



December 9, 2015

-- AGENDA --  
**MEETING OF THE DELTA STEWARDSHIP COUNCIL**  
**Thursday, December 17, 2015**  
**Park Tower Plaza – 2<sup>nd</sup> Floor Conference Center**  
**980 9<sup>th</sup> Street, Sacramento, California 95814**

THE AGENDA ITEMS LISTED BELOW MAY BE CONSIDERED IN A DIFFERENT ORDER PURSUANT TO THE DETERMINATION OF THE COUNCIL CHAIR. TIMES LISTED ON THE AGENDA ARE APPROXIMATE ONLY. AT THE DISCRETION OF THE DELTA STEWARDSHIP COUNCIL, ALL ITEMS APPEARING ON THIS AGENDA, WHETHER OR NOT EXPRESSLY LISTED FOR ACTION, MAY BE DELIBERATED UPON AND MAY BE SUBJECT TO ACTION. PUBLIC COMMENT MAY BE LIMITED TO THREE MINUTES PER PERSON.

- 9:00 a.m.**    **1. Welcome and Introductions**
- 2. Roll Call – Establish a Quorum (Water Code §85210.5)**
- Approx. Time:**    **3. Closed Executive Session: Litigation (Not Open to the Public) (Action Item)**  
**9:05 a.m.**            *The Council may discuss litigation matters pursuant to Government Code §11126 (e)(2)(a), (e)(2)(B)(i), and/or (e)(2)(C)(i), including: (a) Delta Stewardship Council Cases, Coordinated Proceeding JCCP No. 4758, and (b) Bracewell Engineering Inc., et al., v. Delta Stewardship Council, et al., Sacramento County Superior Ct. No. 34-2015-80002178.*
- Approx. Time:**    **4. Reconvene Open Session**  
**9:35 a.m.**
- 5. Adoption of Nov. 19, 2015 Meeting Summary (Action Item)**
- 6. Chair’s Report**
- 7. Executive Officer’s Report (Information Item)**  
                  a. Legal Update
- 8. Lead Scientist’s Report (Water Code §85280) (Information Item)**  
                  *Dr. Cliff Dahm will report on recent Delta science activities.*  
                  **Attachment 1: By the Numbers Summary (Handout at Meeting)**
- 9. Single-Year Water Transfers and the Delta Plan (Water Code §85057.5) (Action Item)**  
                  *The Council will consider adopting draft policy findings that support a proposed amendment of the Delta Plan’s implementing regulations to either: (a) exclude single-year water transfers as covered actions, or (b) preserve the current exemption of single-year water transfers from covered action consistency requirements for an additional three (3) years. The Council’s approval of draft policy findings and draft regulatory language will trigger an environmental review effort by staff. No final action will be taken by the Council until environmental review is complete. Furthermore, any regulation amended at the conclusion of environmental review will not take effect until the Office of Administrative Law rulemaking process is completed.*

*“Coequal goals” means the two goals of providing a more reliable water supply for California and protecting, restoring, and enhancing the Delta ecosystem. The coequal goals shall be achieved in a manner that protects and enhances the unique cultural, recreational, natural resource, and agricultural values of the Delta as an evolving place.”*

**Attachment 1:** Nov. 19, 2015 Staff Report - Single-Year Water Transfers and the Delta Plan

**Attachment 2:** Proposed Draft Regulatory Language and Proposed Draft Findings in Support of Option 1, Along with Proposed Draft Amendment to Delta Plan Recommendation WR R15

**Attachment 3:** Proposed Draft Regulatory Language and Proposed Draft Findings in Support of Option 1(a), Along with Proposed Draft Amendment to Delta Plan Recommendation WR R15

**10. Delta Levees Investment Strategy Update (Water Code §85306)**

**(Information Item)**

*Staff will provide an update on the development of the Delta Levees Investment Strategy.*

**Attachment 1:** Project Schedule

**11. Delta Plan Performance Measures (Water Code §85308 (a-f) and 85211)**

**(Information Item)**

*The Delta Reform Act requires the Council to include performance measures in the Delta Plan to gauge the Plan's success. In August 2015 staff provided the Council with an update on its work to complete the assessment of all the performance measures in the Delta Plan and also reported on some of the status and trends identified through this work. Staff also proposed that refinements to existing measures were needed and identified areas that required new performance measures. Staff committed to returning to the Council in December with proposed recommendations for refinements to the existing 42 output and outcome performance measures in the Delta Plan as well as new output and outcome measures to address gaps in the Plan that were identified during the assessment.*

**Attachment 1:** Delta Plan Performance Measures – Staff Recommendations

**Attachment 2:** Delta Plan Policies and Recommendations

**12. 2015/2016 Delta Flood Preparedness – Anticipating the Effects of an El Niño Year (Water Code §85305 (a)) (Information Item)**

*Panelists will discuss ongoing emergency preparedness and response in anticipation of an El Niño year. Discussions will include non-structural risk reduction measures such as emergency response plans, planning for evacuation, and means of coordinating efforts among agencies or districts.*

**13. Public Comment**

**14. Preparation for Next Council Meeting – Discuss (a) expected agenda items; (b) new work assignments for staff; (c) requests of other agencies; (d) other requests from Council members; and (e) confirm next meeting date.**

**ADJOURN**

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**NOTE: Times listed on the agenda are approximate only. Item could be heard earlier or later as business is completed.**

- Correspondence is posted on the Delta Stewardship Council's website at <http://deltacouncil.ca.gov/public-comments>

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- Members of the public shall be provided an opportunity to address the Delta Stewardship Council on any agenda item except closed session items and those items for which the public has already been afforded such an opportunity at an earlier meeting. Comments during the public comment period shall be limited to matters within the Council's jurisdiction. Reasonable time limits may be established for public comments (Government Code Section 11125.7).
  - Additional information can be found on the Delta Stewardship Council's website at <http://deltacouncil.ca.gov/>. If you have any questions, please contact Pat Rogers at (916) 445-5511.
  - If you have questions or need reasonable accommodation due to a disability, please contact Human Resources, Delta Stewardship Council (916) 445-5511, or TDD (800) 735-2929.
  - The times for subject discussion or action or for adjournment are approximate only. Should the Council complete its business under any agenda item, it will move on to the next agenda item. Should the Council complete its full agenda for a meeting day prior to the scheduled adjournment time, and no member of the public wishes to provide further testimony, the Council meeting will adjourn early.