

**MEETING AGENDA FOR
RECLAMATION DISTRICT NO. 1608
BOARD OF TRUSTEES REGULAR MEETING
8:00 A.M. September 7, 2022**

**NEUMILLER & BEARDSLEE
3121 WEST MARCH LANE, SUITE 100
STOCKTON, CALIFORNIA**

AGENDA

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. Encroachment Violation. Show Cause Hearing Regarding Violation of Levee Encroachment Standards
 - a. 3757 Hatchers Circle
Mr. Gregory & Nancy Smith
Violation – Chapter 6 Vegetation, Section 6.04C Maintenance Standards
3. Approval of Minutes. Minutes of the District meeting of August 3, 2022.
4. Financial Report. Review, discuss, and accept financial report.
5. 14-Mile Slough. Discussion and direction regarding Hyacinth and invasive aquatic weed in 14-Mile Slough
6. Prop 218 Assessment. Report, discussion, and request for direction.
7. Engineer's Report. Discussion and possible on the following items:
 - a. Award Rock Slope Protection Project at Village West Marina to lowest responsive responsible bidder
 - b. Lower San Joaquin River Feasibility Project
8. Levee Superintendent Report. Request for directions and approvals.
9. Delta Levees Investment Priorities. Discussion and direction regarding public comment on proposed rulemaking change to Sections 5001 and 5012 of Title 23 of the California Code of Regulations
10. Levee Tour Discussion. Discussion and direction to schedule 2022 District Levee Tour.

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 Jean Knight 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.

11. Report by Trustees on meetings attended and upcoming meetings. Request for direction.
12. Report and possible action on Progress of Tasks Assigned at Previous Board Meetings.
13. Discussion and direction on Short-Term and Long-Range Goals.
14. District Calendar. Discussion and direction.
 - a. Next Meeting is October 5, 2022.
15. Correspondence.
16. Approval of Bills.
17. 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.
18. 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 Jean Knight at 209/948-8200 during regular business hours, at least forty-eight hours prior to the time of the meeting.

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**AGENDA PACKET
RECLAMATION DISTRICT 2119
September 7, 2022**

ITEM COMMENTARY

1. Self-explanatory.
2. Please see Exhibit A-G of Engineer's Report.
3. Please see attached.
4. Please see attached.
5. Self-explanatory.
6. Self-explanatory.
7. Please see attached.
8. Self-explanatory.
9. Please see attached.
10. Self-explanatory.
11. Self-explanatory.
12. Please see attached.
13. Please see attached.
14. Please see attached.
15. Self-explanatory.
16. Self-explanatory.
17. Self-explanatory.
18. Self-explanatory.

ITEM 3

**MINUTES OF THE REGULAR MEETING OF BOARD OF TRUSTEES
FOR RECLAMATION DISTRICT 1608
HELD ON WEDNESDAY, AUGUST 3, 2022**

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 August 3, 2022, at the law offices of Neumiller & Beardslee, 3121 W. March Lane, Suite 100, Stockton, California.

TRUSTEES PRESENT

MICHAEL PANZER
DAN MacDONNELL
DOTTIE LOFSTROM

OTHERS PRESENT

CHRIS NEUDECK
ANDY PINASCO
JOE BRYSON
ELVIA TRUJILLO
KIM FLOYD
CHARLES HASTINGS
DOMINICK GULLI
BOB BENTZ

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

At 8:02 Agenda Item 6 was moved up. Please refer to Agenda Item 6 for details.

2. **Approval of Minutes.** Minutes of the July 6, 2022, District meeting. The Trustees reviewed the minutes. After review,

It was moved, seconded (D. MacDonnell/D. Lofstrom) and unanimously carried by the Board Trustees of Reclamation District 1608, that the minutes of the July 6, 2022, Board Meeting be approved.

3. **Financial Report.** Review, discuss, and accept financial report. District Secretary, Elvia Trujillo, presented two financial reports. The first report was the final report for Fiscal Year 2021/2022 where she indicated the District received income from property taxes. The second report was the first financial report for Fiscal Year 2022/2023. She also gave an update on the payment of registered warrants. After review,

It was moved, seconded (D. MacDonnell/D. Lofstrom) and unanimously carried by the Board of Trustees of Reclamation District 1608 that (1) the Final Financial Report for Fiscal Year 2021-2022 be approved as presented, and (2) that the first

Financial Report for Fiscal Year 2022-2023 be approved as presented.

4. **Prop 218 Assessment.** Discussion and possible action on the following items:
- a. Report on Tuesday, July 26, 2022, Public Outreach workshop meeting.
Attorney Andy Pinasco presented this item. He noted Ms. Floyd was present at that meeting and would be discussing next agenda items.
 - b. Review estimated timeline of tasks for Prop 218 effort.
Kim Floyd explained the timeline that resulted from the July 26, 2022 meeting and went over the tasks involved.
 - c. Authorize Kim Floyd Communications to prepare Property Public Outreach Newsletter for Prop 218 Assessment.

Kim Floyd explained the importance of informing the public what Reclamation District 1608 does and why the improvements made possible by the Prop 218 effort are of value. She said it is also important to do public opinion research to learn how people feel and why. The best way to gather this information is through stakeholder interviews which will be done by the end of September. Ms. Floyd will be working with Chris Neudeck and Andy Pinasco for any information that may need to go to the Board. She added that through the public outreach newsletters, the homeowners will know what is Reclamation District 1608 and what it does. Trustee Lofstrom suggested to temporarily move the newsletters to Kim Floyd Communications for this project. After discussion,

It was moved, seconded (D. MacDonnell/D. Lofstrom) and unanimously carried by the Board Trustees of Reclamation District 1608, to Authorize Kim Floyd Communications to prepare the Public Outreach Newsletters for the Prop 218 election.

- d. Approve updates to District website proposed by Kim Floyd Communications.
Kim Floyd presented this item. She noticed the District's website has many pages and suggested regrouping which would result in going from nine pages to six pages with subpages. Mr. Pinasco stated the photos for the website are still being worked on. After further discussion,

It was moved, seconded (D. MacDonnell/D. Lofstrom) and unanimously carried by the Board Trustees of Reclamation District 1608, to approve Kim Floyd's recommendations for website updates.

- e. Direct staff to prepare social media policy for District communications.
Andy Pinasco presented this item. He said Ms. Floyd is recommending another form of social media, such as Next Door, to keep the public informed. This will need to be made in a structured manner. Ms. Floyd explained applying for the Next Door account may be a good idea to communicate with homeowners and post any updates related to the District. While the Prop 218 project is going on,

she can monitor the account. Mr. Neudeck agreed there would be benefit to having this to keep communication open with homeowners. Mr. Pinasco expressed concern with these types of communications. He gave examples related to the Public Records Act and the Brown Act and stated the District must maintain its legal obligations and said a social media policy needs to be in place. This item needs further discussion and a social media policy needs to be in place before approving. After further discussion,

It was moved, seconded (D. MacDonnell/D. Lofstrom) and unanimously carried by the Board Trustees of Reclamation District 1608, to bring back this item and a Social Media Policy to the next Board meeting.

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

Request for directions and approvals.

a. Plan Review.

- i. 3730 Fourteen Mile Drive
Mr. John and Daniela Burke
Please see Engineer's Report, Section II.A.
- ii. Review status of Annual Levee Inspection of the District's Levee system for 2022. Review the need for 2nd violation notices and then ultimate "Show Cause Hearings"
Please see Engineer's Report, Section II.B.
- iii. Recommend Show Cause hearing resultant from Remedy Tracking List for 2022:
Mr. Gregory & Nancy Smith
3757 Hatchers Circle
Please see Engineer's Report, Section II.C.

b. AB 360 Delta Levee Subventions Program.

- i. Review the status of the Rock Slope Protection project under the Levee Maintenance Project for Fiscal Year 2022-2023.
Please see Engineer's Report, Section III.A.
- ii. Review Draft 5 Year Plan that has been submitted to the Department of Water Resources for review and comment.
Please see Engineer's Report, Section III.B.
- iii. Review Summary of Delta Items as reported by colleague Gilbert Cosio with River Delta Engineering.
Please see Engineer's Report, Section III.C.

- c. Lower San Joaquin River Feasibility Project with SJAFCA.
 - i. Review the outcome of the SJAFCA and RD quarterly partnership meeting held on Monday, July 18, 2022.
Please see Engineer’s Report, Section IV.A.
 - ii. Review future meeting with SJAFCA and RDs related to new alternative for RD 1608 protection and levee alignment and gate location in Fourteen Mile Slough.
Please see Engineer’s Report, Section IV.B.

FROM ENGINEER’S REPORT:

- I. SPECIAL BENEFIT PROPOSITION NO. 218 ASSESSMENT FOR 2025.**
 - A. Review outcome of workshop meeting with Kim Floyd Communications (KFC) held on Tuesday July 26, 2022.
 - B. Below is the District's timeline of tasks:

TIMELINE OF TASKS

August 2021	TASK 1 — District Workshop - commence with development of budget items.
March 2022	TASK 2 — Select a public outreach consultant and establish clear and concise messaging of District services and what our beneficiaries receive in service.
September 2022	TASK 3 — Prepare Request for Qualifications (RFQ) for Assessment Engineer and select.
August 2023	TASK 4 — Complete and approve Final Engineers Report.
November 2023	TASK 5 — Conduct 1st Public Workshop w/ RD 1608 landowners.
January 2024	TASK 6 — Mail out Ballots for Assessment Ballot Proceeding.
January 2024	TASK 7 — Conduct 2nd Public Workshop w/RD 1608.
February 2024	TASK 8 — Conduct Ballot Hearing and count the ballots.
August 2024	TASK 9 — Provide certified copies of resolution and Assessment Roll to S.J. County to be put on Property Tax Roll.

The Timeline of Tasks was reviewed in Agenda Item 4.b by Kim Floyd.

II. PLAN REVIEW.

- A. 3730 Fourteen Mile Drive
Mr. John & Daniela Burke
Index No. 042, Lot No 0415
APN 098-490-35

Review a request to construct a new fence by John and Daniela Burke along the waterside slope in Southwest Quadrant. The fence will be a steel 4-ft high fence with cable wire at the top of the riprap.

EXHIBIT A: July 26, 2022 Encroachment APPLICATION for a fence.

EXHIBIT B: Plans for a fence.

Chris Neudeck presented this item and reference Exhibit A and B. Trustee MacDonnell asked if the fence being proposed was going to be a removable fence. Mr. Neudeck said he will require as condition of approval that the fence must be removable. After discussion,

It was moved, seconded (D. MacDonnell/D. Lofstrom) and unanimously carried by the Board Trustees of Reclamation District 1608, to approve application as conditioned with a removable fence for 3730 Fourteen Mile Drive.

- B. Review status of Annual Levee Inspection of the District's Levee system for 2022. Review the need for 2nd violation notices and then ultimate "Show Cause Hearings."
EXHIBIT C: Violation/Remedy Tracking for 2022 Inspection.

Chris Neudeck presented this item. Mr. Neudeck reported nearing the completion of the remedy tracking inspections for 2022. All landowners who received violation notices are in compliance with the exception of Gregory and Nancy Smith at 3757 Hatchers Circle. Mr. Neudeck is seeking the Board's approval for a show cause hearing for Gregory and Nancy Smith.

- C. Recommended Show Cause hearing resultant from Remedy Tracking List for 2022:
Mr. Gregory & Nancy Smith
3757 Hatchers Circle
Stockton, CA 95219

RD 1608 has routinely and annually noticed Mr. Gregory & Nancy Smith since 2018 for vegetation violations and strongly suggest that the Board of Trustees notice the Smiths with a Show Cause Hearing to bring more confirmed compliance with the District's standards for a clear & inspectable landside levee. Below are copies of the past Violation Notices

EXHIBIT D: April 13, 2018 Violation Notice
EXHIBIT E: March 27, 2019 Violation Notice
EXHIBIT F: April 14, 2020 Violation Notice
EXHIBIT G: March 25, 2021 Violation Notice
EXHIBIT H: April 28, 2022 Violation Notice
EXHIBIT I: July 20, 2022 Photo Summary.

Chris Neudeck reviewed with the Trustees the list of violations by the Smiths and recommends a show cause hearing. Mr. Pinasco discussed the possible options one of which is revoking the permit. Once a permit is revoked, the encroachment must be removed. After discussion, the Trustees directed Andy Pinasco to notify the Smiths of their show cause hearing at the September 7, 2022 Board Meeting.

It was moved, seconded (D. MacDonnell/D. Lofstrom) and unanimously carried by the Board Trustees of Reclamation District 1608, to direct District Counsel to notify Gregory and Nancy Smith of their Show Cause Hearing on September 7, 2022 at 8:00 a.m.

III. AB 360 DELTA LEVEE SUBVENTIONS PROGRAM

- A. Review status of the Rock Slope Protection project under the Levee Maintenance Project for Fiscal Year 2022/2023.

EXHIBIT J: Preliminary Plans for RSP along the levee in the Marina area.

EXHIBIT K: Preliminary estimate of RSP Project.

Chris Neudeck presented this item. He stated the rock along the levee in the Marina area is not to the standard he would like to see it at. The rock slope protection project for this area has been delayed due to other projects. The Marina has been cooperative and the only thing that is necessary when this project is under way is that plywood be laid on the grass to protect it. Mr. Neudeck discussed Exhibit K, the preliminary estimate of the project, and added that this work is reimbursable through subventions and would like authorization to bid project. After discussion,

It was moved, seconded (D. MacDonnell/D. Lofstrom) and unanimously carried by the Board Trustees of Reclamation District 1608, to authorize Kjeldsen, Sinnock & Neudeck to go out to bid for the Rock Slope Protection Project.

- B. Review Draft 5 Year Plan that has been submitted to the Department of Water Resources for review and comment.

EXHIBIT L: Draft 5 Year Plan w/o appendices.

Chris Neudeck presented this item. He explained the Draft 5-Year Plan is a very large document that is a requirement of the levees subventions program. It includes historical information of RD 1608's levees with technical information. Historically, this District has not done such a report because it was previously an option, however, it is now a requirement. The draft report was due in June, the final report is due in December.

- C. Review Summary of Delta Items as reported by colleague Gilbert Cosio with River Delta Engineering.

EXHIBIT M: Summary of Delta Items Addressed in June of 2022.

Chris Neudeck referenced Exhibit M, *Summary of Delta Items Addressed in June 2022* prepared by Engineer Gilbert Cosio. After retiring, Mr. Cosio started his own consulting firm and attends meetings in the region related to the Delta. Mr. Neudeck stated Mr. Cosio's reports are of benefit and are relatively inexpensive at less than \$100.00 dollars for the District.

IV. LOWER SAN JOAQUIN RIVER FEASIBILITY PROJECT WITH SJAFCA

- A. Review the outcome of the SJAFCA and RD quarterly partnership meeting held on Monday July 18, 2022 at the City of Stockton's Downtown Library.

EXHIBIT N: PowerPoint Presentation by SJAFCA and its staff.

Chris Neudeck reported that he, in addition to President Panzer and Trustee MacDonnell attended the July 18, 2022 meeting with SJAFCA. Also in attendance were many representatives from other districts. He commented on the PowerPoint presentation by SJAFCA. Mr. Neudeck spoke about the discussions that took place

at the meeting, including the issue of the 14 Mile Slough alignment and concerns about the gate placement, location, and the possible effects.

- B. Review future meeting with SJAFCA and RD's related to new alternative for RD 1608 protection and levee alignment and gate location in Fourteenmile Slough. Meeting is scheduled for Monday August 22, 2022 @ 12:30 PM location TBD.

6. **Levee Encroachment Standards.** Report on District's Procedures to Enforce District Levee Encroachment Standards.

Andy Pinasco presented this item. He stated correspondence was received from Mr. Charles Hastings regarding the Encroachment Standards and process of enforcing them. Mr. Hastings raised the issue that he doesn't feel there is consistency. Mr. Pinasco explained what the District's process is with inspections, enforcement, and spoke about permitted and unpermitted encroachments on the levee. Mr. Neudeck also explained an annual inspection of the levee is done which may include taking pictures of the waterside, center, and landside of levee and then that information is compared to previous records. If noted that a particular improvement was not permitted, it will be taken to the Board. Mr. Neudeck said there have been several engineers throughout the years and he has been with the District for the last five years. What may have been permitted with prior Boards and engineers may not be permitted now to keep the integrity of the levee. Mr. Neudeck stated that in addition to the yearly inspection, the levees are actively being monitored by Joe Bryson. When something new is being done without an encroachment permit, the work is stopped until the necessary encroachment permits are submitted and reviewed for approval. Mr. Hastings said that he felt treatment is inconsistent. His case for an encroachment was litigated by a previous legal counsel approximately 27 years ago and the judge ruled against him by having him remove a child's playhouse. He said a lot has been constructed that does not seem consistent with the standards. President Panzer, stated this Board has been diligent in supervising the levee, doing inspections, and dealing with encroachments that have not been permitted. Trustee MacDonnell asked whether Mr. Hastings' encroachments had been permitted. President Panzer said he would like to know what structures are in violation, particularly if they were done in the past five years. Trustee Lofstrom feels perception is very important and specifics about the encroachments would help.

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

Joe Bryson gave an oral and written report. Please refer to the Levee Superintendent Report presented at this meeting for the list of all the items. Mr. Bryson noted in Item No. 4 of his report that homeowners are using the dumpsters for unauthorized trash and placing large items such as mattresses. This creates a problem and an added expense to the District. Mr. Bryson suggested fencing off the dumpsters and the Trustees were in favor and authorizing Mr. Bryson to do so.

8. **Levee Tour Discussion.** Report and Discussion to schedule 2022, District Levee Tour.

Andy Pinasco presented this item. The Trustees requested the levee tour be scheduled in the fall.

9. **Report by Trustees on Meetings attended and up-coming meetings.** Request for direction.

- a. July 18, 2022, SJAFCFA Quarterly Meeting with RDs.
President Panzer and Trustee MacDonnell attended the SJAFCFA Quarterly meeting held on July 18, 2022. The main topic of this meeting was the Paradise Cut Project but there was also discussion about the 14 Mile Slough alignment and concerns about the gate placement and location. Discussion followed related to the meeting.
10. **Report and possible action on Progress of Tasks Assigned at Previous Board Meetings.**
No action taken.
11. **Discussion and direction on Short-Term and Long-Range Goals.**
No action taken.
12. **District Calendar.** Discussion and direction.
 - a. Next Meeting is September 7, 2022.
13. **Correspondence.** None of note.
14. **Approval of Bills.** After review,

It was moved, seconded (D. MacDonnell /D. Lofstrom) and unanimously carried by the Board of Trustees of Reclamation District 1608 that the List of Bills to be Paid presented at the August 3, 2022, meeting be approved.
15. **Staff Reports.** None.

(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.
16. **Adjournment.** The meeting adjourned at 10:15 a.m.

Respectfully submitted,

Elvia Trujillo
District Secretary

ITEM 4

RECLAMATION DISTRICT 1608
FINANCIAL REPORT - SEPTEMBER 7, 2022
% OF FISCAL YEAR ELAPSED THROUGH AUGUST 30, 2022 - 16.67%

Budget Item	Budget Amount	Expended MTD	Expended YTD	% YTD
Operations & Maintenance Expenses				
O1 Levee Superintendent	\$75,000.00	\$7,040.00	\$14,626.00	19.50%
O2 Part Time Employees	35,000.00	3,447.00	6,209.50	17.74%
O3 Payroll Taxes and Expenses	25,000.00	887.07	2,771.51	11.09%
O4 Fences & Gates	25,000.00	0.00	0.00	0.00%
O5 Locks & Signs	1,000.00	0.00	0.00	0.00%
O6 Weed and Rodent Control & Clean up	10,000.00	12,307.36	13,092.12	130.92%
O7 Levee Repair Fund (General Operations & Maintenance)	30,000.00	405.38	414.75	1.38%
O8 Levee Repair Fund (Levee Capital Improvement Projects)	150,000.00	0.00	465.38	0.31%
O9 Pump System Maintenance	750.00	26.11	45.71	6.09%
O10 Wireless Services (Cell and Mobile Computer)	1,200.00	0.00	70.00	5.83%
O11 Garbage Service	4,000.00	453.40	453.40	11.34%
O12 District Vehicle (Fuel, Maintenance and Repairs)	7,500.00	238.78	338.78	4.52%
TOTAL	\$364,450.00	\$24,805.10	\$38,487.15	10.56%
General Expenses				
G1 Trustee Fees	\$13,000.00	\$856.92	\$2,570.76	19.78%
G2 Secretary Fees	12,000.00	1,446.25	2,328.75	19.41%
G3 Office Expenses (incudes storage facility)	1,000.00	1,000.00	1,000.00	100.00%
G4 General Legal	30,000.00	2,277.00	4,712.50	15.71%
G5 Audit	5,000.00	0.00	0.00	0.00%
G6 County Administration Costs	6,000.00	0.00	0.00	0.00%
G7 Property and Liability Insurance	15,000.00	0.00	0.00	0.00%
G8 Workers Compensation Insurance	10,000.00	747.75	1,495.50	14.96%
G9 Election Costs	0.00	0.00	0.00	0.00%
G10 Newsletters & Public Communications	6,000.00	907.50	907.50	15.13%
G11 Registered Warrant Expenses	175,000.00	26,364.55 *	26,364.55	15.07%
TOTAL	\$273,000.00	\$33,599.97	\$39,379.56	14.42%
Engineering Expenses				
E1 General Engineering	\$20,000.00	\$2,412.06	\$7,741.66	38.71%
E2 Plan Review Engineering	25,000.00	1,578.75	4,908.55	19.63%
E3 Administration of Delta Levee Subventions Program	20,000.00	1,696.45	3,477.33	17.39%
E4 Periodic Levee Property Inspections and Surveys	7,500.00	0.00	0.00	0.00%
E5 Routine Levee Maintenance Consultation	7,500.00	0.00	0.00	0.00%
E6 Engineering, Mgmt & Inspection of Capital Imp. Projects	15,000.00	3,807.50	6,916.25	46.11%
E7 DWR 5 Year Plan	0.00	0.00	66.25	0.00%
E8 Assessment Engineering	2,500.00	2,226.44	2,226.44	89.06%
E9 Assesment Development	90,000.00	1,245.00	2,040.00	2.27%
TOTAL	\$187,500.00	\$12,966.20	\$27,376.48	14.60%
Warrant Interest Expenses				
Warrant Interest Expense	\$0.00	\$0.00	\$0.00	0.00%
TOTAL	\$0.00	0.00	\$0.00	0.00%
TOTAL EXPENDITURES	\$824,950.00	\$71,371.27	\$105,243.19	12.76%

*Payment of Registered Warrant 6399

Budget Item	Anticipated Income	Income MTD	Income YTD	% YTD
Income				
Property Taxes	\$260,000.00	\$813.03	\$813.03	0.31%
Interest Income	2,000.00	868.00	868.00	43.40%
Assessments	298,000.00	0.00	0.00	0.00%
Subvention Reimbursement	125,000.00	0.00	0.00	0.00%
Totals	\$685,000.00	\$1,681.03	\$1,681.03	0.25%

Cash On Hand	
Cash Balance as of July 1, 2022	\$639,378.11
Revenues (YTD), as of July 31, 2022	(\$20,105.40)
Expenses (YTD), as of July 31, 2022	\$71,572.22

Fund Balance as of 8/30/2022	\$500,417.62
Proposed Warrants for 9/7/2022 Board Meeting	\$86,993.25
TOTAL CASH	\$413,424.37

Checking Account Balance as of 8/25/2022	\$25,715.53
TOTAL CASH ON HAND	\$439,139.90

Reserves	
Board-Designated Reserve (For District Operations Only)	100,000.00

5-Year Plan PFA	Transfers	Interest	\$37,500.00
Interest (10/31/2019)		\$176.00	\$37,676.00
Interest (1/31/2020)		\$176.00	\$37,852.00
Progress Billing No. 1 Transfer fo Funds (3/2/2020)	\$4,323.73		\$33,528.27
Interest (4/30/2020)		\$158.00	\$33,686.27
Progress Billing No. 2 Transfer fo Funds (6/30/2020)	\$1,822.75		\$31,863.52
Progress Billing No. 3 Transfer of Funds (7/31/2020)	\$4,667.62		\$27,195.90
Interest (7/31/2020)		\$107.00	\$27,302.90
Progress Billing No. 4 Transfer of Funds (9/11/2020)	\$4,078.12		\$23,224.78
Progress Billing No. 5 Transfer of Funds (9/11/2020)	\$5,071.50		\$18,153.28
Interest (10/31/2020)		\$52.00	\$18,205.28
Progress Billing No. 6 Transfer of Funds (12/3/2020)	\$2,373.75		\$15,831.53
Progress Billing No. 7 Transfer of Funds (12/3/2020)	\$3,489.75		\$12,341.78
Progress Billing No. 8 Transfer of Funds (12/3/2020)	\$2,718.00		\$9,623.78
Interest (1/31/2021)		\$19.00	\$9,642.78
Progress Billing No. 9 Transfer of Funds (2/23/2021)	\$5,296.50		\$4,346.28
Interest (4/30/2020)		\$6.00	\$4,352.28
Progress Billing No. 10 Transfer of Funds (5/18/2021)	\$307.12		\$4,045.16
Interest (7/31/2021)		3.00	\$4,048.16
Interest (10/31/2021)		3.00	\$4,051.16
Interest (1/31/2022)		3.00	\$4,054.16
Interest (4/30/22)		3.00	\$4,057.16
Progress Billing No. 11 Transfer of Funds (5/5/2022)	\$82.12		\$3,975.04
Progress Billing No. 12 Transfer of Funds (6/28/22)	\$655.87		\$3,319.17
Progress Billing No. 13 Tranfer of Funds (6/1/2022)	\$454.50		\$2,864.67
Interest (7/31/22)		5.00	\$2,869.67

SEDIMENT REMOVAL PROJECT 2020 - COUNTY ACCOUNT INFORMATION

Date	Check No.	Description	Deposit	Withdrawal	Balance
11/5/2020	2137553	Bank of Stockton Check Payable to RD 1608 (For registered warrants: 6392, 6393, 6394, 6395, 6396, 6397, 6398, 6399, 6400, 6401, 6402, 6403, 6404, 6405, 6406, 6407, 6408, 6409, 6410, 6411 at \$25,000.00 each)	\$500,000.00		\$500,000.00
11/9/2020		Dixon Marine Services Progress Pay #4		\$489,751.63	\$10,248.37
1/21/2021		Interest	\$83.00		\$10,331.37
3/3/2021	2138247	Bank of Stockton Check Payable to RD 1608 (For registered warrants: 6455, 6456, 6457, 6458, 6459, 6460, 6461, 6462, 6463, 6464, 6465, 6466, 6467, 6468, 6469 at \$25,000.00 each)	\$375,000.00		\$385,331.37
3/8/2021		Port of Stockton Invoice Invoice 01-9012-2021 for Dredge Disposal		\$375,444.40	\$9,886.97
4/30/2021		Interest	\$121.00		\$10,007.97
7/31/2021		Interest	\$31.00		\$10,038.97
11/3/2021		Transfer from General Fund to Sediment Removal Fund	\$16,000.00		\$26,038.97
11/5/2021		Payment of Registered Warrant #6392 for \$25,812.50		\$25,812.50	\$226.47
10/31/2021		Interest	\$8.00		\$234.47
1/5/2022		Transfer from General Fund to Sediment Removal Fund	\$25,950.00		\$26,184.47
1/7/2022		Payment of Registered Warrant #6393		\$25,952.74	\$231.73
2/2/2022		Transfer from General Fund to Sediment Removal Fund	\$26,015.07		\$26,246.80
2/7/2022		Payment of Registered Warrant #6394		\$26,021.75	\$225.05
1/31/2022		Interest	\$6.00		\$231.05
3/2/2022		Transfer from General Fund to Sediment Removal Fund	\$26,077.40		\$26,308.45
3/7/2022		Payment of Registered Warrant #6395		\$26,084.08	\$224.37
4/6/2022		Transfer from General Fund to Sediment Removal Fund	\$26,155.31		\$26,379.68
4/11/2022		Payment of Registered Warrant #6396		\$26,161.99	\$217.69
4/30/2022		Interest	\$4.00		\$221.69
5/11/2022		Transfer from General Fund to Sediment Removal Fund	\$26,239.90		\$26,461.59
5/16/2022		Payment of Registered Warrant #6397		\$26,239.90	\$221.69
6/1/2022		Transfer from General Fund to Sediment Removal Fund	\$26,286.64		\$26,508.33
6/6/2022		Payment of Registered Warrant #6398		\$26,286.64	\$221.69
7/6/2022		Transfer from General Fund to Sediment Removal Fund	\$26,364.55		\$26,586.24
7/11/2022		Payment of Registered Warrant #6399		\$26,364.55	\$221.69
8/3/2022		Transfer from General Fund to Sediment Removal Fund	\$26,426.88		\$26,648.57
8/10/2022		Payment of Registered Warrant #6400		\$26,431.34	\$217.23
9/7/2022		Transfer from General Fund to Sediment Removal Fund	\$26,504.79		\$26,722.02
9/12/2022		Payment of Registered Warrant #6401		\$26,504.79	\$217.23

**SEDIMENT REMOVAL PROJECT 2020
REGISTERED WARRANTS - 9/7/2022**

WARRANT DATED	REGISTERED WARRANT #	DATE REGISTERED	FOR PAYMENT OF	PRINCIPAL AMOUNT	INTEREST RATE	TOTAL	TOTAL PAYOFF AMOUNT	DATE CALLED
						INTEREST TO DATE		
11/04/20	6392	11/05/20	Dixon Marine Progress Pay #4	\$25,000.00	3.25%	\$812.50	\$25,812.50	11/5/2021
11/04/20	6393	11/05/20	Dixon Marine Progress Pay #4	\$25,000.00	3.25%	\$952.74	\$25,952.74	1/7/2022
11/04/20	6394	11/05/20	Dixon Marine Progress Pay #4	\$25,000.00	3.25%	\$1,021.75	\$26,021.75	2/7/2022
11/04/20	6395	11/05/20	Dixon Marine Progress Pay #4	\$25,000.00	3.25%	\$1,084.08	\$26,084.08	3/7/2022
11/04/20	6396	11/05/20	Dixon Marine Progress Pay #4	\$25,000.00	3.25%	\$1,161.99	\$26,161.99	4/11/2022
11/04/20	6397	11/05/20	Dixon Marine Progress Pay #4	\$25,000.00	3.25%	\$1,239.90	\$26,239.90	5/16/2022
11/04/20	6398	11/05/20	Dixon Marine Progress Pay #4	\$25,000.00	3.25%	\$1,286.64	\$26,286.64	6/6/2022
11/04/20	6399	11/05/20	Dixon Marine Progress Pay #4	\$25,000.00	3.25%	\$1,364.55	\$26,364.55	7/11/2022
11/04/20	6400	11/05/20	Dixon Marine Progress Pay #4	\$25,000.00	3.25%	\$1,431.34	\$26,431.34	8/10/2022
11/04/20	6401	11/05/20	Dixon Marine Progress Pay #4	\$25,000.00	3.25%	\$1,504.79	\$26,504.79	9/12/2022
11/04/20	6402	11/05/20	Dixon Marine Progress Pay #4	\$25,000.00	3.25%	\$1,504.79	\$26,504.79	
11/04/20	6403	11/05/20	Dixon Marine Progress Pay #4	\$25,000.00	3.25%	\$1,504.79	\$26,504.79	
11/04/20	6404	11/05/20	Dixon Marine Progress Pay #4	\$25,000.00	3.25%	\$1,504.79	\$26,504.79	
11/04/20	6405	11/05/20	Dixon Marine Progress Pay #4	\$25,000.00	3.25%	\$1,504.79	\$26,504.79	
11/04/20	6406	11/05/20	Dixon Marine Progress Pay #4	\$25,000.00	3.25%	\$1,504.79	\$26,504.79	
11/04/20	6407	11/05/20	Dixon Marine Progress Pay #4	\$25,000.00	3.25%	\$1,504.79	\$26,504.79	
11/04/20	6408	11/05/20	Dixon Marine Progress Pay #4	\$25,000.00	3.25%	\$1,504.79	\$26,504.79	
11/04/20	6409	11/05/20	Dixon Marine Progress Pay #4	\$25,000.00	3.25%	\$1,504.79	\$26,504.79	
11/04/20	6410	11/05/20	Dixon Marine Progress Pay #4	\$25,000.00	3.25%	\$1,504.79	\$26,504.79	
11/04/20	6411	11/05/20	Dixon Marine Progress Pay #4	\$25,000.00	3.25%	\$1,504.79	\$26,504.79	
				\$500,000.00		\$26,908.22	\$526,908.22	

03/03/21	6455	03/03/21	Port of Stockton	\$25,000.00	3.25%	\$1,242.12	\$26,242.12	
03/03/21	6456	03/03/21	Port of Stockton	\$25,000.00	3.25%	\$1,242.12	\$26,242.12	
03/03/21	6457	03/03/21	Port of Stockton	\$25,000.00	3.25%	\$1,242.12	\$26,242.12	
03/03/21	6458	03/03/21	Port of Stockton	\$25,000.00	3.25%	\$1,242.12	\$26,242.12	
03/03/21	6459	03/03/21	Port of Stockton	\$25,000.00	3.25%	\$1,242.12	\$26,242.12	
03/03/21	6460	03/03/21	Port of Stockton	\$25,000.00	3.25%	\$1,242.12	\$26,242.12	
03/03/21	6461	03/03/21	Port of Stockton	\$25,000.00	3.25%	\$1,242.12	\$26,242.12	
03/03/21	6462	03/03/21	Port of Stockton	\$25,000.00	3.25%	\$1,242.12	\$26,242.12	
03/03/21	6463	03/03/21	Port of Stockton	\$25,000.00	3.25%	\$1,242.12	\$26,242.12	
03/03/21	6464	03/03/21	Port of Stockton	\$25,000.00	3.25%	\$1,242.12	\$26,242.12	
03/03/21	6465	03/03/21	Port of Stockton	\$25,000.00	3.25%	\$1,242.12	\$26,242.12	
03/03/21	6466	03/03/21	Port of Stockton	\$25,000.00	3.25%	\$1,242.12	\$26,242.12	
03/03/21	6467	03/03/21	Port of Stockton	\$25,000.00	3.25%	\$1,242.12	\$26,242.12	
03/03/21	6468	03/03/21	Port of Stockton	\$25,000.00	3.25%	\$1,242.12	\$26,242.12	
03/03/21	6469	03/03/21	Port of Stockton	\$25,000.00	3.25%	\$1,242.12	\$26,242.12	
				\$375,000.00		\$18,631.85	\$393,631.85	

LEGEND

PAID
PROPOSED

	Registered Warrants	Interest	Principal + Interest
Subtotals	\$875,000.00	\$45,540.07	\$920,540.07
Total Amount Paid to Date	\$225,000.00	\$10,355.48	\$235,355.48
Total Remaining Due as of 9/7/22	650,000.00	\$35,184.59	\$685,184.59

ITEM 5

Pinasco, Andy J.

From: Hard, Edward@Parks <Edward.Hard@parks.ca.gov>
Sent: Wednesday, August 10, 2022 2:09 PM
To: Dottie Lofstrom
Cc: Christopher H. Neudeck; Gilbert, Patricia@Parks; Pinasco, Andy J.; Trujillo, Elvia
Subject: RE: Invasive Weeds in 14 Mile Slough

Thank you Dot. The weed control budget has been cut by \$2.3Million due to the imbalance of the Harbors and Watercraft Revolving Fund, funded solely by CA Boaters. The reduced funding along with challenges to find, hire and maintain staff is a real and ongoing challenge.

Eddie

Edward Hard, MPPA, Chief
Aquatic Invasive Species Branch | [Division of Boating and Waterways](#)
[California Department of Parks and Recreation](#)
715 P Street, 12th Floor 12-0327
P.O. Box 942896, AIS Unit, Floor 12
Sacramento, CA 94296

916.628.5495 Mobile
(916) 902-8819 Desk
edward.hard@parks.ca.gov



From: Dottie Lofstrom <lofstromdot@gmail.com>
Sent: Wednesday, August 10, 2022 2:05 PM
To: Hard, Edward@Parks <Edward.Hard@parks.ca.gov>
Cc: Christopher H. Neudeck <cneudeck@ksninc.com>; Gilbert, Patricia@Parks <Patricia.Gilbert@parks.ca.gov>; Pinasco, Andrew J. <apinasco@neumiller.com>; Trujillo, Elvia <etrujillo@neumiller.com>
Subject: Re: Invasive Weeds in 14 Mile Slough

Eddie,

This is Dot Lofstrom, the person who wrote the email regarding weeds in the Fourteen Mile Slough that was forwarded to you by Chris Neudeck. Thank you for your thoughtful response, Please note that in my email, I used the term "eradicate" incorrectly. I should have more precisely stated that my request is for herbicide spraying. Additionally, I didn't explain that the reason I believe the weeds have gotten so bad this particular year is that there doesn't seem to be the same vigorous spraying program as there was in the past. I live on the water with windows out to the slough and am retired, so I usually see when the sprayers come by in their boats to spray the weeds. The summer of 2020 the spraying was intentional and thorough, with follow-up spraying just weeks later. During the summer of 2021 the herbicide spraying was less frequent and appeared more casual. As for this summer, I have not seen anyone spraying to date.

I am encouraged that there is a crew in the vicinity today.

Sincerely,
Dot

On Wed, Aug 10, 2022 at 9:28 AM Hard, Edward@Parks <Edward.Hard@parks.ca.gov> wrote:

Chris,

Appreciate the email. We have a crew in the vicinity now-today. More than happy to meet on site if needed in the future.

Let me be very clear about eradication. It is not possible. I will explain when we meet. Spraying vegetation best approach for long term control.

Physical removal by hand not safe and mechanical removal approximately \$53K/acre, nearly prohibitive unless partner to cost share. Federal and state fish folk very nervous about harvesting as it has high potential for harm of listed species and it will kill instantly non listed species. Besides many RDs want nothing to do with harvesting as we must disclose what species we find on or around levees which makes RD members and lawyers nervous, I understand that fully.

Herbicide only kills plants not fish considering we are regulated on our usage, so much from state and feds, and rightfully so. We only have 1 Delta.

Eddie

Edward Hard, MPPA, Chief
Aquatic Invasive Species Branch | [Division of Boating and Waterways](#)
[California Department of Parks and Recreation](#)
[715 P Street, 12th Floor 12-0327](#)
P.O. Box 942896, AIS Unit, Floor 12
[Sacramento, CA 94296](#)

[916.628.5495](tel:916.628.5495) Mobile
[\(916\) 902-8819](tel:916.902.8819) Desk
edward.hard@parks.ca.gov

From: Christopher H. Neudeck <cneudeck@ksninc.com>

Sent: Wednesday, August 10, 2022 6:53 AM

To: Hard, Edward@Parks <Edward.Hard@parks.ca.gov>; Gilbert, Patricia@Parks <Patricia.Gilbert@parks.ca.gov>

Cc: Dottie Lofstrom <lofstromdot@gmail.com>; Pinasco, Andrew J. <apinasco@neumiller.com>; Trujillo, Elvia <etrujillo@neumiller.com>

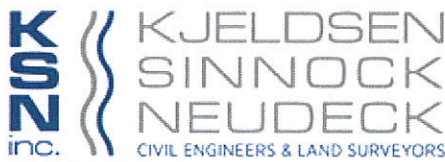
Subject: FW: Invasive Weeds in 14 Mile Slough

Some people who received this message don't often get email from cneudeck@ksninc.com. [Learn why this is important](#)

Eddie,

I am writing this email to see whether I can garner some interest from Boating and Waterways in assisting the cleanup and spraying of the aquatic weeds in 14 Mile Slough between Reclamation District's No 1608 – Lincoln Village West and RD 2074 – Sargent Barnhart (Brookside). I have attached an email from one

of our Trustees Dot Lofstrom on RD 1608 laying out the issue along this stretch of 14 Mile Slough. I have also attached a map and aerial photo of part of the area in question. RD 1608 would really like to meet with one of you to discuss this matter and I request that you consider this request. In the meantime, I felt it best to introduce the matter to you and see what information and plan that we could develop through general correspondence.



Christopher H. Neudeck , P.E.
Vice President

711 N. Pershing Ave. Stockton CA 95203
p 209 946-0268 f 209 946-0296 m 209 481-0316 h 209 948-8479
cneudeck@ksninc.com www.ksninc.com

The trusted firm for delivering the
right solution for our clients' needs.



From: Dottie Lofstrom <lofstromdot@gmail.com>

Sent: Tuesday, August 9, 2022 4:15 PM

To: Christopher H. Neudeck <cneudeck@ksninc.com>; Pinasco, Andy J. <apinasco@neumiller.com>

Subject: Invasive Weeds in the Slough

CAUTION: This email originated from outside the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Chris and Andy,

The purpose of the meeting I am requesting is to bring attention to our slough, in the hopes that an eradication program will be initiated. The issue is that in the past three years, the slough has gone from no hyacinth and other invasive weeds to seemingly permanent vegetation in the various cuts from one side of the slough to the other. The problem with these cuts being filled with vegetation are:

- 1 - The two arms of the slough used to comprise a healthy, free-flowing river system in which surface water flowed freely from one side to the other and back again. Now, there is no surface hydraulic communication between one arm and the other (Note: "Arm" may not be the best term but "Branch" doesn't seem right either). Instead of free-flowing water in the various cuts, there is now dense vegetation leading to a stagnant non-flowing situation which is a haven for mosquitoes and rotten vegetation.
- 2 - The weed-filled cuts are a safety hazard in that they provide a nursery ground for breeding mosquitoes. The weed-filled cuts are a foul place of fetid stagnant water, and the mosquito population has dramatically increased in the last three years (anecdotal evidence only). San Joaquin County frequently posts in the Record that mosquito prevention is the responsibility of everyone, but allows this mosquito-breeding area to exist untouched.
- 3 - The weed-filled cuts are a physical safety hazard for boats and swimmers. About six weeks ago I witnessed a young boy (11 or 12) on the other side of the river caught in the weed-filled cut. He couldn't get out and started yelling for help. I watched as an older young man (presumably his brother) struggled to free him from the weeds. After about an hour of failed attempts, the older boy threw the younger boy a life preserver on a rope and was finally able to pull him to safety. I've also watched boats attempt to go through the cuts only to have their motors cut off and then the boaters have to push themselves out to extricate themselves.
- 4 - The weed-filled cuts are leading to an impaired ecosystem. I only have anecdotal evidence of what I have personally observed but three years ago the slough was full of water birds including great blue herons, night herons, egrets, owls, and hawks. Now, there are hardly any water birds and even the geese and ducks are reduced in number.

I understand that there are thousands of miles of Delta waterway that are in great need. This is just a small piece of a large system, but that makes it manageable. The Fourteen Mile Slough is used not just by residents near the waterway but by all Stocktonians, as evidenced by the numerous fishing boats that go by every day as well as kayakers from the Marina. This problem can be managed with systematic spraying of the invasive weeds, but this strategy seems to have been completely neglected this past summer. If this is allowed to continue, the waterway could become so overgrown with invasive weeds that it is nothing but a stinking, mosquito-infested stagnant mess. Therefore, we are requesting assistance in managing the invasive weeds, starting with the shallow cuts from one arm to the other.

Chris and Andy - this is what I want to present to ideally a State Boating Department official, but a County official if that is more appropriate. If you think this is misplaced, just let me know,

Dot

ITEM 7

**RECLAMATION DISTRICT NO. 1608
LINCOLN VILLAGE WEST
BOARD OF TRUSTEES MEETING
WEDNESDAY, SEPTEMBER 7, 2022
8:00 A.M.
ENGINEER'S REPORT**

I. SPECIAL BENEFIT PROPOSITION NO 218 ASSESSMENT FOR 2025

A. Below is the District's timeline of tasks:

TIMELINE OF TASKS

<u>August 2021</u>	TASK 1 – District Workshop - commence with development of budget items.
<u>March 2022</u>	TASK 2 – Select a public outreach consultant and establish clear and concise messaging of District services and what our beneficiaries receive in service.
<u>September 2022</u>	TASK 3 – Prepare Request for Qualifications (RFQ) for Assessment Engineer and select.
<u>August 2023</u>	TASK 4 – Complete and approve Final Engineers Report
<u>November 2023</u>	TASK 5 – Conduct 1st Public Workshop w/ RD 1608 landowners.
<u>January 2024</u> Proceeding.	TASK 6 – Mail out Ballots for Assessment Ballot
<u>January 2024</u> landowners.	TASK 7 – Conduct 2nd Public Workshop w/RD 1608
<u>February 2024</u>	TASK 8 – Conduct Ballot Hearing and count the ballots.
<u>August 2024</u>	TASK 9 – Provide certified copies of resolution and Assessment Roll to S.J. County to be put on Property Tax Roll.

II. PLAN REVIEW

A. Recommended Show Cause hearing resultant from Remedy Tracking List for 2022:

- Mr. Gregory & Nancy Smith
3757 Hatchers Circle
Stockton, CA 95219

RD 1608 has routinely and annually noticed Mr. Gregory & Nancy Smith since 2018 for vegetation violations and strongly suggest that the Board of Trustees consider this matter with the Smith's at a Show Cause Hearing to bring more confirmed compliance with the District's standards for a clear & inspectable landside levee. Below are copies of the past Violation Notices

- EXHIBIT A: April 13, 2018 Violation Notice*
- EXHIBIT B: March 27, 2019 Violation Notice*
- EXHIBIT C: April 14, 2020 Violation Notice*
- EXHIBIT D: March 25, 2021 Violation Notice*
- EXHIBIT E: April 28, 2022 Violation Notice*
- EXHIBIT F: July 20, 2022 Photo Summary.*
- EXHIBIT G: September 1, 2022 Photo Summary*

III. AB 360 DELTA LEVEE SUBVENTIONS PROGRAM

- A. Review the Bid Summary of the Rock Slope Protection project under the Levee Maintenance Project for Fiscal Year 2022/2023 and seek authority to award to the lowest responsive responsible bidder.

EXHIBIT H: Bid Summary dated September 1, 2022.

IV. LOWER SAN JOAQUIN RIVER FEASIBILITY PROJECT WITH SJAFCA

- A. Review the outcome of meeting held with SJAFCA and DWR on Monday, August 22, 2022 @ at Larsen Wurzel & Assoc, to review other proposed alignments for future flood protection levees along 14 Mile Slough

Exhibit A



Stephen K. Sinnock, P.E.
Christopher H. Neudeck, P.E.
Neal T. Colwell, P.E.
Barry O'Regan, P.E.

2153-0240

April 13, 2018

Mr. Gregory & Nancy Smith
3757 Hatchers Circle
Stockton, CA 95219

**Re: Reclamation District no. 1608 – Lincoln Village West Inspection
Index No 97 Lot 1988, 3757 Hatchers Circle
APN 098-020-66**

Dear Mr. Smith,

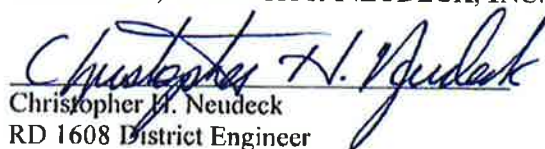
In January and February of this year the District Engineers, KSN, Inc., performed an inspection of the District Levee. These inspections are performed to ensure compliance with the District Standards so that Reclamation District 1608 (RD 1608) may more efficiently protect your homes in emergency situations such as levee breaches during high water events. The District Standards were adopted to establish guidelines for homeowners residing along the levee to follow in order to ensure all possible preventative measures are taken to maximize the District's flood protection ability.

The inspection has shown that you have conditions which violate the District Standards and require immediate remediation. A copy of your inspection report, describing specifically what existing conditions require remediation is attached for your information. The report lists your property's encroachments onto the District property which, unless stated in the report, do not require any action on your part. In addition, the report lists your property's violations, including the specific section of the District Standards that has been violated.

It is important that all violations of District Standards be addressed immediately, as ongoing violations will be reported to the District Board and may lead to subsequent legal action in the future, per the District Standards. Please respond to this letter no later than 7 days from receipt hereof as to the schedule of your compliance and remedy. As I have notified you, this matter will be on the next available District Board meeting agenda for discussion. The RD 1608 Board meets the first Wednesday of the month at 8:00 am at the District attorney's office, Neumiller & Beardslee, located on the fifth floor of 509 West Weber Avenue.

If you have any questions please contact the undersigned.

Sincerely,
KJELDEN, SINNOCK & NEUDECK, INC.


Christopher H. Neudeck
RD 1608 District Engineer

W/enclosures

KSN, Inc. 02/15/18 Inspection Report



Gregory & Nancy Smith
April 13, 2018
Page 2 of 2

General Vegetation Requirements
KSN, Inc. 02/15/2018 Photographs with Notes

cc: Trustees (w/encl.)
Daniel J. Schroedeer, Esq. (w/encl.)
Joe Bryson (w/encl.)
Jean Knight, Sec. (w/encl.)

LEVEE INSPECTION REPORT
NORTHWEST LEVEE
FEBRUARY 2018

Index No. 97 Lot 1988

Assessor's Parcel No. 098-020-66

Owner: Gregory & Nancy Smith
Address: 3757 Hatchers Circle, Stockton, CA 95219
Phone: 209.474.6343
Property Site: Same

Encroachments: Permit issued 1979, 1987

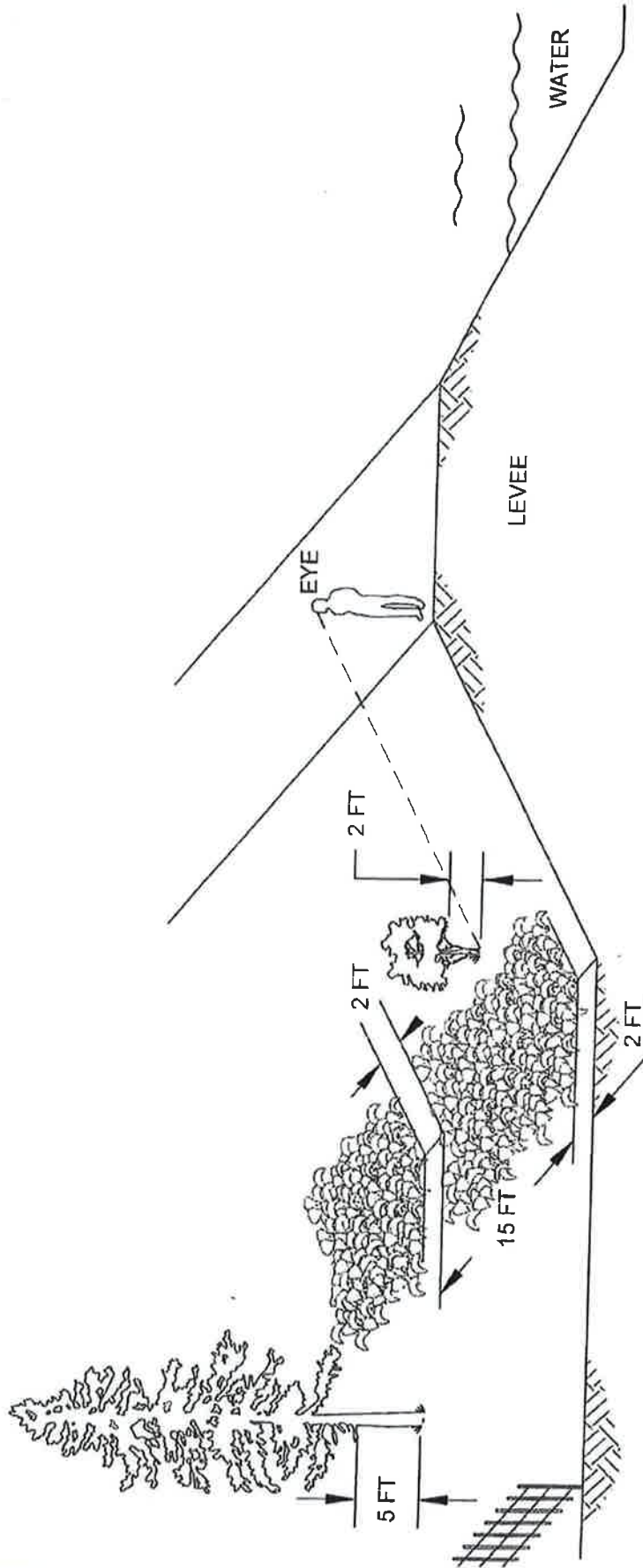
- Chain link fence parallel to levee containing overgrown hedgerow preventing visual line of sight through fence.
- Railroad tie stairwell extending halfway up landside levee slope.

NOTES

IN VIOLATION OF CURRENT STANDARDS

- Chapter 6 Vegetation, Section 6.04C Maintenance Standards – “Plants will be trimmed and maintained to allow maximum visibility for inspection of the levee slope and toe areas.

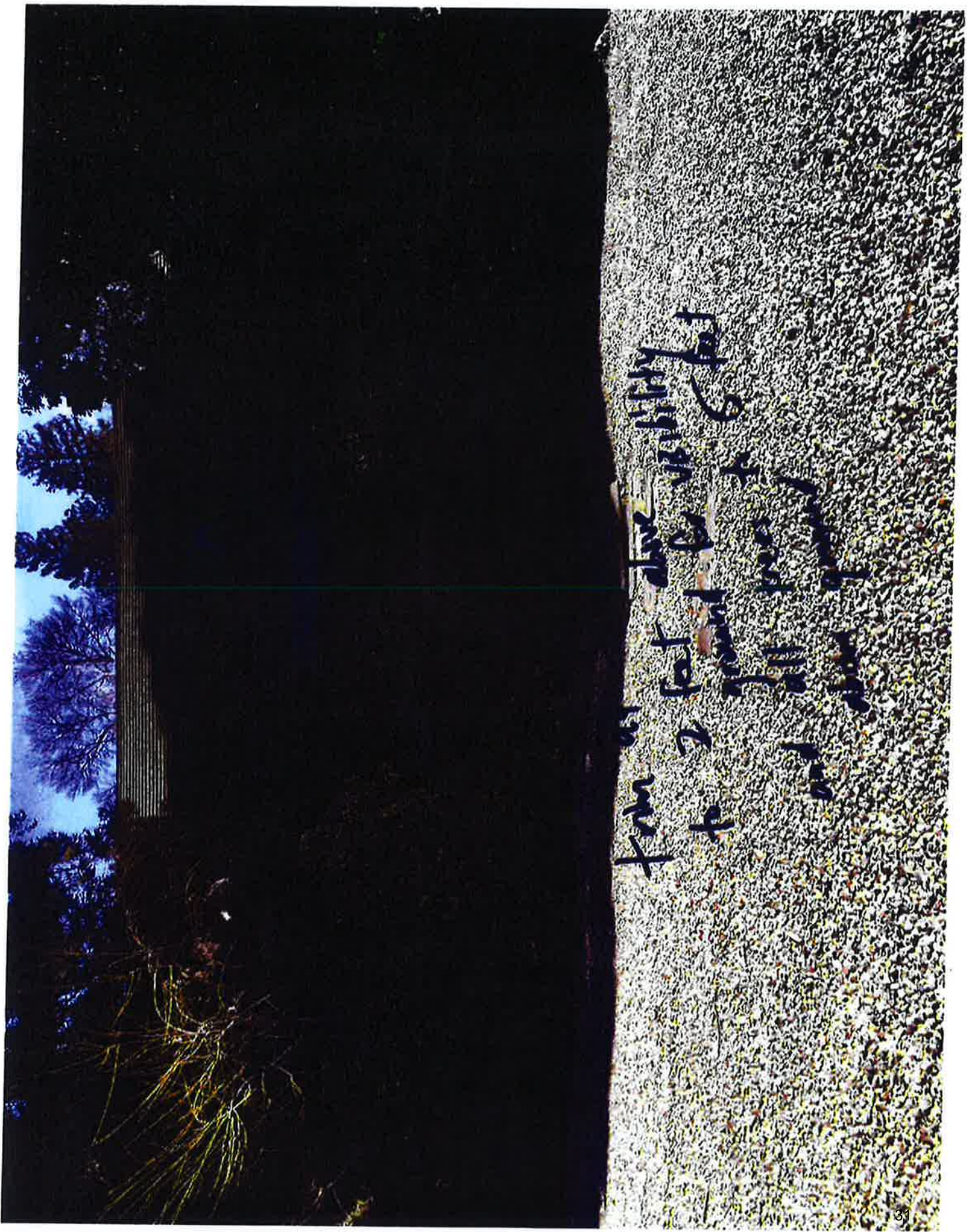
GENERAL VEGETATION REQUIREMENTS



NOTES:

FOR ALL PERMITTED ENCROACHMENTS:

1. TREES TRIMMED MINIMUM 5 FEET FROM GROUND EVERYWHERE.
2. SHRUBS TRIMMED MINIMUM 2 FEET FROM GROUND EVERYWHERE.
3. SHRUBS LESS THAN 2 FEET TALL PROVIDE HORIZONTAL GAPS OF 2 FT IN WIDTH EVERY 15 FEET TO ALLOW VISUAL INSPECTION.
4. FENCE: SEE THROUGH (i.e. CHAIN LINK, WOODEN SLATS EVERY OTHER, ETC.)



from the above visibility
to 2 feet above visibility





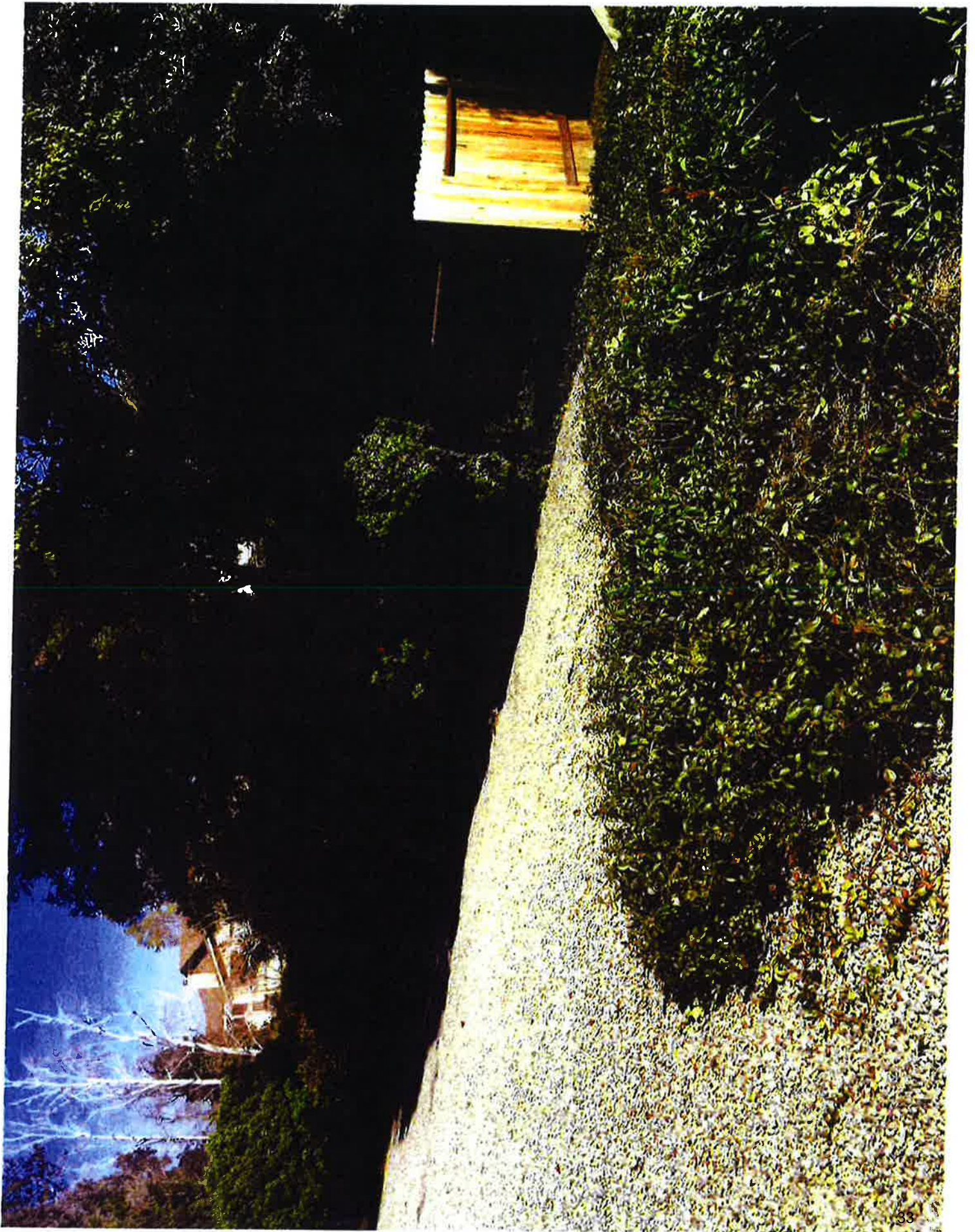


Exhibit B



Stephen K. Sinnock, P.E.
Christopher H. Neudeck, P.E.
Neal T. Colwell, P.E.
Barry O'Regan, P.E.

2153-0240

March 27, 2019

Mr. Gregory Smith
3757 Hatchers Circle
Stockton, CA 95219

**Re: Reclamation District No. 1608 – Lincoln Village West
Annual Levee Inspection
3757 Hatchers Circle
Index No. 97 Lot 1988
APN 098-020-66**

Dear Mr. Smith,

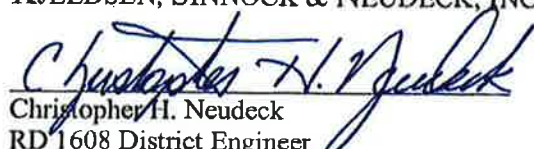
In January and February of this year the District Engineers, KSN, Inc., performed an inspection of the District's Levee. These inspections were performed to ensure compliance with the District Standards so that Reclamation District 1608 (RD 1608) may more efficiently protect your homes in emergency situations during high water events. The District Standards were adopted to establish guidelines for homeowners residing along the levee to follow in order to ensure all possible preventative measures are taken to maximize the District's flood protection ability and inspectability.

The inspection of your lot has shown that you have conditions which violate the District Standards and require your immediate remediation. A copy of your inspection report, describing specifically what conditions require attention is attached for your information. The attached report lists your property's violations, including the specific section of the District Standards that has been violated.

It is important that the items listed on your inspection report be addressed immediately. Any violations not corrected within 90 days from receipt of this letter will be reported to the District Board and may lead to subsequent legal action in the future, per the District Standards. Please respond to this letter no later than 7 days from receipt hereof as to the schedule of your compliance and remedy. As I have notified you, this matter will be on the next available District Board meeting agenda for discussion. The RD 1608 Board meets the first Wednesday of the month at 8:00 am at the District attorney's office, Neumiller & Beardslee, located at 3121 West March Lane, Suite 100, (209) 948-2822.

If you have any questions please contact the undersigned.

Sincerely,
KJELDEN, SINNOCK & NEUDECK, INC.


Christopher H. Neudeck
RD 1608 District Engineer



Gregory Smith
March 27, 2019
Page 2 of 2

W/enclosures

**KSN, Inc. 02/15/19 Inspection Report
General Vegetation Requirements
KSN, Inc. 02/15/19 Photographs with Notes**

**cc: Trustees (w/encl.)
Daniel J. Schroedeer, Esq. (w/encl.)
Joe Bryson (w/encl.)
Jean Knight, Sec. (w/encl.)**

LEVEE INSPECTION REPORT
NORTHWEST LEVEE
FEBRUARY 2019

Index No. 97 Lot 1988

Assessor's Parcel No. 098-020-66

Owner: Gregory & Nancy Smith
Address: 3757 Hatchers Circle, Stockton, CA 95219
Phone: 209.474.6343
Property Site: Same

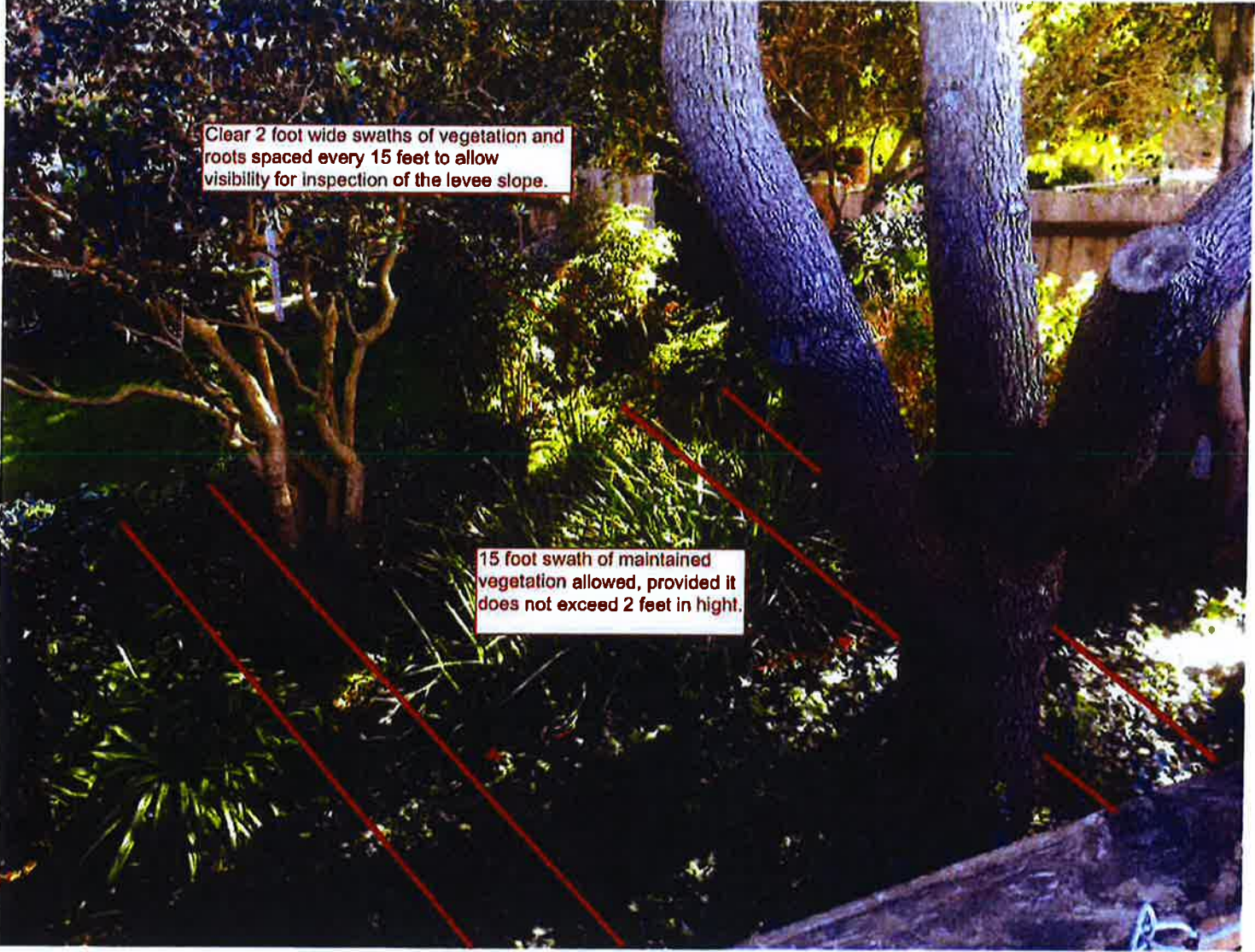
Encroachments: Permit issued 1979, 1987 for following items:

- Chain link fence parallel to levee and encroaching onto District easement.
- Railroad tie stairwell extending halfway up landside levee slope.

NOTES

IN VIOLATION OF CURRENT STANDARDS


- Chapter 6 Vegetation, Section 6.04C Maintenance Standards – "Plants will be trimmed and maintained to allow maximum visibility for inspection of the levee slope and toe areas. Dense vegetation exists behind the fence, preventing visibility of the toe during flood events. No change since last year's violation notice.



Clear 2 foot wide swaths of vegetation and roots spaced every 15 feet to allow visibility for inspection of the levee slope.

15 foot swath of maintained vegetation allowed, provided it does not exceed 2 feet in height.

3757 Hatchers Circle



All trees must be cleared of vegetation within 5 feet from the ground to provide line-of-sight inspection of the slope from the top of the levee. All shrubs taller than 2 feet require trimming up to 2 feet from the ground or 2 foot wide swaths of ground cleared of all vegetation and roots.

Exhibit C



Stephen K. Sinnock, P.E.
Christopher H. Neudeck, P.E.
Neal T. Colwell, P.E.
Barry O'Regan, P.E.

2153-0110

April 14, 2020

Mr. Gregory & Nancy Smith
3757 Hatchers Circle
Stockton, CA 95219

**Re: Reclamation District No. 1608 – Lincoln Village West Inspection
3757 Hatchers Circle
Index No. 97 Lot 1988
APN 098-020-66**

Dear Mr. Smith,


In January and February of this year the District Engineers, KSN, Inc., performed an inspection of the District's Levee. These inspections were performed to ensure compliance with the District Standards so that Reclamation District 1608 (RD 1608) may more efficiently protect your homes in emergency situations during high water events. The District Standards were adopted to establish guidelines for homeowners residing along the levee to follow in order to ensure all possible preventative measures are taken to maximize the District's flood protection ability and inspectability.

The inspection of your lot has shown that you have conditions which violate the District Standards and require your immediate attention. A copy of your inspection report, describing specifically what conditions require attention is attached for your information. The attached report lists your property's violations, including the specific section of the District Standards that has been violated.

It is important that the items listed on your inspection report be addressed immediately. Any violations not corrected within 90 days from receipt of this letter will be reported to the District Board and may lead to subsequent legal action in the future, per the District Standards. Please respond to this letter no later than 7 days from receipt hereof as to the schedule of your compliance and remedy.

If you have any questions please contact the undersigned at (209) 946-0268 or cneudeck@ksninc.com.

Sincerely,
KJELDTSEN, SINNOCK & NEUDECK, INC.



Christopher H. Neudeck
RD 1608 District Engineer



w/enclosures

KSN, Inc. 03/10/20 Inspection Report
General Vegetation Requirements
KSN, Inc. 03/10/2020 Photographs with Notes

cc: Trustees (w/encl.)
Daniel J. Schroeder, Esq. (w/encl.)
Joe Bryson (w/encl.)
Elvia Trujillo, Sec. (w/encl.)

LEVEE INSPECTION REPORT
NORTHWEST LEVEE
MARCH 2020

Index No. 97 Lot 1988

Assessor's Parcel No. 098-020-66

Owner: Gregory & Nancy Smith
Address: 3757 Hatchers Circle, Stockton, CA 95219
Phone: 209.474.6343
Property Site: Same

Encroachments: Permit issued 1979, 1987 for following items:

- Chain link fence parallel to levee and encroaching onto District easement.
 - Railroad tie stairwell extending halfway up landside levee slope.
-

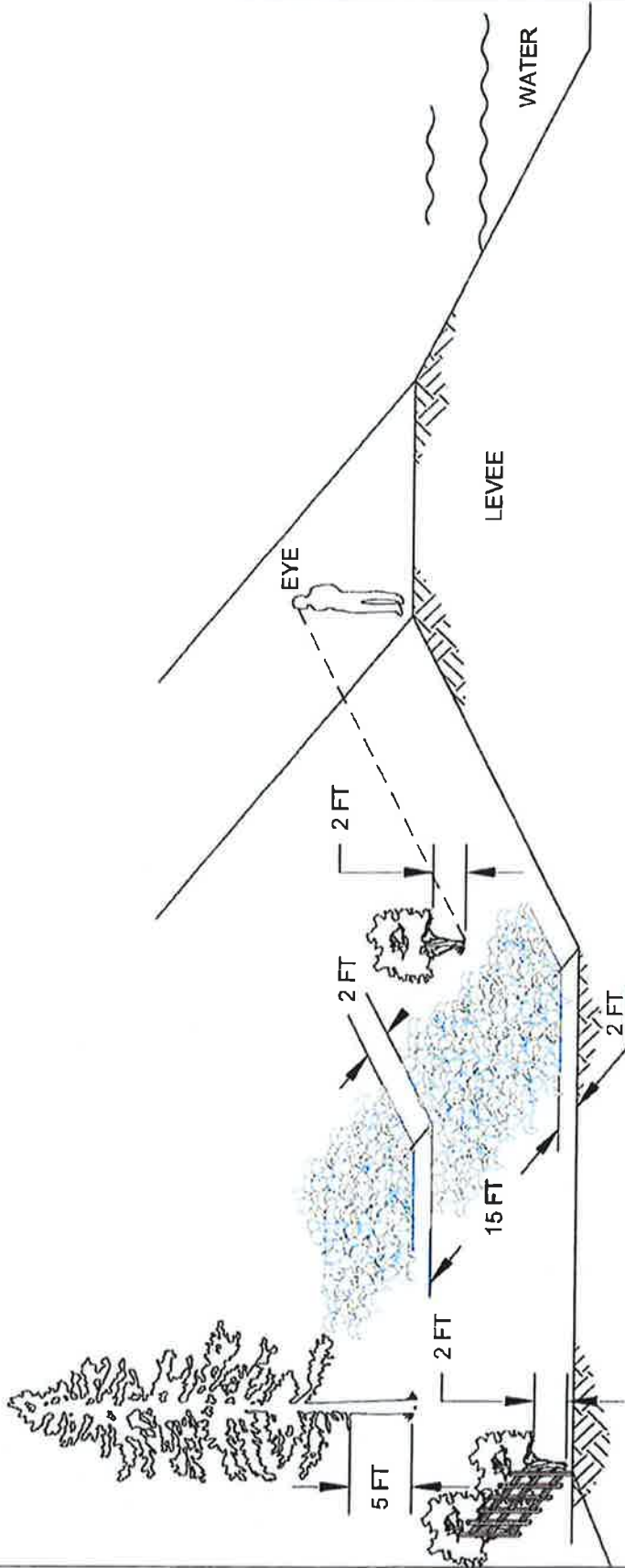
District Standard Violated:

- Chapter 6 Vegetation, Section 6.04C Maintenance Standards – “Plants will be trimmed and maintained to allow maximum visibility for inspection of the levee slope and toe areas...”

Landowner Required Action:

- Shrubs are to be trimmed to 2 feet above ground level and trees are to be trimmed to 6 feet above ground level on both sides of the fence to enable inspection of the levee easement 10 feet beyond the levee toe from the levee crown road.

GENERAL VEGETATION REQUIREMENTS



NOTES:

FOR ALL PERMITTED ENCROACHMENTS:

1. TREES TRIMMED MINIMUM 5 FEET FROM GROUND EVERYWHERE.
2. SHRUBS TRIMMED MINIMUM 2 FEET FROM GROUND EVERYWHERE.
3. SHRUBS LESS THAN 2 FEET TALL PROVIDE HORIZONTAL GAPS OF 2 FT IN WIDTH EVERY 15 FEET TO ALLOW VISUAL INSPECTION.
4. FENCE: SEE THROUGH (i.e. CHAIN LINK, WOODEN SLATS EVERY OTHER, ETC.)



Trim all trees within District easement from the ground up to 6-feet to provide visibility 10-feet beyond the levee toe.

Trim all shrubs on both sides of fence bare of all branches from the ground up 2-feet to provide visibility 10-feet beyond the levee toe.

Exhibit D



Stephen K. Sinnock, P.E.
Christopher H. Neudeck, P.E.
Neal T. Colwell, P.E.
Bary O'Regan, P.E.

2153-0110

March 25, 2021

Mr. Gregory & Nancy Smith
3757 Hatchers Circle
Stockton, CA 95219

**Re: Reclamation District No. 1608 – Lincoln Village West Inspection
3757 Hatchers Circle
Index No. 97 Lot 1988
APN 098-020-66**

Dear Mr. Smith,

In March of this year the District Engineers, KSN, Inc., performed an inspection of the District's Levee. These inspections were performed to ensure compliance with the District Standards so that Reclamation District 1608 (RD 1608) may more efficiently protect your homes in emergency situations during high water events. The District Standards were adopted to establish guidelines for homeowners residing along the levee to follow in order to ensure all possible preventative measures are taken to maximize the District's flood protection ability and inspectability.

The inspection of your lot has shown that you have conditions which violate the District Standards and require your immediate attention. A copy of your inspection report, describing specifically what conditions require attention is attached for your information. The attached report lists your property's violations, including the specific section of the District Standards that has been violated.

This is the fourth year in a row of the District notifying you of this unacceptable condition with the bushes blocking the inspectability of the landside levee toe in the rear of your property. Annually you comply and trim the vegetation as required but you do not maintain the corrected condition continuously throughout the year as exhibited in the attached photos. This unacceptable condition must be corrected or the District may take action to revoke the permit for the vegetation completely. The action that is taken annually to trim the bushes for visual inspection must be maintained throughout the year similar to mowing your lawn.

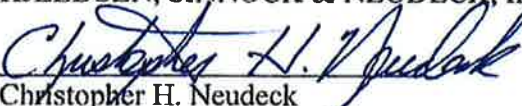
Please respond to this letter no later than 7 days from receipt hereof as to the schedule of your compliance and remedy. Provided you do not provide the District with an adequate remedy that is different than the past years, I will recommend that the Board of Trustees revoke your permit for vegetation on the levee landside slope.

If your inaction or unacceptable compliance results in me suggesting this matter be heard by the Board of Trustees, I will inform you in advance of the time and details associated with the virtual Board



of Trustees Meeting held on the 1st Wednesday of each Month at 8:00 AM so that you can plan on attending if you wish.

Sincerely,
KJELDSEN, SINNOCK & NEUDECK, INC.


Christopher H. Neudeck
RD 1608 District Engineer

w/enclosures

KSN, Inc. 03/10/20 Inspection Report
General Vegetation Requirements
KSN, Inc. 03/10/2020 Photographs with Notes

cc: Trustees (w/encl.)
Daniel J. Schroeder, Esq. (w/encl.)
Joe Bryson (w/encl.)
Elvia Trujillo, Sec. (w/encl.)

**LEVEE INSPECTION REPORT
NORTHWEST LEVEE
MARCH 2021**

Index No. 97 Lot 1988

Assessor's Parcel No. 098-020-66

Owner: Gregory & Nancy Smith
Address: 3757 Hatchers Circle, Stockton, CA 95219
Phone: 209.474.6343
Property Site: Same

Encroachments: Permit issued 1979, 1987 for following items:

- Chain link fence parallel to levee and encroaching onto District easement.
 - Railroad tie stairwell extending halfway up landside levee slope.
-

District Standard Violated:

- Chapter 6 Vegetation, Section 6.04C Maintenance Standards – “Plants will be trimmed and maintained to allow maximum visibility for inspection of the levee slope and toe areas...”

Landowner Required Action:

- Shrubs are to be trimmed to 2 feet above ground level and trees are to be trimmed to 6 feet above ground level on both sides of the fence to enable inspection of the levee easement 10 feet beyond the levee toe from the levee crown road.

3757 Hatchers Circle
Smith Property
2020

Trim all trees within
District easement from
the ground up to 6-feet
to provide visibility 10-
feet beyond the levee
toe.

Trim all shrubs on both sides of fence bare of
all branches from the ground up 2-feet to
provide visibility 10-feet beyond the levee toe.

3757 Hatchers Circle
Smith Property
2021



Exhibit E



Stephen K. Sinnock, P.E.
Christopher H. Neudeck, P.E.
Neal T. Colwell, P.E.
Barry O'Regan, P.E.

2153-0110

April 28, 2022

Mr. Gregory & Nancy Smith
3757 Hatchers Circle
Stockton, CA 95219

**Re: Reclamation District No. 1608 – Lincoln Village West Annual Inspection
3757 Hatchers Circle
Index No. 97, Lot 1988
APN 098-020-66**

Dear Mr. Smith,

In February of this year the District Engineers, KSN, Inc., performed an inspection of the District's Levee. These inspections were performed to ensure compliance with the District Standards so that Reclamation District 1608 (RD 1608) may more efficiently protect your homes in emergency situations during high water events. The District Standards were adopted to establish guidelines for homeowners residing along the levee to follow in order to ensure all possible preventative measures are taken to maximize the District's flood protection ability and inspectability.

The inspection of your lot has shown that you have conditions which violate the District Standards and require your immediate attention. A copy of your inspection report, describing specifically what conditions require attention is attached for your information. The attached report lists your property's violations, including the specific section of the District Standards that has been violated.

The District has annually notified you of this unacceptable condition over the past several years with the bushes blocking the inspectability of the landside levee toe in the rear of your property. Annually you comply and trim the vegetation as required but you do not maintain the corrected condition continuously throughout the year as exhibited in the attached photos. This unacceptable condition must be corrected or the District may take action to revoke the permit for the vegetation completely. The action that is taken annually to trim the bushes for visual inspection must be maintained throughout the year similar to mowing your lawn.

Please respond to this letter no later than **7 days from receipt hereof** as to the schedule of your compliance and remedy. Provided you do not provide the District with an adequate remedy that is different than the past years, I will recommend that the Board of Trustees revoke your permit for vegetation on the levee landside slope, and recommend it's removal off the Districts levee.



If your inaction or unacceptable compliance results in me suggesting this matter be heard by the Board of Trustees, I will inform you in advance of the time and details associated with the virtual Board of Trustees Meeting held on the 1st Wednesday of each Month at 8:00 AM so that you can plan on attending if you wish.

Sincerely,
KJELDSSEN, SINNOCK & NEUDECK, INC.

Christopher H. Neudeck
RD 1608 District Engineer

w/enclosures

KSN, Inc. 2/23/22 Inspection Report
General Vegetation Requirements
KSN, Inc. 2/23/22 Photographs with Notes

cc: Trustees (w/encl.)
Andy J. Pinasco, Esq. (w/encl.)
Joe Bryson (w/encl.)
Elvia Trujillo, Sec. (w/encl.)

**LEVEE INSPECTION REPORT
NORTHWEST LEVEE
MARCH 2022**

Index No. 97 Lot 1988

Assessor's Parcel No. 098-020-66

Owner: Gregory & Nancy Smith
Address: 3757 Hatchers Circle, Stockton, CA 95219
Phone: 209.474.6343
Property Site: Same

Encroachments: Permit issued 1979, 1987 for following items:

- Chain link fence parallel to levee and encroaching onto District easement.
- Railroad tie stairwell extending halfway up landside levee slope.

District Standard Violated:

- Chapter 6 Vegetation, Section 6.04C Maintenance Standards – “Plants will be trimmed and maintained to allow maximum visibility for inspection of the levee slope and toe areas...”

Landowner Required Action:

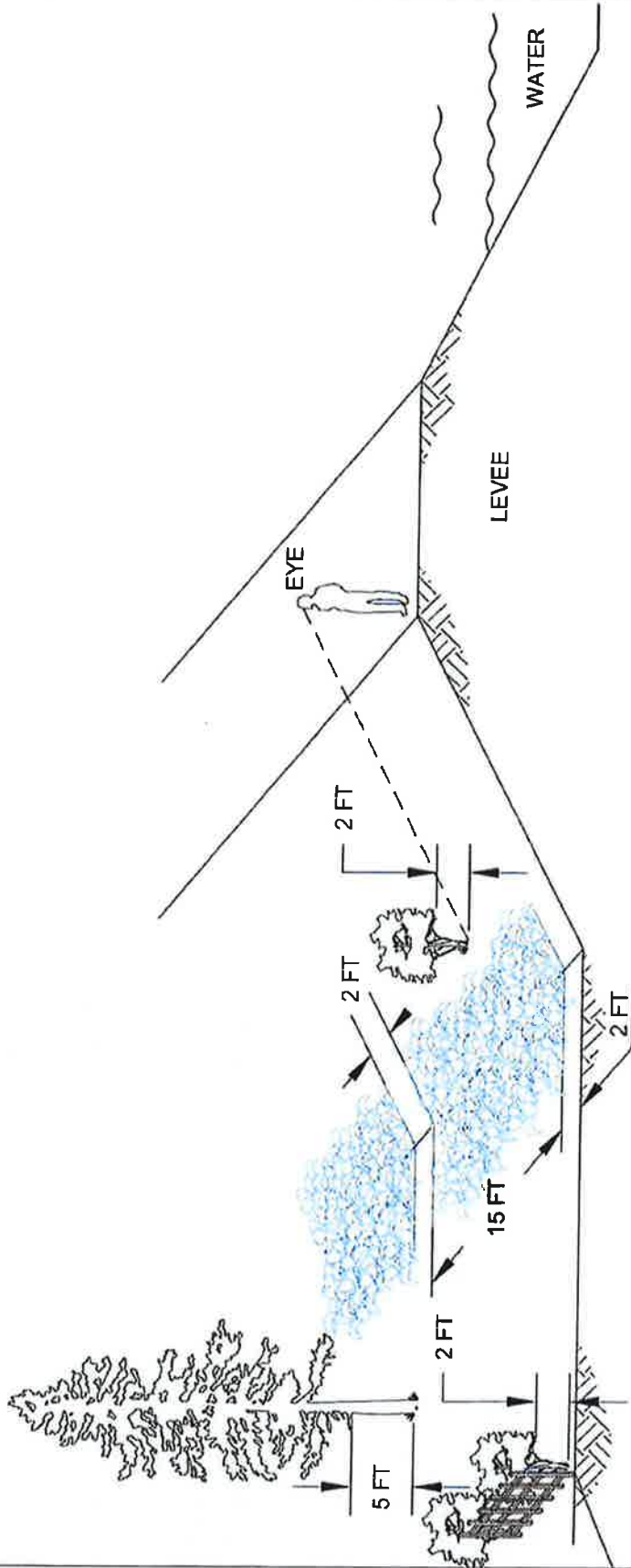
- Shrubs are to be trimmed to 2 feet above ground level and trees are to be trimmed to 5 feet above ground level on both sides of the fence to enable inspection of the levee easement 10 feet beyond the levee toe from the levee crown road.

3757 Hatchers Drive
Smith Property
2022 Inspection

Trim trees in the back row free of all vegetative matter up to 5 feet above ground level.

Trim shrubs in the front row free of all vegetative matter up to 2 feet above ground level.

GENERAL VEGETATION REQUIREMENTS



NOTES:

FOR ALL PERMITTED ENCROACHMENTS:

1. TREES TRIMMED MINIMUM 5 FEET FROM GROUND EVERYWHERE.
2. SHRUBS TRIMMED MINIMUM 2 FEET FROM GROUND EVERYWHERE.
3. SHRUBS LESS THAN 2 FEET TALL PROVIDE HORIZONTAL GAPS OF 2 FT IN WIDTH EVERY 15 FEET TO ALLOW VISUAL INSPECTION.
4. FENCE: SEE THROUGH (i.e. CHAIN LINK, WOODEN SLATS EVERY OTHER, ETC.)



Exhibit F







Exhibit G

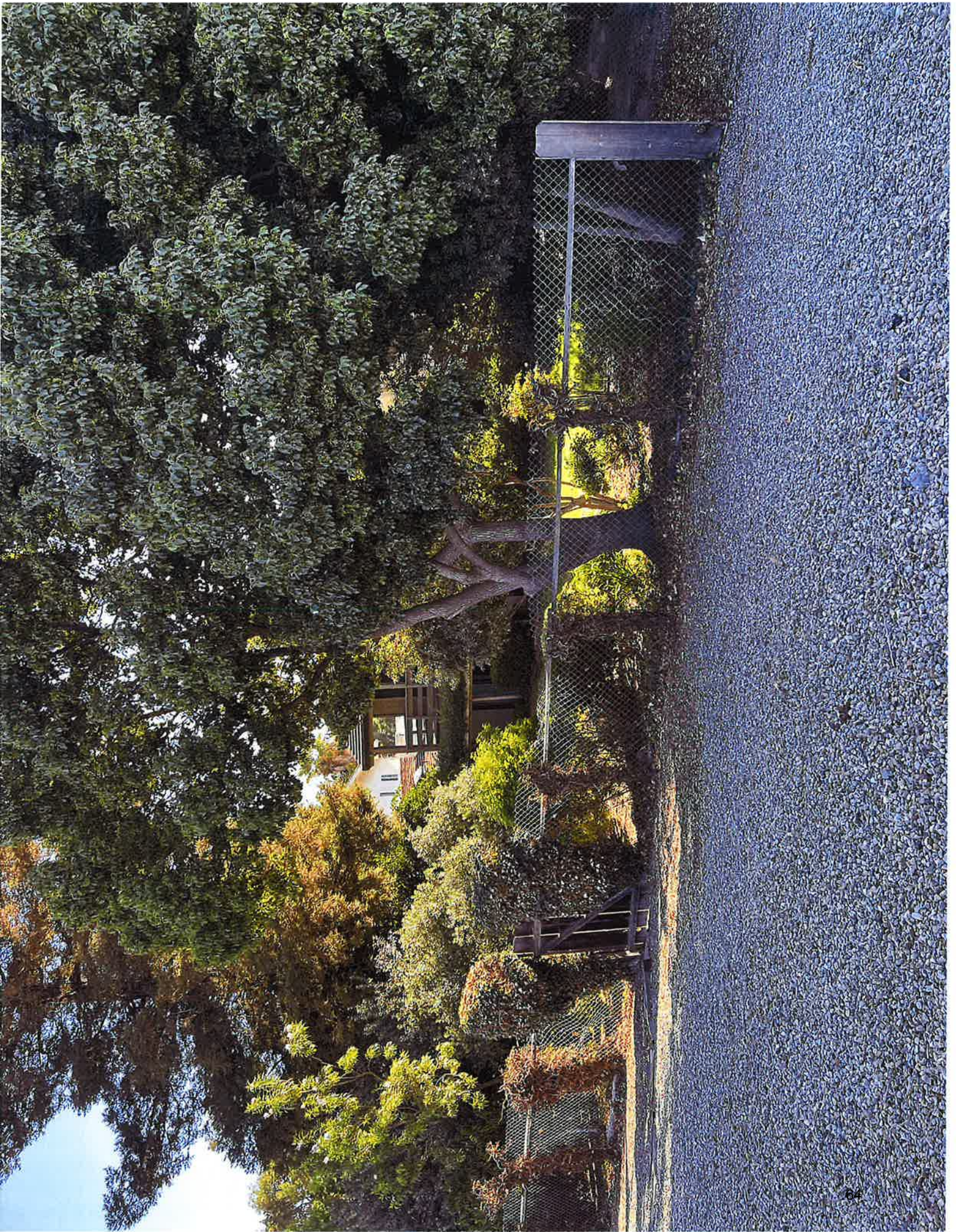










Exhibit H

Christopher H. Neudeck

From: Jeff Mueller
Sent: Thursday, September 1, 2022 4:08 PM
To: Andy Pinasco (apinasco@neumiller.com); etrujillo@neumiller.com
Cc: Christopher H. Neudeck
Subject: RD1608 Village West Marina Rock Slope Protection Project
Attachments: RD1608_RSP_Bid Summary.pdf

Andy and Elvia,

Please find the attached results from today's Village West Marina Rock Slope Protection project bid opening. I have reviewed the bid documents from the low Bidder, Ford Construction, and have found them to be in compliance with the General Conditions of the project. It is my recommendation that the Board of Trustees award the project construction contract to Ford Construction of Lodi, CA in the amount of \$89,595.00.

Please let me know if you have any questions.

Thanks,
Jeff

RECLAMATION DISTRICT NO.1608 - RSP LEVEE MAINTENANCE PROJECT
 LEVEE MAINTENANCE PROJECT- 2022 RSP
 STOCKTON, CALIFORNIA

Bid Date: 9/1/2022
 Bid Time: 2:00 pm
 Engineers Estimate: \$90,000.00

BID RESULTS

Item	Description	Qty	Unit	Ford Construction		AM Stephens		ASTA Construction		Michael Roberts Construction	
				Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total
Base Bid											
1.	Mobilization	1	LS	\$10,900.00	\$10,900.00	\$9,015.00	\$9,015.00	\$27,308.00	\$27,308.00	\$12,761.25	\$12,761.25
2.	WS Clearing & Grubbing\Embankment Slope Grading	300	LF	\$45.00	\$13,500.00	\$100.00	\$30,000.00	\$66.00	\$19,800.00	\$151.29	\$45,387.00
3.	Furnish and Place 12-inch Minus Quarry Stone Riprap	1,105	TN	\$59.00	\$65,195.00	\$75.35	\$83,261.75	\$101.00	\$111,605.00	\$156.37	\$172,788.85
Subtotals:					\$89,595.00		\$122,276.75		\$158,713.00		\$230,937.10
Project Totals:					\$89,595.00		\$122,276.75		\$158,713.00		\$230,937.10

ITEM 9

**California Code of Regulations, Title 23. Waters
 Division 6. Delta Stewardship Council
 Chapter 2. Consistency with Regulatory Policies Contained in the
 Delta Plan
 Article 1. Definitions, Section 5001. Definitions
 and
 Article 3. Consistency with the Regulatory Policies Contained in
 the Delta Plan, Section 5012. Prioritization of State Investments in
 Delta Levees and Risk Reduction**

Notice of Proposed Rulemaking

NOTICE IS HEREBY GIVEN that the Delta Stewardship Council (Council) proposes to amend California Code of Regulations, Title 23, Section 5012, *Prioritization of State Investments in Delta Levees and Risk Reduction*, to incorporate the Delta Levees Investment Strategy (DLIS). The Council also proposes to amend California Code of Regulations, Title 23, Section 5001 to add definitions for terms used in Delta Plan Policy RR P1.

The Council will conduct a public hearing at the time and place noted below to hear comments, objections, and recommendations. At a separate meeting on a future date, the Council may consider approving for adoption the proposed amendments.

Opportunity for Public Comment

- **Written Comment Period.** Interested members of the public may provide comments by mail or by electronic submittal. **The public comment period for this regulatory action will begin on Friday, August 26, 2022, and close at 11:59 p.m. on Thursday, October 13, 2022. The Council will consider only comments received by the Council by that time.** Any interested person, or her or his authorized representative, may submit written comments relevant to the proposed regulatory action.
- Submit written comments to:

Erin Mullin
 Delta Stewardship Council
 715 P Street, Suite 15-300
 Sacramento, CA 95814
 (916) 902-6482
- **Electronic Submittal of Comments.** Any interested person, or her or his authorized representative, may submit comments by electronic submittal at or before 11:59 p.m. on **Thursday, October 13, 2022. The Council will consider only comments received by the Council by that time.** Electronic submittals of comments are

more of the following: sections 85020, 85022, 85054, 85057.5, 85225, 85300, 85305, 85306, 85307, and 85309 of the Water Code.

Informative Digest

Plain English Requirements

The Council prepared the proposed regulations pursuant to the standard of clarity provided in Government Code Section 11349 and the plain English requirements set forth in Government Code Sections 11342.580 and 11346.2(a)(1). The Council considers the proposed regulations non-technical and drafted to be easily understood by those parties that will use them.

Summary of Existing Laws and Regulations Related Directly to the Proposed Rulemaking

This proposed rulemaking action implements, interprets, and makes specific certain provisions of the Sacramento-San Joaquin Delta Reform Act of 2009 (Delta Reform Act) (Wat. Code, § 85000 *et seq.*). The Delta Reform Act requires the Council to adopt and implement a legally enforceable long-term management plan for the Sacramento-San Joaquin Delta (Delta) to further the “coequal goals” for the Delta of “providing a more reliable water supply for California and protecting, restoring, and enhancing the Delta ecosystem” to “be achieved in a manner that protects and enhances the unique cultural, recreational, natural resource, and agricultural values of the Delta as an evolving place.” (Wat. Code, §§ 85001(c) and 85300(a); the coequal goals are set forth in Wat. Code, § 85054.) The Delta Plan also furthers the State of California (State) policies specified in Water Code sections 85020 through 85023 of the Delta Reform Act, which include: providing for the sustainable management of the Delta ecosystem, a more reliable water supply for California, and protecting and enhancing the quality of water supply from the Delta, as well as reducing risks to people, property, and State interests through appropriate land use and flood protection. State interests in the Delta include the economic and social well-being of Californians, environmental protection, use and conservation of resources, public access and recreation, habitat restoration and enhancement, water quality, and flood protection.¹

Pursuant to the Delta Reform Act, in 2013 the Council adopted the Delta Plan as a comprehensive, long-term management plan for the Delta. The Delta Plan provides guidance and recommendations to state and local agencies on actions they may take to further the coequal goals for the Delta and implement the subgoals and strategies for the Delta set forth in the Delta Reform Act. (Wat. Code, §§ 85059 and 85300.) The Delta Plan also includes regulatory policies with which State and local public agencies are required to comply. (Wat. Code, § 85210(i).) The Delta Reform Act grants the Council regulatory and appellate authority over certain actions that take place in whole or in part in the Delta and Suisun Marsh, which are referred to as “covered actions”; State and local agencies are required to demonstrate consistency with applicable regulatory policies (which are incorporated into the Delta Plan) when carrying out, approving, or funding a covered action. (Wat. Code, §§ 85022(a) and 85057.5.)

¹ Delta Stewardship Council (Council). 2013. The Delta Plan: Ensuring a reliable water supply for California, a healthy Delta ecosystem, and a place of enduring value. May 2013.

Policy Statement Overview

The Delta is the largest estuary on the west coast of the Americas and is the hub of the State's major water supply systems. The Delta is home to about 500,000 people and comprises approximately 1,300 square miles of low-lying, flood-prone lands bound by 1,100 miles of levees. Before the Delta was modified by levees and other human structures, the natural flows of the San Joaquin River and Sacramento River overflowed the Delta's low-lying islands and floodplains for long periods each spring. Today, flooding of the Delta's complex labyrinth of islands and waterways is prevented by levees.

The Suisun Marsh, located immediately downstream from the Delta and north of Grizzly Bay, is the largest contiguous brackish wetland on the west coast of North America. The Suisun Marsh is a critical part of the San Francisco Bay-Delta estuary ecosystem encompassing 116,000 acres, including 52,000 acres of managed wetlands, 30,000 acres of bays and sloughs, 27,700 acres of uplands, and 6,300 acres of tidal wetlands. Suisun Marsh includes about 230 miles of levees that reduce flood risk and help manage flows for wetlands; about 80 miles of these levees protect Delta water quality and terrestrial and aquatic habitat of statewide importance.⁴

The Delta and Suisun Marsh levees reduce flood risk to people, property, water supply, the Delta ecosystem, and infrastructure of statewide importance. However, levee failure (such as a levee breach) can cause catastrophic flooding, and can potentially cause injury or loss of life, disrupt water supplies, and possibly damage property, infrastructure, and environmental resources of importance to the entire State. Though levee maintenance and improvements over the past three decades have reduced the frequency of levee failures, the State does not have a comprehensive method to prioritize its investments in operations, maintenance, and improvement projects for levees in the Delta and Suisun Marsh. Without a prioritization methodology, the apportionment of public resources into levees may not occur in a manner that reflects a strategic, long-term approach.⁵

A key objective of the Delta Reform Act is to "reduce risks to people, property, and State interests in the [Sacramento – San Joaquin] Delta by promoting effective emergency preparedness, appropriate land use, and strategic levee investments." (Water Code, § 85305). This must be carried out in a manner that advances the state's coequal goals for the Delta of: "...providing a more reliable water supply for California and protecting, restoring and enhancing the Delta ecosystem," achieved in a manner that protects and enhances the "unique cultural, recreational, natural resource, and agricultural values of the Delta as an evolving place." (Pub. Resources Code, § 85054.)

The Delta Reform Act explicitly sets State policy for the Delta, including a specific policy in Water Code section 85020 for achieving the following objectives inherent in the coequal goals for the management of the Delta:

- (a) Manage the Delta's water and environmental resources and the water resources of the state over the long term.

⁴ Council. 2017. Delta Levees Investment Strategy. Final Report. July 2017. p. 1.

⁵ Council. 2013. The Delta Plan: Ensuring a reliable water supply for California, a healthy Delta ecosystem, and a place of enduring value. May 2013. p. 271.

High Priority islands and tracts with an expected annual fatality (EAF) greater than 0.02 lives per year (at least 90 percent of Delta-wide EAF).

- State water supply reliability benefits (23 Very-High Priority or High Priority water supply islands and tracts with a probability of flooding greater than 0.5 percent per year (1-in-200-year probability)).
- "Delta as a Place" benefits from cultural, recreational, and natural resource, and agricultural qualities that distinguish the Delta; and
- Improved transparency and public awareness of State levee funding decisions, provided by annual reports from the California Department of Water Resources (DWR).

Substantial Differences from Existing, Comparable Federal Regulations or Statutes

There are no federal regulations or statutes that address the specific subject addressed by the proposed regulations.

Consistency with Existing State Laws and Regulations

Pursuant to Government Code section 11346.5(a)(3)(D), the Council evaluated the proposed amendment to determine whether it is inconsistent or incompatible with existing State regulations and concluded that the proposed amendments to Sections 5001 and 5012 are neither inconsistent nor incompatible with existing State regulations.

Documents Incorporated by Reference

A map showing the proposed Delta Levees Investment Strategy (DLIS) priority designation for each island and tract in the Delta and Suisun Marsh, which are set forth in proposed Table 1 of proposed Section 5012, is incorporated by reference into Section 5012 as Appendix P [adopted August 2021] to the Delta Plan. All other regulatory provisions of Section 5001 and Section 5012 are within the body of the proposed regulations.

Mandated by Federal Law or Regulations

The proposed amendments to Section 5001 and Section 5012 are not mandated by federal law or regulations.

Other Statutory Requirements

None.

Local Mandate Determination Regarding the Proposed Regulations

Pursuant to Government Code 11346.5(a)(5), the Council has made the preliminary determination that the proposed amendments to Sections 5001 and 5012 do not impose a mandate on local agencies or school districts and that no reimbursement pursuant to Part 7 (commencing with Section 17500) of Division 4 is required.

Pursuant to Government Code 11346.5(a)(6), the Council has made a preliminary determination that the proposed amendments to Sections 5001 and Section 5012 could create costs or savings to any State agency. The Council has determined that the proposed amendment would not create costs to or mandates to any local agency or school district, whether or not reimbursable by the State pursuant to Government Code, title 2, division 4, part 7 (commencing with section 17500), or other nondiscretionary

Costs or Savings in Federal Funding to the State

No additional federal funding is required. There are no costs associated with the proposed amendments because there is no reduction in any funding. No direct or indirect fiscal impacts are anticipated to federally funded State agencies or programs as a result of the proposed amendments because the proposed amendments could affect the timing of levee investment but do not change the overall level of funding. Because there is no change to the overall level of funding, there are no savings in federal funding to the State.

Housing Costs

The Council has made an initial determination that the proposed amendments to Sections 5001 and 5012 would not have a significant effect on housing costs. The proposed amendments could shift the distribution of benefits from levee investment within the Delta, indirectly affecting land values either positively or negatively. Any overall effect on housing costs would be insignificant.

Significant Statewide Adverse Economic Impact Directly Affecting Business, Including the Ability to Compete

The Council has made an initial determination that the proposed amendments to Sections 5001 and Section 5012 would not have a significant statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states.

While land is typically an asset and not a separate value-added economic activity, the proposed amendments could result in a net economic cost (higher EAD as a result of reallocation of prospective levee investments) of \$212,700 per year (\$3,900,000 in net present value). Any additional indirect economic effects are likely to be negligible (less than \$232,000 over the analysis period). However, these indirect costs would not eliminate, create, encourage, or restrict expansion of businesses currently doing business within the state and geographic extent of regulations (the Sacramento San-Joaquin Delta and Suisun Marsh). Furthermore, since the proposed amendments would have a negligible effect on businesses, they would not have a significant statewide adverse effect on the ability of those businesses to compete within the State or with businesses in other states.

Statement of the Results of the Economic Impact Assessment

Pursuant to Government Code 11346.3(b), the Council has prepared an economic impact analysis, which is set forth in the Economic and Fiscal Impact Analysis (EFIA), Attachment 1 to the Form 399, of the proposed amendments. Based on the analysis and supporting information provided in the EFIA, the Council makes the following initial determinations:

- Creation or elimination of jobs within California: The proposed amendment would have a minimal effect on the creation or elimination of jobs within California. The proposed regulations may result in a reduction of 2.1 jobs over the analysis period, due to a reduction in real estate commissions. However, the direct economic cost of the proposed amendments to businesses, jobs, and individuals is negligible because while they could change the timing of State investment in Delta levees, they would not change the overall level of investment.

indirectly through changes in landowner expenditures or real estate sales commission, but this effect is negligible. Since the effect on general businesses is negligible, it follows that small businesses (using the consolidated definition of small business set forth in Cal. Gov. Code Section 11346.3(b)(4)(B)) would not be disproportionately affected or overly burdened by the proposed amendments.

Consideration of Alternatives

The Council must determine that no reasonable alternative considered or that has otherwise been identified and brought to its attention would be more effective in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

The Council has prepared an Initial Statement of Reasons that contains an analysis of alternatives considered and rejected due to reasons as described. Interested persons may present statements or arguments with respect to alternatives to the proposed regulations at the scheduled hearing or during the written comment period.

Contact Persons

Inquiries concerning the proposed administrative action may be directed to:

Erin Mullin
Delta Stewardship Council
715 P Street, Suite 15-300
Sacramento, CA 95814
(916) 902-6482
amend.rrp1@deltacouncil.ca.gov

The backup contact person to whom inquiries concerning the proposed administrative action may be directed to is:

Eva Bush
Delta Stewardship Council
715 P Street, Suite 15-300
Sacramento, CA 95814
(916) 284-1619

amend.rrp1@deltacouncil.ca.gov

All comments must be submitted as set forth in the "Opportunity for Public Comment" section, above.

Availability Statements

The Council will have the entire rulemaking file, including the express terms of the proposed regulations, the Initial Statement of Reasons, and all information that provides the basis for the proposed action, available for inspection and copying throughout the rulemaking process.

- DLIS Risk Analysis Methodology Report. Council, Revised June 2017.
- DLIS: Sea Level Rise Methodology. Council, 2015.
- Delta Reclamation District Financing and Budgets. Council, 2015.
- Delta Risk Management Strategy, Phase 1. Risk Report: Section 2. DWR, 2009.
- Discussion Draft of Potential Revisions to Chapter 7 Policies and Recommendations. Council, March 23, 2017. Meeting.
- Draft Report: Earthquakes and High Water as Levee Hazards in the Sacramento-San Joaquin Delta. Delta Independent Science Board (Delta ISB), 2016.
- Economic Sustainability Plan for the Sacramento-San Joaquin Delta. Delta Protection Commission, 2012.
- Final: Levee Related Habitat Review Issue Paper. Council, 2015.
- Impacts for Planning and Analysis Model. <http://www.implan.com/>. 2014 R3 California Counties Database (Delta Counties). MIG Inc. 2014.
- Inspection and Local Maintaining Agency Report of the Central Valley State-Federal Flood Protection System. DWR, 2013.
- Light Detection and Ranging Data. <https://data.cnra.ca.gov/dataset/delta-lidar-2017>. 2019
- Map of the Sacramento-San Joaquin Delta. Council, 2014.
- Map of the Sacramento-San Joaquin Delta and Suisun Marsh prepared by the Flood SAFE Environmental Stewardship and Statewide Resources Office (FESSRO). DWR, 2013.
- Personal communication with Erin Mullin. Senior Engineer. Delta Stewardship Council. January 29, 2019. Updated to 2021 dollars using GDP-IPD. Council. 2019.
- Reclamation District Ability to Pay (ATP) Analysis Technical memorandum. Council, 2017.
- Resolution 2018-1. Certification of the Delta Plan Amendments Program Environmental Impact Report, Adoption of Findings and a Statement of Overriding Considerations, Mitigation Measures, and a Mitigation Monitoring and Reporting Program, and Adoption of the Delta Plan Amendments. Council, April 26, 2018.
- Resolution 2021-02. Approval of the Delta Plan Amendments Program Environmental Impact Report Addendum and Rulemaking Authorization for Delta Plan Policy RR P1. Council, August 26, 2021.
- Review Technical Memoranda from Delta Levee Prioritization Methodology Peer Review Meeting. Council, May 19-20, 2015.
- Revisions to Current DLIS Amendment. Council, March 23, 2017. Meeting.
- Sacramento-San Joaquin Delta Atlas. DWR, 1995.
- Sacramento – San Joaquin Delta Reform Act of 2009
- Staff-Recommended DLIS Prioritization Table and Map; Staff-Recommended Modified Preliminary Draft Regulatory Language for Delta Plan Policy RR P1. Council. 2021.
- State Investments in Delta Levees. Key Issues for Updating Priorities. Council, 2014.
- State Investments in Delta Levees. Key Issues for Updating Priorities. Council, 2015.

ITEM 13

SHORT TERM GOALS 2022

1. Renewal of District Assessment.
2. Sediment Removal Project.
3. Participate in stakeholder groups. Status: Ongoing.
4. Work on slumping areas. In progress.
5. Monitor SJAFCA meetings re Calaveras and Fourteen Mile Slough uncertified levees.
6. Vegetation encroachments
7. Annual Levee Inspection.
8. Repair/Maintenance of Gates on Crown of Southwest Levee
9. Central Valley Flood Protection Plan
10. Revise District Website

LONG TERM GOALS

1. Lower San Joaquin River Flood Risk Reduction Project
2. Raising Elevation of South West Levee.
3. Prop 218 Assessment

ITEM 14

RD 1608: MASTER CALENDAR

JANUARY

FEBRUARY

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

MARCH

- Yearly Employee Evaluations
- Spring Newsletter
- Review Insurance Proposal (Renews April)

APRIL

- April 1: Form 700s due
- 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*).
- Letter to Property owners on levee regarding levee standards and permit requirements

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)
- Deadline to Notify Insurance of Non-Participation in JPRIMA for Subsequent Year

NOVEMBER

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

DECEMBER

- 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	2021	First Friday of Dec 2025
Dottie Lofstrom	2021	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 16

Reclamation District 1608
Bills to be Paid - September 7, 2022 Board Meeting

NAME	Date	INVOICE #	AMOUNT	TOTAL \$	WARRANT #	CHECK #	SUBVENTION FUND
Michael Panzer (9/7/2022 Board Mtg)	9/7/2022	Trustee Fee	\$285.64				
				\$285.64	6630		
Dan MacDonnell (9/7/2022 Board Mtg)	9/7/2022	Trustee Fee	\$285.64				
				\$285.64	6631		
Dottie Lofstrom (9/7/2022 Board Mtg)	9/7/2022	Trustee Fee	\$285.64				
				\$285.64	6632		
Elvia Trujillo (August 2022 Services)	9/7/22	Secretary Fee	\$1,446.25				
				\$1,446.25	6633		
PG&E (Landview & Seagull)	7/29/2022	0950847867-5	\$10.45				
PG&E (Stone River)	8/23/2022	2999432760-8	\$15.66				
				\$26.11	6634		
Neumiller & Beardslee	8/8/2022	330838	\$2,277.00				
				\$2,277.00	6635		
Kjeldsen, Sinnock & Neudeck	8/19/2022	33382	\$2,412.06				
	8/19/2022	33383	\$1,696.45				
	8/9/2022	33384	\$1,245.00				
	8/19/2022	33385	\$2,226.44				
	8/19/2022	33386	\$1,578.75				
	8/19/2022	33387	\$3,807.50				
				\$12,966.20	6636		
Port City Marketing	8/9/2022	19840	\$907.50				
				\$907.50	6637		
BPM	8/30/2022	33664	\$1,008.48				
				\$1,008.48	6638		
B&R Self Storage (Yearly Fee)	8/30/2022	186-22/23	\$1,000.00				
				\$1,000.00	6639		

Reclamation District 1608
Bills to be Paid - September 7, 2022 Board Meeting

Reclamation District 1608	9/7/2022		\$40,000.00			
(Transfer to Checking Account)				\$40,000.00	6640	
Transfer to Sediment Removal Proj Fund	9/7/2022	For Registered Warrant #6401	\$26,504.79			
				\$26,504.79		
<i>Bank of Stockton</i>	9/12/2022	Registered Warrant No. 6401	\$26,504.79			
(Payment of Registered Warrant 6401)				\$26,504.79	RW6401	
Bank of Stockton Visa	8/3/2022	6/27/22-7/27/22	\$7,946.70			
				\$7,946.70	Online	
State of California Payroll Taxes		8/1/22 and 8/16/22 Payroll	\$584.24	\$584.24	online	
Federal Government Payroll Taxes		8/1/22 and 8/16/22 Payroll	\$2,848.83	\$2,848.83	online	
Joe L. Bryson (Payroll)	8/1/2022	7/1/22-7/31/22	\$4,915.74	\$4,915.74	Direct Deposit	
Joe Conrad Godinez Jr.	8/1/2022	7/16/22-7/31/22	\$443.49	\$443.49	1541	
Joe Conrad Godinez Jr.	8/16/2022	8/1/22-8/15/22	\$624.67	\$624.67	1544	
Joe C. Godinez Sr.	8/1/2022	7/16/22-7/31/22	\$474.35	\$474.35	1542	
California State Disbursement Unit	8/1/2022	Child Support	\$474.35	\$474.35	1543	
(J Godinez Sr. Income Withholding)						
Joe C. Godinez Sr.	8/16/2022	8/1/22-8/15/22	\$474.36	\$474.36	1545	
California State Disbursement Unit	8/16/2022	Child Support	\$474.36	\$474.36	1546	
(J Godinez Sr. Income Withholding)						
		WARRANT TOTAL:		\$86,993.25		
		CHECKING TOTAL:		\$19,261.09		
		TOTAL BILLS PAID		\$106,254.34		