

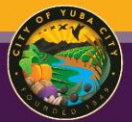


Transfer and Indemnification Agreement – SBFCA

April 5, 2022

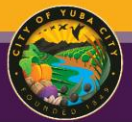


Presentation By:
Diana Langley, City Manager



Background

- 2007 – Sutter Butte Flood Control Agency (SBFCA) formed
- October 2007 – City Council adopted a Levee Impact Fee
 - Purpose was to fund levee improvements/ capital costs attributable to new development to ensure that levees are adequately constructed/reinforced to protect new development.
- June 2010 – Property owners within Sutter and Butte Counties approved an Assessment District to fund improvements to the Feather River West Levee



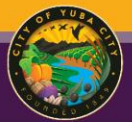
Background

- SBFCA reviewed the City's Levee Impact Fee and proposed to implement a Regional Levee Fee Program
- The proposed Regional Levee Fee is significantly less than the City's Levee Impact Fee
- July 2021 – City Council rescinded the City's Levee Impact Fee



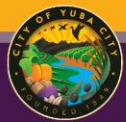
Analysis

- SBFCA's Assessment District was targeted toward funding improvements protecting the urban portion of the basin first
- SBFCA is currently planning improvements along the Sutter Bypass east levee and a 1.6-mile project on the lower Feather River west levee
- Intent of the City's Levee Impact Fee is to help pay for levee improvements, including those planned and completed by SBFCA
- SBFCA is requesting that the City transfer the current balance of the Levee Impact Fees to reimburse for past expenses incurred in the urban portion of the basin, thereby freeing up an equivalent amount for the rural part of the basin



Fiscal Impact

- City currently has \$2,221,610 of Levee Impact Fee funds available
- Staff recommends transfer of \$1,700,000 to SBFCA
- Leaves the City with \$521,610 for future studies as necessary for flood protection compliance



Recommendation

Adopt a Resolution authorizing the Mayor to execute a Transfer and Indemnification Agreement Between the City of Yuba City and Sutter Butte Flood Control Agency to transfer \$1,700,000 of Levee Impact Fees from the City to SBFCA, subject to modifications by the City Manager upon approval by the City Attorney as to legal form.