



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: **December 12, 2022**

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

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 November 4, 2022 Special Board Meeting.
2. Review and approval of claims for payment submitted by the Levee District in the amount \$463.20.
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 12-12-2022-A Finding the Resolution of Application of Levee District No.1 of Sutter County Initiating Proceedings for Annexation and Sphere of Influence Amendment Exempt From The California Environmental Quality Act (CEQA) and Approving The Filing of a Notice of Exemption and Authorize the General Manager to Execute Any and All Necessary Documents Related to Same.

Al Montna
Chairman
(530) 674-2837

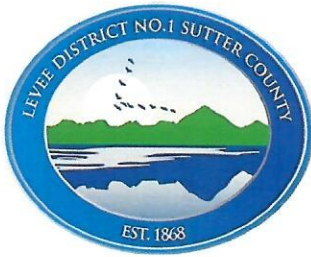
Gary Marler
Director
(530) 870-1413

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



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2. Consider and discuss approval of Resolution 12-12-2022-B Resolution of Application of Levee District No.1 of Sutter County Initiating Proceedings for Annexation and Sphere of Influence Amendment and Authorizing General Manager to Execute Any and All Necessary Documents Related to Same.
3. Consider and discuss approval of Resolution 12-12-2022-C Authorizing Remote Teleconferencing Meetings in Accordance with Government Code Section 54953(e).
4. Consider and Discuss Authorizing Submittal of Application for Flood Maintenance Assistance Program (FMAP) Funding, Find that Funding Request and Identified Projects are Exempt from CEQA

SUTTER BUTTE FLOOD CONTROL AGENCY (SBFCA): The Board may discuss action taken by SBFCA. The next meeting for SBFCA is on December 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.
2. Update on MA3 Dissolution Process

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

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 November 4, 2022, Special Board of Directors Meeting

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

DIRECTORS PRESENT: Charlie Hoppin, Al Montna

DIRECTORS ABSENT: Gary Marler

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 Marler was absent.

REMOTE MEETING RESOLUTION: *Consider and discuss approval of Resolution 11-4-2022-A Authorizing Remote Teleconferencing Meetings in Accordance with Government Code Section 54953(e).*

Charlie Hoppin made a motion to approve Resolution 11-4-2022-A Authorizing Remote Teleconference Meetings in Accordance with Government Code Section 54953(e). Al Montna seconded the motion.

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

The motion to approve Resolution 11-4-2022-A Authorizing Remote Teleconference Meetings in Accordance with Government Code Section 54953(e) was carried.

PUBLIC BUSINESS FROM THE FLOOR:

No public comment.



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CONSENT CALENDAR:

Al Montna read the rules and the items for consent. Charlie Hoppin moved to approve the minutes for the September 12, 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). Al Montna 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: Absent

The motion to approve the minutes for the September 12, 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 \$612.84 and the RV Park in the amount of \$700.00 was carried.

PRESENTATION, DISCUSSION, AND ACTION ITEMS:

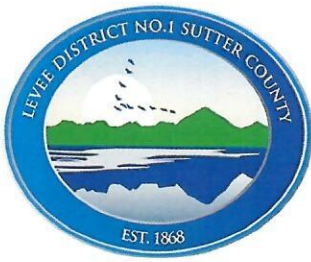
1. Consider and discuss approval of Claim Requesting Refund in the Amount of \$2,417.85 for Overpayment of LD1 Assessment Incorrectly Charged to APN#: 25-060-067 for Fiscal Year 2016-2017 through Fiscal Year 2021-2022.

Charlie Hoppin made a motion to approve Claim Requesting Refund in the Amount of \$2,417.85 for Overpayment of LD1 Assessment Incorrectly Charged to APN#: 25-060-067 for Fiscal Year 2016-2017 through Fiscal Year 2021-2022. Al Montna seconded the motion.

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

The motion to approve Claim Requesting Refund in the Amount of \$2,417.85 for Overpayment of LD1 Assessment Incorrectly Charged to APN#: 25-060-067 for Fiscal Year 2016-2017 through Fiscal Year 2021-2022 was carried.

2. Consider and discuss Acceptance of Bid for Concrete Block Wall Schedules A1 through F3 (Pease Rd. to Boyd's Boat Launch) and Authorize the General Manager to Execute Any and All Necessary Documents Related to Same.



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Charlie Hoppin made a motion to Accept the Bid for Concrete Block Wall Schedules A1 through F3 (Pease Rd. to Boyd's Boat Launch) in the Amount of \$368,762.35 and Authorize the General Manager to Execute Any and All Necessary Documents Related to Same. Al Montna seconded the motion.

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

The motion to Accept the Bid for Concrete Block Wall Schedules A1 through F3 (Pease Rd. to Boyd's Boat Launch) in the Amount of \$368,762.35 and Authorize the General Manager to Execute Any and All Necessary Documents Related to Same was carried.

- 3. Consider and discuss approval of Resolution 11-4-2022B LAFCO Annexation of State Maintenance Area No.3 to Levee District No.1 of Sutter County.*

The Board heard an update on the progress of the LAFCO Annexation of State Maintenance Area No.3. No action was taken. Staff will have the resolution and LAFCO application prepared for Board review and approval at the December meeting.

- 4. Consider and discuss Authorizing General Manager to Sign and Submit a CEQA Notice of Exemption to Satisfy DWR 2022-2023 FMAP Requirements.*

Charlie Hoppin made a motion to authorize the General Manager to Sign and Submit a CEQA Notice of Exemption to Satisfy DWR 2022-2023 FMAP Requirements. Al Montna seconded the motion.

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

The motion to authorize the General Manager to Sign and Submit a CEQA Notice of Exemption to Satisfy DWR 2022-2023 FMAP Requirements was carried.

- 5. Consider and discuss approval of Salary Increase for General Manager to be Effective as of Pay Period 14 (the First Pay Period of the 2022-2023 Fiscal Year) and Performance Bonus and authorize the submission of a claim for payment of same to Sutter County.*

Charlie Hoppin made a motion to approve a Salary Increase for General Manager to be Effective as of Pay Period 14 (the First Pay Period of the 2022-2023 Fiscal



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Year) in the amount of 5% and Performance Bonus in the amount of \$12,500.00 and authorize the submission of a claim for payment of same to Sutter County. Al Montna seconded the motion.

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

The motion to approve a Salary Increase for General Manager to be Effective as of Pay Period 14 (the First Pay Period of the 2022-2023 Fiscal Year) in the amount of 5% and Performance Bonus in the amount of \$12,500.00 and authorize the submission of a claim for payment of same to Sutter County was carried.

6. Consider and discuss approval of Salary Increase for District Staff to be Effective as of Pay Period 14 (the first Pay Period of the 2022-2023 Fiscal Year).

Charlie Hoppin made a motion to approve a Salary Increase for District Staff to be Effective as of Pay Period 14 (the first Pay Period of the 2022-2023 Fiscal Year) in accordance with the General Manager's recommendations. Al Montna seconded the motion.

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

The motion to approve a Salary Increase for District Staff to be Effective as of Pay Period 14 (the first Pay Period of the 2022-2023 Fiscal Year) in accordance with the General Manager's Recommendations was carried.

SUTTER BUTTE FLOOD CONTROL AGENCY (SBFCA):

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

- 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:



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- 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:

- 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 8:43 a.m.

LEVEE DISTRICT # 1
OF SUTTER COUNTY
CLAIMS BATCH

DATE SUBMITTED 12-12-2022

<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>\$343.20</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: \$1163.20

DIRECTOR

DIRECTOR