

**MINUTES**  
**REGULAR MEETING OF THE BOARD OF DIRECTORS**  
Of the  
**TEHAMA-COLUSA CANAL AUTHORITY**  
5513 Hwy 162  
WILLOWS, CA 95988  
August 4, 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**

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**PRESENT:**

HALBERT CHARTER*	D	COLUSA COUNTY W.D.
MITCH HARDWICK*	A	CORNING W.D.
JAMIE TRAYNHAM*	A	DAVIS W.D.
DAVID SCHAAD*	D	DUNNIGAN W.D.
BILL VANDERWAAL*	A	DUNNIGAN W.D.
JOHN AMARO*	D	GCID (left call at 11:10am)
RON LEE*	D	HOLTHOUSE W.D.
CERENA LEE*	A	HOLTHOUSE W.D.
DARIN TITUS	D	KIRKWOOD W.D.
ZACH DENNIS*	D	LAGRANDE/WESTSIDE W.D.
JIM JONES*	D	ORLAND-ARTOIS W.D.
EMIL CAVAGNOLO*	A	ORLAND-ARTOIS W.D.
TYLER LALAGUNA*	D	PROBERTA W.D.
DAN RUIZ*	A	WESTSIDE W.D.

**DISTRICTS ABSENT:**

CORTINA W.D.  
4-M W.D.  
GLIDE W.D.  
KANAWHA W.D.  
THOMES CREEK W.D.

**ALSO PRESENT:**

JEFF SUTTON*	TCCA
LISA DICHARRY	TCCA

ANDREA CLARK\*  
RICH ROBERTSON  
DON WRIGHT  
JENNIFER SCHEER

DOWNEY BRAND  
USBR, WILLOWS  
WATER RIGHTS  
WATER & LAND SOLUTIONS

“\*” 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/TRAYNHAM-UNANIMOUS**

To approve the August 4, 2021 Regular Meeting Agenda.

**PUBLIC COMMENT**

Manager Sutton introduced Jenny Scheer, Water & Land Solutions, as a new attendee to the TCCA BOD meetings. Don Wright made a comment expressing concern with the SWRCB proposal related to racial equity. William Vanderwaal discussed a conceptual proposal for the GSPs related to utilization of the TC Canal for potential groundwater recharge projects.

**MONTHLY RE-OCCURRING ITEMS**

**A. Board Meeting Minutes**

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

To approve the June 02, 2021 Regular Meeting Minutes.

**B. Treasurer’s Report**

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

To approve the May & June 2021 Financial Reports as presented.

- C. **USBR Report**  
Rich Robertson reported on water transfers; CVP reservoir levels and river operations; upcoming need for Warren Act and 215 contract renewals.

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

- A. **Operations & Maintenance**  
Manager Sutton reported on the following O & M activities: Water delivery and water quality/treatment report; FPIP maintenance related to HVAC/inspections/electrical; USBR O & M inspection of FPIP and Corning Canal; grading; drain and bathtub cleaning; vegetation control; facility painting and maintenance; completion of forebay dredging; well and canal monitoring; safety meetings.
- B. **Meetings/Presentations**  
No Report.

#### **GENERAL BUSINESS**

- A. **Discuss 2021 Water Year Operations**  
Manager Sutton discussed status of current operations and expressed appreciation for the great coordination, cooperation and communication with the water districts throughout the water year.
- B. **Discuss and Consider 2021 Water Transfers**  
Manager Sutton provided a status update on the 2021 TCCA water transfers.
- C. **Discuss and Consider TCCA-USBR OM & R Transfer Agreement Renewal**  
Manager Sutton and Attorney Clark reported that USBR is currently publishing the draft Agreement for a 15-day public comment period. Attorney Clark is preparing a resolution for Board consideration at the September meeting to authorize execution of the TCCA/USBR O & M Transfer Agreement.
- D. **Discuss Joint Preparation/Coordination of Water Management Plan Documents**  
Director Vanderwaal reported on the concept of coordinating and cost sharing on a collective effort to prepare Water Management Plan documents amongst the TC Districts. Interest in exploring this approach further was indicated by many of the TC water districts. Director Vanderwaal will be providing a proposal and cost estimate from Davids Engineering in the near future and Manager Sutton will work with him to organize a meeting to review and discuss next steps in the coming weeks.
- E. **Discuss and Consider WIIN Act Contract Conversion Process**  
Attorney Clark provided an update on the status of the WIIN Act Contract Conversion Process and litigation.
- F. **Sites Project Authority**  
Manager Sutton, Director Traynham and Director Vanderwaal reported on the

following: Sites Reservoir outreach efforts, Workshop related to financing for the upcoming phase 2B; efforts to finalize the Draft EIS/EIR for public comment; update on status of permitting and water rights.

## **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:**

- State Water Resources Control Board Bay-Delta Water Quality Control Plan Proceeding**
- A. 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 Legal Counsel-Anticipated Litigation-Initiation of Litigation Pursuant to Government Code Section 54956.9(d)(4): Three Potential Cases**

- B. 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 left the meeting at the onset of this discussion]

#### **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 11:28 a.m.

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Board Secretary  
Jeffrey P. Sutton

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Chairman  
Zachary Dennis