

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

**Minutes of the Board of Trustees
Regular Meeting**

April 18, 2023

1. CALL MEETING TO ORDER.

President Barry Sgarrella called the regular meeting of the Board of Trustees (Board) to order on April 18, 2023, at 10:05 a.m. ROLL CALL: In attendance: President Barry Sgarrella and Trustee Dave Huston. 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. Jasbir Gill, Mr. Casey Stockon, Ms. Otome Lindsey, Ceci Giacoma and Mr. Richard Silva. Attending by conference call, District's secretary Mrs. Linda Carter and Mr. David Julian.

2. BOARD OF TRUSTEE APPOINTMENT –THE BOARD WILL DISCUSS THE APPOINTMENT OF MR. JASBIR GILL TO THE BOARD OF TRUSTEES.

Mr. Jesse Barton reminded everyone that Trustee Preston Good had resigned from Reclamation District 1601(RD 1601) board of trustees last month. The notice of vacancy on the Board of trustees was posted. Department of Water Resources (DWR) has nominated Mr. Jasbir Gill (with the DWR Division of Engineering, in the-Real Estate Branch) to represent DWR on the RD 1601 board of trustees. After some discussion Trustee Huston entertained a motion to approve DWR's nomination of Mr. Jasbir Gill to the RD 1601 board of trustees, for the remaining term of Trustee Preston Good, motion seconded by President Sgarrella, VOTE: AYES: President Sgarrella, and Trustee Huston NOES: None ABSTAIN: Trustee Gill ABSENT: None, motion carried

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

Ms. Cecille Giacoma addressed the Board, she told the Board that she had heard that retired Sacramento County deputy sheriff Mr. Grant Haney had put in an application for the position opened with the District. She praised Mr. Haney for his service to the Delta area.

Mr. Jesse Barton told everyone that the District received about half of a dozen applications. At today's closed session the Board will go over the received applications and pick out the top three candidates to interview. A special meeting will be called in

order to interview the candidates. The new hire will be announced during a District public meeting.

4. MINUTES REGULAR MEETING.

President Sgarrella entertained a motion to approve the March 21, 2023, regular meeting minutes as presented, motion was seconded by Trustee Huston VOTE: AYES: President Sgarrella and Trustee Huston NOES: None ABSTAIN: Trustee Gill ABSENT: None, motion carried.

5. 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 April 7, 2023, EFT payment to PERS for \$2,750.27, due to the timing of the due date. 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 \$89,094.14, (invoices that were presented today) and the transfer of \$95,000.00, 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 Huston, VOTE: AYES: President Sgarrella, Trustee Huston and Trustee Gill NOES: None ABSTAIN: None ABSENT: None, motion carried. After some discussion President Sgarrella entertained a motion to approve the transfer of \$7,498.32, from Bank of Stockton 3167 TW 21-1 TIMES, into the Bank of Stockton 1878 (General Account), motion was seconded by Trustee Huston VOTE: AYES: President Sgarrella, Trustee Huston and Trustee Gill NOES: None ABSTAIN: None ABSENT: None, motion carried. After some discussion President Sgarrella entertained a motion to approve the transfer of \$6,056.34, from Bank of Stockton 2223 SMFA –Wetland Dev., into the Bank of Stockton 1878 (General Account), motion was seconded by Trustee Huston VOTE: AYES: President Sgarrella, Trustee Huston and Trustee Gill NOES: None ABSTAIN: None ABSENT: None, motion carried

Account Receivable: DWR Trust \$15,840.21

Account Receivable: SWP Right of Way Management: \$6,245.10 (NOAA to pay direct)

Special Project Invoices Pending Approval: \$41,482.65

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

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

Mr. Chris Neudeck told the Board that he has several other district's that have not received payments from the subventions program.

6. BOARD TO CONSIDER AND POSSIBLY APPROVE MR. COLE BAKKE'S (LEVEE GRAZING FOR HIS SHEEP) LEASE. THE BOARD WILL CONSIDER AND POSSIBLY APPROVING CHANGE THE NAME ON THE LEASE MR. JOE MATTOS HAS WITH THE DISTRICT ON THE SOUTH END (CHEVRON POINT) OF THE DISTRICT'S PROPERTY.

Mr. Jesse Barton reminded the Board that Mr. Cole Bakke, Mr. Joe Mattos grandson would like to have the board of trustees consider approving a lease for his sheep to

graze on the levees on Twitchell Island. By having Mr. Bakke leasing the levees, it helps reduce some of the mowing and using pesticides. Mr. Bakke has had problems with some of the other tenants on island. The lease amount would be for \$1.00, but the Board can change the lease amount. The lease cost is low due to the benefits that the District gains from not having to use herbicides or mowers to control vegetation. There was a discussion about, Mr. Richard Silva's cows grazing on the levees at Twitchell. He told the Board that he is allowed to graze his cows on the levees at Webb Tract. Mr. Silva offered his goats to graze on the levees from Threemile Slough gate to the Setback levee gate. He told the Board then Mr. Bakke can have the rest. Mr. Silva requested for the lease to be put in his name. No action taken, this matter will be revisited at the next regular meeting.

7. BOARD TO DISCUSS PHASING OUT SOME OF THE DISTRICT'S OLD EQUIPMENT. THE BOARD WILL ALSO DISCUSS AND POSSIBLY APPROVE TRANSFERRING A TRACTOR TO RECLAMATION DISTRICT 341.

Mr. Jesse Board reminded the Board at last month's meeting, he was asked to take a look at the legal side of the tiers program for diesel motors and possible exemptions for public agencies.

Mr. Barton learned that Ms. Tessa Marlow (KSN employee) has been working on this matter for the District.

Mr. Ricky Carter Sr. told the Board that Ms. Marlow told him that everything is worked out, due by using the equipment hours used. This will work until the rules change. At this time the Board is not looking to purchase any equipment, but as soon as one piece of equipment needs to be replaced it will be done so by leasing the piece of equipment. Mr. Jesse Barton told the Board that the 2013 New Holland tractor was purchased with the SMFA funds. RD 341 took the tractor over to Sherman Island to do work there. After some discussion President Sgarrella entertained a motion to approve Resolution 2023-04, transferring the 2013 New Holland tractor to RD 341, Sherman Island for a \$1.00, motion was seconded by Trustee Gill VOTE: AYES: President Sgarrella, Trustee Huston and Trustee Gill NOES: None ABSTAIN: None ABSENT: None, motion carried.

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

President Sgarrella reported to the Board the spray permit application has been posted on the State Water Board and the Districts sites for 30 days. After this a permit will be issued within 15 days. The District should have its NPDES spray permit before the May meeting or thereafter. The District will need to get in contact with Mr. Bill Reynolds with Leading Edge and let them know that we are close to having the NPDES spray permit. Mr. Ricky Carter Sr. was asked to make sure he has aqua master on hand.

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

Trustee Gill told the Board that he told NOAA to speak with President Sgarrella. At this time they have not spoken with President Sgarrella.

10. BOARD TO DISCUSS AND POSSIBLY APPROVE A JOB TITLE CHANGE FOR ITS MAINTENANCE WORKER/OPERATOR.

Mr. Jesse Barton reminded the Board that when Ricky Jr. was hired, it was understood that while he was taking Marvis McBride's position, it was also known that Rick Sr. would be retiring, and the District would need to think about hiring or promoting a new superintendent. While no decision has been made, the Board needs to think about a transition plan for a new superintendent. President Sgarrella said that Ricky Jr. is doing a good job and when Mr. Ricky Carter Sr. is off island, various responsibilities fall back on to Mr. Ricky Carter Jr. President Sgarrella told the Board that he felt that the District needs to have someone officially in charge and he thought Ricky Jr. could handle the responsibilities.

After some discussion President Sgarrella entertained a motion to approve changing the title of Mr. Ricky Carter Jr., to Maintenance/Equipment Operator/Assistant Superintendent, motion was seconded by Trustee Huston VOTE: AYES: President Sgarrella, Trustee Huston and Trustee Gill NOES: None ABSTAIN: None ABSENT: None, motion carried.

After further discussion President Sgarrella entertained a motion that when Mr. Ricky Carter Sr. is off island or ill and Mr. Ricky Carter Jr. is acting as the District's superintendent Mr. Ricky Carter Jr. will receive a pay differential of an additional \$1.00 per hour and he will indicate such time on his time sheet when applicable, motion was seconded by Trustee Huston VOTE: AYES: President Sgarrella, Trustee Huston and Trustee Gill NOES: None ABSTAIN: None ABSENT: None, motion carried

11. 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.

Ms. Otome Lindsey reported to the Board that from June 24th thru Nov 24 they will be planting.

Ms. Lindsey told the Board DWR is addressing the tribal cultural resources (AB 52) letter and contract. Ms. Lindsey told the Board \$300,000 has been set aside for contribution to the tribe.

Mr. Chris Neudeck reported to the Board the borings have been completed for the TIMES project and the Geotechnical report should to be completed by May 19th. Civil work to take place thereafter and ready for the June meeting.

Ms. Lindsey said the mineral report has been completed.

12. 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 a pipeline to the east had broken, there is no

water going on to the wet lands. Mr. Bruce Gornto plans on planting rice this year. Mr. Jesse Barton told the Board that Mr. Bruce Gornto revenues from growing and selling the rice is going very well for Mr. Gornto. Mr. Gornto may share with the District some of the profits. Mr. Barton and Mrs. Perla Tzintzun-Garibay have been speaking with Mr. Bryan Brock and Mr. David Julian on this matter. They are waiting to hear back from Mr. Brock and Mr. Julian.

13. BOARD TO HEAR AN UPDATE AND DISCUSS EXPLORING A SOLAR POWER ALTERNATIVE TO POWER THE RD 1601 PUMP STATION. BOARD WILL HEAR AN UPDATE ON THE NEM APPLICATION.

President Sgarrella went over with the Board a copy of the April 2023, PGE invoice. The total invoice was \$16,915.40 for the month of February. The cost is high due to a major pumping effort required by all of the rain. Mr. Ricky Carter Sr. called President Sgarrella and informed that he had to run the pumps at high peak due to the high water levels. Max Demand Charge=\$2,418.13 Increase from February 2023, Peak =increased by 2.02%, Off Peak= increased by 2.31%, Peak vs. Off Peak 0.02569 KWh, 3761.118, Peak = \$96.62 increase.

President Sgarrella told the Board that the paper work for the Interconnection application to PG&E has been handed in before the dead line. Construction and interconnect the solar array must be completed in three years. President Sgarrella and Mrs. Perla Tzintzun-Garibay are talking to Bank of Stockton about obtaining a loan for the construction (straight power purchase) of the solar array. President Sgarrella went over with the Board that he is checking into program and other ways to finance the solar array. By May or June he will have more information for the Board.

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

I. Delta Levee Subventions Project-Special Projects Multi-Benefit PSP

A. Mr. Neudeck reviewed with the Board still waiting for response from DWR.

II. TIMES Project

A. Look under item number 11.

15. SUPERINTENDENT REPORT: Mr. Ricky Carter Sr.

- Routine levee patrols daily.
- Checked pumps and oil in the pumps at pump station daily.
- Placed job notice for Operator/ Maintenance Worker on Indeed.
- On March 23, 2023, core drilling rig on upper bench.
- Prepared for SDRMA meeting.
- Met with Tim at the District's pump house for solar array.
- Met with Mr. Eric Lucerno with department.
- Spoke with Ms. Tessa Marlow with KSN about the District's equipment tier.
- Mr. Ricky Carter Jr. scraped roads with the District's Kubota and scraper.
- Attended a meeting with Mr. Sean Pritchard with KSN on emergency repairs.
- Ordered and picked up marker paddles for road.
- Scanned all applicants and sent to Mr. Jesse Barton.
- Worked on the District chemical sheets for Sacramento County.

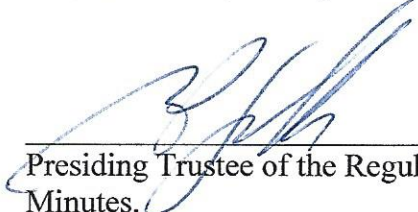
- Mr. Ricky Carter Jr. cleaned and painted the rails and walkways at the District's pump station.
- Took the District's 2021 Ford truck to the Rio Vista Ford garage for recall repairs.
- Mr. Ricky Carter Jr. changed out old fire extinguishers for new ones.
- Mr. Ricky Carter Jr. cleaned and painted the scraper and put District's decals on it.
- Mr. Rick Carter Jr. placed the District's disc at the Chevron Point (shop), He is in the process of cleaning and painting and decaling it.
- Spring Levee Inspection with DWR on Threemile Slough.
- Rodent control.
- Cleaned vegetation from C-1 with the District's long reach.
- Cleaned C-1 and C-3 crossings with the District's long reach.

**16. CLOSED SESSION: PUBLIC EMPLOYEE APPLICATION REVIEW
TITLE: MAINTENANCE WORKER/OPERATOR.**

Closed Session: 11:41 am
Open Session: 12:06 pm
No reportable action taken.

17. ADJOURN:

The regular meeting of the Board of Trustees will be called to order May 16, 2023, 2023, at 9:00 am, the regular meeting was adjourned at 12:07 pm.



Presiding Trustee of the Regular Meeting April 18, 2023, certifies the above Minutes.



Secretary