

MINUTES OF REGULAR MEETING OF BOARD OF TRUSTEES
FOR RECLAMATION DISTRICT 1614
HELD MONDAY, MARCH 6, 2023

The March Regular Meeting of the Board of Trustees of Reclamation District 1614 was held on Monday, March 6, 2023, at the hour of 2:00 p.m.

Roll Call of Board Members and Staff:

President Kauffman, Trustee Dominick Gulli, District Engineer Chris Neudeck, Attorney Andy Pinasco, Superintendent Abel Palacio and District Secretary Rhonda Olmo

The following members of the public were present: Glenn Prasad (SJAFCA), Paul Guerrero (landowner), Tom Terpstra (N&B Associate), John Guerrero (landowner), Tracy Glaves (landowner), Benjamin Williams (Ridgeline)

Absent were: Trustee Christian Gaines

Item 1. Call to Order/Roll Call. President Kauffman called the meeting to order at 2:03 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.

None

Item 3. Approval of Minutes of January 9, 2023, January 18, 2023, and February 6 2023, meetings of the Board.

The Trustee's will review the Minutes at the April Board meeting.

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

Rhonda Olmo provided a written and oral report of the District's revenues and expenditures. She reported the District is at 66.67% for their fiscal year. She reported on the interest and property tax money received to date. She commented on the high PG&E bill this month. Trustee Gulli believes the District should be able to get the PG&E expenses reimbursed by FEMA. To date, no claim has been filed. Staff will check to see if the District is eligible. Mrs. Olmo reported that a payment will be made to Arnaudo for Progress Payment #8 for the Wisconsin Pump Station this month. As Trustee Gulli is absent today his warrant will be voided.

On a motion by Trustee Gulli, seconded by President Kauffman, the Trustee's present voted unanimously to approve the Financial Report by the following vote.

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

Item 5. Resolution 2023-01. Review emergency situation due to flood risk and damage resulting from severe storms to determine the need to continue the action.

The Trustee's reviewed the existing conditions and stated the emergency conditions still exists for the District. This item will be revisited at the April meeting.

On a motion by Trustee Gulli, seconded by President Kauffman, the Trustee's present voted unanimously to have Resolution 2023-01 remain in effect by the following vote.

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

Item 6. Resolution 2022-08. Review emergency situation resulting from increased channel velocities and scour in the area between north cellular wall of the partially completed Smith Canal Gate Project and the right-side levee within the District to determine the need to continue the action.

The Trustee's reviewed the existing conditions and stated the emergency conditions still exists for the District. This item will be revisited at the March meeting.

On a motion by Trustee Gulli, seconded by President Kauffman, the Trustee's present voted unanimously to have Resolution 2022-08 remain in effect by the following vote.

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

Item 7. Presentation of Engineer's Report. Discussion, direction, and possible action for following items:

- a. **SJAFCA Smith Canal Gate – Review the area between the north cellular wall and RD 1614's levee through the remaining channel opening of approximately 65 feet in width.**
- b. **Rock Slope Protection Project – Review status of plan development for candidate properties for Rock Slope Protection and Beaver Damage repairs along Smith Canal.**
- c. **Wisconsin Pump Station**
 - i. **Review and discuss progress of Wisconsin Pump Station Project.**

Mr. Neudeck provided a written and oral report on the following:

FROM ENGINEER'S REPORT:

I. SJAFCA SMITH CANAL GATE

- A. Review correspondence from SJAFCA regarding the status of the Smith Canal Gate Project and follow up investigation associated with the potential of increased velocities and scour in the area between north cellular wall and RD 1614's levee thru the remaining channel opening of approximately 65 feet in width.

EXHIBIT A: SJAFCA correspondence regarding the status of Smith Canal Gate date 3/2/23 – included in Engineer's Report.

Mr. Chris Neudeck reported on the letter received from SJAFCA on March 2, 2023. In summary, the velocity monitoring and bathymetric surveys performed to date continue to show that no erosion is currently occurring and that measured velocities are below scour-potential velocity thresholds. Furthermore, ongoing visual inspections of the levee slope continue to occur on a recurring basis.

SJAFCA will continue to observe flow conditions around the project and the RD 1614 levee and plans to react accordingly. This information is supported by Mr. Neudeck's periodic visits by his staff and Superintendent Abel Palacio. Trustee Gulli had questions regarding the water levels asking if they were tied to a data. After further discussion, because the measurement of January 1st (see exhibit A) does not seem to coincide with the level measurements the District received, the Trustee's want to also look at where this measurement was made and what the levels were at Rough & Ready Island for the period mid December 2022 – mid February 2023. Mr. Neudeck will further examine with CBEC.

II. DATA REQUESTS FROM JORDAN BALDWIN FEMA RELATED

- A. Review data requested and meeting to review information scheduled for 3/8/23.
EXHIBIT B: Email from Jordan Baldwin dated 2/28/23 – included in Engineer's Report.

Mr. Neudeck reported he has a meeting with Jordan Baldwin and his staff this Wednesday to go over the data that was requested by KSN. Trustee Gulli mentioned he met with Mr. Baldwin and went over the list of items that FEMA requested and more information is still needed. Mr. Neudeck will work with SJAFCA to obtain the following documents:

- Final Interior Drainage Analysis Report for SJAFCA's request for FEMA Conditional Letter of Map Revision (CLOMR) for the Smith Canal Closure Structure;
- FEMA accreditation documentation for Levee Segment P-359. RD 1614 levee segment immediately west of Smith Canal Gate along golf course.

III. WISCONSIN PUMP STATION NO. 7

- A. Arnaudo is still planning on performing the pump testing after this coming week storms allowing the system to fill up with surface run-off. KSN will coordinate the pump testing with Arnaudo, Abel, and Control Point.

Mr. Neudeck stated there will be testing hopefully scheduled the week of the 20th.

Item 8. Letter of Map Revision. Discussion and possible action to authorize performance of tasks necessary for submission of Letter of Map Revision.

After review, given the contrasting character in scope, Attorney Pinasco recommended that the indemnity provision on the Change Order reflect the character of the work to be performed.

On a motion by Trustee Gulli, seconded by President Kauffman, the Trustee's present voted unanimously to recommend that any authorization be done in accordance with a Change Order by the following vote.

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

Item 9. Levee Certification. Discussion and possible action regarding the District's previous certification efforts.

See Engineer's report, Item 7, II, A. Further discussion was held as to whether the Smith Canal levees are required to be certified, and if so, do the levees need to be evaluated in order to obtain FEMA accreditation. Attorney Pinasco will reach out to SJAFCA for clarification. Trustee Gulli reviewed the interior drainage analysis included in the agenda packet.

Trustee Gulli directed staff to find the meeting minutes (around the May 2007 timeframe) for when the District decided not to pursue a Provisionally Accredited Levee (PAL).

Item 10. Presentation of Superintendent's Report; request for direction.

Superintendent Abel Palacio reported on the following:

- He was able to have the opportunity to perform maintenance on the pumps and make inspections of the levees system in the area of the District's responsibility;
- He was able to make contact with a few neighbors to arrange rock slope for slope protection (riprap) on their property;
- He was able to make repairs to the fence at Franklin pump station, which was damaged by intruders;
- He called Moorman Pump Company to remove and inspect a pump that failed during the heavy rains in January
- A levee inspection was held from the waterside of the levee with the District's boat on January 9th. Mr. Palacio reviewed his findings with the Board. Trustee Gulli will make contact with the landowner at 1848 W Tuxedo to see if he is willing to sell his property to the District.

Item 11. District Newsletter. Discussion and direction.

Sarah Vigil informed staff that the Newsletter is with the printer now and will be circulated next week.

Item 12. Report on Meetings Attended. None

Item 13. District Calendar.

- a. **Next Meeting is April 3, 2023**

Item 14. Items for Future Meetings. District Audit, Form 700, Sexual Harassment/Brown Act/Ethics training.

Item 15. Correspondence. Discussion and direction. None

Item 16. Bills. Discussion and Possible Action to approve bills presented.

After review,

Trustee Gulli made a motion to approve the February bills as presented with Trustee Gulli's warrant being voided. President Kauffman seconded the motion.

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

Item 17. San Joaquin Area Flood Control Agency Levee Construction and Maintenance Assessment. Discussion of impacts on the District and that portion of the North Bank of Calaveras River within the District.

Mr. Glenn Prasad reported on the last SJAFCA Board meetings indicating that a levee construction and maintenance assessment briefing was held on January 26th. Another briefing was held on February 16th where SJAFCA presented the draft preliminary engineer's report (included in agenda packet) where the overall outreach strategy was also discussed. The project is scheduled to start in the spring and SJAFCA is working with the permitting agencies to align themselves. The Corps of Engineers and NMFS met last week during a site visit and NMFS is back on board. SJAFCA's next meeting will be held on March 16th and there will be a Special Outreach Meeting on March 9th, at 12:00 p.m., at 3425 Brookside Rd., Stockton.

Chris Neudeck to research the methodology under which the District's properties are to be assessed.

Item 19. Closed Session. 4:25 p.m. – Attorney Pinasco reported the Board is going into Closed Session regarding Items 19 (a) and (b).

- a. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION**
Title: Levee Superintendent
- b. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION**
Title: District Secretary

Item 20. Closed Session Report. The Board reconvened from Closed Session at 4:41 p.m. President Kauffman and Trustee Gulli were present in its entirety. There was no reportable action regarding Items 19 (a) and (b).

Item 21. Employee Contracts. Discussion and possible action regarding changes to Levee Superintendent and Secretary contracts.

After discussion,

President Kauffman made a motion to approve an increase in the District Superintendent's salary by 7.5%. Effective March 6, 2023 his salary will be adjusted from \$48/hr. to \$51.60/hr. Trustee Gulli seconded the motion.

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

President Kauffman made a motion to approve an increase in the District Secretary's salary by 7.5%. Effective March 6, 2023 her salary will be adjusted from \$55/hr. to \$59.13/hr. Trustee Gulli seconded the motion.

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

Item 22. Adjournment. President Kauffman made a motion to adjourn the meeting at 4:52 p.m. Trustee Gulli seconded the motion.

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

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

Reclamation District 1614

February 2023 Bills

NAME	INVOICE #	AMOUNT	TOTAL \$	WARRANT #	CHECK #	SUBVENTION FUND
Kevin Kauffman		\$100.00		6174		
			\$100.00			
Christian Gaines		\$50.00		6175	void	
			\$50.00			
Dominick Gulli		\$50.00		6176		
			\$50.00			
Rhonda Olmo		\$1,443.75		6177		
			\$1,443.75			
Neumiller & Beardslee	338390	\$4,407.38		6178		
			\$4,407.38			
Kjeldsen, Sinnock, & Neudeck	34680	\$1,348.98		6179		
	34681	\$1,286.25				
	34682	\$175.00				
	34683	\$82.50				
	34684	\$1,458.45				
	34685	\$15,767.50				
	34686	\$1,030.00				
			\$21,148.68			
Holt of California	G0694701	\$4,455.65		6180		
	G0694702	\$1,127.32				
	G0692901	\$4,269.53				
	G0692902	\$2,011.37				
			\$11,863.87			
Delk Pest Control	178817	\$220.00		6181		
			\$220.00			

Reclamation District 1614

February 2023 Bills

Arnaudo Construction Progress Payment No. 8	115	\$1,983.01		6182	
			\$1,983.01		
Willie Electric Supply Co., Inc.	S2123110.001	\$2,307.79		6183	
			\$2,307.79		
Power Services, Inc.	7137	\$1,300.00		6184	
			\$1,300.00		
Abel Palacio - February Payroll		\$1,211.09			Direct Deposit
			\$1,211.09		
Orlando Lobosco - February Payroll		\$205.76			2548
			\$205.76		
State of California Payroll Taxes - Feb.		\$35.43			
			\$35.43		
Federal Government Payroll Taxes - Feb.		\$473.10			
			\$473.10		
Sprint		\$111.05			online
			\$111.05		
Comcast		\$134.69			online
			\$134.69		
PG&E		\$13,035.78			online
			\$13,035.78		

WARRANT TOTAL: \$44,874.48
CHECKING TOTAL: \$15,206.90
TOTAL BILLS PAID \$60,081.38