

Inland Water & Power Commission

P.O. Box 1247 • Ukiah, CA 95482

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

A G E N D A
Regular Meeting

Date: July 9, 2020 Thursday
Time: 6:00 pm – Closed Session

6:30 pm – Open Session (time approximate)

Zoom online video conference:

<https://us02web.zoom.us/j/86539174811> --copy and paste into browser

Meeting ID: 865 3917 4811

Dial in by phone only: 669 900 6833

The Commission meeting will be held via video/teleconference. The public may observe and comment by phone or by Zoom webinar. If the public wishes to provide comment before the meeting on any of the agenda items, please email mciwpc@mendoiwpc.com by 5:00 pm Thursday July 9, 2020.

6:00 pm

CLOSED SESSION: Conference with Real Property Negotiators (Gov't Code §54956.8)

Property: PG&E Potter Valley Project

Agency Negotiators: Janet Pauli & David Aladjem

Negotiating Parties: IWPC and FERC

Under Negotiation: Price and Terms

6:30 pm

1. Roll Call
2. Public Expression - See information above for information on public expression
3. Minutes
 - a. Approval/Correction of minutes of the meetings of June 11, 2020
4. Consent Calendar
 - a. Approve expenses on billing statements for June 2020
 - 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. CalCannabis regulation update and related issues
6. Potter Valley Project
 - a. Status report and discussion of the Two-Basin Partnership efforts to license the Potter Valley Project
 - 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 new Feasibility Study & possible funding
 - c. 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
 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. 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 agendaized, 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

Inland Water & Power Commission

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draft

MINUTES

Regular Meeting

June 11, 2020

Closed Session

The Commissioners entered Closed Session at 6:04 p.m.

CLOSED SESSION: Conference with Real Property Negotiators (Gov't Code §54956.8)

Property: PG&E Potter Valley Project

Agency Negotiators: Janet Pauli & David Aladjem

Negotiating Parties: IWPC and FERC

Under Negotiation: Price and Terms

The Commissioners came out of Closed Session at 6:35 p.m. No reportable action under the Brown Act was taken and the meeting was adjourned.

Open Session

The meeting was called to order at 6:35 p.m. via video conference by Chair Janet Pauli.

The following Commissioners were present on the call:

Janet Pauli—Chair (Potter Valley Irrigation District)

Carre Brown—Vice-Chair (County of Mendocino Water Agency)

John Reardan—Commissioner (Russian River Flood Control District)

Granville Pool—Alternate Commissioner (Redwood Valley County Water District)

Juan Orozco—Commissioner (City of Ukiah)

The following individuals were participants:

Matt Froneberger—Alternate RRFCD

Elizabeth Salomone—RRFCD General Manager

Christopher Watt

Devon Jones—MCFB Manager

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 Brown, seconded by Reardan, the minutes of the meeting of May 12, 2020 were unanimously approved.

On a motion by Vice-Chair Brown, seconded by Reardan the minutes of the meeting of May 14, 2020 were unanimously approved.

Consent Calendar

On a motion by Vice-Chair Brown, seconded by Reardan, the consent calendar items for May 2020 were unanimously approved with the following change: Downey Brown billing should be \$39,075.19.

Commissioner Reports

a. Report from the Upper Russian River Stewardship Alliance regarding frost water use—Chair Pauli reported that frost water was used this year, so reporting will be done on the Main Stem and Tributaries.

b. Eel/Russian River Commission meeting update—No report.

c. North Coast Quagga/Zebra Mussel Prevention Consortium update—Vice-Chair Brown reported that the Corps is now allowing boats into the lake and they expect the Quagga Mussel contractor will be there to inspect.

d. Update regarding actions and discussion of the state water bond issues—No report.

e. Report on the Upper Russian River Water Agency JPA—Salomone reported that the JPA did meet and invited Willow Water District to return to the JPA, which they have voted to do. The Sanitation District also has been invited to join. RRFCD is officially off the Board.

f. Report on Upper Russian River Water Manager's meeting—Vice-Chair Brown reported that there was a meeting on June 3, where they were given updates on the PVP licensing process, FIRO operations at Lake Mendocino and on water supply conditions since there has only been 14 inches of rain this winter. Temporary change petitions have been filed for both Lake Pillsbury and Lake Mendocino. They also discussed the termination of the Coyote Dam Feasibility Study by the Corps. The next meeting will be in August.

g. Discussion of ground water rights & Sustainable Groundwater Mgmt Act (SGMA)—Vice-Chair Brown relayed that Sonoma Water has asked that Mendocino County come give them an update on their Groundwater Sustainability Plan in August.

h. City of Ukiah purple pipe recycled water program—No report.

j. CalCannabis regulation and related issues—Vice-Chair Brown reported that the Supervisors will have a special meeting to discuss the recommendations on licenses and where the County goes at this point. There was a lot of comments from growers to the Board on what direction they thought the County should go.

Potter Valley Project

a. Status report and discussion of the Two-Basin Partnership efforts to license the Potter Valley Project—Pauli reported that they filed the Feasibility Study Report on time and are now in the 45 day Comment Period which ends on June 28. The Forest Service has asked for another 45 day extension so that they can comment on the study plans. Pauli urged each of the IWPC

agencies to make comments on their own expressing support and any concerns. There is information on the PVID and Farm Bureau websites on how to submit your comments.

The Partners are looking to hire a consultant with FERC licensing expertise. Sonoma Water is preparing a request for quotes, though there is a very short timeframe for submittal of the proposals and interviewing the entities with a goal of finalizing in August. The estimated cost for the next phase of the licensing process is around \$400-500,000. In order to pay for these consultants and for the IWPC attorney, Pauli asked the IWPC members to go to their boards and request an additional \$50,000 each to cover these costs through to next March 2021, at which time additional funding will be needed. The Partners must file an initial study report on the approved Study Plan, which is due by September 14, 2020. They have until October to file the initial study report and all of the meeting summaries. Then stakeholders may file disagreements or other requests to amend the Study Plan by November 13, 2020. Another period for stakeholder comments goes to December 14. In January, FERC will issue a determination on the disagreements on the amendments and the Study Plan will be finalized. The studies will then commence from January to December 2021, which are expected to cost \$10 million, and obviously will require outside funding sources. The Partners are hoping that FERC will allow a time extension.

b. Update on current Lake Pillsbury releases to the Eel & Russian rivers— There are now two variances in place due to the low inflow and storage levels at Lake Pillsbury. This year's rainfall is the third lowest year on record, since 1894. Since the mandated flows could not be maintained as there is not enough water in the Lake to meet the requirements, the Drought Working Group met and filed a variance request to FERC which they have approved. PVID has gone to a demand schedule so that PG&E only supplies what is required for irrigation in Potter Valley.

As flows into Lake Mendocino are also much lower, Sonoma Water realized that they might not be able to meet the flows for fish migration in September and have submitted a petition to the State Water Board to reduce flows to 50 cfs on the upper river and 60 cfs on the lower river below Dry Creek. This most likely will have an impact on water rights. Jones reported that farmers may not be able to divert due to the low flows. She also mentioned that Sonoma Water requested the water users in the upper basin organize to discuss low flows and how to move forward.

c. Sam Sandoval Study—No report.

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)—The funds left over at the Corps for the FS have been sent back to IWPC and deposited. The Corps is in the process of transferring their Savings Bank funds to the IWPC bank account.

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

d. Progress on Huffman’s Forecast Informed Reservoir Operations bill—No report.

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.

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.

Adjourned at 7:50 pm.

Candace Horsley, IWPC staff

IWPC Financial Accounts

July 2020

Savings Bank: IWPC account (Quarterly statements)	\$ 1,517	As of 7/5/20
Savings Bank: Corps account (Monthly statements)	\$ 0	As of 7/5/20
Mendocino County Auditor's Office	\$145,103	As of 5/2020*

*After June bills are paid, there will be: \$26,000 to complete Sandoval study; \$57,509 for PVP.

NOTES

County paid \$50,000 for PVP June 2020

MENDOCINO COUNTY INLAND WATER AND POWER COMMISSION

Billing Statement

June 2020

1. Staff Charges:

<u>Date</u>	<u>Description</u>	<u>Hrs</u>	<u>Rate</u>	<u>Amount</u>
6/11	Meeting	2.00	\$18.00	\$ 36.00
6/12	Accounting	3.00	\$18.00	\$ 54.00
6/25	Minutes	1.50	\$18.00	\$ 27.00
June	Website downloads (5x)	2.00	\$18.00	\$ 36.00
June	Misc, billing, Corps, County	4.00	\$18.00	\$ 72.00
July 5	Agenda packet	1.50	\$18.00	<u>\$ 27.00</u>
	Subtotal			\$252.00

2. Miscellaneous:

Downey Brand billing for May 2020	\$21,603.83
Thomas Johnson billing for June 2020	\$ 7,200.00
Jendi Coursey, website analytics	<u>\$ 75.00</u>
Subtotal	\$28,878.83

TOTAL **\$29,130.83**