



THREE RIVERS LEVEE IMPROVEMENT AUTHORITY
Yuba County Government Center, Board Chambers
915 Eighth Street, Suite 109A
Marysville, California

FEBRUARY 24, 2009 – 2:00 P.M. SPECIAL MEETING

No other business shall be conducted at this meeting. The public shall have an opportunity to address the Authority only with respect to items set forth in this agenda. Each individual or group will be limited to no more than five minutes. Prior to this time, speakers must fill out a "Request to Speak" card and submit it to the Clerk of the Board of Supervisors.

I **CALL TO ORDER**

II **ROLL CALL** – Directors Rick Brown, Jerry Crippen, Don Graham, Mary Jane Griego, John Nicoletti

III **CONSENT AGENDA**: All matters listed under the consent agenda are considered to be routine and can be enacted by one motion.

A. Approve minutes of the regular meeting of February 17, 2009.

IV **ACTION ITEMS**

A. Adopt resolution in regard to application for funds from the Department of Water Resources and authorizing the Executive Director to execute and submit application.

V **ADJOURN**

The complete agenda, including backup material, is available at the Yuba County Government Center, 915 8th Street, Suite 109, and the County Library at 303 Second Street, Marysville. Any disclosable public record related to an open session item on the agenda and distributed to all or a majority of the Board of Directors less than 72 hours prior to the meeting are available for public inspection at Suite 109 during normal business hours.

In compliance with the American with Disabilities Act, the meeting room is wheelchair accessible and disabled parking is available. If you have a disability and need disability-related modifications or accommodations to participate in this meeting, please contact the Clerk of the Board's office at (530) 749-7510 or (530) 749-7353 (fax). Requests must be made one full business day before the start of the meeting.

THREE RIVERS LEVEE IMPROVEMENT AUTHORITY

MINUTES – BOARD OF DIRECTORS

FEBRUARY 17, 2009

A meeting of the Board of Directors of the Three Rivers Levee Improvement Authority was held on the above date, commencing at 2:01 p.m., within the Government Center, Marysville, California, with a quorum being present as follows: Directors Rick Brown, Jerry Crippen, Don L. Graham, Mary Jane Griego, and John Nicoletti. Also present were Executive Director Paul Brunner, Counsel Scott Shapiro, and Clerk of the Board of Supervisors/Secretary Donna Stottlemeyer. Chair Griego presided.

CONSENT AGENDA

Minutes: Upon motion of Director Crippen, seconded by Director Nicoletti, and unanimously carried, the board approved the minutes of the regular meeting of February 3, 2009, as written. APPROVE MINUTES

WORKSHOP

Proposed Levee Assessment District: Executive Director Paul Brunner provided a Power Point presentation recapping the following and responded to Board inquiries:

- Right to vote on assessment taxes act and Board authority
- Flood History
- Levee improvements status
- FEMA Preliminary Maps and Remapping status
- Purpose and need for formation of Assessment District
- Urban levee requirements for maintenance and operations
- Revenue sources and expenses

Assessment Engineer Thomas Brightbill provided a Power Point presentation recapping the benefits assessment process and engineer's report including the following and responded to Board inquiries:

- Benefits assessment districts for flood control
- Benefit assessment requirements

ADJOURNMENT

There being no further business to come before the Three Rivers Levee Improvement Authority Chair Griego adjourned the meeting at 3:39 p.m.

Chair

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS
AND SECRETARY OF THE PUBLIC AUTHORITY

Approved: _____



THREE RIVERS LEVEE IMPROVEMENT AUTHORITY

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February 24, 2009

TO: Three Rivers Levee Improvement Authority Board
FROM: Paul Brunner, Executive Director *PBB*
Ric Reinhardt, Program Manager
Scott Shapiro, General Counsel

SUBJECT: Yuba River levee Proposition 1E and 84 Early Implementation Program (EIP) Application for work including on the Yuba River Levee

Recommended Action

Approve the attached Resolution that will authorize TRLIA to apply for Prop 1E and 84 funding and designate the Executive Director as the authorized signatory for the application.

Background

In 2006, as part of the TRLIA Phase 4 Problem Identification Report (PIR), it was believed that there would be some additional improvements required to the Yuba River levee and that a ditch would need to be filled just downstream of the Goldfields in order to complete the project and provide 200-year protection. Costs for this Yuba work were estimated at that time and included in the TRLIA overall program. Over the past year the Corps has expressed concern about the historic hydraulic modeling of the water flow on the Yuba River northeasterly of Simpson Lane and thru the Goldfields. MBK has been working with the Corps to update the hydraulic model and reach agreement on the model results. The updated hydraulic model has resulted in an increase in the stage of the 100 and 200 year flood events on the Yuba River, which has caused the project cost to increase to approximately \$50 million.

Discussion

TRLIA will apply for a project from this fiscal year 2008/2009 State Early Implementation Program (EIP). The State has \$163 million allocated for this program this fiscal year and DWR currently still plans on going forward with this program once the current State budget crisis is resolved. Applications are due March 2, 2009. The DWR application package requires a resolution from the local governing body authorizing the application for the project to be made and designating a signatory for the application.

Fiscal Impact

None.

RESOLUTION NO. 2009-__

**A RESOLUTION BY THE BOARD OF
THREE RIVERS LEVEE IMPROVEMENT AUTHORITY
IN REGARD TO FUNDS FROM
THE DEPARTMENT OF WATER RESOURCES**

WHEREAS, Three Rivers Levee Improvement Authority ("Three Rivers") has completed the first three phases of its Levee Improvement Program and a portion of the fourth phase of its program; and

WHEREAS, in November of 2006 the California voters approved bond acts which may be used for flood protection purposes (herein referred to as "Proposition 1E"); and

WHEREAS, funding from Proposition 1E may be available to fund the remaining elements of the Three Rivers Levee Improvement Program including but not limited to work on the Yuba River Levee; and

WHEREAS, the Department of Water Resources has published criteria and an application for funds from Proposition 1E and is soliciting applications for funds from the proposition; and

WHEREAS, The Board of Three Rivers desires for its staff to seek funding from Proposition 1E to allow completion of the Levee Improvement Program.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Pursuant and subject to all of the terms and provisions of California Public Resources Code Section 5096.21 and/or 75030 application by Three Rivers shall be made to the California Department of Water Resources to obtain funding for remaining elements of the Three Rivers Levee Improvement Program including but not limited to work on the Yuba River Levee.
2. The Executive Director of Three Rivers is hereby authorized and directed to prepare the necessary data, make investigations, sign certifications required as part of the application, and sign and file such application with the California Department of Water Resources.

* * * * *

PASSED AND ADOPTED this 24th day of February, 2009, by the Board of Three Rivers
Levee Improvement Authority by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Chair

ATTEST: DONNA STOTTLEMEYER,
CLERK OF THE BOARD

APPROVED AS TO FORM: GENERAL COUNSEL
SCOTT SHAPIRO


