



**THREE RIVERS LEVEE IMPROVEMENT AUTHORITY**  
**Yuba County Government Center, Board Chambers**  
**915 Eighth Street, Suite 109A**  
**Marysville, California**  
**AMENDED AGENDA**  
**OCTOBER 1, 2013 – 3:30 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 Sarbdeep Atwal, Rick Brown, Jerry Crippen, Mary Jane Griego, John Nicoletti
- II **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.
- III **CONSENT AGENDA:** Matters listed are considered to be routine and can be enacted by one motion.
- A. Approve minutes of the meeting of September 17, 2013.
- IV **ADDED TO AGENDA: SPECIAL PRESENTATION**
- A. Present plaque to Mr. Don Graham.
- V **ACTION ITEMS**
- A. Approve Change Order No. 4 in the amount of \$162,825 to the River Partners contract for the Feather River Setback area and authorize the Executive Director to execute same following review and approval of Counsel.
- B. Adopt resolution declaring intent to sell former Uppal surplus real property (APN 014-290-034) located on Anderson Avenue pursuant to Government Code Section §25526.
- C. Approve Amendment No 5 in the amount of \$475,000 to the contract with AECOM Technical Services Inc; and authorize the Executive Director to negotiate, sign and execute the final amendment upon review and approval of Counsel.
- VI **BOARD AND STAFF MEMBERS’ REPORTS**
- VII **ADDED TO AGENDA: CLOSED SESSION**
- A. Personnel pursuant to Government Code §54957(b) – Executive Director Evaluation
- B. Personnel pursuant to Government Code §54957.6 – Provide instruction to Representative Scott Shapiro on salary or compensation of Executive Director
- VIII **ADJOURN**

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The complete agenda is available at the Yuba County Government Center, 915 8<sup>th</sup> Street, Suite 109 Marysville, and [www.trlia.org](http://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 less than 72 hours prior to the meeting is available at Suite 109 during normal business hours. In compliance with the Americans 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

SEPTEMBER 17, 2013

### MINUTES

A meeting of the Board of Directors of the Three Rivers Levee Improvement Authority (TRLIA) was held on the above date, commencing at 2:18 p.m., within the Government Center, Marysville, California, with a quorum being present as follows: Directors Sarbdeep Atwal, Rick Brown, Jerry Crippen, and John Nicoletti. Director Mary Jane Griego was absent. Also present were Executive Director Paul Brunner, Counsel Kelly Pope and Secretary/Clerk of the Board of Supervisors Donna Stottlemeyer. Vice Chair Brown presided.

- I ROLL CALL – Directors Atwal, Brown, Crippen, Griego, Nicoletti – Director Griego absent.
- II PUBLIC COMMUNICATIONS: None.
- III CONSENT AGENDA: Matters listed are considered to be routine and can be enacted by one motion.

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

- A. Approve minutes of the meetings of August 14, 2013. Approved.
- B. Acknowledge resolution appointing Reclamation District 784 Trustee Sarbdeep Atwal as the designated TRLIA member to fill the vacancy created by resignation of Don Graham. Acknowledged.

#### IV ACTION ITEMS

- A. Adopt resolution declaring intent to sell former Shohal surplus real property located on the south side of the Upper Yuba River Levee pursuant to Government Code Section §25526. Counsel Kelly Pope provided a Power Point presentation recapping the process and procedures for sell of property and bid process. Ms. Pope and Executive Director Paul Brunner responded to inquiries.

MOTION: Move to adopt Resolution No. 2013-4  
MOVED: John Nicoletti      SECOND: Jerry Crippen  
AYES: Sarbdeep Atwal, Rick Brown, Jerry Crippen, John Nicoletti  
NOES: None      ABSTAIN: None      ABSENT: Mary Jane Griego

- B. Ratify overpayment in the amount of \$3,921.56 to Lucy and Company as work performed that warranted payment. Executive Director Paul Brunner recapped the work performed.

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

- C. Approve Amendment No. 8 in the amount of \$179,560 to consulting agreement with Handen Company, Inc. for construction management services and authorize Executive Director execute same. Executive Director Paul Brunner recapped services.

MOTION: Move to approve

MOVED: Jerry Crippen                      SECOND: John Nicoletti

AYES: Sarbdeep Atwal, Rick Brown, Jerry Crippen, John Nicoletti

NOES: None      ABSTAIN: None      ABSENT: Mary Jane Griego

- D. Approve Amendment No. 5 in the amount of \$25,000 to the agreement with MHM Inc. for engineering and surveying services and authorize Executive Director execute same.

MOTION: Move to approve

MOVED: Jerry Crippen                      SECOND: John Nicoletti

AYES: Sarbdeep Atwal, Rick Brown, Jerry Crippen

NOES: None      ABSTAIN: John Nicoletti      ABSENT: Mary Jane Griego

V      BOARD AND STAFF MEMBERS' REPORTS

Construction Manager Doug Handen: Progress on Feather River Toe Access construction project

Executive Director Paul Brunner:

- Department of Finance audit preparation on early implementation project funds
- International Right of Way Association project submittal

Counsel Andrea Clark: National Flood Insurance Program rate increases

Vice Chair Brown welcomed Director Atwal.

VI      ADJOURN: 3:00 p.m.

\_\_\_\_\_  
Chair

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

Approved: \_\_\_\_\_



# THREE RIVERS LEVEE IMPROVEMENT AUTHORITY

1114 Yuba Street, Suite 218

Marysville, CA 95901

Office (530) 749-7841 Fax (530) 749-6990

October 1, 2013

TO: Three Rivers Levee Improvement Authority Board  
FROM: Paul Brunner, Executive Director *P-23*  
Doug Handen, Construction Manager  
SUBJECT: **Feather River Setback Area: Amendment (Change Order #4) to River Partners Feather River Setback Mitigation Planting (FRSMP) Contract**

## **Recommended Action:**

Authorize the Executive Director to amend the prior agreement with River Partners to include additional costs related to maintenance and monitoring of the FRSMP Contract, the Feather River Elderberry Transplant (FRET) project and additional planting in the FRET. The amount of the Change Order No. 4(attached) is **\$162,825.00**.

## **Background:**

TRLIA entered into an agreement with River Partners, on July 15, 2010, to perform the Feather River Setback Mitigation and Planting (FRSMP) Project. River Partners has completed the planting of the FRSMP project which includes the Flood Plain Swale, Messick Lake, Cultural Site, and Wind-Wave Buffer planting areas. The Corps 404 permit requires monitoring and maintenance of the Flood Plain Swale and Messick Lake portions of the FRSMP for 8 years. Until the TRLIA acquired land is turned over to the state, TRLIA needs to maintain the Wind-Wave Buffer area, and the Cultural site. River Partners will be completing the original 3-year maintenance and monitoring period for all four areas as required in the July 15, 2010 contract in late 2013.

## **Discussion:**

The proposed change order includes one additional year (4<sup>th</sup> year) of maintenance and monitoring of the FRSMP. Due to the plants being established, the annual cost of maintenance and monitoring for the 4<sup>th</sup> year has been substantially reduced from the prior 3-year establishment period.

In addition to the FRSMP additional work TRLIA staff proposes to add the following two Feather River ecologically related mitigation tasks to the FRSMP contract:

1. **Feather River Elderberry Transplant Mitigation Site (FRET):** The initial FRET project and related River Partners contract were closed out after successful completion of the installation and initial 5 years of monitoring. The Corps 404 permit requires up to 10 years of monitoring. Because the FRET project was also installed by River Partners and is now closed out, TRLIA staff proposes to include the additional required maintenance and monitoring in the ongoing FRSMP contract.

2. **Feather River Elderberry Transplant –Additional Planting from Feather River Segment 3 Toe Access Corridor (TAC) Project:** On 1/15/13 the Executive Director reported to the TRLIA Board that TRLIA recognized River Partners as the lowest competitive bidder for the TAC elderberry relocation project. River Partners performed the relocation work in the winter of 2013 to allow for the ongoing construction of the TAC project. River Partners relocated elderberry shrubs from the Feather River Segment 3 TAC project to an expanded area of the FRET. The US Fish and Wildlife Permit for the elderberry transplant included a requirement to install associate plantings as well as monitor the transplanted and associate plantings. The proposed additional tasks include the planting of 332 associate plantings, and 3 years of monitoring and maintenance of the transplants and associate plantings.

**Fiscal Impact:**

The contract amendment would increase the existing contract by \$162,825.00 to a maximum amount not exceeding a total contract of \$1,486,463.80. This amendment is covered by the Feather River EIP funding agreement and is fully funded.

The amount of the original agreement and prior change orders is as follows:

Original Contract	\$ 1,199,747.00
Change Order 1 (phasing)	\$ 35,560.80
Change Order 2 (high water repairs)	\$ 46,208.00
Change Order 3 (extend FRET maintenance/monitoring)	\$ 42,123.00
Current contract total without this amendment	<u>1,323,638.80</u>

Attachment:

Proposed Change Order #4 and Scope of Work

# Change Order


**River Partners**  
 580 Vallombrosa Ave.  
 Chico, CA 95926  
 530-894-5401

Date: 8/13/2013  
 Owner: Three Rivers Levee Improvement Authority  
 Contractor: River Partners  
 Project name: Feather River Setback Mitigation & Planting  
 Change order number: 4

Original contract date: 7-15-10

1. One additional year of routine maintenance, irrigation, and monitoring/reporting for Mesick Lake, Swale, Wind Wave Buffer, and Cultural Site (FRSMP).	\$ 66,990.00
2. One additional year of irrigation, maintenance and monitoring for FRET I & II.	\$ 28,710.00
3. Planting of 332 elderberry associates and 3 years of maintenance and monitoring/reporting per USFWS protocols (FRET III).	\$ 67,125.00

The original contract sum was: \$ 1,199,747.00  
 Net amount of previous change orders: \$ 123,891.80  
 Total original contract amount plus or minus net change orders: \$ 1,323,638.80  
 Total amount of this change order: \$ 162,825.00  
 The new contract amount including this change order will be: \$ 1,486,463.80  
 The contract time will be changed by the following number of days: ( 780 ) Days

**Contractor:**  
 John Carlon, President, River Partners  
 Contractor's Representative  
 580 Vallombrosa Ave.  
 Address  
 Chico, CA 95926  
 City, State, Zip  
 9/10/13  
 Date  
 Signature 

**Owner:**  
 Paul Brunner, Executive Director, TRRIA  
 Name  
 1114 Yuba Street  
 Address  
 Marysville, CA 95901  
 City, State, Zip  
 Date  
 Signature

# Change Order

**River Partners**  
 580 Vallombrosa Ave.  
 Chico, CA 95926  
 530-894-5401

Date: 8/13/2013  
 Owner: Three Rivers Levee Improvement Authority  
 Contractor: River Partners  
 Project name: Feather River Setback Mitigation & Planting  
 Change order number: 4

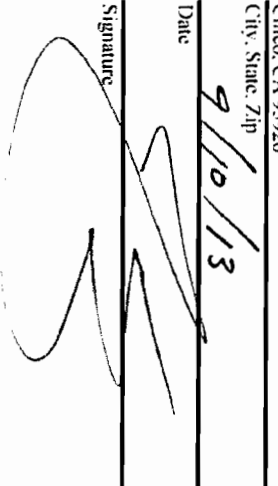
Original contract date: 7-15-10

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 Total amount of this change order: \$ 162,825.00  
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 The contract time will be changed by the following number of days: ( 780 ) Days

**Contractor:**  
 John Carlton, President, River Partners  
 Contractor's Representative  
 580 Vallombrosa Ave.  
 Address  
 Chico, CA 95926  
 City, State, Zip

**Owner:**  
 Paul Brunner, Executive Director, TRRIA  
 Name  
 1114 Yuba Street  
 Address  
 Marysville, CA 95901  
 City, State, Zip

Date: 8/10/13  
 Signature: 

Date: \_\_\_\_\_  
 Signature: \_\_\_\_\_

Feather River Setback Mitigation Project  
Change Order #4  
Scope of Work

As requested River Partners has put together the following scope of work to assist the maintenance associated with the Feather River Levee Setback Mitigation Project (FRSMP) and the Feather River Elderberry Transplant (FRET) sites. These tasks were discussed by the team and agreed to as the needed BMPs to assist TRLIA in building upon their successes and meeting their mitigation obligations:

- One additional year of maintenance for Mesick Lake, Swale, Wind Wave Buffer, Cultural Site. These activities will include:
  - Weed control
    - Multiple mowing events
    - Multiple herbicide applications
  - Irrigation events
  - Monitoring and reporting per the required environmental permits
- One additional year of maintenance for FRET I & II transplants and associates. This includes:
  - Irrigation events
  - Weed control
    - Multiple mowing events
    - Multiple herbicide applications
  - Annual monitoring and reporting of transplanted elderberries and associate plantings in accordance with USFWS guidelines
- Planting of associates per the biological opinion for the newly transplanted elderberries (FRET III) along with continued maintenance for 3 additional years for these new plantings.
  - Provide potted stock
  - Install 332 plants
  - Irrigation events
  - Weed control
    - Multiple mowing events
    - Multiple herbicide applications
  - Annual monitoring and reporting of the newly transplanted elderberries and associate plantings in accordance with USFWS guidelines.

River Partners has generated the attached quote to meet the above activities.





# THREE RIVERS LEVEE IMPROVEMENT AUTHORITY

1114 Yuba Street, Suite 218

Marysville, CA 95901

Office (530) 749-7841 Fax (530) 749-6990

October 1, 2013

TO: Three Rivers Levee Improvement Authority Board  
FROM: Paul Brunner, Executive Director *PMB*  
Kelly Pope, Legal Counsel  
SUBJECT: Sale of Excess Lands – Uppal Parcel

## **Recommended Action:**

Approve Resolution(Attached) by the Board of Directors of Three Rivers Levee Improvement Authority Declaring the Board's Intent to Sell Certain Real Property Located on Anderson Avenue Pursuant to Government Code Section 25526.

## **Background:**

In October 2008, using eminent domain, the Three Rivers Levee Improvement Authority ("TRLIA") acquired approximately 39.53 acres of real property located on Anderson Avenue in Marysville, California (the "Uppal Property"). The Uppal Property was acquired for the purpose of installing and constructing the Three Rivers Phase 4 Levee Repair Project (the "Project").

Once construction of the Project was complete, TRLIA no longer needed that portion of the Uppal Property that was previously used as a staging area during construction (the "Surplus Property"). Accordingly, on October 18, 2011, TRLIA's Board of Directors passed and adopted Resolution No. 2011-10 declaring the Surplus Property to be surplus and authorizing and directing TRLIA's Executive Director to commence the procedures for disposing of surplus lands pursuant to California Government Code sections 54220-54232. The Surplus Property comprises approximately 23.406 acres, and is more particularly described in Exhibit A-1 and depicted in Exhibit A-2 to the attached proposed Resolution.<sup>1</sup>

Pursuant to California Government Code sections 54220-54232, TRLIA sent a written offer to sell or lease the Surplus Property to certain government agencies. No written notice was received that any of the agencies offered the Surplus Property was interested in purchasing or leasing the property. TRLIA may therefore dispose of the Surplus Property without further regard to California Government Code sections 54220-54232.

In August 2012, TRLIA awarded a one-year nonrenewable lease of the Surplus Property to Heer/Atwal Orchards. The lease provided the Surplus Property would be used for agricultural and related purposes only. The lease expired in August of 2013.

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<sup>1</sup> TRLIA will continue to use approximately 1 acre of the Uppal Property that was part of the staging area for operation and maintenance of the setback levee. That portion of the former staging area is therefore not a part of the attached proposed Resolution.

**Discussion:**

In order to sell real property not required for public use, sections 25520-25535 of the California Government Code require the Board of Directors of TRLIA, in a regular open meeting, by a two-thirds vote of all its members, to adopt a resolution declaring its intention to sell the property.

The resolution must describe the property proposed to be sold in such a manner as to identify it, shall specify the minimum price and any additional conditions, and shall fix a time, not less than three weeks thereafter, at which sealed and oral proposals will be considered. If a broker's fee is to be paid, the resolution must so state.

The Surplus Property comprises approximately 23.406 acres of unplanted land located on Anderson Avenue. The Surplus Property was used as a borrow site for the Project, and backfilled with old levee soil. Based on a market estimate provided by Bender Rosenthal, Inc., staff recommends that the minimum price for the Surplus Property be \$70,230. Staff recommends that the terms of the sale be (1) payment of the sale price in cash within 60 days of execution of a purchase and sale agreement on a form acceptable to TRLIA; (2) TRLIA offers the Surplus Property for sale "as is" and makes no warranties or guarantees about its fitness for any particular purpose; and (3) transfer of the Surplus Property to the successful bidder shall be by quitclaim deed. Staff further recommends that no broker's fee be paid for sale of the Surplus Property.

Pursuant to Government Code section 25528, if the attached resolution is adopted, TRLIA must post notice of the adoption of the resolution in three public places in Yuba County not less than 15 days prior to the date of the TRLIA Board meeting at which sealed proposals will be considered. The notice must also be published once per week for three consecutive weeks pursuant to Government Code section 6063.

Staff recommends that the Board require a deposit of \$5,000, made out by cashier's check to TRLIA, accompany all written or oral bids to purchase the Surplus Property. The deposit paid by the successful bidder will be non-refundable, and deposits paid with bids that are not accepted will be returned. Staff also recommends that the Board require all bids, both written and oral, set forth the bidder's anticipated use of the Surplus Property.

All written bids to purchase the Property pursuant to the proposed resolution must be submitted to the TRLIA office, along with the \$5,000 cashier's check, no later than 11:00 a.m. on November 12, 2013. Oral bids must be presented at the Board meeting. Oral bids must be accompanied with a \$5,000 cashier's check at the time the oral bid is made, unless the bidder has already submitted a \$5,000 cashier's check with a prior written or oral bid.

As set forth in the attached resolution, the sealed bids to purchase the Surplus Property will be opened at a Board meeting to be held at 2:00 pm on November 12, 2013. At that meeting, the Board must open, examine, and publicly declare all written bids received pursuant to the Resolution. Prior to accepting any written bid, the Board must call for oral bids. The Board is not required to accept any oral bid that does not exceed the highest conforming written bid by a minimum of 5%. Accordingly, staff recommends that the Board not accept any oral bids that do not exceed the highest written bid by a minimum of 5%.

Of the bids submitted to purchase the Surplus Property, the Board must accept the highest conforming written bid, unless a higher conforming oral bid is accepted or the Board rejects all bids. The adoption of the attached resolution will therefore not obligate TRLIA to sell the Surplus Property, if the Board of Directors of TRLIA hereafter determines that such a sale would not be in the public interest.

**Fiscal Impact:**

If TRLIA ultimately sells the Surplus Property, revenue will initially come to TRLIA. Per the Project EIP Funding Agreement, TRLIA will share the revenues with the State. TRLIA's share of the revenue is approximately 17.5%.

**Attachment:**

- Proposed Resolution

**RESOLUTION NO. 2013-\_\_**

**A RESOLUTION BY THE BOARD OF DIRECTORS OF  
THREE RIVERS LEVEE IMPROVEMENT AUTHORITY  
DECLARING THE BOARD'S INTENT TO SELL CERTAIN REAL PROPERTY  
LOCATED ON ANDERSON AVENUE PURSUANT TO GOVERNMENT CODE  
SECTION 25526**

**WHEREAS**, Three Rivers Levee Improvement Authority (“TRLIA”) is the owner of approximately 23.406 acres of real property (the “Property”) located on Anderson Avenue in Marysville, California. The Property is more particularly described in Exhibit A-1 and depicted in Exhibit A-2 attached hereto and incorporated herein by reference; and

**WHEREAS**, on October 18, 2011, TRLIA’s Board of Directors passed and adopted Resolution No. 2011-10 declaring the Property to be surplus and authorizing and directing TRLIA’s Executive Director to commence the procedures for disposing of surplus lands pursuant to California Government Code sections 54220-54232; and

**WHEREAS**, TRLIA has complied with the requirements of California Government Code sections 54220-54232, and may now dispose of the Property without further regard to California Government Code sections 54220-54232; and

**WHEREAS**, TRLIA desires to sell the Property at a price of not less than \$70,230 on the terms and conditions set forth herein; and

**WHEREAS**, the Board of Directors of TRLIA adopts this Resolution in compliance with Government Code section 25526.

***NOW, THEREFORE, BE IT RESOLVED THAT:***

Based upon the evidence presented, the Board of Directors by vote of two-thirds or more of its members hereby declares each of the following:

1. The Board of Directors of TRLIA declares its intent to sell, pursuant to California Government Code section 25526, approximately 23.406 acres of real property (the “Property”) located on Anderson Avenue in Marysville, California, as more particularly described in Exhibit A-1 and depicted in Exhibit A-2 attached hereto and incorporated herein by reference.

2. The minimum price that will be accepted for the Property shall be \$70,230. The terms of the sale shall be:

- a. Payment of the sale price shall be in cash within 60 days of execution of the purchase and sale agreement on a form acceptable to TRLIA, which form will be available for review at TRLIA’s office located at 1114 Yuba St., Suite 218, Marysville, CA 95901;

- b. TRLIA offers the Property for sale “as is” and makes no warranties or guarantees that the Property is fit for any particular purpose;
- c. Transfer of the Property to the successful bidder shall be by quitclaim deed.

3. To be eligible for consideration, all written bids to purchase the Property must be accompanied by a cashier’s check payable to the Three Rivers Levee Improvement Authority in an amount no less than \$5,000.

4. To be eligible for consideration, all oral bids to purchase the Property must be accompanied by a cashier’s check payable to the Three Rivers Levee Improvement Authority in an amount no less than \$5,000, unless the bidder has already submitted a \$5,000 cashier’s check with a prior written or oral bid.

5. Funds paid by the successful bidder are non-refundable, and funds submitted with bids that are not accepted will be returned.

6. To be eligible for consideration, all written and oral bids to purchase the Property must include a brief description of the bidder’s anticipated use of the Property.

7. TRLIA will not pay a broker’s commission on the sale.

8. All written bids to purchase the Property pursuant to this Resolution must be received at the office of TRLIA, 1114 Yuba St., Suite 218, Marysville, CA 95901, no later than 11:00 a.m. on November 12, 2013.

9. At 2:00 p.m. on November 12, 2013, at the Yuba County Government Center, Board Chambers, 915 Eighth Street, Suite 109A, Marysville, California, the Board of Directors of TRLIA will open, examine, and publicly declare all written bids received pursuant to this Resolution. Prior to accepting any written bid, the Board of Directors of TRLIA will call for oral bids. Oral bids must exceed the highest written bid by a minimum of 5% and must meet all other conditions stated in this Resolution to be accepted. A cashier’s check of \$5,000 must accompany all oral bids at the time the bids are made, unless the bidder has already submitted a cashier’s check of \$5,000 with a prior written or oral bid.

10. At the Board meeting at 2:00 p.m. on November 12, 2012, the TRLIA Board of Directors will either determine the winning bid in conformity with sections 25530 and 25531 of the California Government Code, or reject all bids in conformity with section 25534 of the California Government Code.

**PASSED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2013, by the Board of Directors of Three Rivers Levee Improvement Authority by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

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Chairperson

ATTEST: DONNA STOTTLEMEYER,  
CLERK OF THE BOARD

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APPROVED AS TO FORM: GENERAL COUNSEL



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Exhibit 'A-1'

All that Real property situated in the County of Yuba, State of California, being a portion of the real property described in the Final Order of Condemnation, recorded in Document No. 2008R-016140, Official Records of said County, being a portion Lot 14, Block 24 as shown upon that certain map entitled "Arboga Colony", filed in the Office of the Recorder in said County and State in Book 1 of maps at Page 31, and situated in the Southwest One Quarter of Section 24 Township 14 North, Range 3 East of the Mount Diablo Meridian, being more particularly described as follows:

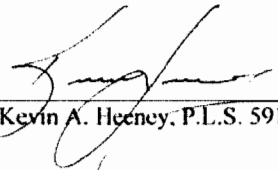
**Beginning** at an Iron Pipe marking the Southeast corner of said Lot 14; thence along the South line of said Lot 14, South 89°45'45" West, 588.73 feet; thence leaving said South line, North 00°17'03" West, 230.00 feet; thence parallel with said South line, South 89°45'45" West, 200.00 feet; thence North 00°17'03" West, 92.56 feet; thence North 03°03'55" West, 998.65 feet more or less to a point on the North line of said Lot 14; thence along said North line, North 89°45'45" East, 837.61 feet to the Northeast corner of said Lot 14; thence along the East line of said Lot 14, South 00°15'56" East, 1320.00 feet more or less to the Point of Beginning, containing 23.406 acres, more or less.

See Exhibit 'A-2' attached hereto and made a part of this description.

**End of description**

The Basis of Bearings for this description is the California Coordinate System Zone 2.

This description has been prepared by me or under my direct supervision.

  
Kevin A. Heeney, P.L.S. 5914

*10/13/2011*  
Date









**THREE RIVERS LEVEE IMPROVEMENT AUTHORITY**  
1114 Yuba Street, Suite 218  
Marysville, CA 95901  
Office (530) 749-7841 Fax (530) 749-6990

October 1, 2013

TO: Three Rivers Levee Improvement Authority Board  
FROM: Paul Brunner, Executive Director *PMB/abc*  
Larry Dacus, Design Manager  
Andrea Clark, Legal Counsel  
SUBJECT: Approve 5<sup>th</sup> Contract Amendment with AECOM Technical Services, Inc. for Environmental Services

**Recommended Action:**

Approve a 5<sup>th</sup> contract amendment not to exceed \$475,000 with AECOM Technical Services, Inc. for additional effort to provide continuing environmental evaluation and CEQA documentation for a 200-year flood protection project in the Goldfields and authorize the Executive Director to negotiate, sign and execute the final amendment upon review by General Counsel.

**Background:**

In January 2012, the TRLIA Board approved a contract award to AECOM Technical Services, Inc. for environmental services in the Yuba Goldfields and along the Bear and Feather Rivers. This contract has been amended four times for various tasks in the Goldfields and along the Feather East Levee. Environmental review (CEQA) for TRLIA's anticipated work in the Goldfields is included in our current funding agreement with DWR under Proposition 13.

**Discussion:**

After selection of the 100-Year Flood Protection Project in the Goldfields, efforts have turned to determining the 200-year project. Four final alternatives have been formulated and are under evaluation. This evaluation will require environmental constraint surveys for each alternative. Also the Management Team has decided to use the CEQA process to gather input on the 200-year alternatives to guide the decision of the preferred alternative. This amendment is for AECOM to conduct additional environmental surveys for the 200-year alternatives and to prepare a CEQA document which presents all four alternatives under evaluation and their environmental impacts. The CEQA document will be used to select the preferred 200-Year Goldfields Flood Protection Project.

The scope of work is being finalized and will be provided at the TRLIA Board Meeting.

**Fiscal Impact:**

This amendment would increase the AECOM contract by an amount not to exceed \$475,000 for services on a time and expenses basis, to a maximum amount not to exceed \$748,660 (\$273,660 previous contract amount + \$475,000). TRLIA has signed a funding agreement with the State for the Goldfields Feasibility Study and already provided the local share of this agreement. This Amendment 5 effort would be accomplished using 100% State funds.