

In Compliance with CA Executive Orders N-25-20 and N-29-20 the Board of Trustees of the American River Flood Control District met in regular session at 11:00 a.m. on Friday, October 8, 2021 by teleconference. In attendance were Trustee Johns, Trustee Holloway, Trustee L'Ecluse, Trustee Vander Werf and Trustee Shah. Trustee Johns presided. Also present from the District were General Manager (GM) Tim Kerr, Superintendent Ross Kawamura, Field Supervisor Scott Webb, Legal Counsel Rebecca Smith and Office Manager Malane Chapman. Councilmember Jeff Harris was present from City of Sacramento District 3. Four members of the public were present.

Item No. 1 Resolution No. 2021-06; Proclaiming a Local Emergency, Ratifying the COVID-19 State of Emergency, and Authorizing Remote Teleconference Meeting of American River Flood Control District Pursuant to the Ralph M. Brown Act: Legal Counsel Smith briefed the Board on Assembly Bill 361 which allows Districts to continue to hold meetings via teleconference. Smith explained that a new resolution will need to be adopted every 30 days at the start of each meeting, without the resolution meetings are to return to pre-COVID requirements. On a motion by Trustee Shah seconded by Trustee L'Ecluse, the Board unanimously approved this item.

Roll Call Vote:

Trustee Holloway:	AYE	Trustee Shah:	AYE
Trustee L'Ecluse:	AYE	Trustee Johns:	AYE
Trustee Vander Werf:	AYE		

Item No. 2 Public Comments on Non-Agenda Items: No public comment on non-agenda items.

Item No. 3 Approval of Consent Agenda: On a motion by Trustee Shah seconded by Trustee Vander Werf, the Board unanimously approved items 2a) Minutes of Regular Meeting on September 10, 2021, 2b) Approval of Report of Investment Transactions August 2021 (City Pool, LAIF, River City) and Treasurer's Certification, and 2c) District Financial Reports: Statement of Operations (September 2021) and Cash Flow Report

Roll Call Vote:

Trustee Holloway:	AYE	Trustee Shah:	AYE
Trustee L'Ecluse:	AYE	Trustee Johns:	AYE
Trustee Vander Werf:	AYE		

Item No. 3d Correspondence: LAFCo Special District Commissioner & Alternate: Ted Costa asked the Board for their support. Office Manger Chapman read a statement from Gay Jones. Trustee Shah asked that this item be placed on the November 12, 2021 agenda. No action was taken on this item.

Item No. 4 Accounts Payable and General Fund Expenses (September 2021): Trustee Holloway inquired about payment to Turf Star. Following explanation by staff and on a motion by Trustee Holloway seconded by Trustee L'Ecluse, the Board unanimously approved payments on the Schedule of Accounts Payable (September 2021) of \$183,578.24 and General Fund Expenses of \$102,319.23 (total aggregate sum \$285,897.47)

Roll Call Vote:

Trustee Holloway:	AYE	Trustee Vander Werf:	AYE
Trustee L'Ecluse:	AYE	Trustee Shah:	AYE

Trustee Johns: AYE

Item No. 5 Letter from Sacramento City Councilman Jeff Harris – District’s Lathrop Way Parcel – Camping Situation: GM Kerr briefed the Board on concerns about the Lathrop Way levee and introduced Councilman Harris who briefed the Board on his letter sent to the District. Harris asked the Board to issue notice of trespass and work with the City to fulfill the District mandate. Amy Dender with GPR Ventures, along with business owner, Louis Warfeild, addressed the Board with concerns from 17 property owners and over 150 business in the Johnston Business Park along Lathrop Way. Ms. Dender shared that businesses have experienced water theft and fire, life and safety issues. Property owners have requested a Sac PD substation in hopes to eliminate some of the crime. Louis Warfield also addressed the Board with his personal experiences dealing with the homeless population along Lathrop Way. Trustee Vander Werf stated that the Districts’ priority is protecting the levees and that those camping along the levees should be able to move all their belongings in under an hour and that permanent structures are not something that can be removed in a timely fashion. Legal Counsel Smith informed the Board that the District has some ability to regulate activity on the levees. The District Charge was read by Trustee Holloway, reminding Trustees they were elected to protect residents from flooding. Trustee Johns supports the District working with the City of Sacramento on a more thorough process that is sensitive to the people and their belongings but also to try and find the balance with what we can do to have access to the levee to inspect and maintain the levees. On a motion by Trustee Vander Werf seconded by Trustee Holloway, the Board unanimously approved the staff to work with legal counsel and city staff to come up with language and next steps.

Roll Call Vote:

Trustee Holloway:	AYE	Trustee Shah:	ABSENT
Trustee L’Ecluse:	AYE	Trustee Johns:	AYE
Trustee Vander Werf:	AYE		

Item No. 6 Designation of Surplus Equipment: Deweze Mower: Following explanation by staff an on a motion by Trustee Vander Werf seconded by Trustee Johns, the Board unanimously approve this item.

Roll Call Vote:

Trustee Holloway:	AYE	Trustee Johns:	AYE
Trustee L’Ecluse:	AYE	Trustee Shah:	ABSENT
Trustee Vander Werf:	AYE		

Item No. 7 Administrative Staff Reports:

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

- General Manager’s September Meeting Summary: CalTrans American River Bridge Widening Permitting meeting and Steelhead Creek Clean-Up Field Assessment were discussed;
- ARFCD By-District Elections;
- CalTrans American River Bridge Widening;
- Hydrologic Conditions: Folsom 23% of total capacity with an outflow of 650 cfs. The gauge at I Street Bridge shows a water surface elevation of 7.2 feet above sea level;

- Next Board Meeting is scheduled for November 12, 2021

b) *Legal Counsel Rebecca Smith*: Discussed Assembly Bill 361.

c) *Office Manager Malane Chapman*: Thanked the Board again for the opportunity to attend the CSDA Conference.

Item No. 8 Operations and Maintenance Staff Reports:

a) *Superintendent Ross Kawamura*:

- Crew activities including tree removal, annual mowing at Cal Expo, equipment maintenance, erosion control and rodent abatement. Superintendent Kawamura told the Board about the District's newest Class A driver, Victor Palacios Perez.

Item No. 9 Questions and Comments by Trustees: There were no questions or comments by Trustees.

Item No. 10 Adjourn: There being no further business requiring action by the Board, the meeting was adjourned by Trustee Johns at 12:46 p.m.

Attest:

Secretary

President