

THREE RIVERS LEVEE IMPROVEMENT AUTHORITY

MINUTES – BOARD OF DIRECTORS

MAY 12, 2009 – SPECIAL MEETING

A meeting of the Board of Directors of the Three Rivers Levee Improvement Authority was held on the above date, commencing at 2:15 p.m., within the Government Center, Marysville, California, with a quorum being present as follows: Directors Rick Brown, Jerry Crippen, Don L. Graham, and Mary Jane Griego. Director John Nicoletti was absent. Also present were Executive Director Paul Brunner, Counsel Scott Shapiro, and Clerk of the Board of Supervisors/Secretary Donna Stottlemeyer. Chair Griego presided.

ACTION ITEMS

A. Minutes: Upon motion of Director Crippen, seconded by Director Graham, and carried with Director Nicoletti being absent, the Board approved the minutes of the regular meeting of April 21, 2009, as written. APPROVE MINUTES

B. Amendment No. 7/HDR Engineering Inc./\$2,416,874: Following a recap from Design Manager Larry Dacas and Executive Director Paul Brunner and Board inquiries, the following individuals spoke:

- Mr. Tom Eres, Hofman Ranch
- Ms. Frances Hofman, Wheatland

Upon motion of Director Crippen, seconded by Director Graham, and carried with Director Nicoletti being absent, the Board approved amendment No. 7 to the agreement with HDR Engineering, Inc. in the amount of \$2,416,874 and authorized the Executive Director to execute upon review and approval of Counsel. APPROVE AMNDMNT.

BOARD AND STAFF MEMBERS' REPORTS

Reports were received on the following:

Executive Director Paul Brunner:

- Construction progress on Setback Levee
- Degradation of old levee
- Proposition IE funding and TRLIA finances

- Reclamation District 784 review of policies and procedures related to ? listen to tape
- State Mining and Geology Board regarding borrow sites
- Meeting with an equestrian organization regarding trails
- Water Education flood protection tour which included Yuba and Feather Rivers

Director Griego: Cap to Cap Conference in Washington DC held April 24 - 30, 2009 related to flood protection

CLOSED SESSION

The Board retired into closed session at 2:50 p.m. to discuss the following:

- A. Pending litigation pursuant to Government Code §54956.9(a) – TRLIA vs. Davit et al
- B. Conference with Counsel on potential litigation pursuant to Government Code §54956.9(b)(3)(E) – One Case

The Board returned from closed session at 3:25 p.m. with all Board and staff members present as indicated above.

RECESS

The Board recessed at 3:26 p.m. and reconvened at 6:03 p.m. with all Board and staff members present as indicated above.

PUBLIC HEARING

Special Benefit Assessment/Levee and Flood Control Facilities: Following Chair Griego stating procedures for the hearing process, Executive Director Paul Brunner provided a Power Point presentation on the proposed benefit assessment.

Reclamation District (RD) 784 Trustee Jeff Phinney provided a Power Point presentation comparing RD 784 and California Department of Water Resources maintenance areas.

Upon motion of Director Crippen, seconded by Director Brown, and carried with Director Nicoletti being absent, the Chair Griego opened the public hearing. OPEN PB. HRG.

The following individuals spoke:

- Mr. Steve Spencer, Griffith Avenue
- Mr. Don Rae, Atherton Way
- Mr. John Apedaile, Vine Avenue
- Mr. Preston Christy, Arboga Road
- Mr. Elbert King, Dunsmuir Way
- Ms. Laurinda Fowler, Greens Street
- Ms. Frances Hofman, Olivehurst
- Mr. Tom Eres, Hofman Ranch

Consultants Thomas Brightbill and Seth Werzel, Engineer Larry Dacas, Special Counsel Joe Scofield, Mr. Brunner, and Board members responded to specific public inquiries.

Director Crippen left the meeting at 7:24 p.m. and did not return.

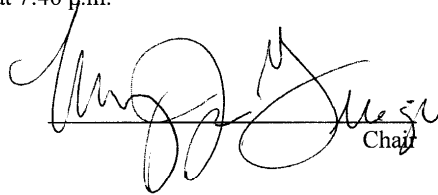
Chair Griego recessed the meeting at 7:37 and reconvened the meeting at 7:44 p.m. to allow receipt of ballots into the ballot box.

Upon motion of Director Brown, seconded by Director Graham, and carried with Directors Crippen and Nicoletti being absent, the public hearing was closed. CLOSE  
PB. HRG.

Chair Griego advised the Board would receive the tabulation of the ballots and consider a resolution to levy assessments at the Board meeting of June 2, 2009 at 3:30 p.m.

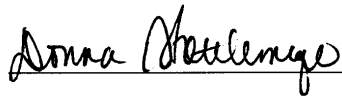
ADJOURNMENT

There being no further business to come before the Three Rivers Levee Improvement Authority Chair Griego adjourned the meeting at 7:46 p.m.



Chair

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



Approved: May 26, 2009