

MINUTES
Minutes of the Board of Trustees Reclamation District No. 537
August 2, 2022

Pursuant to the foregoing consent and the notice thereof, duly and regularly posted and given to all members of the Board of Trustees, and by-laws of said District, a regular meeting of the Board of Trustees of Reclamation District No. 537 was called to order by President William Mattos on Tuesday August 2, 2022, at 9:03 am in-person and via Teams online meeting.

Call to Order

1. Meeting attendance/introductions
Meeting was attended by Trustees William Mattos, Dan Ramos, Tom Ramos, Ross Peabody, and Ray Yeung. Also in attendance were the following RD staff and consultants: Kyle Lang, Dustin Dumars. Rebecca Smith, Ric Reinhardt, Tina Anderson, and Nichole Leonard.
2. Approval of Agenda
Trustee Dan Ramos made a motion to consider and adopt the agenda, Trustee Peabody seconded, and the motion carried 5-0-0.
3. Review and consider findings related to remote meetings pursuant to AB 361
Trustee Tom Ramos made a motion to consider and adopt the findings related to remote meetings pursuant to AB 361, Trustee Yeung seconded, and the motion carried 5-0-0.
4. Approval of minutes of the Board Meeting on June 27, 2022:
Trustee Yeung made a motion to approve the minutes from the June 27, 2022 meeting, Trustee Dan Ramos seconded, and the motion carried 5-0-0.

Public Comment on Non-Agenda Items

No members of the public attended the meeting.

District Business/Action Items

1. Report on District Finances
Mr. Dumars presented a financial summary, a balance sheet, and projected vs actual budgets. He also reported that payroll had been delayed, and as the fiscal year has ended, he would follow up with the District's auditor regarding possibly needing to amend the payroll tax. Trustee Mattos said he would follow up on the still outstanding State Lands arrearage. Ms. Smith reported that she provided SSJDD with the 218 Engineer's Report, as requested.

Trustee Peabody contacted Jim Nolan's office but was unable to reach Mr. Nolan, he has obtained Mr. Nolan's cell number and will reach out regarding additional backup representative of the work that was done.

Allstate paid \$700.00 for clearing a path to a car in the Sacramento River that the County Sheriff's office needed to remove from the water.

2. Engineers' Report and Updates (MBK):

a. Interior Drainage O&M Manual Discussion

Ms. Anderson will follow up with SAFCA regarding removal of the wattles and staking from the ditches.

Ms. Anderson reported that AT&T is redesigning the location of the fiber optic line to move it farther away from the levee and they will repair the damage from the hydraulic drilling; Forgen cannot degrade the levee until the line is moved. Ms. Anderson will request DWR provide the District with the redesign for the new location of the fiber optic line.

b. Pump Station Update

The utility pole has been set in place and the concrete pad will be poured soon, if it hasn't already. The switch-gear should arrive on October 1; however, another component for the pump station has been delayed. The pump station completion is expected to occur at the end of 2022 or in early 2023.

LEBLS construction is anticipated to be completed by the end of 2022 and tie into the existing levee in spring 2023.

Trustee Mattos reported that he spoke to GSE regarding the pressure test. Ms. Anderson will ask Sean Minard if the pipes are set up with camera ports or how best to test the pipes as required in the future.

c. Update on Pipes and other O&M

Ms. Anderson will follow up with Todd regarding adding detail to the O&M Manual.

MBK and the District are still working on the abandoned pipe on the Sacramento River levee. Ms. Anderson reported that the temporary entry permit (TEP) draft was sent to Rebecca Smith to review and edit. Once it has been edited, the TEP will be sent to Mr. Mattos to provide to the landowner for signature.

Trustee Tom Ramos suggested that the District should develop a policy outlining how the District addresses landowner encroachments. Mr. Reinhardt suggested that the District's plan to split the cost with the landowner include the stipulation that if grant funding is available, the District's would cost share with the landowner. MBK will coordinate with Ms. Smith to draft the recommendation.

d. Discuss Yolo Bypass Cache Slough Partnership

Mr. Reinhardt reported that the Yolo Bypass (YB) Partnership is actively working on a Master Plan that describes the projects that are being considered for the Yolo Bypass. The YB Partnership will be issuing a Notice of Preparation (NOP) and Notice of Intent (NOI) for a programmatic EIS/EIR for the Master Plan. Yolo County held a meeting on July 14th with the Yolo County RDs to discuss a number of flood related items, including a discussion of the YB Partnership Operations and Maintenance (O&M) Workgroup. The O&M workgroup is working to ensure that long term operations, maintenance, repair, replacement, and rehabilitation are considered in the Master Plan and specifically that the permits for the Master Plan seek to avoid mitigation for routine O&M and small repair actions. This may be

beneficial to RD 537 if elderberry removal is covered, and removal can occur without the need to mitigate. However, there is a risk that the District will be under greater scrutiny from the resource agencies. RD 537 is encouraged to continue to participate in the YB Partnership and engage in issues and projects that benefit or impact the District. The YB Partnership will have scoping meetings for the NOI/NOP in late August and an Executive Committee meeting in October.

3. Review Application by Riverby Farms to the CVFPB

MBK Engineers prepared the Riverby Farms encroachment application. Mr. Reinhardt reported that he completed an independent review of the application from Riverby Ranches and found it acceptable; however, since it was developed inhouse he understood if the District want to get outside review. The District agreed to endorse the resolution based on the opinion it would not cause problems for the District. Trustee Dan Ramos made a motion to endorse the Riverby Ranches application, Trustee Peabody seconded, and the motion passed 5-0-0.

Mr. Reinhardt also suggested that the District consider and adopt a set of standard conditions to be used when endorsing encroachment permit application. He also suggested delegating authority to the District Manager to endorse encroachment permit so that the Board doesn't have to approve every action; and only those that fall outside the standard conditions will come before the Board.

4. WSAFCA Update

Trustee Tom Ramos reported that USACE is still reviewing the agreement.

Informational Items

5. Update on Oroville Lawsuit Subpoena

Ms. Smith reported that the lawsuit has been settled. The District will remove this item from their agenda.

6. Manager's Report

Mr. Lang reported that ChemWeed will continue rodent control until August 15th. Mr. Lang plans to get estimates to repair some erosions sites around the District.

Mr. Lang reported that footpaths from public fishing will continue to erode the levee slope. The Board discussed methods to limit this erosion, including the placement of rock. Mr. Reinhardt said that he would email board staff to determine whether placing rock is an option.

7. Additional informational items/Trustee comments

None.

8. Adjourn

Trustee Mattos adjourned the meeting at 10:43am.