

**MINUTES OF THE REGULAR MEETING OF BOARD OF TRUSTEES
FOR RECLAMATION DISTRICT 1608
HELD WEDNESDAY, MARCH 4, 2020**

A Regular Meeting of the Board of Trustees of Reclamation District 1608 was called to order at 8:00 a.m. by President Michael Panzer on March 4, 2020, at the law offices of Neumiller & Beardslee, 3121 W. March Lane, Suite 100, Stockton, California.

TRUSTEES PRESENT WERE:

MICHAEL PANZER
BRETT THOLBORN
DAN MacDONNELL

OTHERS PRESENT WERE:

DANIEL SCHROEDER
ANDY PINASCO
CHRIS NEUDECK
JOE BRYSON
ELVIA TRUJILLO
DOTTIE LOFTSTROM
DOMINIC GULLI
BOB BENTZ

1. **Public Comment.**

- Dominick Gulli commented the San Joaquin Flood Control Water Conservation District will have a flood control assessment.
- President Panzer commented on having given Dottie Lofstrom a tour of the levee.
- Dottie Loftstrom commented on the tour and expressed her interest in Reclamation District 1608.

2. **Approval of Minutes.** Minutes of February 14, 2020 meeting. After discussion,

Upon motion duly made, seconded (B. Tholborn/D. MacDonnell) and unanimously carried by the Board Trustees of Reclamation District 1608, the minutes of the regular meeting held on February 14, 2020, were approved as presented.

3. **Financial Report.** Review, discuss, and accept financial report. District Secretary Elvia Trujillo presented a written and oral report. It was directed that the Halverson Concrete invoice from the last meeting be moved from the Levee Repair Fund (General Operations & Maintenance) to the Levee Repair Fund (Levee Capital Improvement Projects). After further 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 be approved.

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

(a) Consider new permit requests from homeowners.
No new permits.

(b) Sediment Removal Project.

1. Adopt Resolution 2020-01 Approving and Authorizing Execution of General Lease with California State Lands Commission for Dredging of Sovereign Land Located in 14-Mile Slough.

Mr. Neudeck gave an update on the Sediment Removal Project. He recently attended a meeting with the State Lands Commission where the Lease was finalized and is now seeking authorization from the Board of Trustees to execute the Lease between the State Lands Commission and Reclamation District 1608 and adopt Resolution No. 2020-01. After discussion,

It was moved, seconded (B. Tholborn/D. MacDonnell) and unanimously carried by the Board of Trustees of Reclamation District 1608 to adopt Resolution 2020-01 Approving and Authorizing Execution of General Lease with California State Lands Commission for Dredging of Sovereign Land Located in 14-Mile Slough.

2. Report and Seek Direction for public outreach to landowners of property located along the proposed dredging cut.

Mr. Neudeck reported every property on 14-mile slough has a dock and all the additions that sit outside the original dock need to be relocated in order for the dredging work to get done. If they are not removed, the dredge depth will be skewed and will affect the current dredging alignment. He also emphasized this project needs to go out to bid as soon as possible. Once it goes out to bid, Mr. Neudeck wants to communicate with the homeowners the project will require a lot of set up and relocation. Acknowledgements will be needed from boat owners confirming they will relocate their boats and any other necessary items as the District does not have authority to do the removal for the owners. Mr. Neudeck is presently working with legal counsel on the wording of the letters that will be going out to the homeowners and referenced Exhibits F through M of the Engineer's Report which include the draft letters, plot, photos and the Acknowledgement form. He also wants to make sure there is constant contact regarding the progress of the project. The idea of having a Town Hall Meeting was brought up as a good way of communicating with the

affected property owners. It was decided the letters will only be sent to the property owners whose properties will be involved in the dredging. President Panzer authorized that a date be worked on to hold the Town Hall Meeting.

3. Report and Seek Direction for Port of Stockton Dredged Sediment Agreement.

District counsel reported the draft of this agreement is currently being worked on. This item will be continued to the next Board meeting.

4. Report and Seek Direction on the District obtaining access from RD 2119 landowners during Sediment Removal Project.

District Engineer reported this is currently in a pending mode. This item will be continued to the next Board meeting.

(c) Delta Grant II.

1. Approve Flood Fight Container and material purchase.

Please see below under Engineer's Report, Section II.

From Engineer's Report:

I. PLAN REVIEW

A. Mr. Charles and Mrs. Farley Staniec residence at 6347 Embarcadero Drive.

District Engineer Chris Neudeck gave an update on the Staniec property. He reported the fence separating the property from the marina has been repaired. As to the hedge roots, nothing has been done and the dilapidated fence at the landside edge of crown has been propped up. Mr. Neudeck showed concern that this may become an enforcement action in the near future. At the February 14, 2020 meeting, Mr. Staniec was given 60 days to remove the encroachment.

II. DELTA GRANT II – PROPOSED STORAGE CONTAINER AND SUPPLIES

A. Review and seek approval from the Board of Trustees of the Delta Grant II-Proposed Storage Container and supplies cost estimate for the District. EXHIBIT A: Cost estimate of materials and separation of reimbursable vs. non-reimbursable items.

Mr. Neudeck reported on this item. He referenced Exhibit A, the cost estimate of materials needed for flood fight. This list had been developed with the Department of Water Resources as items necessary for flood fight. The original intent of this program was for the County to purchase all the materials listed. Mr. Cockrell, who at

the time was the director of the San Joaquin County Office of Emergency Services, was going to purchase and pay for the flood fight material for the District. Now two years later, the original intent has changed. On the list, the items highlighted in yellow have been approved for reimbursement, the remainder items are not. The dollar amount on the items came from pre-approved vendors and those are the figures Mr. Neudeck is relying on. In going through the list, Mr. Neudeck pointed out that there are items and equipment, such as lights, that are needed and were not approved. The cost for the items highlighted in yellow will be reimbursed at 100% of the cost. Whatever amount does not get reimbursed under this program, Mr. Neudeck will be able to claim under the Subventions program although the reimbursement will only be at 75% of the cost. Mr. Neudeck is seeking authorization to purchase the full amount of items on the list.

It was moved, seconded (B. Tholborn/D. MacDonnel) and unanimously carried by the Board of Trustees of Reclamation District 1608 to approve purchase of all items listed in Exhibit A of the Engineer's report.

III. 5 MILE SLOUGH HYACINTH REMOVAL

Exhibit B: Photo Documentation from KSN Inc. Daily Field Reports.

Mr. Neudeck informed the Board that Clean Lakes has started with the removal of the herbicide sprayed water hyacinth on 5 Mile Slough and referenced the photos in Exhibit B. All the equipment and work is taking place on the RD 2115 side and the hyacinth is being collected on the land side toe burn at RD 2115. Once it is cleaned, in order to maintain it, spot spraying will need to be done to discourage regrowth.

IV. SEDIMENT REMOVAL PROJECT

Please see Agenda item 4(b).

V. DESIGN AND CONSTRUCTION AUTHORITY (DCA) – DELTA TUNNELS PROJECT.

A. Review recent Independent Technical Review Committee findings of the early technical material provided for the Delta Conveyance (DCA) (Tunnels) Project.
EXHIBIT N: Materials for the February 14, 2020 Regular Board Meeting of DCA.
EXHIBIT O: Findings of DCA's Independent Technical Review Committee Report dated February 20, 2020

Mr. Neudeck reported on this item which is contained in the Engineer's Report.

VI. GOVERNOR NEWSOME'S DRAFT WATER RESILIENCE PORTFOLIO

A. Review Central Delta Water Agencies (CDWA) comments on the Governors Draft Water Resilience Portfolio. *EXHIBIT P: CDWA's comments on "Draft Water Resilience Portfolio" dated February 7, 2020.*

Chris Neudeck reported on this item. He referenced the letter to the California Natural Resources Agency, the California Environmental Protection Agency, and the California Department of Food & Agriculture from the Central Delta Water Agency marked as Exhibit O. This letter covers the history, their premise, where they stand and explains the original intent for a conveyance facility was for surplus water only. Additional information is contained in the Engineer's Report.

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

Joe Bryson gave an oral and written report. Among the items:

- Item 2 of Report: Joe Bryson has received many calls regarding the sediment removal project.
- Item 6 of Report: Someone is digging steps along the Seagull fence. These steps have been repaired/filled by Joe Bryson. Attorney to send letter to property owner.
- Item 11 of Report: Dino & Sons is working on the gates on southwest levee. Some gates are proving to be a challenge as they are connected to dilapidated fences. District Engineer commented the gates are the District's responsibility to repair but the fences are not.
- Item 12 of Report: Joe Bryson reported kids are causing quite a mess by going through the garbage and leaving garbage and broken bottles scattered around which in turn becomes an expense to the District. It was suggested that a letter be sent to all the property owners along that area.
- Item 16 of Report: District Engineer and Levee Superintendent have been in contact as the annual inspection is starting.
- Joe Bryson also reported on having lost his second helper.

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

- President Panzer, District Attorneys, and District Engineer reported on having attended the SJAFCA/Reclamation Districts meeting held on February 19, 2020. This meeting was regarding the Lower San Joaquin Feasibility Project and there were approximately 40 people in attendance. Many of the issues involved were brought up and the process is still being worked out as to what will be successful in this region.
- Trustee MacDonnell plans to attend the 2020 Flood Forum on March 18, 2020.

7. **Report and possible action on Progress of Tasks Assigned at Previous Board Meetings.**
None.
8. **Discussion and direction on Short-Term and Long-Range Goals.**
None.
9. **District Calendar.** Discussion and direction.
 - a. Newsletter.
Dan Schroeder reported Judith Buehe retired and Andy Pinasco reported on the search for a public relations firm to do the District's newsletter. As of today, two firms have expressed interest. Information and a recommendation will be presented at the next Board meeting. Mr. Pinasco was authorized to proceed with the search.
10. **Correspondence.** No additional correspondence.

The Board adjourned the meeting at 9:33 to start the closed session.

11. **Closed Session.**
 - a. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Title: Levee Superintendent
 - b. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Title: District Secretary
12. **Report out of Closed Session.** The Board reconvened from Closed Session at 9:53 a.m. All Trustees were present during the entirety of the Closed Session. There was no reportable action regarding items 11.a. and 11.b.
13. **Employment Agreements.** Discussion and possible action regarding amendments to Levee Superintendent and District Secretary.

Trustee Tholborn handed out information related to last year's cost of living rate of 2.5 percent. Due to the lack of time, this item was continued to the next Board meeting.
14. **Approval of Bills.** The Bills to be Paid List presented at the March 4, 2020 meeting was reviewed, and

Upon motion duly made, seconded (B. Tholborn/D. MacDonnell) and unanimously carried by the Trustees of Reclamation District 1608, the Bills to be Paid List as presented at this meeting was approved.

15. Staff Reports. No staff reports.

- (a) Attorney. The Agenda for this meeting was posted on the window outside the meeting room at 3121 West March Lane, Suite 100, Stockton, California, at least seventy-two (72) hours preceding the meeting.

16. Adjournment. The meeting adjourned at 9:54 a.m.

Respectfully submitted,



Elvia C. Trujillo
District Secretary

Reclamation District 1608

List of Bills for Approval at March 4, 2020 Meeting

NAME	Date	INVOICE #	AMOUNT	TOTAL \$	WARRANT #	CHECK #	SUBVENTION FUND
Michael Panzer (3/4/20 Board Mtg)		Trustee Fee	\$246.75				
SJA/CA/RD Meeting Attendance	2/19/2020		\$246.75				
				\$493.50	6297		
Brett Tholborn (3/4/20 Board Mtg)		Trustee Fee	\$246.75				
				\$246.75	6298		
Dan MacDonnell (3/4/20 Board Mtg.)		Trustee Fee	\$246.75				
				\$246.75	6299		
Elvia Trujillo	February 2020	Secretary Fee	\$935.00				
				\$935.00	6300		
Jean Knight	February 2020	Consultant Secretary	\$242.95				
				\$242.95	6301		
Neumiller & Beardslee	2/18/2020	305444	\$2,639.90				
				\$2,639.90	6302		
Kjeldsen, Sinnock & Neudeck	2/24/2020	27140	\$1,636.73				
	2/24/2020	27141	\$1,295.00				
	2/24/2020	27142	\$2,030.60				
	2/24/2020	27143	\$1,665.43				
	2/24/2020	27144	\$397.50				
	2/24/2020	27145	\$26,855.50				
	2/24/2020	27146	\$750.00				
	2/24/2020	27147	\$813.00				
				\$35,443.76	6303		
PG&E (Landview & Seagull)	3/2/2020	0950847867-5	\$11.15				
PG&E (Stone River)	2/21/2020	2999432760-8	\$10.45				
				\$21.60	6304		
CCVCA (2020 Flood Forum Registration Fee for D MacDonnell)	2/26/2020	3662	\$55.00				
				\$55.00	6305		

Reclamation District 1608
List of Bills for Approval at March 4, 2020 Meeting

Reclamation District 1608 (Transfer to Checking Account)			\$40,000.00	\$40,000.00	6306			
State of California Payroll Taxes			\$463.56	\$463.56		online		
Federal Government Payroll Taxes			\$2,119.31	\$2,119.31		online		
Bank of Stockton Visa	2/18/2020	12/28/2019 - 1/27/2020	\$8,910.96	\$8,910.96		online		
William M. Lipp	Payroll	2/1/2020 - 2/15/2020	\$690.61	\$690.61			1452	
Hector Bryan Kendall	Payroll	2/1/2020 - 2/15/2020	\$75.36	\$75.36			1453	
William M. Lipp	Payroll	2/16/2020 - 2/29/2020	\$501.51	\$501.51				Direct Deposit
Joe L. Bryson (Payroll)	Payroll	2/1/2020 - 2/29/2020	\$4,407.84	\$4,407.84				Direct Deposit
		WARRANT TOTAL:		\$80,325.21				
		CHECKING TOTAL:		\$17,169.15				
		TOTAL BILLS PAID		\$97,494.36				