RECLAMATION DISTRICT 799

(Hotchkiss Tract)

PO Box 353/6325 Bethel Island Rd., Bethel Island, CA 94511

www.RD799.com

Regular Board Meeting

**Thursday, April 29, 2021**

**Regular Board Meeting at 6:00 PM**

Meeting Minutes

PLEASE BE ADVISED THAT DUE TO THE CORONAVIRUS PANDEMIC, THE DISTRICT REQUIRES THE FOLLOWING SAFETY PROTOCOLS BE PRACTICED WHILE ON DISTRICT PREMISES

* A PROPERLY WORN FACE MASK (COMPLETELY COVERING YOUR NOSE AND MOUTH) IS REQUIRED AT ALL TIMES
* PLEASE MAINTAIN AT LEAST SIX FEET DISTANCE BETWEEN ALL PERSONS
* IF YOU ARE SICK, PLEASE DO NOT ATTEND

PLEASE NOTE THAT YOU WILL BE POLITELY ASKED TO LEAVE IF YOU DON’T COMPLY WITH THE ABOVE SAFETY PROTOCOLS

1. **Call to Order/Roll Call:** The meeting was called to order at 6:00 pm. Present were President Price and Trustees Pierce, Hanson, Kent, and Ydens. Others present for the meeting included District Manager Alvarez, Levee Superintendent Vornhagen and District Secretary Holder. A list of homeowners in attendance is outlined on the meeting sign in sheet.
2. **Public Comments**: None
3. **Consent Calendar**: All numbered consent calendar items listed will be acted upon under one vote unless specifically removed from the consent calendar by a member of the Board.
   1. Meeting Minutes from the Regular Meeting on March 25, 2021, 6:00pm\*
   2. Warrants\*
   3. Financial Report(s)\*

**A motion was made by Trustee Hanson and seconded by Trustee Pierce to approve items a - c on the consent calendar. The vote showed five trustees in favor. Motion carried.**

1. **Discussion/Action Items:**
   1. Update/report on Cypress Preserves and Summer Lake North developments by District Manager/District Engineer/District Legal Counsel

Summer Lake North sent us a Term Sheet about a month and half ago. The legal and engineering teams and the District Manager have been reviewing and discussing the draft Term Sheet. The Term Sheet did not serve the best interest of the District. Mike M. from GEI and District Manager Alvarez will go over the finer points of the agreement and hammer out an agreement that better suits Reclamation District 799 needs. The District will send comments to Summer Lake North next week and await their response.

* 1. Adopt Resolution #2021-2 “Modifying the Employee Handbook to add Section 21 “COVID-19 Prevention Program” to be in Compliance with CalOSHA and Public Health Requirements”.

**A motion was made by Trustee Pierce and seconded by Trustee Hanson to adopt Resolution #2021-2 “Modifying the Employee Handbook to add Section 21 “COVID-19 Prevention Program” to be in Compliance with CALOSHA and Public Health Requirements”. The vote showed five in favor. Motion carried.**

* 1. Discussion and consideration of adoption of Resolution # 2021-3 “Authorizing ACD-TI Oakley, LLC AKA “East Cypress Preserve” to Connect to Existing Drainage Ditch at Four Locations as Part of the Northern Preserve Habitat Enhancement Project” \*

The Northern Preserve Habitat Enhancement Project will install four new connections to an existing District drainage ditch. District staff and engineering have reviewed a copy of the plans and find no adverse effects to the District’s flood and/or storm water. It is the District’s understanding that the project is covered under the Environmental Impact Report prepared for the city of Oakley in 2005. RD 799 and its engineering consultants state that they are not adding any flood and/or storm water into the RD 799 drainage system, therefore, there is no concern currently. ACD-TI Oakley, LLC is planning to work with Wildlife Heritage Foundation to create a conservation Easement and an endowment account to pay for maintenance work. RD 799 will not be responsible for any costs associated with this maintenance. The developer will grant easement for the access roads once the construction is completed.

President Price was concerned about the verbiage used in the easement agreement. The easement agreement is not an action item on the agenda at this time. After much discussion, President Price will call District legal counsel to discuss his concerns in the verbiage of the easement agreement. Any changes can then be made to the easement agreement at that time.

**A motion was made by Trustee Pierce and seconded by Trustee Ydens to adopt Resolution #2021-3 Authorizing ACD-TI Oakley, LLC AKA “East Cypress Preserve” to Connect to Existing Drainage Ditch at Four Locations as Part of the Northern Preserve Habitat Enhancement Project”. The vote showed five in favor. Motion carried.**

1. **Permits** – Discuss & Possible Action on all New and Pending Permits:
   1. Report of approved permits for routine encroachments\*
   2. Update on Potential Enforcement Actions - none
2. **Engineer’s Report**\*
3. **Information Items**:

Required Board Trustee Training\*

1. **Field Reports**:
   1. District Manager Alvarez\*
   2. Levee Superintendent Vornhagen\*

1. **Office Manager’s Report\***
2. **Chairman’s Report**: None
3. **Trustee Reports**: None
4. **Adjournment**: The meeting adjourned at 6:34 pm.

Meeting minutes submitted by District Secretary Holder.

\*denotes supporting documentation available electronically and at the Reclamation District 799 office.

Notice Is Hereby Given:

That the Board of Trustees will consider oral and written public comments. The Chair may announce time limits and direct the focus of public comments for any given proposal. For agenda items not requiring a formal motion, the Chair will announce the opening and closing of the public comments session. If you wish to speak, please stand and state your name and address. Please speak clearly and loud enough for everyone to hear. “This agenda shall be made available upon request in alternative formats to persons with a disability, as required by the Americans with Disabilities Act of 1990 (42 U.S.C. 12132) and the Ralph M. Brown Act (California Government Code 54954.2). Persons requesting a disability related modification or accommodation in order to participate in the meeting should contact the District Secretary Dina Holder at (925) 684-2398, during regular business hours, 10:00 am - 2:00 pm Monday - Friday, at least 24 hours prior to the time of the meeting.” Materials related to an item on this Agenda submitted to the Trustees after distribution of the agenda packet are available for public inspection in the District office located at 6325 Bethel Island Rd. Bethel Island, CA 94511