

THREE RIVERS LEVEE IMPROVEMENT AUTHORITY

MINUTES – BOARD OF DIRECTORS

NOVEMBER 18, 2008

A meeting of the Board of Directors of the Three Rivers Levee Improvement Authority was held on the above date, commencing at 2:00 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.

PUBLIC COMMUNICATIONS

Mr. Tom Eres, representing Hofman Ranch, requested the criteria used for constructing the levee project for certification to a 200-year event and felt the associated costs to repair the landside crack at the toe of the levee and “redoes” should not be paid for by the taxpayers.

Director Graham joined the meeting at 2:04 p.m.

Chair Griego requested a written response be provided as an item of correspondence on the next agenda regarding the request.

CONSENT AGENDA

Upon motion of Director Graham, seconded by Director Brown, and carried with Director Nicoletti abstaining on item B due to a conflict of interest due to the employment of his wife at YCOE, the Board took the following actions:

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| A. | <u>Minutes</u> : Approved the minutes of the regular meeting of October 21, 2008 as written. | APPROVE
MINUTES |
| B. | <u>Lease Agreement</u> : Approved a lease agreement with Yuba County Office of Education (YCOE) for office space and authorized the Chair to execute same. | APPROVE
LEASE |

ACTION ITEMS

- A. Agricultural Lease: Following a brief review from Executive Director Paul Brunner, upon motion of Director Graham, seconded by Director Brown, and unanimously carried, the Board approved awarding a draft Agricultural Lease Agreement for a five-year term with the most qualified bidder and authorized the Executive Director to negotiate final terms and execute agreement upon review and approval of Counsel. APPROVE AWARD
- B. Wetlands Mitigation/Feather River Setback Levee: Following a brief recap from Executive Director Paul Brunner, upon motion of Director Graham, seconded by Director Brown, and unanimously carried, the Board approved performance and construction bonds, or creating necessary escrow accounts, for the onsite wetlands mitigation area in the Feather River Setback for long-term performance monitoring of the mitigation area and authorized the Executive Director to execute bonding documents upon review and approval of Counsel. APPROVE BONDS
- C. GEI Consultants/Amendment No. 10/\$536,765: Following a recap from Executive Director Paul Brunner regarding required explorations and Board inquiries, upon motion Director Brown, seconded by Director Crippen, and unanimously carried, the Board approved Amendment No. 10 to the agreement with GEI Consultants, in the amount of \$536,764, for Phase 4 Feather River Levee Repair Project (FRLRP), additional explorations on Feather East Levee Segment 1 landside crack, permitting, design and construction management Site 2 erosion protection project, and cultural resource evaluation at the foot print of the Feather Segment 1, and authorized the Executive Director to execute upon review and approval of Counsel. APPROVE AMNDMNT.

CORRESPONDENCE

The Board accepted correspondence from Hofman Ranch dated November 10, 2008, requesting public records related to the local share of grant funding from Proposition 1E.

BOARD AND STAFF MEMBERS' REPORTS

Reports were received on the following:

Program Manager Ric Reinhardt:

- Yuba River Hydraulic Update and Potential Remediation along Yuba South Levee

Counsel Scott Shapiro:

- Central Valley Flood Protection Board meeting October 21, 2008 at 10:30 a.m. regarding policy decision regarding indemnification and cooperation agreement to construction of tie-ins for the Setback Levee and cooperation agreement

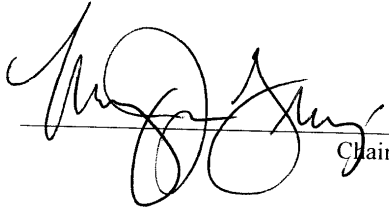
Executive Director Paul Brunner:

- Assessment District Survey mailed November 10, 2008
- Revenues incoming from Proposition 1E and local share
- Corps of Engineers recommendation of 408 permit approval

Chair Griego cancelled the Board meeting scheduled December 2, 2008 and advised the next meeting would be December 9, 2008 at 2:00 p.m.

ADJOURNMENT

There being no further business to come before the Three Rivers Levee Improvement Authority, Chair Griego adjourned the meeting at 2:53 p.m.



Chair

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



Approved December 10, 2008