

**RECLAMATION DISTRICT NO. 1000
 BOARD OF TRUSTEES
 ACTION SUMMARY
 SACRAMENTO, CA
 September 14, 2018
 8:00 A.M.
 AGENDA
 1633 Garden Highway
 Sacramento, CA 95833**

Trustees Present: Smith, Barandas, Harris, Christophel, Gilbert, Burns, Avdis

President Smith presided at the meeting.

Public Comments: There were no public comments

1. Approval of the Minutes of the Board of Trustees

Minor edits were accepted. Trustee Harris motioned to approve the minutes, seconded Trustee Barandas, and carried by a unanimous vote.

2. Administrative Items

A. Treasurer’s Report for July 2018	B. Treasurer’s Report for August 2018
Checking: \$ 250,237.39	Checking: \$ 144,509.58
Money Market \$ 268,385.42	Money Market: \$ 268,404.09
County Treasurer: \$ 2,079,600.92	County Treasurer: \$ 2,079,169.84
LAIF: \$ 3,598,204.45	LAIF: \$ 3,309,528.23
City Pool A: \$ 2,025,027.83	City Pool A: \$ 2,052,564.78

Treasurer’s reports were included in the board packet. ASM Gutierrez explained that a revised report for July is being presented to show final amounts after month end accounting. A motion was made by Trustee Harris, seconded by Trustee Christophel, by unanimous vote, motion carries.

3. Committee Reports

A. SAFCA

Trustee Barandas reported on several SAFCA updates. He announced that Tim Washburn was named “Flood Plain Manager of the Year” by the Floodplain Management Association. The Corps continue to review and question the reorganization proposal that has been directed toward them. The Folsom Dam water control manual for the new spillway has been finalized, is going through environmental review and through other agencies. Staff is developing a 1-year deviation for the 2018-19 water year that begins in October pending completion of the environmental review Trustee Barandas shared that

currently, none of the SAFCA levees are certified, and the accreditation program that SAFCA began will be taken over by the Corps. Three projects are associated with this: levee projects, bank erosion , and the Sacramento Weir and Bypass project. In the Pocket area, SAFCA will clear a path for Corps work and resolve encroachments. On the Sac Weir Bypass project, they are moving toward setting back the levee which requires modifying railroad tracks to accommodate setback levees and extending weir from 1500 feet to 3000 feet. Also required is a study of the fish passage through the Weir. He reported on the protest of the Natomas Reach H work indicating SAFCA believes it has been resolved. For Reach I, there was a notice to proceed on August 15, but work may be delayed to 2019 until.

B. Executive Committee

Trustee Smith reported the Committee met to set the Board meeting agenda; discussed amending the MBK Engineer's contract to assist with developing an O&M Plan, and the Value Engineering proposal from Tesco.

4. Board Business

A. Presentation on District Property and Liability Insurance Renewal

GM Devereux reported the District has a choice for property and liability insurance coverage. Both policies include inverse condemnation coverage. JPRIMA is a new coverage through the Joint Powers Agency insurance pool. Membership is required at a minimal cost but there is a three-year term with an opt out provision if price increases exceeds a predetermined amount. Water Plus, our existing coverage is still available. Both are non-wasting policies which would include defense costs in the event the District was sued due to a flood. The Board would like proposal for both policies and will make their decision in October.

B. Approval of Operations and Maintenance Work Plan Consulting Services Task Order – MBK Engineers

GM Devereux reminded the Board that the District has a General Engineering Services Agreement (GSA) with MBK Engineers. Staff requested authorization from the Board to engage additional task orders to the GSA with MBK Engineers at a not to exceed cost of \$26,200 for preparation of an O&M Plan and schedule/prioritization tool. The scope of work was provided in the Board packet. GM Devereux made known this work is also listed as a priority in our Asset Management Roadmap. A motion was made by Trustee Avdis to authorize the Task Orders to the GSA with MBK at a not to exceed cost of \$26,200, seconded by Trustee Harris, by unanimous vote motion carries.

C. Update on General Manager Succession Search

GM Devereux provided an update to the GM succession search being conducted by Bob Murray and Associates. A brochure will be posted to the website. The application period closes on October 12. Bob Murry will prepare a short list of the most qualified candidates for the November Board meeting. IT is projected that a new GM will likely be hired by January 2019. Discussion led to a determination that the Board prefers strong involvement to look at all candidates. President Smith will discuss with Bob Murry how best to coordinate the process.

D. Natomas Central Mutual Water Company-North Drain Canal Lift Station Project

1. Adopt California Environmental Quality Act (CEQA) Findings and authorize Filing of Notice of Determination-Resolution 2018-09-1

Scott Brown of Larsen Wurzel & Associates provided an update to the Natomas Central Mutual Water Company project to construct a new lift station in the North Drain Canal connecting to the relocated Vestal Drain. At NMWC's request, RD1000 is the CEQA lead agency for the project. A Draft Mitigated Negative Declaration and Environmental Assessment/ Initial Study (EA/IS) have been prepared and were released for public comment. No adverse comments were received and responses were drafted and reviewed by District counsel. In accordance with CEQA, the District must adopt a monitoring or reporting program which must include mitigated measures to avoid environmental effects. NMWC's environmental consultant has developed a program to monitor and report on the mitigation requirements. The Mitigation Monitoring Reporting Plan (MMRP) has been reviewed by counsel is deemed ready for Board consideration. A motion was made by Trustee Avdis to approve Resolution 2018-09-1 adopting the EA/IS, approving the project and MMRP, seconded by Trustee Christophel, by unanimous vote, motion is approved.

2. Authorize Execution of Encroachment Permit

As CEQA lead for the NMWC NDC Lift Project, RD 1000 has assumed responsibility for ensuring the requirements for mitigation, Monitoring, and Reporting Plan (MMRP) are fulfilled. These responsibilities will be passed on to NMWC, though the terms and conditions of the encroachment permit for the project. The Encroachment Permit has been included in the Board packet. Staff sought Board approval of the Encroachment Permit. A motion was made by Trustee Harris to approve the Encroachment Permit, seconded by Trustee Avdis, by unanimous vote, motion is approved.

E. Construction Change Order Resolution 2018-09-2

District Counsel Jim Day prepared Resolution 2018-09-2 based on discussion at the August 2018 Board meeting to amend the District's Construction Change Order Policy and authority. Under the Resolution, the General Manager's authority to approve construction change orders would be included with each construction contract awarded based on the specifics of the work including contract amount. After robust discussion, Board members determined it prudent to have policies in place as a guide for the future. The Board will continue to take a close look at each project and contingency. A Change Order Policy provides more flexibility for the GM to manage the Board set contingency. The preference of the Board is for the GM to report to the Board construction contracts and significant change orders at Board meetings and or to the Operations Committee. Trustee Avdis moved to approve Resolution 2018-09-2 as proposed, seconded by Trustee Christophel, in favor (Avdis, Barandas, Burns, Christophel, Gilbert, Smith); motion approved. Trustee Harris was absent from this vote.

5. General Manager's Report

A. Regional Flood Control Issues

Trustee Barandas discussed flood control issues in his report.

B. Report on Special Board Meeting with SAFCA federal lobbyist M. Strachn

GM Devereux reported SAFCA believes the District is in a strong position to receive federal funding for the remaining Natomas Levee Project work even though the District was not specifically named in the supplemental appropriations of \$1.8 billion. GM Devereux's and Trustee Smith's take away from the meeting is that the Corps will continue to have difficulty managing the volume of work from expected projects.

C. Update on Corps of Engineers Natomas Levee Project design and construction

Trustee Barandas touched on this item in his report. Reach I, GM Devereux is hopeful there will be some construction activity work under I-5. He notes a few trailers have been moved in along Natomas Cross Canal but work has not started. The intent of the work is to relocate the Vestal Drain, and Plant 4 may be demolished in advance of environmental species impact; if demolished, we would not have Plant 4 operational for the flood season. If Plant 4 is not demolished this year, there may be an important endangered species issue to resolve which could delay construction to next year.

D. Flood Season Outlook and Preparations

GM Devereux reported an El Nino winter season is predicted; meaning chance of very wet or dry. We need to keep in mind that 1986, 1997 and 2017 were all El Nino years. Because flood and storm events have happened in El Nino years, we need to remain vigilant.

E. SCADA Contract Update

Scott Brown reported that as anticipated Tesco has submitted a Value Engineering proposal and requested the District deviate from our specs. Tesco has proposed the District use Tesco Proprietary equipment at value pricing. The projection is that Tesco parts are local and available. This would preclude the District from having other consultants repair or maintain the SCADA system. It is more desirable that the District use parts that other contractors can repair/replace ensuring competitive options for repairs. Scott Brown who is managing this project, vetted with the Operations Committee to reject the proposal because there are other suppliers can meet urgent needs. In the event of a SCADA failure, pumps would be changed to manual (current operations) as not to create a public safety issue.

F. Potential Property Acquisitions for Natomas Levee Project – (NCC and NEMDC)

It has been discovered that on the Natomas Cross Canal there is a property the District did not get fee title to and this property is now part of the Natomas Levee Project. GM Devereux suggested the District take the legal steps to get fee title; SAFCA has agreed to cost share. Some additional actions will be forthcoming to the Board to remedy other encroachments along the Natomas East Main Drain Canal (NEMDC). SAFCA would like District to take lead and notice property owners to remove encroachments. Removal of encroachments would improve operations and maintenance and create a landside access road for the Natomas Levee Project. GM Devereux will make recommendations to the Board to clean up historic encroachments. When the state conducted its survey of the levee these encroachments were discovered.

GM Devereux also noted he anticipates coming to the Board at some point to decide from a policy standpoint if we would allow existing unpermitted driveways to come back in after the levee work is done.

G. Updates on current and future proposed development projects

Activities on a number of new development of projects has commenced. Greenbriar is active right now they may begin grading spring of next year. Staff is working on acquiring easements and rights of way. The district will need to share an easement with SMUD as they will install a 69kv line that goes out to the airport. Staff will need to negotiate superior rights. Jim Day will be involved with this process.

Update on Beazer Homes (The Cove), GM Devereux is working with developer and the city. Beazer Homes has a bike trail planned and they want to encroach into our drainage canal easement. Beazer also has a bridge planned to cross the canal for recreational use. Per agreement, we will continue to work with the City. We also continue to work with the proposed GrandPark development in Sacramento County north of Elkhorn Blvd.

H. Damage to East Drain Levee by unauthorized directional bore fiber optic cable

It has been discovered that a fiber optic cable contractor has bored a hole into the FEMA certified levee along the East Drain. The contractor has ceased work, but significant damages will need to be remediated. GM Devereux has directed the District's geo-engineering contractor Kleinfelder to work with the cable contractor on levee remediation.

I. Assist Sacramento County with implementing Metro Air Park interchange project

Sacramento County approached the District for assistance with implementation of a freeway interchange near Powerline Road. Specifically, the County requested assistance with placing coffer dams and dewatering a portion of the District's ditch along Bayou Road. The City agreed to reimburse us for our costs; our field crew spent a half day completing this project.

J. Status on Sankey Gap floodwater management

GM reiterates the District's policy and goal has been to close the Sankey Gap. Because closing the Gap creates impacts to farmers in the Pleasant Grove area, this project has not been feasible politically (in Sutter County). As an alternative, the Natomas Project has a component that would allow the water to come through the gap at Sankey and then divert water into a channel that would run under HWY 99 to the west side where the water would be held in a detention basin until water could be bled off into the District's system. This is a good alternative project until the Sankey Gap can be closed. GM Devereux is still hopeful that an agreement can be made to close the Gap.

K. HCP decision document

GM Devereux reported that Craig Stevens continues to develop an O/M manual of the District's current practices, and then overlay our practices with the Natomas Basin Habitat Conservation Plan restrictions to see what financial and logistics impacts there would be to our O/M. The goal is to come back to the Board by the end of the year with a document to decide if the District wants to join the Natomas Basin HCP.

L. Main Drain 2017 Flood Emergency Repairs

The District is continuing with the permitting needed for the 2017 flood emergency repairs. This is where three large trees fell into the Main Drain and erosion caused scarps in the bank. Staff would seek reimbursement of associated repair costs from FEMA and Cal-OES.

6. Public Outreach Report

GM Devereux reported on behalf of K. Pardieck. He announced that Pops in the Park a District sponsored community event will take place on September 15. He invited Trustees to attend.

7. District Counsel's Report

A verbal report was not provided. The Board meeting went into Closed Session.

8. Superintendent's Report

A copy of the Superintendent's report was provided in the Board Packet.

9. Correspondence/News/Information

None.

10. Closed Session: Conference with Real property Negotiator (Government Code Section 54956.8)

The Board met in closed session to discuss a property acquisition from Sacramento County (APN: 274-0190-001APN). No action was taken.

11. Meeting Adjourned

President

Secretary