

Inland Water & Power Commission

P.O. Box 1247 • Ukiah, CA 95482

Phone (707) 391-7574 • Email: iwpc@mendoiwpc.com

AGENDA
Regular Meeting

Date: March 14, 2019 Thursday
Time: 6:00 p.m.
Place: Conference Room 5
City of Ukiah Civic Center Annex
411 West Clay
Ukiah, CA 95482

(All items are considered action items unless otherwise noted)

1. Roll Call
2. Public Expression - See end of agenda for information on public expression
3. Minutes
 - a. Approval/Correction of minutes of the meetings of February 14, 2019
4. Consent Calendar
 - a. Approve expenses on billing statements for February 2019
 - b. Update on financial accounts
5. Commissioner Reports — Reports by Commissioners on meetings attended or actions taken by their agencies as well as informational items, including:
 - a. Report from the Upper Russian River Stewardship Alliance regarding frost water use
 - b. Eel/Russian River Commission meeting update
 - c. North Coast Quagga/Zebra Mussel Prevention Consortium update
 - d. Update regarding actions and discussion of the state water bond issues
 - e. Report on Upper Russian River Water Agency JPA
 - f. Report on the Upper Russian River Water Manager's meeting
 - g. Discussion of ground water rights & Sustainable Groundwater Mgmt. Act (SGMA)
 - h. Update on the City of Ukiah recycled water purple pipe project
 - i. Discussion of SB88 in regard to measurement requirements for water diverters
 - j. Russian River Confluence project update
 - k. CalCannabis regulation update and related issues
6. Potter Valley Project
 - a. Status report on PG&E's relicensing of the Potter Valley Project
Discussion of PVP sale and acquisition alternatives
 - b. Update on current Lake Pillsbury releases to the Eel & Russian rivers and related issues
 - c. Update on the Sandoval Study
7. Update on the IWPC Communication Program and Website

8. U.S. Army Corps of Engineers Feasibility Study on Coyote Dam – Update on Corps’ activities and input from Participating Members
 - a. Report on Lake Mendocino water levels and conditions at Coyote Valley Dam
 - b. Update on Feasibility Study & meeting with the Corps of Engineers
 - Discussion of August 27, 2018 FS letter from Corps and possible action
 - c. Discussion of researching grant funding for the Feasibility Study match
 - d. Progress on Congressman Huffman’s ‘Forecast Informed Reservoir Operation’s bill
9. NMFS Listing of the Coho Salmon and Steelhead as Threatened
 - a. Executive Committee and/or Public Policy Facilitating Committee Reports
 - b. Biological Opinion Implementation Update
 - c. Discussion of NOAA’s Habitat Blueprint Plan and designation of the Russian River as the first national Focus Area
10. Discussions and reports of additional water supply sources and storage sites
11. State Water Resources Control Board - Updates on various activities from the SWRCB
 - a. AB2121
 - b. D1610
12. CLOSED SESSION: Conference with Real Property Negotiators (Gov’t Code §54956.8)
Property: PG&E Potter Valley Project
Agency Negotiators: Janet Pauli
Negotiating Parties: Commission and PG&E
Under Negotiation: Price and Terms of Payment
13. Adjournment

PUBLIC EXPRESSION

The Commission welcomes participation in their meetings. Comments shall be limited so that everyone may be heard. This item is limited to matters under the jurisdiction of the Commission which are not on the posted agenda and items which have not already been considered by the Commission. The Commission limits testimony on matters not on the agenda to three (3) minutes per person. No action will be taken. Individuals wishing to address the Commission under Public Expression are welcome to do so throughout the meeting day. To best facilitate these items, please notify either the Chairman of the Commission or the Secretary of the Commission.

CLOSED SESSION

If agendized, the Commission may adjourn to a closed session to consider litigation, personnel matters, or real estate negotiations. Discussion of real estate negotiations may be held in closed session - Authority: Government Code Section 54956.8. Discussion of litigation or pending litigation may be held in closed session -- Authority: Government Code Section 54956.9. Discussion of personnel matters may be held in closed session -- Authority: Government Code Section 54957.

ADDITION TO THE AGENDA

(If any) in accordance with Section 54954.2 (b)(2) of the Government Code (Brown Act) Two-thirds Vote Required for Action Items. (Upon determination by a two-thirds vote of the legislative body, or, if less than two-thirds of the members are present, unanimous vote of those members present, that the need to take action arose after the Agenda was posted.)

Mendocino County

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draft

MINUTES

Regular Meeting

February 14, 2019

The meeting was called to order at 6:00 p.m. in Conference Room 5, located in the City of Ukiah Civic Center Annex, 411 West Clay, Ukiah, CA by Chair Janet Pauli.

The following Commissioners were present:

Janet Pauli--Chair (Potter Valley Irrigation District)

John Reardan—Vice-Chair (Russian River Flood Control District)

Marvin Talso--Commissioner (Redwood Valley County Water District)

Carre Brown—Commissioner (Mendocino County Water Agency)

The following Commissioners were absent:

Jim Brown--Commissioner (City of Ukiah)

The following individuals were present:

Will Carson—Alternate RRFC

Matt Froneberger—RRFC Manager

James Green—Public citizen, Deerwood

Granville Poole—RVCWD Alternate

Devon Jones—Manager Farm Bureau

Public Expression

Chair Pauli explained that anything not currently on the agenda may be discussed at this time, however no action could be taken. She further advised that comments would be welcome throughout the meeting.

Minutes

On a motion by Vice-Chair Reardan, seconded by Talso, the minutes of the meeting of January 10, 2019 were unanimously approved

Consent Calendar

On a motion by Commissioner Brown, seconded by Reardan, the consent calendar items for January 2019 were unanimously approved

Commissioner Reports

- a. Report from the Upper Russian River Stewardship Alliance regarding frost water use—Jones reported that the frost weather season is approaching, but she feels that with all the rain we have had, it shouldn't be an issue. April 1st is when reporting is due for all appropriate water rights.
- b. Eel/Russian River Commission meeting update—The next meeting is on March 29th in Eureka. Commissioner Brown reported that there is a request for agenda items so if there is anything that IWPC wants on the agenda, to let her know. The PVP is a standing agenda item.
- c. North Coast Quagga/Zebra Mussel Prevention Consortium update—Commissioner Brown has asked to have a meeting with the Corps regarding Lake Mendocino. She has several items on the agenda including funding for Quagga mussel prevention.
- d. Update regarding actions and discussion of the state water bond issues—Commissioner Brown reported that the legislature has once again introduced a bill to place a fee on water customers to fund the cleanup of polluted drinking water in the state.
- e. Report on the Upper Russian River Water Agency JPA—Carson reported that JPA members are reassessing the reasons that the JPA has stalled out and he believes that it will be moving forward again once several important hurdles are addressed. Some of the issues include the 'zones of benefit'. They are working at keeping liabilities within the source district so that they don't bleed over to the other districts. Another hurdle is the discussion of water rights and how that will work under consolidation.
- f. Report on Upper Russian River Water Manager's meeting—Chair Pauli reported that the next meeting will be March 20 at 3 pm in Cloverdale.
- g. Discussion of ground water rights & Sustainable Groundwater Mgmt Act (SGMA)—Commissioner Brown reported that the consultants were not able to make the TAC meeting because of flooding and closed roads. At the meeting, there was a presentation on communication and community involvement.
- h. City of Ukiah purple pipe recycled water program—No report.
- i. Discussion of SB88 (measurement requirements for water diverters)—No report.
- j. Russian River Confluence project update—No report.
- k. CalCannabis regulation and related issues—The Department of Pesticides is coming to Mendocino County to provide training to the cannabis growers.

Potter Valley Project

- a. Status report on PG&E's relicensing of the PVP—Chair Pauli reported that on January 25, PG&E withdrew their offer to auction the PVP and had stopped the relicensing process. The IWPC Indicative Proposal to purchase the PVP was very close to being completed, but at this point it

may be irrelevant. It is still unclear what FERC is going to do about this withdrawal. However, PG&E will continue to manage the PVP until it is clear what FERC's determination will be. It has been recommended that IWPC request an extension from FERC as so many people will be affected by this decision. She has left a message for Timothy Konnert at FERC but has not heard back as yet. When Konnert calls Pauli back, she will ask about requesting an extension. Congressman Huffman may request the extension, but the latest it could go would be April 2020. If FERC orphans the project, another entity can request a new license application, but the question is whether they will have to continue the millions of dollars of studies that were required of PG&E by FERC. If IWPC moves towards taking over the relicensing, a major coalition of members would need to be formed. Huffman has asked to use the IWPC name to apply for funding to continue the Ad Hoc subcommittees as PG&E has backed out of funding them.

In July 2017, the state Department of Safety of Dams identified 12 PG&E dams out of 93 around the state that needed detailed inspections because they had the potential for some sort of failure. PVP was not one of them.

CalTrout came out in January listing Scott Dam as one of the 5 top dams in CA that should be removed. The dams were chosen 'scientifically' as having little to no benefit for people, which of course is not true of Scott Dam

Pauli had a call from State Assembly member Jim Wood who heard about the PG&E pull out and was very concerned. Senator Mike McGuire also called her and stated that he feels the state is going to take a stand on PG&E's bankruptcy.

b. Update on current Lake Pillsbury releases to the Eel & Russian rivers—Pauli reported on the inflows and lake levels. Fishery returns: 95 Chinook for the year, Steelhead counts at 97.

c. Sam Sandoval Study—Sandoval and Pauli met on the modeling project. Now that we have clearer idea on the issues that should concern us regarding the Eel and Russian River flows, she asked him to verify the results from the Huffman Ad Hoc groups on the impacts of removing Scott Dam, especially if Coyote Valley Dam is not raised. We already know the devastating results if PVP is taken away. We can ask him to run all kinds of scenarios based on the model that he now has.

Update on the IWPC Communication Program

a. Website—No report.

U.S. Army Corps of Engineers Feasibility Study on Coyote Dam

a. Report on Lake Mendocino water levels and conditions at Coyote Valley Dam—No report.

b. Discussion of Feasibility Study (FS)—No report.

c. Discussion of grant funding for the FS—No report.

d. Progress on Huffman's Forecast Informed Reservoir Operations bill—The Corps is running the dam under the FIRO plan so it will be interesting on how it works with the large storms that we are having this winter.

NMFS Listing of the Coho Salmon and Steelhead as Threatened

a. Executive Committee and/or Public Policy Facilitating Committee Reports—No report.

b. Biological Opinion Implementation Update—No report.

c. Discussion of NOAA's Habitat Blueprint Plan and designation of the Russian River as the first National Focus Area—No report.

Discussions and Reports of Additional Water Supply Sources and Storage Sites

No report.

State Water Resources Control Board Items

AB2121—No report.

D1610—No report.

The meeting was adjourned at 7:35.

Candace Horsley
IWPC staff

IWPC Financial Accounts

March 2019

Savings Bank: IWPC account (Quarterly statements)	\$ 867	As of 3/11/19
Savings Bank: Corps account (Monthly statements)	\$ 664	As of 3/11/19
Mendocino County Auditor's Office	\$ 138,841	As of 1/2019*

*Included in total is \$26,000 to complete Sandoval study and \$62,000 designated for Downey Brand. We received a check of \$19,612.68 from the Farm Bureau in February.

MENDOCINO COUNTY INLAND WATER AND POWER COMMISSION

Billing Statement

February 2019

1. Staff Charges:

<u>Date</u>	<u>Description</u>	<u>Hrs</u>	<u>Rate</u>	<u>Amount</u>
2/14	Meeting	1.75	\$18.00	\$ 31.50
2/25	Accounting	1.00	\$18.00	\$ 18.00
2/28	Minutes	1.00	\$18.00	\$ 18.00
3/10	Agenda packet	1.00	\$18.00	\$ <u>18.00</u>
Subtotal				\$ 85.50

2. Miscellaneous:

Downey Brand billing for January 2019	\$8,357.00
Tom Johnson, PVP consultant, billing for February 2019	<u>1,000.00</u>

TOTAL **\$9,442.50**