

February 12, 2010
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, February 12, 2010. In attendance were Trustee Simon, Trustee Holloway, Trustee Minnema, and Trustee Moose. Trustee Redway was absent. 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 Scott Shapiro. Mike Kindle from Kindle Surveying, Inc. was present from the public.

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: Items 2b, 2c, 2d, and 2e were removed from the consent agenda. On a motion by Trustee Moose seconded by Trustee Minnema, the Board unanimously approved items 2a) Minutes of Regular Meeting, January 15, 2010 and 2f) Correspondence: i. City of Sacramento: Renewal of Emergency Services Agreement and ii. County of Sacramento: Extension of Term; Agreement for Services to Calculate and Levy Assessments.

Item No. 2b Approval of Report of Investment Transactions December 2009: Trustee Moose and Trustee Simon requested clarification regarding deposits to the Chase Account. Trustee Simon directed staff to investigate investment alternatives for the Retiree Health Benefit Reserve account to allow for a maximization of interest. On a motion by Trustee Moose seconded by Trustee Holloway, the Board unanimously approved the Report of Investment Transactions for December 2009 and Treasurer's Certification.

Items No. 2c-2e Renewal of Emergency Services Contract with c) Granite Construction, d) Teichert Construction, and e) Nordic Construction: Items No. 2c, 2d, and 2e were heard as one item. GM Kerr presented this item to the Board identifying agreements with Granite, Teichert, and Nordic Construction to provide priority services and materials to the District in the event of an emergency. Currently all three contracts are identical with the exception of expiration date. One of the contracts is currently expired while the other two are due for renewal this year. Teichert Construction has reviewed the contract and requested revisions to the retention amount and the required amounts of liability and workers' compensation insurance to carry.

Trustee Holloway made a motion to delegate authority to the General Manager to negotiate the contract within the proposed ranges. The motion was seconded by Trustee Moose. Trustee Holloway amended the motion to include making all three contracts identical. The amended motion was seconded by Trustee Minnema. Ayes: Holloway and Minnema; Noes: Moose and Simon.

Trustee Moose made a motion to approve the Granite Construction and Nordic Construction contracts as is and approve the Teichert Construction contract with the requested revisions. The motion was seconded by Trustee Simon. Ayes: Moose and Simon; Noes: Holloway and Minnema.

On a motion by Trustee Moose seconded by Trustee Holloway the Board unanimously approved renewing the Granite Construction, Nordic Construction, and Teichert Construction contracts as is without revisions and revisiting the Teichert contract at the March 2010 Regular Board meeting if the revisions are still requested.

Item No. 3 Approval of Accounts Payable January 2010, General Fund Expenses, and Expenditures: Trustee Simon requested clarification on the payment to US Bank (Plimus.com). Trustee Moose requested clarification on the payment to the City of Sacramento. Following explanations by staff, on a motion by Trustee Holloway seconded by Trustee Minnema, the Board unanimously approved payments on Schedule of Accounts Payable (January 2010) of \$40,198.03 and General Fund Expenses of \$67,389.74 (total aggregate sum of \$107,587.77). Statement of Expenditures was discussed.

Item No. 4 Status of Applications for Levee Maintenance Worker, Range A Position: GM Kerr reported that District staff was sorting applications based on DMV records and reviewing the applications as they are received. Trustee Simon requested clarification regarding hiring two employees. GM Kerr noted that it would be just as easy to train two employees and pair them up to work together to alleviate safety concerns of having a new employee working alone. Also, hiring two employees right now would save time and money as opposed to repeating the entire advertising and hiring process again. GM Kerr noted that the District 5-year budget projection allows for two additional employees. On a motion by Trustee Holloway seconded by Trustee Moose, the Board unanimously approved direction for GM Kerr to hire two new Levee Maintenance Worker employees within the Range A.

Item No. 5 Review Scope of Work and Cost Estimate from Kindle Surveying Inc.: GM Kerr distributed an email received from Trustee Minnema regarding the Scope of Work. The email identified topics for discussion including identifying encroachments, types of monuments to install, and a schedule for the work. GM Kerr noted that the survey would be a tool for the District to identify the property line in the field in the future. Mr. Kindle suggested that the District coordinate with the County of Sacramento regarding filing a large survey for recordation. Mr. Kindle indicated that the project could take 90-120 days. On a motion by Trustee Holloway seconded by Trustee Moose, the Board unanimously approved entering into contract with Kindle Surveying to survey property lines from H Street to the Business 80 Freeway along the landside of the levee property of the South Levee of the American River, with direction to staff to coordinate additional work not to exceed \$120,000. This contract will include both options outlined in the cost proposal.

Item No. 6 Staff Reports:

a) General Manager Tim Kerr reported on the following:

- General Manager's January Meeting Summary;
- 2010 River Park Slope Improvements: District staff plans to begin dialogue with homeowners in June in order to start the work in September.
- Status of FY 08-09 Audit: Audit is complete, GM Kerr is reviewing the audit and completing the Managers Discussion and Analysis and meeting with District Bookkeeper R. Merritt to coordinate.
- Hydrologic Conditions: Folsom Lake is at 36% of capacity. I Street Bridge is at 11.09 feet;
- Next Board Meeting: March 12, 2010.

b) Legal Counsel Scott Shapiro had nothing further to report.

c) Superintendent Richard Marck showed photos and discussed the following:

- Crew activities including road resurfacing at Harrington, removal of fallen trees from most recent wind and rain storm, and annual pre-emergent spraying;
- H Street Vegetation: Trimming 20-feet from the crown edge;
- Contract with California Conservation Corps: They worked on trimming and debris removal. Approximately 10-15 Corps members per day for 2 weeks of work.

d) Office Manager Michelle Wilder reported on the following:

- Website Statistics: The District's website had 6,339 visits during the month of January. The increase in traffic to the website was directly related to the job opening.
- Board Tour: The Board tour is scheduled to take place in the afternoon immediately following the April Board meeting.

Item No. 7 Questions and Comments by Trustees: There were no questions or comments by Trustees.

Item No. 8 Adjourn: There being no further business requiring action by the Board, the meeting was adjourned by Trustee Simon at 1:14 p.m.

Attest:

Secretary

President