

MINUTES OF REGULAR MEETING OF BOARD OF TRUSTEES
FOR RECLAMATION DISTRICT 1614
HELD MONDAY, AUGUST 1, 2022

The August Regular Meeting of the Board of Trustees of Reclamation District 1614 was held on Monday, August 1, 2022, at the hour of 2:00 p.m.

Roll Call of Board Members and Staff:

Trustee Christian Gaines, Trustee Dominick Gulli, Attorney Andy Pinasco, District Secretary Rhonda Olmo, and District Superintendent Able Palacio

The following members of the public were present: Sara Vigil (Port City Marketing Solutions), Paul Guerrero (landowner), Tracy Glaves (landowner)

Absent were: President Kauffman and Chris Neudeck (Engineer)

Item 1. Call to Order/Roll Call. Trustee Gulli called the meeting to order at 2:01 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.

Tracy Glaves reported on the Critical Infrastructure Ordinance (currently with the City for review by Legal to be adopted) and the Mooring Ordinance.

Item 3. Approval of Minutes of the District meeting of July 11, 2022. After review,

On a motion by Trustee Gaines, seconded by Trustee Gulli, the Trustees present voted unanimously to approve the minutes of July 11, 2022 by the following vote.

Ayes: Gulli, Gaines
Noes: None
Abstain: None
Absent: Kauffman

Item 4. Presentation of Financial Status Report. Discussion and possible action.

Rhonda Olmo provided written and oral reports of the District's revenues and expenditures. She reviewed the final 2021-2022 fiscal year expense report. She noted the changes made to report: Dino & Son Ditching Rock Slope Protection Payment #1 (\$211,954.82) was added to R1C Riprap and Levee Repair. She also reported on the assessments and property tax monies received.

Mrs. Olmo reported on the current 2022-2023 fiscal year expense report which is at 8.33% for expenditures. She noted money was booked under R6 (which wasn't budgeted). This money is the remaining amounts from the Wisconsin Pump Station final costs, retention costs, etc.

After review,

On a motion by Trustee Gulli, seconded by Trustee Gaines, the Trustees present voted unanimously to approve the Financial Report by the following vote.

Ayes: Gaines, Gulli
Noes: None

Abstain: None
Absent: Kauffman

Item 5. Approve Proposal for Renewal of Travelers Insurance Policy – Package & Umbrella.

Attorney Pinasco reported the insurance policy is up for renewal this month. The District’s Secretary has yet to receive a proposal. Since the policy renews prior to the District’s September meeting, the following motion was made:

On a motion by Trustee Gulli, seconded by Trustee Gaines, the Trustees present voted unanimously to delegate authority to Attorney Pinasco to review the proposal once received, compare against last years, and make an approval/rejection as long as the cost comes within 15% of last year’s quote. If approved, this item will be brought back next month to be ratified.

Ayes: Gulli, Gaines
Noes: None
Abstain: None
Absent: Kauffman

Trustee Gulli would like for staff to reach out early next year to obtain insurance market comparisons for the District.

Item 6. Presentation of Engineer’s Report. Discussion and possible action:

- a. **Rock Slope Protection Project (2019-2020)**
- b. **AB 360 Delta Levee Subventions Program – Draft 5-Year Plan**
- c. **Wisconsin Pump Station No. 7 Project Update**

Attorney Pinasco reviewed Mr. Neudeck’s written report on the following:

FROM ENGINEER’S REPORT:

I. ROCK SLOPE PROTECTION PROJECT (2019–2020)

- A. The City of Stockton City Council has approved the dedication of the levee easement to RD 1614, we are now working with staff to get recorded.

EXHIBIT A: City of Stockton City Council Resolution No. 2022-07-12-1205

II. AB 360 DELTA LEVEE SUBVENTIONS PROGRAM

- A. Review Draft 5 Year Plan that has been submitted to the Department of Water Resources for review and comment.

EXHIBIT B: DRAFT 5 YEAR PLAN w/o APPENDICIES.

Attorney Pinasco provided background and the purpose of the 5-Year Plan. Trustee Gulli mentioned he would review and reach out to Mr. Neudeck with comments/questions.

III. WISCONSIN PUMP STATION NO. 7

A. Expected construction activities in August:

- PG&E cutover of power is now occurring on August 15
- Install new motor starters and control upgrades
- Startup and electrical/instrumentation testing
- PLC programming by electrical engineer in coordination with Abel
- Pump testing

Superintendent Palacio stated August 15, 2022 is the scheduled date for PG&E to come in. He mentioned this will be a transitionary period and a busy few days for him.

Item 7. Letter of Map Revision. Discussion and Possible Action regarding Letter of Map Revision for District.

Trustee Gulli mentioned that the District heard back from the City and County. Their responses stated that it is “premature” to submit the request and that the Smith Canal Gate Project is part of the “overall flood mitigation efforts for the Country Club Area”. Trustee Gulli handed out and reviewed his proposed draft response to the City and County.

After discussion, it was decided that Trustee Gulli will finalize his draft response and will have President Kauffman review and sign upon his approval.

On a motion by Trustee Gulli, seconded by Trustee Gaines, the Trustees present voted unanimously to: 1) Authorize Trustee Gulli to send the letter to the City and County, 2) Include the letter in the package to submit to FEMA for the conditional letter of map revision, and 3) Authorize a warrant to be issued to pay the associated fee for submittal.

Ayes: Gulli, Gaines
Noes: None
Abstain: None
Absent: Kauffman

Item 8. Adopt Resolution 2022-05 Establishing Date for Board of Trustees Election.

Attorney Pinasco presented. He stated this is an election year for the District. This Resolution states the District is establishing a date of the election, if needed. In the past, the voters for this District have authorized mail ballot elections and mail ballot elections cannot take place on the same date as a precinct election for reclamation districts. This Resolution is establishing that the District’s election will be held on November 9, 2022.

After review,

On a motion by Trustee Gulli, seconded by Trustee Gaines, the Trustees present voted unanimously to approve Resolution 2022-05 Establishing Date for Board of Trustees Election by the following vote.

Ayes: Gulli, Gaines
Noes: None
Abstain: None

Absent: Kauffman

Item 9. Adopt Resolution 2022-06 Resolution of Acceptance of Easement Deed – 2021 Cove Court.

Items 9 and 10 were addressed together.

Attorney Pinasco presented. He stated these next two Resolutions are something the District must do when they get property rights. These are two Easements that are part of the District's Rock Program. 2021 Cove Court and 2013 Cove Court are recent rock projects that have been completed and in order to record the Easements the District needs these Resolutions of Acceptance.

After review,

On a motion by Trustee Gulli, seconded by Trustee Gaines, the Trustees present voted unanimously to approve Resolution 2022-06 Resolution of Acceptance of Easement Deed – 2021 Cove Court and Resolution 2022-07 Resolution of Acceptance of Easement Deed – 2013 Cove Court by the following vote.

Ayes: Gulli, Gaines
Noes: None
Abstain: None
Absent: Kauffman

Item 10. Adopt Resolution 2022-07 Resolution of Acceptance of Easement Deed – 2013 Cove Court.

See item 9.

Item 11. Presentation of Superintendent's Report; request for direction.

Mr. Abel Palacio provided an oral and written report. He stated during the month of July that all pumps were inspected, tested and routine maintenance was performed. All pumps are in good condition. He mentioned that this month his focus was to plan and coordinate with contractors to perform some needed repairs on the Hogue pump station that has a deteriorating wooden floor. He also reached out to contractors to plan this year's sump cleaning prior to the beginning of the rain season. Mr. Palacio also reviewed his levee inspection with the Trustees.

Item 12. Discussion and Direction regarding future levee improvements.

Superintendent Palacio stated he is always on alert for new rock improvement jobs. Attorney Pinasco mentioned to Mr. Palacio that he should identify candidates/properties on his levee tours and bring back some proposed candidates to the Board.

Item 13. Report on progress of Encroachment Permit with San Joaquin Area Flood Control District.

Attorney Pinasco stated he does not want to approve the Easement without having some engineering input first. Discussion was held regarding the digging on the levee and the levee encroachment standards. Attorney Pinasco was instructed to write a letter to SJAFCA's Board (attn: Chair Dan Wright) indicating that they are in violation of the permit, the work was unauthorized, and to put the rock back and plan to remedy accordingly. The letter is to be sent to the Trustee's for comment prior to being sent to SJAFCA.

After review,

On a motion by Trustee Gulli, seconded by Trustee Gaines, the Trustees present voted unanimously to approve the draft letter to be sent to the Trustee's for review/comment by August 10, 2022, with the final letter to be sent to SJAFCA by August 12, 2022.

Ayes: Gulli, Gaines
Noes: None
Abstain: None
Absent: Kauffman

Trustee Gulli instructed Superintendent Palacio to keep an eye on the area.

Item 14. Report on San Joaquin Area Flood Control Agency's Smith Canal Gate Structure Project.

Trustee Gulli handed out SJAFCA's July 2022 Newsletter and also spoke to their August 2022 Newsletter. He mentioned there was some wording in both Newsletter's that are misleading.

In July it states: "Once SJAFCA completes construction of the Smith Canal Gate Project, FEMA will "remap" the Smith Canal area to remove the "high risk" flood zone designation."

In August it states: "SJAFCA in partnership with RD 1614 and RD 828 is constructing the Smith Canal Gate Project."

Attorney Pinasco was instructed to send a letter to SJAFCA indicating that RD 1614 is not a partner, only a financial partner in the assessment, and that the District continues to wait for payment from SJAFCA for the reimbursement in accordance with the Reimbursement Agreement.

Item 15. Report on Meetings Attended. Attorney Pinasco and Trustee Gulli attended the Lower San Joaquin Meeting.

Item 16. District Calendar.

a. Next Meeting is September 5, 2022

September 5, 2022 is a Holiday. District Secretary, Rhonda Olmo, was instructed to reach out to everyone to see if a quorum could be established to hold the next meeting on August 29, 2022.

Item 17. Items for Future Meetings. None

Item 18. Correspondence. None

Item 19. Motion to Approve of Bills.

After review,

Trustee Gulli made a motion to approve the July bills as presented. Trustee Gaines seconded the motion.

Ayes: Gaines, Gulli

Noes: None
Abstain: None
Absent: Kauffman

Item 20. Adjournment. Trustee Gaines made a motion to adjourn the meeting at 3:14 p.m. Trustee Gulli seconded the motion.

Ayes: Gulli, Gaines
Noes: None
Abstain: None
Absent: Kauffman

Secretary: The agenda for this meeting was posted at 3121 West March Lane, Suite 100, Stockton, California at least 72 hours preceding the meeting.

Respectfully submitted,



Rhonda L. Olmo
District Secretary