

**MINUTES OF THE REGULAR MEETING OF BOARD OF TRUSTEES  
FOR RECLAMATION DISTRICT 1608  
HELD WEDNESDAY, JUNE 6, 2018**

The Regular Meeting of the Board of Trustees of Reclamation District 1608 was held Wednesday, June 6, 2018 at the law office of Neumiller & Beardslee, 509 W. Weber Avenue, fifth Floor, Stockton, California, at the hour of 8:00 a.m.

**TRUSTEES PRESENT WERE:**

MICHAEL PANZER  
DAN MacDONNELL

**OTHERS PRESENT WERE:**

DANIEL J. SCHROEDER  
ANDY PINASCO  
CHRISTOPHER NEUDECK  
JEAN KNIGHT  
JOE BRYSON

**ABSENT:**

BRETT THOLBORN

1. **Public Comment.** Under Government Code Section 54954.3, members of the public may address the Board on any issue in the District's jurisdiction. The public may address any item on the agenda as it is taken up. Michael Panzer mentioned a homeowner contacted him about the nutria and there was further discussion about issue. He also noted that the slough behind his house was pretty blocked up.

2. **Approval of Minutes.** Minutes of the regular meeting of May 1, 2018 and special meeting of May 11, 2018. After review,

It was moved, seconded (D. MacDonnell/M. Panzer) and unanimously carried by the Board of Trustees of Reclamation District 1608 that the minutes of the regular meeting of May 1, 2018 and special meeting of May 11, 2018 were approved as read.

3. **Financial Report.** Review, discuss, and accept financial report. Secretary Knight presented the financial report and the Trustees approved the report.

The following bills, and warrants in payment of same, were approved:

MICHAEL PANZER, #6060, Trustee Fee .....	100.00
DAN MAC DONNELL, #6061, Trustee Fee .....	100.00
JEAN L. KNIGHT, #6062, Secretarial Fee .....	745.00
NEUMILLER & BEARDSLEE, #6063, Inv. # 292105 .....	3,661.60
KJELDTSEN, SINNOCK & NEUDECK, #6064 Inv. #s 22967-22972.....	24,497.09

PG&E, #6065, Electrical.....27.26  
 ROBERT BURNS CONSTRUCTION, INC., #6066,  
 Inv. #s 4888A, 4888B, 4888C .....18,383.00  
 RECLAMATION DISTRICT 1608, #6067, Transfer to Checking .....30,000.00

Timesheets for the following employees were submitted and checks in payment of same, were approved:

JOHN EARL FOSTER IV, #1367, 5/1/18 – 5/15/18 .....580.99  
 HECTOR BRYAN KENDALL, #1368, 5/1/18 – 5/15/18 .....148.22  
 CALIFORNIA STATE DISBURSEMENT UNIT, #1369.....50.00  
 JOE BRYSON, #1370, 5/1/18 – 5/31/18.....3,448.81  
 HECTOR BRYAN KENDALL, #1371, 5/16/18 – 5/31/18 .....657.72

State and Federal Payroll Taxes scheduled to be paid on line, were approved

State Government, Payroll Taxes, April Salaries .....368.62  
 Federal Government, Payroll Taxes, April Salaries .....1,981.04

An Electronic Payment was made to the following:

Bank of Stockton Visa Card .....5,677.94

- (a) Adopt 2018-2019 Budget. – Attorney Schroeder presented the draft budget. Additional changes made were to delete the line item “Special Projects” under Operations and Maintenance Expenses. Other items were reviewed and Chris Neudeck reported that the District should be receiving close to \$200,000 in subventions reimbursements. This needs to be added to Subvention Reimbursement under Income. He also mentioned some challenges the District is facing with the disposal area for the sediment removal and this will not be happening this year. They still need to work on challenges with threatened and endangered species – garter snake being one of them. He will be reporting more on this during the engineer’s report. After discussion,

It was moved, seconded (D. MacDonnell/M. Panzer) and unanimously carried by the Trustees of Reclamation District 1608 that the 2018-2019 Budget, as amended above, be approved.

- (b) Approve Audit Contract with Croce, Sanguinetti, & Vander Veen for 2017-2018 Fiscal Year. Mr. Schroeder reported on this item. He noted there were two contracts – one for the required Special Districts Transaction Report for \$225 – not to exceed \$300 and the other for the audit for a not to exceed \$3,350. The attorneys’ recommendation was to approve the audit contract.

It was moved, seconded (D. MacDonnell/M. Panzer) and unanimously carried by the Trustees of Reclamation District 1608 that the Audit Contract with Croce, Sanguinetti, & Vander Veen for the 2017-2018 Fiscal Year be approved.

4. **Engineer's Report. Request for directions and approvals.**

- (a) Consider new permits requests from homeowners. (see below under engineer's report)
  - 1. 6343 Embarcadero Drive, APN 098-310-06, Index No 3, Lot 2107, Owners John & Kathryn Flanagan – installation of concrete steps, wooden retaining wall and artificial sod.
  - 2. 4275 Five Mile Drive, APN 098-140-18, Owner Daryl Verkerk - Sprinkler plan application for existing sprinklers on land side slope.
- (b) Consider Levee Encroachment Standard Violation Enforcement. (see below under engineer's report)
  - 1. 6231 Embarcadero Drive, APN 100-020-08, Index No 12, Lot 1918, Owner George W. Zehender - Excessive vegetated cover requiring clearing for levee inspections
  - 2. 6343 Embarcadero Drive, APN 098-310-06, Index No 3, Lot 2107, Owners John & Kathryn Flanagan - Unpermitted concrete steps, wooden retaining wall and artificial sod.
- (c) Discussion and Direction regarding Sediment Removal Project. (see below under engineer's report)

**Engineer's Report.**

I. AB 360 Delta Levee Subvention Program

A. Review status of the Subvention Program.

Chris Neudeck reported on Exhibit "A" in his report which was an e-mail from Melinda Terry, Executive Director of the Central Valley Flood Control Association. The email sets forth the changes to the Subventions Legislation currently slated as a budget trailer bill for the State of California 2018-2019 and gives a detailed report on the trailer bill. Mr. Neudeck reported that if successful passage, the subventions program will continue but the deductible for the District (being an urban District) will change from \$1,000 per mile to \$2,500 per mile – giving the District a \$7,500 deductible rather than a \$3,000 deductible for the 3 miles of levees this District has. He felt that the bill should pass.

B. Annual Levee Inspection. In the engineer's handout, there is, as Exhibit B., the current summary of all landowner letters sent and corresponding responses from the landowners.

C. Specific Actions

- 1. 6231 Embarcadero Drive, APN 100-020-08, Index No 12, Lot 1918, Owner George W. Zehender - Excessive vegetated cover requiring clearing for levee inspections.

It was reported that Mr. Zehender might be in a rest home. The District personnel do not know whom to contact. Mr. Bryson thinks the house is

being rented. The District needs to write a letter to be consistent and elevate the letter to come from the District's counsel. It was decided to write a letter and follow up on the two letters that have been sent from the engineer's office. That letter would also set the time for a hearing. It was reported that the owner of the property is the owner of Lovotti Air. Mr. Bryson said he would go by the house to see if he could gather further information. Therefore,

Upon motion duly made, seconded (D. MacDonnell/M. Panzer), and unanimously carried by the Trustees of Reclamation District 1608, with respect to 6231 Embarcadero Drive, APN 100-020-08, Index No 12, Lot 1918, Owner George W. Zehender a letter with respect to the excessive vegetated cover requiring clearing for levee inspections will be sent a letter by District counsel. If Joe Bryson has success and they are continuing to work on the problem, they can continue the date for the hearing.

2. 6343 Embarcadero Drive, APN 098-310-06, Index No 3, Lot 2107, Owners John & Kathryn Flanagan – Two agenda items: A. Permit Request: Installation of concrete steps, wooden retaining wall and artificial sod; B. Unpermitted concrete steps, wooden retaining wall and artificial sod. It was reported that the Flanagan's have now been very responsive in working with the District. On May 29, 2018, the District received an application for encroachment permit for the unpermitted concrete steps, retaining wall, and artificial turf. If the new application meets all the standards and conditions, Trustee Panzer will sign the new permit. Therefore,

Upon motion duly made, seconded (D. MacDonnell/M. Panzer), and unanimously carried by the Trustees of Reclamation District 1608, with respect to 6343 Embarcadero Drive, APN 098-310-06, Index No 3, Lot 2107, Owners John & Kathryn Flanagan, A. Permit Request: Installation of concrete steps, wooden retaining wall and artificial sod; B. Unpermitted concrete steps, wooden retaining wall and artificial sod. If the new encroachment meets the agreed to conditions set by the engineers and in turn by the Trustees, the new permit will be approved and will be signed by the Board President Michael Panzer.

3. 4275 Five Mile Drive, APN 098-140-18, Owner Daryl Verkerk - Sprinkler plan application for existing sprinklers on land side slope.

Mr. Verkerk has submitted a permit for the existing sprinklers. In addition, it was also pointed out that the vegetative cover is so extensive that the engineers and levee superintendent cannot see the levee slope. He has done nothing to eliminate the extensive vegetative cover. It was decided that approval for the sprinklers not be made until the vegetation is cleaned up. Also, if this work is not done by the

end of the month, District counsel is authorized to write Mr. Verkerk about the noncompliance and set a date for a hearing. Therefore,

Upon motion duly made, seconded (D. MacDonnell/M. Panzer), and unanimously carried by the Trustees of Reclamation District 1608, with respect to 4275 Five Mile Drive, APN 098-140-18, Owner Daryl Verkerk - Sprinkler plan application for existing sprinklers on landside slope, Mr. Verkerk will have until the end of June to get the excessive vegetation cover cleared up before the permit for the sprinkler system can be approved. If such work is not done by the end of June, Mr. Verkerk will be getting a letter from the District's Counsel about the non-compliance and the setting of a hearing.

II. Sediment Removal. The engineers are looking for alternative disposal sites. There are two routes through Wright Elmwood Tract. They will be talking to Mr. Muzio, a representative of Wright Elmwood Tract. The engineers state in their report that, "following a meeting with Dredging Contractor regarding project parameters and constraints, additional pipeline alignments may be necessary. The project team will work with Wright Elmwood District and landowners to determine feasible pipeline alignments across the island, and gain environmental inspection access permissions." There are still issues with the giant garter snake.

5. **Levee Superintendent Report.** Request for directions and approvals. Joe Bryson gave his report and details are included within his report.
6. **Report by Trustees on meetings attended and up coming meetings.** Request for direction. No Report.
7. **Report and possible action on Progress of Tasks Assigned at Previous Board Meetings.** No report.
8. **Discussion and direction on Short-Term and Long-Range Goals.** Dan Schroeder reported that the TAC meetings are not taking place anymore but there are Stakeholder Group meetings. The wording on the report will be under Short Term Goals, Participate in Stakeholder Groups.
9. **District Calendar.** Discussion and direction.
  - (a) Reschedule July 4, 2018 meeting date. Due the the 4<sup>th</sup> of July holiday, it was agreed to move the July meeting to July 11<sup>th</sup>. Therefore,

It was moved, seconded (D. MacDonnell/M. Panzer) and unanimously carried by the Trustees of Reclamation District 1608 that the regular meeting scheduled for July 4<sup>th</sup>, 2018 be moved to July 11, 2018,

10. **Correspondence.** None.

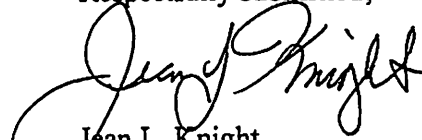
11. **Approval of Bills.** The bills, as presented, were approved.

12. **Staff Reports.**

- (a) **Attorney.** The Agenda for this meeting was posted on the window outside the meeting room at 509 West Weber Avenue, Stockton, California, at least seventy-two (72) hours preceding the meeting.

13. **Adjournment.** The meeting adjourned at 9:15 a.m.

Respectfully submitted,



Jean L. Knight  
District Secretary