

# MINUTES OF REGULAR MEETING

Reclamation District No. 341  
Sherman Island

9:00 a.m.  
Tuesday, March 9, 2021

306 Second Street  
Isleton, California

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In an effort to control the spread of the COVID-19 virus, California Governor Gavin Newsom issued Executive Order N-33-20 on March 19, 2020. Order N-33-20 obligates all residents in the State of California to stay home and heed the public health directives issued by the Department of Public Health. As a result, the District was unable to offer its meeting room to hold this regular meeting. Instead, the meeting was held entirely by telephone, consistent with Executive Order N-29-20, which waived certain provisions of the Brown Act. District directors and members of the public may participate in the meeting using the same telephone conference line listed below, as authorized by Executive Order N-29-20. Conference Line Number: 1-877-336-1829 Access Code: 3653607

## CALL MEETING TO ORDER

President/Trustee Juan Mercado called the meeting to order at 9:05 a.m. Jesse conducted the meeting. He stated in an effort to control the discussion, the Board will speak, followed by District staff and employees, and the public will have the final opportunity. He called roll call. Present: Trustee: Juan Mercado, Morgan Johnson, and Rob Black; District's Attorney: Jesse Barton; Accountant: Perla Tzintzun-Garibay; Engineer: Neil Favor and Martin Berber; District Superintendent: Joel McElroy; Yolo County RCD: Amy Williams; Landowner(s): Ceci Giacomina and Ron McCaslin; District Secretary: Cindy Hill.

## PUBLIC COMMENTS

There were no public comments at this time.

## ISLAND SECURITY

Neil Favor stated there are no security updates at this time.

## APPROVAL OF MINUTES

The Board reviewed minutes of the regular meeting of February 9, 2021. It was MSP (Juan Mercado/Rob Black) to approve the regular meeting minutes of February 9, 2021 as written. This passed 3-0.

## ACCOUNTS PAYABLE AND RECEIVABLE

The Board reviewed the accounts payable for March 9, 2021. Warrant number 4320 for \$70,000 is required to cover current month cash disbursements pending approval of \$68,122.86 plus 03/20/210 and 04/05/21 payroll checks and related liabilities. Financial statements reflect an ending balance of \$37,925.87 after current month cash disbursements. Perla reported:

- 02/10/21 Visa payment of \$560.64 (Dolk Tractor, Batteries Plus & Lowes) was paid with check 10122 due to timing of due date.
- 02/10/21 Kludt Oil payment of \$1,040.48 was paid with check 10123 due to timing of due date.
- 02/25/21 - Deposit \$5,000 Encroachment permit fees payment
- 03/08/21 PERS payment of \$2,928.98 was paid via EFT due to timing of due date.

Juan inquired about the outstanding invoice reimbursements from DWR in the amount of 21,699.40. Perla stated we can reclassify the expenses from DWR Trust and generate a credit memo for the previously submitted invoices. The expenses would then be reclassified under the DWR Fish Release Site Permit Fees previously paid by DWR. The DWR permit fee included advance payment for inclinometer and other related work. Morgan inquired about billing DWR for future expenses. Juan stated the previous invoices have been sent by DWR is not processing them. Morgan asked what would happen if the District submitted additional invoices in the future. Juan stated that we should first expend the full amount that DWR already provided through their permit fees and then we should resume invoicing for any new expenses beyond that amount as we have done in the past. Juan advised Perla to track the changes and submit a summary to DWR once funds are expended, if required under the permit. Perla stated Noack/Betz submitted their final assessment payment on 02/11/21. Juan Mercado reviewed and signed off on the invoices prior to the District meeting. It was MSP (Juan Mercado/Morgan Johnson) to approve the March 9, 2021 accounts payable, receivables and transfers. This passed 3-0.

#### **FINANCIAL STATEMENTS YEAR END – JUNE 30, 2020**

Perla provided a copy of the audited financial statement to the Board last week. There are no changes. The outcome was positive without opinion. The financials agree with the District reports. Perla recommends approval of the financial statements. Juan stated he reviewed the report and agreed with the recommendation of approval. It was MSP (Juan Mercado/Morgan Johnson) to approve the financial statements year ending June 30, 2020. This passed 3-0.

#### **DISTRICT TREASURER – SELECTION OF A NEW DISTRICT TREASURER**

Jesse Barton provided an overview. The District has been incurring additional costs due to the way the county does business. Due to inefficiencies the District agrees that Perla would take the role of District Treasurer. It was MSP (Juan Mercado/Morgan Johnson) to approve Perla Tzintzun-Garibay, Butterfield + Co., CPA's Inc. as the District Treasurer replacing Sacramento County. This passed 3-0.

#### **DISTRICT WEBSITE**

Cindy Hill reported she is gathering information for the website. Martin will provide Cindy with data.

#### **OUTRIGGER MARINA DRAINAGE**

Neil Favor reported demolition is still in progress, currently going slowly due to the dangerous site conditions.

## **FY 2020-21 SUBVENTION WORK AGREEMENT**

Martin Berber provided an overview of the 2020-21 Work Agreement. This covers work from July 1, 2020 to June 30, 2021. Martin stated that one wet signature is required this year; signatures by DWR will be completed via DocuSign. It was MSP (Juan Mercado/Morgan Johnson) to approve the 2020-2021 Subventions Work Agreement and adopt a resolution. This passed 3-0.

## **SHERMAN ISLAND DRAINAGE PLAN**

Neil reported on both the Sherman Island Drainage Plan and Beaver Dam at Sta. 86+00. He stated they have investigated non-destructive options to control/prevent the beaver from damming the culvert. Those options include replacing the culvert with an oversized pipe and/or adding an additional culvert pipe for redundancy. Joel McElroy stated that he spoke with Myron and believes he saw a nutria. Neil stated he will contact the California Department of Fish and Wildlife to investigate further.

Neil provided an overview of the Sherman Island Drainage Plan:

- Issue: Uncertainty of District Maintained Ditches
  - Adopted Ditches v. Non-Adopted Ditches
- Goal: Update Districtwide Drainage Plan
  - Identify ditches that are used for the benefit of the District.
    - If the District has levee drains-we need to know where the water is draining
  - Drainage Plan will help trouble shoot future drainage issues we may encounter.
- Deliverable: Interactive GIS Based Map to identify:
  - Drain outfalls w/ pipe diameters.
  - Existing ditches
  - Ditch crossings
  - Ditch elevations
  - How much water is being discharged from each pump station.
  - Updated maintenance schedule
- Estimated Cost: \$25-\$35 k,
  - Work related to the drain outfalls on the levee can be considered for Subventions while work within the island will be considered a 'General' expense.
  - Split time and funds over several months
    - Divide drainage network into 5 sectors (1/pump station)
  - Meetings with Joel to identify vital components of the drainage network.
  - Site visits to document all existing infrastructure.

Juan agreed with the plan to correct the drainage issues on Sherman Island as discussed.

## **FLOOD SYSTEM REPAIR PROJECT AND EMERGENCY REPAIR**

Martin Berber stated there are no updates at this time.

## **PROJECT FUNDING AGREEMENT SH 10-2.7 – (HWY 160 CONSTRUCTION) AGREEMENT TO ADD A DRAINAGE SYSTEM TO THE PORTION OF THE LEVEE EXPERIENCING SEEPAGE PROBLEMS ALONG THE SACRAMENTO RIVER AT STATIONS 870+00 THROUGH 940+00**

Martin Berber reported DWR provided comments on the exhibits sent for their PG&E easement. These comments were relayed to PG&E. PG&E legal department is reviewing the proposed Right-of Entry Agreement. Caltrans commented on our encroachment permit application. They

stated the cultural resources consultant completed the requested Native American consultation. The project now includes a traffic control plan. The contractor will provide signage (Road Work Ahead and Trucks Entering/Exiting). All easement documents for the Upham property were recorded on March 5, 2021.

**PROJECT FUNDING AGREEMENT SH 12-1.2 – SCOUR POND HABITAT ENHANCEMENT PROJECT – AN AGREEMENT THAT WOULD FILL THE EXISTING SCOU POND AND CREATE NEW WETLAND HABITAT.**

Amy Williams reported they created a hedge on the north edge of the site. Juan stated that the RCD's are doing a good job notifying the District of their work status. Joel McElroy thanked the RCD team for picking up the work area.

**DWR “SUBSIDENCE MITIGATION FUNDING AGREEMENT” – FIVE YEAR SUBSIDENCE REVERSAL AND CARBON SEQUESTRATION PROGRAM AND CDFW WETLAND RESTORATION FOR GREENHOUSE GAS REDUCTION CONTRACT**

There is no update at this time.

**PROJECT FUNDING AGREEMENT SH 17-1.0 SP - PHASE 1 OF SAN JOAQUIN SETBACK LEVEE/HABITAT BENCH MULTI-BENEFIT PROJECT (STATIONS 175-199)**

Neil Favor reported we are still waiting on comments from DWR on the Draft Scope of Work which was submitted on October 9, 2020. Work is ongoing on the Initial Study Mitigated Negative Declaration. Rob Black asked if DWR gave an ETA on comments. Neil stated he will follow up with DWR.

**PROJECT FUNDING AGREEMENT SH-18-1.0-SP – AGREEMENT WITH THE DEPARTMENT OF WATER RESOURCES TO FUND THE PREPARATION OF THE FIVE-YEAR PLAN.**

Martin Berber reported they received comments on the Draft of the Five-Year Plan. The comments were minimal. They should be able to prepare and submit the Final report within the next couple of months.

**SUPERINTENDENT REPORT**

Joel McElroy reported Carter is working on the vegetation from station 960-970 (old District office). They are cleaning ditches. Martin will check if we can bill this to subventions as the ditch would be used for drainage. Joel stated they have been working on the backhoe. The pumps were tested in 2017; Joel stated that we can have them tested at a cost of \$1,500 - \$2,000. PG&E changed the rates, they will no longer offer peak time ratings. Joel requested them to base rates on Saturday and Sunday. He has been talking to dealers about a new District truck. Currently there are not a lot of trucks available for sale. Joel said that Jaime's fences were not moved out. Jaime stated he is building up the embankment with a scrapper. Juan stated he will go out and look at the area. Joel stated the only way to clean the area is to take the fence down or use a long reach. Juan asked if the District has any need for rock Steve Adgate has. Juan asked Ceci if the pick-up is still on the east levee. She said she has not noticed it, but she will go by there after the meeting to confirm. Juan said if it is there, he will call it in.

**REPORT ON THE SALE OF DISTRICT PROPERTY APN 158-010-036 AND -047)**

Juan reported the purchase offer fell through. The Board has stated they will not actively market it at this time.

**There being no further business to come before the Board, the public meeting was adjourned at 10:41 A.M.**

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**The presiding Trustee of the March 9, 2021, meeting hereby certifies that the above minutes were approved as read.**