



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

March 16, 2010 – 2:00 P.M.

CALL TO ORDER: Welcome to the Three Rivers Levee Improvement Authority (TRLIA) meeting. As a courtesy to others, please turn off cell phones, pagers, or other electronic devices which might disrupt the meeting. Thank you.

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

II CLOSED SESSION

1. Conference with Real Property Negotiators pursuant to Government Code §54956.8 - Negotiating Parties: TRLIA/Mike Churchill/Max Steinheimer/Scott McElhern/Bob Morrison. Negotiation: Price and terms of Payment for the following properties:

- | | | |
|-----|-----------------|---|
| A) | APN 018-200-008 | Daniel J. Luis |
| B) | APN 018-200-007 | Anthony J. & Zelma B. Luis |
| C) | APN 018-200-005 | Anthony J. & Zelma B. Luis |
| D) | APN 018-210-035 | Anthony J. & Zelma B. Luis |
| E) | APN 018-190-110 | Walbinder S. Sohal LivingTrust, |
| F) | APN 018-190-109 | Bhajan S. & Rajwant K. Sohal |
| G) | APN 018-150-035 | Michele R. Barker |
| H) | APN 018-150-032 | Shintaffer Farms, Inc. |
| I) | APN 018-150-015 | Henry P. Smith |
| J) | APN 018-140-040 | Richard G. Wilbur Trust |
| K) | APN 018-190-104 | Michele R. Barker |
| L) | APN 018-190-001 | Henry P. Smith |
| M) | APN 018-190-107 | Awtar S. Sohal & Sukhvir K. Sohal, Co-Trustees/Sohal Family Trust |
| N) | APN 018-190-002 | Richard G. Wilbur Trust |
| O) | APN 018-200-006 | Richard G. Wilbur Trust |
| P) | APN 021-500-001 | Orest and Irene Wesely |
| Q) | APN 018-200-001 | Ajit S. Bains & Maria Del Carmen |
| R) | APN 018-220-030 | Ajit S. Bains & Maria Del Carmen |
| S) | APN 018-220-007 | Howard R Miller |
| T) | APN 018-210-029 | Robert Glenn Wood |
| U) | APN 018-210-014 | Donald Wilkey |
| V) | APN 018-220-049 | COF Quail Hollow Land 35F, LLC |
| W) | APN 018-220-048 | COF Quail Hollow Land 35F, LLC |
| X) | APN 018-220-057 | Green Rose Investments |
| Y) | APN 021-042-027 | Humam El Sharif |
| Z) | APN 021-042-014 | Steve and Denise Gilbert |
| AA) | APN 021-041-012 | Steve and Denise Gilbert |
| BB) | APN 021-041-009 | Hurst Bro. Inc. Pension Plan /Roy E. Lanza |
| CC) | APN 021-041-010 | Lothar S. & Brigitta M. Klug |
| DD) | APN 021-041-007 | Bernard J. Perez |
| EE) | APN 021-041-006 | Ronnie C. Willis |
| FF) | APN 020-080-009 | Western Aggregates, Inc |
| GG) | APN 020-080-010 | Western Aggregates, Inc |

2. Pending litigation pursuant to Government Code §54956.9(a) – TRLIA - Yuba County Court Case No. YCSCCVED 0800000245, Berdina Cornwell Anderson, APN 014-370-006 and 039

III **PUBLIC COMMUNICATIONS:** Any person may speak about any subject of concern provided it is within the jurisdiction of the Levee Improvement Authority and is not already on today’s agenda. The total amount of time allotted for receiving such public communication shall be limited to a total of 15 minutes and each individual or group will be limited to no more than 5 minutes. Prior to this time, speakers are requested to fill out a “Request to Speak” card and submit it to the Clerk of the Board of Supervisors.

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

Approve minutes of the regular meeting of March 2, 2010.

V **BOARD AND STAFF MEMBERS’ REPORTS**

VI **ADJOURN**

The complete agenda, including backup material, is available at the Yuba County Government Center, 915 8th Street, Suite 109, the County Library at 303 Second Street, Marysville, and www.trlia.org. 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

MARCH 2, 2010

MINUTES

A meeting of the Board of Directors of the Three Rivers Levee Improvement Authority (TRLIA) was held on the above date, commencing at 3:32 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 Deputy Clerk of the Board of Supervisors Rachel Ferris. Chair Griego presided.

I ROLL CALL – Directors Rick Brown, Jerry Crippen, Don Graham, Mary Jane Griego, John Nicoletti – All present

II PUBLIC COMMUNICATIONS: No one came forward.

III SPECIAL PRESENTATION

A. Receive presentation of evaluation of groundwater impact from the Upper Yuba River South Levee Repair activities. Following a brief recap from Executive Director Paul Brunner, MWH Principal Hydrologist Chris Peterson recapped the evaluation of groundwater and impacts from the Upper Yuba River South Levee repair activities including the following, and responded to Board inquiries:

- Ground water surface and flow
- Evaluation methods used
- Effect of slurry wall on pumping wells
- Number and type of wells in the effected zone

Mr. Peterson provided the following conclusions:

- Proposed slurry wall will not reduce groundwater recharge
- Slurry wall will not cut off flow to wells, however, shallow wells close to the levee may experience up to five feet of additional drawdown
- Slurry wall will not cause groundwater to rise into root zones

Mr. Paul Brunner advised a public meeting regarding the negative declaration has been scheduled on Monday, March 8, 2010, at 6:00 p.m. in the Board chambers.

B. Receive presentation on Department of Water Resources Draft State Plan on Flood Control. Program Manger Rick Reinhardt recapped the following:

- Flood Safe Program
- State Plan of Flood Control Descriptive Document
- Flood Control System Status Report
- Central Valley Flood Protection Plan

- Assurances provision for the Designated Floodway Program and are not included within the State Plan of Flood Control
- State Plan of Flood Control does not include the Yuba Goldfields

IV ACTION ITEMS

A. Approve minutes of the meeting of February 2, 2010.

MOTION: Move to approve MOVED: John Nicoletti SECOND: Jerry Crippen
AYES: Rick Brown, Jerry Crippen, Don Graham, Mary Jane Griego, John Nicoletti
NOES: None ABSTAIN: None

- B. Award lease to Forrest Miller for a four year term for agricultural use and delegate authority to Executive Director to conclude lease negotiations and execute lease upon review and approval of Counsel. Executive Director Paul Brunner provided a recap and responded to Board inquiries.

MOTION: Move to approve with minor modifications MOVED: John Nicoletti SECOND: Rick Brown
AYES: Rick Brown, Jerry Crippen, Don Graham, Mary Jane Griego, John Nicoletti
NOES: None ABSTAIN: None

- C. Approve selecting River Partners as the qualified contractor to perform restoration, irrigation planting, and monitoring of habitat mitigation and restoration projects required for Feather River Setback Levee project; authorize Executive Director to negotiate contract amount and execute upon review and approval of Counsel. Following a brief recap from Executive Director Paul Brunner, Mr. Doug Handen, Construction Manager recapped the process of selection and awarding of the contract to River Partners and responded to Board inquiries.

River Partners President John Carlin responded to specific Board questions concerning local stewardship and encouraging involvement of local schools, colleges, and businesses.

MOTION: Move to approve MOVED: Jerry Crippen SECOND: John Nicoletti
AYES: Rick Brown, Jerry Crippen, Don Graham, Mary Jane Griego, John Nicoletti
NOES: None ABSTAIN: None

- D. Approve Amendment No. 1 to agreement with MWH in the amount of \$39,500 for engineering services and authorize Executive Director to execute upon review and approval of Counsel. Executive Director Paul Brunner recapped the necessity for the amendment and responded to Board inquiries.

MOTION: Move to approve MOVED: John Nicoletti SECOND: Jerry Crippen
AYES: Rick Brown, Jerry Crippen, Don Graham, Mary Jane Griego, John Nicoletti
NOES: None ABSTAIN: None

V BOARD AND STAFF MEMBERS' REPORTS: Reports were received on the following:

Executive Director Paul Brunner:

- Attended the American Society of Civil Engineers (ASCE) awards ceremony for the Feather River Setback levee
- Public comment periods for Upper Yuba River Project California Environmental Quality Act (CEQA) document ends March 15, 2010
- National Environmental Policy Act (NEPA) document to be completed by April 12, 2010
- Encroachment permit application at the Central Valley Flood Protection Board meeting in June

Director Nicoletti:

- ASCE Scholarship program
- Attended Government Affair Committee meeting March 2, 2010
- Audit request from Yuba First Group

VI ADJOURN: 5:40 p.m. by Chair Griego.

Chair

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

Approved: _____