



Sutter Butte Flood Control Agency

Board of Directors Agenda 1 p.m. – October 14, 2015 – Regular Meeting

Meeting Location:

City of Yuba City Council Chambers - 1201 Civic Center Boulevard, Yuba City, CA

The agenda is posted in the building of the Sutter Butte Flood Control Agency at 1441 Garden Highway, Yuba City, and at the Sutter County Library, 750 Forbes Avenue, Yuba City. The agenda summary, backup materials, and approved minutes are also posted on the Sutter Butte Flood Control Agency website at sutterbutteflood.org. Materials related to an item on this agenda and submitted to the Board of Directors after distribution of the agenda packet are available for public inspection in the office of the Board Clerk at 1441 Garden Highway, Yuba City, during normal business hours. In compliance with the American with Disabilities Act, the meeting room is wheelchair accessible and disabled parking is available. If you have a disability and need disability related modifications or accommodations to participate in this meeting, please contact Sarah Modeste at 530-755-9859 or s.modeste@sutterbutteflood.org. Requests must be made one full business day before the start of the meeting.

County of Sutter

Barbara LeVake
Larry Munger
Alt. Jim Whiteaker
Alt. Dan Flores

County of Butte

Bill Connelly
Steve Lambert

City of Yuba City

John Dukes
Kash Gill
Alt. John Buckland

City of Live Oak

Gary Baland
Alt. Jason Banks

City of Gridley

Frank Hall
Alt. Jeff Draper

City of Biggs

Bo Sheppard
Alt. John Busch

Levee District 1

Francis Silva
Charlie Hoppin
Alt. Sally Serger

Levee District 9

David Lamon
Chris Schmidl
Alt. Bob Sohal

Persons wishing to address the Board during consideration of matters listed on the agenda will be allowed to do so. Testimony should always begin with the speaker giving his or her name and place of residence. Requests for assistive listening devices or other accommodations, such as interpretive services, should be made through the Sutter Butte Flood Control Agency office at 530-755-9859. Requests should be made at least 72 hours prior to the meeting. Later requests will be accommodated to the extent feasible.

REGULAR MEETING/CALL TO ORDER

Roll Call
Pledge of Allegiance

CLOSED SESSION

1. Conference with real property negotiators pursuant to Govt. Code Section 54956.8
Agency negotiator(s): McElhern/O'Regan
Properties and negotiating parties:
 - a. 23-234-003, 23-234-008, 23-234-011, 23-234-014, 23-253-016, 23-253-023, 23-300-051, 23-300-084, 23-300-085, 23-300-086 (Sierra Gold)
2. Pending litigation pursuant to Government Code Section 54956.9(d)(1)
 - a. SBFCA v. Mariko Gushi, et al.; Sutter County Case No. CVCS 14-0095 (APN 09-295-008)
 - b. SBFCA v. William H. Cilker, Sr., Trustee of the Cilker Revocable Trust UTA October 9, 1990, et al.; Butte County Case No. 162226 (APN 025-180-007)
3. Conference with legal counsel – anticipated litigation – Govt. code 54956.9(d)(2) – 2 cases

CONSENT CALENDAR

The Consent Calendar groups together those items which are considered noncontroversial or for which prior policy direction has been given to staff and that require only routine action by the Board. The Chair 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 September 16, 2015 Board Meeting
2. Approval of Amendment 3 to Task Order 14 with ICF International for Maintenance of the Star Bend Phase 2 Habitat Enhancement Area
3. Approval of Scope and Budget Amendments for Fiscal Year 2015/16 Feather River Regional Flood Management Plan (RFMP) Phase 2 Consultant Activities

PRESENTATION, DISCUSSION & ACTION ITEMS

4. Receive and File Monthly Financial Report

INFORMATIONAL AND POSSIBLE APPROVAL ITEMS

5. Program/Project Update
6. Other Reports from Agency Staff and Consultants
7. Report by the Citizens' Assessment District Advisory Committee (CADAC)
8. Report by Member and Partner Agencies

CORRESPONDENCE

9. Report on Correspondence Sent by and Received by the Board

PUBLIC COMMENT

Members of the public will be allowed to address the Sutter Butte Flood Control Agency'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 audience 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.

ADJOURNMENT

CADAC Chair Sandi Fredrickson gave an update on the most recent CADAC meeting and activities. The presentation can be viewed in its entirety on the SBFCA website: <http://sutterbutteflood.org/board/meetings-agendas/>.

No action required.

8) Report by member and partner agencies

Director Francis Silva asked if the Area C close out items would be completed soon. Mr. Bessette confirmed that the final walk through would be completed on September 18 and Levee District 1's new general manager, Drew Stresser, was scheduled to participate. Director Silva stated that Mr. Stresser will begin fulltime with the district in mid-October.

No action required.

CORRESPONDENCE

9) Report on correspondence sent by and received by the Board

Nothing to report.

PUBLIC COMMENT

Taisha Thiara of Live Oak provided public comment. Her comments can be viewed in their entirety on the SBFCA website: <http://sutterbutteflood.org/board/meetings-agendas/>.

CLOSED SESSION

1) Conference with legal counsel – anticipated litigation – Govt. code 54956.9(d)(2)

Director Larry Munger excused himself from the discussion due to a conflict of interest.

Nothing to report.

ADJOURNMENT

With no further business coming before the Board, the meeting was adjourned at 2:35 p.m.

ATTEST BY: _____

SARAH MODESTE, BOARD CLERK

KASH GILL, CHAIR



Sutter Butte Flood Control Agency

A Partnership for Flood Safety

October 14, 2015

TO: Board of Directors

FROM: Mike Inamine, Executive Director

SUBJECT: Approval of the Minutes for the September 16, 2015 Board Meeting

The proposed minutes for the Board of Director's regular meeting on September 16, 2015 are attached for your review, modification and/or approval.

Recommendation

We recommend that the Board approve and authorize the Chair to sign the minutes.

Thank you.

**DRAFT MINUTES OF THE BOARD OF DIRECTORS OF THE
SUTTER BUTTE FLOOD CONTROL AGENCY
REGULAR MEETING OF
SEPTEMBER 16, 2015**

The Sutter Butte Flood Control Agency (Agency) Board of Directors (Board), State of California, met on the above date at 1 p.m. at the City of Yuba City Council Chambers - 1201 Civic Center Boulevard, Yuba City, CA.

These minutes do not represent a transcript of the meeting and are intended to be a summary of the most important points. For a complete record, please refer to the video recording of the meeting, which is posted on SBFCA's website: <http://sutterbutteflood.org/board/meetings-agendas/>

MEMBERS PRESENT

County of Sutter:	Barbara LeVake, Larry Munger
County of Butte:	Steve Lambert
City of Yuba City:	Kash Gill, John Buckland
City of Gridley:	
City of Live Oak:	Gary Baland
City of Biggs:	Bo Sheppard
Levee District 9:	David Lamon
Levee District 1:	Francis Silva, Charlie Hoppin

MEMBERS ABSENT: Frank Hall, John Dukes, Bill Connelly, Chris Schmidl

STAFF PRESENT: Mike Inamine, Executive Director; Michael Bessette, Director of Engineering; Scott Shapiro, Agency Counsel; Seth Wurzel, Budget Manager; Sarah Modeste, Administrative Manager

MEETING/CALL TO ORDER

Chair Kash Gill opened the regular meeting and led the group in the pledge.

CLOSED SESSION

- 1) **Conference with legal counsel – anticipated litigation – Govt. code 54956.9(d)(2)**
- 2) **Conference with real property negotiators pursuant to Govt. Code section 54956.8**
Agency negotiator(s): McElhern/O'Regan
Properties and negotiating parties:
 - a. **09-295-008 (Gushi)**

Nothing to report.

CONSENT CALENDAR

- 1) **Approval of the minutes for the August 12, 2015 Board Meeting**
Director Gary Baland stated that Alternate Member Jason Banks attended the August 12, 2015 meeting in his place and requested that the minutes be updated.
- 2) **Approval of Amendment 3 to Task Order 14 with ICF International for Maintenance of the Star Bend Phase 2 Habitat Enhancement Area**
Director Charlie Hoppin asked for clarification to determine if a guarantee was provided that the trees would survive. Director Hoppin requested that the item be heard at the October Board meeting in order to obtain additional information.

Item 2 was pulled from the consent calendar.

On motion of Director Dave Lamon, and seconded by Director Charlie Hoppin, Item 1, with the change to the minutes from listing Director Jason Banks instead of Director Gary Baland, was approved as follows:

- Bo Sheppard – Yes
- Kash Gill – Yes
- John Buckland – Yes
- Steve Lambert – Yes
- Dave Lamon – Yes
- Francis Silva – Yes
- Charlie Hoppin – Yes
- Gary Baland – Yes
- Barbara LeVake - Yes
- Larry Munger – Yes

PRESENTATION, DISCUSSION & ACTION ITEMS

3) Receive and file monthly financial report

Budget Manager Seth Wurzel presented the monthly financial report and answered related questions. The presentation can be viewed in its entirety on the SBFCA website:

<http://sutterbutteflood.org/board/meetings-agendas/>.

No public comment.

No action taken.

INFORMATIONAL AND POSSIBLE APPROVAL ITEMS

4) Program/Project Update

Director of Engineering Michael Bessette highlighted several items in the Program/Project Update, which can be viewed [here](#). Mr. Inamine provided an overview of the Floodplain Management Association's annual conference. The presentation can be viewed in its entirety on the SBFCA website: <http://sutterbutteflood.org/board/meetings-agendas/>.

Director Gary Baland asked if the 106 permit would prevent necessary repairs from being completed during the wet season. Mr. Bessette stated that SBFCA would work closely to reach a solution with the USACE, should repairs be necessary.

No public comment.

No action required.

5) Memorandum of Understanding between Sutter Butte Flood Control Agency, American Rivers, and River Partners for the Implementation of the Oroville Wildlife Area Flood Stage Reduction Project

Mr. Inamine introduced the Oroville Wildlife Area Flood Stage Reduction Project Manager Chris Fritz to the Board. Mr. Fritz provided an update on the project and the proposed memorandum of understanding.

Director Barbara LeVake asked for additional information on American Rivers. Mr. Fritz responded that SBFCA works primarily with Chris Unkel at American Rivers.

The presentation can be viewed in its entirety on the SBFCA website:

<http://sutterbutteflood.org/board/meetings-agendas/>.

No public comment.

No action required.

6) Other reports from Agency staff and consultants

Nothing to report.

7) Report by the Citizens' Assessment District Advisory Committee (CADAC)



Sutter Butte Flood Control Agency

A Partnership for Flood Safety

September 16, 2015

TO: Board of Directors

FROM: Mike Inamine, Executive Director

SUBJECT: Approval of Amendment 3 to Task Order 14 with ICF International for Maintenance of the Star Bend Phase 2 Habitat Enhancement Area and correction of the April 8, 2015 staff report "Approval of Amendment 2 to Task Order 14 with ICF International for Maintenance of the Star Bend Phase 2 Habitat Enhancement Area"

Recommendation

Authorize the Executive Director to execute Task Order 14 Amendment 3 with ICF International for services associated with required mitigation plantings, and correct the task order amount cited in the April 8, 2015 staff report "Approval of Amendment 3 to Task Order 14 with ICF International for Maintenance of the Star Bend Phase 2 Habitat Enhancement Area."

Background

In fall 2008, SBFCA completed a competitive process to select a consulting firm to undertake environmental planning and compliance work associated with the Sutter Basin Feasibility Study (Feasibility Study) and the Feather River West Levee Project (FRWLP). From that process, ICF (formerly Jones & Stokes) was selected as the most qualified consultant, and in January 2009, the SBFCA Board approved a master agreement with ICF. The master agreement provides general contractual "boiler plate" language, and refers to task orders which will be executed as needed to complete work. Each task order includes a scope of work, fee, schedule, and special provisions related to the task order that are not included in the master agreement.

The Board previously approved Task Order 14 and two associated amendments with ICF for transplanting elderberry shrubs. On April 8 2015, the Board approved Amendment 2 to Task Order 14 with ICF International for maintenance of the Star Bend Phase 2 Habitat Enhancement Area for an amount not to exceed \$435,439; however the staff report incorrectly stated that the amended Task Order authorization was \$424,725. The higher amount was previously budgeted by SBFCA and as such there is no fiscal impact.

For more than 30 years, the valley elderberry longhorn beetle (VELB) has been listed as a threatened species under the Federal Endangered Species Act. The VELB is completely dependent on its host plant, the elderberry shrub, therefore the U.S. Fish and Wildlife Service (USFWS) has designated the elderberry shrub as critical habitat for the VELB. In 2010, the Pacific Legal Foundation filed a legal petition with USFWS requesting that it remove the

VELB from the list of threatened species. In response, on September 16, 2014, the USFWS issued a decision that the scientific information and analysis relied upon was not strong enough to support a decision to delist the species and that the beetle will remain protected as a threatened species under the Endangered Species Act.

SBFCA has transplanted elderberry shrubs to the Star Bend Phase 2 Habitat Enhancement Area. In addition to elderberry shrub transplanting, SBFCA also must plant associated vegetation to facilitate the recolonization of VELB in accordance with USFWS regulatory guidelines, and also to fulfill the USACE 404 Clean Water Act mitigation requirements for impacts to Waters of the U.S. In February 2015, 519 riparian seedlings were planted and the remaining required 3,067 riparian seedlings will be planted later this winter. Once all plantings have been installed, SBFCA will transfer maintenance to a third party agency as required by our permits. SBFCA and Levee District 1 are currently working together with the Sutter Butte Land Trust to set up mechanisms for the long-term maintenance and monitoring of the Star Bend Habitat Enhancement Area. Until all planting are installed and the long-term maintenance and monitoring are transferred to the Sutter Butte Land Trust, SBFCA must maintain and irrigate the transplanted elderberry shrubs. ICF has subcontracted with LD1's contractor, Restoration Resources, to perform the needed maintenance. Amendment 3 to Task Order 14, increasing the task order amount by an additional \$7,165, will allow Restoration Resources to conduct irrigation maintenance and operation, and weed control. Restoration Resources will visit the site a minimum of once per month to test and repair the irrigation system as needed, complete weeding between plants, and mow one time in late fall.

SBFCA is responsible to maintain the minimum survival rate of 80 percent of all plantings until the maintenance and monitoring of the Star Bend Habitat Enhancement Area is transferred to the third party agency. If at any time during the ten year monitoring period, it is discovered that the survival rate has dropped below 80 percent, the land manager must replace failed plantings within one year.

Fiscal Impact

This action will obligate SBFCA to pay for the associated services delivered up to an amended task order budget limitation of \$442,604. The approved 5-Year Budget includes a budget of \$6,145,000 for environmental mitigation efforts (731 – 67400, 68400 & 68900) of which approximately \$1.28 million has been obligated to date for related expenses. This authorization is within the appropriated expenditure limits of the approved Final 5-Year Budget. The action described above is within the current estimates for the FRWLP1 planned costs. There is no net budgetary impact from Board's approval of the recommended action.

ICF Jones & Stokes, Inc.

Task Order 14 Amendment 3

**SCOPE OF WORK
Feather River West Levee Project
Elderberry Shrub Transplant Support**

October 14, 2015

This task order is associated with the Master Agreement between the Sutter-Butte Flood Control Agency (SBFCA) and ICF Jones & Stokes, Inc. ("THE CONSULTANT Jones & Stokes" in the original agreement), dated February 11, 2009.

1.0 Introduction

SBFCA is undertaking a 41-mile levee upgrade along the west levee of the Feather River that begins at the Thermalito Afterbay and ends approximately 4 miles north of the Sutter Bypass. As part of the project, elderberry (*Sambucus* sp.) shrubs were impacted and required by the U.S. Fish and Wildlife Service (USFWS), acting under the Endangered Species Act for the protection of valley elderberry longhorn beetle (VELB), to be relocated to a suitable mitigation site. In addition to relocating elderberry shrubs, native associate riparian seedlings are also required to be planted at the mitigation site. In February 2014, 160 individual shrubs, totaling 396 stems, were relocated to the SBCA mitigation site, which was purchased by SBFCA. 519 riparian seedlings were planted in February 2015 and a temporary on-grade drip irrigation system for these 519 seedlings was installed in March 2015. This proposal is to subcontract with Restoration Resources to continue maintenance of the elderberry transplanted shrubs and the 519 associated plants through the end of 2015.

2.0 Assumptions and Uncertainties

The Consultant has made the following assumptions in developing the scope of work.

- Restoration Resources (Contractor) will complete the work within the scope and cost estimate that was submitted to ICF on August 13, 2015 (Bid document attached).

3.0 Tasks and Deliverables

TASK 3 – Irrigation and Pruning

The Contractor will conduct irrigation maintenance and operation, and weed control. The Contractor will visit the site a minimum of once per month with two habitat technicians to test and repair the irrigation system as needed, complete weeding between plants, and mow one time in late fall when weather has cooled or the first rain has occurred.

4.0 Budget

The budget for this Task Order Amendment is not-to-exceed \$7,164.42 based on the provisions of the Master Agreement. The total value of this Task Order is increased to a total of \$442,603.60. A breakdown of work effort is provided in Table 1.

5.0 Contacts

All deliverables discussed in this SOW shall be provided to SBFCA.

SBFCA

Michael Bessette, Director of Engineering

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be duly executed as of the day and year first written above.

SUTTER BUTTE FLOOD CONTROL AGENCY

CONSULTANT

By: _____

By: _____

KASH GILL
Board Chair, SBFCA

CHRISTOPHER C. ELLIOTT
ICF Jones & Stokes, Inc.

**Cost Estimate for Task Order 14 Amendment 3: Elderberry Shrub Transplant Support for Star Bend
Planting and Irrigation**

Task	Employee Name	Labor Classification	Sr	Consult II	Subcontractor		Labor Total	Direct Expenses	Total Price
					Subtotal	Restoration Resources			
Task 3 - Irrigation and Pruning				2		\$303.72	\$6,237		
Total hours				2					
ICF E&P 2013 Billing Rates				\$151.86					
Subtotals				\$303.72		\$303.72	\$6,237		\$6,540.72
Direct Expenses								\$623.70	
Mark up on all non-labor costs and subcontractors:				10%				\$623.70	
Direct expense subtotal								\$623.70	
Total price									\$7,164.42



Sutter Butte Flood Control Agency

A Partnership for Flood Safety

October 14, 2015

TO: Board of Directors

FROM: Mike Inamine, Executive Director

SUBJECT: Scope and Budget Amendments for Feather River Regional Flood Management Plan Round 2 Consultant Activities covering Fiscal Year 2015/16

Recommendation

In order to continue the Feather River Regional Flood Management Plan (FRRFMP) activities requested by DWR and formalized in Amendment 1 to DWR Agreement No. 4600010043, modifications extending the budget and scope of work for certain RFMP consultants are needed. As a result, staff recommends that the Board approve scope and budget amendments to the consulting contracts with:

- MBK Engineers
- GEI
- ICF
- Downey Brand

Background

The FRRFMP Working Group completed the FRRFMP in August 2014. At that time, DWR had begun discussing continued Regional Planning efforts in support of the 2017 CVFPP update. DWR and SBFCA eventually drafted and released an amended scope of work and budget for DWR Agreement No. 4600010043 between SBFCA and DWR funding the Regional Planning efforts. This amendment was processed and formal approval was received in May 2015. The amended agreement with DWR is authorized to provide funding through June 30, 2016.

In order to implement this work, certain members of the consulting team, including GEI, MBK Engineers, Downey Brand, Larsen Wurzel, Kim Floyd Communications, and ICF will need contract amendment to continue to provide RFMP efforts as directed and approved by DWR. Specifically, amendments are needed to the GEI, MBK, ICF and Downey Brand contracts. The Larsen Wurzel & Kim Floyd Communications contracts do not need to be amended as sufficient contract authorization remains with their current consulting services contracts and the existing scope of work covers the additional work authorized by DWR.

Table 1 provides a summary of the additional budget authorized by DWR:

Table 1 – FY 2016 RFMP 2 Consultant Budget Adjustments

VENDOR	Revised RFMP Total Budget [1]	Expended to Date	Remaining Phase 1 Budget	RFMP Phase 2 FY 15/16 Authorization [2]	Proposed Contract Adjustment
GEI (SBFCA Contract)	\$49,000	\$18,533	\$30,467	\$35,000	\$5,000
Downey Brand	\$45,625	\$45,625	(\$0)	\$25,000	\$25,000
MBK Engineers	\$310,397	\$322,301	(\$11,904)	\$112,500	\$125,000
Kim Floyd Communications [3]	\$32,078	\$32,078	(\$0)	\$17,500	N/A
Larsen Wurzel & Assoc. [3]	\$84,679	\$79,543	\$5,136	\$25,000	N/A
ICF	\$146,793	\$135,697	\$11,096	\$35,000	\$24,000
Subtotal	\$668,572	\$633,797	\$34,775	\$250,000	\$179,000
GEI (DWR Direct Funded)	\$423,732	\$423,732	\$0	\$0	\$0
Kim Floyd (Coord. Committee) [3]	\$48,106	\$48,106	\$0	\$25,000	\$25,000
Total	\$1,140,410	\$1,105,635	\$34,775	\$275,000	\$204,000

[1] Updated RFMP Phase 1 Budget.

[2] Reflects authorized Phase 2 Budget by DWR

[3] Sufficient contract authority remains within the Kim Floyd and Larsen Wurzel Contracts to cover the FY 15/16 Phase 2 RFMP authorization.

Fiscal Impact

Approval of the recommended action would obligate SBFCA to pay for the associated services delivered up to the respective amended contract budget limitation. The approved Amended 5-Year Budget includes budget for RFMP Phase 2 work of which covers this requested authorization. As such, there is no net budgetary impact resulting from board approval of the recommended action.

Attachments:

- a) First Amendment to the Agreement between the SBFCA and GEI Consultants, Inc.
- b) Sixth Amendment to the Agreement between the SBFCA and MBK Engineers.
- c) Twelfth Amendment to the Agreement between the SBFCA and Downey Brand, LLP
- d) Fourteenth Amendment to the Agreement between the SBFCA and Peterson Brustad, Inc.
- e) Third Amendment to Task Order No. 10 between the Sutter Butte Flood Control Agency and ICF Jones & Stokes, Inc.

FIRST AMENDMENT
TO AGREEMENT BETWEEN
SUTTER BUTTE FLOOD CONTROL AGENCY
AND
GEI CONSULTANTS, INC.

This First Amendment to the Agreement between Sutter Butte Flood Control Agency and GEI Consultants, Inc. (“Amendment”) is made and entered into this 14th day of October, 2015, by and between Sutter Butte Flood Control Agency (“Agency”) and GEI Consultants, Inc., a Massachusetts Corporation (“Consultant”).

RECITALS:

WHEREAS, Agency and Consultant entered into an agreement to provide consulting for regional flood management services dated July 1, 2014 (“Agreement”); and,

WHEREAS, Article 21 of the Agreement states that modifications or amendments to the terms of the Agreement shall be in writing and executed by both parties; and,

WHEREAS, the Agency amended its contract with the Department of Water Resources to continue certain tasks for Regional Flood Management Planning dated May 4, 2015;

WHEREAS, Agency and Consultant desire to amend the Agreement.

NOW, THEREFORE, Agency and Consultant agree as follows:

1. **Additional Scope of Work.** Regional Planning consulting services covering the following tasks:

Task 1 – Program Management

Program Management includes general regional plan coordination, rural levee repair coordination, inter-regional coordination, grant administration, and policy, strategy, and legal reviews. Efforts for the next fiscal year include the following:

- a. Coordination with the CVFPP OMRR&R Workgroup to develop more specific regional OMRR&R costs;
- b. Continued evaluations and support of conceptual projects in the Region for inclusion in the 2017 CVFPP;
- c. Continued grant management;
- d. Continued coordination with LMAs and DWR on BWFS, CVFPP, Feather River Regional Permitting Program, and other projects; and
- e. Coordination with regional IRWM plans.

Task 2 – Communication and Engagement

This task includes stakeholder identification; developing and maintaining a project hotline and website (<http://frfmp.com/>); coordinating and attending small group meetings; public workshops and planning meetings; updates to interested public agencies; outreach materials; and coordination and support of these activities. Efforts for the next fiscal year include the following:

- a. Continue coordination meetings with Cherokee Canal property owners to further develop solutions for the Cherokee Canal;
- b. Continue coordination meetings and hold planning charrettes with the Agriculture and Environmental Stakeholders to further develop multi-benefit projects in the region. Efforts will include taking the various flood, habitat, agriculture, and recreational components to develop a plan/vision for the Feather River corridor that meets the various stakeholder needs; and
- c. Maintain <http://frfmp.com/> website and stakeholder database.

Tasks 3 & 4

No effort is expected for Plan Formulation or Financial Planning during RFMP Round 2.

Task 5 - Regional Governance

This task includes identifying specific opportunities for improved governance and developing organizational structure/governance so it can effectively engage in flood risk management in the region. This will also include formulating solutions related to policies and procedures, training requirements and synchronization of potential regional LMA consolidation for Operations and Maintenance (O&M) and Emergency Response (ER). DWR will provide guidance and assistance to regional leadership in development of an effective governance for the region, if requested. Efforts for the next fiscal year include the following:

- a. Legal Evaluation and Coordination of O&M Consolidation or regional O&M oversight. This will include development of financial feasibility analyses in the context of regionalization, consolidation and sphere of influence changes of LMAs to support required agency approvals and funding mechanisms;
- b. Create an inter-regional subcommittee or working group to evaluate how the State and local agencies can enhance current funding partnerships to more efficiently deliver flood risk reduction projects; and
- c. Evaluate regional Emergency Response and alternatives to improve regional communication during an emergency.

Task 6 – Institutional Barriers

This task includes working with local, State, and federal agencies to assess and develop strategies to deal with institutional issues such as permitting of food

management and O&M activities, flood insurance, sustainable financing, and others. Efforts for the next fiscal year include the following:

a. Continue coordination on FEMA floodplain regulation and related NFIP changes to support agriculture and small communities. This task to be cost shared with Lower Sac/Delta North Region. Scope is already developed by HDR and is being administered through the Lower Sac/Delta North Region;

b. Development of rural levee standards;

c. Updating OMRR&R standards to include differences between rural and urban districts, ULDC requirements, documentation and reporting standards for identified issues, etc.;

d. Identify and further evaluate levee encroachments to develop a regional remediation plan. This effort will coordinate with DWR programs such as Utility Crossing Inventory Program (UCIP), Flood Project Integrity and Inspection Branch, OMRR&R Workgroup, and CVFPB Enforcement Section; and

e. Hydraulic and engineering analysis and floodplain mapping in support of FEMA NFIP reform, non-structural alternatives, relief cuts, or others.

2. Contract Fee. Section 3A of the Agreement is amended to increase the maximum not to exceed amount \$5,000 from \$49,000 to \$54,000.

All other terms and conditions contained in the Agreement shall remain in full force and effect.

This Amendment is hereby executed on this 14th day of October, 2015.

SUTTER BUTTE FLOOD CONTROL AGENCY

GEI CONSULTANTS, INC.

By: _____

By: _____

APPROVED AS TO FORM:

By: _____
SBFCA Agency Counsel

SIXTH AMENDMENT
TO AGREEMENT BETWEEN
SUTTER BUTTE FLOOD CONTROL AGENCY
AND
MBK ENGINEERS

This Sixth Amendment to the Agreement between Sutter Butte Flood Control Agency and MBK Engineers (“Amendment”) is entered into this 14th day of October, 2015 by and between Sutter Butte Flood Control Agency (“Agency”) and MBK Engineers (“Consultant”) (together referred to herein as the “Parties”).

RECITALS

WHEREAS, Agency and Contractor entered into an Agreement for Consulting Services dated April 1, 2010 (“Agreement”);

WHEREAS, Agency and Contractor entered into a First Amendment to Agreement for Consulting Services dated October 12, 2011;

WHEREAS, Agency and Contractor entered into a Second Amendment to Agreement for Consulting Services dated March 14, 2012;

WHEREAS, Agency and Contractor entered into a Third Amendment to Agreement for Consulting Services dated February 13, 2013;

WHEREAS, Agency and Contractor entered into a Fourth Amendment to Agreement for Consulting Services dated January 8, 2015;

WHEREAS, Agency and Contractor entered into a Fifth Amendment to Agreement for Consulting Services dated February 1, 2015;

WHEREAS, the Agency amended the contract with the Department of Water Resources to continue certain tasks for Regional Flood Management Planning dated May 4, 2015;

WHEREAS, Article 21 of the Agreement states that modifications or amendments to the terms of the Agreement shall be in writing and executed by both Parties;

WHEREAS, the Parties now desire to amend the Agreement;

NOW, THEREFORE, the Parties agree as follows:

1. Additional Scope of Work. Regional Planning consulting services pursuant to the MBK Scope of Work dated August 13, 2015. The amendment covers the following tasks:

Task 1 – Program Management

Program Management includes general regional plan coordination, rural levee repair coordination, inter-regional coordination, grant administration, and policy, strategy, and legal reviews. Efforts for the next fiscal year include the following:

- a. Coordination with the CVFPP OMRR&R Workgroup to develop more specific regional OMRR&R costs;
- b. Continued evaluations and support of conceptual projects in the Region for inclusion in the 2017 CVFPP;
- c. Continued grant management;
- d. Continued coordination with LMAs and DWR on BWFS, CVFPP, Feather River Regional Permitting Program, and other projects; and
- e. Coordination with regional IRWM plans.

Task 2 – Communication and Engagement

This task includes stakeholder identification; developing and maintaining a project hotline and website (<http://frrfmp.com/>); coordinating and attending small group meetings; public workshops and planning meetings; updates to interested public agencies; outreach materials; and coordination and support of these activities. Efforts for the next fiscal year include the following:

- a. Continue coordination meetings with Cherokee Canal property owners to further develop solutions for the Cherokee Canal;
- b. Continue coordination meetings and hold planning charrettes with the Agriculture and Environmental Stakeholders to further develop multi-benefit projects in the region. Efforts will include taking the various flood, habitat, agriculture, and recreational components to develop a plan/vision for the Feather River corridor that meets the various stakeholder needs; and
- c. Maintain <http://frrfmp.com/> website and stakeholder database.

Tasks 3 & 4

No effort is expected for Plan Formulation or Financial Planning during RFMP Round 2.

Task 5 - Regional Governance

This task includes identifying specific opportunities for improved governance and developing organizational structure/governance so it can effectively engage in flood risk management in the region. This will also include formulating solutions related to policies and procedures, training requirements and synchronization of potential regional LMA

consolidation for Operations and Maintenance (O&M) and Emergency Response (ER). DWR will provide guidance and assistance to regional leadership in development of an effective governance for the region, if requested. Efforts for the next fiscal year include the following:

- a. Legal Evaluation and Coordination of O&M Consolidation or regional O&M oversight. This will include development of financial feasibility analyses in the context of regionalization, consolidation and sphere of influence changes of LMAs to support required agency approvals and funding mechanisms;
- b. Create an inter-regional subcommittee or working group to evaluate how the State and local agencies can enhance current funding partnerships to more efficiently deliver flood risk reduction projects; and
- c. Evaluate regional Emergency Response and alternatives to improve regional communication during an emergency.

Task 6 – Institutional Barriers

This task includes working with local, State, and federal agencies to assess and develop strategies to deal with institutional issues such as permitting of food management and O&M activities, flood insurance, sustainable financing, and others. Efforts for the next fiscal year include the following:

- a. Continue coordination on FEMA floodplain regulation and related NFIP changes to support agriculture and small communities. This task to be cost shared with Lower Sac/Delta North Region. Scope is already developed by HDR and is being administered through the Lower Sac/Delta North Region;
- b. Development of rural levee standards;
- c. Updating OMRR&R standards to include differences between rural and urban districts, ULDC requirements, documentation and reporting standards for identified issues, etc.;
- d. Identify and further evaluate levee encroachments to develop a regional remediation plan. This effort will coordinate with DWR programs such as Utility Crossing Inventory Program (UCIP), Flood Project Integrity and Inspection Branch, OMRR&R Workgroup, and CVFPB Enforcement Section; and
- e. Hydraulic and engineering analysis and floodplain mapping in support of FEMA NFIP reform, non-structural alternatives, relief cuts, or others.

2. Contract Fee. Agreement is amended to increase the maximum not to exceed amount \$125,000 from \$453,989 to \$578,989.

All other terms and conditions contained in the Agreement shall remain in full force and effect.

This Amendment is hereby executed on this 14th day of October, 2015.

SUTTER BUTTE FLOOD CONTROL AGENCY

MBK ENGINEERS

By: _____

By: _____
Ric Reinhardt

APPROVED AS TO FORM:

By: _____
SBFCA Agency Counsel

TWELFTH AMENDMENT
TO AGREEMENT BETWEEN
SUTTER BUTTE FLOOD CONTROL AGENCY
AND
Downey Brand LLP

This Twelfth Amendment to the Agreement between Sutter Butte Flood Control Agency and Downey Brand LLP (“Amendment”) is made and entered into this 14th day of October, 2015, by and between Sutter Butte Flood Control Agency (“Agency”) and Downey Brand LLP, (“Consultant”).

RECITALS:

WHEREAS, Agency and Consultant entered into an agreement to provide comprehensive legal services dated June 9, 2008 (“Agreement”); and,

WHEREAS, Agency and Consultant have entered in to First, Second, Third, Fourth, Fifth, Sixth, Seventh, Eighth, Ninth, Tenth, and Eleventh Amendments to the Agreement, dated June 10, 2009, January 13, 2010, April 26, 2010, June 9, 2010, January 12, 2011, June 8, 2011, March 14, 2012, February 13, 2013, May 8, 2013, April 9, 2014, and June 10, 2015 respectively; and,

WHEREAS, Article 14 of the Agreement states that modifications or amendments to the terms of the Agreement shall be in writing and executed by both parties; and,

WHEREAS, the Agency amended the contract with the Department of Water Resources to continue certain tasks for Regional Flood Management Planning dated May 4, 2015;

WHEREAS, Agency and Consultant desire to amend the Agreement.

NOW, THEREFORE, Agency and Consultant agree as follows:

1. **Additional Scope of Work.** Regional Planning consulting services covering the following tasks:

Task 1 – Program Management

Program Management includes general regional plan coordination, rural levee repair coordination, inter-regional coordination, grant administration, and policy, strategy, and legal reviews. Efforts for the next fiscal year include the following:

- a. Coordination with the CVFPP OMRR&R Workgroup to develop more specific regional OMRR&R costs;
- b. Continued evaluations and support of conceptual projects in the Region for inclusion in the 2017 CVFPP;
- c. Continued grant management;
- d. Continued coordination with LMAs and DWR on BWFS, CVFPP, Feather River Regional Permitting Program, and other projects; and
- e. Coordination with regional IRWM plans.

Task 2 – Communication and Engagement

This task includes stakeholder identification; developing and maintaining a project hotline and website (<http://frrfmp.com/>); coordinating and attending small group meetings; public workshops and planning meetings; updates to interested public agencies; outreach materials; and coordination and support of these activities. Efforts for the next fiscal year include the following:

a. Continue coordination meetings with Cherokee Canal property owners to further develop solutions for the Cherokee Canal;

b. Continue coordination meetings and hold planning charrettes with the Agriculture and Environmental Stakeholders to further develop multi-benefit projects in the region. Efforts will include taking the various flood, habitat, agriculture, and recreational components to develop a plan/vision for the Feather River corridor that meets the various stakeholder needs; and

c. Maintain <http://frrfmp.com/> website and stakeholder database.

Tasks 3 & 4

No effort is expected for Plan Formulation or Financial Planning during RFMP Round 2.

Task 5 - Regional Governance

This task includes identifying specific opportunities for improved governance and developing organizational structure/governance so it can effectively engage in flood risk management in the region. This will also include formulating solutions related to policies and procedures, training requirements and synchronization of potential regional LMA consolidation for Operations and Maintenance (O&M) and Emergency Response (ER). DWR will provide guidance and assistance to regional leadership in development of an effective governance for the region, if requested. Efforts for the next fiscal year include the following:

a. Legal Evaluation and Coordination of O&M Consolidation or regional O&M oversight. This will include development of financial feasibility analyses in the context of regionalization, consolidation and sphere of influence changes of LMAs to support required agency approvals and funding mechanisms;

b. Create an inter-regional subcommittee or working group to evaluate how the State and local agencies can enhance current funding partnerships to more efficiently deliver flood risk reduction projects; and

c. Evaluate regional Emergency Response and alternatives to improve regional communication during an emergency.

Task 6 – Institutional Barriers

This task includes working with local, State, and federal agencies to assess and develop strategies to deal with institutional issues such as permitting of food management and O&M activities, flood insurance, sustainable financing, and others. Efforts for the next fiscal year include the following:

a. Continue coordination on FEMA floodplain regulation and related NFIP changes to support agriculture and small communities. This task to be cost shared with Lower Sac/Delta North Region. Scope is already developed by HDR and is being administered through the Lower Sac/Delta North Region;

b. Development of rural levee standards;

c. Updating OMRR&R standards to include differences between rural and urban districts, ULDC requirements, documentation and reporting standards for identified issues, etc.;

d. Identify and further evaluate levee encroachments to develop a regional remediation plan. This effort will coordinate with DWR programs such as Utility Crossing Inventory Program (UCIP), Flood Project Integrity and Inspection Branch, OMRR&R Workgroup, and CVFPB Enforcement Section; and

e. Hydraulic and engineering analysis and floodplain mapping in support of FEMA NFIP reform, non-structural alternatives, relief cuts, or others.

2. Section 3.a of the Agreement shall be modified to read in its entirety as follows: “Agency shall pay Consultant for services at Consultant’s hourly rate. Total compensation payable to Consultant under this Agreement, including expenses, shall not exceed Six Million One Hundred Ninety-Seven Thousand dollars (\$6,197,000) without amendment.”

All other terms and conditions contained in the Agreement shall remain in full force and effect.

This Amendment is hereby executed on this 14th day of October, 2015.

Agency

Consultant

By: _____
Sutter Butte Flood Control Agency

By: _____
Downey Brand LLP

APPROVED AS TO FORM:

SUTTER BUTTE FLOOD CONTROL
AGENCY COUNSEL

ICF Jones & Stokes, Inc.

Task Order 10 Amendment 3

**SCOPE OF WORK
Feather River Regional Flood Management Plan
Environmental Support**

October 14, 2015

This task order amendment is associated with the Master Agreement between the Sutter-Butte Flood Control Agency (SBFCA) and ICF Jones & Stokes, Inc. ("THE CONSULTANT Jones & Stokes" in the original agreement), dated February 11, 2009.

1.0 Introduction

SBFCA is leading the effort for the Feather River Region Flood Management Plan as part of the Central Valley Flood Protection Plan. ICF International is working on the consultant team to continue efforts on this plan. The following is the scope of work for services expected during the next Fiscal Year ending on June 30, 2016.

2.0 Scope of Work

Task 1 – Program Management

Program Management includes general regional plan coordination, rural levee repair coordination, inter-regional coordination, grant administration, and policy, strategy, and legal reviews. Efforts for the next fiscal year include the following:

- a. Coordination with the CVFPP OMRR&R Workgroup to develop more specific regional OMRR&R costs;
- b. Continued evaluations and support of conceptual projects in the Region for inclusion in the 2017 CVFPP;
- c. Continued grant management;
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- a. Continue coordination meetings with Cherokee Canal property owners to further develop solutions for the Cherokee Canal;
- b. Continue coordination meetings and hold planning charrettes with the Agriculture and Environmental Stakeholders to further develop multi-benefit projects in the region. Efforts will include taking the various flood, habitat, agriculture, and recreational components to develop a plan/vision for the Feather River corridor that meets the various stakeholder needs; and
- c. Maintain <http://frrfmp.com/> website and stakeholder database.

Tasks 3 & 4

No effort is expected for Plan Formulation or Financial Planning during RFMP Round 2.

Task 5 - Regional Governance

This task includes identifying specific opportunities for improved governance and developing organizational structure/governance so it can effectively engage in flood risk management in the region. This will also include formulating solutions related to policies and procedures, training requirements and synchronization of potential regional LMA consolidation for Operations and Maintenance (O&M) and Emergency Response (ER). DWR will provide guidance and assistance to regional leadership in development of an effective governance for the region, if requested. Efforts for the next fiscal year include the following:

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- b. Create an inter-regional subcommittee or working group to evaluate how the State and local agencies can enhance current funding partnerships to more efficiently deliver flood risk reduction projects; and
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Task 6 – Institutional Barriers

This task includes working with local, State, and federal agencies to assess and develop strategies to deal with institutional issues such as permitting of food management and O&M activities, flood insurance, sustainable financing, and others. Efforts for the next fiscal year include the following:

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- d. Identify and further evaluate levee encroachments to develop a regional remediation plan.
- a. This effort will coordinate with DWR programs such as Utility Crossing Inventory Program (UCIP), Flood Project Integrity and Inspection Branch, OMRR&R Workgroup, and CVFPB Enforcement Section; and
- e. Hydraulic and engineering analysis and floodplain mapping in support of FEMA NFIP reform, non-structural alternatives, relief cuts, or others.

4.0 Budget

The budget for this Task Order Amendment (#3) is not-to-exceed \$24,000 as provided in the table below to increase the maximum not-to-exceed amount from \$146,493 to \$170,493, based on the provisions of the Master Agreement.

VENDOR	Current Revised Budget	Spent to date	Remianing	FY16 Needed	Required Budget Adjustment
ICF	\$146,793	\$135,697	\$11,096	\$35,000	\$24,000

5.0 Contacts

All deliverables discussed in this SOW shall be provided to SBFCA.

SBFCA

Michael Bessette, Director of Engineering

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be duly executed as of the day and year first written above.

SUTTER BUTTE FLOOD CONTROL AGENCY

CONSULTANT

By: _____

By: _____

KASH GILL
Board Chair, SBFCA

CHRISTOPHER C. ELLIOTT
ICF Jones & Stokes, Inc.



Sutter Butte Flood Control Agency

A Partnership for Flood Safety

October 14, 2015

TO: Board of Directors

FROM: Mike Inamine, Executive Director
Seth Wurzel, Budget Manager

SUBJECT: Receive and File Monthly Financial Report (August 2015)

Recommendation

We recommend the Board receive and file the August 2015 Financial Report and receive staff's monthly financial report update.

Background

Staff will provide a brief presentation of SBFCA's current financial position and financial activities at the Board meeting and will be prepared to answer any questions.

The monthly financial reports will include the following information:

- **Current Working Capital Position:** Provide an update as to the liquidity of the Agency and ability to cover current obligations. This information is presented within the monthly financial report prepared in coordination with Yuba City finance staff. The financial report reflects the financial information as of August 2015. The information presented is compared to the Final Amended Final 5-Year Budget.

Fiscal Impact

This is an informational item only with no fiscal impact to the Agency.

Attachment *(To be provided at the Board meeting)*

- Yuba City Finance Department Memorandum, October 14, 2015 re: Monthly Financial Report: August 2015



Sutter Butte Flood Control Agency

A Partnership for Flood Safety

October 14, 2015

TO: Board of Directors

FROM: Mike Inamine - Executive Director
Michael Bessette - Director of Engineering

SUBJECT: Receive and File Program/Project Update Report

Recommendation

Receive and file the October 2015 Program/Project update report.

Background

The purpose of this report is to provide a regular, monthly update on SBFCA program and project activities:

Engineering Design

The design team continues to address the latest comments from the Independent Panel of Experts (IPE) on the final designs for the gap closures at the 5th Street Bridge in Yuba City, UPRR crossing in Yuba City, and the Yuba City Raw Water pipes. The comments and resulting design modifications will lead to a decrease in the number of wells needed at the UPRR crossing, elimination of the installation of wells at the Yuba City Raw Water pipes location and instead add the installation of a small stability berm. This potential design change is a result of refined analysis of the geotechnical conditions at both those locations. The permit process with UPRR and the CVFPB for the gap projects is ongoing. The design and construction management (CM) teams are coordinating the scope of work with our contractor to determine if a suitable price can be negotiated and the work completed under a contract change order. In addition, staff met with members of United Auburn Indian Community (UAIC) to consult on the projects and a pedestrian site survey for cultural resources will be conducted later this month.

The design team continues to provide construction support and project closeout services for Project Area C and Project Areas B and D contractor operations. Efforts for the past month have focused on: submittal reviews, field instructions, change order reviews, deep-mix-method (DMM) slurry wall mix design, a design modification for the Reach 7 relief wells, and PG&E and AT&T utility relocation coordination. The design team also continues to support right-of-way acquisition efforts, providing appraisal exhibits, plats and legal descriptions, and coordinating with landowners on utility crossings, relocations and access during construction.

Construction Management (Project Areas B, C & D)

Over the past month, the CM and engineering design teams held weekly meetings with the contractor to coordinate the contractor's submittals and coordinate completion of 2014 construction project closeout and punch-list work, and 2015 levee construction work in Butte County (Project Area D). Weekly coordination calls with the Enterprise Rancheria are held to coordinate the construction activities in Butte County. The CM team continues to assist affected property owners and member agencies to coordinate ongoing 2015 construction activities. Harvest season has begun which calls for extensive coordination between farmers

and the contractor's activities. The CM team continued construction management and administrative duties related to schedule evaluation, pay estimates, requests for pricing, and reviewed and negotiated costs submitted for changed work. The CM team is closing out the financials for the Project Area C construction contract.

As of the end of September, the contractor has only one remaining slurry wall installation heading in production and this work will be completed the first week in October. Work on the tailings material berm construction was initiated last month and will continue through the fall. In Project Area B, the contractor has completed punch-list work and project closeout activities except for the final paving of Boyd's Landing ramp and finish grading of portions of the landside access road; this work will be completed in mid-October. Project Area C is in the final closeout stages.

Environmental Documentation/Permitting/Cultural Resources

Biological monitoring work during construction activities continues as dictated by permit conditions. The majority of this effort is focused on identifying nesting birds, closely monitoring work within Giant Garter Snake habitat, and making sure construction activities comply with permit requirements. Staff and consultants have been coordinating with USACE, USFWS, and the RWQCB for permits necessary for filling in the canal at the abandoned headworks structure at the northern end of the project. These permits were issued on October 1, just in time to allow work to begin as scheduled. The environmental permitting processes for the Gridley Bridge erosion site, Oroville Wildlife Area, and Laurel Avenue Critical Repair Project are all ongoing.

Coordination efforts continue on cultural resources settlement agreement documents to guide future collaboration on levee improvements in Sutter County including the gaps projects, Reach 7 relief wells, and levee improvements at Laurel Avenue. Construction in Sutter County will not proceed until the Section 106 documents for Sutter County are amended by the Corps, which is now anticipated to be in the spring of 2016.

Right of Way

Right-of-way acquisition for acquiring the remaining property rights needed for 2015 construction have successfully concluded. At this time there is only one outstanding property in Project Area D yet to be acquired, however, that property is located within the 2016 work area. Right-of-way acquisition for the UPRR and 5th Street gaps work is also ongoing.

State & Local Funding and Coordination

On December 22, 2014, SBFCA received notice from DWR that \$43.8 million has been committed to continue construction on the currently approved scope of work (for that agreement in force at that time) of SBFCA's EIP Construction Funding Agreement (Project Areas C, B & D2A). The funding agreement amendment has been executed by SBFCA and is being processed by the State.

With respect to funding for the balance of the FRWLP1 project, DWR is currently reviewing the SBFCA resubmitted full application for funding under the Urban Flood Risk Reduction (UFRR) Program. SBFCA expects that DWR's review and approval will be complete in November or December 2015.

The following table summarizes SBFCA's EIP/UFRR grant funding committed, in process and received to date.

FRWLP DWR EIP Funding

	<u>Design</u>	<u>Agreement</u>	<u>Construction</u>	<u>Total</u>
Agreement No.	#4600009480		#4600010296	
Capital Outlay Amount	\$9,000,000		\$56,780,000	\$65,780,000
Amendment 1	\$0		\$0 [1]	\$0
Amendment 2	\$14,869,280		\$57,803,791	\$72,673,071
Amendment 3			\$43,861,587	\$43,861,587
Amendment 4 (<i>in process</i>)			\$40,828,931 [2]	\$40,828,931
TOTAL FUNDING	\$23,869,280		\$199,274,309	\$223,143,589
Receipts				
PMT 1	\$2,328,141		\$14,103,457	\$16,431,597
PMT 2	\$1,160,580		\$18,447,722	\$19,608,302
PMT 3	\$4,842,366		\$19,469,632	\$24,311,998
PMT 4	\$8,704,665		\$15,358,844	\$24,063,509
PMT 5	\$2,709,411		\$13,846,991	\$16,556,402
PMT 6	\$0		\$14,479,664	\$14,479,664
PMT 7			\$10,164,234 [3]	\$10,164,234
TOTAL PAYMENTS	\$19,745,163		\$105,870,544	\$125,615,706
GRANT BALANCE	\$4,124,117		\$103,567,999	\$107,692,117

[1] First Amendments amended scope only.

[2] UFRR Funding Committed, DWR is currently reviewing SBFCA's application.

[3] Pending request submitted September 4, 2015 subject to review and approval by DWR.

Remaining Design Grant funding is tied to the retention held on the State share as well as excess capacity within the funding agreement. SBFCA expects that the balance of any remaining funding after the release of retention will be transferred to SBFCA's construction funding agreement. SBFCA is working with DWR to navigate the Design Funding Agreement closeout process.

On July 27, 2015, DWR provided a notice of a pending payment of \$14,479,664. This payment was received by SBFCA on August 12, 2015. SBFCA is working to prepare and submit an additional payment request to the State for the projected work to be completed between October and December 2015.

DWR Emergency Response Planning Grant

All deliverables for Task 1 (five flood safety plans and a report comparing local jurisdictions' compliance with Water Code Section 8650) are 100 percent complete and have been delivered to, and approved by, each agency and DWR (no change from last month). For Task 2, Live Oak's generator is installed at City Hall (no change from last month). For Task 3, Gridley officials have determined that the original scale of the project was too big, and are working with a vendor, Cal Electro, to produce new designs and a cost estimate for the downsized work. The City has been in communication with Cal Electro, and a revised cost has been proposed. No date has yet been set for starting the work. David Ford Engineers is assisting with administrative tasks required to close out the project such as preparing invoice packages.

DWR Flood System Repair Program Grant

In August, DWR informed SBFCA that the Laurel Avenue project would be funded by the Flood System Repair Program and a grant application would be processed shortly. SBFCA staff continues to press DWR for the grant application, which has not yet been received. The project delivery team held a kickoff meeting shortly after receiving the news of the grant funding approved so that the design, environmental documentation, permitting, and right of way acquisition processes could be reinitiated. Weekly coordination meetings are held to keep the project on track.

Oroville Wildlife Area (OWA) Flood Stage Reduction Project

The project team continues to work on the design, environmental documentation, and permitting efforts. Surveying work was completed this month, geotechnical work is still in-progress, and the sewer line that runs through the project site has been successfully located. The project team also continues to work on a draft invasive species removal plan and on securing funding for the restoration and recreation components of the project. The team prepared and submitted two grant applications for the project in September; one to the Wildlife Conservation Board and one to CDFW.

Gridley Bridge Erosion Repair Project

Comments on the 90 percent designs were received from the IPE and DWR, and the USACE indicated that they have no further comments on this project. The design team is currently reviewing comments and revising the plans and specifications where warranted and is working toward the next submittal, which will be the 100 percent designs, due around the beginning of December. The Quarter 2 report was submitted to DWR on September 18, 2015.

DWR Basin-Wide Studies

SBFCA staff continues to meet and coordinate with DWR staff, consultants, and Sutter Butte stakeholders, including the Yuba Sutter Farm Bureau, on the preparation of the 2017 CVFPP to ensure SBFCA and regional interests are represented.

Feather River Regional Flood Management Planning

The FRRFMP team is coordinating work and funding with the Mid & Upper Sacramento River Regional Flood Management Planning team in effort to effect reasonable and wise regulation of the agricultural floodplain

Fiscal Impact

This is an informational item only with no fiscal impact to SBFCA.



Sutter Butte Flood Control Agency

A Partnership for Flood Safety

October 14, 2015

Item 6

TO: Board of Directors
FROM: Mike Inamine, Executive Director
SUBJECT: Other reports from Agency staff and consultants

This time has been set aside on the agenda for other reports from Agency staff and consultants.

Item 7

TO: Board of Directors
FROM: Mike Inamine, Executive Director
SUBJECT: Report by the Citizens' Assessment District Advisory Committee

This time has been set aside on the agenda for a report from the CADAC.

Item 8

TO: Board of Directors
FROM: Mike Inamine, Executive Director
SUBJECT: Report by member and partner agencies

This time has been set aside on the agenda for a report and discussion (if necessary) by member and partner agency representatives.

Item 9

TO: Board of Directors
FROM: Mike Inamine, Executive Director
SUBJECT: Report on correspondence sent by and received by the Board

This time has been set aside on the agenda for Board discussion and staff response regarding correspondence received by the Agency.

Fiscal Impact

The above items are informational only with no fiscal impact to the Agency.