

MINUTES
SPECIAL MEETING OF THE BOARD OF DIRECTORS
Of the
TEHAMA-COLUSA CANAL AUTHORITY
5513 Hwy 162
WILLOWS, CA 95988
May 11, 2022
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:

HALBERT CHARTER*	D	COLUSA COUNTY W.D.
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.
DAVID SCHAAD*	D	DUNNIGAN W.D.
BILL VANDERWAAL*	A	DUNNIGAN W.D.
WADE MATHIS*	D	4-M W.D.
MATT DEADMOND*	D	GLIDE W.D.
MIKE ALVES*	A	GLIDE/KANAWHA W.D.
RON LEE*	D	HOLHOUSE W.D.
ZACH DENNIS*	D	LAGRANDE/WESTSIDE W.D.
JIM JONES*	D	ORLAND-ARTOIS W.D.
EMIL CAVAGNOLO*	A	ORLAND-ARTOIS W.D.
DAN RUIZ*	A	WESTSIDE W.D.

DISTRICTS ABSENT:

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

ALSO PRESENT:

JEFF SUTTON*

TCCA

LISA DICHARRY
ANDREA CLARK*
RICH ROBERTSON

TCCA
DOWNEY BRAND
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 9:01 a.m.

DETERMINATION OF A QUORUM

Roll was called and a quorum was declared present for the conduct of business with 10 Districts represented.

CONSIDERATION OF RESOLUTION NO. 2022-04 AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE TEHAMA-COLUSA CANAL AUTHORITY PURSUANT TO THE BROWN ACT

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

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

To approve TCCA Board of Directors Resolution No. 2022-04.

APPROVAL OF AGENDA

M/S/C-H.CHARTER/SCHAAD-UNANIMOUS

To approve the May 11, 2022 Special Meeting Agenda.

PUBLIC COMMENT

MONTHLY RE-OCCURRING ITEMS

A. **Board Meeting Minutes**

M/S/C -J. JONES/ ALVES-AYES: H. CHARTER, K. HEBREW, J. TRAYNHAM, D. SCHAAD, W. MATHIS, M. DEADMOND, M. ALVES, J. JONES AND Z. DENNIS; NOES: NONE; ABSTAINED: R. LEE; ABSENT: CORTINA W.D., GCID, KIRKWOOD W.D., PROBERTA W.D. AND THOMES CREEK W.D.

To approve the April 06, 2022 Regular Meeting Minutes.

B. Treasurer's Report

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

To approve the March 2022 Financial Reports as presented.

C. USBR Report

Rich Robertson reported on the following: Warren Act water quality testing, new Warren Act Contracts required prior to start of the 2023 Water Year and the challenging hydrology and river operations for the CVP during the 2022 Water Year. Manager Sutton and the Board of Directors expressed appreciation to Mr. Robertson, Jake Berens, Natalie Taylor, Adam Nickels and all USBR staff for their efforts and facilitation of the in-basin water transfers for the 2022 Water Year.

GENERAL MANAGER'S REPORT

Operations & Maintenance

- A. Manager Sutton reported on the following O & M activities: Challenging TCCA water operations during the 2022 Water Year; water quality, treatment and monitoring efforts; Corning Canal maintenance projects; check structure maintenance and repairs; FPIP drive repair; drain and bathtub cleaning; electrical maintenance and repair projects; painting projects; meter maintenance; GCID forebay dredging service; fence/gate repairs; surveillance camera project and safety trainings.

Meetings/Presentations

- B. Manager Sutton reported on the following: May ACWA Conference; Women in Water Event honoring Mary Wells; USBR ACWA Meeting; Solve the Water Crisis Coalition; June 2nd ACWA Region 2 Shasta Dam Tour.

GENERAL BUSINESS

Discuss and Consider 2022 CVP Operations

- A. Manager Sutton reported on the CVP reservoir conditions, operational challenges associated with limited Sacramento River releases and the importance of TCCA communications and coordination during this dynamic circumstance.

Discuss and Consider 2022 Water Transfers

- B. Manager Sutton provided an overview of the TCCA water transfers, the water schedule, challenges associated with Shasta release pattern and river operations and the importance to communicate and work together throughout this water season.

Discuss and Consider San Luis Transmission Project

- C. Manager Sutton reported on discussions with USBR, SLDMWA and other CVP contractors related to costs, details, financing, responsibilities, authorities and decisions related to the San Luis Transmission Project.

Discuss and Consider Status of Ability to Pay Analysis Study (concludes 9/23)

- D. Manager Sutton led a discussion with the Board regarding the current ATP status of the TCCA districts, the current circumstances and factors to assess the desire and need for a new study as the current study period expires in September of 2023. The districts discussed getting some additional information to assist in assessing the factors and circumstances to prior to making a determination on this issue. Manager Sutton and Director Traynham committed to assist in this effort.

Update on WIIN Act Contract Conversion

- E. Attorney Clark provided a procedural update on the status of the WIIN Act litigation.

Sites Project Authority

- F. Manager Sutton and Director Traynham reported on the following Sites JPA activities: Permitting and Water Rights Efforts; Outreach efforts; status of EIS/EIR; Finance and On-Boarding update.

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

- 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, 2022 and Future CVP Allocations
3. Under Negotiation: Price, Terms and Amounts
4. Negotiating Parties: Manager Sutton, Directors Dennis, Mathis, Cavagnolo and Alves

C. No report.

ADJOURNMENT

Chairman Zach Dennis adjourned the meeting at 11:22 AM.

Board Secretary
Jeffrey P. Sutton

Chairman
Zachary Dennis