

FINAL AGENDA
BOARD OF DIRECTORS SPECIAL MEETING
MARCH 25, 2022

Anderson-Cottonwood Irrigation District		
<i>Brenda Haynes, President</i>	2810 Silver Street, Anderson, CA 96007	<i>Tiger Michiels, Director</i>
<i>Audie Butcher, Vice President</i>	(530) 365-7329 Fax (530) 365-7623	<i>Ray Eliante, Director</i>
<i>John Currey, General Manager</i>	www.andersoncottonwoodirrigationdistrict.org	<i>Rick Williams, Director</i>

AGENDA

**BOARD OF DIRECTORS
SPECIAL MEETING
March 25, 2022**

**CLOSED SESSION – 1:00 P.M.
REGULAR SESSION – 2:00 P.M.**

**Meeting will take place in the
Community Room located at
1887 Howard Street, Anderson, CA**

1. CALL TO ORDER

CLOSED SESSION

C.S.1. CLOSED SESSION CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Significant Exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Government Code section 54956.9. One Case.

C.S.2. CLOSED SESSION CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. (Paragraph (1) of Subdivision (d) of Government Code Section §54956.9)

Name of Cases:

- I. PCFFA v. Raimondo (USDC E.D. Cal. Case No. 1:20-cv-00431-DAD-EPG);
- II. CNRA v. Raimondo (USDC E.D. Cal. Case No. 1:20-cv-00426-DAD-EPG)
[2019 BiOps Lawsuits]

C.S.3. CLOSED SESSION CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Government Code section §54956.8)

Confer with District negotiators (John Currey and Counsel Dustin Cooper)

Negotiating Parties: Anderson-Cottonwood Irrigation District, Tehama-Colusa Canal Authority and its Member Agencies, San Luis & Delta-Mendota Water Authority, City of Redding, Bella Vista Water District, City of Shasta Lake, Shasta Community Service District.

Under Negotiation: Terms and Condition of a potential 2022 Water Transfers

RECESS

REPORT OF CLOSED SESSION ACTIONS

FINAL AGENDA
BOARD OF DIRECTORS SPECIAL MEETING
MARCH 25, 2022

2. PUBLIC PARTICIPATION

This time is set-aside for members of the public that wish to address the Board regarding operations of the District within the jurisdiction of the Board. Any member of the public on the telephone may speak during the Public Participation period. Individuals are requested to limit their comments to a maximum of three minutes.

The Brown Act prohibits the Board from taking action on any item not placed on the printed Agenda in most cases.

3. ACTION ITEMS

- 3.1 Receive update on the available water supply for 2022 and consider options
- 3.2 Review refund policy and provide direction to staff regarding implementation

4. GENERAL MANAGER'S REPORT

Administrative – Construction – Maintenance – Operations

5. DIRECTOR'S REPORTS

- Comments on District Activities
- Questions to Staff on District Issues

6. ANNOUNCEMENTS

- Regular Board Meeting April 14 at 2:00 p.m.

ADJOURN

Anderson-Cottonwood Irrigation District

TO: ACID Directors
FROM: John S. Currey

Agenda Item No. 3.1
Meeting Date: 03/25/2022

DATE: March 21, 2022

SUBJECT: Receive update on the available water supply for 2022 and consider options

Background:

Anderson-Cottonwood Irrigation District (ACID) holds a Sacramento River Settlement Contract with the United States Bureau of Reclamation (BOR). The Settlement Contract contains provisions establishing ACID's rights to water in full supply (100%) and critical years (75%), such as 2022. However, the BOR has informed ACID and the other Sacramento River Settlement Contractors (SRSCs) that the available water for WY 2022, based on current conditions, is up to **25% of total contract allotment** and it may only be diverted in proportion to our contract by month. This reduction below the minimum quantity in the Settlement Contract is due to a variety of factors, including dry hydrology for the last three years, operational decisions made by BOR, and actions taken by other state and federal agencies.

The following table shows ACID's supplies at contract quantities and the below-contract quantities being discussed in 2022:

	April	May	June	July	August	Sept	Oct	Total
Total Contract Supply 100% AF	8000	10000	22000	24000	24000	19000	18000	125000
AF/Day	267	323	733	774	774	633	581	
CFS/Day	134	163	370	390	390	319	293	
	April	May	June	July	August	Sept	Oct	Total
Total Contract Supply 75% AF	6000	7500	16500	16500	16500	14250	13500	90750
AF/Day	200	242	550	532	532	475	435	
CFS/Day	101	122	277	268	268	240	220	
	April	May	June	July	August	Sept	Oct	Total
Total Contract Supply 25% AF	2000	2500	5500	6000	6000	4750	4500	31250
AF/Day	67	81	183	194	194	158	145	
CFS/Day	34	41	92	98	98	80	73	

In normal and Shasta critical years ACID reschedules (moves) water from June, September and October to meet our landowners' water needs in April and May. Typical water diversion for April and May are 300 cubic feet per second (cfs) per day in order to meet demand and overcome the groundwater recharge that occurs when operating the canal.

BOR is requiring that the SRSCs, including ACID, take water per their contract schedule in proportion to the available water. Without rescheduling, ACID will not have enough water to fill the main canal and overcome the groundwater recharge that occurs. The Groundwater Sustainability Plan (GSP) has modeled the net groundwater recharge from the ACID canal at 44,000 acre feet (AF). It is estimated that the Main Canal loses 3 cfs per mile to groundwater recharge. The Main Canal is 32 miles long from Redding to South Cottonwood, which is approximately 96 cfs, which is the amount needed to overcome the groundwater recharge and operate the canal for delivery of water to landowners.

Anderson-Cottonwood Irrigation District

ACID will continue to request that BOR allow rescheduling of water, as it historically has. However, if BOR persists in its refusal to allow rescheduling, it will be impossible for ACID to provide irrigation to its customers in 2022. Needless to say, the foregoing events are extremely damaging to ACID and its landowners, especially the majority of its landowners that have permanent crops without alternative water supplies, such as groundwater. Given these events, the Board is forced to consider how to use the likely available ACID water, 31,250 AF, for the immediate and long-term benefits of our customers. There are several options that will be considered at the upcoming meeting on March 25, 2022, including:

- 1) Assisting our neighboring Shasta County cities and other drinking water providers meet their minimum drought, public health and safety needs (XXXX AF):
 - a. Existing long-term transfers to Bella Vista Water District, City of Shasta Lake, Shasta Community Service District and City of Redding (6000 AF)
 - b. Additional transfers to other Shasta County drinking Water Agencies (XXXX AF)
- 2) Groundwater Recharge in August and September (XXXXX AF)
 - a. Fill and maintain the Main Canal to monitor and verify groundwater recharge figures and potentially help nearby private domestic wells
 - b. Allows Anderson High School to use canal water to cool buildings
- 3) Temporary (2022 only) Water Transfers to other agencies to provide health and safety or other critical supply needs and to try to partially mitigate the disastrous financial impacts to ACID and its landowners (XXXXX AF)
 - a. Shasta County critical needs
 - b. Sacramento Valley critical needs

Recommendation:

The Board may choose to direct to staff regarding ACIDs request to reschedule water, potential irrigation season and the options to use available water.

Enclosures:

1. Hydrology Update (to be distributed)
2. BOR March 14, 2022, Update to Notification of Critical Year (Our letter of February 15, 2022)



OFFICE OF THE DIRECTOR

United States Department of the Interior

BUREAU OF RECLAMATION
Northern California Area Office
16349 Shasta Dam Boulevard
Shasta Lake, CA 96019-8400



NC-442
2.2.4.22

MAR 14 2022

VIA ELECTRONIC MAIL

John Currey
Anderson-Cottonwood Irrigation District
2810 Silver Street
Anderson, California 96007

Subject: Update to Notification of Critical Year (Our letter of February 15, 2022)

Dear Mr. Currey:

On February 15, 2022, Reclamation sent a letter to all Sacramento River Settlement (SRS) Contractors declaring the 2022 Year as a Critical Year as that term is defined in the SRS Contracts.

Despite the promising start to Water Year 2022, we have had minimal rain and snowfall in January and February: a pattern that has continued into March and is trending toward the driest winter in California history. January 1 snow surveys performed by the California Department of Water Resources (DWR) indicated that the snowpack was 154% of normal; however, recent surveys completed by DWR show that the snowpack is now only 61% of normal. Adding to this, the storm events that much of California experienced in October and December of 2021 largely missed the northern part of the State leaving the water level in Shasta Reservoir, the largest reservoir in the State, at an extremely low level for this time of year.

The February 1 forecast data supported the Notification of Critical Year. However, Reclamation is analyzing the March 1 data now and has determined that a large amount of the forecasted inflow to Shasta Reservoir expected in February did not materialize and that there appears to be no meaningful precipitation on the horizon. We are working with DWR, the California State Water Resources Control Board, and all of our contractors to identify and implement measures to conserve water and to maximize flexibility in meeting critical water needs. Given that dry conditions are forecasted to persist into the foreseeable future, Reclamation strongly suggests that you plan for an extended period of extremely dry conditions for the remainder of this year.

As you make your decisions for 2022, plan for considerably less water for irrigation purposes than you have done in prior Critical Years. We are letting you know at this time that April supplies may be unreliable and limited in availability, if available at all. We will continue to communicate with you in the coming months.

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10025

The challenges ahead of us are difficult and the persistent dry conditions will impact our Contractors, the communities in which they reside, and our environment. Please reach out to Jake Berens at 530-892-6203 or jberens@usbr.gov if you have any questions.

Reclamation remains committed to fulfilling our diverse obligations to the greatest extent possible. Coupled with the creative and resourceful nature of those we serve, we will get through this together.

Sincerely,

A handwritten signature in dark ink, appearing to read "Donald Bader", with a stylized, flowing script.

Donald Bader
Area Manager

Anderson-Cottonwood Irrigation District

TO: ACID Directors
FROM: John S. Currey

Agenda Item No. 3.2
Meeting Date: 03/25/2022

DATE: March 21, 2022

SUBJECT: Review refund policy and provide direction to staff regarding implementation

Background:

Anderson-Cottonwood Irrigation District (ACID) existing refund policy (attached) is structured so that a customer who has received no water can request in writing a full refund.

If water remains unavailable in 2022, the Board may wish would provide specific direction to staff regarding automatically issuing refunds to our customers.

Recommendation:

The Board can consider when to issues refunds and if a customer must request are refund in writing.

Enclosures:

1. Refund Policy

ANDERSON-COTTONWOOD IRRIGATION DISTRICT

REFUND POLICY

POLICY

Requests for refunds for the current irrigation season must be submitted in writing, prior to the second installment payment.

Requester shall have taken no water for the current irrigation season.

In the event the requester is found to be benefiting from water after the refund has been made, they will be billed for full water costs plus late penalties.