



THREE RIVERS LEVEE IMPROVEMENT AUTHORITY

APRIL 17, 2012

MINUTES

A meeting of the Board of Directors of the Three Rivers Levee Improvement Authority (TRLIA) was held on the above date, commencing at 2:22 p.m., within the Government Center, Marysville, California, with a quorum being present as follows: Directors Rick Brown, Don L. Graham, John Nicoletti, and Mary Jane Griego. Director Jerry Crippen was absent. Also present were Executive Director Paul Brunner, Counsel Scott Shapiro, and Deputy Clerk of the Board of Supervisors Rachel Ferris. Chair Griego presided.

I ROLL CALL – Directors Rick Brown, Jerry Crippen, Don Graham, Mary Jane Griego, John Nicoletti – Director Crippen Absent

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

A. Approve minutes of the meeting of March 20, 2012. Approved

B. Approve letter to Central Valley Flood Protection Board regarding comments on the Draft Central Valley Flood Protection Plan and Draft Programmatic Environmental Impact Report. Approved

IV ACTION ITEMS

A. Adopt resolution of public necessity for the taking of certain property and identified as Assessor Parcel No. 021-041-006 (Ronnie Willis and Clara Willis) for Three Rivers Upper Yuba River Levee Improvement Project. Special Counsel Kelly Pope provided a brief recap, a Power Point presentation, and responded to board inquiries.

Design Manager Larry Dacas recapped levee deficiencies from Simpson Lane to the Goldfields, design for levees, solutions, and utility easements.

Mr. Ronnie Willis advised of an upcoming court action to resolve the remaining legal issues concerning ownership of the property.

MOTION: Move to adopt resolution and withhold payout pending Courts ruling
MOVED: John Nicoletti SECOND: Don Graham
AYES: John Nicoletti, Don Graham, Rick Brown, Mary Jane Griego
NOES: None ABSTAIN: None ABSENT: Jerry Crippen

Adopted Resolution No. 2012-02 entitled: "A RESOLUTION OF THE THREE RIVERS LEVEE IMPROVEMENT AUTHORITY DECLARING THE PUBLIC NECESSITY FOR THE TAKING OF CERTAIN PROPERTY FOR REPAIR, CONSTRUCTION, INSTALLATION AND MAINTENANCE OF THE THREE RIVERS UPPER YUBA RIVER LEVEE IMPROVEMENT PROJECT", property identified as Assessor Parcel No. 021-041-006 (Ronnie Willis and Clara Willis)

- B. Adopt resolution of public necessity for the taking of certain property and identified as Assessor Parcel No. 018-200-001 (Ajit Bains and Maria del Carmen Bains) for Three Rivers Upper Yuba River Levee Improvement Project. Special Counsel Kelly Pope provided a Power Point presentation regarding the necessity of moving the power poles and responded to Board inquiries.

Mr. Brant J. Bordsen, Attorney for Ajit Bains, recapped interest in obtaining access easements for farming operations. Mr. Bains expressed concern regarding removal of additional trees to accommodate the movement of the power poles.

MOTION: Move to adopt resolution

MOVED: John Nicoletti SECOND: Rick Brown

AYES: John Nicoletti, Rick Brown, Don Graham, Mary Jane Griego

NOES: None ABSTAIN: None ABSENT: Jerry Crippen

Adopted Resolution No. 2012-04 entitled: "A RESOLUTION OF THE THREE RIVERS LEVEE IMPROVEMENT AUTHORITY DECLARING THE PUBLIC NECESSITY FOR THE TAKING OF CERTAIN PROPERTY FOR REPAIR, CONSTRUCTION, INSTALLATION AND MAINTENANCE OF THE THREE RIVERS UPPER YUBA RIVER LEVEE IMPROVEMENT PROJECT", property and identified as Assessor Parcel No. 018-200-001 (Ajit Bains and Maria del Carmen Bains)

- C. Adopt resolution of public necessity for the taking of certain property and identified as Assessor Parcel No. 018-200-008, recently changed to 018-200-010 (Daniel J. Luis) for Three Rivers Upper Yuba River Levee Improvement Project. Special Counsel Kelly Pope provided a brief recap and Power Point presentation and responded to Board inquiries.

Mr. Daniel Luis requested to extend the underground portion to the next pole approximately 70 feet.

MOTION: Move to adopt resolution with the exhibit as published and provide staff the authority to approve the additional 70 feet of underground utilities on the contingency that Mr. Luis signs an agreement prior to the next Board meeting

MOVED: John Nicoletti SECOND: Rick Brown

AYES: John Nicoletti, Rick Brown, Don Graham, Mary Jane Griego

NOES: None ABSTAIN: None ABSENT: Jerry Crippen

Adopted Resolution No. 2012-03 entitled: "A RESOLUTION OF THE THREE RIVERS LEVEE IMPROVEMENT AUTHORITY DECLARING THE PUBLIC NECESSITY FOR THE TAKING OF CERTAIN PROPERTY FOR REPAIR, CONSTRUCTION, INSTALLATION AND MAINTENANCE OF THE THREE RIVERS UPPER YUBA RIVER LEVEE IMPROVEMENT PROJECT", property identified as Assessor Parcel No. 018-200-008, recently changed to 018-2220-030 (Daniel J. Luis)

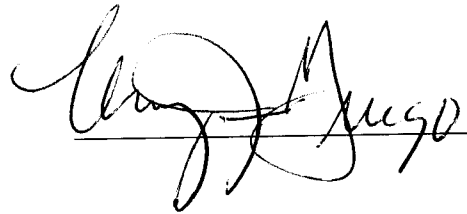
Upon receiving Board consensus Chairman Griego called for a Special Meeting to be held Monday, April 30th, 2012 commencing at 4:00 p.m. at the Bains Orchard located at 6567 Dan Toni Road.

V BOARD AND STAFF MEMBERS' REPORTS

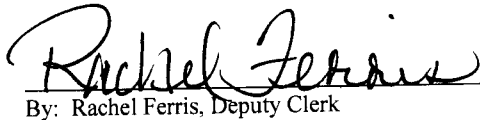
Executive Director Paul Brunner:

- o State approved Proposition 13 decision memo
- o Goldfields high ground evaluation status
- o Field trip to Western Aggregates
- o Upper Yuba Levee Improvement project starting up in late May
- o Feather III Segment Project survey and State survey
- o Six new members on the Central Valley Flood Protection Board
- o State Mining and Geology Board approved reclamation plan

VI ADJOURN 4:40 p.m. by Chair Griego.


Chair

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


By: Rachel Ferris, Deputy Clerk

Approved: May 1, 2012