

Sacramento River West Side Levee District

Minutes of the Regular Meeting of the Board of Commissioners

April 26, 2017

President Tibbitts called the Regular Meeting of the Board of Commissioners to order at 1:00 p.m. on Wednesday, April 26, 2017 at Reclamation District No. 108 headquarters, Wilkins Slough, Colusa County, California.

Commissioners Present: Tom Ellis, Paul Sankey and Dan Tibbitts

Commissioners Absent: Roger Cornwell and Fritz Durst

Others Present: Meegan Nagy, Deputy Manager Cathy Busch, Executive Secretary
Bill Vanderwaal, Deputy Manager Beverly Walls, Bookkeeper
Gary Marler, Superintendent Barry O'Regan, KSN

President Tibbitts thanked Commissioner Ellis' for his years of service as President of the Board.

Agenda – Commissioner Ellis moved to approve the Agenda as presented. Commissioner Sankey seconded. Approved: 3 – 0.

Public Participation: There was no Public comment at this time.

ADMINISTRATION

Minutes – It was moved by Commissioner Ellis to approve the minutes as presented. Commissioner Sankey seconded. Approved 3 – 0.

Financial Report and Accounts Payable – The Board reviewed the Financial Reports for March/April 2017, including the April Accounts Payables totaling \$55,155 and payments made during March and April totaling \$93,416. After discussion, Commissioner Sankey moved to approve the April Accounts Payables and ratify payments made in March in April. Commissioner Ellis seconded. Approved 3 – 0.

BUSINESS ITEMS

1. Operations Report – Superintendent Marler reported that general maintenance has been postponed until FEMA determines eligibility for reimbursement from flood related damage. A list of projects has been submitted. Levee patrols ended on March 4 for a total of 53 days due to high

river flows. The drainage pipes installed by Landowner Steidlmayer have been removed and the area has been restored to pre-existing condition.

2. Notice of Exemption for District-wide Maintenance – Commissioner Ellis moved to authorize Manager Bair to file a Notice of Exemption with both Yolo and Colusa Counties for District-wide maintenance. Commissioner Sankey seconded. Approved 3 – 0.

3. Projects

- **Flood System Repair Program (FSRP)**

- **Missouri Bend Project** – Deputy Manager Nagy reported that she has received the fully executed funding agreement (\$5 million) for the Missouri Bend Project and can now move forward with design. Mr. O'Regan felt that the seepage at Missouri Bend was due to through seepage and limited areas of under-seepage and described what that was. The recommended solution for through seepage is a chimney drain. The berm would be approximately 20-feet wide in most areas and 80-feet wide where under-seepage is being remediated. It was his recommendation that the project be put out to bid at a per-linear foot cost and go until all funding has been spent, beginning at the pump on the upstream of Missouri Bend. The Project would need about 26,000 tons of material. There are several locations within the District where material might be obtained. Mr. O'Regan reported that since this is a landside fix the permitting would be straight forward. The funding agreement with DWR extends through December 31, 2021.
- **Road Gravel** – Deputy Manager Nagy reported that the gravel for levee roads was deferred to 2018. Commissioner Sankey commented that if the gravel work is deferred to 2018, it should be completed early 2018. It was the consensus of the Board that staff move forward with this Project when they felt it was appropriate.
- **Mid-Upper Sacramento Regional Flood Plan** – Deputy Manager Nagy reported that the Flood Control meeting showing the 1940 flood had been rescheduled, but DWR has since cancelled the meeting. She said that staff will continue to push DWR to get the meeting rescheduled. Commissioner Durst made a presentation to the CVFPB that was well accepted. A letter was sent detailing his presentation as requested by a CVFPB member. The Region sent a letter to DWR Flood Planning Office with the results of a red-flag review of DWR's working draft of the 2017 Plan Update. A third joint letter with Mid-Upper Sacramento River, Feather River group, CCVFCA and Lower Sacramento and North Delta groups letting DWR know that we all share the same concerns. Deputy Manager Nagy reviewed DWR workshop

schedule and topics. She said that it might be beneficial if Board members can attend the finance and implementation workshop on June 9.

- **Sutter Bypass Comprehensive Plan** – Deputy Manager Nagy reported that the Sutter Bypass Comprehensive Plan has accelerated faster than anticipated because of the completion of two White Papers, The Flood Plan and the Basin-wide Feasibility Plan. The Management Plan was important since the Bypass needed to be managed for flood control first. A group visited the Sutter Bypass to view and determine what opportunities there might be to help fish habitat. Mr. Barry O'Regan reported that a new law has been passed that could be used by farmers doing conservation work. If the region develops a plan per the new law, mitigation credits for conservation work could be generated and used, sold or transferred to entities needing mitigation.
- **Small Communities** – Deputy Manager Nagy reported that the Small Communities Program has been awarded, official letters should be sent out next week. All communities in the Mid-Upper Sac Region were awarded the grant. The next step will be negotiating the scope of work then another six months before funds are available.

4. 2017 Flood Event

- **PL84-99 Rehabilitation Assistance Request** – Deputy Manager Nagy and Superintendent Marler completed a site visit to six flood damaged sites (Missouri Bend, Cecil Lake Upstream, Cecil Lake Downstream, Moon Bend Upstream, Moon Bend Downstream and Moon Bend with Residence) to determine what sites should be submitted for PL84-99 repair. All except the Moon Bend with Residence was selected to be submitted. Should the Corps not receive enough funding for all repairs, funding could be prioritized by population. It was the consensus of the Board to submit the Moon Bend site with the residence under the Small Communities program. After further discussion, it was moved by Commissioner Sankey to authorize Manager Bair to submit all sites except for Moon Bend with Residence, for PL84-99 funding. Commissioner Ellis seconded. Approved 3 – 0.

- **Federal Declared Disasters** – Deputy Manager Nagy reported that there were three federal disasters declared. Yolo County declared all three with Colusa County declaring only one. The District will submit labor and equipment for Levee Patrol and flood fighting. FEMA normally will only pay overtime costs related to labor, but the District will submit for both regular and overtime since they contract labor from RD108. She also reported that there are a considerable number of down trees that the District will need to cleanup. The District is seeking to get authorization from FEMA to contract with RD108 for tree removal at an estimated cost of \$75,000. After discussion, Commissioner Ellis moved to authorize staff to enter into an agreement with

RD108 to remove trees along the levee up to \$80,000 if FEMA declares RD108 to be a contractor. Commissioner Sankey seconded. Approve 3 – 0.

- **Vegetative Debris FEMA Assistance**

- **Adopt Resolution No. 17-02 Designation of Applicant's Agent and Project** - It was moved by Commissioner Ellis to Adopt RESOLUTION NO. 17-02 in the matter of Designation of Applicant's Agent for Non-State Agencies authorizing General Manager and Deputy Managers as SRWSLD agents for federal funding under PL93-288 for a period of three-years and do all things. Commissioner Sankey seconded. Approved 3 – 0.
- **Assurances for Federal Assistance** - It was moved by Commissioner Sankey to authorize President Tibbitts to sign a Project Assurance for Federal Assistance authorizing Deputy Manager Nagy as the Authorized Agent to do all things needed. Commissioner Ellis seconded. Approved 3 – 0.

5. Review and Approve Landowner Faye Encroachment – Deputy Manager Nagy reviewed the Central Valley Flood Protection Board (CVFPB) encroachment permit application for Landowner Faye. She said that there is a District Encroachment Permit (Permit) and fee that the Landowner would also have to complete and pay before the Board approves the CVFPB's Encroachment Permit. It was moved by Commissioner Ellis to authorize Deputy Manager Nagy to execute the CVFPB's Encroachment Permit for Landowner Faye once the District's Encroachment Permit has been completed. Commissioner Sankey seconded. Approved 3 – 0.

6. Central Valley Flood Control Association Board Member – Deputy Manager Nagy reported that Commissioner Ellis sat on the Central Valley Flood Control Association (CVFCA) for the District. Commissioner Ellis stated that he would like to step down from the CVFCA, but felt that it was very important to have a Landowner continue on the Board. After further discussion, this matter was deferred to the June Board meeting. President Tibbitts thanked Commissioner Ellis for his time and efforts on behalf of the District.

7. Adopt Resolution No. 17-03 Calling for an All Mail-in Election and to set an Election Date of November 14, 2017 – Deputy Manager Nagy reported that 2017 is an Election year for two seats on the Board, Commissioners Durst and Sankey. After discussion, it was moved by Commissioner Ellis to adopt RESOLUTION NO. 17-03 in the matter of calling an all-mail-in election and set the election date to November 14, 2017. Commissioner Sankey seconded. Approved 3 – 0.

8. Approve and Adopt the Fund Balance Report – The Board reviewed the Fund Balance Report. It was moved by Commissioner Sankey to approve the Fund Balance Report. Commissioner Ellis seconded. Approved 3 – 0.

INFORMATION REPORTS

Deputy Managers' Report – Deputy Manager Nagy reported that the SWIF has been submitted to the Corps of Engineers. They will review the plan. The District continues to be eligible for PL84-99 during the application and approval process. During the 2016/17 storm season the District incurred flood damage, since we have been going through the SWIF process, some of the repairs could be covered by PL84-99 funding.

Deputy Manager Nagy reported that DWR measured the flows at the Tisdale and Colusa Weirs for performance. There was a half-foot correction at the Colusa Weir and after removal of debris an additional .7-foot change. Overall, DWR determined that the weirs performed as expected.

There being no comments from the public and no further business to come before the Board, the meeting was adjourned at approximately 3:30 p.m.

Respectfully Submitted

Lewis Bair
Secretary/Manager