

RECLAMATION DISTRICT NO. 1601
306 Second Street
Isleton, CA 95641

Minutes of the Board of Trustees
Regular Meeting

February 21, 2023

1. CALL MEETING TO ORDER.

President Barry Sgarrella called the regular meeting of the Board of Trustees (Board) to order on February 21, 2023, at 9:03 a.m. ROLL CALL: In attendance: President Barry Sgarrella Trustee Dave Huston and Trustee Preston Good. District's superintendent Mr. Ricky Carter Sr., District's engineer Mr. Chris Neudeck, District's attorney Mr. Jesse Barton and District's accountant/treasurer Mrs. Perla Tzintzun-Garibay with Butterfield and Company. Also attending Mr. Ricky Carter Jr., Mr. Casey Stockon, Mr. Jas Gill, Mr. David Julian, Mr. Marvis McBride and Mr. Richard Silva. Attending by conference call, District's secretary Mrs. Linda Carter, and Mr. Grayson Sandy.

2. PUBLIC COMMENT: ANY PERSON MAY SPEAK ON ANY TOPIC INCLUDING ANY AGENDA ITEM LISTED BELOW, PROVIDED IT IS WITHIN THE JURISDICTION OF RD 1601.

Mr. Richard Silva talked to the Board about the waterfowl eating feed on agricultural lands.

3. MINUTES REGULAR MEETING.

President Sgarrella entertained a motion to approve the January 17, 2023, regular meeting minutes as written, motion was seconded by Trustee Huston VOTE: AYES: President Sgarrella, Trustee Huston and Trustee Good NOES: None ABSTAIN: None ABSENT: None, motion carried.

4. ACCOUNTS PAYABLE.

Mrs. Perla Tzintzun-Garibay went over the accounts payable, accounting notes and financial statements with the Board. President Sgarrella reviewed the accounts payable before today's meeting. Mrs. Perla Tzintzun-Garibay also noted the following payments made between meetings:

On February 7, 2023, EFT payment to PERS for \$2,750.27, due to the timing of the due date. On February 7, 2023, E- check to State Comp Insurance Fund for \$778.32 (22-23 Adjustment, 2/1-3/1 Premium). On February 16, 2023, Deposit \$131.67, RD 538 February rent payment. On February 21, 2023, check 12282 for \$5,030.68 to DWR-TW14-1 refund unspent fund.

On February 21, 2023, check 12283 for \$14,665 to Gornto Ditching (SMFA). Mrs. Perla Tzintzun-Garibay went over the unpaid invoices with the Board.

After some discussion President Sgarrella entertained a motion to approve accounts payable of \$69,682.56, (invoices that were presented today) and the transfer of \$104,000.00, from Bank of Stockton 1878 (General Account) into the Bank of Stockton 4201 (Checking Account), and to pay the invoices presented today, motion was seconded by Trustee Good, VOTE: AYES: President Sgarrella, Trustee Huston and Trustee Good NOES: None ABSTAIN: None ABSENT: None, motion carried.

After some discussion President Sgarrella entertained a motion to approve the transfer of \$5,030.68, from Bank of Stockton 1597 TW 14-1, into the Bank of Stockton 1878 (General Account), motion was seconded by Trustee Good, VOTE: AYES: President Sgarrella, Trustee Huston and Trustee Good NOES: None ABSTAIN: None ABSENT: None, motion carried. After some discussion President Sgarrella entertained a motion to approve the transfer of \$5,341.30, from Bank of Stockton 1597 TW 14-1, into the Bank of Stockton 1878 (General Account), motion was seconded by Trustee Good, VOTE: AYES: President Sgarrella, Trustee Huston and Trustee Good NOES: None ABSTAIN: None ABSENT: None, motion carried. After some discussion President Sgarrella entertained a motion to approve the transfer of \$7,850.18, from Bank of Stockton 3167 TW 21-1 TIMES, into the Bank of Stockton 1878 (General Account), motion was seconded by Trustee Good, VOTE: AYES: President Sgarrella, Trustee Huston and Trustee Good NOES: None ABSTAIN: None ABSENT: None, motion carried. The Board asked Mrs. Perla Tzintzun-Garibay to break out the fuel and D. E. F. invoices used for the rental generator.

Account Receivable: DWR Trust \$9,979.75

Account Receivable: SWP Right of Way Management: \$6,245.10

Special Project Invoices Pending Approval: \$40,619.38

Subventions Claim FY 2020-2021: \$211,586; Expected Reimbursement: \$158,689

Subventions Claim FY 2021-2022: \$186,888; Expected Reimbursement: \$131,241

5. BOARD TO HEAR AN UPDATE AND POSSIBLY APPROVE THE VALUE OF DISTRICT ASSETS TO BE INCLUDED WITH THE MONTHLY FINANCIAL STATEMENTS.

Mrs. Perla Tzintzun-Garibay went over with the Board the schedule of assets of fair market value as of February 21, 2023, for the District's assets. President Sgarrella told the Board he had spoken with an appraiser for the land value. Mrs. Perla Tzintzun-Garibay told the Board the schedule of assets will be shown on the monthly finance statements. Annually the Board will revisit the District's asset values.

After some discussion President Sgarrella entertained a motion to approve the Schedule of assets at Fair Market Value as of February 21, 2023, motion was seconded by Trustee Good, VOTE: AYES: President Sgarrella, Trustee Huston and Trustee Good NOES: None ABSTAIN: None ABSENT: None, motion carried.

6. BOARD TO DISCUSS AND POSSIBLY APPROVE NO HUNTING AND NO TRESPASSING SIGNAGE FOR DISTRICT OWNED PROPERTY.

Mr. Ricky Carter Sr. told the Board that the signs came and they have been placed at both end gates.

7. BOARD TO DISCUSS PHASING OUT SOME OF THE DISTRICT'S OLD EQUIPMENT.

Nothing to report.

8. BOARD TO RECEIVE AN UPDATE ON THE DISTRICT'S NPDES SPRAY PERMIT.

President Sgarrella reported to the Board that Mr. Ricky Carter Sr. showed two people from Blankenship and Associates the areas (Sevenmile Slough, along toe ditches and Districts canals) and weeds that need to be sprayed. Blankenship and Associates are working on the District's permit. President Sgarrella told the Board after signing the spray permit application he will submit to the State Board the application when completed. The spray permit should be finished by April or May. Mr. Ricky Carter Sr. and Mr. Ricky Carter Jr. will be attending a applicator class.

9. BOARD TO HEAR AN UPDATE AND DISCUSS THE SHARED USE OF ITS PG&E ELECTRICAL METER.

Mr. Jas Gill told the Board that he will contact NOAA on putting their own meter in. Mr. Bruce Gornto has tied into the meter for the SMFA. Mr. Ricky Carter Sr. told the Board that they have spoken with Steve Smith Electric.

10. BOARD TO DISCUSS AND DECIDE WHETHER TO RESUME IN-PERSON MEETINGS OR ALLOW BOARD MEMBERS TO ATTEND FROM REMOTE LOCATIONS.

Mr. Jesse Barton told the Board this is the last month the Board can hold remote meetings. March 1st, the Board will need to have at least two board members at the meeting. If a board member needs to be remote they must post the agenda and open up the location they will be at during the meeting.

11. BOARD TO DISCUSS THE EMERGENCY DECLARATION AND RELATED ACTIONS.

Mr. Chris Neudeck told the Board that Sevenmile Slough repairs will be on going. The rental generator can be returned. Mr. Neudeck thinks this will not be an ongoing event. If something comes up the District can rent another generator.

After some discussion President Sgarrella entertained a motion to approve rescinding the District's Emergency Declaration and return the rental generator, motion was seconded by Trustee Huston, VOTE: AYES: President Sgarrella, Trustee Huston and Trustee Good NOES: None ABSTAIN: None ABSENT: None, motion carried.

12. PROJECT FUNDING AGREEMENT TW-14-1.2-PROJECT FUNDING AGREEMENT FOR A HABITAT ENHANCEMENT PROJECT ON TWITCHELL ISLAND (EXPIRES 10/31/2023). THE BOARD WILL HEAR A STATUS UPDATE AND DISCUSS THE REMAINING FUNDS FOR THIS PROJECT.

Mr. Grayson Sandy is with DWR and works with Ms. Otome Lindsay. Mr. Sandy told the Board that this project is finished and DWR is completing the last minutes paper work.

13. PROJECT FUNDING AGREEMENT TW-21-1.2, BOARD TO HEAR AN UPDATE ON THE PROJECT FUNDING AGREEMENT FOR THE PLANNING, ENGINEERING, AND CONSTRUCTION OF THE TWITCHELL ISLAND MITIGATION AND ENHANCEMENT SITE (TIMES) PROJECT (EXPIRES 12/31/2027). THE BOARD WILL HEAR AN UPDATE ON RIGHT-OF-WAY ISSUES. THE BOARD WILL REVIEW AND MAY APPROVE A PROPOSAL TO PROVIDE CIVIL AND GEOTECHNICAL SERVICES ASSOCIATED WITH THE DESIGN OF FUTURE LEVEE IMPROVEMENTS ALONG SEVENMILE SLOUGH ADJACENT TO THE TIMES PROJECT.

President Sgarrella reported to the Board that he, Mr. Chris Neudeck, Mr. Bryan Brock, Ms. Otome Lindsay and Angelia attended a meeting about the back slope and design. Ms. Lindsay and Mr. Bryan Brock agreed to spend \$50,000 for soil work and they would like KSN Inc. to do the design. Mr. Chris Neudeck told the Board that he met with ENGO and staff about the \$50,000 work. It needs to be a steeper back slope and a wider crown. At this time there has not been an amendment.

After some discussion President Sgarrella entertained a motion to KSN Inc. to provide civil and geotechnical services associated with the design of future levee improvements along Sevenmile Slough adjacent to the TIMES project for \$50,000, motion was seconded by Trustee Huston, VOTE: AYES: President Sgarrella, Trustee Huston and Trustee Good NOES: None ABSTAIN: None ABSENT: None, motion carried.

14. DWR AGREEMENT “SUBSIDENCE MITIGATION FUNDING AGREEMENT” (SFMA) (WETLAND DEVELOPMENT/SUBSIDENCE REVERSAL AND CARBON SEQUESTRATION PROJECT) (EAST END AND RICE PROJECT) (SFMA EXPIRES 12/31/2024). THE BOARD WILL HEAR A STATUS UPDATE AND DISCUSS.

Mr. David Julian reported to the Board that the water is flowing. Waiting to hear from Mr. Bryan Brock if rice will be planted this year. He is working on memos to see if the management will approve the planting. Having no problems at the site. The Board told Mr. Julian that the project equipment needs to be put in the Chevron Barn at the end of the season or when the equipment is not in use.

15. PROJECT FUNDING AGREEMENT TW-18-1.0-SP-(EXPIRES 3-31-2023). BOARD TO HEAR AN UPDATE ON THE DELTA LEVEES SPECIAL FLOOD CONTROL PROJECT PROGRAM FIVE YEAR PLAN AGREEMENT.

Nothing to report.

16. BOARD TO HEAR AN UPDATE AND DISCUSS EXPLORING A SOLAR POWER ALTERNATIVE TO POWER THE RD 1601 PUMP STATION. BOARD MAY AUTHORIZE HIRING A SOLAR CONSULTANT TO SUBMIT A PG&E INTERCONNECTION APPLICATION FOR THE PROPOSED RD 1601, FUTURE SOLAR ARRAY TO AVOID THE NEM2.0 VS NEM3.0 CONFLICT.

President Sgarrella went over with the Board a copy of the January 2023, PGE invoice. The total invoice was \$18,891.28 for the month of January. The cost is high due to a major pumping effort required by all of the rain. MAX Peak charges =\$260.21. Peak increased by 8.4% and off peak increased by 9.7%.

President Sgarrella went over with the Board his hand out –RD1601 Solar Power Plant Project Status. President Sgarrella told the Board that he has known the owner of Panelized Structure/Panelized for more than 40 years, and they have done work for many large companies. The District must submit the Interconnection Application to PG&E before April 14, 2023, deadline to remain under for NEM2.0. When the application has been submitted, the District has up to 3 years to actually build and interconnect the solar array. After some discussion Trustee Good entertained a motion to approve hiring Panelized Solar for the amount of \$24,565 to submit a PG&E interconnection application for the proposed RD 1601 solar array to avoid the NEM2.0 vs NEM3.0 conflict unless President Sgarrella can get a better quote before April 14th, 2023, motion was seconded by Trustee Huston, VOTE: AYES: Trustee Huston and Trustee Good NOES: None ABSTAIN: President Sgarrella ABSENT: None, motion carried.

17. BOARD TO DISCUSS ALTERNATE IDEAS TO FIX THE LEVEE ISSUES ON SEVENMILE SLOUGH.

President Sgarrella spoke to the Board about looking into the potential of sheet piling along Sevenmile Slough. It could be an option to reduce the levee backslope angle in a future levee improvement project. This would allow more mitigation area for the TIMES projects. Mr. Ricky Carter Sr. told the Board that they used levee material from the quarry for water side repairs. It is quarry waste and it works well. The District will wait and see if DWR wants to maximize the water side and/or at the project site.

18. ENGINEER'S REPORT: Mr. Chris Neudeck's engineering report is attached to the minutes.

I. AB 360 Delta Levee Subventions Program

- A. Mr. Neudeck reviewed with the Board the timing of maintenance rock slope protection on the Districts levee between Levee Stations 450+60 to 588+10 which will be in the first two weeks of April. Waiting for Dutra to come through with a loaded barge of rock.

II. High Water Event of 2023

- A. Mr. Neudeck reviewed with the Board the emergency waterside slope repairs along Sevenmile Slough. It went well, they used barricades, signs and a reader board. The work came under \$300,000.00.

Exhibit A: Review excerpts for KSN Inc.'s Daily Field Reports

Exhibit B: Review contract status

III. TIMES Project

- A. Look under item number 13.

Exhibit C: KSN Inc.'s proposal dated 2/16/2023.

IV. Districts Drainage Pump Stations

- A. Mr. Neudeck reviewed with the Board the status of operations. Mr. Neudeck told the Board that Mr. Rick Carter Sr. had called him about a problem with the pump station. Mr. Carter Sr. told him that the pump house smelled like smoke. Pump number 3, would not stop, and then it ran backwards. The transformer for pump number 3, had burned up. Mr. Carter called Moorman Pump. They replaced the pump number 3, transformer using the pump number 2's transformer, since pump

number 2 didn't need it with the new soft-start equipment. At this time all three pump are running, and the water level is down.

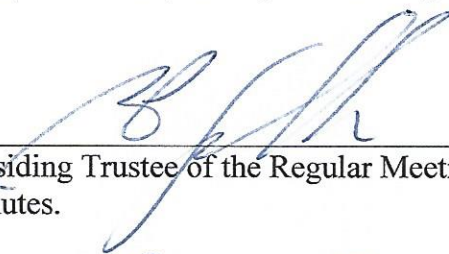
Exhibit D: Review burnt out transformer on Pump No. 3.

19. SUPERINTENDENT REPORT: Mr. Ricky Carter Sr.

- Routine levee patrols daily.
- Checked pumps and oil in the pumps at pump station daily.
- Meeting with Mr. Chris Neudeck and Asta Construction crew for the emergency declaration repair needed.
- Made contact with Mr. Richard Silva, Owl Harbor, Mr. Jaime Rodriguez and Mr. Vince Chavier to notify them of the road closure.
- On January 19, 2023, repair Levee Station 230+00 to Levee Station 235+00.
- Mr. Ricky Carter Jr. and Mr. Ricky Carter Sr. stopped traffic at both ends of the repair.
- Checked levee during King tides high and low.
- Repaired levee from Levee station 180+00 to 190+50.
- Placed call to Sacramento County for reflector paddles placements.
- Pump number 3 had problem, shut off called Moorman Pump, transformer burned out, they replaced it with the transformer form pump number 2.
- Paid for class (Herbicides) in Woodland.
- Ordered the generator 425KW from Holt Tractor, they delivered the same day.
- Contacted Mr. Jesse Barton, he gave met the wording for the new no hunting signs.
- Ordered "no hunting signs" for the District's property.
- On February 6, 2023, met with Blankenship and Associates for NPDES permit.
- Went to Stockton and delivered contracts to KSN.

20. ADJOURN:

The regular meeting of the Board of Trustees will be called to order March 21, 2023, 2023, at 9:00 am, the regular meeting was adjourned at 10:44 am.



Presiding Trustee of the Regular Meeting February 21, 2023, certifies the above minutes.



Secretary