

June 11, 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, June 11, 2010. In attendance were Trustee Simon, Trustee Minnema, Trustee Moose, Trustee Redway, and Trustee Holloway. Trustee Simon presided. Also present from the District were General Manager Tim Kerr, Relief General Manager Gary Prall, Field Supervisor Ronald Sundberg, Office Manager Michelle Wilder, and District Legal Counsel David Aladjem. Mr. Kevin Bewsey from TY Lin 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 2a) Minutes of Regular Meeting on May 14, 2010 and 2d) Annual Review of Investment Policy were removed from the consent agenda. On a motion by Trustee Moose seconded by Trustee Holloway, the Board unanimously approved items 2b) Approval of Report of Investment Transactions April 2010, 2c) Bookkeeper's Statement of Operations (Quarter ending March 31, 2010), 2e) Accounting Services for FY 09-10 Audit, and 2f) Correspondence: Cal PERS Circular Letter: Actuarial Experience Study.

*Item No. 2a Minutes of Regular Meeting on May 14, 2010:* Trustee Simon requested that the May minutes reflect her concern regarding the amount spent on letterhead and envelope printing as well as direction to staff to provide cost comparisons from additional printing services at the June meeting. On a motion by Trustee Moose seconded by Trustee Redway, the Board unanimously approved the Minutes of Regular Meeting on May 14, 2010 with changes. This item was heard out of order.

*Item No. 2d Annual Review of Investment Policy:* Trustee Simon noted a typo in the first paragraph of the policy where a closing parenthesis is needed. Trustee Redway requested the objective be updated to read "District funds in excess of short-term expenses for operations, administrative, and special project costs will be invested in accounts to provide a revenue return and maintain safety and liquidity of the assets." On a motion by Trustee Holloway seconded by Trustee Moose, the Board unanimously approved item 2d) Annual Review of Investment Policy. This item was heard out of order.

*Item No. 3 Approval of Accounts Payable May 2010, General Fund Expenses, and Expenditures:* Trustee Simon requested clarification regarding payments to Carquest, Home Depot, Municipal Maintenance Equipment, Occu-Med, City of Sacramento, US Bank (Safelite Auto Glass), Pape Material Handling, and Lake Webworks. On a motion by Trustee Moose seconded by Trustee Holloway, the Board unanimously approved payments on Schedule of Accounts Payable (May 2010) of \$72,023.10 and General

Fund Expenses of \$64,907.58 (total aggregate sum of \$136,930.68). Statement of Expenditures was discussed.

*Item No. 4 Closed Session: Conference with Legal Counsel—Personnel: Government Code 54957—FY 2010-11 Salary and Benefit Adjustments for District Staff:* The Trustees met in closed session at 12:05 p.m. with District Counsel David Aladjem and GM Kerr. The Board returned to open session at 12:38 p.m. On a motion by Trustee Moose seconded by Trustee Redway, the Board unanimously approved the personnel committee recommendations for the proposed salary and benefit adjustments effective July 1, 2010.

*Item No. 5 District 5-year Budget Projection:* Trustee Redway requested clarification regarding the inflation factor used for the salary and wages projections. GM Kerr noted that the inflation factor used was 3%. Trustee Simon requested a footnote to be included at the bottom of the spreadsheet regarding the balance of the Retiree Health Benefit Reserve Fund. The footnote shall indicate that the fund balance will be adjusted pending results of the actuarial study of other post employment benefits. On a motion by Trustee Moose seconded by Trustee Minnema, the Board unanimously approved the District 5-year Budget Projection.

*Item No. 6 District Budget FY 2010-11:* GM Kerr noted that Engineering Studies/Survey Studies, Encroachment Remediation, Vegetation Management, and Small Capital Projects were moved out of the Capital Outlay category into a new category called Special Projects. Also up for approval is Resolution 2010-4 Allocation of District FY 2008-09 Surplus which notes that the District had a surplus of \$714,075 at the end of FY 2008-09 and the surplus will be kept in the Operating Expenses Fund. The Finance Committee recommended that the Board adopt the budget and resolution. On a motion by Trustee Moose seconded by Trustee Holloway, the Board unanimously approved the FY 2010-11 Budget and Resolution 2010-4 Allocation of District FY 2008-09 Surplus. This item was heard out of order.

*Item No. 7 ACWA Health Benefits Authority (HBA):*

- a. Ratification of the Amended and Restated HBA Bylaws:* On a motion by Trustee Redway seconded by Trustee Moose, the Board unanimously voted in favor of ratifying the JPA Agreement and Bylaws.
- b. JPA Agreement and Designation of Agency Membership Representatives in ACWA HBA:* On a motion by Trustee Moose seconded by Trustee Holloway, the Board unanimously nominated GM Kerr to serve as Agency Membership Representative.
- c. Designation of Agency Personnel to Serve on HBA Advisory Committee(s):* No action was taken on this item.
- d. Nominations for Positions on ACWA HBA Board of Directors:* No action was taken on this item.

*Item No. 8 Approval of Lower American River Erosion Monitoring Scope of Work for 2010:* On a motion by Trustee Redway seconded by Trustee Moose, the Board unanimously approved the scope of work provided by MBK Engineers for erosion monitoring on the Lower American River.

*Item No. 9 Endorsement of CA Flood Board Encroachment Permit (Cal Trans):* GM Kerr noted that the permit application is for installing piers in the channel to support the bridge deck of Interstate-80 at Steelhead Creek. Cal Trans will armor the levee slope and toe with rock slope protection to prevent scour and restore all levee slopes and roadways to pre-project conditions and follow all standards and guidelines listed in Title 23 of the California Water Code for construction activities on levees. GM Kerr requested a hydraulic analysis which indicated that the work will only raise the water surface in the channel by 0.06-feet at most. This increase is deemed less than significant under Central Valley Flood Protection Board Standards. GM Kerr recommended that the Board endorse the encroachment permit application. On a motion by Trustee Redway seconded by Trustee Moose, the Board unanimously agreed to endorse the CA Flood Board Encroachment Permit Application submitted by Cal Trans.

*Item No. 10 Endorsement of CA Flood Board Encroachment Permit (City of Sacramento):* GM Kerr introduced Kevin Bewsey from TY Lin. Mr. Bewsey noted that the application is for construction of a pedestrian crossing east of the existing Norwood Avenue Bridge and installing the new bridge span just west of the existing bridge. The second phase will consist of removing the existing bridge, removing the pedestrian bridge and completing all levee and roadway approaches. Trustee Minnema requested clarification regarding the construction timeline. GM Kerr responded that the construction will begin in spring of 2011 and is expected to take one year. GM Kerr recommended that the Board endorse the encroachment permit application. On a motion by Trustee Moose seconded by Trustee Minnema, the Board unanimously agreed to endorse the CA Flood Board Encroachment Permit Application submitted by the City of Sacramento. This item was heard out of order.

*Item No. 11 Endorsement of CA Flood Board Encroachment Permit (5021 Teichert Ave):* GM Kerr identified the permit applicant as Molly Emslie at 5021 Teichert Avenue. The permit application is to construct stairs on the levee slope. The stairs will be constructed out of wood and concrete, placed flush with the levee slope, and aligned vertically, or perpendicular, to the levee. The resident was provided with examples of stairs that were constructed per the preference of the District and will model the proposed stairs to these examples. Permit conditions outline that the permit is approved for a period of five years from the date approved by the Central Valley Flood Protection Board or until transfer of the property to a new owner, whichever occurs first. GM Kerr recommended that the Board endorse the encroachment permit application. On a motion by Trustee Redway seconded by Trustee Minnema, the Board unanimously agreed to endorse the CA Flood Board Encroachment Permit Application submitted by Ms. Emslie.

*Item No. 12: US Army Corps of Engineers Periodic Levee Inspection Out-Briefing Summary:* GM Kerr provided an overview of the Periodic Levee Inspection Out-Briefing provided by the US Army Corps of Engineers (Corps). The Corps conducted a visual evaluation of all District levees that was focused on maintenance and system integrity. An official report has not yet been received. The Out-Briefing provided a broad overview of four systems within the District; Upstream of Dry Creek, Dry Creek to Arcade Creek, Arcade Creek to the American River, and the system to the south of the American River that is shared with the City of Sacramento and the State of California. Noted areas of concern include encroachments, vegetation, slope stability, erosion, animal control, culverts, and erosion bank caving. The Corps will now be requiring video inspection of pipes crossing levees every 5-years. Overall rating was "Minimally Acceptable" for all ARFCD systems evaluated. Direction was given to staff to schedule a follow up meeting to discuss the particulars of the Corp's policies and discuss how the District can meet these policies. GM Kerr will draft a proposed response for review at the July meeting. This item was for informational purposes only and no action was taken. This item was heard out of order.

*Item No. 13 Staff Reports:*

*a) General Manager Tim Kerr reported on the following:*

- General Manager's May Meeting Summary;
- Status of River Park Survey: The project is ongoing and moving forward as scheduled;
- Mayhew Operations and Maintenance for SAFCA: GM Kerr is working with SAFCA to develop a streamlined agreement for all maintenance areas. GM Kerr noted that residents near the Mayhew levee are having problems with dust due to the new levee roadway and requested permission to apply a quality road surface on top of the levee to minimize the dust problem. On a motion by Trustee Holloway seconded by Trustee Moose, the Board unanimously approved the installation of a road surface on the Mayhew levee to minimize dust at a cost not to exceed \$20,000;
- Eppies Great Race: District employees would like to participate in Eppies Great Race. GM Kerr recommends the District sponsor a team for \$300 plus the cost of t-shirts with the District logo. This would be a good expenditure for employee morale and performance: the Board concurs;
- Hydrologic Conditions: Folsom Lake is at 97% of capacity with an outflow of 8600 cfs. I Street bridge is 8.7 feet;
- Next Board Meeting: July 9, 2010.

*b) Legal Counsel David Aladjem had nothing further to report.*

*c) Field Supervisor Ron Sundberg showed photos and discussed the following:*

- Crew activities including rodent abatement, weed whacking, mowing, root exploration, and grouting;
- Hesston Tractor: An advertisement has been posted online in order to sell the surplus tractor.

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

- **Printing Vendor Comparison:** OM Wilder and Trustee Simon provided estimates for future letterhead and envelope printing services.

*Item No. 14 Questions and Comments by Trustees:* Trustee Moose noted that the Board would like to be notified of any future potential sale of land within the floodplain.

*Item No. 15 Adjourn:* There being no further business requiring action by the Board, the meeting was adjourned by Trustee Simon at 1:12 p.m.

Attest:

\_\_\_\_\_  
Secretary

\_\_\_\_\_  
President