



September 22, 2016

-- AGENDA --
MEETING OF THE DELTA STEWARDSHIP COUNCIL
Thursday, September 29, 2016 and Friday, September 30, 2016
Park Tower Plaza – 2nd Floor Conference Center
980 9th 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.

Thursday, September 29, 2016

- 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**
10:30 a.m.
5. **Adoption of August 25, 2016 Meeting Summary (Action Item)**
6. **Chair’s Report (Information Item)**
7. **Executive Officer’s Report (Information Item)**
 a. Legal Update
 b. Legislative Update
8. **Lead Scientist’s Report (Information Item)**
Dr. Cliff Dahm will report on recent Delta science activities.
Attachment 1: By the Numbers Summary *(to be provided at Council meeting)*
9. **Implementation of the Delta Smelt Resiliency Strategy (Information Item)**
Representatives from the Department of Water Resources, Department of Fish and Wildlife, and the Natural Resources Agency will brief the Council on the recently released Delta Smelt Resiliency Strategy.

1:30 p.m. **10. Public Hearing: Single-Year Water Transfers Amendments (Water Code §85057.5; Government Code §11346.8) (Action Item)**

The Council will consider the following:

- (a) *Determination of CEQA Exemption;*
- (b) *Adoption of CEQA Addendum to the Delta Plan Programmatic Environmental Impact Report;*
- (c) *Adoption of Amendments to: (1) Delta Plan implementing regulations (23 CCR § 5001(dd)(3)) to exclude one-year water transfers as covered actions, and (2) Delta Plan Water Reliability Recommendation 15, Improve Water Transfer Procedures.*

Attachment 1: Proposed Language of the Amendment of Existing Regulation 23 C.C.R. §5001(dd)(3) to Exclude Single-Year Water Transfers as Covered Actions and Amendment of WR R15 of the Delta Plan, *Enhanced Interagency Cooperation, Review and Reporting of Cross-Delta Water Transfers Improve Water Transfer Procedures*

Attachment 2: Addendum to the Delta Plan Programmatic Environmental Report dated Sept. 2016

Attachment 3: Statement of Exemption

Attachment 4: Draft Final Statement of Reason

Attachment 5: STD Form 399 Economic and Fiscal Impact Statement

Attachment 6: Resolution 2016-01 Adoption of Addendum to Delta Plan EIR; Determination of CEQA Exemption; Approval of Amendments to California Code of Regulations, Title 23 Section 5001(dd)(3) and Delta Plan Water Reliability Recommendation 15 Regarding Single-Year Water Transfers

11. Acceptance of Discussion Draft of Delta Plan Revisions regarding Priorities for State Delta Levees Investment (Water Code §85306) (Action Item)

Staff will request whether the Council agrees that a discussion draft of new or amended Delta Plan provisions regarding prioritization of State investments in Delta levees and other potential Delta Plan provisions is acceptable for use in stakeholder outreach sessions.

Attachment 1: Discussion Draft of Potential Revisions to Chapter 7 Policies and Recommendations

Attachment 2: Discussion Draft Map of Prioritization of Islands and Tracts

Attachment 3: Discussion Draft Prioritization of Islands and Tracts

Attachment 4: Delta Plan Map of Water Supply Reliability Corridor

Attachment 5: Letter from Dr. Steve Deverel regarding Subsidence Management

Attachment 6: Risk of Levee Failure at 2050 – High Sea Level Rise Scenario

12. Public Comment

ADJOURN FOR THE DAY

Friday, September 30, 2016

9:00 a.m. 13. Call to Order

14. Roll Call – Establish a Quorum (Water Code §85210.5)

15. Laying the Foundation for a Proposed Ecosystem Restoration Amendment to the Delta Plan (Information Item)

Representatives from the San Francisco Estuary Institute and the Department of Fish and Wildlife will present overviews and updates on efforts by their respective organizations that lay the foundation for development of a proposed ecosystem restoration amendment to the Delta Plan. Council staff will describe how these two efforts, along with lessons learned from the first three years of Delta Plan implementation, will inform the Delta Plan amendment.

16. Update on Delta Plan Amendment for Conveyance, Storage, and Operations (Information Item)

Staff will brief the Council on progress in development of the Delta Plan amendment for conveyance, storage and the operation of both to further the coequal goals. In Nov. 2015 the Council adopted “19 Principles for Water Conveyance in the Delta, Storage Systems and for the Operation of Both to Achieve the Coequal Goals”. In March 2016 the Council asked staff to consider what projects may be affected by an amendment and what existing regulations/authorities promote the 19 Principles as a next step in translating the principles into near and long-term goals. Council staff will discuss results of this analysis.

Attachment 1: *19 Principles for Water Conveyance in the Delta, Storage Systems and for the Operation of Both to Achieve the Coequal Goals (Adopted at the Nov. 2015 Council Meeting)*

Attachment 2: *Regulatory Context for Water Conveyance, Storage, and Operations in California (Originally prepared for March 2016 Council Meeting)*

17. Public Comment

18. 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

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-and-correspondence>**

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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.