



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

**OCTOBER 8, 2021
MEETING MINUTES**

In compliance with CA Assembly Bill 361, members of the Board of Trustees and members of the public will participate in this meeting by teleconference. This meeting was recorded without objection. Present were Board President Thom Gilbert; Board Vice President Elena Lee Reeder; Trustee Nick Avdis; Trustee Tom Barandas; Trustee Debra G. Jones; Trustee Chris Burns; General Manager Kevin King; Co-General Counsel Rebecca Smith; Administrative Services Manager Joleen Gutierrez; Operations Manager Gabriel Holleman; and Administrative Assistant Christina Forehand.

1. PRELIMINARY

1.1. Call Meeting to Order

Board President Thom Gilbert called the meeting to order.

1.2. Roll Call

Present: Trustees Chris Burns Thom Gilbert, Elena Lee Reeder, Debra G. Jones, Trustee Nick Avdis (arrival 8.03 am), Trustee Tom Barandas (arrival 8:10 am)
Absent: Trustee Jag Bains

1.3. Approval of Agenda

Approved.

1.4. Pledge of Allegiance

President Thom Gilbert led the Pledge of Allegiance.

1.5. Conflict of Interest (*Any Agenda items that might be a conflict of interest to any Trustee should be identified at this time by the Trustee involved*)

There were no trustee conflicts.

1.6. Review and Consider Adoption of Resolution No. 2021-10-01

General Manager Kevin King explained that due to new AB 361 (Rivas) requirements, as long as the pandemic continues, and if the Board still desired to meet virtually, the Board will need to adopt a transition resolution to continue the October 8 meeting virtually. A resolution needs to

be adopted every 30 days to continue virtual meetings. Counsel Rebecca Smith agreed with General Manager King's summary.

Moved/Seconded: Trustee Chris Burns/Trustee Nick Avdis

Ayes: Trustee Thom Gilbert, Trustee Debra G. Jones, Trustee Lee Reeder, Trustee Chris Burns, Trustee Nick Avdis

Noes: None

Absent: Trustee Jag Bains, Trustee Tom Barandas

Action: Motion to approve Resolution No. 2021-10-01 is approved.

2. PRESENTATIONS

2.1. RD 1000 – Riverside Encroachments (Ric Reinhardt – MBK Engineers)

General Manager Kevin King introduced Ric Reinhardt from MBK Engineers, who has worked extensively on the District's System-Wide Investment Framework (SWIF) implementation to bring the levee system into compliance with the Federal O&M Manual over time. Mr. Reinhardt discussed the need for bringing existing waterside encroachments into compliance with our O/M Manual and Central Valley Flood Protection Board's Title 23 requirements. High hazard encroachments (fence, vegetation, and fog line) which impede the District's ability to operate and maintain the levees will need to be addressed. The levee system can be certified to meet FEMA 100-year standards and the State Urban Levee Design Criteria for the 200-year Urban Level of Protection funding within three years. The District plans to consult with property owners with high-hazard vegetation encroachments and hopes to leverage FMAP state funds to help remove existing encroachments to meet standards.

Trustee Chris Burns believes that early and often outreach to the landowners' owners is critical. Trustee Nick Avdis agrees that early communication is necessary and stated that he does not want the District to have any issues with levee recertification. GM King said we have 6-7 months to prepare an outreach campaign.

Mr. Reinhardt provided an estimated timeline to handle enforcement actions. The District would need one year to 18 months; we need to have this done by the end of 2024. The certifications by statute will need to be completed by June 2025, and we'll need six months to prepare and get it through the Council and County Board of Supervisors. The voluntary program needs to be going strong by mid – 2022 into mid-2023, and mid-2023 to the end of 2023 would be the time to turn over any remaining encroachments for enforcement action.

Trustee Avdis encouraged the Field Crew, specifically Operations Manager Gabe Holleman, to establish personal relationships with landowners with encroachment issues to facilitate a smooth process. GM King ensured connections were already being formed. He will formulate a strategic plan with Allen Strategic and coordinate an outreach plan to begin vegetative removal next summer.

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 September 2021 Board Meeting.

A copy of the General Manager's report is available for review in the October 8, 2021 Board packet. General Manager Kevin King added three items to his GM report:

- Reach A on the Natomas Levee Improvements: reports working with the Corps on a flaw to completely take Pumping Plant 1B offline for one year or potentially longer, which would require the District to run Pumping Plant 1A. GM King stated we have not relied on Plant 1A for about 30 years for any flood removal operations, and there is concern about its reliability. Because of this concern, he is working with the Corps to have half of Pumping Plant 1B down to have some pumping capacity available. A determination to the District's request is still pending.
- Financial Plan: GM King reported meeting with NBS to review a draft of Phase 2.1. Finance Committee will soon review a finalized draft of Phase 2.1 and determine if the draft plan is ready to present to the entire Board in November or December. GM King reports a call is scheduled with NBS and consultants from Allen Strategic to help formulate a plan for outreach to accompany the draft Phase 2.1 report.
- East Levee Road: The Corps has rescheduled a final walkthrough and sign-off next week. If all parties attend and sign off, the road should reopen soon.

Other Comments

Trustee Debra G. Jones extended congratulations to Flood Operations Specialist Mark Jenkins on his recent job promotion.

Trustee Elena Lee Reeder requested information on failed Megger testing results and asked about the next steps. Operations Manager Gabe Holleman shared he is working with J. Franco Electric on completing the diagnosis next week. GM King added megger testing does not mean the pumps will not perform; it means there could potentially be a problem. The pumps still run and are operational, but there could be a failure; that is why we are working on maintenance and fixing the splices.

Trustee Nick Advis inquired about the Hydraulic Model and whether cost-share funds were received from the City and County. General Manager King confirmed payments from both have been received. The County will issue the other half of their agreed-upon rate in their next fiscal year. GM King reported we do have some of the data back. Engineers at Mead and Hunt will review the information and assumptions in the model that CESI has put together. Trustee Avdis

encouraged GM King to check in with Tom Plumber to ensure all agencies are on track to meet the project schedule.

Trustee Chris Burns asked about the City of Sacramento Prop 218 Flood Measure Survey and whether we know what the City's timeline is. GM King will check with NBS. Trustee Burns believes the City may already be further ahead of us, engaging the community, and finds this concerning.

4.2. OPERATIONS MANAGER'S REPORT: Update on activities since the Sept. 2021 Board Meeting.

General Manager Kevin King highlighted that one new item in the Operations Manager's Report is Drainage Canal and Ditch Cleaning for 2021. He added we are working with Mead and Hunt to enter this information into the District's GIS system. This process should take two months, but after that, Trustees can see visually how drainage canals and ditches have been cleaned. Staff will utilize the information for O&M purposes to address cleaning specific areas in the following years.

Operations Manager Gabe Holleman added the GIS information would be a good tracking tool to gauge Farmer water releases and prevent flooding throughout the District.

Trustee Debra G. Jones asked about the City's potential homeless encampment site (on Rosin Court). GM King stated encampment clean-ups are listed on Page 28 of the Board packet. Trustee Jones asked if we isolate costs to maintain Rosin Court. GM King said that if we enter into an agreement with the City to use the site, we can begin tracking expenses.

4.3. DISTRICT COUNSEL'S REPORT: Update on activities since the September 2021 Board Meeting.

Co-Counsel Rebecca Smith provided a verbal update of her Activities - AB 361 Brown Act/remote meetings and the general manager's contract.

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.

Moved/Seconded: Trustee Debra G. Jones/Burns

Ayes: Trustee Thom Gilbert, Trustee Debra G. Jones, Trustee Lee Reeder, Trustee Chris Burns, Trustee Nick Avdis, Trustee Tom Barandas

Noes: None

Absent: Trustee Jag Bains

Action: Motion to approve 5.1 through 5.4 on the Consent Calendar is approved.

5.1. APPROVAL OF MINUTES: Approval of Minutes from September 10, 2021 Regular Board Meeting

5.2. TREASURER'S REPORT: Approve Treasurer's Report for September 2021.

5.3. EXPENDITURE REPORT: Review and Accept Report for September 2021.

5.4. BUDGET TO ACTUAL REPORT: Review and Accept Report for September 2021.

6. SCHEDULED ITEMS

6.1. INSURANCE RENEWAL: Authorize General Manager to Execute Annual Insurance Renewal.

General Manager Kevin King stated the insurance renewal proposal reflects a 13.5% increase over the previous policy. We experienced a 10% increase last year, and the District can expect to see increasing rates in subsequent years. Reasons for rate increases are due to purchases of new equipment and vehicles, which cost more to insure and more to replace. We also have regular general liability increases on the rise.

There were no public comments.

Moved/Seconded: Trustee Nick Avdis/Trustee Chris Burns

Ayes: Trustee Thom Gilbert, Trustee Debra G. Jones, Trustee Lee Reeder, Trustee Chris Burns, Trustee Nick Avdis, Trustee Tom Barandas

Noes: None

Absent: Trustee Jag Bains

Action: Motion to authorize the General Manager to Execute the Annual Insurance Renewal 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 (Jones, Bains & Barandas) September 24, 2021
- Executive Committee (Gilbert & Lee Reeder) September 29, 2021

7.1.2. RD 1000 Committees No Meetings Since Last Board Meeting

- Legal Committee (Avdis, Barandas & Lee Reeder)
- Finance Committee (Gilbert, Bains & Burns)
- Operations Committee (Bains, Barandas & Burns)
- Urbanization Committee (Lee Reeder, Avdis & Jones)

8. CLOSED SESSION

8.1. PUBLIC EMPLOYEE EMPLOYMENT & CONTRACT (General Manager): Pursuant to Government Code § 54957.

Public meeting participants were asked to disconnect and then reconnect to the waiting room in five minutes. The Board met in Closed Session.

9. RECONVENE TO OPEN SESSION

- 9.1 **REPORT ON CLOSED SESSION:** Discuss and take action on any changes in Employment Contract for the General Manager.

Trustee Debra G. Jones reported the recommendation out of closed session is to move the Personnel Committee's recommendation to extend the General Manager Kevin King's employment contract for three years. Co-Counsel Rebecca Smith clarified that as discussed, any merit and COLA increases for the general manager would align with the same timeline that staff is on – the mid-year timeline.

Moved/Seconded: Trustee Debra G. Jones /Trustee Avdis

Ayes: Trustee Thom Gilbert, Trustee Debra G. Jones, Trustee Lee Reeder, Trustee Chris Burns, Trustee Nick Avdis, Trustee Tom Barandas

Noes: None

Absent: Trustee Jag Bains

Abstain: Trustee Chris Burns

Action: Motion to approve the Personnel Committee's recommendation to extend General Manager Kevin King's employment contract for three years, with merit and COLA increases aligned with the staff mid-year timeline, is approved.

10. ADJOURN

Moved/Seconded: Trustee Thom Gilbert / Trustee Elena Lee Reeder

Ayes: Trustee Thom Gilbert, Trustee Debra G. Jones, Trustee Lee Reeder, Trustee Chris Burns, Trustee Nick Avdis, Trustee Tom Barandas

Noes: None

Absent: Trustee Jag Bains

Action: Motion to adjourn is approved.