

MINUTES

MEETING OF THE RECLAMATION BOARD

April 15, 2005

A regular meeting of The Reclamation Board was held on April 15, 2005 beginning at 9:00 a.m. in the Resources Building Auditorium, First Floor, 1416 Ninth Street, Sacramento, California.

The following members of the Board were present:

Betsy Marchand, President
Tony Cusenza, Vice President
Bill Edgar, Secretary
Burt Bundy, Member
Jeff Mount, Member
Floyd Weaver, Member

The following members of the staff were present:

Peter Rabbon, General Manager
Stephen Bradley, Chief Engineer
Scott Morgan, Counsel
Lori Buford, Staff Assistant

Department of Water Resources staff present:

Dan Yamanaka
Larry Lee
Keith Swanson
Rod Mayer
Gary Lemon
Dave Chima
Dave Lawson
Richard Marshall

Also present (according to sign-in sheet and cards):

Mr. Kent McClain, Yuba County Administrator, Three Rivers Levee Improvement Authority (TRLIA)
Ms. Lisa Kirk, Landowner
Mr. Jesse Barton, Reclamation District 341
Mr. Jose Puente, Hamilton City Community Services District (HCCSD)
Mr. Christopher H. Neudeck, KSN Inc.
Mr. Bill Darsie, KSN Inc.
Ms. Peggy Bohl, The Bohl Corporation
Mr. Eric Nagy, U.S. Army Corps of Engineers (Corps)
Mr. Ralph Vidauri, HCCSD

Mr. Lee Grigsby-Puente, Hamilton City Citizen In Action
Ms. Alicia Kirchner, Corps
Mr. Lu Hintz
Mr. Butch Hodgkins, SAFCA

1. ROLL CALL

President Betsy Marchand brought the meeting to order at 9:00 am. All Board members were in attendance except for Gloria Moralez.

2.* APPROVAL OF MINUTES – February 18 & March 18, 2005

The minutes for March 18, 2005 will be brought back to the Board for approval at the May 20, 2005 meeting due to a correction needed on Item No. 9.

Upon motion by Mr. Bundy, seconded by Mr. Cusenza, and unanimously carried, the Board approved the minutes of February 18, 2005, with a correction on Mr. Bundy's report on Item No. 14.

3.* APPROVAL OF AGENDA

Upon motion by Mr. Edgar, seconded by Mr. Weaver, and unanimously carried, the Board approved the agenda as presented with a typo correction of funding, not vending on Item Number 15.

4. PUBLIC COMMENTS

Ms. Lisa Kirk, resident of Bethel Island, reported on the Bethel Island situation and resident's concern in regard to the Hultgren & Tillis report of March 17 2005 on widening the existing levee crest to 50 feet and place 35 lodges with decks and parking. Ms. Kirk also stated that the levee conditions at Bethel Island are similar to the Jones Tract, and reported that the district was permanently excluded from the FEMA program. President Marchand directed staff to bring this item back to the May Board meeting as an agendaized item for discussion.

Mr. Jesse Barton, Attorney representing Reclamation District 341, is requesting a meeting be held regarding Caltrans not complying with the terms of an encroachment permit that was issued by the Board approximately three years ago.

The permit was to install some guard railing along Highway 160 from Paintersville Bridge down to Isleton the agreement which also entailed entering into an agreement with the local maintenance districts that would provide cooperation when the levees needed maintenance. It's been three years and there is still no joint agreement in place. President Marchand directed staff to bring this item back to the May Board Meeting as an agendaized item for further discussion.

Mr. Kent McClain, Yuba County Water Agency and Three Rivers Levee Improvement Authority, provided the monthly status report (as granted and required by the Board) on Application No. 17782.

5. REPORT OF ACTIVITIES OF THE DEPARTMENT OF WATER RESOURCES *(Les Harder)*

Mr. Rod Mayer, Chief of Flood Project Office in the Division of Flood Management, presented the Department of Water Resources report activities. (The report is attached hereto and made a part of these minutes.)

CONSENT

6.* CONSENT CALENDAR

Lower Sacramento Area (Phase IV) Levee Reconstruction Project
Reclamation District No. 999 *(Larry Lee)*

Consider acceptance of completed works in Reclamation District 999 (RD 999), for the Lower Sacramento Area Phase IV Levee Reconstruction Project, Separable Elements, RD 999, and transfer operation and maintenance responsibility to RD 999.

Upon motion by Mr. Mount, seconded by Mr. Bundy, and unanimously carried, the Board approved the Consent Calendar as presented.

REQUESTED ACTIONS

7.* PROJECT OR STUDY ACTIVITIES

A. Hamilton City Flood Damage Reduction and Ecosystem Restoration Project (Gary Lemon)

Consider approval of Resolution No. 05-04 to:

1. Delegate authority to the General Manager to complete negotiation of the Design Agreement between the U.S. Army Corps of Engineers and The Reclamation Board; and
2. Delegate authority to the Board President or the Secretary to sign the Design Agreement upon completion of negotiations and transfer of funds for project design from the California Bay Delta Authority to the Department of Water Resources (DWR).

Mr. Gary Lemon, DWR, asked the Board to consider approval of Resolution 05-04, which would be the next step in initiating the design for the Hamilton City Project. This will also give the General Manager authority to delegate and complete the negotiations of the design agreement, (PED). The Resolution will also approve the project and management plan on the Hamilton City Project and for a transfer of funds for the project. The Board heard testimony from Mr. Jose Puente, General Manager of the Hamilton City Community Services.

Upon motion by Mr. Bundy, seconded by Mr. Edgar, and unanimously carried, the Board approved Resolution No. 05-04 as presented.

B. Upper Sacramento Area - Phase V Levee Reconstruction Project (Gary Lemon)

Consider approval of Resolution No. 05-05 to:

1. Acknowledge the Corps' Schedule and Cost Change Request;
2. Amend the Local Project Cooperation Agreement, Contract No. 4600000429/16610 dated March 1, 2000, between the Board and the Sacramento River West Side Levee District; and
3. Amend the Project Cooperation Agreement, Contract No. 4600000526 dated March 17, 2000, between the Department of the Army and the Board.

Mr. Gary Lemon, DWR, requested approval of Resolution No. 05-05 which approves a cost increase of 2.55 million for the above project. The Board heard testimony from Mr. Eric Nagy, General Manager of the Sacramento River Westside Levee District, and Mr. Lu Hintz, Sacramento River West Side Levee District.

Upon motion by Mr. Bundy, seconded by Mr. Edgar, and unanimously carried, the Board approved Resolution No. 05-05 as presented.

8.* PROPERTY MANAGEMENT

None.

There were no Property Management items.

9.* APPLICATIONS

None.

There were no Application items.

10.* ENFORCEMENTS

None.

There were no Enforcement items.

INFORMATIONAL BRIEFINGS

11.* MAINTENANCE AREA BUDGETS (Keith Swanson)

Consider approval of DWR's proposed fiscal year 2004-2005 maintenance area budgets.

Mr. Keith Swanson, Division of Flood Management, provided a briefing on the 2004-2005 Maintenance area budgets.

Upon motion by Mr. Edgar, seconded by Mr. Cusenza, and unanimously carried, the Board approved FY 2004-2005 Maintenance Area Budgets. This item will be returned to the June Board meeting for further discussion.

BOARD REPORTS

12. REPORT OF ACTIVITIES OF THE GENERAL MANAGER (*Peter Rabbon*)

Mr. Rabbon reported on a number of upcoming issues and meetings: 1) Kaweah Project – Rec. Board and DWR was recently part of a team that received a regional award from the Corps for a project delivery; 2) AB 1665 – I have been working with DWR on a weekly basis strategy meeting regarding legislation; 3) SB 831 – Mr. Scott Morgan and myself have been working closely with Senator Machado's office and the locals. Legislation should move through smoothly; 4) Sacramento River Corridor Planning Forum - Mr. Steve Bradley, Chief Engineer of the Board, provided background information and updated the Board on the Sacramento River Corridor Planning Forum. An MOU was developed and signed by The Reclamation Board, Cities of Sacramento and West Sacramento; Counties of Yolo, Sacramento and Sutter; and SAFCA. SAFCA funded most of this project three years ago and looks like it should be wound up sometime in June-July 2005; 5) Sutter County Feasibility Report – The report recommends \$200 million worth of work. Sutter County also has plans for at least one major development of about 1500 acres. This issue will be brought back to the June Board meeting as a briefing for discussion; 6) Bethel Island - development is going to continue and is causing some public safety issues unless the Board takes other action; 7) Local Interest Project Levee (Stanislaus County) – Levee's maintained at local level. This issue will be brought back to future Board meeting for discussion; 8) Calaveras River – moving a federal levee for development purposes. Will also be brought back to future Board meeting for discussion; 9) Clarksburg – developments being proposed behind federal levee; 10) WRDA 05 – Senate passed out of committee their version of WRDA 05 which means it now goes to full floor for vote. It did include authorization for Hamilton City, Middle Creek, Yuba River, and possibly American River Project; and 11) Election of the Board Officers – election of officers every two years consistent with legislative session.

Upon motion by Mr. Mount, seconded by Mr. Weaver, and unanimously carried, the Board will maintain the current officers for the next two years.

13. BOARD COMMENTS AND COMMITTEE REPORTS

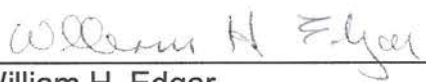
None.

There were no Comments or Committee Reports.

14. ADJOURN

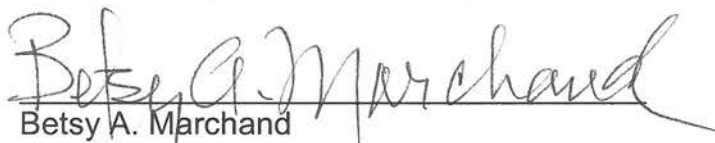
Upon motion by Mr. Edgar, seconded by Mr. Cusenza, and unanimously carried, the meeting was adjourned at 11:55 a.m.

Dated: May 20, 2005



William H. Edgar
Secretary

The foregoing minutes were approved:



Betsy A. Marchand
President