

MINUTES OF REGULAR MEETING

Reclamation District No. 341
Sherman Island

9:00 a.m.
Tuesday, November 12, 2024

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 Jas Gill called the meeting to order at 9:00 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: Jas Gill and Mark Icanberry; District Attorney: Jesse Barton; Accountant: Perla Tzintzun-Garibay; Engineer: Martin Berber and Julianna Galindo; District Manager: Morgan Johnson; District Superintendent: Joel McElroy; DWR: David Julian; UC Davis Researcher: Kyra Gmoser-Daskalakis; Landowner(s): Ceci Giacomina and Jamie Renwick; District Secretary: Cindy Hill

PUBLIC COMMENTS

There were no public comments.

DISTRICT MANAGER'S REPORT

Morgan reported he met with Chris Kraft to discuss where to place "no dumping" signs. He said Chris will submit an encroachment permit application.

APPROVAL OF MINUTES

The Board reviewed the minutes of the regular meeting on October 8, 2024. It was MSP (Jas Gill/Mark Icanberry) to approve the regular meeting minutes of October 8, 2024, as submitted. This passed 3-0.

ACCOUNTS PAYABLE AND RECEIVABLE

Perla Tzintzun-Garibay reported the accounts payable for November 12, 2024. A transfer of \$1,138,500 from the general fund is recommended to cover the current month's cash disbursements pending approval of \$1,232,628.55. Financial statements reflect an ending balance of \$63,118.50 after the above-mentioned transactions are approved.

Notes:

- 10/15 Check 11120 to AT&T Mobility for \$223.77

- 10/15 Check 11121 to AT&T Sacramento County Tax Collector for \$58.52
- 10/16 EFT to Kludt Oil for \$1,138.09
- 10/24 ACH payment to PG&E for \$11,582.74
- 11/06 EFT to PERS for \$3,365.15
- 11/12 Payroll E-check to Mark Icanberry: Gross \$350, Net \$319.38

Balance in general fund account \$75,207.36

Perla reported the District will need to register five warrants this month totaling \$125,000. These will be in \$25,000 increments (warrants 5372 – 4376). Mark Icanberry asked about the payment to Dutra – this is 100% reimbursed by SMFA. Perla sent the financials to the Board prior to the meeting for their review and Jas Gill signed off on the invoices. It was MSP (Jas Gill/Mark Icanberry) to approve the November 12, 2024, accounts payable, transfers, invoices, and warrants. This passed 2-0, 1 absent.

ASSESSMENT CALL NO 28

Perla reported she spoke with several of the delinquent landowners; she was told that they did not receive their assessments. She recommends that the District wait an additional month prior to adding a late fee. The Board agreed.

NEW ASSESSMENT PROP 218

Jesse Barton reported that he will meet next week with Rob Black and John Bliss (SCI) to discuss the process. There was a previous meeting scheduled, however it was cancelled due to a levee breach on Victoria Island, which pulled Rob Black away from the meeting.

AUDIT ENGAGEMENT LETTER

Perla presented the annual audit engagement letter from Croce, Sanguinetti & VanderVeen, Inc. She said this is an annual requirement; there is a slight increase in costs from 3-5% - which is reasonable. Perla said that this firm has done a good job, especially with the number of special projects that the District is managing. This was MSP (Jas Gill/Mark Icanberry) to approve the engagement of services with Croce, Sanguinetti & VanderVeen, Inc. to prepare the annual independent audit report for year ended June 30, 2024. This passed 2-0, 1 absent.

OUTRIGGER MARINA DAMAGE AND REMEDIATION

Julianna reported as of November 5, 2024, very few pieces of the dock slips remain at the site. The boats (2 underwater and 1 afloat) are also still on site and have not been removed. She requested an update on November 8, 2024, from the State Lands Commission on the cleanup status and is awaiting a response. Jesse asked if there is anything left on the District land; he said that the boats in the water are not of direct issue for the District. Julianna said that she thought there would be more of a resolution with the State Land Commission's involvement. Jesse recommended we take this off the agenda.

PG&E BIRDS LANDING

Martin reported on the standby barge. He said W&B opened a bid from San Rafael Rock Quarry (Dutra) in the amount of \$284,000. The bid included 2,000 tons of Class V RSP for \$220,000. David Julian asked if the public entity agreement (PEA) would cover the purchase of the rock, Martin said no since the PEA will be paying for 2 additional barges along Sherman Lake. Martin presented a Notice of Award for the Board's consideration. It was MSP (Jas Gill/Mark Icanberry) to approve awarding the contract to Dutra for the standby barge. This passed 2-0, 1 absent.

Martin said the tower demolition is currently scheduled for Wednesday, January 29, 2025. He said they plan to mobilize the rock barge on January 28, 2025. Martin said that PG&E will establish a 1,500' radius exclusion zone around the tower prior to demolition. On October 18, 2024, Morgan Johnson, David Julian, and W&B met with PG&E regarding the 25,000 cubic yards of aggregate base material at the project site. Since PG&E must restore their work area to pre project conditions, there is mutual interest in PG&E hauling the material for DWR/District use rather than hauling off the island to be recycled. Martin said he is currently preparing a map of areas where aggregate base could be used and will present a quantities map at the December meeting.

SHERMAN ISLAND CROSS ROAD

Julianna reported that W&B is working on a letter to Sacramento County informing them of the ditches that have been relocated by the District as well as the ditches that still need to be relocated by DWR to be outside of the County's right-of-way. Mark said that he reached out to the County. Martin said the ditch north of Mark's property and the ditch south of Campos' property have been filled in.

PUMP NO 1 REPAIR/REPLACEMENT

Martin reported that on October 14, 2024, District staff discovered that the pump was not pumping. He said they received quotes from Delta Pump (\$3,393) and Don Pedro Pump (\$4,952) to pull and inspect the pump. Joel McElroy authorized the Delta Pump quote to get a diagnosis prior to the Board meeting. Delta Pump determined that the pump was in decent condition and that there is no explanation for the low performance being experienced. Martin and Morgan Johnson inspected the pump at their shop on Thursday, November 7, 2024 to confirm their assessment. Delta Pump proposed reinstalling the pump as is and seeing if performance would change – the quote is \$4500 to reinstall. If there are still issues, they will waive the reinstallation fee. Morgan said if the pump does not realize an increase in efficiency, we should look at the pipe. The pump is still in need of maintenance; the deflector plate is rotten, and the column needs to be painted to extend its service life. We are currently awaiting a quote for the maintenance item, but they are expected to be under \$25,000. The Board agreed to reinstall the pump without any repairs and move forward with a different pump company if performance doesn't change .

PUMP NO 3 CANAL CLEANING

Martin reported that pump No. 3 Canal from Whale's Mouth to Sherman Island Cross Road needs to be cleaned prior to winter. He said that Dutra currently has a long reach excavator

mobilized for Whale's Mouth riser clearing work. Dutra has given us a lump sum cost proposal of \$24,900 to clean the 4,400 linear foot section of canal. Jas stated concern that if we lose grazing area DWR will lose tenants. Martin said the longer we wait, the worse the problem gets. It was MSP (Mark Icanberry/Jas Gill) to authorize Dutra to clean the canal. This passed 2-0, 1 absent.

ENCROACHMENT PERMIT NO 2022-4 (PG&E D-1262 GAS TRANSMISSION DIG)

Julianna reported the backfill and compaction work was completed to District standards. She said Michel's completed the work on October 9, 2024 and proceeded to bring the site to pre-existing conditions before demobilizing on October 10. This included blading of the wetland berm over the PG&E gas lines as well as the Old Highway.

ENCROACHMENT PERMIT NO 2023-5 (PG&E IDLE LINE REMOVAL)

Julianna reported Wilson Construction began removing the foundations on October 15, 2024 and completed the process on October 22, 2024. She said that 3 tower concrete foundations - 041/307, 041/308 and 042/313-were excavated to a depth of 3 feet below grade and backfilled with material acquired from Asta Construction. Julianna said foundation removal for the tower located on Threemile Slough will not occur until 2025. PG&E plans to apply straw mulch over the backfill at Tower 041/308, south side of Mayberry Slough, for erosion control.

ENCROACHMENT PERMIT NO 2024-3 (RENWICK SIPHON REPAIR)

Martin reported the Encroachment Permit originally only authorized replacement of waterside siphon pipe; no excavation within the levee section was authorized. Jamie Renwick's contractor, Gornto Ditching, discovered that buried portions of the siphon also required replacement. Martin informed Gornto that the EP would need to be amended by Board action to allow excavation and that work won't be able to resume until the spring. Jas said that in order to sleeve it, we would need a video to determine there is no damage to the original pipe. Jesse said if the scope of work has changed a new permit will be required.

ENCROACHMENT PERMIT NO 2024-6 (CALTRANS HIGHWAY 160 REPAVING)

Martin said there is no update at this time.

ENCROACHMENT PERMIT NO 2024-7 (VASQUEZ LEVEE ACCESS RAMP GATES)

Martin reported that Jorge Vasquez submitted an Encroachment Permit application for the installation of gates on two levee access ramps on APN 158-0010-017. He said Mr. Vasquez is installing the gates in response to a robbery that occurred on his property in October 2024. Martin said in addition to considering approval of the Encroachment Permit, the Board will need to decide whether to waive the \$1,000 application fee. The issue is whether this will impede maintenance. Joel said this would not be an issue as long as Mr. Vasquez maintains the area. Ceci said this is an area that has had a history of crime, and it would be a good idea to help him to protect his family and property. Martin will bring the encroachment permit to the Board in December. Jesse said since Mr. Vasquez is a property owner the application fee should be waived.

CAMPOS DUMPING

Julianna reported that on October 22, 2024, District staff reported that Mr. Campos was continuing to dump fill material on his property along Threemile Slough. She said in addition the District staff reported that Mr. Campos had dumped debris into a District drainage ditch (TS 1). Ceci asked if anyone contacted Caltrans, Martin said yes, but we have not heard back from them. He said the District had to clean out the ditch. Jesse asked if we have a bill for the work. Mark said we should include all the time spent on this issue including the District Engineers' work. Jesse asked for a corrected invoice detailing the costs from Carter, District employees, and W&B. Jesse will send the bill to Campos.

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 SUBSIDENCE, SEQUESTER CARBON, AND REDUCE GREENHOUSE GASES.

Jesse reported that the Board initially agreed to a service agreement to measure carbon; the cost was originally \$14,000 but was changed to \$18,000. This cost will be charged to the SMFA. David Julian agreed to paying the added cost to measure the carbon. It was MSP (Mark Icanberry/Jas Gill) to approve the amended service agreement proposal. This passed 2-0. 1 absent.

Martin reported:

- **Whale’s Belly**
 - **Warranty Work**

Gornto resumed canal widening on November 1, 2024 and is on track to finish this week. Gornto replaced two 24-inch HDPE pipe crossings with 48-inch pipe. David asked if there is a warranty for the work. Martin said there is a one year warranty. There will not be enough time to replace the crossing underneath the Calpine gas line this season.
 - **Remediation Work**

Martin reported work to continue until November 5, 2024. Construction of the new cattle fence and demolition of the existing fence has been completed. He said W&B provided DWR Real Estate Branch with the as-built line work for them to modify the acreages on their lease. Dutra completed installation of all new crossings, backfilling of old County Road ditches, digging of new ditches, reconstruction of the outlet riser at Little Whale’s Belly, and modifying 4 PVC siphons. Martin said W&B issued a Change Order for each siphon to include a gate valve, air valve, 4 bollards, and 100 psi pipe through the wetland berm. Martin said the original PVC pipe was cracked under the weight of the berm. Dutra’s progress invoice for October work was approved by W&B for \$1,000,384.28. Dutra will be submitting a 2nd progress invoice for the minimal work that occurred in early November.
 - **Recirculation Pump**

- No Update.
- **Whale's Mouth**
 - **Perimeter Ditch PG&E Crossing**

Martin reported that Dutra replaced the existing 24-inch HDPE pipe & riser with a 30-inch HDPE crossing where the perimeter ditch ties into Pump No. 3 Canal. He said the riser was infamous for being clogged by beaver activity and the 24-inch pipe was undersized for the current flow out of the perimeter canal. Dutra still needs to complete cleaning of the perimeter ditch prior to starting work on the PG&E crossing. Dutra will be using a long reach excavator to clear tuelles around each of the 18 interior risers. Morgan said that we need to be sure that it is clean as we do not want to do this again.
 - **Siphon No. 1 Fish Screen**

Martin reported work was approved under EP No. 2024-5. He said the existing waterside siphon pipe was cut on November 4, 2024. The pipe was determined to be in good condition and reusable by District staff. Fish screen was installed and tested on November 5, 2024 with no issues encountered.
 - **Siphon No. 2 Replacement**

Martin said W&B completed a topographic survey of the siphon that needs to be replaced. He said they will begin work on design plans for DWR's review.
 - **Maintenance Agreement**

There is no update.

Jesse said the Board needs updates on anything over \$5,000; costs in excess of this amount need to be presented to the Board. David Julian will coordinate the efforts. We will let the maintenance agreement expire.

PUBLIC ENTITY AGREEMENT WITH DWR (SHERMAN LAKE RSP)

David Julian said he submitted the contract to DWR for language updates. Once it is back, he will forward it to Jesse for review.

PROJECT FUNDING AGREEMENT SH 17-1.1 SP - PHASE 1 OF SAN JOAQUIN SETBACK LEVEE/HABITAT BENCH MULTI-BENEFIT PROJECT (STATIONS 175-199)

Julianna Galindo reported:

PG&E Overhead Utility Easements – EP Application was submitted on October 9th. DWR has deemed the application complete but is requesting that PG&E be named as the Applicant rather than the District because it will be PG&E insurance that warranties the pole installation. She said they are coordinating with PG&E to see if they are willing to be the applicant.

Scope of Work – Julianna reported the geotechnical engineers, Shannon & Wilson, reviewed and approved proposed design changes related to the new setback levee and habitat bench design. She said they are addressing CDFW comments on the SOW regarding protection of special status special and habitat bench design. In addition, the SOW text is being updated for re-submission before the end of year.

PROJECT FUNDING AGREEMENT SH 24-1.0 SP (MULTI-BENEFIT PROJECT ON SHERMAN ISLAND.

Julianna reported they are currently waiting to receive the geotechnical report from Shannon & Wilson to finalize the grading design.

ENGINEERS REPORT

Julianna reported on the illegal importing of material and grading by Mr. Zaragoza. She said JJ Cortes with the Sacramento County Engineering department sent an email on November 7, 2024, stating that he will begin working with the Deputy Country Council to gather all site specific details to prepare a letter to Mr. Zaragoza.

SUPERINTENDENT REPORT

Joel reported they have been mowing. Carter has been cleaning the ditches. He said they have a bin filled with scrap iron and he will get a quote for removal. Brad will be off the week of Thanksgiving. Ed will be working the weekend and checking pumps. Joel said he is working on gathering costs of a new generator.

There being no further business to come before the Board, the public meeting was adjourned at 10:54 A.M.

X _____

The presiding Trustee of the November 12, 2024, meeting hereby certifies that the above minutes were approved as read.