



# Sutter Butte Flood Control Agency

Board of Directors Regular Meeting Minutes, December 14, 2022, 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 AB361 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
City of Yuba City:	Shon Harris, Wade Kirchner
City of Biggs:	Bo Sheppard
City of Gridley:	Bruce Johnson
City of Live Oak:	Lakhvir Ghag
Levee District 9:	Mike Morris, Chris Schmidl
Levee District 1:	Charlie Hoppin, Drew Stresser

**MEMBERS ABSENT:** Tod Kimmelshue, Al Montna

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

### MEETING/CALL TO ORDER

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

### CONSENT CALENDAR

1. Approval of the Minutes for the November 9, 2022 Regular Board Meeting
2. Approval of the 2023 schedule for regular SBFCA Board meetings
3. Approval of a Resolution 2022-17 Amending the Distribution Provisions of SBFCA's Section 457(b) Deferred Compensation Plan
4. Approval of a Professional Services Agreement with HDR Engineering, Inc. for Engineering Design Support for the Sutter Bypass East Levee
5. Approval of Professional Services Agreement with Ray Costa for Independent Panel of Experts Services
6. Approval of Task Orders with HDR Engineering, Inc., R&F Engineering, Inc., and ECORP Consulting, Inc., for required work efforts related to management, planning, engineering, and environmental services for the Oroville Wildlife Area Robinson's Riffle Project
7. Approval of Task Order 16 with WSP, Inc. to provide constructability review services for the Tudor Flood Risk Reduction Project

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

- Mat Conant– yes
- Bill Connelly– yes
- Lakhvir Ghag– yes
- Shon Harris- yes
- Charlie Hoppin- yes
- Bruce Johnson - yes
- Wade Kirchner- yes
- Mike Morris– yes
- Chris Schmidl - yes
- Bo Sheppard - yes
- Drew Stresser - yes
- Mike Ziengenmeyer – not present for vote

#### No public Comment

The entire discussion and presentation is available on the SBFCFA website at:

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

#### INFORMATIONAL AND POSSIBLE APPROVAL ITEMS

##### 8. Sutter Butte Basin Regional Levee Improvement Program Levee Development Impact Fee Nexus Study and Collection Agreement Approval

Budget Manager Seth Wurzel presented the resolution to approve a form of Nexus Study for the Sutter Butte Basin Regional Levee Development Impact Fee (Regional LDIF) as a template for use by the Agency’s member land use jurisdictions; and, Delegate authority to the Executive Director to execute a collection agreement with the Counties of Sutter and Butte and the Cities of Biggs, Gridley, Live Oak, and Yuba City.

A motion to approve the Resolution and Delegate Authority to the Executive Director for the Regional LDIF was made by Director Mat Conant and seconded by Director Mike Morris. The motion passed with no objection. The item was approved as follows:

- Mat Conant– yes
- Bill Connelly– yes
- Lakhvir Ghag– yes
- Shon Harris- yes
- Charlie Hoppin- no
- Bruce Johnson - yes
- Wade Kirchner- yes
- Mike Morris– yes
- Chris Schmidl - yes
- Bo Sheppard - yes
- Drew Stresser - yes
- Mike Ziengenmeyer – yes

#### No public Comment

##### 9. Presentation and File Monthly Financial Report

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

##### 10. Presentation and File Program/Project Update

Executive Director Michael Bessette gave a presentation outlining the recent and ongoing activities of the agency. He reported on the 2023 look ahead highlights which include, 3 New Funding Agreements from DWR - \$4M Sutter Bypass East Levee project, \$1.1M OWA-RR Planning Grant, \$260k RFMP Round 4 Planning Grant. We are advancing the Oroville Wildlife Area Project (planning, boat ramp) and closing out the Feather River West Levee Project 1. Other items include the submittal of the Sutter County FEMA Remapping package and establishing the Regional Development Impact Fee.

Mr. Bessette went on to report that work on the Star Bend and Mathews Property environmental mitigation sites continues. SBFCA staff and the Sacramento Valley Conservancy team continue to work on completing all the associated land transfers, easement establishments, regulatory reviews, and other associated activities required to establish and manage the mitigation sites. Staff continues to coordinate with Levee District 1 on the required land transfer and ongoing maintenance cost reimbursement at Star Bend.

It was reported that SBFCA's design and environmental teams continue their work on the Tudor Flood Risk Reduction Project. He reported that the design and environmental team recently completed and submitted the 65% level plans and specifications package for review. He went onto report that design and environmental team meetings will continue to be held monthly, or as needed, to advance the project. It is anticipated that the design and permitting effort will take approximately 2 years to complete with construction scheduled to begin in 2025.

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

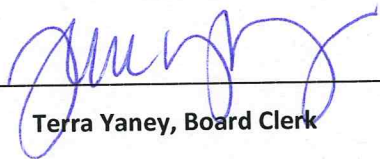
**PUBLIC COMMENT**

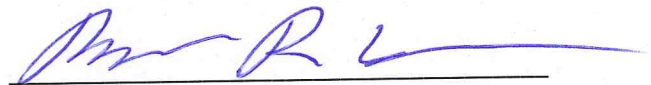
None

**ADJOURNMENT**

With no further business coming before the Board, the meeting was adjourned at 1:38 p.m.

ATTEST BY:

  
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Terra Yaney, Board Clerk

  
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Board Chair