

A G E N D A
Regular Meeting

Place: County UCCE Farm Advisor/Ag building meeting room
890 N. Bush St., Ukiah

Date: July 13, 2023 Thursday

Time: 6:00 pm—Hybrid meeting Zoom Link

Join Zoom Meeting at-

<https://us02web.zoom.us/j/83613591141>

Meeting ID: 836 1359 1141

Dial in by phone: 669 900-6833

6:00 pm Open Session

1. Roll Call

- 2. Public Expression** - The Commission meeting will be held in person and by video/teleconference. The public may observe and comment in person or by Zoom webinar. See end of agenda for additional information on public expression.

3. Minutes

- a. Approval/Correction of meeting minutes for June 8 & 14, 2023

4. Consent Calendar

- a. Approve expenses on billing statement for June 2023
b. Update on financial accounts

- 5. Commissioner Reports** — Reports by Commissioners/Staff on meetings attended or actions taken by their agencies as well as informational items. Each Commissioner will be given an opportunity to speak on any activities of interest regarding drought response, groundwater updates, committee meetings etc. that are relevant to the IWPC members.

6. Update on the Russian River Water Forum

- 7. Potter Valley Project**
 - a. Status report and discussion on the Potter Valley Project
 - b. Continued discussion of funding ongoing PVP negotiations between MCIWPC, FERC and PG&E

- 8. U.S. Army Corps of Engineers Feasibility Study for Raising Coyote Dam**
 - a. Update on Federal funding for the Feasibility Study

- 9. NMFS Listing of the Coho Salmon and Steelhead as Threatened**
 - a. Public Policy Facilitating Committee Reports
 - b. Biological Opinion Implementation Update

- 10. Discussion and possible approval of IWPC operational budget for 2023/24**

- 11. 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

P.O. Box 1247 • Ukiah, CA 95482

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draft
MINUTES
Regular Meeting
June 8, 2023

Open Session

The meeting was called to order at 6:02 p.m. in the County Ag conference room 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)
Cassie Tanning —Alternate Commissioner (Redwood Valley County Water District)
Mari Rodin—Commissioner (City of Ukiah)

The following Commissioners were absent:

Glenn McGourty— Commissioner (County of Mendocino Water Agency)

The following individuals were participants:

Online: Steve Elliott, Guinness McFadden, Sean White, Carol Cinquini
Chris Watt—Alternate RRFC
Phil Williams—City of Ukiah attorney

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 Commissioner Rodin, seconded by Reardan, the minutes of the regular meeting of May 11, 2023 were unanimously approved. On a motion by Vice-Chair Reardan, seconded by Rodin, the minutes of the special meeting of May 31, 2023 were unanimously approved.

Consent Calendar

On a motion by Vice-Chair Reardan, seconded by Rodin, the consent calendar items for May 2023 were unanimously approved.

Commissioner Reports

- Watt reported that the RRFC reviewed their budget expenses and revenues, and a rate increase is called for so they will be discussing how to do that. Projects such as the Coyote Dam raise, RRWF and IWPC costs are being considered and included in the expense line items. Additionally, the Board went over questions ahead of the RRWF caucus and provided feedback for the representatives attending the meeting.
- Cassie reported that they are working with LACO on the Masonite wells.

Report on the Russian River Water Forum

Pauli reported on the various Russian River caucuses that have met between Sonoma and Mendocino counties. The joint meeting represented water suppliers and farmers. Watt relayed that he that it was very interesting to hear all the perspectives on all the various agencies from very small to the size of Sonoma Water. They all seemed open to dialogue and listening to other viewpoints. They were looking for common interests and figuring out how to phrase the points to consider both the Russian and Eel sides. Also discussed was how the continuation of water supply to the Russian River would be paid for and who would benefit in order to figure out the apportionments.

The next Planning Group meeting will be next week on June 12 from 1 to 4 pm. The draft Charter will be discussed and whether modifications are needed. Kearns and West will be responsible for attempting to bring people's viewpoints and concerns together.

Potter Valley Project

- a. Status report and discussion of the Potter Valley Project and Funding efforts—Pauli reported that PG&E has filed a variance for releases from Lake Pillsbury since they are not closing the gates at Scott Dam, and as a result we started off with a 20,000 AF deficit in storage. It is the same result as a drought year. They asked FERC for a variance because they cannot comply with the license flows due to the gates being open even though currently there is still inflow to the lake. Once that has lowered, the lake levels will come down very quickly and can't be drawn down below 12,000 AF for dam safety concerns. The fishery agencies are not going to require the 30,000 AF minimum pool to keep the water being released as cool as possible. After studying this practice, they determined that the water at the bottom isn't any cooler than at the top towards the end of the summer no matter what the initial lake level was at the beginning of the season.
- b. Consideration of forming an Ad Hoc for future discussions with PG&E—Pauli reported that Commissioner McGourty felt that having more Closed Sessions on this issue rather than forming an Ad Hoc Committee would be more beneficial. Reardan agreed with McGourty that it would be better to have more Closed Sessions with attorney reports so that all Commissioners could hear what is going on. Watt questioned whether the Ad Hoc would be reporting to the attorney or vice versa. Pauli suggested that we wait until we have the next Closed Session to decide what we need to do in the future. The Commissioners agreed.
- c. Continued discussion of funding ongoing PVP negotiations between MCIWPC, FERC and PG&E—No report.

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

a. Update on Federal funding for the Feasibility Study—the Corps has contacted Pauli regarding the letter of intent for the Feasibility Study and asked if she would like to change the wording based on events that have occurred since the original document was written.

The new agreed upon language is as follows, with Pauli's comments in bold:

... increased development, [**drought and changes in water supply reliability as well as mitigation of an ESA Section 7 Consultation finding Jeopardy with the operations of Coyote Valley Dam in Mendocino County has raised interest in additional water supplies and**

modification of Coyote Valley Dam]. Previous reports completed by other federal agencies have substantiated the local sponsor's claim that a larger water supply is required to meet future demands. The accelerated rate of sedimentation in Lake Mendocino (the current capacity has fallen to 116,470 ac-ft from the original capacity of 122,400 ac-ft because of sedimentation) is posing further problems for future water users, recreation, and environmental resources.

NMFS Listing of the Coho Salmon and Steelhead as Threatened

- a. Executive Committee and/or Public Policy Facilitating Committee Reports—The PFFC met in May. White reported that they gave overviews of ongoing projects such as the Dry Creek restoration and habitat improvements. Also, they hope to have the BO updates ready by next summer. Williams felt that there will be additional stressors on the endangered species that were not there in 2008.
- b. Biological Opinion Implementation Update—No report.

Discussion and possible approval of Agency contribution for June billing—

The IWPC Finance Ad Hoc has met with the City and County staff to discuss possible formulas for contributions to IWPC for the PVP and other projects, such as raising Coyote Valley Dam. Pauli is asking that each of the five agencies contribute \$50,000 for this fiscal year to help fund our PVP attorney, consultant and matching funds for the DWR grant. An invoice for this amount will be sent out to each of the agencies in the next week.

Adjourned at 7:05 p.m.

Candace Horsley
IWPC Staff

Mendocino County

Inland Water & Power Commission

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MINUTES

Special Meeting

June 14, 2023

Open Session

The meeting was called to order at 5:07 p.m. in the County Ag conference room by Chair Janet Pauli.

Closed Session

Commissioners: Pauli, Rodin, Reardan, Schoeneman, Mulheren, Watt, McGourty, Tanning; Staff: Salomone, White; attorneys Cliff Paulin, Phil Williams, Zolezzi and Shapiro entered Closed Session at 5:12 p.m.

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

Property: PG&E Potter Valley Project

Agency Negotiators: Janet Pauli and Scott Shapiro

Negotiating Parties: IWPC and PG&E

Under Negotiation: Price and Terms

The Commissioners came out of Closed Session at 6:40 p.m. Direction was given to the negotiating parties and no reportable action under the Brown Act was taken.

Adjourned at 6:42 pm.

Candace Horsley

IWPC Staff

IWPC Financial Accounts
July 2023

Savings Bank: IWPC account	\$ 723	As of 7/5/2023
Mendocino County Auditor's Office	\$128,072	As of March end 2023

After June 2023 bills are paid, we will have \$41,156 in the PVP account.

MENDOCINO COUNTY INLAND WATER AND POWER COMMISSION

Billing Statement

June 2023

1. Staff Charges:

<u>Date</u>	<u>Description</u>	<u>Hrs</u>	<u>Rate</u>	<u>Amount</u>
6/2,6,8,14	Meetings	8.00	\$18.00	\$144.00
6/9	Accounting & meeting follow-up	5.00	\$18.00	\$ 90.00
6/28	Minutes...3 sets	3.00	\$18.00	\$ 54.00
June	Website main. & access issues	8.00	\$18.00	\$144.00
June	Billing, WF, insurance, corres.	11.00	\$18.00	\$198.00
June	Public communications	2.00	\$18.00	\$ 36.00
7/9	Agenda packets	9.00	\$18.00	<u>\$162.00</u>
	Subtotal			\$828.00

2. Miscellaneous:

SDRMA annual insurance premium	\$ 2,807.81
Downey Brand for May 2023	\$13,750.50
Tom Johnson (May \$9,264 & June \$9,459.35)	\$18,723.35
Jendi Coursey, website changes	<u>\$ 125.00</u>
Subtotal	\$35,406.66

TOTAL **\$36,234.66**

Domain renewal, 2 years--\$29.52 PayPal