



THREE RIVERS LEVEE IMPROVEMENT AUTHORITY

OCTOBER 18, 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 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.

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 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: Jerry Crippen SECOND: Rick Brown
AYES: Rick Brown, Jerry Crippen, Don Graham, Mary Jane Griego, John Nicoletti
NOES: None ABSTAIN: None ABSENT: None

A. Approve minutes of the meetings of September 19 and 27, 2011. Approved

IV ACTION ITEMS

A. Adopt resolution declaring certain real property APN 014-290-034 as surplus and authorizing the same for disposition. Executive Director Paul Brunner recapped the history of the property which is no longer needed, the process for selling the property, and responded to Board inquiries.

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

Adopted Resolution No. 2011-10 entitled: "A RESOLUTION DECLARING CERTAIN REAL PROPERTY AS SURPLUS AND AUTHORIZING THE SAME FOR DISPOSITION."

B. Approve contract Amendment No. 11 with HDR Engineering in the amount of \$636,668 for Phase 4 construction management and authorize the Executive Director to execute same.

Executive Director Paul Brunner recapped the purpose of the amendment and responded to Board inquiries. Construction Manager Doug Handen responded to Board inquiries regarding the debris pile.

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

- C. Approve contract with Ray Costa in an amount not to exceed \$35,000 to provide geotechnical oversight for modifications in the goldfields, and authorize the Executive Director to execute upon review and approval of Counsel. Executive Director Paul Brunner recapped the purpose of the agreement, concerns of Mr. Costa regarding indemnifying TRLIA and removing that clause. Counsel Scott Shapiro recapped the impact of waiving the indemnity clause. Design Manager Larry Dacus recapped worked performed by Mr. Costa and felt the risk was minimal regarding waiving.

MOTION: Move to approve agreement with removal of clause C4 Indemnity
MOVED: John Nicoletti SECOND: Jerry Crippen
AYES: Rick Brown, Jerry Crippen, Don Graham, Mary Jane Griego, John Nicoletti
NOES: None ABSTAIN: None ABSENT: None

- D. Approve contract with Sills Geotechnical Engineering in an amount not to exceed \$24,000 to provide geotechnical opinions on the Upper Yuba Levee Improvement Project, and authorize the Executive Director to execute same upon review and approval of Counsel. Executive Director Paul Brunner and Design Manager Larry Dacus recapped the purpose of the agreement and responded to Board inquiries.

MOTION: Move to approve with waiver of worker's comp insurance requirement
MOVED: Jerry Crippen SECOND: John Nicoletti
AYES: Rick Brown, Jerry Crippen, Don Graham, Mary Jane Griego, John Nicoletti
NOES: None ABSTAIN: None ABSENT: None

- E. Designate Scott Shapiro as representative for purposes of contract negotiations with Executive Director.

MOTION: Move to designate Scott Shaprior or designee Andrea Clark
MOVED: John Nicoletti SECOND: Rick Brown
AYES: Rick Brown, Jerry Crippen, Don Graham, Mary Jane Griego, John Nicoletti
NOES: None ABSTAIN: None ABSENT: None

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

Design Manager Larry Dacus:

- Western Pacific Interceptor Crack update and continued monitoring
- Installation of security cameras and opening of gate

Construction Manager Doug Handen: Upper Yuba Levee Improvement and Goldfields projects update

Public Outreach Coordinator Kim Floyd:

- Community Celebration on levee system completion at Eufay Woods Senior Memorial Park, October 29 from 11:00 a.m. – 2:00 p.m.
- KVIE video progress

Executive Director:

- KVIE Overcoming the Deluge: California's Plan for Managing Floods airing 7:00 p.m., November 9 and 6:00 p.m. November 13 on Channel 6
- Central Valley Flood Protection Board briefing on flood risk analysis of Yuba Goldfields
- Request for proposal for evaluation of dredge tailing mounds within the Goldfields
- Credit Request for expenses incurred of Upper Yuba High Ground Re-establishment project in the Goldfields

VI CLOSED SESSION: The Board retired into closed session at 3:16 p.m. to discuss the following:

A. Personnel pursuant to Government Code §54957(b) - Executive Director Evaluation

Mr. Brunner left closed session at 3:45 p.m. during the discussion of item B.

B. Personnel pursuant to Government Code §54957.6 - Provide instructions to representative Scott Shapiro on salary or compensation of Executive Director

Chair Griego left closed session at 4:01 p.m. and did not return.

The Board returned from closed session at 4:45 p.m. with all present as listed above.

Counsel Scott Shapiro advised continuation of item B to October 25, 2011 at 4 p.m. in the Board chambers.


VII RECESS: 4:47 p.m. by Vice Chair Brown. The Board reconvened on October 25, 2011 at 4:14 p.m. with all present as indicated above except Director Graham.

VIII CLOSED SESSION: The Board retired into closed session at 4:14 p.m. to discuss the following:

A. Personnel pursuant to Government Code §54957.6 - Provide instructions to representative Scott Shapiro on salary or compensation of Executive Director

The Board returned from closed session at 4:53 p.m. Mr. Shapiro advised Director Graham joined closed session by conference call and further advised direction was provided for implementation at a future Board meeting.

IX ADJOURN: 4:55 p.m. by Chair Griego.



Vice Chair

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



Approved:  December 6, 2011