

MINUTES OF REGULAR MEETING OF BOARD OF TRUSTEES
FOR RECLAMATION DISTRICT 1614
HELD MONDAY, JULY 2, 2018

The July Regular Meeting of the Board of Trustees of Reclamation District 1614 was held on Monday, July 2, 2018, at the law office of Neumiller & Beardslee, 509 W. Weber Avenue, 5th Floor, Stockton, California, at the hour of 2:00 p.m.

TRUSTEES PRESENT WERE:

WILLIAM DUNNING
BEN KOCH

OTHERS PRESENT WERE:

DANIEL J. SCHROEDER
ERIK ALMAAS
RHONDA L. OLMO
ORLANDO LOBOSCO

ABSENT WAS:

KEVIN KAUFFMAN
ANDREW J. PINASCO
CHRISTOPHER H. NEUDECK

A list of individuals in attendance is outlined in the meeting sign-in sheet, which is attached to these minutes.

Item 1. Call to Order/Roll Call. Trustee William Dunning called the meeting to order at 2:08 p.m.

Item 2. 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 5 minutes for general public comment and per agenda item in accordance with Resolution 2014-06.*

Mr. Richard Gacer said St. Bernadettes is hosting a senior luncheon and wants a volunteer from the district to attend. Mr. Gacer will be submitting an invitation to the district.

Item 3. Approval of Minutes of the special meetings of June 4, 2018, and June 6, 2018.

a. Review June 4, 2018 Town Hall Meeting. Continued to August Meeting.

It was moved, seconded (B. Koch/W. Dunning) and unanimously carried by the Board of Trustees of Reclamation District 1614 that the special meetings of June 4, 2018, and June 6, 2018 be approved as read.

Item 4. Presentation of Financial Status Report. Discussion and possible action. District Secretary, Rhonda Olmo, handed out the Financial Report. She mentioned the District is at 100% for the Fiscal Year. Mrs. Olmo went through the report with the Board and mentioned she had not received a bill yet from KSN. The County's June statement has also not been received. There is a typo on page two under the O&M Fund and checking balance. It states "balance through May 31, 2018" it should say as of "June 30 2018". An updated final report for FY 2017-2018 will be provided at the next meeting.

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- a. Adopt Resolution 2018-03 Certifying Wisconsin Pump Station Assessments to be Collected and Establishing a Procedure for Collection.

Attorney Dan Schroeder reported that annually the district must make a determination of how much it will collect in assessments. By resolution, the district gives authority to forward it on to the County Assessor who collects as part of the property taxes. The assessments that are recommended for the Wisconsin Pump Station are the same as last year (the maximum that were approved by the voters.)

It was moved, seconded (W. Dunning/B. Koch) and unanimously carried by the Board of Trustees of Reclamation District 1614 that Resolution 2018-03 Certifying Wisconsin Pump Station Assessments to be Collected and Establishing a Procedure for Collection be adopted.

- b. Adopt Resolution 2018-04 Certifying Assessments to be Collected and Establishing a Procedure for Collection.

Mr. Schroeder said this is the second assessment for the regular operation and maintenance assessments. This is also for the maximum amount that was approved by the voters in the Prop 218 election. After discussion,

It was moved, seconded (W. Dunning/B. Koch) and unanimously carried by the Board of Trustees of Reclamation District 1614 that Resolution 2018-04 Certifying Assessments to be Collected and Establishing a Procedure for Collection be adopted.

- c. Adopt Resolution 2018-05 Adopting Appropriations Limit for Fiscal Year 2018-2019.

Mr. Schroeder said this is called Prop 4, and was adopted in the 90's in order to make certain that the district does not collect as a special district more than a certain amount of taxes based off a growth formula. The district gets a chunk of the property tax that the County collects. Each year the district is required to go through the process of adopting an appropriations limit for the fiscal year. Mr. Schroder explained the worksheet that is attached to this resolution. After review,

It was moved, seconded (W. Dunning/B. Koch) and unanimously carried by the Board of Trustees of Reclamation District 1614 that Resolution 2018-05 Adopting Appropriations Limit for Fiscal Year 2018-2019 be adopted.

- d. Adopt Resolution 2018-06 Establishing Best Practices Fiscal Policy.

Mr. Schroeder said late last year the Civil Grand Jury reviewed what happened with the Cemetery District (one of their employees had absconded with over six figures of their money.) The Civil Grand Jury said that fiscal protections should have been in place. They issued a report stating that the counties should require everyone to have protection procedures in place. Last December, the County responded saying they have a Best Practices Fiscal Policy; however, they have no

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authority on requiring special districts to do this. The Civil Grand Jury responded by saying it is still a good idea to have a transparent Best Practices Policy so the trustees, staff, and community of the districts can know what the process is when staff is dealing with their funds. Mr. Schroeder said this district has been following this policy for years and would like this policy memorialized. He proceeded to go over the policy process in detail with the Trustees. After review,

It was moved, seconded (W. Dunning/B. Koch) and unanimously carried by the Board of Trustees of Reclamation District 1614 that Resolution 2018-06 Establishing Best Practices Fiscal Policy be adopted.

- e. Approve 2018-2019 Commercial Crime Insurance Policy Required for Secretary to Sign District Payroll Checks.

This was put on the agenda in error. The district's crime policy is good for four years. Will be on the agenda in 2014.

- f. Renewal of Liability Insurance.

The district has not received the renewal policy to date. The renewal is still timely and this item will be on the next Agenda.

Item 5. Presentation of Engineer's Report. Discussion and possible action:

Excerpts from the Engineer's Report:

I. AB 360 DELTA LEVEE SUBVENTIONS PROGRAM

- A. Review status of potential sunset of the Subvention Program and potential change in cost share formula. (*Exhibit A: Email correspondence from Melinda Terry, Executive Director of the Central Valley Flood Control Association setting forth the changes to the Subventions Legislation currently slated as a budget trailer bill for the States 2018-19 Budget – attached to engineer's report.*)

Mr. Erik Almaas said the Central Valley Flood Control Association successfully negotiated bill language with the Administration to prevent the July 1, 2018 sunset of the existing maximum 75% cost share for the Delta Levee Maintenance Subventions Program. The primary objective of deleting the 75% maximum State cost share became permanent and is contained the proposed amendments. The agreement on amendments to the Delta Subventions statute also included other changes related to the \$1,000 (bumped to \$2,500 for urban districts including RD 1614) per levee mile local contribution and the use of ability to pay studies. The negotiated amendment language is included in Exhibit A.

- B. Review status of FY 2018-19 Slope Restoration resulting from 2017 Levee Inspection Summary. (*Exhibit B: File Memorandum dated December 4, 2017 regarding slope repairs to 2000 Carlton and 2060 Canal Drive – included in Engineer's Report.*)

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Mr. Almaas reported there are a couple of parcels that need to be addressed as they are exhibiting slope undercutting (Owners: Osorno, Andre Erasmo and Shock, Thomas & Nancy L.) He said the next step is to reach out to those homeowners to get everything in place so that work could begin next fall. The recommended repairs consist of: 1. Clear and grub vegetation and selective trees, 2. Reestablish waterside levee slope with levee seal material, and 3. Place quarry stone riprap to serve as rock slope protection. Further discussion was held and questions were answered.

C. Review the status of the slope repairs beneath Interstate 5 from Caltrans. (*Exhibit C: KSN Inc. correspondence dated May 29, 2018 to Caltrans related to request to expedite and proceed with slope repairs along with project options. Exhibit D: Email correspondence including Caltrans June 6, 2018 response to our May 29, 2018 letter, an Exhibit E: KSN Inc. correspondence dated June 27, 2018 responding to Caltrans June 6, 2018 response to KSN Inc.'s May 29, 2018 letter – included in Engineer's Report.*)

Mr. Almaas said KSN and Caltrans representatives attended a meeting on May 15, 2018. He stated the letter in Exhibit C summarizes that meeting. He said it was also brought up at the meeting that Caltrans might have the ability to provide funding to RD 1614 and RD 828 to have them do the work themselves. Mr. Almaas said KSN received a response from Caltrans that was somewhat lacking, as it only addressed that the plans and cross sections would be done during the PSE phase (no indication was given when that would begin). Mr. Neudeck's response to the email is shown in Exhibit E, which basically stated that the response was lacking in information and reiterating that he requested that Caltrans follows through with their twice-presented project path, which has Caltrans providing the funding to the two districts, who would be responsible for all project work and environmental clearance. He stated the districts are prepared and ready to complete all work once they receive this project funding, with project completion date anticipated for fall 2018 or summer 2019. Further discussion was held and comments were heard.

D. Review status of encroachment/excavation at 1842 S. Tuxedo on landside levee toe originally reported at February 5, 2018.

Mr. Orlando Lobosco stated that Mr. Neudeck asked him last week if he received the documentation from the owner of Stockton Fence. Mr. Lobosco said the owner was out of town but he did speak with someone else (Tony – he did the original sketch of what is being installed). Mr. Lobosco told Tony what he needed and he is waiting to get updated drawings. Mr. Lobosco said Mr. Neudeck should have the final design at the next meeting so the work can be memorialized. Further discussion was held.

II. WISCONSIN PUMP STATION NO. 7

A. Review status of alternative repair design for Wisconsin Pump Station (*Exhibit F: Email Memorandum from KSN Inc. dated June 27 2018 – included in Engineer's Report.*)

Mr. Almaas said KSN is wrapping up the updated civil engineering design work. The work should be done by the end of next week. Once done, this triggers other work that will need to start (updated structural and electrical designs.) He said the environmental aspect would need to

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be looked into to make sure it is in good shape, then permitting can begin. Further discussion was held and questions were answered.

III. SMITH CANAL GATE STRUCTURE PROJECT – SAN JOAQUIN FLOOD CONTROL AGENCY (SJAFC)

A. Update on Smith Canal gate closure project. (*Exhibit G: File memorandum dated June 27, 2018 from SJAFC – included in Engineer's Report.*)

Mr. Almaas reported that SJAFC provided KSN an update on the Smith Canal Gate project (Exhibit G). He said it gives a status of where they are with the design, environmental, right of way issues, and their legal cases.

Item 6. Presentation of Superintendent's Report; request for direction. Mr. Lobosco handed out his Superintendent Report. He stated he found no abnormal conditions during his routine stations checks this month.

Mr. Lobosco said there was more vandalism at Plymouth and River Road. He said the vandalism is starting to become routine. He is in the process of working with the Sheriff's Department to come up with a solution.

Mr. Lobosco reported that the #1 pump from Wisconsin has been repaired and reinstalled.

Mr. Lobosco said Mr. Catrina will begin trapping the beavers late this week or early next week. Mr. Lobosco will meet with Mr. Neudeck and Mr. Catrina to prioritize the most crucial areas. Discussion and comments were made about the beaver activity and the Newsletter.

Mr. Lobosco stated he had to put in eight to ten break-in hours on the outboard motor for the district boat. He anticipates (beginning in August) doing a minimum of one trip a month up and down the canal for regular inspections of the north bank.

Item 7. Adopt Resolution 2018-07 Amending and Adopting the District Vehicle and Watercraft Use Policy.

With the purchase of the watercraft, Mr. Schroeder said this resolution is seeking to amend and adopt the new district vehicle and watercraft policy. The policy restricts how the vehicles are used and indicates what the policies are. Mr. Schroeder reviewed the proposed revisions to the policy. In addition, the policy establishes additional requirements for the operator of the boat: safety equipment needs to be on the boat when it is being used, it restricts who can be on the boat, it requires notification of any problems or damage to the boat, and states the requirements of proper certification for operation. After review,

It was moved, seconded (W. Dunning/B. Koch) and unanimously carried by the Board of Trustees of Reclamation District 1614 that Resolution 2018-07 Amending and Adopting the District Vehicle and Watercraft Use Policy be adopted.

Item 8. Adopt Resolution 2018-08 Authorizing and Directing Filing of Notice of Exemption for Routine Maintenance for Fiscal Year 2018-2019.

Mr. Schroeder stated that every July the district adopts this resolution directing the district's engineer to file a Notice of Exemption for the O&M work for the upcoming fiscal year. This is the district's CEQA document. The Notice is required to post the exemption in order to be claimed. After review,

It was moved, seconded (W. Dunning/B. Koch) and unanimously carried by the Board of Trustees of Reclamation District 1614 that Resolution 2018-08 Authorizing and Directing Filing of Notice of Exemption for Routine Maintenance for Fiscal Year 2018-2019 be adopted and authorization is given to the district's engineer to file it.

Item 9. Adopt Resolution 2018-09 Electing to Become Subject to the State of California's Uniform Public Construction Cost Accounting Procedures Set Forth in the Uniform Public Construction Cost Accounting Act (Public Contract Code Section 22000, Et Seq.)

Mr. Schroeder asked to have this continued to the August Meeting.

Item 10. Report on Meetings Attended. None

Item 11. District Calendar. Next Meeting – August 6, 2018.

Item 12. Items for Future Meetings. Mr. Gacer said he would like to see another newsletter come out this year.

Item 13. Correspondence. Correspondence from the Auditor/Controller's office regarding the year-end cut-off dates for 2018.

Item 14. Motion to Approve Bills.

It was moved, seconded (W. Dunning/B. Koch), and unanimously carried by the Board of Trustees for Reclamation District 1614 that the Trustees authorize/approve the Bills to be Paid for June, 2018.

Item 12. Adjournment. The meeting was adjourned at 3:12 p.m.

Secretary: The agenda for this meeting was posted at 509 W. Weber Avenue, Stockton California at least 72 hours preceding the meeting.

Respectfully submitted,

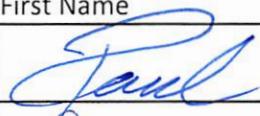
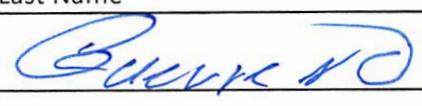

Rhonda L. Olmo
District Secretary

RECLAMATION DISTRICT NO. 1614

Meeting Sign-In Sheet

Monday, July 2, 2018

SIGNING OF THIS SHEET IS VOLUNTARY AND IS NOT REQUIRED TO ATTEND THIS MEETING.
THIS SIGN IN SHEET WILL BE ATTACHED TO THE MINUTES OF THE BOARD MEETING

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