

MINUTES
SPECIAL MEETING OF THE BOARD OF DIRECTORS
Of the
TEHAMA-COLUSA CANAL AUTHORITY
22500 Altube Avenue
RED BLUFF, CA 96080
November 02, 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.
DOUG GRIFFIN*	A	COLUSA COUNTY W.D.
SHELLY MURPHY*	A	COLUSA COUNTY W.D.
KEVIN HEBREW*	D	CORNING W.D.
BARBARA LINDAUER*	A	CORNING W.D.
CHARLES GRIMMER*	D	CORTINA W.D.
JAMIE TRAYNHAM*	A	DAVIS W.D.
DAVID SCHAAD*	D	DUNNIGAN W.D.
WILLIAM VANDERWAAL*	A	DUNNIGAN W.D.
MATT DEADMOND*	D	GLIDE W.D.
MIKE PARISIO	A	GLIDE W.D.
MIKE ALVES*	A	GLIDE/KANAWHA W.D.
WADE DANLEY*	D	KANAWHA W.D.
RANDY HANSEN*	A	KANAWHA W.D.
ZACH DENNIS*	D	LAGRANDE/WESTSIDE W.D.
JIM JONES*	D	ORLAND-ARTOIS W.D.
CHARLES SCHONAUER*	A	ORLAND-ARTOIS W.D.
EMIL CAVAGNOLO*	A	ORLAND-ARTOIS W.D.
DAN RUIZ*	A	WESTSIDE W.D.
JAMES PETERSON*	A	WESTSIDE W.D.

DISTRICTS ABSENT:

4-M W.D.
GCID
HOLTHOUSE W.D.
KIRKWOOD W.D.

PROBERTA W.D.
THOMES CREEK W.D.

ALSO PRESENT:

JEFF SUTTON*
LISA DICHARRY
ANDREA CLARK*
RICH ROBERTSON
JENNIFER SCHEER

TCCA
TCCA
DOWNEY BRAND
USBR, WILLOWS
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 9:00a.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. 2022-07 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 continuing eligibility for utilization of teleconferencing for Board Meetings.

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

To approve TCCA Board of Directors Resolution No. 2022-07.

APPROVAL OF AGENDA

M/S/C-CHARTER/DANLEY-UNANIMOUS

To approve the November 02, 2022 Special Meeting Agenda.

PUBLIC COMMENT

None.

MONTHLY RE-OCCURRING ITEMS

A. **Board Meeting Minutes**

M/S/C -TRAYNHAM/DEADMOND-UNANIMOUS

To approve the October 05, 2022 Regular Meeting Minutes.

B. Treasurer's Report

M/S/C-SCHAAD/CHARTER-UNANIMOUS

To approve the September 2022 Financial Reports as presented.

C. USBR Report

Rich Robertson reported on the following: 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 timing and activities; electrical maintenance; erosion repairs; TC Canal/Funks Reservoir winter operations; canal water quality; water sampling; FPIP maintenance; security system installation; drain cleaning; vegetation control; SCADA system maintenance; meter repairs/maintenance/replacement; facility and equipment maintenance; and safety meetings.

Meetings/Presentations

- B. Manager Sutton reported on the following: Fall ACWA Conference; MP Region Water Users Conference Jan '23; Water Education Foundation FPIP tour/luncheon presentation; Meeting with Senator Boosman, Arkansas.

GENERAL BUSINESS

Discuss and Consider 2022 CVP Operations

- A. Manager Sutton reported on CVP and TCCA water operations for the year, reservoir levels and discussed operational limitations and potential opportunities throughout the remainder of the water year.

Discuss and Consider 2022/2023 Water Transfers

- B. Manager Sutton reported on the status of the current deliveries and invoicing for 2022 water transfers. Manager Sutton further reported on efforts to prepare for WY 2023 water transfer opportunities, requesting feedback from interested TC WDs regarding participation and quantities, as well as seeking authorization to contract for these efforts, by November 17th. Manager Sutton also encouraged interested TC WDs to begin discussions regarding potential participation and quantities related to the development of a ten-year water transfer document.

Discuss and Consider Warren Act Contract Renewals

- C. Manager Sutton reported on the status of discussions with USBR related to the development of an appropriate fee structure approach related to Warren Act Use solely within the confines of a transferred works facility like the TC Canal.

- Discuss and Consider CVP Contractor Notification- Reserved Works XM Funding**
- D. Manager Sutton reported on the procedures, details and timeline of USBR's efforts related to CVP Contractor Notification for use of BIL funding for extraordinary maintenance on BOR Reserved Works Facilities.
- Update on WIIN Act Contract Conversion**
- E. Attorney Clark provided an update on the procedural status of the WIIN Act litigation.
- Discuss and Consider Sites Project Authority**
- F. Manager Sutton and Director Traynham reported on the following Sites JPA activities: Status of Permits and Water Rights efforts; Public Outreach; and Finance/Funding/On-Boarding update.
- Discuss and Consider Sites JPA-TCCA Cooperative Agreement**
- G. Manager Sutton discussed efforts to finalize contractual language related to the Sites JPA- TCCA Cooperative Agreement. This document is being developed for the purpose of reimbursement by the Sites JPA for TCCA efforts related to permitting, conveyance and design efforts for the use of TCCA facilities.

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

The Board authorized Manager Sutton and Attorney Clark to proceed with to further develop appropriate terms and conditions related to the Sites JPA-TCCA Cooperative Agreement and authorized Manager Sutton to execute said document once finalized.

TCCA CHAIRMAN/VICE CHAIRMAN/DIRECTOR'S REPORTS

Chairman Dennis presented the new roster of TCCA Committees. Manager Sutton will send the final Committee List to the TCCA Water Districts.

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 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

B. No report.

OPEN SESSION

ADJOURNMENT

Chairman Zach Dennis adjourned the meeting at 10:15 AM.

Board Secretary
Jeffrey P. Sutton

Chairman
Zachary Dennis