



THREE RIVERS LEVEE IMPROVEMENT AUTHORITY

MAY 17, 2011

MINUTES

A meeting of the Board of Directors of the Three Rivers Levee Improvement Authority (TRLIA) was held on the above date, commencing at 3:40 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 McElhern, and Clerk of the Board of Supervisors/Secretary Donna Stottlemeyer. Chair Griego presided.

- I ROLL CALL – Directors Rick Brown, Jerry Crippen, Don Graham, Mary Jane Griego, John Nicoletti – All present
- II CLOSED SESSION: The Board retired into closed session at 3:42 p.m. to discuss the following:
- A. Conference with real property negotiator pursuant to Government Code §54956.8 - Negotiating Parties: TRLIA/Steinheimer/Morrison; Terms of Payment; regarding FRLRP Segment 1 for the following properties:
- | | |
|-------------|-------------------------------|
| 016-090-008 | Valley View Land & Cattle Co. |
| 016-120-008 | Danna Properties |
| 016-120-005 | Danna Properties |
| 016-060-019 | Shoei Food USA, Inc. |
- B. Conference with real property negotiator pursuant to Government Code §54956.8 - Negotiating Parties: TRLIA/Steinheimer/Morrison; Terms of Payment; regarding FRLRP Segment 3 for the following properties:
- | | |
|---|---------------------------------------|
| 013-010-046 J. Smith | 013-010-045 Stewart |
| 013-010-001, 002, 020-360-054 LCWD | 020-360-059, 060, 061 Cooper |
| 020-360-002 Khang | 020-330-008 State of California |
| 020-330-010 Wilbur | 020-330-007 RD 784 |
| 020-010-023 H. Smith | 020-010-015 Wilbur |
| 020-020-026 E Street MX, Inc. | 020-201-011 Alan Young/Alma Rodriguez |
| 020-201-009, 010 Arnold Craft | 020-201-008, 012 Monty & Debra Hecker |
| 020-201-005 Quintilia Naranjo | 020-201-004 Robert Hamilton |
| 020-201-003 Currier Family Trust | 020-201-002 Ava Joy Clark |
| 020-201-001 Susan R. LaGrand | 020-171-015 Mary Cress |
| 020-171-014 Currier Family Trust | 020-171-013 Maria Mendoza, et al |
| 020-171-011, 012 Billy J. & Clara J. Bean | 020-171-010 Javier Quintero |
| 020-171-009 Javier Quintero & Ana | 020-171-008 Chad Playso |
| 020-171-007 Jose V. Gomez | 020-171-006 Daniel & Virginia Frizzel |
| 020-171-005 Jesse & Ruth Burns | 020-171-004 Evangelina Cabrera |
| 020-171-003 Mary Lipscomb | 020-171-002 Delora & Deewayne Field |
| 020-171-001 Carol Miller | 020-121-019 Jose & Magdalena Vasquez |
| 020-121-018 James & Nancy Blocker | 020-121-017 Daniel A. Charter |
| 020-121-016 Rosa Del Toro | 020-121-015 Johal LLC |
| 020-121-021 Glenna N. Hromiko | 020-121-020 Gracie La Fernandez |
| 020-121-012 Leopuldo & Luiza Ana Vasquez | 020-121-011 Russell & Janine Ensslin |

020-121-010 Kimberly Rene LaValleur	020-121-025 Bazzano Investment Properties
020-121-008 Louis & Betty Barlage	020-121-028 Michael & Lesley Furtado
020-121-006 Tracy L. Nelson	020-121-005 Brikemen LLC
020-121-002 Hilber M & M, LLC	
020-121-003, 004 Sacramento Valley Teen Challenge	
020-121-022, 024, 025 Sacramento Valley Teen Challenge	
020-091-015 W.D. & Juanita Cozine, Jr.	020-091-009 Harold Ervine Coones
020-091-008 Richard & Gloria Grant	020-091-007 William Rea
020-091-006 Forrest Ray Miller	020-091-004, 005 Salvation Army/Del Oro Div.
020-091-002 Carolyn J Tindel/Gary Tindel	020-091-026 John Roth
020-091-027 California Cap Loans, Inc	020-091-028 John Roth
020-440-017 Wessels	

- C. Pending litigation pursuant to Government Code § 54956.9(a) - Bains YCSCCVED 10-0000977
- D. Pending litigation pursuant to Government Code § 54956.9(a) - Luis YCSCCVED 10-0000903 Pulled from consideration.

The Board returned from closed session at 4:15 p.m. with all present as indicated above. There was no report.

III PUBLIC COMMUNICATIONS: No one came forward.

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

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 ABSENT: None

- A. Approve minutes of the meeting of May 10, 2011. Approved.

V ACTION ITEMS

- A. Waive conflict of interest in Downey Brand’s simultaneous representation of Three Rivers Levee Improvement Authority and Teichert Construction on unrelated matters. Assistant Counsel Scott McElhern recapped the need for the waiver and requested the authority to waive the conflict be delegated to the Executive Director.

Mr. Brunner advised in the event he was unable to waive the conflict of interest he would approach Yuba County to review the contract.

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 ABSENT: None

Approve final contract changes to the agreement with Teichert Construction in the total amount of \$4,347,595.50 and authorize the Executive Director to finalize and execute contract modification upon review and approval of Counsel. Executive Director Paul Brunner recapped prior change orders in the approximate amount of \$7 million and current change orders requiring approval. Mr. Brunner 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 ABSENT: None

B. Approve Amendment No. 13 to the agreement with Bookman-Edmonston/GEI Consultants in the amount of \$668,980 and authorize the Executive Director to execute same. Executive Director Paul Brunner advised services are related to the 200-year compliance determination and potential unrelated support tasks.

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 ABSENT: None

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

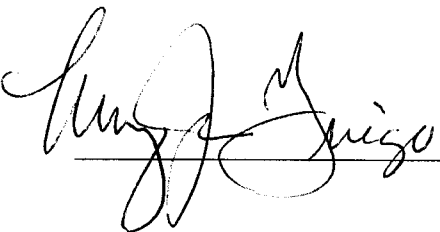
Director Nicoletti left the meeting at 4:37 p.m. and did not return.

Director Griego: Cap to Cap Conference May 6 - 11, 2011 regarding FEMA meeting on agricultural communities and floodplain mapping and meeting with Army Corps of Engineers regarding the Section 104 credit denial and the new Section 2003 credit process

Executive Director Paul Brunner:

- Signing of contract with Magnus Pacific for Upper Yuba Levee Improvement and State authorization to move forward with project
- Feather Floodway Corridor Grant application and construction

VII ADJOURN: 4:49 p.m. by Chair Griego.


Chair

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



Approved: 