



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 REGULAR MEETING NOTICE

DATE: **August 8, 2022**

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

In compliance with Government Code section 54953(e), members of the Board of Directors and members of the public will participate in this meeting by video conference/conference call. 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

Any member of the public may speak during Public Comment or may e-mail public comments to ld1@syix.com and comments will be read. Levee District No.1 will use its best efforts to swiftly resolve requests for reasonable modifications or accommodations from individuals with disabilities, consistent with the Americans with Disabilities Act, and resolve any doubt whatsoever in favor of accessibility.

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.



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1. Approval of the minutes for the July 11, 2022 Regular Board Meeting.
2. Review and approval of claims for payment submitted by the Levee District in the amount \$361.99
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 Resolution 8-8-2022 Re-authorizing Remote Teleconferencing Meetings in Accordance with Government Code Section 54953(e).

SUTTER BUTTE FLOOD CONTROL AGENCY (SBFCA): The Board may discuss action taken by SBFCA. The next meeting for SBFCA is on September 14, 2022.

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.

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



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LEVEE DISTRICT NO. 1 OF SUTTER COUNTY

Minutes of July 11, 2022, Regular Board of Directors Meeting

Pursuant to Government Code section 54953(e) this meeting was conducted exclusively by video conference/teleconference.

DIRECTORS PRESENT: Charlie Hoppin, Gary Marler

DIRECTORS ABSENT: Al Montna

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

The meeting was called to order by the Chairman at 8:00 a.m.

ROLL CALL:

Roll call was taken, Director Montna was absent.

PUBLIC BUSINESS FROM THE FLOOR:

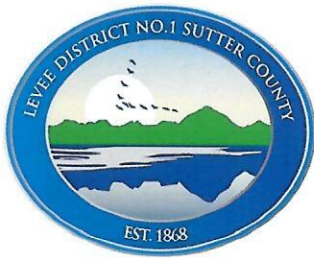
Mike Johnston Secretary for the Sutter County Resource Conservation District gave an update to the Board on the progress of the Feather River Parkway Project.

CONSENT CALENDAR:

Charlie Hoppin read the rules and the items for consent. Gary Marler moved to approve the minutes for the June 13, 2022 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). Charlie Hoppin seconded the motion. The matter was put to a vote and votes were cast as follows:

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

The motion to approve the minutes for the June 13, 2022 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 \$510.63 and the RV Park in the amount of \$700.00 was carried.



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PRESENTATION, DISCUSSION, AND ACTION ITEMS:

1. *Consider and discuss approval of Resolution 7-11-2022 Re-authorizing Remote Teleconferencing Meetings in Accordance with Government Code Section 54953(e).*

Charlie Hoppin made a motion to approve Resolution 7-11-2022 Re-authorizing Remote Teleconferencing Meetings in Accordance with Government Code Section 54953(e). Gary Marler seconded the motion.

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

The motion to approve Resolution 7-11-2022 Re-authorizing Remote Teleconferencing Meetings in Accordance with Government Code Section 54953(e) was carried.

2. *Consider and discuss approval of Draft Budgets for the District for Fiscal Year 22/23.*

Gary Marler made a motion to approve Draft Budgets for the District for Fiscal Year 22/23. Charlie Hoppin seconded the motion.

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

The motion to approve Draft Budgets for the District for Fiscal Year 22/23 was carried.

3. *Update and Discussion regarding Annexation of Maintenance Area 3 into District's Jurisdiction.*

District Counsel Ali Stevens and District Engineer Sean Minard discussed the possible procedures moving forward as it relates to annexing MA3 into LD1. The Board will continue to be updated as more information is received.

SUTTER BUTTE FLOOD CONTROL AGENCY (SBFCA):

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



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- Discussion updating the Board on the progress of the Sutter Basin Flood Risk Management Project (SBFRMP) and other SBFCA Projects on the Feather River West Levee.

ENGINEER'S REPORT:

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

- Discussion updating the Board on progress related to the FMAP application processes and Engineering issues throughout the District.

MANAGER'S REPORT:

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

- Discussion updating the Board on Operations and Maintenance throughout District.

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 8:42 a.m.

RESOLUTION NO. 8-8-2022

A RESOLUTION OF THE BOARD OF DIRECTORS OF LEVEE DISTRICT No.1 OF SUTTER COUNTY RE-AUTHORIZING REMOTE TELECONFERENCE MEETINGS IN ACCORDANCE WITH GOVERNMENT CODE SECTION 54953(e)

WHEREAS, Levee District No.1 of Sutter County (District) recognizes the importance of transparency and clear communication in government, and is committed to full compliance with the letter and spirit of the Ralph M. Brown Act (Gov. Code, §§ 54950 – 54963) (hereinafter “Brown Act”); and

WHEREAS, all meetings of the District’s Board of Directors are open and public, as required by the Brown Act, so that any member of the public may attend and participate; and

WHEREAS, the Brown Act, (Gov. Code, § 54953, subd. (e)), allows members of a legislative body to participate in meetings remotely, without compliance with the requirements of Government Code section 54953, subdivision (b)(3), if a state of emergency is proclaimed pursuant to Government Code section 8625 and state or local officials have imposed or recommended measures to promote social distancing, or meeting in person would present imminent risks to the health and safety of attendees; and

WHEREAS, the District’s Board of Directors previously adopted Resolution 6-13-2022 on June 13, 2022 finding that the requisite conditions exist for the District to conduct remote teleconference meetings pursuant to Government Code section 54953(e); and

WHEREAS, pursuant to Government Code section 54953(e)(3), the District is required to reconsider the circumstances of the state of emergency every thirty days.

NOW, THEREFORE, BE IT RESOLVED by the Levee District No.1 Board of Directors as follows:

1. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.
2. The Board of Directors has reconsidered the circumstances of the state of emergency.
3. The Board of Directors does hereby find that the State of Emergency proclaimed by Governor Gavin Newsom pursuant to Government Code section 8625 on March 4, 2020 remains in effect and emergency conditions continue to persist in the District.
4. The Board of Directors does hereby find that the COVID-19 continues to pose an imminent risk to the health and safety those attending meetings of the District’s Board of Director directly impacting the ability to meet safely in person.
5. The General Manager and staff are hereby authorized and directed to continue to take all actions necessary to carry out the intent and purpose of this Resolution including,

conducting open and public meetings in accordance with Government Code section 54953, subdivision (e), and other applicable provisions of the Brown Act.

6. This Resolution shall take effect immediately upon its adoption and shall be effective until the earlier of: (i) September 7, 2022 or (ii) such time as the Board of Directors adopts a subsequent resolution in accordance with Government Code section 54953, subdivision (e)(3), to extend the time during which the Levee District No.1 of Sutter County Board of Directors may continue to meet remotely without compliance with the requirements of Government Code section 54953, subdivision (b)(3).

PASSED, APPROVED, AND ADOPTED at a regular meeting of the Board of Directors of Levee District No.1 of Sutter County on August 8, 2022 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Al Montna
Chairman, Board of Directors
Levee District One of Sutter County

ATTEST:

Andrew Stresser
Secretary, Board of Directors
Levee District One of Sutter County

LEVEE DISTRICT # 1
OF SUTTER COUNTY
CLAIMS BATCH

DATE SUBMITTED 8-8-2021

<u>VENDOR NAME</u>	<u>AMOUNT</u>
<u>ALLEN, GEORGE (cell)</u>	<u>\$60.00</u>
<u>DANIEL, ALLEN (cell)</u>	<u>\$60.00</u>
<u>MASON, GARY (rv park)</u>	<u>\$700.00</u>
<u>STRESSER, ANDREW (cell, ld1 mileage)</u>	<u>\$241.99</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: \$1,061.99

DIRECTOR

DIRECTOR