

MINUTES
SPECIAL MEETING OF THE BOARD OF DIRECTORS
Of the
TEHAMA-COLUSA CANAL AUTHORITY
5513 Hwy 162
Willows, CA 95988
December 05, 2023
9:00 a.m.

PRESENT:

| | | |
|---------------------|---|--------------------------------------|
| SHELLY MURPHY* | A | COLUSA COUNTY W.D |
| DAVID SCHAAD* | D | DUNNIGAN W.D. |
| WILLIAM VANDERWAAL* | A | DUNNIGAN W.D. |
| WADE MATHIS* | D | 4M W.D. |
| MATT DEADMOND* | D | GLIDE W.D. |
| MIKE ALVES* | A | GLIDE/KANAWHA W.D. |
| ZACHARY DENNIS* | D | LAGRANDE/WESTSIDE W.D. |
| JACK MOSIER* | D | PROBERTA W.D. |
| JIM JONES* | D | ORLAND-ARTOIS W.D. |
| EMIL CAVAGNOLO* | A | ORLAND-ARTOIS W.D. (Arrived at 10am) |
| DAN RUIZ* | A | WESTSIDE W.D. |

DISTRICTS ABSENT:

CORTINA W.D.
CORNING W.D.
DAVIS W.D.
GCID
KIRKWOOD W.D.
HOLTHOUSE W.D.
THOMES CREEK W.D.

ALSO PRESENT:

| | |
|----------------|---------------------------|
| JEFF SUTTON* | TCCA |
| ANDREA CLARK* | DOWNEY BRAND (OVER PHONE) |
| RICH ROBERTSON | USBR, WILLOWS |
| JACOB BERENS | USBR, WILLOWS |
| ADAM NICKELS | USBR, SACRAMENTO |
| MIKE URKOV | URKOV CONSULTING |

“*” indicates closed session attendance

“D” indicates designated director “A” indicates designated alternate

CALL TO ORDER

Chairman 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 9 Districts represented.

APPROVAL OF AGENDA

M/S/C-JONES/MURPHY-UNANIMOUS

To approve the December 05, 2023 Special Meeting Agenda.

PUBLIC COMMENT

None

MONTHLY RE-OCCURRING ITEMS

A. Board Meeting Minutes

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

To approve the November 01, 2023 Special Meeting Minutes.

B. Treasurer's Report

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

To approve the October 2023 Financial Reports as presented.

C. USBR Report

Adam Nickels, USBR Deputy MP Regional Director, reported on the following: CVP Water Operations and Hydrology Update; Future reliance on Section 3F provisions for surplus flow diversion opportunities with a TBD pricing structure prior to March 1, 2024 (NOD discussions regarding tier triggers with NCAO forthcoming); Update on status of 2024 BIL funded Extraordinary Maintenance Projects, with more information regarding full list of projects, estimated costs, and other details to be provided prior to finalization, letters of support and/or concern welcomed; Update on the status, timing, and overview details related to the Re-consultation on the Biological Opinion for the Long Term Operations of the CVP/SWP, focus on the new Shasta Reservoir Operations and carryover

requirements, overview of effect on water allocations and settlement contractor provisions; Update on status of water transfers in regard to efforts to effectuate a new long term water transfer environmental document; update on accelerated transfer program – clarifying that all settlement contract, repayment contract, and water service contract supplies are eligible for transfer between in-basin contractors pursuant to the accelerated transfer program.

GENERAL MANAGER'S REPORT

Operations & Maintenance

- A. Manager Sutton reported on the following O & M activities: TC and Corning Canal operations/winterizing; TC staff member assisting on Salt Creek gravel augmentation project; erosion repairs; vegetation management; canal mile post painting; signage replacement; check structure maintenance; equipment repairs and maintenance; road grading; Draining of Funks Reservoir; Winter Maintenance Shutdown activities focused on sediment removal and concrete repairs; purchase of new utility truck and long-reach excavator; safety meetings. Board discussion of cancellation of the January 2024 TCCA Board Meeting, which was universally supported by the TCCA Directors in attendance [Manager Sutton will coordinate on a Special January TCCA Board Meeting if necessary].

Meetings/Presentations

- B. Manager Sutton reported on the following: Mid-Pacific Region Water Users conference in Reno, January 24-26, 2024, TCCA to host Director dinner on Wednesday evening (Jan. 25th) at Louis' Basque Restaurant.

GENERAL BUSINESS

Discuss and Consider WY 2023 CVP/TCCA Water Operations

- A. Manager Sutton reported on the following: The healthy status of CVP reservoirs; Winter Maintenance Shutdown activities beginning at the start of December, with dewatering of Funks Reservoir, the Corning Canal, and the TC Canal focused in the Orland/Willows region at the outset (Dec.-mid Jan).

Update on WIIN Act Contract Conversion

- B. Attorney Clark provided an update regarding the procedural status of the WIIN Act litigation related to CVP Contract Conversion.

Discuss and Consider Sites Project Authority

- C. Manager Sutton, Director Vanderwaal and Director Murphy reported on the following Sites JPA activities: Certification of the CEQA EIR for Sites Reservoir at the November Sites JPA Meeting; Status of the Sites Water Rights Application to the SWRCB; Update on the Finance Plan; and TCCA/Sites JPA Cooperative Agreement activities related to development of wheeling rates, engineering support, construction activities, and operational details. Mike Urkov, Consultant to the Colusa County Flood Control and Water Conservation District, provided an update on CCFCWCD activities, including: Details related to the formation of the organization; development of bylaws and a representative Board; Financing

details; Schedule; Enrollment; Development of the Benefits and Obligations Agreement; Sites JPA interaction and representation; Development of operational and place of use details; Obtaining prompt notice of additional interest in participation.

TCCA CHAIRMAN/VICE CHAIRMAN/DIRECTOR'S REPORTS

Director Vanderwaal reported on the last day of the SWRCB Bay-Delta Water Quality Control Plan Update Hearing on December 11th; and in regard to the DWD Winter Water Right Application.

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, Traynham and Smith
- B. No report.

ADJOURNMENT

Chairman Dennis adjourned the meeting at 11:38am.

Board Secretary
Jeffrey P. Sutton

Chairman
Zachary Dennis