

PENINSULA DRAINAGE DISTRICT #2
BOARD OF SUPERVISOR'S MEETING
October 23, 2008

Pursuant to an advertised notice, the Board of Supervisors' meeting of Peninsula Drainage District No. 2 was held at 12:00 p.m. on Thursday, October 23, 2008 at the Jubitz Marketplace Restaurant and Grill, at 33 NE Middlefield Rd., Portland, OR 97211

CALL TO ORDER

Acting Chair Vic Stibolt called the meeting to order at 12:25 p.m. Secretary Bob Eaton acknowledged that proper notification of the meeting had been done.

ROLL CALL

Those present were:

Vic Stibolt, Supervisor
Walter Valenta, Supervisor
Bob Eaton, Executive Director
Dave Hendricks, Deputy Director
Kim McRobbie, Secretary Pro Tem
John Sweeney, Guest
Jason Ashe, Guest
Ron & Karen Myers, Guests
Bill Kendrix, Guest
Arianne Sperry, Guest

Pre-Excused Absence:

Dick Shafer, President

MINUTES APPROVAL

The minutes from the June 19, 2008 meeting will be reviewed at the Board Meeting on December 4, 2008.

INTRODUCTIONS

Bob Eaton asked everyone to please introduce themselves beginning with Vic Stibolt. After introductions, Stibolt welcomed everyone and thanked them for their attendance and interest in the District.

STAFF UPDATES

Review Bridgeton Levee Tree Removal and Planting Plan

Hendricks began by giving a brief history of the FEMA process on levee deficiencies. He added that when things began the District was notified by the US Army Corps of Engineers that the trees along Bridgeton Levee would need to be removed in order to recertify the levees in Peninsula Drainage District No. 2, (PEN 2). That did not go over well with the landowners as they preferred to keep their trees. A team was formed including Board President Dick Shafer, the City of Portland, Bridgeton Neighborhood Association, and the US Army Corp of Engineers. The group worked together to negotiate an agreement that would allow the landowners to have vegetation in their neighborhood and the District would have the levees certified.

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Review Bridgeton Levee Tree Removal and Planting Plan - Continued

Hendricks added the trees have come down and as of yesterday, the root wads have been removed. Also, an additional 30 feet of fill has been added to the back half of the levee just north of the Columbia School soccer field, 15' of which is to assure stability for the trees that will be planted next week. On October 30, the advertising firm Wyden and Kennedy will join Friends of Trees to plant approximately 70 trees on the school site as part of the agreement that was made.

Hendricks prepared and presented a Levee Recertification Budget vs. Expenditures breakdown for review. He highlighted the adopted budget versus the estimated completion expenses broken down by the different categories of tree removal, levee fill, administrative, tree planting and the PEN2/MCDD plug as well as the legal fees associated with the process. He also talked about the \$6,250 received from Dan Riedl which is the cost of flattening the slope on his property. With all of those categories added up the District is \$64,657 over budget. Hendricks added that when the budget was originally calculated the District did not account for a geotechnical engineer which is costly. Walter Valenta added the overrun was also due to the larger trees that were close to residences and power lines. Hendricks said that the spending will be monitored to see how it can be reduced this fiscal year to make up for losses.

Walter Valenta asked if PEN 2 was now able to be recertified. Hendricks is very confident that all deficiencies have been fixed and the District will be recertified. Hendricks stated on October 28 the US Army Corp of Engineers will do a walk through and review the previous findings. At that point, they will draft a letter to FEMA recommending certification. Hendricks added that most folks think it is the US Army Corps of Engineers that is responsible for certification, when, in fact, it is FEMA that has the final decision. Bill Kendrix asked about the levees and were they built to standards when they were originally constructed. Hendricks said the landowners built the levees in 1917. In 1952 the standards were created and those are what the Districts use today.

DISCUSSION ABOUT NEW BOARD MEMBERS

Eaton spoke to the additional Board seats that will be added to the PEN 2 Board. Eaton presented a handout showing the folks that have expressed interest in the PEN 2 Board of Supervisors. He added that the law requires the District send the announcements last June to landowners in the District stating there will be two new board seats open for election. The residents who returned calls expressing interest are listed on the handout. He added that even though he has seen interest by people, no one has officially let him know they plan to run. Eaton added that if anyone wanted their name on the ballot, it is important to let him know as soon as possible as the ballots will be going out in the mail mid November. Along with the decision to run, the interested parties need to decide which seat they plan to run for. Current President, Dick Shafer, currently holds seat #3. Supervisor Walter Valenta currently holds seat #1 after being appointed to replace Mike McBride. Eaton added that Shafer is a carry-over from lack of a quorum in 2007 and Walter's term of office is up December 2008. Eaton concluded by saying that the law states that if a quorum is not met one meeting; a quorum for the second meeting is set at 35% of district acreage.

PLANNING FOR ANNUAL MEETING

Eaton spoke to the agenda drafted for review. He asked folks to please look at it and let him know of any changes needed. He added that items can be modified to fit the meeting schedule. Walter suggested that the Board set time frames for candidates that may want to speak. With no changes or questions, Eaton will prepare the final agenda.

MEETING ADJOURNMENT

There being no further business to come before the Board, Acting Chair Vic Stibolt adjourned the meeting at 1:10 p.m.

APPROVAL

These minutes were approved at a duly held Board meeting on December 4, 2008.

ATTEST:

Secretary