

MINUTES
REGULAR MEETING OF THE BOARD OF DIRECTORS
Of the
TEHAMA-COLUSA CANAL AUTHORITY
5513 Hwy 162
WILLOWS, CA 95988
August 03, 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:

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.
MATT DEADMOND*	D	GLIDE W.D.
MIKE ALVES*	A	GLIDE/KANAWHA 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.
4-M W.D.
GCID
HOLTHOUSE W.D.
KIRKWOOD W.D.
PROBERTA W.D.
THOMES CREEK W.D.

ALSO PRESENT:

JEFF SUTTON*	TCCA
LISA DICHARRY	TCCA

ANDREA CLARK*
RICH ROBERTSON
ANNAMARIE MARSH
JENNIFER SCHEER

DOWNEY BRAND
USBR, WILLOWS
MMMWC
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 9:03a.m.

DETERMINATION OF A QUORUM

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

CONSIDERATION OF RESOLUTION NO. 2022-05 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-ALVES/J.JONES-UNANIMOUS

To approve TCCA Board of Directors Resolution No. 2022-05.

APPROVAL OF AGENDA

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

To approve the August 03, 2022 Regular Meeting Agenda.

PUBLIC COMMENT

MONTHLY RE-OCCURRING ITEMS

A. **Board Meeting Minutes**

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

To approve the June 01, 2022 Regular Meeting Minutes.

B. **Treasurer’s Report**

M/S/C-ALVES/MURPHY-UNANIMOUS

To approve the May & June 2022 Financial Reports as presented.

C. USBR Report

Rich Robertson reported on the following: (1) TC Districts need to submit requests this week to participate in Section 215 and Warren Act Contracts renewals efforts for the 2023 Water Year – which starts on March 1, 2023; (2) CVP operations and reservoir levels.

GENERAL MANAGER'S REPORT

Operations & Maintenance

- A. Manager Sutton reported on the following O & M activities: Water quality, water monitoring; Corning Canal maintenance projects; TC Canal check structure maintenance and repairs; drain and bathtub cleaning; electrical maintenance projects; painting; meter maintenance; fence/gate repairs; vegetation management; end of canal maintenance work; Winter Maintenance Shutdown priorities; rental house(s) maintenance work; Upper TC Magnicide Treatment on August 16th at Check 7; and safety trainings.

Meetings/Presentations

- B. Manager Sutton reported on the following: ACWA Region 2 Event at Shasta Reservoir; Delta Conveyance meetings and release of EIS/EIR for comment; Canal Operators meeting with RD; Meeting with USBR Commissioner; CVPWA FAC Meeting; Warren Act meeting to discuss new D & S; Attend GWD and KWD Board Meetings; Drought impact meetings with Assemblywoman Aguiar-Curry and CDFA Secretary Ross; NCWA Drought Task Force; Delta Watermaster Meeting; Denver FCA Conf. Drought Presentation.

GENERAL BUSINESS

Discuss and Consider 2022 CVP Operations

- A. Manager Sutton reported on current CVP, Shasta and Sacramento River Operations and coordination efforts related to Sacramento Valley diversions.

Discuss and Consider 2022/2023 Water Transfers

- B. Manager Sutton provided a status update of current water transfers quantities, diversions and upcoming operational issues and constraints. Further, Manager Sutton discussed the need to begin early efforts related to 2023 water document preparations. The Board directed Manager Sutton to initiate efforts to contract with CDM Smith for preparation of 2023 Water Transfer documents.

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

- C. Manager Sutton discussed status of current ATP study and polled the TC Districts regarding their interest to participate in new coordinated study. No district spoke up requesting they were interested in pursuing an Ability to Pay study for the period starting in October of 2023. Manager Sutton committed to work with USBR to obtain a few additional details related to such an effort and report back to the Board of Directors.

- Update on WIIN Act Contract Conversion**
D. Attorney Clark provided an update on the procedural status of the WIIN Act litigation.

- Sites Project Authority**
E. Manager Sutton and Director Traynham reported on the following Sites JPA activities: Status of Permits and Water Rights efforts; Public Outreach; Finance/Funding/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:

- 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: 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 11:04 AM.

Board Secretary
Jeffrey P. Sutton

Chairman
Zachary Dennis