

LEVEE DISTRICT No.1 OF SUTTER COUNTY

243 Second Street · Yuba City, CA 95991
Office: (530) 673-2454 · E-Mail: ld1@syix.com

LEVEE DISTRICT AGENDA AND SPECIAL MEETING NOTICE

DATE: **August 7, 2023**

TIME: **8:00 A.M.**

This meeting will be conducted in person, but members of the public may choose to participate remotely. You may join the meeting using Zoom's webinar platform or by phone utilizing the information provided below:

Zoom link:

<https://us02web.zoom.us/j/86569151823?pwd=eUZBd1o3TCtzS2FMTU5abGISUWROZz09>

Phone number: 888 475 4499

Meeting ID: 865 6915 1823

Passcode: 524596

CALL TO ORDER

ROLL CALL

_____ Gary Marler, Director
_____ Al Montna, Chairman
_____ Charles Hoppin, Director

PUBLIC COMMENT: Members of the public will be allowed to address the Levee District No. 1 of Sutter County's Board of Directors on items of interest to the public that are within the subject matter jurisdiction of the Board. Any member of the public who may wish to bring a matter before the Board that has not been placed on the agenda may do so at this time; however, State law provides that no action may be taken on any item not appearing on the posted agenda.

CONSENT CALENDAR: The Consent Calendar groups together those items that are considered noncontroversial or for which prior policy direction has been given to staff and that require only routine action by the Board. The Chairman will advise the audience that the matters may be adopted in total by one motion; however, the Board may, at its option or upon request of a member of the public, consider any matter separately.

1. Approval of the minutes for the July 10, 2023 Regular Board Meeting.
2. Review and approval of claims for payment submitted by the Levee District in the amount \$120.00.

Al Montna
Chairman
(530) 674-2837

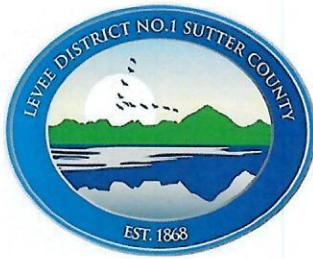
Gary Marler
Director
(530) 870-1413

Charles Hoppin
Director
(530) 673-5272

Andrew Stresser
General Manager
(530) 673-2454

Sean Minard
Engineer
(530) 742-6485

Somach Simmons & Dunn
Attorneys
(916) 446-7979



LEVEE DISTRICT No.1 OF SUTTER COUNTY

243 Second Street · Yuba City, CA 95991

Office: (530) 673-2454 · E-Mail: ld1@syix.com

3. Review and approval of claims for payment submitted by the R.V. Park in the amount of \$700.00.

PRESENTATION, DISCUSSION, AND ACTION ITEMS:

1. Consider and discuss approval of Budget for the District for Fiscal Year 23/24
2. Consider and discuss approval of Amended OMRR&R Agreement to Include Maintenance Area 3 as Part of Levee District No.1's Jurisdiction.
3. Consider and discuss approval of Resolution 8-7-2023-A Resolution Accepting Funds by the California Department of Water Resources for a State-Federal Flood Control System Modification Program project titled: LD1 Critical Seepage/Critical Erosion/Patrol Road Repair.
4. Consider and discuss Acceptance of Bid from Coleman Construction for Concrete Block Wall from Star Bend Rd. to Billy Bain's Ramp and a Portion on Tudor Road and Director General Manager to Execute Any and All Necessary Documents Related to Same.
5. Consider and Discuss Approval of Resolution 8-7-2023-B Authorizing a Proposal for Funding from the Department of Water Resources for 2024 FMAP-LD1S-01 Project and the General Manager to Execute Funding Agreement and any other necessary documents related to same.

SUTTER BUTTE FLOOD CONTROL AGENCY (SBFCA): The Board may discuss action taken by SBFCA. The next meeting for SBFCA is August 9, 2023.

ENGINEER'S REPORT:

1. Update from District Engineer.

MANAGER'S REPORT: The Board will hear any reports or correspondence from the Manager.

1. Update on Operation and Maintenance throughout District.
2. Update on MA3 Dissolution Process.

Al Montna
Chairman
(530) 674-2837

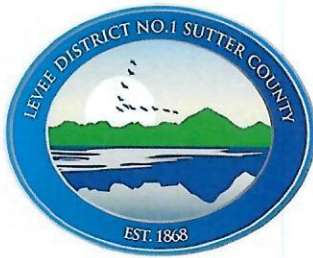
Gary Marler
Director
(530) 870-1413

Charles Hoppin
Director
(530) 673-5272

Andrew Stresser
General Manager
(530) 673-2454

Sean Minard
Engineer
(530) 742-6485

Somach Simmons & Dunn
Attorneys
(916) 446-7979



LEVEE DISTRICT No.1 OF SUTTER COUNTY

243 Second Street · Yuba City, CA 95991

Office: (530) 673-2454 · E-Mail: ld1@syix.com

CLOSED SESSION: Any person desiring to comment on any matter scheduled for this closed session may address the Board at this time.

1. Public Employee Evaluation of Performance – General Manager pursuant to paragraph (2) of subdivision (b) of Cal. Govt. Code section 54957.

BOARD MEMBERS' REPORTS: This time is provided to allow Board members to report on activities or to raise issues for placement on future agendas.

ADJOURNMENT

Al Montna
Chairman
(530) 674-2837

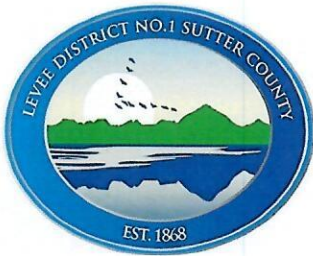
Gary Marler
Director
(530) 870-1413

Charles Hoppin
Director
(530) 673-5272

Andrew Stresser
General Manager
(530) 673-2454

Sean Minard
Engineer
(530) 742-6485

Somach Simmons & Dunn
Attorneys
(916) 446-7979



LEVEE DISTRICT No.1 OF SUTTER COUNTY

243 Second Street · Yuba City, CA 95991
Office: (530) 673-2454 · E-Mail: ld1@syix.com

LEVEE DISTRICT NO. 1 OF SUTTER COUNTY

Minutes of July 10, 2023, Regular Board of Directors Meeting

DIRECTORS PRESENT: Charlie Hoppin, Al Montna, Gary Marler

DIRECTORS ABSENT: None

OTHERS PRESENT: Andrew Stresser (General Manager), Sean Minard (District Engineer) & Alexis [Ali] Stevens (District Counsel) and Michael Bessette (Executive Director SBFCA) via video conference.

The meeting was called to order by the Chairman at 8:07 a.m.

ROLL CALL:

Roll call was taken, all directors were present.

PUBLIC BUSINESS FROM THE FLOOR:

No public comment.

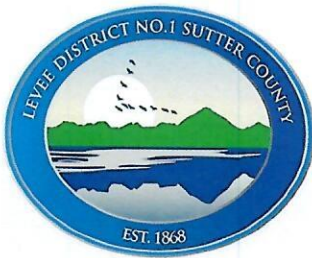
CONSENT CALENDAR:

Al Montna read the rules and the items for consent. Charlie Hoppin moved to approve the minutes for the June 10, 2023 Regular Board Meeting and to approve Items 2 and 3 of the Consent Calendar (review and approval of claims for payment submitted by the Levee District and review and approval of claims for payment submitted by the R.V. Park). Gary Marler seconded the motion. The matter was put to a vote and votes were cast as follows:

Director Charlie Hoppin: Yes
Director Al Montna: Yes
Director Gary Marler: Yes

The motion to approve the minutes for the June 10, 2023 Regular Board Meeting and to approve Items 2 and 3 of the Consent Calendar for the claims submitted by the Levee District in the amount of \$120.00 and the RV Park in the amount of \$700.00 was carried.

PRESENTATION, DISCUSSION, AND ACTION ITEMS:



LEVEE DISTRICT No.1 OF SUTTER COUNTY

243 Second Street · Yuba City, CA 95991

Office: (530) 673-2454 · E-Mail: ld1@syix.com

1. *Consider and discuss Draft Budget for the District for Fiscal Year 23/24*
The District Engineer and General Manager went over the draft budget with the Board. Discussion ensued. District Counsel explained that the Final Budget for Fiscal Year 23/24 would be included as an action item on the agenda for the August meeting.
2. Consider and discuss approval of \$50.00 increase to rental rates for the Feather River RV Park through the remainder of the 2023 calendar year and an additional increase of \$50.00 during every calendar year thereafter.

Al Montna made a motion to approve a 10% annual increase to rental rates for the Feather River RV Park beginning in the 2024 calendar year and rounding up or down to the nearest whole number every calendar year thereafter. Charlie Hoppin seconded the motion.

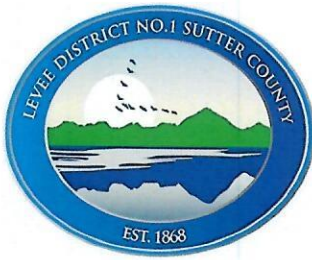
Director Charlie Hoppin: Yes
Director Al Montna: Yes
Director Gary Marler: Yes

The motion to approve a 10% annual increase to rental rates for the Feather River RV Park beginning in the 2024 calendar year and rounding up or down to the nearest whole number every calendar year thereafter was carried.

3. Consider and discuss approval of Amended OMRR&R Agreement to Include Maintenance Area 3 as Part of Levee District No. 1's Jurisdiction.
District Counsel described numerous attempts requesting an Amended OMRR&R Agreement to Include Maintenance Area 3 from the Central Valley Flood Control Board Staff, at the time of the Board Meeting no Agreement had been provided.
4. Consider and discuss Second Street Fence Crossing Levee.

The Board reviewed and discussed the O'Banion levee easement grant dated November 9, 1938 and the District's obligations thereunder. It was reported that the Yuba City Police Department sent a letter to the 2nd Street property owners notifying them to contact the Police Department if the fence crossing is vandalized or trespassed. The Board determined that additional resources for a new fence was not required at this time.

SUTTER BUTTE FLOOD CONTROL AGENCY (SBFCA):



LEVEE DISTRICT No.1 OF SUTTER COUNTY

243 Second Street · Yuba City, CA 95991
Office: (530) 673-2454 · E-Mail: ld1@syix.com

SBFCA Executive Director Michael Bessette gave an update on the following items:

1. Discussion updating the Board on the progress of the Agency's Project

ENGINEER'S REPORT:

District Engineer Sean Minard gave an update on the following items:

1. Discussion updating the Board on progress related to the FMAP application process and engineering issues throughout the District.

MANAGER'S REPORT:

District General Manager Andrew Stresser gave an update on the following items:

1. Update on Operations and Maintenance throughout District.
2. Update on MA3 Dissolution Process

CLOSED SESSION:

The Board did not hold a closed session.

BOARD MEMBERS' REPORTS:

There were no Board Member reports.

ADJOURN MEETING:

There being no further business, the Chairman adjourned the meeting at 8:50 a.m.

RESOLUTION ACCEPTING FUNDS

Resolution No. 8-7-2023-A

Resolved by the Board of Directors of the **Levee District No.1 of Sutter County** that pursuant and subject to all of the terms and provisions of the Flood System Repair Program, that the funds awarded to **Levee District No.1 of Sutter County** by the California Department of Water Resources for a State-Federal Flood Control System Modification Program project titled: **LD1 Critical Seepage/Critical Erosion/Patrol Road Repair** are hereby accepted.

The Chairman, or designee of **Levee District No.1 of Sutter County** is hereby authorized and directed to sign a Project Partnership Agreement and any amendment thereof with the California Department of Water Resources and to sign requests for disbursements to be made under this Project Partnership Agreement.

The Chairman, or designee of **Levee District No.1** is hereby authorized and directed to submit any required documents, invoices, and reports required by the Project Partnership Agreement.

Passed and adopted at a special meeting of the Board of Directors of the **Levee District No.1 of Sutter County** on August 7, 2023.

Authorized Signature _____

Printed Name: Al Montna

Title: Chairman

Clerk/Secretary Signature _____

Printed Name: Andrew Stresser

LD 1
 CONCRETE BLOCK WALL
 BID SUMMARY - AUGUST 1, 2023

Item No.	Item Description	Estimated Quantity	Unit	Engineers Estimate of Probable Cost				R&R Horn				Escheman Construction				Triamid Construction			
				Unit Price (\$/Unit)	Amount (\$)	Unit Price (\$/Unit)	Amount (\$)	Unit Price (\$/Unit)	Amount (\$)	Unit Price (\$/Unit)	Amount (\$)	Unit Price (\$/Unit)	Amount (\$)	Unit Price (\$/Unit)	Amount (\$)	Unit Price (\$/Unit)	Amount (\$)	Unit Price (\$/Unit)	Amount (\$)
Bid Schedule A - LD 1 - Concrete Block Wall - Preconstruction Submittals and Activities																			
A1	Mobilization and Demobilization Plan	1	LS	\$5,000.00	\$ 5,000.00	\$100.00	\$ 100.00	\$500.00	\$ 500.00	\$500.00	\$ 500.00	\$500.00	\$ 500.00	\$500.00	\$ 500.00	\$200.00	\$ 200.00		
A2	Project Schedule	1	LS	10,000.00	10,000.00	100.00	100.00	660.00	660.00	500.00	500.00	500.00	500.00	1,650.00	1,650.00				
A3	Contractor Quality Control Plan	1	LS	5,000.00	5,000.00	100.00	100.00	6,900.00	6,900.00	5,000.00	5,000.00	5,000.00	5,000.00	2,150.00	2,150.00				
Total Bid Schedule A =				\$20,000.00	\$20,000.00	\$300.00	\$300.00	\$8,960.00	\$8,960.00	\$6,000.00	\$6,000.00	\$6,000.00	\$6,000.00	\$4,000.00	\$4,000.00				

Bid Schedule B - LD 1 - Concrete Block Wall - Pease Road to Northgate																			
Item No.	Item Description	Estimated Quantity	Unit	Engineers Estimate of Probable Cost				R&R Horn				Escheman Construction				Triamid Construction			
				Unit Price (\$/Unit)	Amount (\$)	Unit Price (\$/Unit)	Amount (\$)	Unit Price (\$/Unit)	Amount (\$)	Unit Price (\$/Unit)	Amount (\$)	Unit Price (\$/Unit)	Amount (\$)	Unit Price (\$/Unit)	Amount (\$)	Unit Price (\$/Unit)	Amount (\$)	Unit Price (\$/Unit)	Amount (\$)
B1	Mobilization/Demobilization	1	LS	\$500.00	\$ 500.00	\$14,120.00	\$ 14,120.00	\$8,000.00	\$ 8,000.00	\$10,950.00	\$ 10,950.00	\$10,950.00	\$ 10,950.00	\$19,212.00	\$ 19,212.00				
B2	Pipe Gate w/ Carousel	1	EA	20,000.00	\$ 20,000.00	15,813.00	15,813.00	9,750.00	9,750.00	27,000.00	27,000.00	27,000.00	27,000.00	26,182.00	26,182.00				
B3	Pipe Fence	62	LF	125.00	\$ 7,750.00	361.00	22,382.00	195.00	12,090.00	200.00	12,400.00	200.00	12,400.00	378.75	23,482.50				
B4	Pipe Gate	1	EA	15,000.00	\$ 15,000.00	12,346.00	12,346.00	9,250.00	9,250.00	24,000.00	24,000.00	24,000.00	24,000.00	24,882.00	24,882.00				
B5	Concrete Blocks or K-Rail	7,875	LF	27.50	\$ 216,562.50	31.38	247,117.50	36.00	283,500.00	35.00	275,625.00	35.00	275,625.00	34.11	268,616.25				
B6	Adjust Existing Blocks	1	LS	5,000.00	\$ 5,000.00	3,392.00	3,392.00	5,000.00	5,000.00	13,200.00	13,200.00	13,200.00	13,200.00	10,755.00	10,755.00				
B7	Vegetation Removal and Leveling	7,875	LF	10.00	\$ 78,750.00	0.56	4,410.00	1.00	7,875.00	0.75	5,906.25	0.75	5,906.25	1.42	11,182.50				
Total Bid Schedule B =				\$343,562.50	\$343,562.50	\$319,580.50	\$319,580.50	\$335,465.00	\$335,465.00	\$369,081.25	\$369,081.25	\$369,081.25	\$369,081.25	\$384,312.25	\$384,312.25				
Subtotal Construction Cost (A through B) =				\$363,562.50	\$363,562.50	\$319,880.50	\$319,880.50	\$343,525.00	\$343,525.00	\$375,081.25	\$375,081.25	\$375,081.25	\$375,081.25	\$388,312.25	\$388,312.25				

Exhibit E: RESOLUTION ACCEPTING FUNDS

Resolution No. 8-7-2023-B

Resolved by the **Board of Directors** of the **Levee District No.1 of Sutter County**
(Governing Body, Board, Agency, or Other)

that pursuant and subject to all of the terms and provisions of the Flood System Repair Program, that the funds awarded to **Levee District No.1 of Sutter County** by the California Department of Water Resources for a State-Federal Flood Control System Modification Program project titled: **LD1 Critical Seepage/Critical Erosion/Patrol Road Repair** are hereby accepted.

The General Manager, or designee of **Levee District No.1 of Sutter County**
(Title of Authorized LMA Representative)

is hereby authorized and directed to sign a Project Partnership Agreement and any amendment thereof with the California Department of Water Resources and to sign requests for disbursements to be made under this Project Partnership Agreement.

The General Manager, or designee of **Levee District No.1**
(Title of Authorized LMA Representative)

is hereby authorized and directed to submit any required documents, invoices, and reports required by the Project Partnership Agreement.

Passed and adopted at a special meeting of the Directors
(Governing Body, Board, Agency, or Other)

of the **Levee District No.1 of Sutter County** on August 7, 2023.
(Date)

Authorized Signature _____

Printed Name _____

Title _____

Clerk/Secretary Signature _____

Printed Name _____

LEVEE DISTRICT # 1
OF SUTTER COUNTY
CLAIMS BATCH

DATE SUBMITTED 8-7-2023

<u>VENDOR NAME</u>	<u>AMOUNT</u>
<u>DANIEL, ALLEN (cell)</u>	<u>\$60.00</u>
<u>MASON, GARY (rv park)</u>	<u>\$700.00</u>
<u>STRESSER, ANDREW (cell)</u>	<u>\$60.00</u>

WE, THE DIRECTORS OF LEVEE DISTRICT ONE, SUBMIT TO THE SUTTER
COUNTY AUDITOR'S OFFICE FOR PAYMENT, THE ABOVE LISTED CLAIMS IN
THE AMOUNT OF

Total: \$820.00

DIRECTOR

DIRECTOR