



THREE RIVERS LEVEE IMPROVEMENT AUTHORITY

JANUARY 21, 2014

MINUTES

A meeting of the Board of Directors of the Three Rivers Levee Improvement Authority (TRLIA) was held on the above date, commencing at 2:03 p.m., within the Government Center, Marysville, California, with a quorum being present as follows: Directors Rick Brown, Jerry Crippen, Mary Jane Griego, and John Nicoletti. Director Sarbdeep Atwal was absent. Also present were Executive Director Paul Brunner, Counsel Scott Shapiro, and Secretary/Clerk of the Board of Supervisors Donna Stottlemeyer. Chair Griego presided.

- I ROLL CALL – Directors Atwal, Brown, Crippen, Griego, Nicoletti – Director Atwal absent
- II PUBLIC COMMUNICATIONS: None.
- III CONSENT AGENDA: Matters listed 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, Mary Jane Griego, John Nicoletti

NOES: None ABSTAIN: None ABSENT: Sarbdeep Atwal

- A. Approve minutes of the meeting of December 17, 2013. Approved as written.
- B. Approve Amendment No. 4 to agreement with David T. Williams and Associates extending termination date to December 14, 2014 and authorize Executive Director to execute. Approved.
- C. Approve Amendment No. 4 to agreement with Donald H. Babbitt extending termination date to December 14, 2014 and authorize Executive Director to execute. Approved.
- D. Approve Amendment No. 4 to agreement with AMEC Environmental and Infrastructure Inc. extending termination date to December 14, 2014 and authorize Executive Director to execute. Approved.
- E. Approve Amendment No. 16 to agreement with HDR Engineering, Inc. extending termination date to December 14, 2014 and authorize Executive Director to execute. Approved.
- F. Approve Amendment No. 15 to agreement with Bookman-Edmonston/GEI Consultants extending termination date to December 14, 2014 and authorize Executive Director to execute. Approved.
- G. Approve Amendment No. 4 to agreement with Kim Floyd Communications extending termination date to December 14, 2014 and authorize Executive Director to execute. Approved.

IV ACTION ITEMS

- A. Adopt resolution declaring intent to sell certain real property located on the south side of the Upper Yuba River Levee identified as APN 018-190-111 and 018-190-112 pursuant to Government Code §25526.

Special Counsel Kelly Pope recapped the property subject to sell with a minimum bid of \$72,820, process for written and oral bids, and opening of bids and acceptance of oral bids at the meeting of February 18, 2014 through PowerPoint presentation.

Ms. Pope and Executive Director Paul Brunner responded to inquiries.

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

Adopted Resolution No. 2014-1 on file in the Clerk of the Board of Supervisors office.

- B. Approve Amendment No. 5 to agreement with CTA Engineering and Surveying reallocating budget among tasks and authorize Executive Director to execute. Executive Director Paul Brunner recapped agreement.

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

- C. Approve Amendment No. 19 to agreement with MBK Engineers in the amount of \$490,000 for management and hydraulic engineering services and authorize Executive Director to execute. Executive Director Paul Brunner recapped services contained within amendment.

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

- D. Approve Amendment No. 2 to agreement with Kleinfelder West, Inc. in the amount of \$90,500 for additional evaluations at Yuba River South Levee 1986 break site and authorize Executive Director to execute. Executive Director Paul Brunner recapped evaluations needed.

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

- E. Approve a CEQA categorical exemption for construction of agriculture fence along border of existing orchards in Feather River Setback area and authorize Executive Director to execute exemption and submit upon review and approval of Counsel. Executive Director Paul Brunner recapped exemption request and responded to inquiries.

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

V BOARD AND STAFF MEMBER REPORTS

Director Crippen: Elderberry Beetle mitigation

Executive Director Paul Brunner and Consultant Andrea Sheppard, AECOM: Status Report for Goldfields 100 year initial study

Executive Director Paul Brunner:

- Conflict of interest waiver letter for Bains
- Independent Audit Report dated June 30, 2013
- Upper Yuba Levee Improvement Project received 2013 Outstanding Flood Management Project from American Society of Civil Engineers Region 9 – Awards presentation March 14, 2014

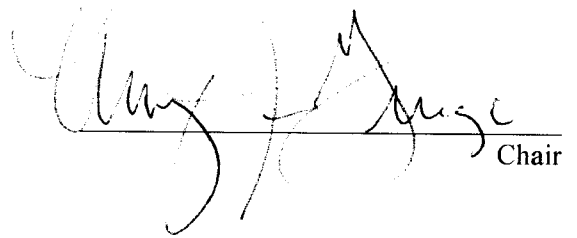
VI CLOSED SESSION: The Board retired into closed session at 2:58 p.m. and returned at 3:31 p.m.

- A. Pending litigation pursuant to Government Code §54956.9(a) – TRLIA vs. Bains, et al., YCSCCVED 10-0000977, APN Nos. 018-200-001 and 018-220-030 No report.
- B. Pending litigation pursuant to Government Code §54956.9(a) – TRLIA vs. Allen, et al., YCSCCVED 12-0000435, APN No. 020-410-001 By unanimous vote the Board approved a final settlement consistent with mediated settlement on December 18, 2013 of \$210,100.
- C. Conference with Real Estate Property Negotiators pursuant to Government Code §54956.8 – Latigo Farms LLC, APN 014-360-011, 013; Negotiating parties: TRLIA/Pope/Morrison; Status of Negotiations No report.

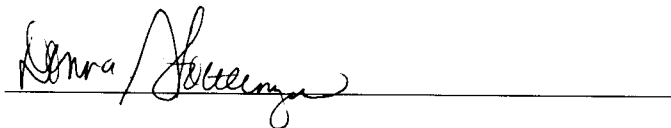
Director Crippen excused himself from closed session at 3:20 p.m. during discussion of pending litigation regarding item "D." due to a conflict.

- D. Pending litigation pursuant to Government Code §54956.9(a) – TRLIA vs. Luis, et al., YCSCCVED 10-0000903, APN Nos. 018-200-005, 018-200-007, 018-210-035, and 018-200-010 No report.

VII ADJOURN: 3:32 p.m.


Chair

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



Approved: February 18, 2014