

August 14, 2009
Sacramento, California

The Board of Trustees of the American River Flood Control District met in regular session in its office at 165 Commerce Circle, Suite D, Sacramento, CA at 11:00 a.m. on Friday, August 14, 2009. In attendance were Trustee Simon, Trustee Holloway, Trustee Minnema, Trustee Redway, and Trustee Moose. Trustee Simon presided. Also present from the District were General Manager Tim Kerr, Relief General Manager Gary Prall, Superintendent Richard Marck, Field Supervisor Ronald Sundberg, Office Manager Michelle Wilder, and District Legal Counsel David Aladjem. No members of the public were present.

Item No. 1 Public Comments on Non-Agenda Items: There were no comments on non-agenda items from members of the public.

Item No. 2 Approval of Consent Agenda Items: On a motion by Trustee Moose seconded by Trustee Holloway, the Board unanimously approved item 2a) Minutes of Regular Meeting, July 17, 2009.

Item No. 3 Approval of Reports of Investment Transactions June 2009 (City Pool A, LAIF, WAMU/Chase) and Treasurer's Certification: Trustee Moose requested clarification regarding the loss of interest in the City Pool A account. GM Kerr responded that this loss was due to the default of Lehman Brothers and the loss was distributed among all account holders at City Pool A and that it is only a loss of interest income. Trustee Simon requested clarification regarding the loss protection in place on the Wamu/Chase Money Market accounts. District Counsel Aladjem responded that the District has a collateral agreement with Wamu/Chase which requires the bank to hold assets valued at 110% of the cumulative balance in the District's accounts. On a motion by Trustee Moose seconded by Trustee Holloway, the Board unanimously approved the Reports of Investment Transactions for June 2009 and Treasurer's Certification with directions to staff to contact Wamu/Chase regarding their asset allocation for Money Market investments.

Item No. 4 Approval of Accounts Payable July 2009, General Fund Expenses, and Expenditures: Trustee Simon requested clarification on the payment to Bayshore Fence, Carquest, California Central Valley Flood Control Association. Trustee Moose requested clarification on the payment to Fallen Leaf Tree Service. Trustee Moose requested clarification regarding the correlation between the District's payables versus the District's accrual accounting method. Following explanations by staff, on a motion by Trustee Moose seconded by Trustee Redway, the Board unanimously approved payments on Schedule of Accounts Payable (July 2009) of \$78,967.64 and General Fund Expenses of \$61,057.65 (total aggregate sum of \$140,025.29). Expenditures to Date comparison with the budget were discussed.

Item No. 5 ACWA Region 4 Officer and Board Member Election: On a motion by Trustee Holloway seconded by Trustee Redway, the Board unanimously agreed to not submit a vote.

Item No. 6 ACWA California Caucus National Water Resources Association: GM Kerr presented a packet to the Board from the ACWA California Caucus National Water Resources Association. As a member of ACWA the District is being asked to submit nominations for participation in the caucus. Trustee Holloway nominated Trustee Minnema to participate as a candidate. Trustee Minnema respectfully declined the nomination. On a motion by Trustee

Moose seconded by Trustee Holloway, the Board unanimously agreed to not nominate a candidate for the election.

Item No. 7 CSDA Board of Directors Region 2 Seat A Election 2009: On a motion by Trustee Holloway seconded by Trustee Moose, the Board unanimously agreed to not submit a vote.

Item No. 8 Staff Reports:

a) General Manager Tim Kerr reported on the following:

- General Manager's July Meeting Summary;
- Removal of Black Walnut on Levee Adjacent to 170 Sandburg: GM Kerr reported that SMUD de-energized the high tension power line directly above the tree and routed power to the neighborhood with a temporary line so the crane operator from Maxim Crane could remove the tree without hazard from the power lines. The tree was then cut down by Fallen Leaf Tree Service and lifted off the levee slope by the crane. A portion of wood was placed in the backyard of the homeowners at 170 Sandburg. The remaining wood was hauled off for disposal by Fallen Leaf Tree Service;
- Local Project Cooperation Agreement: Central Valley Flood Protection Board—Sacramento River Bank Protection Project: GM Kerr reported the he was notified by the state of California that the project has been delayed and may take place sometime next summer. He has not heard anything further regarding his previous request to review the District's objections to the project design with the design team;
- City of Sacramento Proposed Plantings in Steelhead Creek: The Fish and Wildlife Service would prefer the City of Sacramento develop a plan which incorporates a diverse planting of trees and shrubs. This is ideal for flood control as it would reduce roughness and doesn't raise the water surface as much as the previous proposal. The City is reworking the plan and will submit a new proposal and permit application;
- Encroachments on Levee Adjacent to 3250 Del Mar Way: The homeowner is working with the City of Sacramento in regards to a hold harmless agreement for the cement driveway;
- Kleinfelder Contract for WRDA 96 Remaining Sites: The Corps is analyzing windows in the slurry wall to determine if they need to be plugged. Mr. Costa is watching this project closely for the District;
- Declining Condition of Hesston Mower: Superintendent Marck is investigating a CMAS price for a replacement rear mounted arm mower;
- Howe Ave Levee Raise;
- Mayhew Closure Structure;
- Central Valley Flood Protection Plan—Workgroup: GM Kerr has declined to participate in the workgroup. He feels that SAFCA and the Central Valley Flood Control Association have a represent our positions well;
- Reslope work at 66 Sandburg: GM Kerr was recently approached by the new homeowner at 66 Sandburg requesting participation in the next Riverpark reslope effort by the District;

- Cal Expo State Fair Parking—Temp Use Permit: The District has issued a temporary use permit to Cal Expo for levee access and parking. In the past Cal Expo has been given an annual permit for parking in the flood way access across the levee, and parking along the landside toe of the levee;
- Hydrologic Conditions: Folsom Lake is at 54% of capacity; and I Street Bridge is at 4.5 feet;
- Next Board Meeting: On a motion by Trustee Holloway seconded by Trustee Moose, the Board unanimously approved moving the next Board meeting to September 18, 2009.

b) *Legal Counsel David Aladjem reported on the following:*

- ACWA-JPIA has hired counsel to pursue recovering funds from the 2006 theft. GM Kerr has worked diligently to provide ACWA-JPIA with the needed records.

c) *Superintendent Richard Marck showed photos on the following:*

- Crew activities including replacement of damaged gates at Tiscornia Park, removal of fallen trees, the end of mowing season, rodent abatement, the fire at River Mile 10.0 and Corps Site R4, and a fence repair.

d) *Office Manager Michelle Wilder reported on the following:*

- Changes that will be made to the website. The primary changes will be made directly to the home page to improve usability and a comprehensive update to the “living next to a levee” page to include an explanation of the encroachment permit process and provide necessary forms to obtain permits;
- Summer Function: The Summer Function will be a potluck at Trustee Holloways home on September 20th at 11:00 a.m.;
- Newsletter Update: The articles for the newsletter have been reviewed by the committee and the photo selection will be reviewed at the next committee meeting.

Item No. 12 Correspondence: None.

Item No. 13 Questions and Comments by Trustees: None.

Item No. 14 Adjourn: There being no further business requiring action by the Board, the meeting was adjourned by Trustee Simon at 12:40 p.m.

Attest:

Secretary

President