CALL TO ORDER: Welcome to the Three Rivers Levee Improvement Authority (TRLIA) meeting. As a courtesy to others, please turn off cell phones, pagers, or other electronic devices which might disrupt the meeting. Thank you.

I  ROLL CALL – Directors Rick Brown, Jerry Crippen, Don Graham, Mary Jane Griego, John Nicoletti

II  PUBLIC COMMUNICATIONS: Any person may speak about any subject of concern provided it is within the jurisdiction of the Levee Improvement Authority and is not already on today’s agenda. The total amount of time allotted for receiving such public communication shall be limited to a total of 15 minutes and each individual or group will be limited to no more than 5 minutes. Prior to this time, speakers are requested to fill out a “Request to Speak” card and submit it to the Clerk of the Board of Supervisors.

III  CONSENT AGENDA: Matters listed are considered to be routine and can be enacted by one motion.

   A. Approve minutes of the meeting of May 7, 2013.

IV  ACTION ITEMS

   A. Authorize payment of $6,538.50 to the Lewis family for spray applications to crops caused by dust from traffic on Broadway; and authorize change of entrance to Feather River Setback area to Star Bend and use of local funds in the amount of $40,019 to change the access pending State approval and cost share for change of entrance.

   B. Approve Reclamation District 784/TRLIA proposed budget for Fiscal Year 2013/14 for maintenance of levees improved by TRLIA.

   C. Adopt resolution updating and ordering levying assessments within the TRLIA Flood Control Facilities Assessment District for Fiscal Year 2013-2014.

   D. Approve amendment number four to the agreement with MHM Engineers in the amount of $15,000 and authorize the Executive Director to execute upon approval of Counsel.

   E. Authorize travel and costs for Executive Director and Director Nicoletti to attend the Annual Flood Management Association Conference September 3 – 6, 2013 in Anaheim, CA in an amount not to exceed $3,000.

V  BOARD AND STAFF MEMBERS’ REPORTS

VI  ADJOURN
THREE RIVERS LEVEE IMPROVEMENT AUTHORITY

MAY 7, 2013

MINUTES

A meeting of the Board of Directors of the Three Rivers Levee Improvement Authority (TRLIA) was held on the above date, commencing at 3:30 p.m., within the Government Center, Marysville, California, with a quorum being present as follows: Directors Rick Brown, Jerry Crippen, Don L. Graham, Mary Jane Griego, and John Nicoletti. Also present were Executive Director Paul Brunner, Counsel Scott Shapiro, and Secretary/Clerk of the Board of Supervisors Donna Stottlemyer. Chair Griego presided.

I

ROLL CALL – Directors Rick Brown, Jerry Crippen, Don Graham, Mary Jane Griego, John Nicoletti: All present.

II

PUBLIC COMMUNICATIONS

Ms. Frances Hofman – levee inspection report and maintenance
Ms. Joan Lewis – access to Feather River at Broadway Road and associated hazards
Mr. James Pearson – damage to orchards caused by dust at the Broadway Road access
Ms. Megan Foster, Yuba Sutter Farm Bureau Executive Director, access to Feather River at Broadway Road

III

CONSENT AGENDA: Matters listed are considered to be routine and can be enacted by one motion.

MOTION: Move to approve  MOVED: Jerry Crippen  SECOND: John Nicoletti
AYES: Rick Brown, Jerry Crippen, Don Graham, Mary Jane Griego, John Nicoletti
NOES: None  ABSTAIN: None  ABSENT: None

A. Approve minutes of the meeting of April 9, 2013. Approved as written.

IV

ACTION ITEMS

A. Approve Amendment No. 15 to agreement with HDR in the amount of $625,084 for geotechnical and design services for the Western Pacific Interceptor Canal (WPIC) and authorize the Executive Director to execute upon review and approval of Counsel. Program Manager Ric Reinhart provided a power point presentation recapping the previous and future work on the WPIC and responded to Board inquiries. Executive Director Paul Brunner and Counsel Scott Shapiro responded to inquiries.

The following individual spoke: Ms. Frances Hofman

MOTION: Move to approve  MOVED: John Nicoletti  SECOND: Jerry Crippen
AYES: Rick Brown, Jerry Crippen, Don Graham, Mary Jane Griego, John Nicoletti
NOES: None  ABSTAIN: None  ABSENT: None

B. Approve Amendment No. 4 to agreement with AECOM Technical Services Inc. in the amount of $29,705 for raptor surveys for Feather Segment 3 Toes Access Corridor project and authorize the Executive Director to execute same upon review and approval of Counsel. Executive Director Paul Brunner recapped the services needed.
MOTION: Move to approve MOVED: Jerry Crippen SECOND: Rick Brown
AYES: Rick Brown, Jerry Crippen, Don Graham, Mary Jane Griego, John Nicoletti
NOES: None ABSTAIN: None ABSENT: None

C. Authorize issuance of bid document for the Feather River Levee Repair Project Segment 3 Landside Toe Access Corridor Project and Segment 1 Erosion Protection Berm Project. Construction Manager Doug Handen and Executive Director Paul Brunner provided a power point presentation recapping the project and responded to Board inquiries.

MOTION: Move to approve MOVED: John Nicoletti SECOND: Jerry Crippen
AYES: Rick Brown, Jerry Crippen, Don Graham, Mary Jane Griego, John Nicoletti
NOES: None ABSTAIN: None ABSENT: None

V CORRESPONDENCE

A. Letter from Yuba Sutter Farm Bureau regarding access to Feather River. Received.

VI BOARD AND STAFF MEMBERS’ REPORTS

Executive Director Paul Brunner:
• Flood Safe Environmental Stewardship and Statewide Resources Office (FESSRO) grant application and flood corridor projects for restoration and recreation

VII ADJOURN: 5:39 p.m.

Chair
ATTEST: DONNA STOTTERMeyer
CLERK OF THE BOARD OF SUPERVISORS
AND SECRETARY OF THE PUBLIC AUTHORITY

Approved: ________________________________
June 4, 2013

TO: Three Rivers Levee Improvement Authority Board
FROM: Paul G. Brunner, Executive Director
SUBJECT: Feather River Setback Area — Broadway Entrance

**Recommended Action:**
Approve the two items listed below and authorize Executive Director to take the necessary actions to execute and implement:

1. Paying the Lewis family for three dust spraying applications ($6,538.50 total) for this calendar year to prevent the buildup of mites caused by dust from traffic on Broadway.
2. The use of $40,019 of local funds to change the Feather River Setback area to Star Bend should the state agree to cost share in this action.

**Background:**
On August 3rd 2010 the TRLIA Board authorized the construction of security roads and related fencing and gates. The Board also unanimously approved the opening of the Feather River Setback Area to the public for limited use, through the Broadway gate, pending approval of a TRLIA plan to reduce liability risk. On July 19, 2011 the TRLIA Board approved a plan to reduce liability risk and approved the opening of the Feather Setback area for limited public use. The Feather River Setback area has been open to limited public use since the TRLIA approval.

On April 15, 2013 Ms. Joan Lewis sent TRLIA a letter that outlined issues her family has with the Broadway entrance to the Feather River Setback Area. Ms. Lewis, James Pearson (Ms. Lewis father), and Megan Foster from the Yuba-Sutter Farm Bureau came to the May 7, 2013 TRLIA Board meeting and asked that the Broadway entrance be closed. The TRLIA Board asked the Executive Director to develop options to correct the issues raised at the May 7th meeting for the Board to consider.

**Discussion:**
After several site visits and discussions with Yuba County Sheriff Durfor the following interim steps to help alleviate the concerns are being/have been implemented. The items below have been discussed verbally and in writing (see attached TRLIA letter) with Ms. Lewis.

- Beginning June 1, 2013 the Broadway levee gate will be locked at dusk and opened in the morning by a Sheriff patrol unit. The Sheriff has agreed to provide this service for a 90-day trial time to determine if this change results in an improvement.
- Prior to June 1, 2013 TRLIA staff placed new signage at the Broadway levee entrance to reflect the evening closure.
• TRLIA staff requested that the Lewis family provide TRLIA with an estimate of their dust spraying costs to prevent the buildup of mites resulting from vehicles driving on the shoulder of Broadway. The attached estimate provides the estimated cost per application ($2,179.50). Three applications will be applied this year (one already applied).

• TRLIA staff is working with the State to share the cost to switch the Feather Setback Area entrance to Star Bend. If the state is willing to share this cost, it may be possible to make this switch at the end of the 90-day Broadway entrance trial time. TRLIA has submitted this request to the state via the Feather River EIP 22nd Quarterly Work Plan. The cost of making this entrance change to Star Bend is estimated to be $228,680, of which $40,019 would be local funding. Attached is the TRLIA staff estimate for this work.

**Fiscal Impact:**
The cost of three dust spraying applications is $6,538.50. Local funds from prior year funding are available.

If the state agrees to cost share in changing the entrance from Broadway to Star Bend, the total cost is estimated to be $228,680. The state share would be $188,661, and the local share would be $40,019. Local funds from prior year funding are available.

4 Attachments:
1. Ms. Lewis letter to TRLIA, dated April 15, 2013
2. TRLIA letter to Ms. Lewis, dated May 17, 2013
3. Dust Spraying Cost Estimate, dated May 24, 2013
4. Star Bend Entrance Cost Estimate
April 15, 2013

Paul Brunner, Executive Director
Three Rivers Levee Improvement Authority
1114 Yuba Street, Suite 218
Marysville CA 95901

RE: Agricultural Theft & Vandalism along Yuba County’s Feather River levee and river bottoms

Dear Mr. Brunner,

I live and farm with my family on Broadway Road near the new setback levee in Arboga. Last year we were surprised when TRLIA decided to open Broadway as the main access road to the river bottom area near our home. We had no idea this was being planned. If there was a chance for the public to comment on TRLIA’s plan to provide access, we weren’t made aware of it. My family would have pointed out to TRLIA how our tiny road certainly isn’t engineered for the traffic that it is now experiencing.

This has resulted in a multitude of problems for our farming neighborhood.

1.) Large increases in both legal and illegal traffic on a road not suited for this number of vehicles. Broadway is a narrow and quite bumpy road, with a shoulder of exposed soil. Most vehicles drive on the side of the road (despite signage prohibiting this) instead of on the pavement raising clouds of dust that billow up onto the fruit trees. This leads to mite infestations, which leads to loss of leaves, which leads to crop loss and eventually tree loss. If this dust gets onto peaches destined for the farmers market they’re practically not sell-able. The dusty summer season is quickly approaching and our concern for this dust problem is increasing. Steps must be taken immediately to prevent costly crop damage.

On two occasions, we have narrowly avoided collisions with unlicensed dirt bikes driving without headlights in the darkness on Broadway. I am concerned for the safety of my family, and also the many illegal, underage riders who use the roadway almost daily.

2.) Vandalism and theft. The Sheriff is aware of the large number of vehicles that routinely enter the river bottoms via Broadway in the middle of the night. Tractors, irrigation pumps, and equipment are targets for theft. Broadway access allows a criminal access from the west (the back end of the orchards) and then also allows an escape back down Broadway. In a one-week period this Winter, I know of the theft of a tractor engine (actually removed from the tractor in the orchard), of gasoline, batteries, a “Port-a-Potty”, a power washer, and chain saws. Plus, damage to an irrigation pump. My sister was approached by a man with a gun (who had walked over the levee) while she was in her orchard.

3.) Waste dumping. We have found household garbage, piles of trash, furniture and even stolen cars in our orchards. With USDA’s new Food Safety Act guidelines coming into effect, this continual dumping poses a problem for public health and the marketability of the crops we raise.

4.) Fire hazards. We have seen evidence of open campfires in the highly-vegetated river bottoms. This seems like a fire waiting to happen, which would endanger everyone, including agriculture, in this area.
5.) Difficulty of law enforcement accessibility. At a recent Ag Crime Prevention Meeting, Sheriffs deputies voiced their concern that they cannot apprehend thieves or other criminals in the river bottoms because their patrol cars are no match for someone on a quad.

6.) Destruction of the natural habitat and poaching.

By inviting the public down Broadway we are exposing the property owners of the area to unreasonable risks. There are many nearby public areas for river recreation including Star Bend, underneath both the E Street and 10th Street bridges, plus the newly opened Willow Island Recreation Area.

I respectfully request that the Yuba County Supervisors, with the support of TRLIA permanently lock the Broadway access gate to the Feather River bottoms.

Thank you for your consideration of my request. If you have any questions please do not hesitate to contact me.

Sincerely,

[Signature]

Jean Lewis
813 Broadway Road
Arboga, CA 95961
741-0356 Home
632-8353 Cell

Cc: Mary Jane Griego, Yuba County Supervisor
Reclamation District 784
Yuba Sutter Farm Bureau
Yuba County Fish and Wildlife Commission
THREE RIVERS LEVEE IMPROVEMENT AUTHORITY
1114 Yuba Street, Suite 218
Marysville, CA 95901
Office (530) 749-7841 Fax (530) 749-6990

May 17, 2013

Joan Lewis
813 Broadway Road
Arboga, CA 96961

Re: Agricultural Theft & Vandalism along Yuba County’s Feather River levee and river bottoms
(your letter, dated April 15, 2013)

Ms. Lewis,

Thank you for your letter and comments at the recent TRLIA Board meeting.

After several site visits and discussions with Sheriff Durfor the following steps to help alleviate the concerns raised in your letter:

- Beginning June 1, 2013 the Broadway levee gate will be locked at dusk and opened in the morning by a Sheriff patrol unit. The Sheriff has agreed to provide this service for a 90-day trial time to determine if this change makes a significant change.

- Between now and June 1, 2013 TRLIA will place new signage at the Broadway levee entrance to reflect the evening closure.

- TRLIA is working with the State to co-share the cost to switch the Feather Setback Area entrance to Star Bend. If the state is willing to co-share this cost, it may be possible to make this switch at the end of the 90-day Broadway entrance trial time.

- TRLIA continues to look for alternative solutions to the dust problem that is created by vehicles driving on the shoulder of Broadway. As I mentioned to you after the recent TRLIA Board meeting, please provide TRLIA with the dust spraying costs you are incurring due to the traffic on Broadway, and I will take them to the TRLIA Board for their consideration to compensate you for these costs.

Thank you for your patience on this item. TRLIA believes that limited public access into the Feather Setback Area should be allowed. Prior to opening the Broadway levee entrance, TRLIA and RD784 were experiencing significant damages (and repair costs) to many of the Feather Setback entrance gates that were traditionally locked to prevent public access. The opening of Broadway has resulted in these damages and resultant repair costs going away.
Please feel free to contact me, if you have questions or comments. My phone numbers are: 530-749-5679 (office), and 916-765-4981 (cell), or email pbrunner@co.yuba.ca.us

Sincerely,

Paul G. Brunner, P.E.
Executive Director

cc: Sheriff Durfor
    TRLIA Board
To: T.R.L.I.A.

From: James Pearson
798 Plumas Ave.
Arboga, Ca. 95961

Subject: Cost of spraying 56 acres of prune orchard to prevent buildup of mites caused by dust from traffic on Broadway road.

Potassium Nitrate 1300 # @ 67 cents / lb. = $871.00
Sulfur 650 # @ 29 cents / lb. = 188.50
Application cost 56 acres @ $20.00 / acre = 1120.00
Total = $2179.50

Thank you for your concerns in this matter.

James Pearson
## Star Bend to Country Club, Waterside Patrol Road AB and Gates

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<th>Quantity</th>
<th>Unit</th>
<th>Unit $</th>
<th>Estimate $</th>
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<td>$228,680</td>
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</table>
June 4, 2013

TO: Three Rivers Levee Improvement Authority Board
FROM: Paul Brunner, Executive Director
SUBJECT: FY 2021/13 TRLIA Benefit Assessment District Revenues and FY 2013/14 RD 784 Levee Maintenance Budget

Recommendation: Review and accept the proposed RD 784/TRLIA proposed FY 13/14 budget for maintenance of levees improved by TRLIA.

Background: On June 2, 2009 the TRLIA Board adopted a resolution to form the Benefit Assessment District to pay for long-term maintenance and operations on approximately 29 miles of improved levees.

On August 4, 2009 TRLIA and RD 784 signed a Memorandum of Agreement (MOA) that outlined the relationship of the organizations with regards to the use of TRLIA Assessment revenues. RD 784 is to operate and maintain improved levees and TRLIA's formation of the Assessment District is to fund that operation and maintenance. In addition, the MOA sets forth the budget process that will take place annually. TRLIA and RD 784 will work cooperatively to prepare a budget that clarifies how the assessment district funds will be used. The TRLIA Board will then review and accept that budget. As TRLIA had informed the public throughout the assessment district formation process, the TRLIA Board will participate in the RD 784 levee maintenance budgeting process to ensure that assessment revenues are being used to achieve the operations and maintenance requirements of the many federal, State, and local agreements signed by TRLIA. In addition, TRLIA must review the budget in order to ensure that the assessment funds are used for the purposes approved by the benefited property owners. The MOA also provides for the transfer of revenues from TRLIA to RD 784. Finally, the MOA provides for an administrative fee for TRLIA's management of the assessment in the amount of TRLIA's actual costs or 3% of the assessment revenues, whichever is less. TRLIA estimates that its direct cost associated with administering the assessment district in FY 2013/14 to be approximately $30,000.

Discussion: TRLIA staff have reviewed the proposed RD 784 FY 2013/2014 budget for maintenance of levees improved by TRLIA and concurs with the projected expenditures and has determined that the proposed levee maintenance budget adheres to the criteria outlined in the approved TRLIA Assessment District Engineer’s Report.
The proposed RD 784 Budget for FY 2013/14 is based on receiving $823,081.37 from TRLIA. In FY 2012/2013, TRLIA’s total assessment levy collected was $885,223.35 that can be used in FY 2013/2014. Three percent of these revenues ($26,557) will be reserved for TRLIA use (e.g. administrative costs), since 3 percent is less than projected actual costs. The funding amount that will be transferred to RD784 is $858,666.35, which is a greater amount than anticipated in the RD784 FY2013/2014 budget. The additional funding will help RD784 accomplish emergency repairs as needed during FY 2013/2014.

**Fiscal Impact:**
For FY 2012/13, TRLIA’s Benefit Assessment collected $885,223.35. Assessment revenues are collected by the County Treasurer on property tax bills and by TRLIA through direct billed assessments. These revenues are deposited into TRLIA’s Benefit Assessment District Fund No. 818, then transferred to RD 784 for FY 2013/2014 levee maintenance after TRLIA administrative expenses have been paid. Based upon this process, there will be no net fiscal impact to TRLIA’s general fund operations.

Attachment:
RD 784 Proposed FY12/13 Budget for levee maintenance
# RD784 2013-2014 Budget

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<th>REVENUE SOURCES</th>
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<td>TRLIA</td>
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<td>RD784</td>
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<td>Developer Projects</td>
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<td>2013/2013 Carry Over</td>
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- **Total Revenue**: $1,657,106.09
- **Total Budget**: $1,656,635.29
- **Variance**: $470.80

## Actual Budget Percentages

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<td><strong>Rural Budget</strong></td>
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<td><strong>% of Total Budget</strong></td>
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## Direct Expenses: Employee Salaries and Fringe

- **Net Salary & Payroll Fee (Processing Fee) Per Check Run**: $364,309.20
- **FICA**: $22,587.17
- **Medicare**: $5,282.48
- **Fed UI**: $2,185.86
- **State UI**: $22,587.17
- **State ETT**: $364.31
- **State Work Comp**: $13,409.28
- **Health**: $126,852.00
- **Dental**: $12,264.00
- **Vision**: $1,476.00
- **Pension ING**: $28,917.82
- **Pension contingency**: $10,000.00

## Direct Expenses: Insurance

- **Liability, Auto, Flood Insurance**: $27,000.00
- **Insurance Deductables**: $5,000.00

## Professional Fees

- **Accounting**: $25,000.00
- **Engineering Fees**: $95,000.00
- **Legal**: $28,000.00
- **Other Professional Fees**: $2,000.00
- **Telecommunications & Computers**: $20,000.00
- **PG & E Utility Pumps**: $30,000.00
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<td>Annual Pump Maintenance Contracts &amp; Repairs</td>
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</tr>
<tr>
<td>Chemical - Weed and Rodents</td>
<td>$2,000.00</td>
<td>$2,000.00</td>
<td></td>
<td></td>
<td>0.121%</td>
</tr>
<tr>
<td><strong>Urban Levee Maintenance and Repair</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Contract Services-Goats - (23.9 Miles of Levee @ 2K per Mile)</td>
<td>$80,000.00</td>
<td>$60,000.00</td>
<td></td>
<td></td>
<td>3.621%</td>
</tr>
<tr>
<td>Outside Labor Contract - Labor Ready / CDF and Supplies</td>
<td>$20,000.00</td>
<td>$20,000.00</td>
<td></td>
<td></td>
<td>1.207%</td>
</tr>
<tr>
<td>Contract Maintenance Services - Emergency Repairs</td>
<td>$35,000.00</td>
<td>$35,000.00</td>
<td></td>
<td></td>
<td>2.112%</td>
</tr>
<tr>
<td>Monitoring - M104 Engineering</td>
<td>$20,000.00</td>
<td>$20,000.00</td>
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<td></td>
<td>1.207%</td>
</tr>
<tr>
<td>Materials and Supplies</td>
<td>$40,000.00</td>
<td>$40,000.00</td>
<td></td>
<td></td>
<td>2.414%</td>
</tr>
<tr>
<td>Contract Welding Services</td>
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<td>$3,000.00</td>
<td></td>
<td></td>
<td>0.180%</td>
</tr>
<tr>
<td>Contract Relief Well Services</td>
<td>$50,000.00</td>
<td>$50,000.00</td>
<td></td>
<td></td>
<td>3.017%</td>
</tr>
<tr>
<td>Equipment</td>
<td>$50,000.00</td>
<td>$50,000.00</td>
<td></td>
<td></td>
<td>3.017%</td>
</tr>
<tr>
<td>Land</td>
<td>$50,000.00</td>
<td>$50,000.00</td>
<td></td>
<td></td>
<td>3.017%</td>
</tr>
<tr>
<td>Flood Fighting</td>
<td>$50,000.00</td>
<td>$50,000.00</td>
<td></td>
<td></td>
<td>3.017%</td>
</tr>
<tr>
<td>Fuel</td>
<td>$15,000.00</td>
<td>$15,000.00</td>
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</tr>
<tr>
<td>Security Improvements</td>
<td>$20,000.00</td>
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<td></td>
<td></td>
<td>1.207%</td>
</tr>
<tr>
<td>Emergency</td>
<td>$10,500.00</td>
<td>$10,500.00</td>
<td></td>
<td></td>
<td>0.634%</td>
</tr>
<tr>
<td>Chemical - Weed and Rodents &amp; Grout</td>
<td>$15,000.00</td>
<td>$15,000.00</td>
<td></td>
<td></td>
<td>0.905%</td>
</tr>
<tr>
<td><strong>Rural Levee Maintenance and Repair</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Goats &amp; Sheep Contract (7 Miles of Levee @ 2K per Mile)</td>
<td>$14,000.00</td>
<td>$14,000.00</td>
<td></td>
<td></td>
<td>0.845%</td>
</tr>
<tr>
<td>Outside Labor Contract - Labor Ready / CDF and Supplies</td>
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<td>$2,000.00</td>
<td></td>
<td></td>
<td>0.121%</td>
</tr>
<tr>
<td>Service Description</td>
<td>Amount 1</td>
<td>Amount 2</td>
<td>Amount 3</td>
<td>Percentage</td>
<td></td>
</tr>
<tr>
<td>----------------------------------------------------------</td>
<td>----------</td>
<td>----------</td>
<td>----------</td>
<td>------------</td>
<td></td>
</tr>
<tr>
<td>Contract Maintenance Services - Emergency Repairs</td>
<td>$5,000.00</td>
<td>$5,000.00</td>
<td>$5,000.00</td>
<td>0.302%</td>
<td></td>
</tr>
<tr>
<td>Contract Welding Services</td>
<td>$1,000.00</td>
<td>$1,000.00</td>
<td>$1,000.00</td>
<td>0.060%</td>
<td></td>
</tr>
<tr>
<td>Materials and Supplies</td>
<td>$1,000.00</td>
<td>$1,000.00</td>
<td>$1,000.00</td>
<td>0.060%</td>
<td></td>
</tr>
<tr>
<td>Chemical - Weed and Rodents &amp; Grout</td>
<td>$1,000.00</td>
<td>$1,000.00</td>
<td>$1,000.00</td>
<td>0.060%</td>
<td></td>
</tr>
<tr>
<td><strong>Ditches &amp; Canals Maintenance &amp; Repairs</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Goats &amp; Sheep Contract</td>
<td>$31,000.00</td>
<td>$31,000.00</td>
<td>$31,000.00</td>
<td>1.871%</td>
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</tr>
<tr>
<td>Outside Labor Contract - Labor Ready / CDF and Supplies</td>
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<td>$22,000.00</td>
<td>$22,000.00</td>
<td>1.328%</td>
<td></td>
</tr>
<tr>
<td>Contract Maintenance Services - Emergency Repairs</td>
<td>$35,000.00</td>
<td>$35,000.00</td>
<td>$35,000.00</td>
<td>2.112%</td>
<td></td>
</tr>
<tr>
<td>Contract Welding Services</td>
<td>$5,000.00</td>
<td>$5,000.00</td>
<td>$5,000.00</td>
<td>0.302%</td>
<td></td>
</tr>
<tr>
<td>Materials and Supplies</td>
<td>$20,000.00</td>
<td>$20,000.00</td>
<td>$20,000.00</td>
<td>1.207%</td>
<td></td>
</tr>
<tr>
<td>Chemical - Weed and Rodents &amp; Grout</td>
<td>$15,000.00</td>
<td>$15,000.00</td>
<td>$15,000.00</td>
<td>0.905%</td>
<td></td>
</tr>
<tr>
<td><strong>District Support</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Chemical Training</td>
<td>$2,000.00</td>
<td>$1,400.00</td>
<td>$600.00</td>
<td>0.121%</td>
<td></td>
</tr>
<tr>
<td>Training Seminars</td>
<td>$2,500.00</td>
<td>$1,750.00</td>
<td>$750.00</td>
<td>0.151%</td>
<td></td>
</tr>
<tr>
<td>Trustee Compensation</td>
<td>$6,000.00</td>
<td>$4,200.00</td>
<td>$1,800.00</td>
<td>0.362%</td>
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</tr>
<tr>
<td>Miscellaneous Licenses Permits</td>
<td>$6,000.00</td>
<td>$4,200.00</td>
<td>$1,800.00</td>
<td>0.362%</td>
<td></td>
</tr>
<tr>
<td>Other Meetings Compensation - Trustees</td>
<td>$800.00</td>
<td>$560.00</td>
<td>$240.00</td>
<td>0.048%</td>
<td></td>
</tr>
<tr>
<td>Misc Reimbursements - Mileage, Meals</td>
<td>$1,000.00</td>
<td>$700.00</td>
<td>$300.00</td>
<td>0.060%</td>
<td></td>
</tr>
<tr>
<td>Membership Dues &amp; Associations</td>
<td>$11,000.00</td>
<td>$7,700.00</td>
<td>$3,300.00</td>
<td>0.664%</td>
<td></td>
</tr>
<tr>
<td>Contract Services - Fence Repairs</td>
<td>$3,000.00</td>
<td>$2,100.00</td>
<td>$900.00</td>
<td>0.181%</td>
<td></td>
</tr>
<tr>
<td>Contract Employee Services</td>
<td>$500.00</td>
<td>$350.00</td>
<td>$150.00</td>
<td>0.030%</td>
<td></td>
</tr>
<tr>
<td>Building Replacement</td>
<td>$5,000.00</td>
<td>$3,500.00</td>
<td>$1,500.00</td>
<td>0.302%</td>
<td></td>
</tr>
<tr>
<td><strong>Grant Writing Services</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Outside Grant Writing Contract Services</td>
<td>$7,000.00</td>
<td>$4,900.00</td>
<td>$2,100.00</td>
<td>0.422%</td>
<td></td>
</tr>
<tr>
<td>Internal Grant Writing Services</td>
<td>$5,000.00</td>
<td>$3,500.00</td>
<td>$1,500.00</td>
<td>0.302%</td>
<td></td>
</tr>
<tr>
<td><strong>Liabilities Loans</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>YCWA - Yuba County Water Agency</td>
<td>$1,000.00</td>
<td>$1,000.00</td>
<td>$1,000.00</td>
<td>0.060%</td>
<td></td>
</tr>
<tr>
<td><strong>Totals</strong></td>
<td>$1,656,635.29</td>
<td>$1,159,844.70</td>
<td>$496,790.59</td>
<td>99.97%</td>
<td></td>
</tr>
</tbody>
</table>
June 4, 2013

TO: Three Rivers Levee Improvement Authority Board
FROM: Paul Brunner, Executive Director
       Scott Shapiro, General Counsel
       Jesse Salmon, Assessment Engineer (SCI Consulting)

SUBJECT: UPDATING AND ORDERING LEVY OF ASSESSMENTS WITHIN THE LEVEE AND FLOOD CONTROL FACILITIES ASSESSMENT DISTRICT FOR FISCAL YEAR 2013-2014

Recommendation:
That the Board of Directors consider and adopt one of the three resolutions that are attached resolution entitled:

RESOLUTION NO._____ A RESOLUTION OF THE BOARD OF DIRECTORS OF THE THREE RIVERS LEVEE IMPROVEMENT AUTHORITY

Background:
On June 2, 2009 the TRLIA Board adopted a resolution to form the Benefit Assessment District (District) to pay for long-term maintenance and operations on approximately 29 miles of improved levees.

On June 15, 2010 the Three Rivers Levee Improvement District Board of Directors found that to meet the budgeting requirements for operation and maintenance of the flood control facilities for fiscal year 2010-11 there was a need to adjust the assessment to match the full 2009 CPI change of 2.613%. However, in light of severe economic impacts within the District, the Board decided it would not be appropriate to make a CPI adjustment at this time. The 2.613% was reserved by the Board to use at its discretion to adjust the maximum CPI increase for the next fiscal year (2011-12) as explained in the Engineer's Report (p. 37) and Section 10 of Resolution No. 2009-08.
On July 19, 2011 the Three Rivers Levee Improvement District Board of Directors found that to meet the budgeting requirements for operation and maintenance of the flood control facilities for fiscal year 2011-12 there was a need to adjust the assessment to match the full 2010 CPI change of 1.52%. However, in light of severe economic impacts within the District, the Board decided it would not be appropriate to also make a 2.613% CPI adjustment that was reserved in 2009. The 2.613% was reserved by the Board to use at its discretion to adjust the maximum CPI increase for the next fiscal year (2012-13) as explained in the Engineer’s Report (p. 37) and Section 10 of Resolution No. 2009-08.

On June 19, 2012 the Three Rivers Levee Improvement District Board of Directors found that to meet the budgeting requirements for operation and maintenance of the flood control facilities for fiscal year 2012-13 there was a need to adjust the assessment to match the full 2011 CPI change of 2.93%. However, in light of severe economic impacts within the District, the Board decided it would not be appropriate to also make a 2.613% CPI adjustment that was reserved in 2009. The 2.613% was reserved by the Board to use at its discretion to adjust the maximum CPI increase for the next fiscal year (2013-14) as explained in the Engineer's Report (p. 37) and Section 10 of Resolution No. 2009-08.

As of April 30, 2012 the TRLIA revenues in FY 12/13 are $885,223.35 through the District, FY 11/12 late payments, direct billings from SCI/TRLIA, and interest.

- $838,686.20 are FY 12/13 payments and interest
- $46,537.15 are FY 11/12 payments and interest

The total revenues for the same time period for 2010/2011 were $783,655.79

**Discussion:**

In FY 2012/13 TRLIA levied assessments in the amount of $873,841.68, which included an approved 2.93% CPI increase.

The CPI for the San Francisco Bay Area for December to December 2012 is 2.220%. The CPI for 2011 was 2.930%, which was approved and applied. The CPI for 2010 was 1.52%, which was approved and applied. The CPI in 2009 was 2.613%, but the TRLIA Board opted to reserve it for a discretionary adjustment in the future (2010, 2011, 2012), if necessary, due to the community’s severe economic situation.

TRLIA staff has reviewed the proposed RD 784 FY 2013/14 budget for maintenance of levees improved by TRLIA and concurs with the projected expenditures and believes the proposed levee maintenance budget adheres to the criteria outlined in the TRLIA approved Engineers Report. The TRLIA Board will consider the proposed RD 784 FY 2013/14 levee maintenance budget at the TRLIA June 4, 2012 Board meeting. The proposed RD 784 FY 2013/14 budget anticipates $823,081.37 from TRLIA’s assessment district. The proposed RD 784 budget does not provide funding for emergency repairs to the levees and pumps stations that could be caused by weather conditions or vandalism during FY 2013/2014.
There are three resolutions attached for the TRLIA Board to consider. The first resolution does not incorporate the 2012 CPI increase of 2.220% or any other prior reserved CPI. The second resolution incorporates the 2012 CPI increase of 2.220%, and defers again the 2009 CPI increase of 2.613%. The third resolution incorporates both the 2012 CPI increase 2.220% and the deferred 2009 CPI increase of 2.613% for a total of 4.833%.

Below is a comparison of Assessments that would be levied for the three resolutions:

- No CPI increase: $885,282.56
  - South Zone assessments for fiscal year 2013/14 would be levied at the rate of one hundred fifty four dollars and sixty nine cents ($154.69) per single-family equivalent benefit unit
  - Central A Zone assessments for fiscal year 2013/14 would be levied at a rate of eleven dollars and eighty four cents ($11.84) per single-family equivalent benefit unit.
  - Central B Zone assessments for fiscal year 2013/14 would be levied at a rate of thirty three dollars and sixty one cents ($33.61) per single-family equivalent benefit unit.
  - East Zone assessments for 2013/14 would be levied at a rate of eleven dollars and sixty one cents ($11.61) per single-family equivalent benefit unit.

- 2012 CPI increase (2.220%): $904,935.83
  - South Zone assessments for fiscal year 2013/14 would be levied at the rate of one hundred fifty eight dollars and twelve cents ($158.12) per single-family equivalent benefit unit.
  - Central A Zone assessments for fiscal year 2013/14 would be levied at a rate of twelve dollars and ten cents ($12.10) per single-family equivalent benefit unit.
  - Central B Zone assessments for fiscal year 2013/14 would be levied at a rate of thirty four dollars and thirty six cents ($34.36) per single-family equivalent benefit unit.
  - East Zone assessments for 2013/14 would be levied at a rate of eleven dollars and eighty seven cents ($11.87) per single-family equivalent benefit unit.

- 2009 & 2012 CPI increase (4.833%): $928,068.26
  - South Zone assessments for fiscal year 2013/14 would be levied at a rate of one hundred sixty two dollars and seventeen cents ($162.17) per single-family equivalent benefit unit.
Central A Zone assessments for fiscal year 2013/14 would be levied at a rate of twelve dollars and forty one cents ($12.41) per single-family equivalent benefit unit.

Central B Zone assessments for fiscal year 2013/14 would be levied at a rate of thirty five dollars and twenty three cents ($35.23) per single-family equivalent benefit unit.

East Zone assessments for 2013/14 would be levied at a rate of twelve dollars and seven teen cents ($12.17) per single-family equivalent benefit unit.

- **Summary of Rates by Zone:**

<table>
<thead>
<tr>
<th>Zone</th>
<th>No CPI ($)</th>
<th>2012 CPI ($)</th>
<th>2009 &amp; 2012 CPI ($)</th>
</tr>
</thead>
<tbody>
<tr>
<td>South</td>
<td>154.69</td>
<td>158.12</td>
<td>162.17</td>
</tr>
<tr>
<td>Central A</td>
<td>11.84</td>
<td>12.10</td>
<td>12.41</td>
</tr>
<tr>
<td>Central B</td>
<td>33.61</td>
<td>34.36</td>
<td>35.23</td>
</tr>
<tr>
<td>East</td>
<td>11.61</td>
<td>11.87</td>
<td>12.17</td>
</tr>
</tbody>
</table>

**Fiscal Impact:**
The hard economic times of the community have improved a little, but not substantially. The revenues from FY 2012/2013 nearly achieved the projected amount for that fiscal year. A CPI increase of 2.220% for FY 2013/14 seems to be viable, which would provide additional funds for RD 784 to create a reserve for future emergencies or new flood prevention requirements.

RD 784 and TRLIA staff recommend adoption of the second resolution, which incorporates the 2012 CPI increase of 2.220% into the FY 2013/14 assessment and defer again the 2009 CPI increase of 2.613%.

**3 Attachments:**
1. Proposed Resolution without CPI increase for 2013/14
2. Proposed Resolution with 2012 2.220% CPI increase for 2013/14
3. Proposed Resolution with deferred 2009 2.613% CPI increase and 2012 CPI 2.220 increase for 2013/14
THREE RIVERS LEVEE IMPROVEMENT AUTHORITY

RESOLUTION NO. 2013-__

A RESOLUTION OF THE BOARD OF DIRECTORS OF
THE THREE RIVERS LEVEE IMPROVEMENT AUTHORITY
UPDATING AND ORDERING LEVY OF ASSESSMENTS WITHIN THE LEVEE AND FLOOD CONTROL
FACILITIES ASSESSMENT DISTRICT FOR FISCAL YEAR 2013-2014

WHEREAS, the Three Rivers Levee Improvement Authority ("Three Rivers") has installed and
otherwise made substantial improvements to the flood control facilities along portions of the Feather and
Yuba Rivers within Yuba County;

WHEREAS, Three River formed an assessment district — the Three Rivers Levee Improvement
Authority Flood Control Facilities Assessment District (the "District") — in June 2009 to fund operation and
maintenance of the improved facilities;

WHEREAS, the legal notices that were mailed to property owners in the District in March 2009 and
the Three Rivers Levee and Flood Control Facilities Engineer’s Report dated May 28, 2009 state that the
assessment is subject to an annual adjustment based on the US Department of Labor Consumer Price
Index (CPI-U) for the San Francisco Bay Area with the maximum annual adjustment not to exceed 4%;

WHEREAS, the Three Rivers Board of Directors found on June 19, 2012 that to meet the budgeting
requirements for operation and maintenance of the flood control facilities for fiscal year 2012-13 there was
a need to adjust the assessment to match the full 2011 CPI change of 2.93% plus the unused CPI of
2.613%. However, in light of severe economic impacts within the District, the Board decided it would not be
appropriate to make that full CPI adjustment at that time. Thus, the Board decided to impose an increase of
only the current 2011 CPI of 2.93% and reserved the right to later make that 2.613% adjustment as
explained in the Engineer’s Report (p. 37) and Section 10 of Resolution No. 2009-08;

WHEREAS, the US Department of Labor Consumer Price Index (CPI-U) for the San Francisco Bay
Area December to December change for 2012 was 2.22%;

WHEREAS, the Three Rivers Board of Directors is now to consider whether to meet the budgeting
requirements for operation and maintenance of the flood control facilities for fiscal year 2013-14 there is a
need to adjust the assessment consistent with the CPI-U. The Board again notes severe economic
impacts which the Board desires to consider;

WHEREAS, Reclamation District No. 784 has submitted, and the Three Rivers Board of Directors
has reviewed, a proposed annual budget for operation and maintenance of the improved levees for fiscal
year 2013-14,

NOW, THEREFORE, BE IT RESOLVED THAT:

1: The above recitals are true and correct.
2: The Three Rivers Board of Directors finds that to meet the budgeting requirements for operation and maintenance of the flood control facilities for fiscal year 2013-14 there is a need to adjust the assessment to match the full 2012 CPI change of 2.22%. However, in light of continuing economic impacts within the District, the Board has decided it would not be appropriate to make a CPI adjustment at this time. As a result of this decision the Board is reserving the unused 2.22%, in addition to the past unused 2009 CPI of 2.613% and the Board in its discretion may use it to adjust the maximum CPI increase for future fiscal years as explained in the Engineer’s Report (p. 37) and Section 10 of Resolution No. 2009-08.

3. Therefore, the assessments for fiscal year 2013-14 shall be levied at the rate of one hundred fifty four dollars and sixty nine cents ($154.69) per single-family equivalent benefit unit for the South Zone, eleven dollars and eighty four cents ($11.84) for the Central A Zone, thirty three dollars and sixty one cents ($33.61) for the Central B Zone, and eleven dollars and sixty one cents ($11.61) for the East Zone.

4. Three Rivers staff is directed to file or cause to be filed a certified copy of this Resolution with the Auditor/Controller of Yuba County (the “County Auditor/Controller”). Upon such filing, the County Auditor/Controller shall enter on the County tax roll opposite each lot or parcel of land in the District the amount of assessment thereupon as shown in the Engineer’s Report and described in Section 3 of this Resolution. The benefit assessment shall be collected at the same time and in the same manner as County ad valorem taxes are collected and all laws providing for the collection and enforcement of County ad valorem taxes shall apply to the collection and enforcement of the assessments. After collection by the County Tax Collector, the net amount of the assessments, after deduction of any compensation due the County for collection, shall be paid to Three Rivers for the purposes of the District.

ADOPTED as a resolution of the Board of Directors of the Three Rivers Levee Improvement Authority at a regular meeting duly held on the 4th day of June, 2013.

__________________________, CHAIR

APPROVED AS TO FORM: ATTEST:

[Signature]

__________________________, SECRETARY

STATE OF CALIFORNIA )
COUNTY OF YUBA ) ss
THREE RIVERS LEVEE IMPROVEMENT AUTHORITY )

TRIJA Board of Directors for the
TRIJA Levee and Flood Control Facilities Assessment District
I, Donna Stottlemyer, Secretary of the Board of Directors of Three Rivers Levee Improvement Authority, do hereby certify that the foregoing is a true and correct copy of Resolution No. ____ adopted by the Board of Directors of the Three Rivers Levee Improvement Authority, Yuba County, California, at a regular meeting thereof, held on the 4th day of June, 2013 by the following vote:

AYES:
NOES:
ABSENT:

DONNA STOTTLEMEYER, SECRETARY
THREE RIVERS LEVEE IMPROVEMENT AUTHORITY

RESOLUTION NO. 2013-__

A RESOLUTION OF THE BOARD OF DIRECTORS OF
THE THREE RIVERS LEVEE IMPROVEMENT AUTHORITY
UPDATING AND ORDERING LEVY OF ASSESSMENTS WITHIN THE LEVEE AND FLOOD CONTROL
FACILITIES ASSESSMENT DISTRICT FOR FISCAL YEAR 2013-2014

WHEREAS, the Three Rivers Levee Improvement Authority ("Three Rivers") has installed and
otherwise made substantial improvements to the flood control facilities along portions of the Feather and
Yuba Rivers within Yuba County;

WHEREAS, Three River formed an assessment district — the Three Rivers Levee Improvement
Authority Flood Control Facilities Assessment District (the "District") — in June 2009 to fund operation and
maintenance of the improved facilities;

WHEREAS, the legal notices that were mailed to property owners in the District in March 2009 and
the Three Rivers Levee and Flood Control Facilities Engineer's Report dated May 28, 2009 state that the
assessment is subject to an annual adjustment based on the US Department of Labor Consumer Price
Index (CPI-U) for the San Francisco Bay Area with the maximum annual adjustment not to exceed 4%;

WHEREAS, the Three Rivers Board of Directors found on June 19, 2012 that to meet the budgeting
requirements for operation and maintenance of the flood control facilities for fiscal year 2012-13 there was
a need to adjust the assessment to match the full 2011 CPI change of 2.93% plus the unused CPI of
2.613%. However, in light of severe economic impacts within the District, the Board decided it would not be
appropriate to make that full CPI adjustment at that time. Thus, the Board decided to impose an increase of
only the current 2011 CPI of 2.93% and reserved the right to later make that 2.613% adjustment as
explained in the Engineer's Report (p. 37) and Section 10 of Resolution No. 2009-08;

WHEREAS, the US Department of Labor Consumer Price Index (CPI-U) for the San Francisco Bay
Area December to December change for 2012 was 2.22%;

WHEREAS, the Three Rivers Board of Directors is now to consider whether to meet the budgeting
requirements for operation and maintenance of the flood control facilities for fiscal year 2013-14 there is a
need to adjust the assessment consistent with the CPI-U. The Board again notes severe economic
impacts which the Board desires to consider;

WHEREAS, Reclamation District No. 784 has submitted, and the Three Rivers Board of Directors
has reviewed, a proposed annual budget for operation and maintenance of the improved levees for fiscal
year 2012-13,

NOW, THEREFORE, BE IT RESOLVED THAT:

1: The above recitals are true and correct.
2: The Three Rivers Board of Directors finds that to meet the budgeting requirements for operation and maintenance of the flood control facilities for fiscal year 2013-14 there is a need to adjust the assessment to match the full 2012 CPI change of 2.22%. The Board acknowledges the severe economic impacts within the District but believes that the increased funds are necessary to secure flood protection and is therefore imposing a 2.22% increase. The Board will continue to reserve the unused 2.613% increase from 2009 and the Board in its discretion may use it to adjust the maximum CPI increase for future fiscal years as explained in the Engineer's Report (p. 37) and Section 10 of Resolution No. 2009-08.

3. Therefore, the assessments for fiscal year 2013-14 shall be levied at the rate of one hundred fifty eight dollars and twelve cents ($158.12) per single-family equivalent benefit unit for the South Zone, twelve dollars and ten cents ($12.10) for the Central A Zone, thirty four dollars and thirty six cents ($34.36) for the Central B Zone, and eleven dollars and eighty seven cents ($11.87) for the East Zone.

4. Three Rivers staff is directed to file or cause to be filed a certified copy of this Resolution with the Auditor/Controller of Yuba County (the “County Auditor/Controller”). Upon such filing, the County Auditor/Controller shall enter on the County tax roll opposite each lot or parcel of land in the District the amount of assessment thereupon as shown in the Engineer’s Report and described in Section 3 of this Resolution. The benefit assessment shall be collected at the same time and in the same manner as County ad valorem taxes are collected and all laws providing for the collection and enforcement of County ad valorem taxes shall apply to the collection and enforcement of the assessments. After collection by the County Tax Collector, the net amount of the assessments, after deduction of any compensation due the County for collection, shall be paid to Three Rivers for the purposes of the District.

ADOPTED as a resolution of the Board of Directors of the Three Rivers Levee Improvement Authority at a regular meeting duly held on the 4th day of June, 2013.

_________________________, CHAIR

APPROVED AS TO FORM:       ATTEST:

__________________________

DONNA STOTTMLEYER, SECRETARY

STATE OF CALIFORNIA       )
COUNTY OF YUBA           ) ss
THREE RIVERS LEVEE IMPROVEMENT AUTHORITY       )
I, Donna Stottlemeyer, Secretary of the Board of Directors of Three Rivers Levee Improvement Authority, do hereby certify that the foregoing is a true and correct copy of Resolution No. ____ adopted by the Board of Directors of the Three Rivers Levee Improvement Authority, Yuba County, California, at a regular meeting thereof, held on the 4th day of June, 2013 by the following vote:

AYES:
NOES:
ABSENT:

DONNA STOTTLEMEYER, SECRETARY
THREE RIVERS LEVEE IMPROVEMENT AUTHORITY

RESOLUTION NO. 2013-___

A RESOLUTION OF THE BOARD OF DIRECTORS OF
THE THREE RIVERS LEVEE IMPROVEMENT AUTHORITY
UPDATING AND ORDERING LEVY OF ASSESSMENTS WITHIN THE LEVEE AND FLOOD CONTROL
FACILITIES ASSESSMENT DISTRICT FOR FISCAL YEAR 2013-2014

WHEREAS, the Three Rivers Levee Improvement Authority ("Three Rivers") has installed and
otherwise made substantial improvements to the flood control facilities along portions of the Feather and
Yuba Rivers within Yuba County;

WHEREAS, Three River formed an assessment district — the Three Rivers Levee Improvement
Authority Flood Control Facilities Assessment District (the “District”) — in June 2009 to fund operation and
maintenance of the improved facilities;

WHEREAS, the legal notices that were mailed to property owners in the District in March 2009 and
the Three Rivers Levee and Flood Control Facilities Engineer’s Report dated May 28, 2009 state that the
assessment is subject to an annual adjustment based on the US Department of Labor Consumer Price
Index (CPI-U) for the San Francisco Bay Area with the maximum annual adjustment not to exceed 4%;

WHEREAS, the Three Rivers Board of Directors found on June 19, 2012 that to meet the budgeting
requirements for operation and maintenance of the flood control facilities for fiscal year 2012-13 there was
a need to adjust the assessment to match the full 2011 CPI change of 2.93% plus the unused CPI of
2.613%. However, in light of severe economic impacts within the District, the Board decided it would not be
appropriate to make that full CPI adjustment at that time. Thus, the Board decided to impose an increase of
only the current 2011 CPI of 2.93% and reserved the right to later make that 2.613% adjustment as
explained in the Engineer’s Report (p. 37) and Section 10 of Resolution No. 2009-08;

WHEREAS, the US Department of Labor Consumer Price Index (CPI-U) for the San Francisco Bay
Area December to December change for 2012 was 2.22%;

WHEREAS, the Three Rivers Board of Directors is now to consider whether to meet the budgeting
requirements for operation and maintenance of the flood control facilities for fiscal year 2013-14 there is a
need to adjust the assessment consistent with the CPI-U. The Board again notes severe economic
impacts which the Board desires to consider;

WHEREAS, Reclamation District No. 784 has submitted, and the Three Rivers Board of Directors
has reviewed, a proposed annual budget for operation and maintenance of the improved levees for fiscal
year 2013-14,

NOW, THEREFORE, BE IT RESOLVED THAT:

1: The above recitals are true and correct.
2: The Three Rivers Board of Directors finds that to meet the budgeting requirements for operation and maintenance of the flood control facilities for fiscal year 2013-14 there is a need to adjust the assessment to match the full 2012 CPI change of 2.22% and the unused 2009 CPI of 2.613% for a rate change of 4.83%. As a result of this decision, the unused CPI is 0% as permitted in the Engineer's Report (p. 37) and Section 10 of Resolution No. 2009-08.

3. Therefore, the assessments for fiscal year 2013-14 shall be levied at the rate of one hundred sixty two dollars and seventeen cents ($162.17) per single-family equivalent benefit unit for the South Zone, twelve dollars and forty one cents ($12.41) for the Central A Zone, thirty five dollars and twenty three cents ($35.23) for the Central B Zone, and twelve dollars and seventeen cents ($12.17) for the East Zone.

4. Three Rivers staff is directed to file or cause to be filed a certified copy of this Resolution with the Auditor/Controller of Yuba County (the "County Auditor/Controller"). Upon such filing, the County Auditor/Controller shall enter on the County tax roll opposite each lot or parcel of land in the District the amount of assessment thereupon as shown in the Engineer's Report and described in Section 3 of this Resolution. The benefit assessment shall be collected at the same time and in the same manner as County ad valorem taxes are collected and all laws providing for the collection and enforcement of County ad valorem taxes shall apply to the collection and enforcement of the assessments. After collection by the County Tax Collector, the net amount of the assessments, after deduction of any compensation due the County for collection, shall be paid to Three Rivers for the purposes of the District.

ADOPTED as a resolution of the Board of Directors of the Three Rivers Levee Improvement Authority at a regular meeting duly held on the 4th day of June, 2013.

______________________________, CHAIR

APPROVED AS TO FORM: ATTEST:

______________________________

DONNA STOTTMEMEYER, SECRETARY

STATE OF CALIFORNIA )
COUNTY OF YUBA ) ss
THREE RIVERS LEVEE IMPROVEMENT AUTHORITY )

TRJIA Board of Directors for the
TRJIA Levee and Flood Control Facilities Assessment District
I, Donna Stottlemeyer, Secretary of the Board of Directors of Three Rivers Levee Improvement Authority, do hereby certify that the foregoing is a true and correct copy of Resolution No. _____ adopted by the Board of Directors of the Three Rivers Levee Improvement Authority, Yuba County, California, at a regular meeting thereof, held on the 4th day of June, 2013 by the following vote:

AYES:
NOES:
ABSENT:

DONNA STOTTLEMeyer, SECRETARY
June 4, 2013

TO: Three Rivers Levee Improvement Authority Board
FROM: Paul Brunner, Executive Director
Larry Dacus, Design Manager
SUBJECT: Consider Approval of Amendment No. 4 to Contract with MHM Inc. to Provide Engineering and Surveying Services for TRLIA Levee Improvement Program

**Recommended Action:**
Approve contract Amendment No. 4 (Attached) with MHM Inc. for engineering and surveying services and authorize TRLIA Executive Director to sign and execute once General Counsel has reviewed and approved.

**Discussion:**
TRLIA entered into a contract with MHM in October 2009 for surveying and engineering services. Work continues for some of the tasks included in that contract. Task 5 allows MHM to provide general surveying services for miscellaneous items that develop as TRLIA completes the levee repairs. This task allows MHM to perform monitoring surveys and construction surveys in the Goldfields and other areas of the RD 784 Levee System as needed. The budget for this task was increased from $25,000 to $55,000 by Amendment 2 on January 17, 2012. The budget for this task has been expended and it is very advantageous to have the ability to request survey assistance from MHM for these miscellaneous efforts which occur from time to time.

The request is to increase the Task 5 budget by $15,000 to a total Task 5 amount of $70,000. This task increase will increase the total contract amount from $220,200 to $235,200.

As a local surveying and engineering firm with knowledge of the area and experience with the TRLIA Program, MHM has unique knowledge that allows them to perform these miscellaneous survey tasks efficiently. This contract with MHM provides TRLIA with resources to perform unanticipated surveying tasks with a quick turnaround.

This amendment will also extend the contract with MHM to December 31, 2014.

**Fiscal Impact:**
The MHM Contract will be increased by $15,000 for services on a time-and-expenses basis, to a maximum amount not to exceed a total contract amount of $235,200. The funding for these tasks associated with the Feather and UYLIP projects will be cost shared by the State. Tasks not associated with the EIP projects, such as the Goldfields construction work, will be funded with local funds. Local funds are available.

Attachment:
MHM Amendment 4
FOURTH AMENDMENT
TO
AGREEMENT BETWEEN
THREE RIVERS LEVEE IMPROVEMENT AUTHORITY
AND
MHM, Inc.

THIS FOURTH AMENDATORY AGREEMENT is made and entered into this ___ day of June, 2013, by and between the THREE RIVERS LEVEE IMPROVEMENT AUTHORITY, a Joint Powers Authority, ("TRLIA") and MHM, Inc. ("CONSULTANT").

REQUITALS:

WHEREAS, TRLIA and CONSULTANT entered into an agreement to provide Engineering and Surveying Services dated October 13, 2009 ("AGREEMENT");

WHEREAS, TRLIA and CONSULTANT entered into the First Amendatory Agreement dated November 16, 2010;

WHEREAS, TRLIA and CONSULTANT entered into a Second Amendatory Agreement dated January 17, 2012;

WHEREAS, TRLIA and CONSULTANT entered into a Third Amendatory Agreement dated September 18, 2012;

WHEREAS, Article C.24 of the AGREEMENT, states that modifications or amendments to the terms of the AGREEMENT shall be in writing and executed by both parties:

WHEREAS, TRLIA and CONSULTANT desire to amend the AGREEMENT;

NOW, THEREFORE, TRLIA and CONSULTANT agree as follows:

1. Operative Provision 2 – TERM – shall be revised to change the Termination Date to December 31, 2014

2. Article B.1 of the AGREEMENT shall be revised to increase the maximum contract fee by $15,000 from $220,200 to $235,200.

All other terms and conditions contained in the Agreement shall remain in full force and effect.
This AMENDED AGREEMENT is hereby executed on this ___ day of June 2013.

THREE RIVERS LEVEE IMPROVEMENT AUTHORITY

MHM, INC.

Paul G. Brunner, Executive Director

John Michael Smith
Principal

ATTEST:
DONNA STOTLEMeyer, SECRETARY

APPROVED AS TO FORM:
SCOTT L. SHAPIRO
THREE RIVERS LEVEE IMPROVEMENT AUTHORITY GENERAL COUNSEL
June 4, 2013

TO: Three Rivers Levee Improvement Authority Board
FROM: Paul G. Brunner, Executive Director
SUBJECT: Authorize travel and travel expense for TRLIA Board Member John Nicoletti and TRLIA Executive Director to attend 2013 Annual FMA Conference in Anaheim, CA

**Recommended Action:**
Approve an amount not to exceed $3,000 for TRLIA Board Director John Nicoletti and Executive Director to attend the annual FMA Conference to be held September 3rd – 6th, 2013 in Anaheim, CA.

**Discussion:**
The Annual FMA Conference will bring together over 600 floodplain professionals to discuss adaptive strategies for implementing changing federal regulations affecting projects in the floodplain. The theme for this year is “Creating a Safer Tomorrow”.

The conference provides an excellent forum to learn from fellow flood control professionals and share the outstanding work that has been accomplished by TRLIA and its partners (Yuba County, RD 784, YCWA, and DWR) to a wide spectrum of professionals.

**Fiscal Impact:**
The cost of this trip is included in the TRLIA 12/13 Budget. The airfare, transportation, conference and hotel costs are approximately $3,000.