

December 8, 2023
Sacramento, California

The Board of Trustees of the American River Flood Control District met in regular session at 11:00 a.m. on Friday, December 8, 2023. In attendance were Trustee Shah, Trustee L'Ecluse, and Trustee Vander Werf. Trustee Vander Werf presided. Trustees Johns and Holloway were absent. Also present from the District were General Manager (GM) Tim Kerr, Interim-Superintendent David Diaz, Retired Annuitant Ross Kawamura, Legal Counsel Rebecca Smith, and Office Manager Malane Chapman. Mr. Fabian Valdez Jr. was present from Redistricting Insights. 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: On a motion by Trustee Shah seconded by Trustee L'Ecluse, the Board unanimously approved item 2a) Minutes of Regular Meeting on November 17, 2023, 2c) District Financial Reports: Statement of Operations (November 2023) and Cash Flow Report, and 2d) Correspondence: None.

Item 2b Approval of Report of Investment Transactions October 2023 (City Pool, LAIF, River City) and Treasurer's Certification was pulled by Trustee Shah. Trustee Shah asked staff to setup a meeting with City Pool fund manager to discuss the investment rate of return. Office Manager Chapman also mentioned that River City Bank has offered to do an account assessment. After explanation by staff and on a motion by Trustee Shah seconded by Trustee L'Ecluse, the Board unanimously approved item 2b.

Item No. 3 Accounts Payable and General Fund Expenses (November 2023): Trustee Vander Werf inquired on payment made to Holt of California. Following explanation by staff and on a motion by Trustee Shah seconded by Trustee L'Ecluse, the Board unanimously approved payments on the Schedule of Accounts Payable (November 2023) of \$84,238.63 and General Fund Expenses of \$104,336.84 (total aggregate sum \$188,575.47).

Item No. 4 Sourcewell Purchase of Flatbed Tilt Trailer: GM Kerr presented to the Board the Sourcewell purchase agreement for the purchase of a new flatbed tilt trailer. Due to current backlog on vehicle production, this order may take 10-12 months to be filled. Trustee Shah asked if the District would surplus the current flatbed trailer. Following explanation by staff and on a motion by Trustee Shah seconded by Trustee L'Ecluse, the Board unanimously approved the purchase of the flatbed tilt trailer.

Item No. 5 Funding Agreement for the Flood Maintenance Assistance Program (FMAP) a) Exhibit E: Resolution Accepting Funds 2024-FMAP-ARFCD-01: GM Kerr presented the funding agreement to the Board. On a motion by Trustee L'Ecluse seconded by Trustee Shah, the Board unanimously approved this item.

Item No. 6 Resolution 2023-08 Establishing a By-District Election Process Pursuant to California Elections Code Section 10010: Office Manager Chapman asked Mr. Valdez how long ARFCD had after accepting a map to pass the resolution. Mr. Valez explained to the Board that ARFCD had time and that the voter registration and elections office would like the new information no later than 3 months prior to the election. Trustee Shah asked Legal Counsel Smith to explain the proposed voting schedule in regards to Districts 1, 3, and 5 for 2024, if the Board voted to have Districts 2 and 4 up for By-District

elections in 2024. Legal Counsel Smith explained that ARFCD needs to keep the elections cycles staggered and the proposed schedule does just that and each new district will have a trustee representative by the 2026 election cycle. Districts 1, 3, and 5 would not have a specific representative but ARFCD will still have three At Large Trustees in 2024 and Districts 2 and 4 would have specific representatives in the form of a By-District Trustee. On a motion by Trustee Vander Werf seconded by Trustee L'Ecluse, the Board unanimously approved the Resolution 2023-08 establishing a By-District election process pursuant to California elections code section 10010 with Districts 2 and 4 up for election in 2024 and Districts 1, 3, and 5 to hold elections in 2026. Trustee Vander Werf made a motion to update the date on the resolution from November 17, 2023 to December 8, 2023, seconded by Trustee L'Ecluse, the Board unanimously approved this motion.

Item No. 7 Administrative Staff Reports:

a) General Manager Tim Kerr reported on the following:

- General Manager's November Meeting Summary: City of Sacramento Sutter's Landing Regional Park Internal Stakeholders meeting was discussed;
- Hydrologic Conditions: Folsom Lake is 48% of total capacity. Outflows were not available at the time of the meeting. The gauge at I Street shows a water surface elevation of 6 feet above sea level;
- Next Board Meeting is scheduled for January 12, 2024.

b) Legal Counsel Rebecca Smith: Legal Counsel Smith informed the Board of the current California Business Roundtable proposal to modify the proposition 218 fee structure.

c) Office Manager Malane Chapman: Office Manager Chapman informed that Board of the possibility of presenting at the 2024 Board Secretary Conference.

Item No. 8 Operations and Maintenance Staff Reports:

a) Interim-Superintendent David Diaz

- *Crew Activities* including trimming, mulching and cleaning up levees.

Item No. 9 Questions and Comments by Trustees: Trustee L'Ecluse mentioned to the Board that the Sacramento Water Forum Executive Director, Jessica Law, would like to present to the Board in the January or February meetings. Trustee Vander Werf would like to have an outreaching meeting in January. Trustee Shah wanted to thank everyone for a great year and happy holiday. Also, Trustee Shah would like to have a holiday gathering following the January board meeting.

Item No. 10 Adjourn: There being no further business requiring action by the Board, the meeting was adjourned by Trustee Vander Werf at 11:43 a.m.

Attest:

Secretary

President