



**RECLAMATION DISTRICT NO. 1000
BOARD OF TRUSTEES MEETING**

**AUGUST 14, 2020
MEETING MINUTES**

In light of COVID-19 and in Compliance with CA Executive Orders N-25-20 and N-29-20, members of the Board of Trustees and members of the public participated in this meeting by teleconference. This meeting was recorded without objection. Present were: Board President Jeff Smith; Vice President Chris Burns; Trustee David Christophel; Trustee Elena Lee Reeder; Trustee Jag Bains; Trustee Thom Gilbert; Nick Avdis; General Manager Kevin King; Co-General Counsel Rebecca Smith; General Counsel Scott Shapiro; Administrative Services Manager Joleen Gutierrez, Superintendent Don Caldwell, and Administrative Assistant Christina Forehand. District Engineering Consultant Scott Brown from Larsen Wurzel and Bill Worrall from Kjeldsen, Sinnock, and Neudeck, also attended the meeting.

1. PRELIMINARY

1.1. Call Meeting to Order

President Smith called the meeting to order.

1.2. Roll Call

Administrative Services Manager Gutierrez called the roll.

1.3. Approval of Agenda

MOVED/SECONDED: Trustee Christophel/Trustee Gilbert

AYES: Trustee Christophel, Trustee Bains, Trustee Lee Reeder, Trustee Smith, Trustee Avdis, Trustee Burns, Trustee Gilbert

NOES: None

ACTION: A motion to approve the August 14, 2020 Board meeting agenda is approved.

1.4. Pledge of Allegiance

All recite the Pledge of Allegiance.

1.5. Conflict of Interest

No conflicts of interest were identified.

2. PRESENTATIONS

No presentations were scheduled.

3. PUBLIC COMMENT (NON-AGENDA ITEMS)

There were no public comments.

4. INFORMATIONAL ITEMS

4.1. GENERAL MANAGER'S REPORT: Update on activities since the July 2020 Board Meeting.

General Manager Kevin King provided a verbal overview of key items from the General Manager's Report.

Natomas Levee Improvement Project

General Manager King reported significant progress on the NLIP project with the Corps. The Corps anticipates a 95% design in early September, which is a big step for Reach A. Soon after that, the Corps will go out to bid.

Hydraulic Model

General Manager King made known he released our Natomas Basin Hydraulic Model RFQ. The City and County of Sacramento are working to determine how they might proceed with updates in their hydraulic model and use it for their interior levee recertification and FEMA Letter of Map Revision. RD1000 is taking the lead on this project and expects to receive RFQ responses by the end of August. A review panel will be set up and will consist of staff members from the City and County. This panel will review proposals, recommend a consultant to RD1000's Board, and execute the Agreement. RD1000 will receive reimbursement for line items that are specific to the City and County. The City has indicated a budgeted 100k toward this project, and the County is working toward funding approval. The selected consultant will break down all tasks by City, County, and RD1000. GM King anticipates the model to be a useful tool for RD1000 and will fulfill needs for the rest of the basin.

Trustee Jeff Smith asked about cost-sharing for the Hydraulic Model and whether there has been a discussion about an agreement. GM King is confident that the City and County will share in costs because their updates cannot be completed without the use of model updates. If for any reason, the District is not able to recover expenses, RD1000 can implement a fee for reimbursement for the use of our updated model.

Trustee David Christophel inquired whether the hydraulic model could be updated quickly and frequently. GM King stated the model would be open for updates by RD1000, the City, and County with the intent is to have it active and updated as change occurs.

FMAP Funding

Trustee Jeff Smith inquired when the District expects to receive the FMAP funding. GM King replied the District recently received payment. He added the District had signed the sales orders for the three pieces of equipment that were included in the FMAP Agreement. He said that due to a slight delay in funding and equipment order, the price increased by 40k. The District plans to work with DWR on an amendment to cover this increase. This funding would shift from FMAP vegetation management removal and reduce funds toward vegetation removal. Delivery of the ordered heavy equipment is expected in early September.

On August 17, 2020, GM King expects to release the bid package for vegetation removal. He is working with MBK to finalize the scope and bid package. In September he plans to award the contract for vegetation removal and begin removal October with an end date of December 31, 2020, according to the grant.

GM King reports that FMAP funding is available in the State's 2021-2022 Budget. The dollar amount for the District's grant application is 850k. The District plans to purchase additional equipment and focus on a larger vegetation removal project.

Legislation

Trustee Elena Lee Reeder asked about updates on legislative moves for next year. GM King stated the bill did not move forward, and he would like to get in touch with Assemblymember Cooper's office and possibly get the Legal Committee back together to discuss the District's legislative direction.

4.2. SUPERINTENDENT'S REPORT: Update on activities since the July 2020 Board Meeting.

Trustee Elena Lee Reeder requested that the Superintendent's Report include the YTD of how much the District spends on homeless encampments. GM King explained that the end of the District's fiscal year was June 30, 2020 and that the District's current fiscal year, which began on July 1, does not include the prior fiscal year expenses. Since the beginning of the current fiscal year 2020-2021, the District has not incurred homeless encampment related expenses, and to date, there are no costs to report.

Trustee Lee Reeder requested to have a running dialogue at the bottom of the Superintendent's report to reflect the previous fiscal year's costs so that cumulative encampment cost information can be located and shared. GM King will work with staff to fulfill this request beginning September 2020.

4.3. DISTRICT COUNSEL'S REPORT: Update on activities since the July 2020 Board Meeting.

Co-Counsel Rebecca Smith gave a verbal report of her District related activities during July 2020. Counsel Smith and Counsel clarified Brown Act provisions relating to notice for Special Board Meetings.

Counsel Smith reminded Board members that AB 1234 and Sexual Harassment Prevention training is available online through the Flood Association/Downey Brand.

5. CONSENT CALENDAR

The Board considers all Consent Calendar items to be routine and will adopt them in one motion. There will be no discussion on these items before the Board votes on the motion, unless Trustees, staff, or the public request specific items be discussed and/or removed from the Consent Calendar.

Trustee Chris Burns requested two corrections to the July 10, 2020 Board meeting Minutes. Section 6 should reference the Governor's Executive Order. Trustee Burns asked for a listen back to the meeting to ensure Scott Brown's comments were recorded correctly. ASM Gutierrez will review the recording and make corrections.

Motion to approve 5.1, 5.2, 5.3, 5.4, with a modification to item 5.1.

MOVED/SECONDED: Trustee Gilbert/Trustee Lee Reeder

NOES: None.

ACTION: A motion to approve Consent Calendar Items 5.1 (with modification) 5.2, 5.3, and 5.4 is approved.

5.1. APPROVAL OF MINUTES: Approval of Minutes from August 14, 2020 Regular Board Meeting.

5.2. TREASURER'S REPORT: Approve Treasurer's Report for July 2020.

5.3. EXPENDITURE REPORT: Review and Accept Report for July 2020.

5.4. BUDGET TO ACTUAL REPORT: Review and Accept Report for July 2020.

6. SCHEDULED ITEMS

6.1. REVIEW AND CONSIDER APPROVAL OF CAPITAL IMPROVEMENT PLAN UPDATE: Review and Consider Adoption of Resolution No. 2020-08-01 Adopting the Capital Improvement Plan Update.

General Manager Kevin King stated Bill Worrall from KSN was available to answer any questions on the CIP. GM King said there were minor revisions since the packet went out. The CIP plan did not include a plan for asset management and engineering. He stated Plant 5 pre-engineering would be in flux, so the budget was reduced to 400k. GM King also included 500k for asset management. Section 6 will be replaced with the asset management change; hence this will change the Executive Summary. Also, two pages of Section 5 are reflective of the changes in asset management.

Trustee Jeff Smith added the CIP Plan is just a roadmap to help the Board understand how much we might need to put into our budgets.

Trustee Thom Gilbert inquired about pumping, maintenance, and replacement of culverts and whether we already budget for these items.

Trustee Chris Burns inquired about current Plant 8 conditions and future projections for replacement. Knowing current plant conditions will lead to a better understanding of facility lifespans. Bill Worrall from KSN stated Plant 8 has a high criticality rating, and it is not in the condition that he would like it to be.

Trustee Nick Avdis inquired about the need for complete replacement and what goes into that. Bill Worrall stated that replacement is based on multiple things -- reliability, redundancy, capacity, operational flexibility, and maintainability that operations can work safely on it. General Manager Kevin King replied that the Plant 8 rating is also based on physical inspection. He said that Superintendent Don Caldwell spent considerable time with Mr. Worrall discussing plant conditions and reviewing maintenance records. GM King stated at Plant 8, we know the pipe

epoxy coating is gone, and the pipes are out of round. These are two primary components that lead to failure eventually, and that is why the plant is not optimally reliable.

Trustee Jag Bains inquired whether it would be possible to add a Table 5-27 to compare Table 5-26. Trustee Bains also requested to know more about the process once the CIP is approved. GM King explained that if the Board adopts the CIP, revisions from this meeting discussion will be finalized, and information will be fed into our Financial Plan so we can finish the work on our financial model and Comprehensive Financial Plan. Once we have that, on an annual basis, GM King would come back to the Board with a CIP Plan as part of the District's Budget approval process. The CIP projects that we anticipate doing in the fiscal year would be listed in the Budget. GM King clarified that Budget approval doesn't equal project approval. It would only approve the funding to start work on the projects. Engineering work on those projects would begin. We would get our scope together, issue RFQ's or RFP's and GM King would return to the Board for contract funding awards.

Trustee Jag Bains inquired about culvert replacement and whether we know what the District has spent historically. GM King replied that since 2019, 40k annually had been spent on replacing failed culverts. Some culverts have been replaced at the developer's cost, but we cannot rely on someone else to replace our culverts.

Trustee Nick Avdis inquired about a legal question of Pumping Plant 8. What does it mean that we are discussing Plant 8, and the potential to fail? Co-Counsel Smith made known that an agency can behave reasonably, have a reasonable plan for improvement, and reasonably use the funds it has to make improvements. Disclosure of potential issues is acting reasonably.

Trustee Elena Lee Reeder requested amendments on Page 142, Table 6-7, Pumping Plant 8, Page 14 of the KSN report, and page 159 to reflect the actual condition of the pipes. GM King agreed to rewrite the sentence to convey what has been discussed about Plant 8 at the August Board Meeting and how we feel about its risk of failure. GM King will add that Plant 8 is: 50% through its useful life, criticality wise it is our most relied upon plant, and based on the conditions of the outfall pipes being out of round and the lack of coating, there is significant concern that it will not meet its full lifecycle replacement.

Trustee David Christophel requested a restatement of amendments to be made. GM King stated he would add a table for Plant 8 that talks about its current condition and lifecycle with the base year of 2001 and leave the existing table in. If we are planning on resetting the base year to 2022, we will make the modification to Page 158 and update the sentence to talk about while the risk of failure appears to be moderate, we do know the criticality makes this important. The outfall pipes will not meet their 75-year current lifecycle replacement based on their current condition of being out of round, and the coating being non-existent; it will not meet its full lifecycle.

Trustee David Christophel moved approval of Resolution No. 2020-08-01, adopting the Capital Improvement Plan Update with stated changes.

MOVED/SECONDED: Trustee Christophel/Trustee Burns

AYES: Trustee Christophel, Trustee Bains, Trustee Lee Reeder, Trustee Smith, Trustee Avdis, Trustee Burns, Trustee Gilbert

NOES: None.

ACTION: A motion to adopt Resolution No. 2020-08-01 with stated changes is approved.

7. BOARD OF TRUSTEE'S COMMENTS/REPORTS

7.1. BOARD ACTIVITY UPDATES:

7.1.1. RD 1000 Committee Meetings Since Last Board Meeting

- Personnel Committee (Christophel, Avdis, & Burns) July 22, 2020
- Executive Committee Meeting (Smith & Burns) August 5, 2020

Trustee David Christophel commented about Special Meetings and Committee Meetings. At a Special Meeting, the Committee can take action. He cautions about the potential for a subset of the Board making decisions on behalf of the entire Board. Co-Counsel Smith reiterated the need for advance notice if there is going to be a quorum.

GM King added Committee agenda items are usually listed as review and discuss and not necessarily take action. Still, the potential to take action is there because there is a quorum of the Board. The Committee's action generally results in a recommendation to the Board.

With the clarification above, Trustee Christophel is comfortable moving forward.

8. CLOSED SESSION

There were no closed session items.

9. ADJOURN

MOVED/SECONDED: Christophel/Bains

AYES: Trustee Christophel, Bains, Lee Reeder, Smith, Avdis, Burns, Gilbert

NOES: None.

ACTION: The meeting is adjourned.