

**RECLAMATION DISTRICT NO. 1000  
BOARD OF TRUSTEES  
ACTION SUMMARY  
Regular Meeting  
Thursday, May 12, 2011  
1633 Garden Highway  
Sacramento, CA 95833**

Trustees Present: Barandas, Christophel, Gilbert, Harris, Miller, Shiels and Smith  
Trustees Absent: None

Staff Attendance: General Manager Devereux, Secretary Figueroa, Superintendent Blickle and Attorney James Day

**APPROVAL OF THE MINUTES**

**1A) Regular Meeting April 7, 2011**

Motion by Trustee Harris to approve the minutes of the Regular Board meeting held April 7, 2011 as presented. The motion was seconded by Trustee Smith, duly put and carried.

**ADMINISTRATIVE ITEMS**

**2A) TREASURER'S REPORT – April 2011**

The Treasurer's Report for April 2011 is as follows:

County Treasurer- (O/M)	\$ 2,407,517.13
County Treasurer (OPEB)	\$ 919,460.00
O/M Fund – Checking	\$ 124,520.77
Designated Capital	\$ 596,621.15
LAIF (State Treas.)	\$ 700,892.03

Motion by Trustee Gilbert to approve the Treasurer's report for April 2011 as presented. Seconded by Trustee Barandas, duly put and carried.

**2B) EXPENDITURE REPORTS– April 2011**

The expenditures for the month of April 2011 were \$366,985.07. The expenditures from various funds are as follows:

Operation and Maintenance: \$366,985.07

Warrants 7347 & 7348 were issued in the amount of \$200,000.00

**3) COMMITTEE REPORTS**

**A. SAFCA Representatives**

Trustee Smith stated that the biggest news is that the SAFCA assessment district for the Natomas levee improvements passed with 83% support. General Manager Devereux stated that he will be interested to hear a report from Trustee Shiels on the Cap to Cap

trip, but the project is likely to be delayed, because there will not likely be a Water Resources Development Act (WRDA).

Trustee Shiels reported on his trip to Washington D.C.. The Corps of Engineers is nervous about the amount of potential federal credits local governments are accumulating and are citing a provision from the 2003 WRDA which limits such credits. SAFCA believes their credits for the NLIP are safe because the Corps used Section 104; however it could be a problem for early implementation of future Sacramento projects. Senator Feinstein is co-sponsoring Congresswoman Matsui's bill to authorize the Natomas project, though the definition of an earmark is a potential problem in the House . The word in Washington is that there will not be a WRDA for two years. Trustee Smith asked if there was any discussion on the A99 flood zone. Trustee Shiels stated that SAFCA and the City are working with FEMA but he did not attend any meetings where it was discussed.

**B. Executive Committee**

The Executive Committee met to review the agenda In attendance were Trustees Christophel, Shiels and Harris, and General Manager Devereux.

**C. Urbanization Committee**

The Urbanization committee met with the new author of the District's commemorative book Ms. Karen Wilson. Trustee Christophel stated that the committee was comfortable with her ability to complete the project. In attendance were Trustees Christophel, Shiels, Smith and Miller and General Manager Devereux.

**D. Operations Committee**

The Operations Committee met to review the draft 2011-2012 budget. Trustee Barandas stated that after review the only change made by the operations committee was to increase the fuel budget. In attendance were Trustees Barandas, Christophel, and Smith, General Manager Devereux and Secretary Figueroa.

**E. Finance Committee**

The Finance Committee met to review the draft 2011-2012 budget. Trustee Gilbert stated that the Finance Committee reviewed the draft budget, and a copy has been made available to the Board today. Unless there are changes in the budget, the Finance Committee will recommend adoption of the Draft Budget at the June Board meeting. The Committee also discussed the actuarial evaluation for the OPEB and joining the CalPERS OPEB Trust fund (CERBT). An actuarial valuation will be done as of June 30, 2011 to allow the District to join the CERBT. The Committee will come back to the Board with a recommendation on the deposit to the CERBT once the valuation is complete.

**4A) Consider Variance Request – House Addition – 4171 Garden Highway**

General Manager Devereux informed the Board that he has received a request to endorse a permit for a house addition at 4171 Garden Highway and approve a variance. The variance request is to allow an addition to the existing home which would go beyond the Title 23 designated 150 foot limit from the centerline of the Garden Highway levee. General Manager has drafted conditions to attach to his endorsement if the Board approves. The proposed conditions leave to the Central Valley Flood Protection Board the granting of a variance to the 150 foot Title 23 requirement. GM Devereux noted the extension beyond the 150-foot limit is a cantilevered floor with no foundation to interfere with the river flow and only extends 5 feet beyond the limit. .

Mr. Harmatz addressed the Board and informed them he has met with the Central Valley Flood Protection Board (CVFPB) and the Corps of Engineers and requested the Board support his variance request since the house is above the 100 year floodplain and only a couple of inches below the 200 year.

Trustee Harris stated he was concerned that the Board may be setting precedence. Attorney Day stated they were not and the proposed condition defers to the CVFPB on granting a variance. Simply stated, if the CVFPB grants the variance this District will not object. General Manager Devereux stated the final decision on granting the variance is with the CVFPB.

After discussion it was moved by Trustee Miller to authorize the General Manager to endorse the permit application for the modification to the residence at 4171 Garden Highway, subject to the conditions attached. The motion was seconded by Trustee Gilbert, duly put and carried.

**4B) Information – Commemorative Book Project Update**

General Manager Devereux stated that due to personal reasons Carson Hendricks will not be able to complete the book project. He did some initial research and has met with the new author Karen Wilson who has begun work on the book and will be meeting with the Urbanization Committee for regular updates. She has already gone to Southern California to get information from the archives at the University of California--Riverside regarding the District and has started interviewing key persons. She will likely want to interview Trustees Barandas and Christophel because of their family history in the District. The finished manuscript is supposed to be completed by July in order to meet the October publication date.

**4C) Information – 2011-2012 Draft Budget**

General Manager Devereux stated the Personnel, Operations and Finance Committee have reviewed the draft budget. The budget is 50% higher than last year due to the Plant 1B generator project, but this expense is offset by Capital Contributions from the City of Sacramento. The administrative consultant budget was increased to allow for the General Manager to bring in a consultant rather than hire a full time assistant; additionally the fuel budget was increased by the Operations Committee because of rising fuel costs. The final budget will be brought back to the Board in June for action.

**4D) Sacramento County Treasury Oversight Committee Election of Representative**

The Board took no action on this item.

**4E) Easement for Highway 99/Elverta Road Canal Modifications – Sacramento County and SMUD**

General Manager Devereux stated that he has not received the information on the easement from the County and therefore this item will be continued to the next regular Board meeting.

**5) GENERAL MANAGER'S REPORT**

**A. Regional Flood Control Issues**

General Manager Devereux stated that Trustee Shiels has spoken on most of the issues. GM Devereux attended a meeting with the CVFPB staff, Corps of Engineers (COE) and DWR to discuss the COE periodic levee inspection. The District and most other agencies received unacceptable ratings; ours was due to encroachments. The State acknowledges they have the responsibility and authority for non-compliant encroachments. Trustee Barandas asked at what point does the unacceptable rating affect Natomas funding. General Manager Devereux stated they have two years to fix the problems or potentially lose PL 84/99 eligibility. Trustee Christophel asked how the issue can be resolved. General Manager Devereux stated he is not sure how the issue will be resolved at this time, but the District is responding to the items noted on our periodic inspection. Trustee Barandas suggested sending letters to the Corps of Engineers on those encroachments which are permitted and for those not permitted put the CVFPB on notice. Trustee Christophel asked GM Devereux to keep the Board informed on this issue regularly. GM Devereux stated there is a further complication on how the new adjacent levee will impact the standards?

**B. Flood Season Update**

General Manager Devereux informed the Board staff is still monitoring the weather and reservoir levels and are concerned about a warm storm melting the abundant snowpack in the mountains. The Sacramento River at Verona has been running at 20 to 21 feet and not coming down. Shasta is at 96% of capacity, Oroville 94% and Folsom 62%. The storm for this weekend is forecast to be a cold storm so snow melt will not be an issue.

**C. Status – SAFCA’s Natomas Levee Improvement Project (NLIP)**

General Manager Devereux stated that Superintendent Blicke will report on the construction progress.

**D. Permits Endorsed**

General Manager Devereux informed the Board that the only permit he had for this meeting was already addressed under item 4A; the request for a variance for the property at 4171 Garden Highway.

**E. Update – Plant 1B Improvements – North Natomas Assessment District**

General Manager Devereux informed the Board the estimate for the generator, including all permits and expansion of the electrical building is \$1.7 million. GM Devereux included \$1.5 million in the proposed budget but will adjust that now that he has an estimate. This cost estimate will be offset by income from the City of Sacramento,

**F. Breakfast on the River – Attendance (6) – June 3, 2011**

The District has six tickets available for the Breakfast on the River event being held on June 3, 2011 at Discovery Park supporting the Sacramento Regional Conservation Corps. Trustees Gilbert, Christophel and Smith indicated that they would attend. Staff will provide the tickets and a reminder of the event.

**G. Plant 5 Right of Way agreement with Sacramento County Airport**

General Manager Devereux informed the Board he is working with the County Airport staff to get the right of way for Plant 5 and the canal transferred to the District. When the plant and canal were constructed by the airport the right of way were supposed to be turned over to the District. This was not done at the time of construction. He is working with the airport so the transfer can be done at no cost to the District.

**6.) District Counsel Report**

Attorney Day stated that April was a slower month than March. Approximately 1.5 hours was spent on the Metro Air Park agreement, .6 hours on SAFCA condemnation issues, .8 hours on the emergency levee repair, 4.3 hours on the Hwy 99/Elverta Road agreement and 1.0 hours to amend the author contract.

**7.) Superintendent’s Report**

Superintendent Blicke stated staff has been busy with the high river and keeping the interior drains pumped down. The Natomas Mutual Water Company was hit by the copper thieves and their Elkhorn lift station is out of commission. Mowing has been done on the NEMDC. Ditches have been sprayed, and large downed oaks along the levee from this winter’s high water have been moved past the fog line on Garden Highway; Sierra Tree Service will be hired to remove them. On the NLIP project, he reported Independent Construction has finished up the levee work along the Sacramento River north of Elverta and will be putting the finishing touch on the Giant Garter Snake Canal. Nordic Industries has taken down the stability berm from Elkhorn to I-5 and the new general contractor (Sukat) who is working from I-5 to Powerline Road is moving his equipment on site. The WAPA pole project along the Pleasant Grove canal has been completed

and the Natomas Water Company's Sankey Diversion project and the Sankey Canal project are starting up for the season.

There being no further business to come before the Board, the meeting was adjourned.

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President

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Secretary