



Sutter Butte Flood Control Agency

Board of Directors Regular Meeting Minutes, April 10, 2024, 1 p.m.
City of Yuba City Council Chambers - 1201 Civic Center Blvd., Yuba City, CA

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:	Mat Conant
County of Butte:	Tod Kimmelshue
City of Yuba City:	Marc Boomgaarden, Wade Kirchner
City of Gridley:	Bruce Johnson
City of Biggs:	Bo Sheppard
City of Live Oak:	Lakhvir Ghag
Levee District 9:	Mike Morris, Chris Schmidl
Levee District 1:	Al Montna, Charlie Hoppin

MEMBERS ABSENT: Bill Connelly, Nicolas Micheli

STAFF PRESENT: Michael Bessette, Executive Director; Chris Fritz, Director of Engineering, Agency Counsel; Andrea Clark; Seth Wurzel, Budget Manager, Sean Meyers, Budget Manager; and Terra Yaney, Board Clerk

MEETING/CALL TO ORDER

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

CONSENT CALENDAR

1. Approval of the Minutes for the March 13, 2024 Regular Board Meeting

A motion to approve the Consent Calendar was made by Director Mat Conant and seconded by Mike Morris. The motion passed with no objection. The Consent Calendar was approved as follows:

- Marc Boomgaarden– yes
- Mat Conant – yes
- Lakhvir Ghag - abstain
- Charlie Hoppin– yes
- Bruce Johnson - yes
- Tod Kimmelshue– yes
- Wade Kirchner- yes
- Mike Morris- yes
- Al Montna - yes
- Bo Sheppard - yes
- Chris Schmidl – yes

No public Comment

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

INFORMATIONAL AND POSSIBLE APPROVAL ITEMS

2. Approval of Term Sheet for the Sutter Basin Flood Risk Reduction Project Sale of Federal Credit from the Sutter Butte Flood Control Agency (SBFCA) to the San Joaquin Area Flood Control Agency (SJAFCA)

Executive Director Michael Bessette gave a powerpoint presentation. He reported that the Term Sheet defines the key provisions of the sale of SBFCA's Excess Federal Credit from the Sutter Basin Project to SJAFCA's Lower San Joaquin Project. The following summarizes the basic financial term reflected in the attached term sheet:

- SJAFCA will pay 60% of the total value of the credit transferred approved by USACE.
- SJAFCA make annual payments which represent either;
 - The value of the savings received by SJAFCA as a result of the credit transferred in that year; or,
 - Or a minimum payment that represents a true up of the total cumulative average annual payments based on the total credit transferred divided by 19 years less the total cumulative amount of payments from the preceding bullet.
- SJAFCA will make payments for a total of 19 years.

The estimated annual average positive fiscal impact as a result of final Credit Transfer agreement is \$900,000 over 19 years commencing on June 30, 2026.

A motion to approve the Term Sheet for the Sutter Basin Flood Risk Reduction Project Sale of Federal Credit from SBFCA to SJAFCA was made by Director Mat Conant and seconded by Chris Schmidl. The motion passed with no objection. The item was approved as follows:

- | | |
|-------------------------|-----------------------|
| • Marc Boomgaarden– yes | • Wade Kirchner- yes |
| • Mat Conant – yes | • Mike Morris- yes |
| • Lakhvir Ghag - yes | • Al Montna - yes |
| • Charlie Hoppin– yes | • Bo Sheppard - yes |
| • Bruce Johnson - yes | • Chris Schmidl – yes |
| • Tod Kimmelshue - yes | • |

3. Authorize the Executive Director to submit an application for funding and to execute the associated agreements with the U.S. Bureau of Reclamation for the Yuba City Phase II Sediment Removal Project

Director of Engineering Chris Fritz presented the Resolution, which authorizes the Executive Director to submit an application for funding and to execute, upon review and approval of legal counsel, a grant agreement, as well as any related documentation, with the U.S. Bureau of Reclamation (USBR) for the Yuba City Phase II Sediment Removal Project.

The grant application is requesting \$10 million dollars in funding to remove 250,000 cubic yards of fluvial sediment by hydraulic and/or mechanical dredging, primarily to restore the degraded critical habitats used by federal ESA-listed fish and federal Species of Concern.

A motion to approve the submit an application for funding and to execute the associated agreements with the U.S. Bureau of Reclamation for the Yuba City Phase II Sediment Removal Project was made by Director Al Montna and seconded by Chris Mike Morris. The motion passed with no objection. The item was approved as follows:

- | | |
|-------------------------|-----------------------|
| • Marc Boomgaarden– yes | • Wade Kirchner- yes |
| • Mat Conant – yes | • Mike Morris- yes |
| • Lakhvir Ghag - yes | • Al Montna - yes |
| • Charlie Hoppin– yes | • Bo Sheppard - yes |
| • Bruce Johnson - yes | • Chris Schmidl – yes |
| • Tod Kimmelshue - yes | |

5. Presentation and File Monthly Financial Report

Budget Manager Sean Myers presented the monthly financial reports for February 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/>

6. Presentation and File Program/Project Update

Executive Director Michael Bessette gave a presentation outlining the recent and ongoing activities of the agency. He reported that the design team continues to coordinate with Levee District 1 for repairs to the Reach 7 relief wells and to document the cause of the wells to partially plug-up with sediment. It is anticipated that the repair work will occur later this year.

It was reported that staff continues to advance the punch-list repairs to the Feather Water District meter vaults. A field meeting was held with the design team. The repair work will start in late summer or early fall and it will be coordinated with the Feather Water District.

He went onto report that staff continues to coordinate with staff from the City of Oroville to assist the City in advancing a levee repair project within the city limits. Along with our state lobbyist, SBFCA staff have participated in numerous funding meetings with state legislature members and staff to identify possible funding sources for the project. At this point in time no potential state funding sources have been identified. An application on behalf of the City which was submitted to USACE is still pending.

It was reported that the project team continues to advance the design and permitting work for the Sutter Bypass East Levee repairs. The design team has finalized the 30% design plans to SBFCA, the IPE/SAR and our state partners for review. Staff is coordinating with DWR to pursue federal funding, through FEMA grants, for the construction of the 5-mile levee improvement project. Grant applications for BRIC and FMA were submitted to FEMA by CalOES in February.

Mr. Bessette went onto report that the OWA Thermalito Afterbay Boat Ramp and Campground project has achieved the 65% design submittal milestone. It is being reviewed by our agency partners and grantors. The project is on schedule to produce final bid documents by the end of 2024 with construction planned for summer 2025.

It was reported that SBFCA’s design and environmental teams continue their work on the Tudor Flood Risk Reduction Project. The 90% design package has been submitted to CVFPB for an encroachment permit, which initiates the USACE 408 review and approval process. Design and environmental team meetings continue to be held weekly to advance the project. It is anticipated that construction will begin in 2025.

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

PUBLIC COMMENT

None

CLOSED SESSION

7. Conference with labor negotiator (Executive Director) (Govt. Code 54957.6)

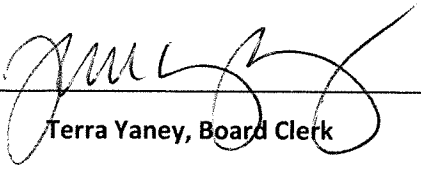
Nothing to report

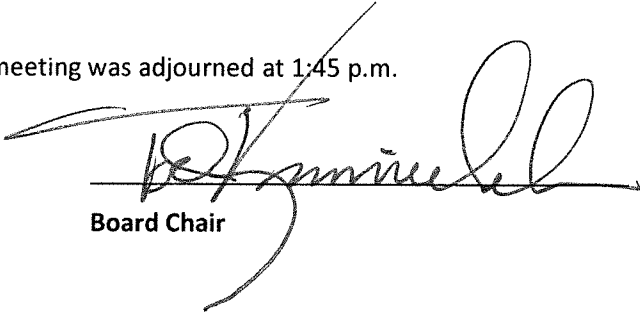
8. Public employee performance evaluation (Executive Director) (Govt. Code 54957(b)(1))

Nothing to report

ADJOURNMENT

With no further business coming before the Board, the meeting was adjourned at 1:45 p.m.

ATTEST BY: 
Terra Yaney, Board Clerk


Board Chair