

September 15, 2023
Sacramento, California

The Board of Trustees of the American River Flood Control District met in regular session at 11:00 a.m. on Friday, September 15, 2023. In attendance were Trustee Johns, Trustee L'Ecluse, and Trustee Vander Werf. Trustee Johns presided. Trustee Holloway and Trustee Shah were absent. Also present from the District were General Manager (GM) Tim Kerr, Interim-Superintendent David Diaz, Legal Counsel Rebecca Smith, and Office Manager Malane Chapman. Mr. Fabian Valdez Jr. was present from Redistricting Insights, Dr. Roland Brady was present from Friends of Steelhead Creek and Mr. Mark Baker was present from River City Waterways Alliance. One member of the public was present.

Item No. 1 Public Comments on Non-Agenda Items: There were no comments on non-agenda items from members of the public.

Item No. 2 Approval of Consent Agenda: On a motion by Trustee Vander Werf seconded by Trustee L'Ecluse, the Board unanimously approved item 2a) Minutes of Regular Meeting on August 11, 2023, 2b) Minutes of Special Meeting on August 18, 2023, 2c) Approval of Report of Investment Transactions July 2023 (City Pool, LAIF, River City) and Treasurer's Certification, 2d) District Financial Reports: Statement of Operations (August 2023) and Cash Flow Report, and 2e) Correspondence: None.

Item No. 3 Accounts Payable and General Fund Expenses (August 2023): Trustee L'Ecluse inquired on payment made to SCI Consulting Group. Trustee Vander Werf inquired on payment made to CA Central Valley Flood Control Assoc. Following explanation by staff and on a motion by Trustee L'Ecluse seconded by Trustee Vander Werf, the Board unanimously approved payments on the Schedule of Accounts Payable (August 2023) of \$79,643.76 and General Fund Expenses of \$151,239.69 (total aggregate sum \$230,883.45).

Item No. 4 Declaration of Surplus Equipment – 2010 International Dump Truck: On a motion by Trustee L'Ecluse seconded by Trustee Vander Werf, the Board unanimously approved the GM's recommendation to surplus the 2010 International Dump Truck.

Item No. 5 Contract for Retired Annuitant Superintendent: GM Kerr briefed the Board on the District's need for a superintendent. Legal Counsel Smith mentioned that the District is actively recruiting to fill the superintendent position, Office Manager Chapman has the posting on the website and GM Kerr is working on finding a recruiter to assist in the search and also looking into placing a job posting with other water agencies across the nation. The contract will not be able to be extended and the retired annuitant cannot be hired as the permanent superintendent, given the time it took to find the prior superintendent it is suggested that the retired annuitant superintendent contract be for a term of 3 years. Mr. Kawamura possesses a unique set of skills and over 25 years of knowledge of the levees. On a motion by Trustee Johns seconded by Trustee Vander Werf, the Board unanimously approved the retired annuitant superintendent contract for

no longer than 3 years. The Board directed GM Kerr to sign the contract on the District's behalf. This item was heard out of order.

Item No. 6 Districting – Public Hearing #3: Mr. Valdez Jr. presented three maps to the Board for their review. On a motion by Trustee Johns seconded by Trustee L'Ecluse, the Board requested that map #2 be removed from consideration. This item was heard out of order.

Item No. 7 River City Waterways Alliance: Dr. Brady presented to the Board the importance of cleaning up Steelhead Creek and the environmental impact years of trash and debris have had on the creek and other local waterways. This item was heard out of order.

Item No. 8 Administrative Staff Reports:

a) *General Manager Tim Kerr reported on the following:*

- General Manager's August Meeting Summary: USACE Levee Inspection Training Presentation was discussed;
- Hydrologic Conditions: Unable to report due to a server error;
- Next Board Meeting is scheduled for October 13, 2023

b) *Legal Counsel Rebecca Smith:* Legal Counsel Smith informed the Board about a class action lawsuit with CalPERS.

c) *Office Manager Malane Chapman:* Nothing further to report.

Item No. 9 Operations and Maintenance Staff Reports:

a) *Interim-Superintendent David Diaz*

- *Crew Activities* including mowing, grouting, levee repairs and downed trees.

Item No. 10 Questions and Comments by Trustees: Trustee requested a District tour before the holidays.

Item No. 11 Adjourn: There being no further business requiring action by the Board, the meeting was adjourned by Trustee Johns at 12:48 p.m.

Attest:

Secretary

President