

**MINUTES**  
**REGULAR MEETING OF THE BOARD OF DIRECTORS**  
Of the  
**TEHAMA-COLUSA CANAL AUTHORITY**  
5513 Hwy 162  
Willows, CA 95988  
April 05, 2023  
09:00 a.m.

**PRESENT:**

SHANDON SMITH*	D	COLUSA COUNTY W.D.
HALBERT CHARTER*	A	COLUSA COUNTY W.D.
SHELLY MURPHY	A	COLUSA COUNTY W.D.
DAVID SCHAAD*	D	DUNNIGAN W.D.
WILLIAM VANDERWAAL*	A	DUNNIGAN W.D. (left closed @ 11:05am)
MATT DEADMOND*	D	GLIDE W.D.
MIKE ALVES*	A	GLIDE/KANAWHA W.D.
DARIN TITUS*	D	KIRKWOOD 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.
JACK MOSIER*	D	PROBERTA W.D.
DAN RUIZ*	A	WESTSIDE W.D.

**DISTRICTS ABSENT:**

CORNING W.D.  
CORTINA W.D.  
DAVIS W.D.  
4-M W.D.  
GCID  
HOLTHOUSE W.D.  
THOMES CREEK W.D.

**ALSO PRESENT:**

JEFF SUTTON*	TCCA
LISA DICHARRY	TCCA
ANDREA CLARK*	DOWNEY BRAND
RICH ROBERTSON	USBR, WILLOWS
JENNIFER SCHEER	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 9:01a.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-SCHAAD/SMITH-UNANIMOUS**

To approve the April 05, 2023 Amended Regular Meeting Agenda.

**PUBLIC COMMENT**

None

**MONTHLY RE-OCCURRING ITEMS**

**A. Board Meeting Minutes**

**M/S/C - SMITH/SCHAAD-UNANIMOUS**

To approve the March 01, 2023 Regular Meeting Minutes.

**B. Treasurer’s Report**

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

To approve the February 2023 Financial Reports as presented.

**C. USBR Report**

Rich Robertson reported on the following: CVP Reservoir levels, releases and operations; Status of Warren Act renewals and Section 215 contracts for 2023.

**GENERAL MANAGER’S REPORT**

**Operations & Maintenance**

- A.** Manager Sutton reported on the following O & M activities: Preparation for operations of Corning and TC Canals; end of canal erosion repairs; drain cleaning; vegetation control; facility maintenance; equipment maintenance; meter repairs/maintenance/replacement; fence repairs; road grading; electrical maintenance/upgrades; check structure maintenance; safety meetings. Director Vanderwaal requested and others echoed, that the GM organize a Funks Reservoir Tour.

**Meetings/Presentations**

- B. Manager Sutton reported on the following: Congressman LaMalfa first quarterly state and federal agency water meeting at the TCCA Willows Board Room; Kanawha Water District meeting; DC Trip; ACWA meeting, April 17<sup>th</sup> Glenn County Board of Supervisor Special Meeting; Congressional Testimony on April 11<sup>th</sup> at Field Hearing.

**GENERAL BUSINESS**

**Discuss/Reminder Form 700/Ethics & Harassment Training Requirements**

- A. Manager Sutton reported that Form 700s must be filed with the Authority by April 1<sup>st</sup>; and reminded Directors of their Ethics/Sexual Harassment Training responsibilities and opportunities.

**Discuss and Consider Resolution 2023-04, Commendation**

- B. Manager Sutton presented a Board Resolution Commending (Former) Chairman Halbert Charter for his years of service to the TCCA for consideration. The Board applauded Director Charter's leadership, commitment and service and presented him with a framed copy of the Resolution and a print of the Fish Passage Improvement Project.

**M/S/C-SMITH/ALVES-UNANIMOUS**

To approve Resolution 2023-04 Commending (Former) TCCA Chairman Halbert Charter.

**Discuss and Consider WY 2023 Water Operations/Water Transfers**

- C. Manager Sutton reported on current and anticipated 2023 water operations, CVP allocations and operations and the suspension of work on forbearance water transfer documents.

**Discuss and Consider 2023 Non-Drought Year TCCA Budget Revisions**

- D. Manager Sutton reported on the budget status and increased cost implications associated with the dramatically improved hydrology and resulting circumstance of a non-drought water year. Manager Sutton provided a recommendation that no action be taken to adjust the 2023 TCCA Budget and committed to strive to work within the current established budget parameters. However, Manager Sutton did advise that increased cost implications associated with the pivot from a drought year to a full water year may require utilization of some level of operating reserves to cover the additional associated costs, that then would require additional assessments to refill that reserve in the 2024 budget. The Board accepted the recommendation and took no action to revise the 2023 TCCA Budget. Further, Manager Sutton forecasted that the 2024 budget would be developed assuming a full water year, without reliance on drought reserves and some level of increased costs associated with the restoration of staffing levels and other full water year cost implications as we recover from the current drought crisis.

**Discuss and Consider DWR Subsidence Monitoring Effort**

- E. Manager Sutton reported on a request from DWR to utilize the TC Canal lands near the Arbuckle area to install a GPS Subsidence Monitoring Station. The Board expressed no objection or concerns related to this effort, so long as it did not impact the TC Canal infrastructure or impair the TCCA O & M efforts. Moreover, several directors voiced encouragement for this effort in regard to the important data and monitoring that this effort will provide. Manager Sutton also discussed the coordination with USBR related to this effort.

**Discuss and Consider Designation of Authorized Voting Representative from TCCA for the ACWA Chairman/Vice-Chairman Election**

- F. Manager Sutton reported on the new ACWA voting protocols, requiring the designation of a TCCA voting representative for the election of the ACWA Chairman and Vice-Chairman.

**M/S/C-SCHAAD/TITUS-UNANIMOUS**

To approve Zach Dennis as the TCCA Voting Representative for the ACWA Chairman/Vice-Chairman Elections.

**Update on WIIN Act Contract Conversion**

- G. Attorney Clark provided an update on the procedural status of the WIIN Act litigation.

**Discuss and Consider Ability to Pay Study**

- H. Manager Sutton reported on USBR's recent inquiry related to TCCA Water District interest to participate in a new ATP Study (the current study expires in September). No district represented at the Board meeting indicated a desire to participate in a new ATP Study, except Chairman Dennis stated that he would conduct outreach to LaGrande WD (the only district that was entitled to a 50-50 cost share for the upcoming ATP study) inquiring if they had any interest. The Board agreed that any such effort would be the responsibility of the participating district(s), versus the previous practice of a TCCA organized communal effort.

**Discuss and Consider Sites Project Authority**

- I. Manager Sutton reported on the following Sites JPA activities: Committee efforts to review and recommend amendments to the Sites JPA Governance approach; status of Project Financing; status update on Sites Reservoir permits and environmental compliance; and recent outreach activities in Sacramento and Washington D.C. Manager Sutton also reported that Sites JPA Exec. Dir. Jerry Brown and Colusa County FCWCD Exec. Dir. Kim Vann have been invited and currently plan to attend and present at the May TCCA Board meeting.

**TCCA CHAIRMAN/VICE CHAIRMAN/DIRECTOR'S REPORTS**

Vice-Chairman Jones thanked all the TCCA Directors for their caring words and notes

while he was in the hospital and throughout his recovery.

## **ATTORNEY REPORT**

### **CLOSED SESSION**

#### **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 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 11:17 AM.

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Board Secretary  
Jeffrey P. Sutton

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Chairman  
Zachary Dennis