

November 13, 2020
Sacramento, California

In Compliance with CA Executive Orders N-25-20 and N-29-20 the Board of Trustees of the American River Flood Control District met in regular session at 11:00 a.m. on Friday, November 13, 2020 by teleconference. In attendance were Trustee Shah, Trustee Johns Trustee Holloway, Trustee L'Ecluse and Trustee Vander Werf. Trustee Shah presided. Also present from the District were General Manager (GM) Tim Kerr, Superintendent Ross Kawamura, Field Supervisor Scott Webb, Legal Counsel Julia Jenness, Legal Counsel Rebecca Smith, Legal Counsel Austin Cho, and Office Manager Malane Chapman. Two members of the public were present.

The meeting was called to order at 11:00 a.m. Roll call was taken and a quorum was present.

Item No. 1 Public Comments on Non-Agenda Items: No public comment on non-agenda items.

Item No. 2 Approval of Consent Agenda Items: On a motion by Trustee Holloway seconded by Trustee Johns, the Board unanimously approved items 2a) Minutes of Regular Meeting on October 16, 2020, 2b) Approval of Report of Investment Transactions September 2020 (City Pool, LAIF, River City) and Treasurer's Certification and 2c) District Financial Reports: Statement of Operations (October 2020) and Cash Flow Report
Roll Call Vote:

Trustee Vander Werf:	AYE	Trustee L'Ecluse:	AYE
Trustee Holloway:	AYE	Trustee Shah:	AYE
Trustee Johns:	AYE		

Item No. 2d Correspondence: Letter received from Donald Lockhart, Sacramento LAFCo Executive Officer – Nomination for "Office B" Membership on Special District Advisory Committee (SDAC): Trustee Vander Werf express interest in this position. On a motion by Trustee Holloway seconded by Trustee Johns, the Board unanimously nominated Trustee Vander Werf.

Roll Call Vote:

Trustee Vander Werf:	AYE	Trustee L'Ecluse:	AYE
Trustee Holloway:	AYE	Trustee Shah:	AYE
Trustee Johns:	AYE		

Item No. 3 Accounts Payable and General Fund Expenses (October 2020): Trustee Holloway inquired on payments to Kent Arborist Services. Trustee L'Ecluse inquired on payment to Rua & Son Mechanical, Inc. Following explanation by staff and on a motion by Trustee Holloway seconded by Trustee Vander Werf, the Board unanimously approved payments on the Schedule of Accounts Payable (October 2020) of \$217,996.67 and General Fund Expenses of \$265,485.77 (total aggregate sum \$483,482.44).

Roll Call Vote:

Trustee Vander Werf:	AYE	Trustee Holloway:	AYE
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Trustee Johns: AYE Trustee Shah: AYE
Trustee L'Ecluse: AYE

Item No. 4 Closed Session: Conference with Legal Counsel – Personnel: Government Code 54957 – General Manager’s Incentive Compensation Plan
At 11:04 a.m. The Trustees met in closed session with District Counsel Jenness. The Trustees returned to open session at 11:15 a.m.

Item No. 5 Open Session: Conference with Legal Counsel – Personnel: Government Code 54957 – General Manager’s Incentive Compensation Plan: District Counsel Jenness reported that in-order for incentives to be included in CalPERS a written compensation plan needs to be in place. On a motion by Trustee Vander Werf seconded by Trustee L'Ecluse, the Board unanimously approved a written compensation plan for the Fiscal Year 2020-2021 General Manager incentive bonus for up to a maximum 2% base salary compensation.

Roll Call Vote:
Trustee Vander Werf: AYE Trustee L'Ecluse: AYE
Trustee Holloway: AYE Trustee Shah: AYE
Trustee Johns: AYE

Items 4 and 5 were heard out of order.

Item No. 6 Designation of Surplus Equipment: Peterbilt Dump Truck, Moorbark Chipper and various small equipment: Following explanation by staff and on a motion by Trustee L'Ecluse seconded by Trustee Johns the Board unanimously approved this item.

Roll Call Vote:
Trustee Vander Werf: AYE Trustee L'Ecluse: AYE
Trustee Holloway: AYE Trustee Shah: AYE
Trustee Johns: AYE

Item No. 7 CA Central Valley Flood Board Encroachment Application (James): Following explanation by staff and on a motion by Trustee L'Ecluse seconded by Trustee Johns, the Board elected not to support this application.

Roll Call Vote:
Trustee Vander Werf: AYE Trustee L'Ecluse: AYE
Trustee Holloway: AYE Trustee Shah: AYE
Trustee Johns: AYE

Item No. 8 Administrative Staff Reports:
a) *General Manager Tim Kerr reported on the following:*
• General Manager’s October Meeting Summary;

- District Roof Repair/Replacement Update: Currently have no HVAC, roof completed this week. Trustee Shah asked where we are in comparison to the original estimate, \$305,933.25 compared to the estimate of \$327,080.00;
- Process for Solicitation of Legal Services;
- Homeless Camp Levee Standards/Declaration;
- Hydrologic Conditions: websites not available at time of the meeting;
- Next Board Meeting is scheduled for December 11, 2020.

b) *Legal Counsel Rebecca Smith had nothing further to report.*

c) *Office Manager Malane Chapman:*

- *Ethics Training to follow today's Board meeting*
- *Sexual Harassment – AB 1825: To be completed before December 4, 2020*

Item No. 9 Operations and Maintenance Staff Reports:

a) *Superintendent Ross Kawamura:*

- Crew activities including slope repair, gate/barriers, chainsaw training, rodent abatement, hazardous trees and erosion control.

Item No. 10 Questions and Comments by Trustees: Trustee Shah asked about ethics training. Trustee Vander Werf stated they will not be able to attend the training.

Item No. 11 Adjourn: There being no further business requiring action by the Board, the meeting was adjourned by Trustee Shah at 12:08 p.m.

Attest:

Secretary

President