



Posted Date: March 14, 2022

Delta Stewardship Council Meeting Notice

This meeting will be fully remote without a physical location, pursuant to Assembly Bill 361 (Government Code §11133) and the Governor's Executive Order N-1-22.

Meeting Date:

March 24, 2022

Meeting Time:

9:00 AM

Direct Link to Meeting:

Join the meeting as an attendee online via Zoom
(<https://us02web.zoom.us/j/82515356484>).

Or, call:

(669) 900-6833

Webinar ID: **825 1535 6484**

Webcast:

The meeting will be broadcast and archived on [Cal-Span](#).

The agenda items listed below may be considered in a different order pursuant to the chair's determination. Any times listed on the agenda are approximate only. At the discretion of the Council, all items appearing on this agenda, whether expressly listed for action, may be deliberated upon and may be subject to action.

Public Comment: Information for providing comments is at the end of this notice. Public comment may be limited to three minutes per person.

1. Welcome and Introductions
2. Roll Call – Establish a Quorum (Water Code §85210.5)

3. Closed Session: Litigation (Water Code §85210.5) (Action Item)

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; (b) North Coast Rivers Alliance, et al. v. Delta Stewardship Council, Sacramento County Superior Ct. No. 34-2018-80002898; and (c) Takahashi v. Delta Stewardship Council, Sacramento County Superior Ct. No. 34-2018-00232084.

(This closed session is authorized under Government Code section 11126, subdivision (e).)

4. Reconvene Open Session

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

6. Consent Calendar (Action Item)

Items for the consent calendar are expected to be routine and non-controversial. The Council will be asked to approve all items on the consent calendar without discussion. If any councilmember, staff member, or interested person requests that an item be removed from the consent calendar, it will be removed. Removed items may be taken up either immediately after the consent agenda or placed later in the agenda at the chair's discretion.

a) Adoption of February 24, 2022, Meeting Summary

7. Public Comment

The public may comment on any topic not listed on the agenda.

8. (~ 10:00 AM) Public Hearing Regarding Appeals of the Revised Certification of Consistency Number C202110 for the Lookout Slough Tidal Habitat Restoration and Flood Improvement Project and Consideration and Possible Dismissal of Issues on Appeal (Action Item)

Pursuant to Water Code Section 85255.20, the Council will hold a public hearing on two appeals of the revised certification of consistency with the Delta Plan (Certification Number C202110) for the Lookout Slough Tidal Habitat Restoration and Flood Improvement Project, submitted on December 30, 2021, by the Department of Water Resources (Department) to address the Council's findings in its Determination dated July 16, 2021, for Certification Number C20215. After the presentations and public comments on the appeals, the Council will consider and may take action to dismiss issues on appeal. A

link to the hearing notice can be found here:

<https://coveredactions.deltacouncil.ca.gov/services/download.ashx?u=659cb80a-0140-4aba-8355-8711734ddf0f>. The hearing will be in the following format:

- a) Opening of Hearing and Explanation of Hearing Process
- b) Hearing
 - i. Presentations will be made by the Delta Protection Commission (DPC) (up to 30 minutes), Appellants (Solano County Water Agency and Liberty Island Access) (up to 30 minutes each), and the Department (up to 60 minutes total).
 - ii. Public Comment (refer to public comment directions below for the process to provide verbal comments or the hearing notice (<https://coveredactions.deltacouncil.ca.gov/services/download.ashx?u=659cb80a-0140-4aba-8355-8711734ddf0f>) for details regarding the submission of written comments).
- c) Council Consideration and Possible Dismissal of Issues on Appeal: the Council will consider the issues on appeal and may take action to dismiss issues on appeal and/or direct staff to prepare findings for the Council's consideration on non-dismissed issues

(Note: A reporter will record the hearing proceedings.)

9. Chair's Report

- a) Delta Plan Interagency Implementation Committee Restoration Subcommittee Update and Upcoming Meeting Preview
(Information Item)

10. Executive Officer's Report

The Executive Officer will provide an update on the Council's activities and provide the Council with outgoing correspondence, the Outreach Highlights Report, the Active Projects List, and other relevant documents.

- a) Legal Update (Information Item)
- b) Legislative Update (Action Item)

The Council may discuss current legislation that could affect the Council and/or implementation of the Delta Plan and may take action to express support, opposition, or seek to amend any of the bills listed in the monthly legislative report.

11. Consideration of and Possible Delegation of Authority to Approve Ministerial Amendments for Agreements and Increase of Delegated Authority to Award and Execute Agreements (Action Item)

The Council will consider and may delegate authority to approve amendments for ministerial changes for all agreements and increase the delegated amount to award and execute agreements from \$500,000 up to \$750,000.

12. Lead Scientist's Report (Information Item)

Delta Lead Scientist Dr. Laurel Larsen will update the Council on Delta Science Program activities. The Lead Scientist Report provides the Council with unbiased advice on matters of scientific importance in the Delta. In addition, the monthly report offers an opportunity for discussion of relevant advances in science impacting the Delta and highlights Delta Science Program activities.

13. Appointment of Members to the Delta Independent Science Board (Action Item)

The Council will consider recommendations from the Delta Lead Scientist regarding the appointment of members to the Delta Independent Science Board and may take action to appoint new members.

14. Preparation for Next Council Meeting

ADJOURN

Members of the public shall be provided an opportunity to address the Council on any agenda item (except closed session items). 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). Your comments are important to each member of the Council and staff.

Members of the public interested in providing comments should join the meeting via Zoom and contact the Council Clerk at engage@deltacouncil.ca.gov, or call (916) 798-9817, provide their name and remain on the line. When called on by the Council Chair, Zoom attendees and telephone callers will be unmuted and able to provide oral comments.

All written comments will be distributed to the members and posted to the [Council's website](#) alongside the meeting materials on the [Council meeting web page](#). Written comments received by mail or email by noon the day before a

Council meeting will be distributed to members in advance of the meeting and posted online before the meeting. Written comments received after noon the day before a Council meeting will be distributed to the members and posted online with the meeting materials as soon as possible.

If you need accommodations, have technical issues, or have any questions, please contact the Public Participation Office at engage@deltacouncil.ca.gov or call (916) 798-9817. In addition, Telecommunications Device for the Deaf (TDD) is available by calling (800) 735-2929.