

MINUTES
REGULAR MEETING OF THE BOARD OF DIRECTORS
Of the
TEHAMA-COLUSA CANAL AUTHORITY
5513 Hwy 162
WILLOWS, CA 95988
September 1, 2021
09:00 a.m.

NOTICE OF TELECONFERENCE: Pursuant to Executive Order N-25-20, issued by Governor Newsom on March 12, 2020, and guidance by the California Department of Public Health dated March 11, 2020, this meeting will be conducted by teleconference. The public may attend the meeting and offer public comments by phone, using the call-in number provided below. Members of the Board will participate by teleconference from other locations.

Teleconference No: 1-646-307-1479 Conference Code: 4561888722

PRESENT:

SHELLY MURPHY*	A	COLUSA COUNTY W.D.
KEVIN HEBREW*	D	CORNING W.D.
MITCH HARDWICK*	A	CORNING W.D.
JAMIE TRAYNHAM*	A	DAVIS W.D. (left call at 11:03am)
DAVID SCHAAD*	D	DUNNIGAN W.D.
BILL VANDERWAAL*	A	DUNNIGAN W.D.
WADE MATHIS*	D	4-M W.D.
JOHN AMARO*	D	GCID (left call at 11:03am)
MIKE ALVES*	A	GLIDE/KANAWHA W.D.
ZACH DENNIS*	D	LAGRANDE/WESTSIDE W.D.
JIM JONES*	D	ORLAND-ARTOIS W.D.
DAN RUIZ*	A	WESTSIDE W.D.

DISTRICTS ABSENT:

CORTINA W.D.
HOLTHOUSE W.D.
KIRKWOOD W.D.
PROBERTA W.D.
THOMES CREEK W.D.

ALSO PRESENT:

JEFF SUTTON*	TCCA
LISA DICHARRY	TCCA
ANDREA CLARK*	DOWNEY BRAND
RICH ROBERTSON	USBR, WILLOWS

“*” indicates closed session attendance

“D” indicates designated director “A” indicates designated alternate

CALL TO ORDER

Chairman Zach Dennis called the meeting to order at 9:06a.m.

DETERMINATION OF A QUORUM

Roll was called and a quorum was declared present for the conduct of business, with 11 Districts represented.

APPROVAL OF AGENDA

M/S/C-J.JONES/ALVES-UNANIMOUS

To approve the September 1, 2021 Regular Meeting Agenda.

PUBLIC COMMENT

MONTHLY RE-OCCURRING ITEMS

A. **Board Meeting Minutes**

M/S/C -J.JONES/TRAYNHAM-UNANIMOUS

To approve the August 04, 2021 Regular Meeting Minutes.

B. **Treasurer’s Report**

M/S/C-J.JONES/TRAYNHAM-UNANIMOUS

To approve the July 2021 Financial Reports as presented.

C. **USBR Report**

Rich Robertson reported CVP reservoir levels and river operations; as well as upcoming need to renew Warren Act and 215s and begin preparation for any Warren Act well testing needed for 2022.

GENERAL MANAGER’S REPORT

Operations & Maintenance

- A. Manager Sutton reported on the following O & M activities: Status of water deliveries, water quality, water operations, meter reading, road grading, check structure maintenance, equipment repairs/maintenance, painting, vegetation removal efforts, fence repairs, drain cleaning, USBR inspections, FPIP impeller

inspections, Red Bluff Pumping Plant HVAC maintenance, Corning Pumping Plant vent turbine replacement and safety meetings.

Meetings/Presentations

- B. Manager Sutton reported on presentations related to Sites Reservoir and the monthly Authority meeting with the USBR Regional Director.

GENERAL BUSINESS

Discuss and Consider TCCA Board of Directors Resolution No. 2021-03: Resolution Authorizing Execution of Agreement Between the United States of America and Tehama-Colusa Canal Authority to Transfer the Operation, Maintenance and Replacement and Certain Financial and Administrative Activities Related to the Corning and Tehama-Colusa Canals, Red Bluff and Corning Pumping Plants and Associated Works and Making Findings that Execution of the Agreement is Exempt Under the California Environmental Quality Act

- A. Manager Sutton and Attorney Clark discussed the status of efforts to finalize and execute the TCCA-USBR OMR Transfer Agreement.

M/S/C-TRAYNHAM/MURPHY-UNANIMOUS

To approve TCCA Board of Directors Resolution No. 2021-03.

Discuss and Consider 2021 Water Transfers

- B. Manager Sutton updated the Board on the status of 2021 water transfers.

Discuss and Consider 2022 Water Transfers

- C. Manager Sutton discussed the water circumstances going into the 2022 Water Year and the need to start preparing for the development of a 2022 Water Transfer Project in case of another dry year. The Board directed Manager Sutton to proceed with efforts with CDM Smith to obtain a proposal to complete the necessary environmental and other documentation for 2022 water transfers and to work with the TC water districts in regard to their desired level of participation.

Discuss and Consider Preparation of 2022 Draft TCCA Budget

- D. Manager Sutton discussed efforts related to the preparation of the Draft 2022 TCCA Budget, his intention to provide an initial drought focused budget proposal in light of the current dry circumstances and the organization of necessary committee meetings to seek input on the same.

Discuss and Consider GSA Groundwater Recharge Proposals

- E. Director Vanderwaal provided a summary of the GSA groundwater recharge proposals that are being contemplated. The Board was supportive of these proposals in concept and directed Manager Sutton to continue to communicate with the GSA's regarding the details related to TCCA and these efforts.

Update on Collaborative Water Management Plan Concept

- F. Director Vanderwaal updated the Board on discussions related to a collaborative effort by the TCCA water districts to prepare a joint Water Management Plan. At this time, it was determined that a consultant led effort was not currently feasible.

Update on WIIN Act Contract Conversion Process

- G. Attorney Clark provided an update on the procedural and legal status of the WIIN Act contract conversion process.

Sites Project Authority

- H. Manager Sutton reported on the following: Status of the EIS/EIR, water rights, permitting efforts, plan of finance, funding news (CWC, WIIN Act), CVP integration and the facility use agreement discussions with TCCA.

ATTORNEY REPORT

CLOSED SESSION

[To occur on a Confidential Conf. Call Line provided to the TCCA Board of Directors and appropriately identified staff]

Conference with Legal Counsel-Existing Litigation [California Government Code Section 54956.9(d)(1)] Four Cases:

- A. **State Water Resources Control Board Bay-Delta Water Quality Control Plan Proceeding**
1. No report.

PCFFA v. Ross (USDC E.D. Cal. Case No. 1:20-cv-00431-DAD-SAB) [2019 BiOps Lawsuit] 3:19-cv-07897

2. No report.

CNRA v. Ross (USDC E.D. Cal. No. 1:20-cv-00426-DAD-SKO) [2019 BiOps Lawsuit]

3. No report

TCCA v. CA DWR (Superior Court of CA, County of Fresno, awaiting assignment of Case No.) [2020 CEQA Lawsuit]

4. No report

Conference with Real Property Negotiators (Government Code Section 54956.8)

1. Water Transfers/Purchase of Water
2. Property: Water Supply to Supplement 2021 and future CVP Allocations
3. Under Negotiation: Price, Terms and Amounts
4. Negotiating Parties: Manager Sutton, Directors Dennis, Mathis, Cavagnolo and Alves
[Note: Director Amaro and Traynham left the meeting at the onset of this discussion]

- B. No report.

Conference with Legal Counsel-Anticipated Litigation-Significant Exposure to Litigation Pursuant to Section 54956.9(d)(2): One Potential Case

- C. No report.

ADJOURNMENT

Chairman Zach Dennis adjourned the meeting at 11:40 a.m.

Board Secretary
Jeffrey P. Sutton

Chairman
Zachary Dennis