

MINUTES
REGULAR MEETING OF THE BOARD OF DIRECTORS
Of the
TEHAMA-COLUSA CANAL AUTHORITY
5513 Hwy 162
Willows, CA 95988
February 01, 2023
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: 1-857-799-9438

PRESENT:

SHANDON SMITH*	D	COLUSA COUNTY W.D.
SHELLY MURPHY*	A	COLUSA COUNTY W.D.
KEVIN HEBREW*	D	CORNING W.D.
BARBARA LINDAUER*	A	CORNING W.D.
JAMIE TRAYNHAM*	A	DAVIS W.D.
DAVID SCHAAD*	D	DUNNIGAN W.D.
WILLIAM VANDERWAAL*	A	DUNNIGAN W.D.
WADE MATHIS*	D	4-M W.D.
JOHN AMARO*	D	GCID
MATT DEADMOND*	D	GLIDE W.D.
MIKE ALVES*	A	GLIDE/KANAWHA W.D.
DARIN TITUS*	D	KIRKWOOD W.D.
ZACH DENNIS*	D	LAGRANDE/WESTSIDE W.D.
CHARLES SCHONAUER*	A	ORLAND-ARTOIS W.D.
EMIL CAVAGNOLO*	A	ORLAND-ARTOIS W.D.
JACK MOSER*	D	PROBERTA W.D.
DAN RUIZ*	A	WESTSIDE W.D.

DISTRICTS ABSENT:

CORTINA W.D.
HOLTHOUSE W.D.
THOMES CREEK W.D.

ALSO PRESENT:

JEFF SUTTON*

TCCA

ANDREA CLARK*
RICH ROBERTSON
JENNIFER SCHEER
ANNAMARIE MARSH

DOWNEY BRAND
USBR, WILLOWS
WATER & LAND SOLUTIONS
MYERS-MARSH MUTUAL WATER

“*” indicates closed session attendance

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

CALL TO ORDER

Chairman Zach Dennis called the meeting to order at 9:00a.m.

DETERMINATION OF A QUORUM

Roll was called and a quorum was declared present for the conduct of business with 13 Districts represented.

CONSIDERATION OF RESOLUTION NO. 2023-01 AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE TEHAMA-COLUSA CANAL AUTHORITY PURSUANT TO THE BROWN ACT

Manager Sutton discussed the legislative requirements related to the Brown Act and requirements for utilization of teleconferencing for Board Meetings.

M/S/C-ALVES/SCHAAD-UNANIMOUS

To approve TCCA Board of Directors Resolution No. 2023-01.

APPROVAL OF AGENDA

M/S/C-TRAYNHAM/SCHONAUER-UNANIMOUS

To approve the February 01, 2023 Regular Meeting Agenda.

PUBLIC COMMENT

None.

MONTHLY RE-OCCURRING ITEMS

A. Board Meeting Minutes

M/S/C - SCHAAD/ALVES-UNANIMOUS

To approve the December 07, 2022 Regular Meeting Minutes.

B. Treasurer’s Report

M/S/C-AMARO/TITUS-UNANIMOUS

To approve the November and December 2022 Financial Reports as presented.

C. USBR Report

Rich Robertson reported on the following: CVP Reservoir levels, releases and operations; Status of Warren Act renewals and Section 218 contracts for 2023.

GENERAL MANAGER'S REPORT

Operations & Maintenance

- A. Manager Sutton reported on the following O & M activities: Winter Maintenance Shutdown activities; end of canal erosion repairs; drain cleaning; vegetation control; facility maintenance; equipment maintenance; meter repairs/maintenance/replacement; Pumping Plant maintenance; fence repairs; road grading; fish screen maintenance; Check 14 & 16 power pole replacement and electrical upgrades; safety meetings.

Meetings/Presentations

- B. Manager Sutton reported on the following: MP Region Water User's Conference; USBR FPIP tour for NW Region; WRMS Meeting; FFA Conference; Drought Task Force.

GENERAL BUSINESS

Discuss/Reminder Form 700/Ethics & Harassment Training Requirements

- A. Manager Sutton reported that Form 700s must be filed with the Authority by April 1st; and reminded Directors of their Ethics/Sexual Harassment Training opportunities.

Discuss and Consider Protocols for Remote Board of Directors Meeting Attendance

- B. Attorney Clark discussed the upcoming changes regarding Brown Act requirements related to teleconference attendance. After Board discussion, direction was given to return to the traditional Brown Act rules regarding teleconference participation.

Discuss and Consider Amendment to Budget and Allocation of Reserve Funds

- C. Manager Sutton reported on the 2022 budget surplus available at the conclusion of the fiscal year. After discussion, Manager Sutton recommended directing the surplus funds (\$64,052) to the 2023 Budget, specifically to the FPIP budget item, to be utilized to provide additional funding for the electrical maintenance services pursuant to the WAPA contract being considered.

Discuss and Consider Resolution 2023-03 Authorizing the General Manager to Execute a Five-Year Agreement with WAPA for Electrical Maintenance Services of the FPIP Switchyard and Associated Electrical Equipment

- D. Manager Sutton discussed Resolution 2023-03 providing authorization to the General Manager to execute a five-year agreement with WAPA for electrical

maintenance services related to the FPIP switchyard and associated electrical equipment.

M/S/C– ALVES/SCHONAUER-UNANIMOUS

To approve TCCA Board of Directors Resolution 2023-03 and to direct the 2022 budget surplus of (\$64,052) as additional reserves to be added to the 2023 Budget under the FPIP budget item.

Discuss and Consider WY 2022/2023 Water Operations and 2023 Transfers

- E. Manager Sutton reported on reservoir levels, current CVP operations and operational policy considerations related to ongoing drought circumstance that could affect CVP allocations and operations in the 2023 Water Year. Manager Sutton further reported on the details and status of the 2023 water transfer environmental document preparations.

Discuss and Consider TCCA Water Districts Warren Act Contract Renewals

- F. Manager Sutton reported on the status of discussions with USBR regarding Warren Act charges, water quality testing, OM&R costs and other contract details related to the TCCA Districts' utilization of the TC Canal for the conveyance of groundwater.

Discuss and Consider Resolution 2023-02 Authorizing the General Manager to Execute Documents Necessary to Facilitate TCCA District Warren Act Contracts

- G. Manager Sutton discussed Resolution 2023-02, authorizing the TCCA General Manager to execute the documents necessary to facilitate the TCCA Water District Warren Act Contracts as the transferred works operator of the Sacramento Canals Unit of the CVP.

M/S/C -SMITH/ALVES-UNANIMOUS

To approve TCCA Board of Directors Resolution 2023-02, authorizing the TCCA General Manager to execute the documents necessary to facilitate the TCCA Water District Warren Act Contracts as the transferred works operator of the Sacramento Canals Unit of the CVP; and to authorize a replacement component charge of \$0.50/AF for all Warren Act water delivered to a TCCA Water District, over and above the existing water delivery charges authorized under the TCCA Joint Powers Agreement, to be held in a new "Warren Act Reserve" to be utilized for extraordinary maintenance activities.

Update on WIIN Act Contract Conversion

- H. Attorney Clark provided an update on the procedural status of the WIIN Act litigation.

Discuss and Consider Sites Project Authority

- I. Manager Sutton, Director Traynham and Director Vanderwaal reported on the following Sites JPA activities: Finance plan, governance, upcoming outreach activities, status of permits/water rights, and progress on finalization of Sites JPA/TCCA/GCID Partner Facility Cooperative Agreement.

TCCA CHAIRMAN/VICE CHAIRMAN/DIRECTOR'S REPORTS

None.

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 2023 and Future CVP Allocations
3. Under Negotiation: Price, Terms and Amounts
4. Negotiating Parties: Manager Sutton, Directors Dennis, Mathis, Cavagnolo and Alves

B. No report.

OPEN SESSION

ADJOURNMENT

Chairman Dennis adjourned the meeting at 11:26 AM.

Board Secretary
Jeffrey P. Sutton

Chairman
Zachary Dennis