservation District in accordance with subdivision (a) of Section 18730.

PASSED AND ADOPTED by the Board of Directors of the Yolo County Flood Control and Water Conservation District on this 7th day of August, 2012, by the following vote:

AYES: DIRECTORS MAYER, ROMINGER, TADLOCK AND VINK
NOES: NONE
ABSENT: DIRECTOR BRICE


James P. Mayer, Chair

Attest:


Christy Barton, Assistant Secretary

YOLO COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT
CONFLICT OF INTEREST CODE

APPENDIX ~~A~~B
(Appendix Update to Resolution No. 14.07)

APPENDIX OF DESIGNATED POSITIONS AND DISCLOSURE CATEGORIES

Designated Positions.¹ The officers and employees listed below are designated as persons who are deemed to make, or participate in the making of, decisions that may have a material effect on a financial interest. Persons holding designated positions listed below will disclose interests and investments in accordance with the corresponding disclosure categories as defined below.

<u>Designated Position</u>	<u>Disclosure Categories</u>
Assistant General Manager — Administration	1
Assistant General Manager — Resources	1
Special Projects Supervisor	1
Superintendent of Operations	1
District Legal Counsel	1
Consultants	1 ²

Disclosure Categories. The District's disclosure categories are defined as follows:

Category 1- Full Disclosure: All persons in this disclosure category will disclose all interests in real property within two miles of the District's boundaries, as well as investments, business positions and sources of income, including gifts, loans and travel payments, from all sources.

¹ Officials who manage public investments are deemed to be "statutory filers" within the meaning of Government Code section 87200 and California Code of Regulations, title 2, section ~~18720-18700.3~~ because they must file statements of economic interest (FPPC Form 700) pursuant to the state Political Reform Act instead of the District conflict of interest code. The District's statutory filers are: ~~Members of the Board of Directors, and the General Manager, and the Finance Director.~~ As a result, such persons are not designated in this code and are listed here for information only.

² Unless the General Manager determines in writing that narrower disclosure is permitted in accordance with the standards provided on page 2 of this appendix under the heading "Consultants."

Category 2 – Disclosure of all Interests Except Interests in Real Property: All persons in this disclosure category will disclose all investments, business positions and sources of income, including gifts, loans and travel payments, from all sources.

Category 3 – Employees with Contracting Authority or Who Participate in Making Contracts: All investments, business positions and income, including gifts, loans and travel payments, in or from sources that provide goods, equipment or services, including training or consulting services, of the type utilized by the District.

Consultants. "Consultant" means an individual who, pursuant to a contract with the District, either: (A) Makes a governmental decision whether to: (1) approve a rate, rule, or regulation; (2) adopt or enforce a law; (3) issue, deny, suspend, or revoke any permit, license, application, certificate, approval, order, or similar authorization or entitlement; (4) authorize the District to enter into, modify, or renew a contract provided it is the type of contract that requires District approval; (5) grant District approval to a contract that requires District approval and to which the District is a party, or to the specifications for such a contract; (6) grant District approval to a plan, design, report, study, or similar item; or (7) adopt or grant District approval of policies, standards, or guidelines for the District, or for any subdivision thereof; or (B) serves in a staff capacity with the District and in that capacity participates in making a governmental decision as defined in California Code of Regulations, title 2, section 18702.2 or performs the same or substantially all the same duties for the District that would otherwise be performed by an individual holding a position specified in the District's conflict of interest code under Government Code section 87302. (California Code of Regulations, title 2, section ~~18701(a)(2)~~18700.3(a).)³

"Consultants" are included in the list of designated positions and must disclose interests and investments in accordance with the broadest disclosure category in the District's conflict of interest code, subject to the following limitation: The General Manager may determine in writing that a particular consultant, although a "consultant" and "designated position," nevertheless is hired or retained to perform a range of duties that is limited in scope and therefore is not required to comply with any or some of the disclosure requirements described in this section. The General Manager's written determination will include a description of the consultant's duties, and, based on that description, a statement of the extent of disclosure requirements. The written determination is a public record and will be retained for public inspection in the same manner and location as the District's conflict of interest code as required by Government Code section 81008.

New Position Added Without Code Revision.—If the District creates a new position that requires disclosure under this code without simultaneously amending the code, the employee appointed to fill such a position will file a Form 700 assuming office statement and thereafter file

³ A consultant serves in a staff capacity only if he or she has an on-going relationship with the District. A consultant who works on one project or a limited range of projects for the District is not deemed a consultant subject to the reporting requirements of this code unless the project or projects extend over a substantial period of time, generally more than one year. (See *Smith* Advice Letter, FPPC No. I-99-316; *Travis* Advice Letter, FPPC No. A-96-053; *Randolph* Advice Letter, FPPC No. A-95-045.)

annual Form 700 disclosure of economic interest statements each year using the broadest disclosure category until the District amends the code to designate the position and, if warranted, to authorize more narrow disclosure for the position.

RESOLUTION NO. 25.01

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
YOLO COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT
AMENDING AND RESTATING DISTRICT CONFLICT OF INTEREST CODE**

WHEREAS, Government Code section 87300 requires each local public agency to adopt and promulgate a conflict of interest code pursuant to the Political Reform Act for the purpose of ensuring that agency officials subject to the statute disclose economic interests that might be involved in the making or in the participation of making decisions that may foreseeably have a material effect on each official's financial interest;

WHEREAS, Government Code section 87307 authorizes a local public agency to amend its conflict of interest code at any time; and

WHEREAS, the District's existing conflict of interest code requires amendment and restatement to reflect updated designated staff positions subject to the code's reporting requirements, remove the provisions of Title 2 California Code of Regulations section 18730 from Appendix A of the code and instead incorporate those provisions by reference as recommended by the Fair Political Practices Commission (FPPC), and make other minor changes.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Yolo County Flood Control and Water Conservation District as follows:

1. The Board of Directors hereby adopts the amended and restated conflict of interest code, attached hereto as Exhibit A, which supersedes the District's existing conflict of interest code and all other prior inconsistent actions or resolutions.
2. This conflict of interest code shall not take effect until the Yolo County Board of Supervisors approves it in its capacity as code reviewing body under the Political Reform Act. The District Secretary is hereby authorized and directed to submit a certified copy of this resolution and Exhibit A to the Board of Supervisors and request approval of the conflict of interest code.
3. After approval by the Yolo County Board of Supervisors, the conflict of interest code in the form of Exhibit A shall constitute the Conflict of Interest Code of the Yolo County Flood Control and Water Conservation District.
4. Designated employees and consultants shall file statements of economic interest on FPPC Form 700 with the District Secretary, who will make the statements available for public inspection and copying and, if required, file such statements with Yolo County.

PASSED AND ADOPTED by the Board of Directors of the Yolo County Flood Control and Water Conservation District on this 4th day of February 2025 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Shane Tucker, Chair

Attest:

Kristin Sicke, Secretary

**YOLO COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT
CONFLICT OF INTEREST CODE (EXHIBIT A TO RESOLUTION NO. 25.01)**

The Political Reform Act, Government Code Sections 81000, *et seq.*, requires state and local government agencies to adopt and promulgate conflict of interest codes. The Fair Political Practices Commission has adopted a regulation (2 California Code of Regulations Section 18730) that contains the terms of a standard conflict of interest code. Section 18730 can be incorporated by reference and may be amended by the Fair Political Practices Commission after public notice and hearings to conform to amendments in the Political Reform Act. Therefore, the terms of 2 California Code of Regulations Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission are hereby incorporated by reference. This regulation and the attached **Appendix A**, designating positions and establishing disclosure categories, shall constitute the conflict of interest code of the Yolo County Flood Control and Water Conservation District (District).

Individuals holding designated positions as named in **Appendix A** shall file Form 700 statements of economic interests with the District, which will make the statements available for public inspection and reproduction (Government Code Section 81008).

**YOLO COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT
CONFLICT OF INTEREST CODE**

APPENDIX A

APPENDIX OF DESIGNATED POSITIONS AND DISCLOSURE CATEGORIES

Designated Positions.¹ The officers and employees listed below are designated as persons who are deemed to make, or participate in the making of, decisions that may have a material effect on a financial interest. Persons holding designated positions listed below will disclose interests and investments in accordance with the corresponding disclosure categories as defined below.

<u>Designated Position</u>	<u>Disclosure Categories</u>
Assistant General Manager	1
District Legal Counsel	1
Consultants	1 ²

Disclosure Categories. The District’s disclosure categories are defined as follows:

Category 1- Full Disclosure: All persons in this disclosure category will disclose all interests in real property within two miles of the District’s boundaries, as well as investments, business positions and sources of income, including gifts, loans and travel payments, from all sources.

Category 2 – Disclosure of all Interests Except Interests in Real Property: All persons in this disclosure category will disclose all investments, business positions and sources of income, including gifts, loans and travel payments, from all sources.

Category 3 – Employees with Contracting Authority or Who Participate in Making Contracts: All investments, business positions and income, including gifts, loans and travel payments, in or from sources that provide goods, equipment or services, including training or consulting services, of the type utilized by the District.

Consultants. "Consultant" means an individual who, pursuant to a contract with the District, either: (A) Makes a governmental decision whether to: (1) approve a rate, rule, or

1Officials who manage public investments are deemed to be “statutory filers” within the meaning of Government Code section 87200 and California Code of Regulations, title 2, section 18700.3 because they must file statements of economic interest (FPPC Form 700) pursuant to the state Political Reform Act instead of the District conflict of interest code. The District’s statutory filers are: Members of the Board of Directors, the General Manager, and the Finance Director. As a result, such persons are not designated in this code and are listed here for information only.

2 Unless the General Manager determines in writing that narrower disclosure is permitted in accordance with the standards provided on page 2 of this appendix under the heading “Consultants.”

regulation; (2) adopt or enforce a law; (3) issue, deny, suspend, or revoke any permit, license, application, certificate, approval, order, or similar authorization or entitlement; (4) authorize the District to enter into, modify, or renew a contract provided it is the type of contract that requires District approval; (5) grant District approval to a contract that requires District approval and to which the District is a party, or to the specifications for such a contract; (6) grant District approval to a plan, design, report, study, or similar item; or (7) adopt or grant District approval of policies, standards, or guidelines for the District, or for any subdivision thereof; or (B) serves in a staff capacity with the District and in that capacity participates in making a governmental decision as defined in California Code of Regulations, title 2, section 18702.2 or performs the same or substantially all the same duties for the District that would otherwise be performed by an individual holding a position specified in the District's conflict of interest code under Government Code section 87302. (California Code of Regulations, title 2, section 18700.3(a).)³

“Consultants” are included in the list of designated positions and must disclose interests and investments in accordance with the broadest disclosure category in the District's conflict of interest code, subject to the following limitation: The General Manager may determine in writing that a particular consultant, although a “consultant” and “designated position,” nevertheless is hired or retained to perform a range of duties that is limited in scope and therefore is not required to comply with any or some of the disclosure requirements described in this section. The General Manager's written determination will include a description of the consultant's duties, and, based on that description, a statement of the extent of disclosure requirements. The written determination is a public record and will be retained for public inspection in the same manner and location as the District's conflict of interest code as required by Government Code section 81008.

New Position Added Without Code Revision. If the District creates a new position that requires disclosure under this code without simultaneously amending the code, the employee appointed to fill such a position will file a Form 700 assuming office statement and thereafter file annual Form 700 disclosure of economic interest statements each year using the broadest disclosure category until the District amends the code to designate the position and, if warranted, to authorize more narrow disclosure for the position.

³ A consultant serves in a staff capacity only if he or she has an on-going relationship with the District. A consultant who works on one project or a limited range of projects for the District is not deemed a consultant subject to the reporting requirements of this code unless the project or projects extend over a substantial period of time, generally more than one year. (See *Smith* Advice Letter, FPPC No. I-99-316; *Travis* Advice Letter, FPPC No. A-96-053; *Randolph* Advice Letter, FPPC No. A-95-045.)

YOLO COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT

AGENDA REPORT

MEETING DATE: February 4, 2025

ITEM #: 5

SUBJECT: Consideration: Adoption of [Resolution No. 25.02](#) to Monitor Groundwater Use During the 2024 Irrigation Season Under Temporary Permit 21467

INITIATED OR [] BOARD
REQUESTED BY: [X] STAFF
[] OTHER _____

COORDINATED OR
PREPARED BY: Kristin Sicke
APPROVED BY: Kristin Sicke

ATTACHMENT [X] YES [] NO
[] DIRECTION

[] INFORMATION
[X] ACTION: [] MOTION
[X] RESOLUTION

BACKGROUND:

After consultation with the California Department of Water Resources, California Department of Fish and Wildlife, Central Valley Regional Water Quality Control Board, United States Bureau of Reclamation, and downstream water right holders, District staff filed a temporary permit application August 12, 2024. The District received a Temporary Permit for Diversion and Use of Water for groundwater recharge on December 13, 2024.

Similar to previous years, the 2025 permit conditions require the District to quantify groundwater extraction and use and determine that the extractions are from water stored by the District and not based on other claims of right. To facilitate the District’s compliance with the “basis of right” term, staff are requesting the Board adopt Resolution No. 25.02 authorizing the District to monitor groundwater use over time to confirm the volume of surface water diverted has been extracted and applied to irrigation during the 2025 irrigation season.

The District’s temporary water right permit can be found on the [State Water Board’s Division of Water Rights Electronic Water Rights Information Management System website](#). If of interest, Delta Hydrology Conditions can be accessed on [DWR’s website](#).

RECOMMENDATION:

District staff recommends the Board approve Resolution No. 25.02 to Monitor Groundwater Use During the 2024 Irrigation Season Under Temporary Permit 21467.

RESOLUTION NO. 25.02

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE YOLO COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT TO MONITOR GROUNDWATER USE DURING THE 2025 IRRIGATION SEASON

WHEREAS, the Yolo County Flood Control and Water Conservation District (“District”) has received a Temporary Permit for Diversion and Use of Water from the State Water Resources Control Board (Temporary Permit 21467); and

WHEREAS, the District will put the water diverted to underground storage under Temporary Permit 21467 to use during the 2025 irrigation season; and

WHEREAS, the District will allow water customers to use the groundwater stored under Temporary Permit 21467 for irrigation purposes prior to their overlying groundwater right during the 2025 irrigation season; and

WHEREAS, the District will utilize the existing groundwater monitoring system to observe the groundwater levels at the start of the irrigation season and observe groundwater use throughout the irrigation season to ensure the volume of surface water diverted has been extracted and applied to irrigation.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Yolo County Flood Control and Water Conservation District that the District will monitor groundwater use over time to confirm the volume of surface water diverted has been extracted and applied to irrigation during the 2025 irrigation season.

PASSED AND ADOPTED by the Board of Directors of the Yolo County Flood Control and Water Conservation District on February 4, 2025 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Signed and approved by me this 4th day of February 2025.

Shane Tucker, Chair

Attest:

Kristin Sicke, Secretary

YOLO COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT

AGENDA REPORT

MEETING DATE: February 4, 2025

ITEM #: 6

SUBJECT: Presentation: Yolo Subbasin Groundwater Agency (YSGA) Update

INITIATED OR [] BOARD
REQUESTED BY: [X] STAFF
[] OTHER _____

COORDINATED OR
PREPARED BY: Kristin Sicke
APPROVED BY: Kristin Sicke

ATTACHMENT [] YES [X] NO
[] DIRECTION

[X] INFORMATION
[] ACTION: [] MOTION
[] RESOLUTION

BACKGROUND:

District staff and the Board’s representatives to the Yolo Subbasin Groundwater Agency (YSGA) will provide an update on the YSGA’s activities, including SGMA implementation grant projects.

RECOMMENDATION:

This agenda item is for informational purposes only. No Board action is required.