

**MEETING AGENDA FOR
RECLAMATION DISTRICT NO. 1608
BOARD OF TRUSTEES REGULAR MEETING
8:00 A.M. JULY 1, 2020
NEUMILLER & BEARDSLEE**

Coronavirus COVID-19 Notice

In accordance with the Governor's Executive Order N-33-20, and for the period in which the Order remains in effect, Reclamation District 1608 Board Chambers will be closed to the public.

To accommodate the public during this period of time that the Board's Chambers are closed to the public, Reclamation District 1608 Board of Trustees has arranged for members of the public to observe and comment at the meeting telephonically.

TO ATTEND BY TELECONFERENCE:

Toll-Free Dial-In Number: (877) 778-1806

CONFERENCE ID 891949

Once connected, we request you kindly mute your phone

Call to Order.

Roll Call.

Agenda Items.

1. Public Comment. The public may comment on any matter within the District's jurisdiction that is not on the agenda. Matters on the agenda may be commented on by the public when the matter is taken up. All comments are limited to a maximum of 3 minutes for general public comments on items within the District's subject matter jurisdiction and 3 minutes before or during the Board's consideration of each agenda item, subject to the sole discretion of the Board President to allow additional time for a comment in accordance with Resolution 2019-04.
2. Approval of Minutes. Minutes of the June 3, 2020 District meeting.
3. Financial Report. Review, discuss, and accept financial report.
 - a. Adopt Resolution 2020-03 Adopting Appropriations Limit for Fiscal Year 2020-2021.
 - b. Adopt Resolution 2020-04 Certifying Assessments to be Collected and Establishing a Procedure for Collection.
4. Engineer's Report. Request for directions and approvals.
 - a. Discussion and Possible Action to Revoke Any or All Encroachment Permit(s) at the Following Address:
 - i. 6347 Embarcadero Drive
Owners – Charles and Farley Staniec
Violation – Failure to comply with February 14, 2020 Order to remove

This agenda shall be made available upon request in alternative formats to persons with a disability, as required by the Americans with Disabilities Act of 1990 (42 U.S.C. § 12132) and the Ralph M. Brown Act (California Government Code §54954.2). Persons requesting a disability related modification or accommodation in order to participate in the meeting should contact Elvia Trujillo at 209/948-8200 during regular business hours, at least forty-eight hours prior to the time of the meeting.

Materials related to an item on this Agenda submitted to the Trustees after distribution of the agenda packet are available for public inspection in the office of the District Secretary at Neumiller & Beardslee, 3121 West March Lane, Suite 100, Stockton, California during normal business hours.

untrimmed vegetation inhibiting levee inspections in violation of District Levee Encroachment Standards

- b. Discussion and Possible Action to Direct District Legal Counsel to Commence Appropriate Proceedings to Have Any or All Encroachments Not Permitted Removed by District at the Following Address:
 - i. 6347 Embarcadero Drive
Owners – Charles and Farley Staniec
Violation – Failure to comply with February 14, 2020 Order to remove untrimmed vegetation inhibiting levee inspections in violation of District Levee Encroachment Standards
- c. Levee Encroachment Permits/Enforcement
 - i. Consider new permits requests from homeowners.
 - ii. Consider Levee Encroachment Standard Violation Enforcement
- d. Report on Delta Grant II – Storage Container and Supplies
- e. Sediment Removal Project
 - i. Review status of District communications to landowners
 - ii. Review general status of project
- f. Delta Levee Subventions Program
 - i. Review status of work plan for placement of rock slope protection on southeastern terminous
 - ii. Status report and direction regarding gate repairs on southwest quadrant

5. Levee Superintendent Report. Request for directions and approvals.

6. Report by Trustees on meetings attended and up coming meetings. Request for direction.

7. Report and possible action on Progress of Tasks Assigned at Previous Board Meetings.

8. Discussion and direction on Short-Term and Long-Range Goals.

9. District Calendar. Discussion and direction.

10. Correspondence.

11. Approval of Bills.

12. Staff Reports.

(a) Attorney. The Agenda for this meeting was posted on the window outside the meeting room at 3121 West March Lane, Stockton, California, at least seventy-two (72) hours preceding the meeting.

13. Adjournment.

This agenda shall be made available upon request in alternative formats to persons with a disability, as required by the Americans with Disabilities Act of 1990 (42 U.S.C. § 12132) and the Ralph M. Brown Act (California Government Code §54954.2). Persons requesting a disability related modification or accommodation in order to participate in the meeting should contact Elvia Trujillo at 209/948-8200 during regular business hours, at least forty-eight hours prior to the time of the meeting.

Materials related to an item on this Agenda submitted to the Trustees after distribution of the agenda packet are available for public inspection in the office of the District Secretary at Neumiller & Beardslee, 3121 West March Lane, Suite 100, Stockton, California during normal business hours.

**AGENDA PACKET
RECLAMATION DISTRICT 1608
JULY 1, 2020**

<u>ITEM</u>	<u>COMMENTARY</u>
1.	Self-explanatory.
2.	Please see attached.
3.	Material to follow.
3.a.	Please see attached.
3.b.	Please see attached.
4.	Please see attached.
4.a.	Please see attached
5.	Material to follow.
6.	Self-explanatory.
7.	Self-explanatory.
8.	Please see attached.
9.	Please see attached.
10.	Please see attached.
11.	Material to follow.
12.	Self-explanatory.
13.	Self-explanatory.

ITEM 2

**MINUTES OF THE REGULAR MEETING OF BOARD OF TRUSTEES
FOR RECLAMATION DISTRICT 1608
HELD TELEPHONICALLY ON WEDNESDAY, JUNE 3, 2020**

A Regular Meeting of the Board of Trustees of Reclamation District 1608 was called to order telephonically at 8:02 a.m. by President Michael Panzer on Wednesday, June 3, 2020, via Toll-Free Dial-In Number: (877) 778-1806; Conference ID 891949.

TRUSTEES PRESENT WERE:

MICHAEL PANZER
BRETT THOLBORN
DAN MacDONNELL

OTHERS PRESENT WERE:

DANIEL SCHROEDER
ANDY PINASCO
CHRIS NEUDECK
JOE BRYSON
ELVIA TRUJILLO

1. **Public Comment.** There was no public comment.

The Board adjourned the meeting at 8:06 a.m. to start the closed session.

2. **Closed Session.**
 - (a) **CONFERENCE WITH LABOR NEGOTIATORS**
Agency designated representatives: President Michael Panzer and Daniel Schroeder
Unrepresented employees: District Secretary and District Superintendent.
3. **Report out of Closed Session.**
The Board reconvened from Closed Session at 8:19 a.m. All Trustees were present during the entirety of the Closed Session. There was no reportable action.
4. **Employment Agreements.** Discussion and possible action regarding amendments to Levee Superintendent and District Secretary Employment Agreements.

Dan Schroeder reported the Board has negotiated a change to the Levee Superintendent Contract increasing his hourly rate from \$39.00 per hour to \$40.00 per hour representative of the cost of living adjustment.

It was moved, seconded (B. Tholborn/D. MacDonnell), and unanimously carried by the Board of Trustees of Reclamation District 1608 to approve amendment to the Levee Superintendent Employment Agreement increasing his rate from \$39.00 per hour to \$40.00 per hour effective June 1, 2020, and authorized the District President to sign the Agreement.

5. **Approval of Minutes.** Minutes of the regular meeting of May 6, 2020.
After discussion,

It was moved, seconded (B. Tholborn/D. MacDonnell) and unanimously carried by the Board Trustees of Reclamation District 1608, that the minutes of the regular meeting held on May 6, 2020, be approved as presented.

6. **Financial Report.** Review, discuss, and accept financial report.
District Secretary, Elvia Trujillo, presented a written and oral report. She reported on the property taxes, interest income, and assessments received and gave an update on the Five-Year Plan spending. After review and discussion,

It was moved, seconded (B. Tholborn/D. MacDonnell) and unanimously carried by the Board of Trustees of Reclamation District 1608 that the Financial Report presented at the June 3, 2020 meeting be approved as presented.

- (a) Adopt 2020-2021 Budget.

Andy Pinasco presented this item. He informed the board that he, Chris Neudeck and Dan Schroeder met by phone to discuss the budget. They went through the last financial report submitted by the District Secretary and drafted the budget presented at this meeting. The format of the budget was changed to include codes provided by KSN in an effort to assist the District Secretary and Levee Superintendent in coding expenses. Mr. Pinasco noted there is a large item under the Operations & Maintenance Expenses category, line item 09 Special Projects (Sediment Removal Project) with a budgeted amount of 1.6 million. This number will allow for any kind of items related to the Sediment Removal Project. Line item O12 Emergency Equipment & Supplies was increased to allocate expenses related to the Delta Grant Phase 2 for flood fight equipment, materials, and supplies of which part will be reimbursed to the District. The amount in line item G10, Newsletter & Public Communications was increased to be able to cover two newsletters and any other publications necessary. Trustee Tholborn asked why there were some items, such as line item E10, that have \$0 in the proposed budget and Mr. Pinasco responded that where there is a \$0 line item. means that is going to fall of the District's budget this year. Additional line items were discussed and an opportunity was given to make changes or leave as presented. Upon further review,

A motion was made, seconded (B. Tholborn/D. MacDonnell) and unanimously carried by the Board of Trustees of Reclamation District 1608 that the budget for Fiscal Year 2020-2021 be adopted as presented.

(b) Approve Audit and Special District Financial Transaction Report Contracts with Croce, Sanguinetti & Vander Veen for the 2019-2020 Fiscal Year.

Mr. Schroeder reported on this item. He noted there were two contracts: One for auditing services in the amount not to exceed \$3,925 and the other for the Special Districts Financial Transaction Report in the amount not to exceed \$400. Mr. Schroeder's recommendation was to approve both contracts.

It was moved, seconded (B. Tholborn/D. MacDonnell) and unanimously carried by the Trustees of Reclamation District 1608 that the Audit Contract and the Special Districts Financial Transaction Report with Croce Sanguinetti & Vander Veen for the 2019-2020 Fiscal year be approved.

7. **Public Hearing.** Ordinance Increasing the Compensation for Meeting Attendance.

(a) Adopt Ordinance 2020-01 Establishing Trustee Compensation for Meeting Attendance

President Panzer opened the Public Hearing at 8:38 a.m.

Andy Pinasco presented this item and reported this is the ordinance that has been adopted in the last few years. The ordinance has been noticed as required. He reminded the Trustees that the increase could not be more than 5% per year.

Currently, the Trustees receive \$246.75 per meeting, with the adoption of this ordinance, the trustees will receive \$259.09 per meeting. If adopted, the new rate will take effect August 2, 2020. President Panzer invited questions or comment regarding this item. There being no comments, the public hearing was closed at 8:40 p.m. At this time the action was presented and

It was moved, seconded (B. Tholborn/D. MacDonnell) and unanimously carried by the Board of Trustees of Reclamation District 1608 that Ordinance 2020-01 Establishing Trustee Compensation for Meeting Attendance be approved.

8. **Engineer's Report.** Request for directions, approvals and actions.

- (a) Levee Encroachment Standard enforcement. *Please see Engineer's Report.*
- (b) Consider approval of new permits requests from homeowners at the following addresses. *No new permits presented.*
- (c) Report on Delta Grant II – Proposed Storage Container and Supplies. *Please see Engineer's Report*
- (d) Sediment Removal Project. *Please see Engineer's Report*

- (e) Delta Levees Subvention Program. *Please see Engineer's Report*
- (f) Authorize Contract with Dino & Son for Annual Maintenance of Gates Along Levee Crown in Southwest Quadrant. *Please see Engineer's Report*

From Engineer's Report:

I. PLAN REVIEW

- A. Review status of Annual Levee Inspection of the District's Levee system.
Exhibit A: Violation/Remedy Tracking for 2020 Inspections

Mr. Neudeck reported on this item. The summary list is not necessarily the actual status as many residents have taken upon themselves to do the work or they told Joe Bryson or their neighbor rather than contacting KSN to update their status. Although it may seem overwhelming when homeowners first get notification, compliance has been generally good. Mr. Neudeck encourages landowners to continue to clear and maintain vegetation, particularly after the spring rains as it will re-grow.

II. DELTA GRANT II – PROPOSED STORAGE CONTAINER AND SUPPLIES

- A. Review and update the Board of Trustees of Delta Grant II – Proposed Storage Container and Supplies. Container delivered and set up floodlight materials being ordered.
Exhibit B: Filed Photos of the new container.

Mr. Neudeck reported on this item. He referenced the photos of the new storage container (Exhibit B). The supplier did not fulfill the contract which was to put lock boxes around the pad locks. The supplier was called and they responded immediately. Joe Bryson is in process of ordering the flood fight supplies for the storage container and is being selective in only ordering what the District doesn't already have. Mr. Neudeck will be seeking reimbursement from the County for the flood fight supplies purchased.

III. SEDIMENT REMOVAL PROJECT

Mr. Neudeck reported on this item. He informed the Board that the contract has been awarded and there are now dates. The project is scheduled to take place between the dates of August 1, 2020 to November 30, 2020. Every landowner affected by the project was sent a letter as outlined below in Section A.1 and Section A.2. The types of letters that were sent are found in Exhibit C, letter to landowners for boat/vessel relocation and in Exhibit E, letter to landowners for attached dock feature relocation. Each letter included acknowledgements (Exhibit D and F) to be completed and signed by the landowners and returned to the KSN.

A. Review letters to Landowners along Sediment Removal Alignment.

1. Typical Request for temporarily relocation of **Boat/Vessel moored** to existing dock.
Exhibit C: Letter to landowners for Boat/Vessel relocation.
 - a) *Typical Acknowledgement and acceptance form of Boat/Vessel relocation.*
Exhibit D: Acknowledgement for Boat/Vessel.

2. Typical Request for temporarily relocation of **Attached Dock Feature** to existing dock.
Exhibit E: Letter to landowners for Attached Dock Feature relocation.
 - a) Typical Ac acknowledgement and acceptance form of Attached Dock Feature relocation.
Exhibit F: Acknowledgment for Attached Dock Features.

3. Landowner lists for Boat Vessel Notice and Attached Dock Feature notice.
Exhibit G: Boat/Vessel list.
Exhibit H: Attached Dock Feature List.

Mr. Neudeck reported. As of the date of this meeting, the response by landowners has been slow. He referenced Exhibits G and H and indicated he has not received acknowledgements from those that are highlighted in yellow. Joe Bryson has been very helpful in hand-carrying acknowledgements and in encouraging residents to sign. These acknowledgements are important as they will provide contact information. Joe Bryson did drop off additional forms yesterday which are not reflected in the list. There will be a followup with each landowner that has not returned the acknowledgement in case they have questions.

B. Review aerial map layout of dock numbers and addresses.

Exhibit I: Aerial Map Layout of Dock No. 's and Addresses.

Mr. Neudeck reported that this last exhibit is what is being used to understand the docks as they are owned by separate landowners. He explained that each dock and associated area has been assigned a number. Overall, the cooperation by the landowners has been exceptional and some are even reconstructing their docks. Once this project is completed, they will have the ability of having boats. Mr. Neudeck also reported that there was a preconstruction conference and work is scheduled to start on July 15, 2020. The work will be staged to take place around approximately August 1st. He also noted the letters sent to the landowners have key dates: June 15 deadline to inform District of landowner's intention to move dock feature and July 20 as the latest date for landowner to relocate vessels/dock features (see Exhibits C and

E). The District does not intent to touch any private property and the removal of vessels/dock features is the responsibility of the landowner.

IV. DELTA LEVEES SUBVENTION PROGRAM – AB 360

- A. Review status of work plan for the placement of rock slope protection at the Southeastern terminus of RD 1608 on Fourteen Mile Slough. Dino & Son Co., will start work after July 1 to avoid the nesting bird issues within our CDFW Routine Maintenance Agreement.

Mr. Neudeck reported and confirmed this is the area beyond I-5 and that work will not start until July 1 due to nesting bird issues that need to be avoided.

- B. Seek authority of the Board of Trustees to prepare a less than \$25,000 contract for the annual maintenance of gates along the levee crown in the Southwest Quadrant.

Mr. Neudeck presented this item and informed the Board this work will start July 1. He is seeking authorization to prepare a contract for the maintenance of gates. This contact is to allow the Engineer to call Dino & Son in an as needed basis to repair any gates that are falling. After further discussion,

It was moved, seconded (B. Tholborn/D. MacDonnell) and unanimously carried by the Board of Trustees of Reclamation District 1608 to authorize the President to execute contract with Dino & Son in the amount not to exceed \$25,000 for the annual maintenance of gates along the levee crown in the Southwest Quadrant.

9. **Levee Superintendent Report.** Request for directions and approvals.

Joe Bryson gave an oral and written report. Among the several items reported, Joe Bryson has received many phone calls from landowners related to the Sediment Removal Project. He is currently assisting KSN in gathering information from the homeowners such as phone numbers, email addresses, deck and boat information and signed letters/acknowledgments.

10. **Report by Trustees on meetings attended and upcoming meetings.** Request for direction. No report.

11. **Report and possible action on Progress of Tasks Assigned at Previous Board Meetings.** No report.

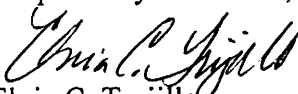
12. **Discussion and direction on Short-Term and Long-Range Goals.** No changes.

13. **District Calendar.** Discussion and direction.
(a) Newsletter. Port City Marketing Solutions will be doing the next newsletter.
- The final Budget has been approved.
 - The Audit Contract has been approved.
 - Will soon be posting the notice regarding appropriations.
14. **Correspondence.** No report.
15. **Approval of Bills.** The list of Bills to be Paid dated June 3, 2020 was presented. List was reviewed and

Upon motion duly made, seconded (B. Tholborn/D. MacDonnell) and unanimously carried by the Trustees of Reclamation District 1608, the list of Bills to be Paid dated June 3, 2019 as presented was approved.

16. **Staff Reports.**
(a) **Attorney.** The Agenda for this meeting was posted on the window outside the meeting room at 3121 West March Lane, Stockton, California, at least seventy-two (72) hours preceding the meeting.
17. **Adjournment.** The meeting adjourned at 9:11 a.m.

Respectfully submitted,


Elvia C. Trujillo
District Secretary

ITEM 3

Material to Follow

ITEM 3.a.

**RECLAMATION DISTRICT NO. 1608
RESOLUTION 2020-03**

**RESOLUTION ADOPTING APPROPRIATIONS
LIMIT FOR FISCAL YEAR 2020-2021**

WHEREAS, Article XIII B of the California Constitution and Division 9, commencing with Section 7900, of Title 1 of the Government Code requires Reclamation District No. 1608 to establish its appropriations limit each year for the following fiscal year; and

WHEREAS, Article XIII B requires the Board of Trustees to select either the percentage change in California per capita personal income from the preceding year; or the percentage change in the local assessment roll from the preceding year for Reclamation District No. 1608 due to the addition of local nonresidential new construction, as a factor to be used in calculating appropriations limits; and

WHEREAS, the Board of Trustees of Reclamation District No. 1608 selects the percentage change in California per capita personal income as the factor to be used; and

WHEREAS, Reclamation District No. 1608 has calculated that its appropriations limit for fiscal year 2020-2021 is \$635,977.70; and

WHEREAS, the documentation supporting such determination is set forth in Exhibit "A", which is attached hereto and incorporated herein by this reference;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Trustees of Reclamation District No. 1608 that (1) the Board of Trustees selects the percentage change in California per capita personal income from the preceding year as a factor to be used in calculating appropriations limits; and (2) the Board of Trustees selects the change of population within the area of the City of Stockton as the change of population factor to be used in establishing the appropriation limit; and (3) the appropriations limit for the District for fiscal year 2020-2021 is hereby set at \$635,977.70.

PASSED AND ADOPTED by the Board of Trustees of Reclamation District 1608 at a continued regular meeting thereof held on July 1, 2020, by the following vote, to wit:

AYES: _____

NOES: _____

ABSENT: _____

ABSTENTION: _____

****Signatures on Next Page****

RECLAMATION DISTRICT NO. 1608,
a political subdivision of the
State of California

By: _____
MICHAEL PANZER, President

ATTEST:

ELVIA TRUJILLO, Secretary

EXHIBIT "A"

**RECLAMATION DISTRICT NO. 1608
2020-2021 APPROPRIATIONS LIMIT CALCULATIONS**

1. Price and Population Factors.
 - A. Percentage change in California per capita personal income, 3.73% (1.0373)
 - B. Percentage change in population, City of Stockton 0.35% (0.35)
2. Combined Adjustment Factor.
 - A. $1.0373 \times 1.0035 = 1.041$
3. 2019-2020 Appropriations Limit.
 - A. \$610,970.35.
4. 2020-2021 Appropriations Limit.
 - A. $1.04 \times \$610,970.35 = \$635,977.70$

CERTIFICATION

I, _____, Secretary of Reclamation District No. 1608, do hereby certify that the foregoing is a full, true and correct copy of a resolution of Reclamation District No. 1608 duly passed and adopted at a regular meeting of the Board of Trustees thereof held on the 1st day of July, 2020.

Dated: _____, 2020

ELVIA TRUJILLO, SECRETARY
Reclamation District No. 1608

- A. **Price Factor:** Article XIII B specifies that local jurisdictions select their cost of living factor to compute their appropriation limit by a vote of their governing body. The cost of living factor provided here is per capita personal income. If the percentage change in per capita personal income is selected, the percentage change to be used in setting the fiscal year 2020-21 appropriation limit is:

Per Capita Personal Income

Fiscal Year (FY)	Percentage change over prior year
2020-21	3.73

- B. Following is an example using sample population change and the change in California per capita personal income as growth factors in computing a 2020-21 appropriation limit.

2020-21:

Per Capita Cost of Living Change = 3.73 percent
Population Change = 0.22 percent

Per Capita Cost of Living converted to a ratio: $\frac{3.73 + 100}{100} = 1.0373$

Population converted to a ratio: $\frac{0.22 + 100}{100} = 1.0022$

Calculation of factor for FY 2020-21: $1.0373 \times 1.0022 = 1.0396$

Fiscal Year 2020-21

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2019 to January 1, 2020 and Total Population, January 1, 2019

County City	<u>Percent Change</u>	<u>--- Population Minus Exclusions ---</u>		<u>Total</u>
	2019-2020	1-1-19	1-1-20	1-1-2020
San Joaquin				
Escalon	0.48	7,442	7,478	7,478
Lathrop	5.64	25,401	26,833	26,833
Lodi	0.74	67,430	67,930	67,930
Manteca	1.68	83,395	84,800	84,800
Ripon	1.54	15,688	15,930	15,930
Stockton	0.35	314,598	315,691	318,522
Tracy	1.42	94,586	95,931	95,931
Unincorporated	1.33	151,610	153,625	156,208
County Total	1.06	760,150	768,218	773,632

*Exclusions include residents on federal military installations and group quarters residents in state mental institutions, state and federal correctional institutions and veteran homes.

ITEM 3.b.

**RECLAMATION DISTRICT NO. 1608
RESOLUTION 2020-04**

**RESOLUTION CERTIFYING ASSESSMENTS TO BE COLLECTED
AND ESTABLISHING A PROCEDURE FOR COLLECTION**

WHEREAS, Reclamation District No. 1608 provides a benefit and service to the land located within the District by the repair, upgrading, maintenance and operation of the reclamation works of the District in that such works serve to prevent the flooding of the land within the District; and

WHEREAS, the revenues received by the District from the County of San Joaquin in accordance with the statutes enacted under Article XIII A of the California Constitution are insufficient to provide the benefits and services which the District is obligated by the California Water Code to provide, and specifically are insufficient to insure proper maintenance of the reclamation works and to provide for emergencies; and

WHEREAS, the District is empowered by sections 51200 et seq. and section 50904 of the California Water Code to fix and collect assessments for the provision of such benefits and services to supplement the revenues received from the County of San Joaquin, and to provide for the collection of such assessments by the San Joaquin County Auditor, and to provide for penalties and procedures in the event of delinquency of payment of such assessments; and

WHEREAS, this Resolution is in compliance with the California Water Code; and

WHEREAS, the District has complied with the procedures of California Constitution Articles XIIC and XIID, and has received a majority vote authorizing the collection of a maximum amount of assessments for each fiscal year commencing fiscal year 2010-2011; and

WHEREAS, the assessments imposed by this Resolution are levied without regard to property valuation;

NOW, THEREFORE, BE IT RESOLVED, AND IT IS HEREBY RESOLVED, by the Board of Trustees of Reclamation District 1608 that:

1. The foregoing recitals are true and correct and this Board so finds and declares.
2. It is the determination of the Board that the benefits and services provided by the District apply to each lot within the District as set forth in the Engineer's Report, dated March 2, 2010, previously approved by this Board, except as specific adjustments have been approved by this Board after hearing.
3. The San Joaquin County Auditor is requested to collect such assessments, as set forth on Exhibit "A" attached hereto.

4. Such assessments shall appear as a separate item on the San Joaquin County Property Tax Bill for fiscal year 2020-2021 and shall be collected at the same time and in the same manner as the San Joaquin County Ad Valorem Property Taxes, and shall be subject to the same penalties and the same procedure and sale in case of delinquency as are provided by law for such County taxes.

5. In the case of all parcels within the District which are owned in common by more than one owner, and which do not have a separate legal entity holding the title thereto, the assessments otherwise applicable thereto shall be paid equally by the common owners.

6. In the case of all Planned Unit Residential Development areas (exclusive of independent recreation facilities, independent common green parcels, and entrance features which shall be billed to the applicable owner's association), assessments established by this Resolution shall be apportioned equally to each residential unit in such areas.

7. The revenue so collected which is necessary for the provisions of said benefits and services, is supplemental to the revenues received by the District from the County of San Joaquin in accordance with the statutes enacted under Article XIII A of the California Constitution and is not in lieu thereof.

8. The President and Secretary of the District are hereby authorized and directed to execute such documents as are necessary to carry out this Resolution.

9. The Engineer and Attorney for the District are hereby authorized and directed to assist the Auditor of San Joaquin County in preparing the rolls to comply with this Resolution, and to bill separately those parcels assessed which do not appear on the rolls.

10. The Secretary of the District is hereby authorized and directed to certify a copy of this Resolution to the Auditor of San Joaquin County.

PASSED AND ADOPTED by the Board of Trustees of Reclamation District No. 1608 at a meeting thereof held on this 1st day of July 2020, by the following vote, TO WIT:

AYES: _____

NOES: _____

ABSTENTION: _____

ABSENT: _____

RECLAMATION DISTRICT NO. 1608
A Political Subdivision of the
State of California

By: _____
MICHAEL PANZER, President

ATTEST:

ELVIA TRUJILLO, Secretary

CERTIFICATION

I, ELVIA TRUJILLO, Secretary of Reclamation District No. 1608, do hereby certify that the foregoing is a full, true and correct copy of a resolution of Reclamation District No. 1608 duly passed and adopted at a regular meeting of the Board of Trustees thereof held on the 1st day of July 2020.

Dated: _____, 2020.

ELVIA TRUJILLO, Secretary
Reclamation District No. 1608

CERTIFICATION OF ASSESSMENT

RECLAMATION DISTRICT 1608 hereby certifies that the special assessment(s), fee(s) or charge(s) listed below to be placed on the 2020-2021 Secured Property Tax bill by RECLAMATION DISTRICT 1608 meets the requirements of Proposition 218 that added Articles XIIC and XIID to the California State Constitution.

X _____
Michael J. Panzer, President, Reclamation District 1608

2020-2021 Special Assessments and/or Fixed Charges

SAN JOAQUIN COUNTY SPECIAL ASSESSMENT CHARGE AGREEMENT WITH
RECLAMATION DISTRICT 1608

DATE: _____

PARTIES: COUNTY: COUNTY OF SAN JOAQUIN
Auditor-Controller
44 North San Joaquin Street
Suite 550
Stockton, CA 95202

DISTRICT:
Name: RECLAMATION DISTRICT 1608
Address: Attn: Michael Panzer, President
P.O. Box 4857
Stockton, CA 95204

AGREEMENT:

The County and the above-mentioned District agree as follows:

Pursuant to Government Code Section 29304, the District agrees to pay the County one percent (1%) of the assessment amount levied or three dollars (\$3.00) per each assessment on a parcel, whichever is less, for the collection of special assessments or special assessment taxes.

IN WITNESS WHEREOF the parties have executed this agreement the year and date first written above.

COUNTY OF SAN JOAQUIN

RECLAMATION DISTRICT 1608

By _____
Jerome C. Wilverding
Auditor-Controller

By _____
Michael Panzer

Title: _____
President

“COUNTY”

“DISTRICT”

ITEM 4

**RECLAMATION DISTRICT NO. 1608
LINCOLN VILLAGE WEST
BOARD OF TRUSTEES MEETING
WEDNESDAY, JULY 1, 2020,
8:00 A.M.
ENGINEER'S REPORT**

I. PLAN REVIEW

- A. Review status of Annual Levee Inspection of the District's Levee system.

EXHIBIT A: Violation/Remedy Tracking for 2020 Inspection.

II. DELTA GRANT II – PROPOSED STORAGE CONTAINER AND SUPPLYS

- A. Review and update the Board of Trustees of the Delta Grant II – Storage Container and supplies. Container delivered and set up floodfight materials being ordered.

III. SEDIMENT REMOVAL PROJECT

- A. Review status of return acknowledgement letters to Landowners along Sediment Removal Alignment.

EXHIBIT B: Boat/Vessel List.

EXHIBIT C: Attached Dock Feature List.

- B. Review general status of the project.

EXHIBIT D: KSN Inc. Project Status summary.

IV. DELTA LEVEES SUBVENTION PROGRAM – AB 360

- A. Review status of work plan for the placement of rock slope protection at the Southeastern terminus of RD 1608 on Fourteenmile Slough. Dino & Son Co. will start work the week of August 3rd -7th to avoid the nesting bird issues within our CDFW Routine Maintenance Agreement.
- B. Dino will repair 7 gates on Districts Southwest Quadrant starting after July 1st
1. 3880 14-Mile; Frey/3876 14-Mile; Dorman
 2. 3876 14-Mile; Dorman/3872 14-Mile; Hemington
 3. 3872 14-Mile; Hemington/3868 14-Mile; Meyers
 4. 3860 14-Mile; Bock/3856 14-Mile; Theissen
 5. 3856 14-Mile; Theissen/3852 14-Mile; Fodor
 6. 3852 14-Mile; Fodor/3848 14-Mile; Hammer
 7. 3848 14-Mile; Hammer/3842 14-Mile; English

Exhibit A

Lincoln Village West Violation/Remedy Tracking 2020

Address	Homeowner	Violation Type	Violation Notice Sent	Homeowner Response Date (required within 7 days) Phone	Homeowner Response Date (required within 7 days) Written	Home Owners Second Notice	Remedy Completion Date	Requiring Additional Work
Northeast Quadrant Violations								
3509 Stone River Circle	Eugene Cruz 684-5447	Vegetation	4/15/2020	4/23/2020			6/23/2020	
<p><i>Notes: 4/23/20 WLF - Eugene left a msg stating that he has complied with trimming shrubs to district standards. AJL & Joe Bryson inspected 6/23/20 and found all trees on the slope trimmed to 5-ft above the ground and in acceptable condition.</i></p>								Acceptable
3603 Stone River Circle	Luis Bustamante	Vegetation	4/15/2020	4/22/2020			4/22/2020	
<p><i>Notes: 4/22/20 - AJL inspected the ice plant and found it to be trimmed to the degree and scope as was agreed upon last year. 5/7/20 - Joe Bryson reinspected the property and found it to be adequately maintained after observing it overgrown earlier in May (Alicia Bustamante submitted post-work photos). AJL & Joe Bryson inspected 6/23/20 and found the vegetative windrows cut appropriately along the slope. This property has been maintained and the vegetation has been cut at least three known times this year.</i></p>								Acceptable
7056 Bridgeport Circle	Anthony Lomax	Vegetation	4/15/2020	4/29/2020			6/23/2020	
<p><i>Notes: 4/29/20 - Anthony left msg stating that he would comply with vegetation clearing to standard by 5/1/20. AJL & Joe Bryson inspected 6/23/20 and found the hedge along the levee slope to show evidence of having been trimmed 3-ft from the ground at some point earlier in the summer. This will be a difficult hedge to maintain.</i></p>								Acceptable
Southwest Quadrant Violations								
3604 Fourteen Mile Drive	Tom & Wendy Foulks Hm 951-5121 Cell 810-6611	Vegetation	4/15/2020	4/23/2020				
<p><i>Notes: 4/23/20 - CHN Spoke to Wendy and she stated she would comply with the district standards. Gardner's would start clearing dense vegetation on 4/28/20. 5/6/20 - AJL & Joe Bryson inspected property at request of homeowner to provide input on homeowner's plans during vegetation trimming/thinning operation. Progress was still required to obtain desired result but work was being performed to remedy the violations. Most of the work was complete upon my visit and she had sent photos of her work for approval via email last week. AJL & Joe Bryson inspected 6/23/20 and found evidence of trimming but growth had reoccurred. MARGINAL</i></p>								Marginal "Need reminder notice"
3620 Fourteen Mile Drive	Darin & Man Wai Nakamura	Vegetation					6/23/2020	
<p><i>Notes: 5/6/20 - AJL & Joe Bryson inspected property at request of homeowner to provide input on homeowner's plans during vegetation trimming/thinning operation. Progress was still required to obtain desired result but work was being performed to remedy the violations. AJL & Joe Bryson inspected 6/23/20 and found much evidence of the trimming of trees up to 5-ft from the ground. 2-foot swaths had been cut down the entire length of the slope for every 15 linear feet of vegetation. Maintenance at this address will require constant activity.</i></p>								Acceptable
3628 Fourteen Mile Drive	Lester & Wendy Low	Vegetation					6/23/2020	
<p><i>Notes: AJL & Joe Bryson inspected 6/23/20 and found the trees trimmed appropriately to 5-feet of the ground and the slope vegetation thinned considerably.</i></p>								Acceptable

Lincoln Village West Violation/Remedy Tracking 2020

Address	Homeowner	Violation Type	Violation Notice Sent	Homeowner Response Date (required within 7 days) Phone	Homeowner Response Date (required within 7 days) Written	Home Owners Second Notice	Remedy Completion Date	Requiring Additional Work
3706 Fourteen Mile Drive	Robert & Susan Bainbridge	Vegetation	4/16/2020	4/27/2020			6/23/2020	
<p><i>Notes: 4/27/20 - Received letter from homeowners Mr. & Mrs. Bainbridge that vegetation violations will be in compliance by end of May. AJL & Joe Bryson inspected 6/23/20 and found the dense waterside shrubbery removed. 2-ft wide swaths had been cut into the landside slopes every 15-linear feet that intercepted the serpentine walkway. The vegetative nature of the landside will require constant maintenance to stay within District standards.</i></p>								Acceptable
3730 Fourteen Mile Drive	Larry & Renata Mamaril	Vegetation	4/16/2020					
<p><i>Notes: AJL & Joe Bryson inspected 6/23/20 and found that the hedgerow on the landside slope had not been trimmed to 2-feet above the ground, preventing inspectibility of the slope from the levee crown road. The vegetable garden on the upper slope replaced the ice plant that was removed and was obviously yielding a dense bounty of produce. FAIL</i></p>								Not Acceptable
3738 Fourteen Mile Drive	Bruce & Elizabeth Davies	Vegetation	4/16/2020	4/21/2020				
<p><i>Notes: 5/12/20 CHN Spoke with Bruce and explained the need for clearing of his star jasmine on his property. He indicated his wife Elizabeth was upset with our letter but after rereading it thinks she understands our needs for clearing and I reaffirmed their understanding on this call. AJL & Joe Bryson inspected 6/23/20 and observed that trimming had occurred along the waterside slope but vegetation had been untouched on the landside slope. FAIL</i></p>								Not Acceptable
3848 Fourteen Mile Drive	Gerad & Chris Hammer	Non Permitted Fence	4/20/2020				6/23/2020	
<p><i>Notes: AJL & Joe Bryson inspected 6/23/20 and found no vegetation problems. However, the fence on the landside levee hinge point was still in place. This may not be a violation if a permit was applied for through KSN.</i></p>								Acceptable
3852 Fourteen Mile Drive	Laszlo & Connie Fodor	3852 Fourteen Mile Drive	4/16/2020					
<p><i>Notes: AJL & Joe Bryson inspected 6/23/20 and found that 2-foot wide swaths had been cut for every 15-linear feet of vegetation along the landside hinge point. There was evidence of trimming of vegetation along the waterside hinge point but it had obviously grown back. MARGINAL</i></p>								Marginal "Need reminder notice"
3872 Fourteen Mile Drive	Herbert & Judy Hemington	3872 Fourteen Mile Drive	4/16/2020	4/21/2020				
<p><i>Notes: 4/21/20 CHN Spoke to Herbert - He will have his landscapers clear the dens vegetation to standard. AJL & Joe Bryson inspected 6/23/20 and it was evident that absolutely no work had been done regarding vegetation maintenance. FAIL</i></p>								Not Acceptable
3876 Fourteen Mile Drive	Charles & Linda Dorman	Vegetation	4/16/2020					
<p><i>Notes: 5/6/20 - AJL & Joe Bryson inspected property at request of homeowner to provide input on homeowner's plans during vegetation trimming/thinning operation. Progress was still required to obtain desired result but work was being performed to remedy the violations. AJL & Joe Bryson inspected 6/23/20 and it was evident that attempt to cut 2-ft wide swaths had been cut into every 15-ft section of vegetation along the landside slope. However, the extremely bushy nature of the vegetation rendered the effort almost null. The waterside slopes were full of dense, bushy vegetation as well. FAIL</i></p>								Not Acceptable

Lincoln Village West Violation/Remedy Tracking 2020

Address	Homeowner	Violation Type	Violation Notice Sent	Homeowner Response Date (required within 7 days) Phone	Homeowner Response Date (required within 7 days) Written	Home Owners Second Notice	Remedy Completion Date	Requiring Additional Work
3880 Fourteen Mile Drive	Hans & Marlene Frey	Vegetation	4/16/2020	5/1/2020				
<p><i>Notes: 5/1/20 Received letter from homeowner stating vegetatoin violations on report will be corrected and completed by May 8,2020. AJL & Joe Bryson inspected 6/23/20 and found the trimming of trees up to 5-ft from the ground to be acceptable on 90% of the landside slope. Trimming should still occur along the eastern landside slope near the levee hinge point. MARGINAL</i></p>								Marginal "Need reminder notice"
3884 Fourteen Mile Drive	Anthony & Katherine Davalle	Vegetation	4/16/2020	4/21/2020			6/23/2020	
<p><i>Notes: 4/21/20 WLF Spoke to Anthony - He and Katherine will be clearing the vegetation to standard over the next few weeks. AJL & Joe Bryson inspected 6/23/20 and found that the waterside vegetation had been thinned. The trees on the landside slopes had been mostly trimmed to 5-feet above the ground but the nature of the canopy is such that it appears more dense than it really is.</i></p>								Acceptable
6231 Embarcadero Drive	G.W. Zehender	Vegetation	4/16/2020					
<p><i>Notes: AJL & Joe Bryson inspected 6/23/20 and found that the waterside vegetation had been cut earlier in the year but was growing back quickly. Trees on the landside were not cut to 5-feet above the ground, as compared with photos from earlier in the year and the landside slopes required not only maintenance of the 2-foot wide swaths cut every 15-linear feet, but further mowing or thinning to prevent total immersion of the 2-foot wide swaths in vegetative overgrowth. FAIL</i></p>								Not Acceptable
6243 Embarcadero Drive	Sandy Wamerdam	Vegetation	4/16/2020				6/23/2020	
<p><i>Notes: AJL & Joe Bryson inspected 6/23/20 and found all trees, vegetation, and grass to be trimmed adequately per District standards. The waterside slope was exposed soil being prepared for sod, according to Ms. Warmerdam and Joe.</i></p>								Acceptable
6255 Embarcadero Drive	Meidong Chen	Vegetation	4/16/2020	5/5/2020			6/23/2020	
<p><i>Notes: 5/5/2020 WLF received a call from Peter Ting, Meidong Chen does not speak any English and he is her Real-estate broker/Care taker of her home while she travels. He stated that they have hired new landscapers and he believes that the vegetation violation has been remedied. AJL & Joe Bryson inspected 6/23/20 and found the waterside slope to have been mowed and trimming of the landside trees to 5-feet above the ground to have occurred. Regrowth is happening rapidly.</i></p>								Acceptable
6321 Embarcadero Drive	Gregory & Melissa Black	Vegetation	4/16/2020					
<p><i>Notes: AJL & Joe Bryson inspected 6/23/20 and found that the waterside shrubs were entirely removed, rendering the waterside slope easily inspectable. Work was still taking place on the landside slope at the time of our visit.</i></p>								Marginal "Need reminder notice"

Lincoln Village West Violation/Remedy Tracking 2020

Address	Homeowner	Violation Type	Violation Notice Sent	Homeowner Response Date (required within 7 days) Phone	Homeowner Response Date (required within 7 days) Written	Home Owners Second Notice	Remedy Completion Date	Requiring Additional Work
6325 Embarcadero Drive	Anthony & Dru Vignolo	Vegetation	4/16/2020				6/23/2020	
<p><i>Notes: AJL & Joe Bryson inspected 6/23/20 and found the waterside hedge to have been removed, rendering the waterside slope easily inspectable. The landside slope grass had been adequately trimmed per District Standards.</i></p>								Acceptable
6333 Embarcadero Drive	Michael & Krystle Balduzzi	Vegetation	4/16/2020					
<p><i>Notes: AJL & Joe Bryson inspected 6/23/20 and found absolutely no work to have been done since the initial annual inspection. FAIL</i></p>								Not Acceptable
Northwest Quadrant Violations								
3757 Hatchers Circle	Gregory & Nancy Smith	Vegetation	4/15/2020					
<p><i>Notes: AJL & Joe Bryson inspected 6/23/20 and it was apparent that the shrubs along the fenceline had been trimmed at some point prior to the inspection. However, the trees immediately beyond the fenceline still require trimming to 5-ft above the ground and the shrubs can be maintained in a manner in which the ground beyond the fenceline is more easily inspectable. MARGINAL</i></p>								Marginal "Need reminder notice"
3789 Fort Donelson Drive	Lauma Maier 481-3776	Vegetation	4/15/2020	4/29/2020			6/23/2020	
<p><i>Notes: 4/29/20 - Lauma Maier left a msg stating she has complied with trimming vegetation 2 feet above ground. AJL & Joe Bryson inspected 6/23/20 and found the hedgerow along the fenceline to be trimmed appropriately to 2-feet above the ground and the slope beyond it to be easily inspectable.</i></p>								Acceptable
3819 Fort Donelson Drive	Todd & Christina Hosmer	Vegetation	4/16/2020					
<p><i>Notes: AJL & Joe Bryson inspected 6/23/20 and found no work had been performed to trim 2-ft wide swaths in the hedgerow for every 15 linear ft of vegetation along the fenceline (the hedgerow is less than 1.5-ft tall). FAIL</i></p>								Not Acceptable
3825 Fort Donelson Drive	Leia Turner	Vegetation	4/15/2020	4/27/2020				
<p><i>Notes: 4/27/20 - Leia Turner left a msg that her father Lance has passed away and she is the current homeowner. She is complying with vegetation violations and will be completed by 4/2/20. AJL & Joe Bryson inspected 6/23/20 and discovered no work was performed to trim the dense trees on both property lines running the entire length of the slope normal to the fence. FAIL</i></p>								Not Acceptable
3831 Fort Donelson Drive	Emmanuel & Rosita Taylan	Vegetation	4/15/2020				6/23/2020	
<p><i>Notes: 4/27/20 - Leia Turner left a msg that her father Lance has passed away and she is the current homeowner. She is complying with vegetation violations and will be completed by 4/2/20. AJL & Joe Bryson inspected 6/23/20 and found the hedgerow to be properly trimmed to a height of 2-feet above the ground.</i></p>								Acceptable
3915 Fort Donelson Drive	Terrel Cossette	Vegetation	4/15/2020				6/23/2020	
<p><i>Notes: AJL & Joe Bryson inspected 6/23/20 and found the hedgerow along the fenceline to have been appropriately trimmed to 2-feet above the ground.</i></p>								Acceptable

Lincoln Village West Violation/Remedy Tracking 2020

Address	Homeowner	Violation Type	Violation Notice Sent	Homeowner Response Date (required within 7 days) Phone	Homeowner Response Date (required within 7 days) Written	Home Owners Second Notice	Remedy Completion Date	Requiring Additional Work
4131 Fort Donelson Drive	Kenneth & Hsin Norton	Vegetation	4/15/2020					
Notes: AJL & Joe Bryson inspected 6/23/20 and found evidence of prior trimming of the shrubs to a height of 2-ft above the ground but all vegetation has grown back considerably since work was performed. MARGINAL								Marginal "Need reminder notice"
4149 Fort Donelson Drive	Morgan & Susan Mayfield	Vegetation	4/15/2020					
Notes: AJL & Joe Bryson inspected 6/23/20 and found the vegetation requiring trimming. It was not evident that vegetation maintenance work had taken place in awhile. MARGINAL								Marginal "Need reminder notice"
4173 Fort Donelson Drive	Stephen & Kathy Jackson	Vegetation	4/16/2020					
Notes: AJL & Joe Bryson inspected 6/23/20 and found no evidence of trimming of the hedgerow along the fenceline. FAIL								Not Acceptable

Exhibit B

ATTACHED BOAT/VESSEL

LANDOWNER LIST

Dock #	Name	Address1	Address2	APN	Received Acknowledgment	
					Yes	No
1	Mr. Staniec, Charles & Farley	6347 Embarcadero Drive	Stockton, CA 95219	098-310-08	X	
1	Mr. Flanagan, John & Kathryn	6343 Embarcadero Drive	Stockton, CA 95219	098-310-07	X	
4	Mr. Black, Gregory & Melissa	6321 Embarcadero Drive	Stockton, CA 95219	098-310-01	X	
4	Mr. Ting, Peter	6255 Embarcadero Drive	Stockton, CA 95219	098-340-09	X	
6	Mr. Bruce Davies	6237 Embarcadero Drive	Stockton, CA 95219	098-340-06	X	
6	Mr. Zehender, G.W.	6231 Embarcadero Drive	Stockton, CA 95219	098-340-05	X	
7	Ms. Gaal, Michelle	6225 Embarcadero Drive	Stockton, CA 95219	098-340-04	X	
7	Mr. Martin, Robert & Carolyn	6219 Embarcadero Drive	Stockton, CA 95219	098-340-03	X	
8	Mr. Agari, Atsushi & Wendy	6213 Embarcadero Drive	Stockton, CA 95219	098-340-02	X	
8	Mr. Delgado, Juan & Barbara	6207 Embarcadero Drive	Stockton, CA 95219	098-340-01	X	
11	Mr. Hemington, Herbert & Judy	3872 Fourteen Mile Drive	Stockton, CA 95219	098-370-05	X	
11	Mr. Meyers, Andrew & Holly	3868 Fourteen Mile Drive	Stockton, CA 95219	098-370-06	X	
12	Mr. Hastings, Charles & Kathleen	3864 Fourteen Mile Drive	Stockton, CA 95219	098-370-07	X	
12	Mr. Bock, Gerald & Mary	3860 Fourteen Mile Drive	Stockton, CA 95219	098-370-08	X	
13	Mr. Johnson, Robin & Lofstrom, Dottie	3856 Fourteen Mile Drive	Stockton, CA 95219	098-370-09	X	
13	Dr. Fodor, Laszlo	3852 Fourteen Mile Drive	Stockton, CA 95219	098-370-10	X	
15	Mr. Kemp, Richard	3834 Fourteen Mile Drive	Stockton, CA 95219	098-500-30	X	
15	Mr. Buhari, Fram & Behroze	3826 Fourteen Mile Drive	Stockton, CA 95219	098-500-31	X	
16	Mr. Plovnick, Mark & Daisy	3818 Fourteen Mile Drive	Stockton, CA 95219	098-500-32	X	
16	Mr. Padilla, Christopher & Andrea	3810 Fourteen Mile Drive	Stockton, CA 95219	098-500-33	X	
19	Ms. Legkov, Maria	3722 Fourteen Mile Drive	Stockton, CA 95219	098-500-38	X	
19	Mr. Bonnifield, Gregory & Catherine	3714 Fourteen Mile Drive	Stockton, CA 95219	098-500-39	X	

Exhibit C

ATTACHED DOCK FEATURE

LANDOWNER LIST

Dock #	Name	Address1	Address2	APN	Received Acknowledgment		
					Yes	No	
2	Mr.	Ratto, Michael & Jacqueline	6339 Embarcadero Drive	Stockton, CA 95219	098-310-06	X	
2	Mr.	Balduzzi, Michael & Krystle	6333 Embarcadero Drive	Stockton, CA 95219	098-310-04	X	
3	Dr.	Panzer, Michael & Adelene	6329 Embarcadero Drive	Stockton, CA 95219	098-310-03	X	
3	Mr.	Vignolo, Anthony & Dru	6325 Embarcadero Drive	Stockton, CA 95219	098-310-02	X	
5	Mr.	Fisher, Roger & Linda	6249 Embarcadero Drive	Stockton, CA 95219	098-340-08	X	
5	Ms.	Warmerdam, Sandy	6243 Embarcadero Drive	Stockton, CA 95219	098-340-07	X	
9	Mr.	Arredondo, Antonio & Lillian	6201 Embarcadero Drive	Stockton, CA 95219	098-370-01	X	
9	Mr.	Davalle, Anthony & Katherine	3884 Fourteen Mile Drive	Stockton, CA 95219	098-370-02	X	
10	Mr.	Frey, Hans & Marlene	3880 Fourteen Mile Drive	Stockton, CA 95219	098-370-03	X	
10	Mr.	Dorman, Charles & Linda	3876 Fourteen Mile Drive	Stockton, CA 95219	098-370-04	X	
14	Mr.	Hammer, Gerard	3848 Fourteen Mile Drive	Stockton, CA 95219	098-370-11	X	
14	Mr.	English, Jonathan & Michelle	3842 Fourteen Mile Drive	Stockton, CA 95219	098-500-29	X	
17	Mr.	Thurman, Sherry	3802 Fourteen Mile Drive	Stockton, CA 95219	098-500-34	X	
17	Mr.	Thiel, Daniel & Daniel Uhrich	3746 Fourteen Mile Drive	Stockton, CA 95219	098-500-35	X	
18	Mr.	Davies, Bruce & Elizabeth	3738 Fourteen Mile Drive	Stockton, CA 95219	098-500-36	X	
18	Mr.	Mamaril, Larry & Renata	3730 Fourteen Mile Drive	Stockton, CA 95219	098-500-37	X	
20	Mr.	Bainbridge, Robert & Susan	3706 Fourteen Mile Drive	Stockton, CA 95219	098-490-38	X	
20	Mr.	Low, Lester & Wendy	3628 Fourteen Mile Drive	Stockton, CA 95219	098-490-37	X	
21	Mr.	Nakamura, Darin & Man Wai	3620 Fourteen Mile Drive	Stockton, CA 95219	098-490-36	X	
21	Mr.	Schoch, Lane & Krissy	3612 Fourteen Mile Drive	Stockton, CA 95219	098-490-35	X	
22	Mr.	Fouls, Tom & Wendy	3604 Fourteen Mile Drive	Stockton, CA 95219	098-490-34	X	
22	Mr.	Acosta, Dennis & Marie	3518 Fourteen Mile Drive	Stockton, CA 95219	098-490-33	X	
23	Mr.	Tholborn, Brett & Laura	3510 Fourteen Mile Drive	Stockton, CA 95219	098-490-32	X	
23	Mr.	Ebenhack, Gregory & Julie	3502 Fourteen Mile Drive	Stockton, CA 95219	098-490-31	X	

Exhibit D

Christopher H. Neudeck

From: Jacob Bejarano
Sent: Monday, June 22, 2020 12:08 PM
To: Christopher H. Neudeck
Subject: LVW Sed Removal - Progress Update

SEDIMENT REMOVAL PROJECT

TASK 1: PROJECT MANAGEMENT & DESIGN

TASK BUDGET STATUS: \$78,698 (115% of task budget)

PM:

- Received and Reviewing Submittals
- Preparing RFI to gather information on Contractor mobilization for environ. review support.
- Coordination with N&B re: review of certificate on insurance and bonds
- Coordination with Por on counter signing the Dredge Placement Agreement. Agreement is included as **EXHIBIT XXX (will have by 6/24 per JCashman)**

TASK 2: SURVEY & MAPPING

TASK BUDGET STATUS: \$27,620 (47% of task budget)

- Set project control points along the dredge alignment and at the Port pond facilities for use by Bathymetric Survey Contactor and dredger

TASK 4: DREDGING OPERATIONS SUPPORT & PERMITTING

TASK BUDGET STATUS: \$133,976(72% of task budget)

TASK 5: Dredging Construction Support

- Bathymetric Survey Currently scheduled for 6/25 & 6/26
- Coordination in preparation of conducting pre-construction environmental reviews
- Mobilization is set scheduled for July 20th



Jacob Bejarano
Civil Engineer

711 N. Pershing Ave. Stockton CA 95203
209 946-0268 | fax: | 209 946-0296

jbejarano@ksninc.com | <https://www.ksninc.com>

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ITEM 4.a.



Neumiller & Beardslee

ATTORNEYS AND COUNSELORS | EST. 1903

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Stockton, CA 95219

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Stockton, CA 95201-3020

(209) 948-8200
(209) 948-4910 Fax

NEUMILLER.COM

73650-38118

June 17, 2020

Via U.S. Mail

Charles and Farley Staniec
6347 Embarcadero Drive
Stockton, CA 95219

Re: **NOTICE OF DISTRICT'S RIGHT TO REMOVE ENCROACHMENT**

Dear Mr. and Mrs. Staniec:

As you are aware, this office is general counsel for Reclamation District 1608 (the "District").

This letter is the District's final attempt to coordinate entry onto your 6347 Embarcadero Drive address (the "Property") to remove the hedge on top of the landside of the levee running the in same line as the fence along the landside edge of the roadway on top of the levee, including its roots, (the "Encroachment") before resorting to legal proceedings.

At the District's February 14, 2020, Show Cause Hearing, which you attended, you were ordered ("Order") to remove the Encroachment on your Property by April 14, 2020. At that meeting, you stated that you would remove the Encroachment yourself by that date.

On March 11, 2020, the District informed you that if you failed to remove the Encroachment by April 14, 2020, the District would take immediate action to remove the Encroachment and bill you for the actual cost of doing so. As of the date of this letter, you have not removed the Encroachment, which is a direct violation of the District's Order.

In early June of 2020, when the District attempted to enter your Property to remove the Encroachment as it is entitled to do, you interfered and refused the District's attempts, indicating that the District would need a court order to enter onto your Property to remove the Encroachment.

Charles and Farley Staniec
June 17, 2020
Page 2

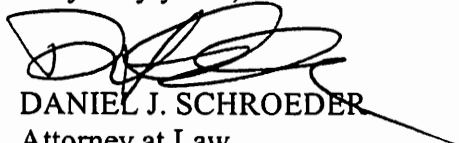
It is important to understand that the District does not need your permission to remove the Encroachment under these circumstances. The September 19, 1983 Agreement Relative to Certain Encroachments on Easement of Reclamation District No. 1608 (the "Permit Agreement") pertaining to your Property grants express permission for the District to enter your Property and remove the Encroachment when you have failed to do so within 30 days of the Order. Your interference with the District's attempt to remove the Encroachment constitutes a breach of the Permit Agreement.

Consider this letter as your final opportunity to cure your breach of the Permit Agreement and allow the District to exercise its rights to enter the Property to remove the Encroachment. Please immediately contact me by no later than June 30, 2020, at (209) 948-8200 to confirm that you will allow the District to remove the Encroachment.

If you do not respond to this letter, please be advised that at the July 1, 2020, regular meeting, in accordance with the District's Levee Encroachment Standards, District staff will request that the Board revoke any and all permits issued by the District for the Property and direct its legal counsel to commence appropriate legal proceedings to remove all unpermitted encroachments, including the Encroachment.

Thank you very much for your courtesy and cooperation.

Very truly yours,


DANIEL J. SCHROEDER
Attorney at Law

DJS/AJP/ect

cc: Board of Trustees
Joe Bryson, Levee Superintendent
Chris Neudeck, District Engineer
Elvia Trujillo, District Secretary

June 23, 2020

Daniel J. Schroeder
Neumiller & Beardslee
3121 W. March Lane
Suite 100
Stockton, CA 95219

Re: Response to notice of District's Right to Remove Encroachment

Dear Mr. Schroeder:

This letter is in response to yours dated June 17, 2020, regarding the removal of the small amount of remaining growth (the "encroachment") at the top of our levee at 6347 Embarcadero Drive (the "Property"). While we appreciate the intent to maintain the levee so that all homes in the community are safe, we have several concerns about errors of fact in your letter.

Most importantly, contrary to the assertion in your letter, no one was ever refused entry to the property. In early June, Joe Bryson visited our property and was welcome, as he and the other District workers always are. In the discussion at that meeting, Mr. Bryson stated that if we didn't remove the 4-6 inch remnants of the already 25% dead row of hedge he would bring in a backhoe to do it. We said that a backhoe seemed pretty aggressive to rip up a small dying plant when we're all working together to preserve the integrity of the levee. Despite that, we never said we wouldn't allow this removal to happen. What we did clearly state to Mr. Bryson was that if the District (the "District") wants to remove the few inches of hedge at their own expense, we are entirely willing to let them. We asked Mr. Bryson to share this information with the District. So the statement that we denied anyone access is absolutely false and baseless.

Secondly, we are, in fact, in the process of removing the Encroachment (aka a few inches of dying hedge remnants) as mandated in the order (the "Order.") Rather than aggressively rip up the levee, we have been killing it slowly, so as not to destroy any other down-levee vegetation. On his early June visit to our property, Mr. Bryson observed that the hedge was already approximately 20% dead, and the process has proceeded further since then. We anticipate the "Encroachment" will be entirely dead and removed by the end of the summer. This timeline is not as fast as we had anticipated the process would take--in part due to the fact that in mid-March our gardener had to significantly curtail his work due to COVID-19, and has just recently been able to return to his regular schedule--but we were unaware of compelling evidence that a few additional weeks would make a significant difference regarding the removal of vegetation that has been here for decades.

We have lived in this home 13 years. The previous owners, who built the home in 1978, had permits for everything on the levee and maintained all the plants and structures for 29 years. We understand and are sympathetic to the fact that perhaps current levee management practices may dictate requesting

changes to previously granted permissions, and we have always been willing to accommodate valid requests, but it's hard to be compliant when the demands keep changing. At first, there was the demand to remove all structures and vegetation because they were unpermitted. Then the District realized that request was not valid and everything had been permitted, so they only required removal of a significant amount of vegetation, all of which we did. At that point, it was clearly and repeatedly stated that the hedge was fine to keep as long as we cut it down to no higher than the fence, which we did. Then the order changed so that the hedge needed to be cut all the way down to the ground every two feet for visibility, which we did. Then the District changed its mind again and said it needed to be cut all the way down, which, again, we did. Now the latest demand is that the tiny bit that remains must be entirely eradicated, which we are in the process of doing, just not quite as rapidly as the District is demanding.

If the District wants to remove the hedge remnants more aggressively than our current process, they can provide evidence that it is immediately environmentally necessary and pay for the removal. We are certainly willing to allow them on the property for this, as we always have been for anything else that has ever needed to be done. However, if the District expects us to pay for their immediate and invasive removal rather than allowing our effective, yet slower, process to continue, then that is what we would need a court order for—not the removal, but the payment.

Otherwise, we plan to continue our process of gradual removal, as we agreed to, so as not to damage the integrity of the levee that keeps our family safe.

Please inform us by July 3, 2020, which of the two above options the District prefers. We look forward to continuing our partnership in maintaining a healthy levee.

Sincerely,

A handwritten signature in black ink, appearing to read "J. Farley O. Staniec". The signature is fluid and cursive, with the first name "J. Farley" and the last name "Staniec" clearly legible.

J. Farley O. Staniec

ITEM 5

Material to Follow

ITEM 8

SHORT TERM GOALS 2020

1. Sediment Removal Project.
2. Participate in stakeholder groups. Status: Ongoing.
3. Work on slumping areas. In progress.
4. Monitor SJAFCA meetings re Calaveras and Fourteen Mile Slough uncertified levees.
5. Vegetation encroachments
6. Annual Levee Inspection.
7. Repair/Maintenance of Gates on Crown of Southwest Levee

LONG TERM GOALS

1. CVFP Plan
2. Lower San Joaquin River Flood Risk Reduction Project
3. Renewal of District Assessment
4. Raising Elevation of South West Levee.

ITEM 9

RD 1608: MASTER CALENDAR

JANUARY

- Update Levee Property DVD

FEBRUARY

- Annual Review of Trustee Compensation
- Send out Form 700s, remind Trustees of April 1 filing date

MARCH

- Yearly Employee Evaluations
- Spring Newsletter

APRIL

- April 1: Form 700s due
- Letter to Property owners on levee regarding levee standards and permit requirements
- Notify School District of Vegetation Control

MAY

- Draft Budget
- Tour of Levee System
- Annual CEQA Exemption

JUNE

- June 15: Provide notice/make available to the public, documentation/materials regarding determination of Appropriations (15 days prior to meeting at which Appropriations will be adopted) (*Government Code* §7910).
- Approve Audit Contract for expiring fiscal year
- Adopt the Final Budget

JULY

- Adopt Resolution for setting Appropriations and submit to County Assessor's Office.

AUGUST

- August 1: Deadline to certify assessments for tax-roll and deliver to County (duration of current assessment: FY 2025).
- Send handbills for collection of assessments for public entity-owned properties
- In election years, opening of period for secretary to receive petitions for nomination of Trustees (75 days from date of election.) (*Cal. Wat. Code* §50731.5)
- Submit End of the Year Financial Report.

SEPTEMBER

- In election years, last legal deadline to post notice that petitions for nomination of Trustees may be received (7 days prior to close of closure.) (*Cal. Wat. Code §50731.5*).
- In election years, closing of acceptance of petitions for nomination of Trustees (54 days from date of election.) (*Cal. Wat. Code §50731.5*).

OCTOBER

- Publish Notice of Election, odd numbered years (once per week, 4 times, commencing at least 1 month prior to election.)
- Fall Newsletter.
- Update District Information Sheet.
- Review District Emergency Supplies
- Emergency Plan Review in 2019 (every three years thereafter)

NOVEMBER

- Election: to be held first Tuesday after first Monday of each odd-numbered year.

DECEMBER

- Review Emergency Plan.
- New Trustee(s) take office, outgoing Trustee(s) term(s) end on first Friday of each odd-numbered year.
- Provide updated version of electronic copies of properties within District

Term of Current Board Members:

Name	Term Commenced	Term Ends
Dan MacDonnell	2017	First Friday of Dec 2021
Brett Tholborn	2019	First Friday of Dec 2023
Michael Panzer	2019	First Friday of Dec 2023

Assessment Expires 6/30/2025

Emergency Operation Plan Review – June 2022

Reclamation District Meetings

- **First Wednesday of each month, at 8:00 A.M.
at the offices of:
Neumiller & Beardslee
3121 W. March Lane, Suite 100
Stockton, California 95219**

ITEM 10



CROCE, SANGUINETTI, & VANDER VEEN^{INC.}

CERTIFIED PUBLIC ACCOUNTANTS

April 20, 2020

Ms. Jean Knight
Reclamation District No. 1608
Post Office Box 4857
Stockton, California 95204

Dear Jean:

We enclose the Special Districts - Government Compensation in California Report (GCC) for the calendar year 2019. The GCC was prepared utilizing a program provided by the State Controller's Office and the completed report was transmitted directly to them.

If you have any questions, please call our office.

Yours very truly,

CROCE, SANGUINETTI, & VANDER VEEN, INC.
Certified Public Accountants

A handwritten signature in black ink that reads "Pauline Sanguinetti".

Pauline Sanguinetti
Certified Public Accountant

cml
Enclosures

State Controller's Office - Local Government Programs and Services Division

Special Districts - Government Compensation Report - Calendar Year 2019

Refer to the 2019 GCC Reporting Instructions for more details

Preparer Contact Information

Entity Name: San Joaquin - Reclamation District No. 1608

Preparer Name: Pauline Sanguinetti

Human Resources Web Page:

Phone Number: (209) 938-1010

Employees Hold more than One Position? No (Enter 'Yes' or 'No') 'Save As' Filename: 2019-12263911400.xlsx

E-mail Address: paulines@csvcpas.com

Do the amounts in the Defined Benefit Plan column include payment toward the pension unfunded liability? (Enter 'Yes' or 'No')

"-----Employer Contribution:-----"

Line #	Elected Position	Department	Classification	Multiple Positions Footnote	Annual Salary Minimum	Annual Salary Maximum	-- Total Wages Subject to Medicare (Box 5 of W-2): --			Applicable Defined Benefit Pension Formula	"-----Employer Contribution:-----"			Health, Dental, Vision
							Annual Regular Pay	Overtime Pay	Lump Sum Pay		Retirement Plan: Share Paid by Employer	Defined Benefit Plan: Employer's Share	Deferred Compensation /Defined Contribution Plan	
1.	Y	Board Member	Trustee		0		0							0
2.	Y	Board Member	Trustee		0		0							0
3.	Y	Board Member	Trustee		0		0							0
4.		Levee Maintenance	Superintendent		0		74,493							0
5.		Levee Maintenance	Laborer		0		2,603							0
6.		Levee Maintenance	Laborer		0		15,677							0
7.		Levee Maintenance	Laborer		0		2,150							0
8.		Levee Maintenance	Laborer		0		887							0

ITEM 11

Material to Follow