

MINUTES OF REGULAR MEETING

Reclamation District No. 341
Sherman Island

9:00 a.m.
Tuesday, March 14, 2023

306 Second Street
Isleton, California

The Board proceedings are also available via tele-conference, and you may participate in Public Comment in this manner. If you wish to comment, please speak and your comments will be considered. Members of the public are encouraged to observe and participate in the teleconference. District directors and members of the public may participate in the meeting using the telephone conference line listed below. Conference Line Number: 1-877-336-1829 Access Code: 3653607

CALL MEETING TO ORDER

Trustee Rob Black called the meeting to order at 9:04 a.m. Jesse Barton conducted the meeting. 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: Trustees: Preston Good, Rob Black, and Mark Icanberry; District Attorney: Jesse Barton; Accountant: Perla Tzintzun-Garibay; Engineer: Bob Wagner, Neil Favor, and Martin Berber; DWR: Vincent Wong, Jas Gill and David Julian; District Manager: Morgan Johnson; District Superintendent: Joel McElroy; Rio Vista Windsurf Association: Don Ross; Landowner(s): Ceci Giacomina and Jamie Renwick; District Secretary: Cindy Hill

PUBLIC COMMENTS

Don Ross reported in preparation for the coming windsurfing season, the port-a-potties will be delivered in the next few weeks. Ceci stated that she needed to correct her statement from last month – the CDFW killed the nutria and not Carter. Ceci shared that there are kids on ATV driving up and down the levee shooting geese. She is concerned that the population of geese has dropped with the drought over the past few years.

BOARD TO REVIEW AND POSSIBLY ADOPT A RESOLUTION TO RESUME IN PERSON MEETINGS OR ALLOW BOARD MEMBERS TO ATTEND VIRTUALLY

This was inadvertently left on the agenda.

DISTRICT MANAGER'S REPORT

Morgan Johnson reported the employees are spraying and performing levee patrol when appropriate. Carter is cleaning the ditches around Whales Mouth. He is working with Martin regarding the slip on Three Mile Slough – Martin will go out to the site after the meeting. The riprap is slipping around Sherman Lake; Morgan stated this should be a project. Pump 3B has a hole in it, once the weather is better they will have the pump looked at.

DISTRICT EXCAVATOR

Morgan reported mats need to be replaced; as they are required to work on the mats as the grounds are swampy. He said we need 4 20 ft mats. The cost is \$2,000 which is substantially lower than normal pricing. Perla asked how they want to handle the purchase; Joel said he will contact the seller to see what type of payment he will accept. It was MSP (Rob Black/Mark Icanberry) to purchase four mats for \$2,000. This passed 3-0.

ISLAND SECURITY

Neil Favor reported the Arlo Security Cameras need maintenance due to high winds and weather.

APPROVAL OF MINUTES

The Board reviewed minutes of the regular meeting of February 14, 2023. It was MSP (Mark Icanberry/Rob Black) to approve the regular meeting minutes of February 14, 2023 as written. This passed 3-0.

ACCOUNTS PAYABLE AND RECEIVABLE

Perla Tzintzun-Garibay reported the accounts payable for March 14, 2023. The transfer of \$156,000 from the general fund is required to cover current month cash disbursements pending approval of \$130,952.97 plus 3/20/23 and 4/05/23 payroll checks and related liabilities. Financial statements reflect an ending balance of \$40,377.54 after the before mentioned transactions are approved.

Notes:

- 2/15 Check to Kludt Oil for \$2,577.60
- 2/21 Check to AT&T Mobility for \$660.28 (cameras, cell phones)
- 2/21 Check to Kludt Oil for \$206.22
- 2/21 E-check to PG&E for \$343.38
- 3/07 EFT to PERS for \$3,954.35
- 3/08 Deposit - \$131.67 RD 536 March rent payment
- 3/14 Payroll E-check to Mark Icanberry: Gross \$350, Net \$320.07/23 Payroll E-check to Mark Icanberry: Gross \$350, Net \$320.078

General Fund:

Balance in general fund account \$276,678.79

- 3/01 Deposit \$1,299.21 – Martucci Trust Assessment payment (\$148.32), RD 1601 Shared Habitat payment)

Perla reported PG&E has been higher than normal; Joel McElroy stated that the pumps have been running for 24 hours due to the heavy rains. Maribel Velasquez notified the District that we should receive the last check in June on 10.2. Perla sent the financials to the Board prior to the meeting for their review; Rob Black signed off on the invoices prior

to the meeting. It was MSP (Rob Black/Mark Icanberry) to approve the March 14, 2023 accounts payable, receivables, and transfers. This passed 3-0.

ACH PAYMENT

Perla stated that Kludt Oil has begun enforcing late fees after 15 days. In order to reduce costs to the District, she is requesting approval to set up an ACH payment process to avoid paying late fees. It was MSP (Rob Black/Mark Icanberry) to approve setting up an ACH payment process for the District. This passed 3-0.

AMENDED PURCHASE POLICY

Jesse Barton presented the amended purchase policy. He stated the existing policy only includes Joel McElroy with maximum spending of \$1,500 to be used between District meetings. Jesse recommended that both Morgan Johnson and Joel McElroy should be included in the policy with maximum spending of \$5,000 each. Jesse said these funds differ from funds approved for emergency situations. Perla stated this is for non-budgeted items. Mark Icanberry asked if \$5,000 is enough. It was agreed that this amount was enough to spend if needed between meetings. It was MSP (Rob Black/Mark Icanberry) to approve the amended policy. This passed 3-0.

INJURY PREVENTION POLICY

Jesse Barton presented an Injury Prevention Policy. The District's Workman Compensation insurer requested the District to establish this policy. The District is required to review the policy with all staff. The General Manager or the Superintendent will acknowledge on the policy that the staff has been trained and there will be annual training. It was MSP (Mark Icanberry/Rob Black) to approve the Injury Prevention Program. This passed 3-0.

DISTRICT WEBSITE

Jesse Barton reported Streamline has notified the District that they will be increasing their monthly subscription costs from \$150 per month to \$180 per month. It was MSP (Rob Black/Mark Icanberry) to approve the payment increase for the monthly subscription from \$150 per month to \$180 per month. This passed 3-0.

LINE OF CREDIT – BOARD TO REVIEW AND CONSIDER ENTERING INTO A LINE OF CREDIT WITH F&M BANK

Perla reported that she spoke with F&M Bank after the meeting regarding the District self-issuing warrants. The Bank agreed to allow the District to register warrants which would eliminate costs for setting up a credit line. Perla agreed this will be an easier process and quicker to access funds. No further action is needed on this item.

DRAFT OF DRAINAGE PLAN

Neil Favor reported drainage in and around the Pump 3 Canal has been a major concern during the last few storm events. They are coordinating with DWR to survey new Pump 3 Canal flowline elevations and culvert crossings under the SMFA contract. Jesse asked

if there is an ETA. Neil said they have found more ditches and will bring this to the Board next month.

2022-2023 SUBVENTIONS WORK AGREEMENT

This has been approved, no further action is required.

17124 SHERMAN ISLAND E. LEVEE ROAD

Mark Icanberry inquired about additional dirt that Mr. Campos may have added. Neil Favor said he will go out and look at the area. There was a survey done last October, so they are able to compare the volumes. Neil said if this dirt is not within the easement it is not a District issue. Neil reported they have prepared an encroachment permit for Mr. Rey Campos for his property at 17124 Sherman Island East Levee Road. The EP allows Mr. Campos to:

- Maintain a levee access ramp at Station 3+00; and
- Continue placing the fill landward of the levee toe within in the District's Permanent Levee Maintenance Easement from Station 1+00 to 3+00.
- Special Conditions:
 - Fill material shall only be placed landward of existing levee toe and tie into existing fill.
 - Install and maintain a cattle fence to prevent the cattle from going on the levee.

Jesse Barton stated he has been specific that Mr. Campos is not able to do anything within the levee easement. Neil stated he will present the encroachment permit next month.

BOARD TO HEAR A STATUS UPDATE AND SEEK APPROVAL TO ENGAGE IN A RELATIONSHIP WITH A NEW INSURANCE CARRIER

Jesse Barton stated there is not any update at this time.

FEE SCHEDULE

Martin Berber presented the fee schedule with adjustments to include fines/penalties for altering/damaging District facilities. The Board has agreed to the following Major Infraction Penalties:

- First violation: \$2,000
- Second violation: \$5,000
- Third violation: \$10,000

It was MSP (Preston Good/Mark Icanberry) to approve the unauthorized encroachment permit fees. This passed 3-0.

PERMIT NO. 2022-4 (PG&E GAS TRANSMISSION DIG)

Neil Favor reported they have been in coordination with the PG&E project lead. They are waiting for a proposed construction start – should start early June and end in October. Morgan asked about amending the permit. Jesse said that would be difficult to do. Morgan said we do not have access to the as-builts. He said they poured concrete over the gas line. Martin confirmed they had built a weir. Morgan said this is the perimeter

drainage canal. Carter is now cleaning it and he is getting close to the pipelines. Morgan said it will be difficult for us to stay 10 feet from the pipeline when we are cleaning this area as we do not know how deep the lines are. Morgan said that there should be a better way to construct something over those lines so that we do not have to deal with these issues. He said that instead of putting a weir, there is a potential for a dam in that area. Morgan said he would like to communicate this to PG&E. Neil said he can reach out to the PG&E rep to see if they have data as we are unable to locate the weir. Rob Black asked if the plan is to expose this as part of their scope. Neil will confirm with PG&E. Martin asked if they are able to use hydraulics to clean the ditch; he thought we could invoice this cost to the SMFA. Morgan said it is important for us to understand the depth that the pipeline needs to be maintained. Martin said this work was done in 2016 and the weir was built to protect the pipeline. Neil will follow up with David Julian for project photos.

ENCROACHMENT PERMIT NO. 2022-6 (CALTRANS 160 MITIGATION SITE)

Martin Berber reported there are no updates at this time.

HIGHWAY 160 TURNOUT BARRIERS

Martin reported we are still waiting on Sacramento County to approve the Record of Survey.

PROJECT FUNDING AGREEMENT SH 10-2.11 – (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 they responded to Caltrans February 15, 2023, on the Highway 160 cracking. They have not received a response. They are planning additional construction work from Sta. 881+50 - 883+00 to capture seepage outside the Project area. He said there is ongoing work on the completion report. Martin stated we should get the additional advance in June. They have requested an extension of the PFA through the end of the year.

DWR “SUBSIDENCE MITIGATION FUNDING AGREEMENT” – AGREEMENT TO BUILD SEVERAL HUNDRED ACRES OF WETLAND IN THE WESTERN AND CENTRAL PORTION OF THE ISLAND IN AN EFFORT TO REVERSE SUSIDENCE, SEQUESTER CARBON, AND REDUCE GREENHOUSE GASES.

Neil Favor reported they will be meeting with David Julian, Bryan Brock, and Bruce Gornto on Monday, March 20. The meeting was delayed due to the weather. They have postponed conducting the as-built surveys until after the meeting. David Julian stated they will discuss the risers at the meeting. Morgan stated he spoke with Polyriser, and they will come out to see the area. David said the two of the siphons at Whales Mouth are not keeping their prime. He said that there is a complicated factor as two different departments are responsible which makes it more difficult. One department is responsible for the landslide and the other is responsible for the waterside. He is looking into a fish screen for siphon 1. He said he is talking to ISI regarding fish screens for the

other siphons. He said that Tim asked for transfer loads of dirt for fill for Whales Mouth. Morgan will order and place the dirt in strategic locations. David spoke with Hydrofocus about an accretion study and groundwater monitoring. The total cost is \$18,000 with \$7,000 if there is not a groundwater monitoring well. He said that 14 nutria have been killed. Yolo RCD will be planting at Whales Belly. They will be using a high school group to help with the planting and this will occur at the end of March. David said they found a leak in a berm in Whales Belly. They do not know where this is coming from at this time; he is working with Bruce Gornto on this issue. David reported they are discussing a possibility of a new wetland area called Whales Spout. Morgan asked if this will be the same procedure as prior wetland areas. Morgan said the District needs to be more involved with these projects to ensure they do not impact District reclamation works. David said he is approving the payment of \$2,000 for the mats as a reimbursement by SMFA.

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 said they are working on re-submitting the scope of work to DWR and CDFW. Neil said they will be requesting a time extension.

2023 PROJECT SOLICITATION PACKAE FOR MULTI-BENEFIT PROJECTS

Martin Berber reported they prepared a Concept Proposal for a Multi-Benefit Project on the San Joaquin River from levee Stations 330+00 – 368+00. The Project would include rehabilitating the levee to Delta Specific PL 84-99 Standard and create Riparian Forest & Scrub Shrub Habitat on the landside berm. The Concept Proposal was submittal by email dated March 3, 2023. Martin's estimate came in at \$9 million. DWR Delta Levees Program confirmed receipt. DWR is reviewing Concept Proposals from all Districts to determine which ones will move on to the full application phase.

ENGINEERS REPORT

Martin Berber reported he reached out to PG&E on the Birds Landing Project. They advised him that it had been delayed another year. Tower demolition will not begin until 2024.

Flood Response: Mean higher high tides are projected to exceed monitor stage at Rio Vista. They are conducting inspections after high wind events or at the request of the District Manager or Superintendent. He said that Shasta/Oroville/Folsom are at 65%, 75%, and 77% capacity respectfully.

Pump No. 3: Neil Favor reported they began making plans to re-habilitate Pump Station 3. We will need to replace the trash rack in its entirety with only minor modifications to the pump platform. They are working on construction plans to replace the trash rack. Neil stated they will need to engage a geotechnical engineer for a scope of work to estimate the depth of piles. Morgan asked them to check the weight to be sure the pilings

can handle the weight. Morgan said he thinks the existing pilings are from the old Antioch bridge.

SUPERINTENDENT REPORT

Joel McElroy reported the tide is high today. Brad is off tomorrow; he is doing well. Morgan asked Vincent Wong for a new tenant map. Vincent Wong said he will run that by his management team as they want to funnel all communication to the tenants from the property management division. He said they did provide a land use map to the engineers. Morgan said he would like a map of the area – it does not need to reflect the names of the tenants.

There being no further business to come before the Board, the public meeting was adjourned at 10:45 A.M.

X _____

The presiding Trustee of the March 14, 2023, meeting hereby certifies that the above minutes were approved as read.