

March 8, 2024
Sacramento, California

The Board of Trustees of the American River Flood Control District met in regular session at 11:00 a.m. on Friday, February 9, 2024. In attendance were Trustee Johns, Trustee L'Ecluse, Trustee Shah, Trustee Holloway, and Trustee Vander Werf. Trustee Johns presided. Also present from the District were General Manager (GM) Tim Kerr, Retired Annuitant Interim-Superintendent Ross Kawamura, Interim-Superintendent David Diaz, Legal Counsel Rebecca Smith, and Office Manager Malane Chapman. No members of the public were 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 Shah seconded by Holloway, the Board unanimously approved items 2a) Minutes of Regular Meeting on February 9, 2024 2b) Approval of Report of Investment Transactions January 2024 (City Pool, LAIF, River City) and Treasurer's Certification, 2c) District Financial Reports: Statement of Operations (January 2024) and Cash Flow Report, 2d) Correspondence: None.

Item No. 3 Accounts Payable and General Fund Expenses (February 2024): Trustee Holloway inquired on payments made to Bobcat Central, and Kent Arborist Services. Following explanation by staff and on a motion by Trustee L'Ecluse seconded by Trustee Holloway, the Board unanimously approved payments on the Schedule of Accounts Payable (February 2024) of \$100,343.26 and General Fund Expenses of \$134,780.33 (total aggregate sum \$235,123.59).

Item No. 4 Endorsement of CA Central Valley Flood Board Permit; Applicant: Linda Fraizer; Description: Riverdale RV Resort and New Sewer Line Connection, North Levee American River: GM Kerr briefed the Board on the development of an upscale RV Resort. On a motion by Trustee Holloway seconded by Trustee Shah, the Board unanimously endorsed the permit application for the Riverdale RV Resort and New Sewer Line Connection.

Item No. 5 Endorsement of CA Central Valley Flood Board Permit; Applicant: Union Pacific Railroad; Description: UPRR Bridge Section Replacement, South Levee American River: GM Kerr briefed the Board on the application to replace the last wooden bridge section of the crossing on the American River. On a motion by Trustee Vander Werf seconded by Trustee L'Ecluse, the Board unanimously endorsed the permit application for the Union Pacific Railroad Bridge Section Replacement.

Item No. 6 Resolution 2024-03 Establishing a By-District Election: Trustee Johns briefed the Board that at the December 8, 2023 Board Meeting only 3 of the 5 Trustees were present and that this item should have had the full Board present. Trustee L'Ecluse mentioned that the previous resolution keeps the current Board of Trustees on track and that it maintains the representative government. Trustee L'Ecluse asked to know what the current election cycle was. Office Manger Chapman informed the Board that in 2024 Trustee Shah and Trustee L'Ecluse were up for election. She also informed the Board on which Division each Trustee resides. Trustee Holloway and Trustee Shah are both in Division 2, Trustee L'Ecluse and Trustee Johns are both in Division 4 and Trustee Vander

Werf resides within Division 5. The District does not have any current Board members residing in Divisions 1 or 3. Trustee Vander Werf asked for clarification on at-large seats. Office Manager Chapman used Division 4 as an example, there are two Trustees who reside in that Division and one of those Trustees is up for election in 2024 and one in 2026. If the Trustee who is up for 2024 election wins, then the other Trustee would still sit on the Board as an at-large Trustee for the remainder of their four-year term (2 years, 2026) and then not be eligible to run for another term until 2028 when the Division 4 seat holds another election. If the 2026 Trustee were to win, they would start a new four-year term and their current at-large seat would be available for the Board to appoint a Trustee from anywhere within the At-Large District and the Trustee whose term ended in 2024 would not be eligible to run for election until the Division seat becomes available in 2028. However, the 2024 Trustee could be appointed to the at-large seat and serve for the next two years. On a motion by Trustee Holloway seconded by Trustee Shah, the Board passed by a three – two vote to have Divisions 4 and 5 on the 2024 elections cycle and Divisions 1, 2 and 3 on the 2026 elections cycle.

Item No. 7 Administrative Staff Reports:

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

- General Manager's February Meeting Summary: Mead and Hunt Levee Penetrations meetings were discussed;
- Lathrop Way Parcel;
- Bobcat Track Loader Service;
- Upcoming Committee Meetings;
- Hydrologic Conditions: Folsom Lake is 66% of total capacity with an outflow of 6,539 cfs. The gauge at I Street Bridge shows a water surface elevation of 21.4-feet above sea level;
- Next Board Meeting is scheduled for April 12, 2024

b) *Legal Counsel Rebecca Smith:* Legal Counsel Smith: Nothing further to report.

c) *Office Manager Malane Chapman:*

- Form 700: Forms due April 2, 2024;
- General Election Timeline

Item No. 8 Operations and Maintenance Staff Reports:

Interim-Superintendent David Diaz:

- Crew activities including trimming, and camp cleanup.

Item No. 9 Questions and Comments by Trustees: Trustee Holloway asked about the SAFCA project at H-Street. Trustee Johns asked if there was a ribbon cutting at Glenn Hall park. GM Kerr informed the Board that the ribbon ceremony was earlier today.

Item No. 10 Adjourn: There being no further business requiring action by the Board, the meeting was adjourned by Trustee Johns at 12:11 p.m.

Attest:

Secretary

President