RECLAMATION DISTRICT 799

(Hotchkiss Tract)

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

www.RD799.com

Regular Board Meeting

**Thursday, March 31, 2022**

**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 6:02 pm. Present were President Price; Trustees Hanson, and Ydens. Trustees Kent and Pierce were absent.

Others present for the meeting included District Manager Alvarez, Levee Superintendent Vornhagen and District Secretary Holder. A list of homeowners is outlined on the meeting sign in sheet.

1. **Public Comments**: None

Trustee Kent arrived at 6:04 pm.

1. **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 February 24, 2022, 6:00pm\*
   2. Warrants\*
   3. Financial Report(s)\*

Trustee Pierce arrived at 6:08 pm.

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

1. **Discussion/Action Items:**
   1. Acceptance and approval of FYE 2021 District Audit, as presented by Jennifer Miller and/or Tara Eastwood, Bowman, and Associates\*

Jennifer Miller presented the audit for FYE 2021. The District is reporting on a full accrual system. Salaries and engineering are the top expenses. The District showed more income for FYE 2021 because of Grant reimbursements.

**A motion was made by Trustee Ydens and seconded by Trustee Hanson to accept and approve the FYE 2021 District audit. The vote showed five trustees in favor. Motion carried.**

* 1. Update/report on Cypress Preserves, Summer Lake North, and Spinnaker Cove developments by District Manager/District Engineer/District Legal Counsel

**Grand Cypress Preserve**

No update since last month.

**DeNova Homes**

District Manager Alvarez and the Engineer Mirmazaheri have been going through all the documents that were submitted by DeNova a couple of weeks ago. We are waiting for the District Engineer to write up comments and questions to submit to DeNova Homes. We are also waiting on the “General Agreement” to be sent by the DeNova leadership team.

The board was provided with a draft, preliminary Operations and Maintenance budget to review. District Manager Alvarez and Engineer Mirmazaheri also submitted a draft Operations and Maintenance (O & M) budget to DeNova for their review. The draft O & M was based on the District’s annual expenses. DeNova will use this information in a preliminary Operations and Maintenance Agreement they will be submitting to RD 799.

**Spinnaker Cove**

No update since last month.

* 1. Continued discussion concerning the amendment to Reclamation District 799’s existing “General Guidelines for Project Applications and Encroachments” \*

District Manager Alvarez and Engineer Mirmazaheri developed draft residential and commercial guidelines for project applications to be used in addition to the existing guidelines. The board has been reviewing these draft guidelines.

The following are comments that were discussed:

* Section D - Application Requirements 3. The verbiage needs to change from review and approve to just review before obtaining a County Permit. This will allow RD 799 to review and guide the homeowner on their next steps.
* Section D - Application Requirements 4-l. Needing District approval before they start any construction on the exterior of an existing structure (such as a house or dock), omit house.
* Section D -Application Requirements 6-d. “brandishing or discharging a firearm or bow and arrow”, omit entire sentence. Some of these guidelines were from 1940’s and 50’s when these practices were acceptable.
* III. District Design Guidelines And Plan Requirements, 2-b. The plans for all docks and pilings must include a cross-section (profile) of the levee, prepared by a licensed land surveyor or civil engineer. If it involves pilings, then it needs to have a surveyor or engineer. If it is just the dock, then a drawing showing the cross-section should accompany it. In both instances it should show the cross-section.
* IV. Drawings AND Related Documents For Construction Projects, 2-a. A boundary survey does not need to be prepared by a licensed surveyor or civil engineer.
* IV. 4- needs to be omitted.

Each guideline does not necessarily apply to every situation. These guidelines are focused on developments, not single homeowners. The District will continue to discuss these written guidelines and make the changes necessary to coincide with our current practices.

* 1. Discussion and consideration of authorizing the District Manager and the Office Manager to work with the District Engineer to finalize and submit the FY 2022-2023 Subventions Application\*

**A motion was made by Trustee Pierce and seconded by Trustee Hanson to approve the District’s FY 2022-2023 subvention application and authorize the District Manager and the Office Manager to work with the District Engineer to finalize and submit the FY 2022-2023 Subventions Application. The vote showed five trustees in favor. Motion carried.**

* 1. Discussion and consideration of adoption of Resolution 2022-4 “Making a Determination Under the California Environmental Quality Act (CEQA) for Participation in the 2022-2023 Delta Levee Maintenance Subventions Program” \*
     1. Approve Resolution # 2022-4\*
     2. Approve Notice of Exemption\*

**A motion was made by Trustee Ydens and seconded by Trustee Hanson to adopt Resolution # 2022-4 “Making a Determination Under the California Environmental quality Act (CEQA) for participation in the FY 2022-2023 Delta Levee Maintenance Subventions Program. The vote showed five trustees in favor. Motion carried.**

1. **Permits** – Discuss & Possible Action on all New and Pending Permits:
   1. Report of approved permits for routine encroachments - none
   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 7:11 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