



Sutter Butte Flood Control Agency

Board of Directors Minutes Regular Meeting, February 10, 2021, 1 p.m.

MODIFIED BROWN ACT REQUIREMENTS IN LIGHT OF COVID-19

The Sutter Butte Flood Control Agency (Agency) Board of Directors (Board), State of California, met on the above date at 1 p.m. in Compliance with CA Executive Orders N-25-20 and N-29-20 members of the Board of Directors and members of the public participated in this meeting by teleconference.

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:	Mat Conant, Mike Ziegenmeyer
County of Butte:	Bill Connelly, Tod Kimmelshue
City of Yuba City:	Grace Espindola
City of Live Oak:	Lakhvir Ghag
City of Biggs:	Bo Sheppard
City of Gridley:	Bruce Johnson
Levee District 9:	Mike Morris
Levee District 1:	Charlie Hoppin, Drew Stresser

MEMBERS ABSENT: Shon Harris, Chris Schmidl, Francis Silva

STAFF PRESENT: Michael Bessette, Executive Director; Agency Counsel; Andrea Clark, Agency Counsel; Seth Wurzel, Budget Manager; Kim Floyd, Public Outreach; and Terra Yaney, Board Clerk

MEETING/CALL TO ORDER

At 1:00 p.m., Director Mat Conant opened the meeting and led the group in the pledge of allegiance.

1. Selection of 2021 SBFCA Chair and Vice Chair

Director Bo Sheppard nominated Director Tod Kimmelshue as the Chair of the 2021 SBFCA Board of Directors. Director Mike Morris nominated Director Grace Espindola as Vice Chair.

A motion to approve the Board Chair nomination was made by Director Mat Conant and seconded by Director Lakhvir Ghag. A motion to approve the Board Vice Chair nomination was made by Director Mat Conant and seconded by Director Mike Morris. The motions passed with no objection. The motion was approved as follows:

- Mat Conant - yes
- Bill Connelly - yes
- Grace Espindola - yes
- Lakhvir Ghag- yes
- Charlie Hoppin- yes
- Bruce Johnson - yes
- Tod Kimmelshue- yes
- Mike Morris - yes
- Bo Sheppard - yes
- Drew Stresser - yes
- Mike Ziegenmeyer - yes

PUBLIC COMMENT

No public Comment

CONSENT CALENDAR

2. Approval of the Minutes for the December 9, 2020 Board Meeting
3. Budget Adjustments to 1) Framework Agreement with Levee District 1 (LD1) and 2) Professional Services Agreement with Sacramento Valley Conservancy related to the Star Bend Setback and Mathews Mitigation Areas
4. Approval pursuant to the California Environmental Quality Act of the Environmental Impact Report and Mitigation Monitoring and Reporting Program for Yuba City Boat Ramp Sediment Removal Project, and Approval of the Yuba City Boat Ramp Sediment Removal Project
5. Approval pursuant to the California Environmental Quality Act of an Addendum to the Initial Study and Mitigated Negative Declaration and Revision to Mitigation Monitoring and Reporting Program for Live Oak Boat Ramp Sediment and Invasive Species Removal Project
6. Approval of Cal OES Resolution Designating an Authorized Agent for the Purposes of receiving FEMA Grant Funding for Sutter Bypass East Levee Improvements

A motion to approve the Consent Calendar was made by Director Grace Espindola and seconded by Director Bo Sheppard. The motion passed with no objection. The Consent Calendar was approved as follows:

- Mat Conant - yes
- Bill Connelly - yes
- Grace Espindola - yes
- Lakhvir Ghag- yes
- Charlie Hoppin- yes
- Bruce Johnson - yes
- Tod Kimmelshue- yes
- Mike Morris - yes
- Bo Sheppard - yes
- Drew Stresser - yes
- Mike Ziegenmeyer - yes

No public Comment

The entire discussion is available on the SBFCA website at: <http://sutterbutterflood.org/board/meetings-agendas/>

RESOLUTION OF NECESSITY HEARING

7. Consider Adopting Resolution of Necessity for Acquisition of Property Interests from Parcel with Unknown Owner(s) and No Assessor's Parcel Number

Agency Counsel Jennifer Williams provided a power point presentation in which she reviewed the legal requirements for the acquisition of Property. She explained that the parcel is located in an unincorporated area of Sutter County and the last know owners of the parcel are Louis and Margaret Dekens, both deceased. The current owners are unknown. She further explained that the appraised value of the property is \$500 and that SBFCA is exempt from making the offer of just compensation required by Government Code section 7267.2 because the owner cannot be located with reasonable diligence. Since the current owners, if any, are unknown, SBFCA is not required to give special notice of the Board hearing to any party.

Staff recommends that the Board of Directors of the Sutter Butte Flood Control Agency ("SBFCA") adopt the attached proposed Resolutions of Necessity for the acquisition of certain property interests in a parcel of land for which current ownership is unknown.

No public Comment

A motion to approve the Resolution of Necessity was made by Director Lakhvir Ghag and seconded by Director Mat Conant. Motion passed with no objection. The Resolutions of Necessity was approved as follows:

- Mat Conant - yes
- Bill Connelly - yes
- Grace Espindola - yes
- Lakhvir Ghag- yes
- Tod Kimmelshue- yes
- Mike Morris - yes
- Bo Sheppard - yes
- Drew Stresser - yes

- Charlie Hoppin- yes
- Bruce Johnson - yes

- Mike Ziegenmeyer - yes

PRESENTATION, DISCUSSION & ACTION ITEMS

8. Presentation of Agency Audited Financial Statements and Related Reports for Fiscal Year Ending June 30, 2020

Budget Manager Seth Wurzel presented the Agency Audited Financial Statements and Related Reports for Fiscal Year Ending June 30, 2020. He reported that it was a clean audit with no significant findings. It was reported that the next step will be to submit the audit report to our insurance and bonding agency. The entire report, along with a PowerPoint presentation is available on the SBFCA website at: <http://sutterbutterflood.org/board/meetings-agendas/>

9. Presentation and File Monthly Financial Report

Budget Manager Seth Wurzel presented the monthly financial reports for November and December and answered questions regarding operating revenue of advanced funding. The entire report, along with a PowerPoint presentation is available on the SBFCA website at: <http://sutterbutterflood.org/board/meetings-agendas/>

INFORMATIONAL AND POSSIBLE APPROVAL ITEMS

10. Program/Project Update

Executive Director Michael Bessette gave a presentation outlining the recent and ongoing activities of the agency. He reported that staff continues to work with the California Natural Resources Agency (CNRA) and local stakeholders on the CNRA funded project for sediment removal at both the Yuba City and Star Bend boat launch locations, and removal of aquatic invasive species at the Live Oak boat launch location. He reported that the 100% design deliverable is almost complete after coordination with Sutter County staff. He reported that the project team also continues to work on preparing the environmental documents, the sampling plan and the 404 permit application. It was also noted that the team will be applying for a grant through the California Department of Fish and Wildlife for additional funding to supplement the work currently planned at the Yuba City site.

Mr. Bessette provided an update on the Federal Project. He reported that the right-of-way team has closed out all acquisitions needed for the federal project (Cypress to Tudor) and is now working on the Final Accounting Packages in order to transfer the property to the State.

He went on to report, SBFCA staff continues to research potential grant opportunities to advance the OWA Robinson's Riffle Restoration Project. Staff submitted a grant application on October 1 to the Wildlife Conservation Board and is expected to receive news in March.

Mr. Bessette provided an update on the Feather River Regional Flood Management Planning (RFMP). He reported Monthly coordination meetings organized by the Department of Water Resources are taking place along with team focused meetings. The team is working in close conjunction with partner agencies and other stakeholders to advance the flood management priorities of the Region while at the same time collaborating with the State as they develop the 2022 Central Valley Flood Protection Plan (CVFPP) update.

He went on to report that the design team continues to work on the Urban Level of Protection EVD-1 findings report. We anticipate bringing it to the board for approval in April 2021.

The entire report, along with a PowerPoint presentation is available on the SBFCA website at: <http://sutterbutterflood.org/board/meetings-agendas/>

11. Other Reports from Agency Staff and Consultants

Nothing to report.

12. Report by Member and Partner Agencies

Nothing to report.

CORRESPONDENCE

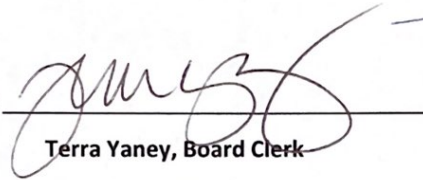
13. Report on Correspondence Sent by and Received by the Board

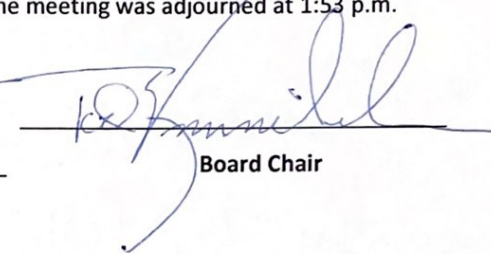
Nothing to report.

ADJOURNMENT

With no further business coming before the Board, the meeting was adjourned at 1:53 p.m.

ATTEST BY:


Terra Yaney, Board Clerk


Board Chair