

STATE OF CALIFORNIA
Edmund G. Brown, Jr., Governor

Item: E-1

MINUTES

**The San Joaquin River Conservancy Governing Board
Wednesday, June 17, 2015**

Meeting Location:

Fresno Metropolitan Flood Control District Board Room
5469 E. Olive Avenue, Fresno, CA 93727

and via phone conference:

California Natural Resources Agency

1416 Ninth Street, Ste. 1311

Sacramento, CA 95814

and

Department of Finance

State Capitol, Room 1145

Acorn Conference Room

Sacramento, CA 95814

MEETING AGENDA

CALL TO ORDER & PLEDGE OF ALLEGIANCE

Vice-Chairperson Andreas Borgeas called the meeting to order at 10:01 a.m. and led the pledge of allegiance.

A. ROLL CALL

Name	Present	Telecon-ference	Absent	Late
Mr. Steve Brandau, Chair			X	
Mr. Andreas Borgeas	X			
Mr. Brett Frazier			X	
Mr. Derek Robinson	X			
Ms. Barbara Goodwin			X	
Mr. Brian Davis	X			
Dr. Jeff Single			X	
Mr. Kent Gresham	X			
Mr. John Donnelly		X		
Mr. Patrick Kemp		X		
Mr. Michael McKown		X		
Ms. Karen Finn		X		
Ms. Bryn Forhan	X			
Mr. Paul Gibson				10:13

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GOVERNING BOARD

Steve Brandau, Chairperson
Councilmember, City of Fresno

Andreas Borgeas, Vice-Chairperson
Fresno County Board of Supervisors

Brett Frazier
Madera County Board of Supervisors

Derek Robinson
Councilmember, City of Madera

Barbara Goodwin, Director
Fresno Metropolitan Flood Control District

Carl Janzen, Director
Madera Irrigation District

Jeffrey Single, Sr. Policy Advisor
Department of Fish and Wildlife

Kent Gresham, Sector Superintendent
Department of Parks & Recreation

John Donnelly, Executive Director
Wildlife Conservation Board

Patrick Kemp, Assistant Secretary
Natural Resources Agency

Michael McKown, Designee
State Lands Commission

Eraina Ortega, Chief Deputy Director
Department of Finance

Bryn Forhan
Paul Gibson
Vacant
Citizen Representatives

Melinda S. Marks
Executive Officer

Ms. Harris confirmed that a quorum was present.

Legal Counsel Present: Michael Crow, Deputy Attorney General

Staff Present: Melinda Marks, Executive Officer
Joshua Morgan, Associate Governmental Program Analyst
Rebecca Harris, Staff Services Analyst
Heidi West, Public Lands Management Specialist, Wildlife Conservation Board

B. PUBLIC COMMENT & BUSINESS FROM THE FLOOR

The first ten minutes of the meeting are reserved for members of the public who wish to address the Conservancy Board on items of interest that are within the subject matter jurisdiction of the Conservancy. Speakers shall be limited to three minutes. The Board is prohibited by law from taking any action on matters discussed that are not on the agenda; no adverse conclusions should be drawn if the Board does not respond to the public comment at this time.

Mr. Bob Getz, a resident at Wildwood Mobile Home Park, encouraged the Board to find some additional maintenance money for Wildwood Native Park.

C. ADDITIONS TO THE AGENDA

No Board action is required if the Agenda remains as posted. With two-thirds vote in favor, items identified after preparation of the agenda for which there is a need to take immediate action may be added to the agenda for consideration. (Gov. Code § 54954.2(b)(2))

None.

D. POTENTIAL CONFLICTS OF INTEREST

Any Board member who has a potential conflict of interest may now identify the item and recuse themselves from discussion and voting on the matter. (FPPC §97105)

None.

E. MINUTES

E-1 Approve Minutes of May 20, 2015

It was moved by Ms. Forhan and seconded by Mr. Robinson to approve the minutes of May 20, 2015, as presented. The voting members unanimously passed the motion. Mr. Gresham abstained, as he was not present during the May meeting.

ROLL CALL VOTE:

Name	Yes	No	Abstain
Mr. Andreas Borgeas	X		
Mr. Derek Robinson	X		
Mr. Brian Davis	X		
Mr. Kent Gresham			X
Mr. John Donnelly	X		
Mr. Patrick Kemp	X		
Mr. Michael McKown	X		

Ms. Karen Finn	X		
Ms. Bryn Forhan	X		

F. CONSENT CALENDAR

All items listed below will be approved in one motion unless removed from the Consent Calendar for discussion:

- F-1 Report on Senate Bill 317 (de León), the Safe Neighborhood Parks, Rivers, and Coastal Protection Bond Act of 2016

Staff Recommendation: This report is provided for informational purposes. No action of the Board is recommended; however, individual members and member agencies may choose to communicate their interests and any concerns to their representatives in the state legislature.

- F-2 Authorize Vulcan Materials Company, a Lessee on Conservancy Property, to Apply to the County of Fresno for a One-Year Extension of the Company's Conditional Use Permit Allowing Sand and Gravel Mining and Processing

Staff Recommendation: It is recommended the Board authorize the Executive Officer to execute a landowner's authorization required by the County of Fresno to allow Vulcan Materials (lessee) to apply to the County to extend its Conditional Use Permit (CUP) for sand and gravel mining and processing for one year. The County shall be lead agency for evaluating environmental impacts pursuant to the California Environmental Quality Act (CEQA), enforcing the Surface Mining and Reclamation Act, and determining whether to approve the CUP. The Board's authorization allowing Vulcan to apply for the CUP extension will not prejudice the Board's future independent decision regarding a one-year extension of Vulcan's lease and its determination of potential impacts in accordance with CEQA.

It was moved by Ms. Forhan and seconded by Mr. Robinson to approve the consent items as recommended. The motion unanimously passed.

ROLL CALL VOTE:

Name	Yes	No	Abstain
Mr. Andreas Borgeas	X		
Mr. Derek Robinson	X		
Mr. Brian Davis	X		
Mr. Kent Gresham	X		
Mr. John Donnelly	X		
Mr. Patrick Kemp	X		
Mr. Michael McKown	X		
Ms. Karen Finn	X		
Ms. Bryn Forhan	X		

G. DISCUSSION

- G-1 Receive Report on Improvements at Spano River Ranch and Sycamore Island and Adopt Resolution 15-05, Appreciation for Fresno County Economic Opportunities Commission Local Conservation Corps

Staff Recommendation: It is recommended the Board receive a brief report from Mr. Shawn Riggins, Director of the Fresno Economic Opportunities Commission Local Conservation Corps (LCC), and adopt

Resolution 15-05, expressing its appreciation for improvements to Conservancy-owned Spano River Ranch and Sycamore Island properties.

Mr. Morgan summarized the project: During mid-2013, the LCC offered to provide improvements to Conservancy-owned properties, by using Proposition 12 grant funds available from the California Conservation Corps. Together the Conservancy and the LCC identified several improvements at Spano River Ranch and Sycamore Island. At both locations, an automated gate was installed. At Sycamore Island, three shade structures were installed, and each contained four picnic tables, one bench, and two bicycle racks. Resolution 15-05 expressed the Conservancy's appreciation to the Fresno Economic Opportunities Commission Local Conservation Corps, their staff, and Corps members.

Public Comments:

Mr. Shawn Riggins, Director of the Fresno Economic Opportunities Commission (ECO) Local Conservation Corps, introduced two of his Corps members to share their experiences.

Mr. Javontae Johnson noted that working for the EOC has been an opportunity for Corps members to better themselves as workers.

Mr. Gabriel Magalhaes explained how working for the EOC has provided him with the work experience he needs to get a job.

Mr. Riggins thanked the partners' staff: Sharon Weaver and Jake Salimbene from the San Joaquin River Parkway and Conservation Trust and Joshua Morgan and Melinda Marks from the Conservancy.

Board Comments:

Ms. Forhan thanked the EOC members for sharing their stories.

Mr. Gibson arrived at 10:13 a.m.

A motion to approve Resolution 15-05 for Fresno County Economic Opportunities Commission Local Conservation Corps as recommended was made by Ms. Forhan, seconded by Mr. Robinson, and unanimously approved by the Board.

ROLL CALL VOTE:

Name	Yes	No	Abstain
Mr. Andreas Borgeas	X		
Mr. Derek Robinson	X		
Mr. Brian Davis	X		
Mr. Kent Gresham	X		
Mr. John Donnelly	X		
Mr. Patrick Kemp	X		
Mr. Michael McKown	X		
Ms. Karen Finn	X		
Ms. Bryn Forhan	X		
Mr. Paul Gibson	X		

G-2 Adopt Resolution 15-06, Appreciation for Madera County Fire Department Explorer Post 19 for Performing Fire Prevention/Fuel Reduction Services at Wildwood Native Park

Staff Recommendation: It is recommended the Board adopt Resolution 15-06, expressing its appreciation to Madera County Fire Department Explorer Post 19 for performing fire prevention services at Wildwood Native Park.

Mr. Morgan reported that in the fall of 2014, Mr. Getz contacted the Madera County Fire Department to inquire about obtaining assistance with reducing ladder fuels at Wildwood Native Park. Mr. Getz's inquiry resulted in a new and beneficial partnership between the Conservancy and Madera County Fire Department Explorer Post 19. The Explorer Post 19, under the supervision of CAL FIRE, Fire Captain Tom Shevenell, conducted two fuel reduction activities at Wildwood Native Park during late 2014 and early 2015. Mr. Nash Mayer, owner of That Tree Guy Tree Service, donated the use of the company chain saws, winch equipment, and pickup truck. The Explorers were able to remove 80 cubic yards of downed wood, conducted 37 hours of onsite fuel reduction activities, and unearthed and removed two cubic yards of waste irrigation lines. The only cost to the Conservancy was green waste disposal. Resolution 15-06 expressed the Conservancy's appreciation to Mr. Robert Getz, Mr. Nash Mayer, CAL FIRE, the Boy Scouts of America, Madera County Fire Department, and Madera County Fire Explorer Post 19.

Captain Tom Shevenell, Fire Captain at Rolling Hills Station 9, reported that he and Mr. Getz came up with a plan for the park, which was light on the land but fire safe. He thanked the Explorers: Gabrielle Sanchez, Trevor Meyer, Wyatt Smith, and Seth Schevenell.

Board Comments:

Ms. Forhan recognized the Explorers for their efforts, and the can-do attitudes of individuals who have stepped forward to take care of a problem. She emphasized that their efforts do not go unnoticed by the Board and thanked them.

A motion to approve Resolution 15-06 for Madera County Fire Department Explorer Post 19 as recommended was made by Ms. Forhan, seconded by Mr. Robinson, and unanimously approved by the Board.

ROLL CALL VOTE:

Name	Yes	No	Abstain
Mr. Andreas Borgeas	X		
Mr. Derek Robinson	X		
Mr. Brian Davis	X		
Mr. Kent Gresham	X		
Mr. John Donnelly	X		
Mr. Patrick Kemp	X		
Mr. Michael McKown	X		
Ms. Karen Finn	X		
Ms. Bryn Forhan	X		
Mr. Paul Gibson	X		

G-3 Approve Proposition 1 Multi-Benefit Water Quality, Water Supply, Ecosystem and Watershed Protection and Restoration Grant Program Guidelines and Draft Proposal Solicitation Package

Staff Recommendation: It is recommended the Board approve the final proposed Grant Guidelines and the Proposal Solicitation Package (PSP) for the Conservancy's Multi-Benefit Water Quality, Water Supply, Ecosystem and Watershed Protection and Restoration Grant Program.

Ms. Harris reminded those present that the Board had reviewed the draft Guidelines and PSP at the February meeting. She explained how projects must demonstrate multiple benefits consistent with the requirements and purposes of Proposition 1. The Guidelines establish the process, procedures, and criteria through which the Conservancy will administer its competitive Grant Program. Proposition 1 required the Conservancy to conduct three public meetings to consider public comments. During the comment period, the Conservancy received five comments and staff received questions during the three workshops. The comments and questions received resulted in minor changes, which are reflected in the proposed final Guidelines and PSP attached to the staff report. The California Natural Resources Agency approved the proposed final Guidelines and PSP on May 27, 2015.

Board Comments:

On inquiry from Mr. Borgeas, Ms. Marks reported that if the Board proposed any substantive changes to the Guidelines or PSP, they would have to go back to the California Natural Resources Agency for review.

On inquiry from Mr. Gibson about the grant evaluation and award process, Ms. Marks reported that it is a competitive Grant Program with a set application form and evaluation criteria. Once the applications go through the evaluation panel, the panel will make a recommendation for the Board’s approval. The grants must also be authorized by the Wildlife Conservation Board. One cycle per year is planned, and the maximum the Board could allocate is what is available in the budget for that year.

Public Comments:

Mr. Louis Moosios, a landowner on the San Joaquin River and owner of San Joaquin River Guide Service, noted his concerns about isolation of the gravel ponds and the environmental effects. He expressed that the San Joaquin River Restoration Program (SJRRP) has not confirmed which ponds they plan to isolate along the San Joaquin River.

On inquiry from Mr. Borgeas, Ms. Marks reported that projects that are consistent with the SJRRP are among projects that will be eligible to apply for these grants. For construction projects, applicants will be required to complete a CEQA analysis of potential environmental impacts before funds are granted. Applications will be reviewed by an evaluation panel, which will have technical and scientific expertise.

On inquiry from Mr. Gibson, Ms. Marks explained that an applicant for a construction project must demonstrate that they have already completed the CEQA process. The Conservancy can award the 10% of the Proposition 1 allocation for CEQA and other planning processes.

It was moved by Ms. Forhan and seconded by Mr. Robinson to approve staff’s recommendation as presented in the staff report. The Board unanimously approved the motion on the following vote:

ROLL CALL VOTE:

Name	Yes	No	Abstain
Mr. Andreas Borgeas	X		
Mr. Derek Robinson	X		
Mr. Brian Davis	X		
Mr. Kent Gresham	X		
Mr. John Donnelly	X		
Mr. Patrick Kemp	X		
Mr. Michael McKown	X		
Ms. Karen Finn	X		
Ms. Bryn Forhan	X		

G-4 Authorize Bond Funds and Grant to the San Joaquin River Parkway and Conservation Trust to Implement Habitat Enhancement Project at Spano River Ranch (River West Fresno)

Staff Recommendation: It is recommended the Board approve \$550,000 in bond funds and a grant agreement with the San Joaquin River Parkway and Conservation Trust to implement the Spano River Ranch Habitat Enhancement Project on 34 acres of Conservancy property within River West Fresno. Wildlife Conservation Board authorization would be requested at their September 2015 meeting.

Ms. Marks summarized the project: In 2012, the Board authorized \$207,000 in bond funds to plan and provide environmental review for a habitat enhancement project on a portion of the Conservancy's Spano River Ranch property. The project site had been altered by past clearing, leveling for agriculture, grazing, and excavating for sand and gravel mining. The San Joaquin River Parkway and Conservation Trust collaborated with River Partners and Ducks Unlimited to perform soils analyses, mapping, a grading plan, an irrigation system plan, and a planting plan. The project will restore high quality riparian, upland and wetland habitat on 34 acres surrounding the "H" pond. A dedicated portion of this project will meet Conservancy mitigation obligations for the Gravel Pit 46e Pond Isolation Project by transplanting two mature elderberry shrubs to the project site. Temporary irrigation will be provided, consistent with the Conservancy's conservation and habitat restoration mission.

Mr. Jake Salimbene, Restoration Project Manager for the San Joaquin River Parkway and Conservation Trust, summarized the primary goals: providing high-quality and contiguous habitat around an old gravel mine, for federal-and state-listed species. The Trust plans to plant over 10,000 native trees, shrubs, and grasses within four plant associations plus an herbaceous understory.

Board Comments:

On inquiry from Mr. Gibson, Ms. Marks reported that the neighbors at Delmar and Riverview have been supportive of the Conservancy's restoration activities at this site, and were informed through Mr. Barry Bauer about this project proposal. Staff did not receive any comments about this proposal from the neighbors.

Ms. Sharon Weaver, Executive Director of the San Joaquin River Parkway and Conservation Trust, noted that the Trust originally contemplated grading as a part of the restoration project. This would have resulted in a larger construction project, and would have required extensive permitting. The Trust plans to use a tractor and two trenchers for a few days and the rest of the project-related traffic would be a few cars a day.

On inquiry from Mr. Gibson, Ms. Weaver reported that the first phase will be installing the irrigation system and weed management at the site, which will take about 6 to 9 months. An existing well will provide water for irrigation. Plantings will begin in the fall on 2016 with the help of the Local Conservation Corps.

On inquiry from Mr. Borgeas, Ms. Weaver reported that for this restoration project, plants will be irrigated for two to three years, and then weaned off irrigation. The planned plants will be native riparian and drought-tolerant plants.

A motion to authorize Conservancy bond funds and a grant to the San Joaquin River Parkway and Conservation Trust as recommended was made by Mr. Robinson, seconded by Mr. Gibson, and unanimously approved by the Board.

ROLL CALL VOTE:

Name	Yes	No	Abstain
Mr. Andreas Borgeas	X		
Mr. Derek Robinson	X		
Mr. Brian Davis	X		
Mr. Kent Gresham	X		
Mr. John Donnelly	X		
Mr. Patrick Kemp	X		
Mr. Michael McKown	X		
Ms. Karen Finn	X		
Ms. Bryn Forhan	X		
Mr. Paul Gibson	X		

- G-5 Authorize Additional Bond Funds for the Grant to the Department of Water Resources to Construct the Department of Fish and Wildlife's San Joaquin Fish Hatchery Visitor Improvement Project

Staff Recommendation: It is recommended the Board approve an augmentation of \$850,000 in bond funds for an existing project to construct habitat enhancement, public access, and recreation improvements at the Department of Fish and Wildlife's (DFW) San Joaquin Fish Hatchery. The augmentation would bring the total project contract with the Department of Water Resources (DWR) to \$3,380,000 as necessary to accommodate an increased scope of work for design, solicit bids, and complete construction. Wildlife Conservation Board authorization would be requested at their September 3, 2015, meeting.

Mr. Morgan reported that in 2008, DFW initiated conceptual design, environmental review, and all required reviews and permits for the Fish Hatchery Visitor Improvement Project. In June 2011, DFW requested, and the Board authorized, \$2,230,000 in bond funds for DWR to design and construct the project. In June 2014, the Board approved a \$300,000 augmentation necessary due to delays caused by a two-year endangered species survey; design changes to coordinate with DFW's Small Fry Trail and Stormy Creek project, the Salmon Conservation and Recovery Facility (SCARF), and a leach field; and rising construction costs. He noted that DWR's scope of work increased significantly over the past year while preparing final plans and specifications. The project has required a high level of coordination with and review by the Division of Engineering and State Architect offices to address unforeseen changes in design requirements, in particular updated Americans with Disability Act (ADA) requirements and building standards. This significantly affected DWR's operations and construction budget due to the unanticipated extra work.

Board Comments:

Ms. Forhan questioned whether the design revisions were necessary to meet current ADA or anticipated future requirements.

Mr. Crow explained how the State is implementing federal ADA requirements. State Parks entered into a settlement agreement with the federal government to implement park design requirements. The Office of the State Architect is responsible for ensuring that all agencies meet the current requirements. Mr. Crow assured the Board that these requirements are based on reasonable accommodation and complying with current requirements.

Mr. Dave Encinas, Department of Water Resources (DWR), also confirmed that the design addressed current ADA requirements, and did not attempt to anticipate future regulatory changes.

On inquiry from Mr. Gibson, Mr. Encinas reported that the anticipated cost for redesign and the extra construction to address ADA would be around \$300,000.

Mr. Borgeas stated that the County of Fresno is preparing a General Plan update and Environmental Impact Report. He asked if there is any nexus between Fresno County plans and other environmental considerations, and this project.

Ms. Marks responded that this project is consistent with the County's Friant Community Specific Plan, and therefore should be compatible with any revision of the General Plan.

Mr. Robinson expressed that this is a great project, and reported that he took a tour of the facility with his daughter. The project will provide easier access for everyone, and will be a valuable service to people with disabilities. This project is important for tourism and can lead to developing more facilities to attract visitors to the region.

Ms. Cheryl Moxley, Fish and Wildlife Interpreter II for DFW, provided a brief presentation on the Small Fry Trail and Stormy Creek project at the hatchery, which is currently underway and scheduled to be completed in July 2015. She also mentioned other recent improvements to the hatchery.

It was moved by Mr. Robinson and seconded by Mr. Gibson to approve staff's recommendation as presented in the staff report. The Board unanimously approved the motion on the following vote:

ROLL CALL VOTE:

Name	Yes	No	Abstain
Mr. Andreas Borgeas	X		
Mr. Derek Robinson	X		
Mr. Brian Davis	X		
Mr. Kent Gresham	X		
Mr. John Donnelly	X		
Mr. Patrick Kemp	X		
Mr. Michael McKown	X		
Ms. Karen Finn	X		
Ms. Bryn Forhan	X		
Mr. Paul Gibson	X		

G-6 Presentation Regarding Conceptual Cooperative Project with County of Fresno to Improve Lost Lake Park Nature Trail

Staff Recommendation: This report is provided for informational purposes. No action of the Board is recommended; the Board may provide general direction to staff.

Mr. Borgeas reported that he and Councilman Brandau are members of the Fresno County Transportation Authority. The authority's board approved a modification to Measure C transportation tax policies, which will allow funds from the measure to be used for trails operations and maintenance, provided other sources of funds were used to build the trails.

Mr. Borgeas added that the County of Fresno Department of Public Works and Planning is investigating potential funding sources to improve a nature trail at Lost Lake Park. The County is seeking improvements to the trail to provide greater accessibility, reduce maintenance, and protect habitat and visitors. He suggested County staff investigate whether the Conservancy could provide capital funding, so that Measure C funds could be used for operations and maintenance.

On inquiry from Mr. Gibson, Ms. Marks reported that the County's preliminary cost estimate is \$310,000.

Mr. David Chavez, Fresno County Public Works and Planning, stated they are in the preliminary stages for the improvements to the trail.

Public Comments:

Ms. Weaver provided some slides of the existing trail and noted that some new trails at Lost Lake Park would be highly beneficial. She wondered whether this trail should be paved in area that is in its native state and subject to routine flooding. Instead, the County of Fresno should invest in the planned Parkway Master Plan trail.

Mr. Radley Reep, frequent user of the nature trail, mentioned that two trails were established in the area and have disappeared because of flooding. The trail does not need to be paved, and engineers should evaluate the effects of flooding on the proposed trail.

Board Comments:

Mr. Borgeas stated that the Board of Supervisors approved staff to request Measure C funding for the Lost Lake Park rural pedestrian trail project on June 2, 2015. This item is an opportunity for the Board to express interest in exploring Conservancy-funded capital improvements for trails in Lost Lake Park with Measure C for operations and maintenance funding.

Mr. Gibson expressed his support for using the current Measure C funds for trail operations and maintenance.

Ms. Marks stated that the Conservancy has a process for evaluating which projects to bring to the Board for funding, through the Interagency Project Development Committee. The Conservancy and County staff could use this process to determine what improvements will be most beneficial to Lost Lake Park and the Parkway.

Vice-Chairperson Borgeas left at 11:45 a.m. and Ms. Bryn Forhan took over as acting chair.

Mr. Donnelly, Mr. Kemp, Mr. McKown, and Ms. Finn left at 12:00 p.m.

H. ADMINISTRATIVE AND COMMITTEE REPORTS

H-1 Organizations

H-1a San Joaquin River Parkway and Conservation Trust

Ms. Weaver reported that River Camp has started, and mentioned that it is interesting to see how River Camp influences peoples' lives. A student at the University of Oregon, who is a counselor at River Camp, has recently changed his major to environmental studies because of what he has learned about the San Joaquin River. One of his professors, who was interested in his paper about the San Joaquin River, created a class on Central Valley water issues.

H-1b RiverTree Volunteers

None.

H-2 Deputy Attorney General

Mr. Crow had nothing to report.

H-3 Executive Officer

None.

H-3a Committee Reports

None.

H-4 Board Members' Reports

I. EXECUTIVE SESSION

None.

J. NOTICE OF BOARD, ADVISORY, AND PUBLIC MEETINGS

None.

K. NEXT BOARD MEETING DATE

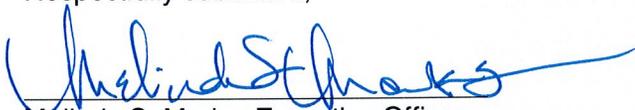
The July 15, 2015, meeting was cancelled. The next regularly scheduled Board meeting will be August 19, at 10:00 a.m. (Please note an earlier start time is observed March through October.)

L. ADJOURN

Ms. Forhan adjourned the meeting at approximately 12:09 p.m.

Board meeting notices, agendas, and approved minutes are posted on the Conservancy's website, www.sjrc.ca.gov. For further information or if you need reasonable accommodation due to a disability, please contact Rebecca Harris at (559) 253-7324 or Rebecca.Harris@sjrc.ca.gov.

Respectfully submitted,



Melinda S. Marks, Executive Officer