

MINUTES
SPECIAL MEETING OF THE BOARD OF DIRECTORS
Of the
TEHAMA-COLUSA CANAL AUTHORITY
22500 Altube Avenue
Red Bluff, CA 96080
November 01, 2023
9:00 a.m.

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.
DAVID SCHAAD*	D	DUNNIGAN W.D.
WILLIAM VANDERWAAL*	A	DUNNIGAN W.D.
WADE MATHIS*	D	4M W.D.
JENNY SCHEER	A	KIRKWOOD W.D.
ZACHARY DENNIS*	D	LAGRANDE/WESTSIDE W.D.
JACK MOSIER*	D	PROBERTA W.D.
JIM JONES*	D	ORLAND-ARTOIS W.D.
EMIL CAVAGNOLO*	A	ORLAND-ARTOIS W.D.

DISTRICTS ABSENT:

CORTINA W.D.
DAVIS W.D.
GCID
GLIDE W.D.
HOLTHOUSE W.D.
KANAWHA W.D.
THOMES CREEK W.D.

ALSO PRESENT:

JEFF SUTTON*	TCCA
ANDREA CLARK*	DOWNEY BRAND (OVER PHONE)
RICH ROBERTSON	USBR, WILLOWS
JACOB BERENS	USBR, WILLOWS
DANIELLE SCHAAD	DUNNIGAN W.D.
STEVE SOARES	DUNNIGAN W.D. STAFF
ANGEL STEPHENS	ORLAND-ARTOIS W.D. STAFF

“*” indicates closed session attendance

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

CALL TO ORDER

Chairman Dennis called the meeting to order at 9:02a.m.

DETERMINATION OF A QUORUM

Roll was called and a quorum was declared present for the conduct of business with 9 Districts represented.

APPROVAL OF AGENDA

M/S/C-JONES/SMITH-UNANIMOUS

To approve the November 01, 2023 Special Meeting Agenda.

PUBLIC COMMENT

None

MONTHLY RE-OCCURRING ITEMS

A. Board Meeting Minutes

M/S/C - SCHAAD/SMITH-UNANIMOUS

To approve the October 04, 2023 Regular Meeting Minutes.

B. Treasurer’s Report

Manager Sutton reported on the following: TCCA is currently tracking under the 2023 budget, despite working from an assumed drought budget in a full water year; TCCA recently made a purchase of utility truck to replace another vehicle that was no longer functional; Recent receipt of a portion of the FEMA reimbursement proceeds (\$327K) from the 2019 disaster, Manager Sutton expressed the desire to utilize a portion of said funds to purchase a long reach excavator, suggesting the funds be currently deposited in the Equipment Reserve for that purpose; Reporting of the correction of an error related to the 5-year water use average that required amendment to the December Water District assessment amounts to cure the discrepancy. A summary illustrating the assessment amendments was distributed to the board. The Board directed the General Manager to proceed with the corrections to the December assessments.

M/S/C-SMITH/HEBREW-UNANIMOUS

To assign the FEMA reimbursement payments to the TCCA Equipment Reserve and authorize the General Manager to utilize a portion of those funds to purchase a long reach excavator.

M/S/C-SCHAAD/JONES-UNANIMOUS

To approve the September 2023 Financial Reports as presented.

C. USBR Report

Rich Robertson reported on the following: CVP reservoir levels and operations; Conversations to occur between contractors and USBR regarding appropriate Section 3F pricing; Adam Nickels from the USBR Sacramento Office to attend TCCA December Board Meeting.

GENERAL MANAGER'S REPORT

Operations & Maintenance

- A. Manager Sutton reported on the following O & M activities: TC and Corning Canal operations; TC staff member assisting on Salt Creek gravel augmentation project; erosion repairs; canal mile post painting; signage replacement; FPIP electrical maintenance; check structure maintenance; equipment repairs and maintenance; Winter maintenance shutdown focused on sediment removal and concrete repairs; safety meetings; upcoming invoicing for USBR Warren Act Well testing.

Meetings/Presentations

- B. Manager Sutton reported on the following: Mid-Pacific Region Water Users conference in Reno, January 24-26, 2024; TCCA hosted Dinner event at Water Users Conf.; Tour of FPIP for USBR Bay-Delta Office Staff; WEF tour/presentation of FPIP in Red Bluff on Oct. 19th.

GENERAL BUSINESS

Discuss and Consider WY 2023 CVP/TCCA Water Operations

- A. Manager Sutton reported on the following: The healthy status of CVP reservoirs; Winter Maintenance Shutdown activities beginning at the start of December, with dewatering of the canal focused (at the onset) on the Orland/Willows region of the TC Canal.

Discuss and Consider Adoption of Proposed 2024 TCCA Budget

- B. Manager Sutton and Finance Committee Chairman Jones provided an over view and highlighted details of the Proposed 2024 TCCA Budget as recommended by the Finance Committee after review and discussion. Manager Sutton responded to questions regarding the Proposed Budget and expressed his appreciation to the

Finance Committee for their efforts.

M/S/C-SMITH/HEBREW-UNANIMOUS

To approve the Proposed 2024 TCCA Budget per the recommendation of the Finance Committee.

Update on WIIN Act Contract Conversion

- C. Attorney Clark provided an update regarding the procedural status of the WIIN Act litigation related to CVP Contract Conversion.

Discuss and Consider Sites Project Authority

- D. Manager Sutton and Director Vanderwaal reported on the following Sites JPA activities: Anticipated certification of the CEQA document for Sites Reservoir at the upcoming Sites JPA Meeting; Water Rights Application to the SWRCB; Finance Plan update; Colusa County Flood Control and Water Conservation District activities; Project schedule update; TCCA/Sites JPA Cooperative Agreement activities related to RFP for a consultant on water wheeling rates.

TCCA CHAIRMAN/VICE CHAIRMAN/DIRECTOR'S REPORTS

None

ATTORNEY REPORT

CLOSED SESSION

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.
ADJOURNMENT

Chairman Dennis adjourned the meeting at 10:15 AM.

Board Secretary
Jeffrey P. Sutton

Chairman
Zachary Dennis