

MINUTES OF REGULAR MEETING

Reclamation District No. 341
Sherman Island

9:00 a.m.
Tuesday, November 12, 2021

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

President/Trustee Juan Mercado called the meeting to order at 9:05 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: Trustee: Juan Mercado, Morgan Johnson, and Rob Black; District Attorney: Jesse Barton; Accountant: Perla Tzintzun-Garibay; Engineer: Bob Wagner and Martin Berber; District Superintendent: Joel McElroy; DWR: Preston Good; Rio Vista Windsurf Association: Don Ross; Yolo County RCD: Amy Williams; Landowner(s): Ceci Giacoma, Mark Icanberry, and Raghu Malladi; District Secretary: Cindy Hill

PUBLIC COMMENTS

Don Ross notified the Board that he would like to ask questions during the agenda item for Birds Landing.

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

Jesse Barton reported that the District Board agreed to allow Board members to call into Board meetings under a new law that allows Districts to continue to allow Board members to meet remotely. In order to do this, the District will have to adopt a resolution and then re-adopt that resolution every 30-day period. It was MSP (Juan Mercado/Morgan Johnson) to adopt a resolution to allow the Board members to meet remotely. This passed 3-0

POSSIBLE HIRING OF GENERAL MANAGER

Jesse Barton proposed hiring a general manager due to Juan Mercado's impending retirement from RD 341. Juan will be stepping down from his position of President and trustee and will no longer serve on the Board. Juan has extensive knowledge of the island and has established relationships with property owners and District vendors. Jesse stated that hiring a general manager will ensure continuity without loss of management resources. Morgan Johnson is interested in the position; however, he would need to resign as a Board Member. Jesse asked if the Board would like to table

this item until a later date when the new Board is fully functioning. Juan will continue to attend District meetings and will be present on the Island while working in his existing role within the Real Estate Division at DWR. Bob Wagner said his staff could step in and do a little more liaison work on the island. Bob said he could have Neil Favor do more project inspections. Bob said he does not think that he could replace a general manager role, however this would augment the role for the time being. Jesse said that he doesn't think that we need to make a decision at this point. Juan Mercado said he would mentor Preston Good through the process of learning the District Board members responsibilities as well as provide a background history of the Island. Rob Black agrees that the District should eventually hire someone for this role as there are decisions that need to be made between Board meetings. Morgan agrees that it would be a good reason to hire someone. Jesse said if Morgan decided to apply for the position, he would need to go through the application process. Morgan would need to resign from the Board. The Board would need to search for a new Board member to replace him after he resigned. Juan stated that having someone from Wagner Bonsignore ramp up and do more for the District is a good idea. He said that he believes that Morgan would be a great general manager, however he is concerned about the loss of Morgan's knowledge as a trustee. Juan said that the benefit to have Morgan as a general manager and have him involved in the day-to-day business could be invaluable. Jesse said selection the new Board President would be put in office the first week of December. Preston Good will be sworn in as a Board member at the same time.

ISLAND SECURITY

Ceci Giacomina reported there are new people camping on top of the levee – three separate vehicles. She stated she will contact the Sheriff. Joel said 2 of the campers left; there is still one camper. Ceci stated they had a meeting on the traffic issues with CHP. Supervisor Nottoli was in attendance. There was a lot of good input from the attendees. Martin prepared a letter that went to the District 3 Director of Caltrans, Amarjeet Benipal regarding traffic control in the event that the area had flood issues as well as recent increases in traffic. There was a quick response, and they are working on an emergency response plan. Ceci said there have been 32 crashes and 1 fatality on Hwy 160; she said she does not have a year after year comparison, but the numbers appear to be rising. Caltrans restriped the roads including the road to Fremont.

APPROVAL OF MINUTES

The Board reviewed minutes of the regular meeting of October 12, 2021. It was MSP (Juan Morgan/Juan Mercado) to approve the regular meeting minutes of October 12, 2021, as with change from Dierson to Dearson. This passed 3-0.

ACCOUNTS PAYABLE AND RECEIVABLE

The Board reviewed the accounts payable for November 9, 2021. Transfer of \$840,000 from the general fund is required to cover current month cash disbursements pending approval of \$810,456.07 plus 11/20/21 and 12/05/21 payroll checks and related liabilities. Financial statements reflect an ending balance of \$41,142.86 after the before mentioned transactions are approved.

Notes:

- 10/19 Visa payment of \$488.48 was paid with check 10314, due to timing of the due date.
- 11/08 PERS payment of \$2,929.27 was paid via EFT due to timing of due date.
- 11/09 Payroll check to Morgan Johnson: Gross \$350, Net \$319.03.

General Fund:

Balance in general fund account \$629,100.30

Notes:

- 11/04 deposit \$4,047.90 Assessment Call No. 25 payments, including penalties and interest.

Perla reported Joel's hours under subventions have been transferred from the CDFW. Joel said PG&E did not bill for pump #5. He will contact them and see why they have not billed for that pump. Juan Mercado and Morgan Johnson reviewed and signed off on the invoices prior to the District meeting. It was MSP (Morgan Johnson/Juan Mercado) to approve the November 9, 2021, accounts payable, receivables and transfers. This passed 3-0.

ASSESSMENT #25

Jesse Barton reported that the delinquent assessment notices have been sent. The Chances contacted Jesse and advised that they would be sending the assessment.

DISTRICT CELL PHONE SERVICE

Perla reported AT&T performed an analysis of the District cell phones services. They have a new service called 1st Net. This service is designed for first responders. It is being offered to Special Districts; it will ensure the District has better cell service, especially during emergency situations. It was agreed that the District will move the cell phones to this new service offered by AT&T.

DISTRICT WEBSITE

Cindy Hill reported ongoing updates to the website. She will update the District Board members once Preston Good is sworn into office. He provided a bio for the site.

DISTRICT STAFF

Jesse Barton reported the District needs to have a Shared Services Agreement between RD 341 and RD 160 for the new employee. As Jesse represents both districts, he will need the District to authorize a conflict of interest waiver. It was MSP (Juan Mercado/Morgan Johnson) to sign the waiver. This passed 3-0

Jesse distributed the Shared Services Agreement for employee Tim Nix. Perla reviewed and approved the agreement from an Accounting/Payroll perspective. RD1601 will place RD 341 on their District insurance policy as an additional insured. It was MSP (Juan Mercado/Morgan Johnson) to approve the agreement for Shared Services. This passed 3-0.

CALIFORNIA DROUGHT

Martin reported the State Water Resources Control Board suspended curtailments for all rights in the Delta watershed by notice October 19, 2021. Sacramento recorded 5.44 inches of rain on

October 24, setting a daily record. This item will be removed from the agenda until further notice.

2021-2022 SUBVENTIONS WORK AGREEMENT

Jesse Barton stated he reviewed the agreement. It allows for 75% subvention related reimbursements. He recommends approval. Martin reported he attends the Delta Levees and Habitat Advisory Committee (DLHAC) meetings. Martin stated during these meetings they discuss projects, funding issues, and PSPs to determine if there are adequate funds for levee improvement and habitat restoration. It was MSP (Juan Mercado/Morgan Johnson) to approve the 2021-2022 Subventions Work Agreement. This passed 3-0.

BIRD'S LANDING PROJECT

Martin Berber reported on this project.

- PG&E will begin pile driving on Friday, November 12.
- Inclinometer readings were completed in the vicinity of the tower on November 4th.
- 6 control points were set; they are on the levee crest, mid landside slope, and levee toe at two sections; cross levee and Sacramento River levee.
- PG&E has approximately 11,000 CY of gravel installed within the work area. We had asked about the District taking ownership of a portion/all the gravel and PG&E was open to the idea.

Juan Mercado stated it would be beneficial to keep the access road. Joel said there is a hole out by Augusta's; there is time to put together a site plan. Rob Black stated he spoke with Mike Driller. There is interest in instrumenting the levee; they will work with the USGS. Bob advised them to contact Wagner Bonsignore. Don Ross inquired as April 1st the windsurfers start coming to the island.

ENCROACHMENT PERMIT N0 2021-1 (OUTRIGGER MARINA DOCK DEMOLITION)

Martin Berber reported debris removal is progressing. Raghu Malladi said the debris removal is 80-90% complete; it is scheduled to be completed by the end of this week on the landside. Raghu said that a second dock will be removed and replaced; half of the dock will be complete on Friday. He said he will make sure they do not pile up the berm next time. Raghu is working with the engineer regarding the drainage. Gil Labrie will reach out to Wagner & Bonsignore for collaboration. Juan confirmed with Raghu that he will work with Gil to be sure that the District has \$2,600 on deposit. Bob Wagner stated they are working Gil to address the drainage issue. Gil will provide the flow calculations.

ENCROACHMENT PERMIT NO 2021-2 (PG&E TOWER 35/266 REMOVAL)

Martin Berber stated there are no updates at this time. We are waiting on the \$25,000 deposit and signed encroachment permit.

SHERMAN ISLAND DRAINAGE PLAN

Martin Berber reported Neil met with Joel to review the drainage plan for Pump #3. They will review plans of the SMFA project to update the drainage canals within the project area. Morgan asked for clarification of the area. Martin said the work is being completed in sections. Pump 3

is the largest drainage network. They will have a map completed at the end of this project. Morgan asked if it is cheaper to run 1 pump 24 hours a day or 2 pumps 12 hours a day. Morgan said they should encourage running the pumps off peak.

SUBSIDENCE REPAIR STA. 416+00 – 418+50

Martin reported:

- They have been monitoring subsidence at the SH-10-1.0 project site along East Sherman Island Levee Road.
- A 250' section of the levee crest near the landside hinge point has settled approximately 0.25 feet (3 inches).
- They prepared a photo exhibit to show the extent of the subsidence to date.
- The Engineers Estimated Cost for the Repair is \$120,000.
- Most of the proposed work is subventions eligible, costs related to the asphalt overlay are not Subventions eligible; approximately \$30,000 of the cost is for asphalt.

Bob Wagner stated they will follow up with the county regarding paving the road. The District paved it last year. Bob stated that we could push this out until next spring, or we could get a bid for the repairs; he stated if the County does not repair the road, we could leave it as gravel.

FLOOD SYSTEM REPAIR PROJECT AND EMERGENCY REPAIR

Martin Berber reported work on the completion report is ongoing.

PROJECT FUNDING AGREEMENT SH 10-2.9 – (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:

- The Highway 160 crossing has not been completed due to PG&E encountering an inoperable switch. They are currently scheduled to complete work on December 5.
- By letter dated November 5, 2021, the PFA was extended to December 31, 2022.

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

Amy Williams reported they are hand removing Himalayan blackberries and preparing for spring spraying.

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

There are no updates 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)

Martin Berber reported:

- By email dated October 13, 2021, they received PG&E's updated design for powerline relocation.
- Final Scope of Work is nearing completion. We plan on submitting to DWR by the next Board meeting.
- They received final comments from the County on the Cost Share Agreement on October 27th.
- The Agreement states the County will reimburse \$200,000 to cover costs related to repave Sherman Island East Levee Road.
- If the Agreement is executed by the District, the County will present the Agreement to the County Board of Supervisors meeting on January 11, 2022.

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 the Final Five-Year Plan was submitted to DWR October 25, 2021. Once the Plan is approved, they will provide Cindy Hill a pdf to post on the District website.

SUPERINTENDENT REPORT

Joel McElroy reported District staff was mowing up until the heavy rains. They used the side boom mower. They re-caulked the office windows and mounted spotlight brackets on the new truck. Carter cleaned the ditches. Joel stated he will take some time off for vacation and will be back on the November 22. No one else will be off.

There being no further business to come before the Board, the public meeting was adjourned at 11:45 A.M.

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