

Reclamation District No. 1607

VAN SICKLE ISLAND-SOLANO COUNTY, CALIFORNIA

Notice of Meeting

A Meeting of the Van Sickle Island Board of Trustees
has been called by President Gerald Dinelli
4:00pm Thursday June 16, 2022

Due to the COVID-19 public health orders, and in accordance with the Governor's Executive Order No. N-29-20 issued on March 17, 2020, this meeting will be held online and by teleconference. The public is welcome to participate during the meeting. There will be no physical meeting location for attendees. To attend the meeting use the link below.

Join Zoom Meeting

<https://us02web.zoom.us/j/8387590924?pwd=VGt0ejhDVWkvQzhXSStvS0oyZVNGUT09>

Meeting ID: 838 759 0924 4pm Thursday June 16, 2022

Passcode: 8PM84r

One tap mobile

+16699006833,,8387590924#,,,,*520950# US (San Jose)

Dial by your location

+1 669 900 6833 US (San Jose)

Passcode: 520950

Find your local number: <https://us02web.zoom.us/j/8387590924?pwd=VGt0ejhDVWkvQzhXSStvS0oyZVNGUT09>

Meeting Agenda

1. Meeting Called to Order

2. Resolution 6.16.22 *Possible Action:*

A RESOLUTION OF THE BOARD OF DIRECTORS OF Reclamation District 1607 PROCLAIMING A LOCAL EMERGENCY, RATIFYING THE PROCLAMATION OF A STATE OF EMERGENCY BY GOVERNOR GAVIN NEWSOM, AND AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE LEGISLATIVE BODIES OF RECLAMATION DISTRICT 1607 FOR THE PERIOD JUNE 16 TO JULY 16 PURSUANT TO BROWN ACT PROVISIONS

3. Approval of previous minutes

4. Financial Report

5. Secretary Report

a. *Possible Action: Authorize District to enter into Delta Subventions Agreement with DWR for 2022-2023 Resolution 6.16.2 and 6.16.3*

b. *Possible Action: Resolution 6.16.4: Shall the District levee the full \$10 per acre assessment for the 4th Quarter?*

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6. Allocation of funds for summer work.

Possible Action: Discussion and selection of use of District funds for summer work.

7. Public Comments and New Business.

8. Adjournment of Meeting

Please Note: If necessary new supporting documents or a revised agenda will be emailed and posted prior to 72 hours before the meeting. The Agenda and supporting documents can be viewed and downloaded before June 13th. A link to the District web site is below.

<https://rd1607.specialdistrict.org/board-meetings?year=2022>

RECLAMATION DISTRICT 1607

RESOLUTION NO. 6.16.22

A RESOLUTION OF THE BOARD OF DIRECTORS OF RECLAMATION DISTRICT 1607 PROCLAIMING A LOCAL EMERGENCY, RATIFYING THE PROCLAMATION OF A STATE OF EMERGENCY BY GOVERNOR GAVIN NEWSOM, AND AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE LEGISLATIVE BODIES OF RECLAMATION DISTRICT 1607 FOR THE PERIOD JUNE 16 TO JULY 16 PURSUANT TO BROWN ACT PROVISIONS.

WHEREAS, Reclamation District 1607 is committed to preserving and nurturing public access and participation in meetings of the Board of Directors; and

WHEREAS, all meetings of Reclamation District 1607's legislative bodies are open and public, as required by the Ralph M. Brown Act (Cal. Gov. Code 54950 – 54963), so that any member of the public may attend, participate, and watch the District legislative bodies conduct their business; and

WHEREAS, the Brown Act, Government Code section 54953(e), makes provisions for remote teleconferencing participation in meetings by members of a legislative body, without compliance with the requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions; and

WHEREAS, a required condition is that a state of emergency is declared by the Governor pursuant to Government Code section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the state caused by conditions as described in Government Code section 8558; and

WHEREAS, a proclamation is made when there is an actual incident, threat of disaster, or extreme peril to the safety of persons and property within the jurisdictions that are within the District boundaries, caused by natural, technological, or human-caused disasters; and

WHEREAS, it is further required that state or local officials have imposed or recommended measures to promote social distancing, or, the legislative body meeting in person would present imminent risks to the health and safety of attendees; and

WHEREAS, such conditions now exist in the District, specifically, and

WHEREAS, meeting in person would present imminent risk to health and safety of attendees; and

WHEREAS, the Board of Directors does hereby find that Covid 19, social distancing orders or conditions causing imminent risk to attendees has caused, and will continue to cause, conditions of peril to the safety of persons within the District that are likely to be beyond the control of services, personnel, equipment, and facilities of the District, and desires to proclaim a local

emergency and ratify the proclamation of state of emergency by the Governor of the State of California and possibly ratify state or local orders for social distancing; and

WHEREAS, as a consequence of the local emergency, the Board of Directors does hereby find that the legislative bodies of Reclamation District 1607 shall conduct their meetings without compliance with paragraph (3) of subdivision (b) of Government Code section 54953, as authorized by subdivision (e) of section 54953, and that such legislative bodies shall comply with the requirements to provide the public with access to the meetings as prescribed in paragraph (2) of subdivision (e) of section 54953; and

WHEREAS, the District has made a virtual meeting available to all interested parties via a Zoom conference call.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF Reclamation District 1607 DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. Proclamation of Local Emergency. The Board hereby proclaims that a local emergency now exists throughout the District, and meeting indoors for a public meeting could further spread the COVID virus.

Section 3. Ratification of Governor's Proclamation of a State of Emergency. The Board hereby ratifies the Governor of the State of California's Proclamation of State of Emergency, effective as of its issuance date of June 16, 2022.

Section 4. Remote Teleconference Meetings. The Secretary and legislative bodies of Reclamation District 1607 are hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution including, conducting open and public meetings in accordance with Government Code section 54953(e) and other applicable provisions of the Brown Act.

Section 5. Effective Date of Resolution. This Resolution shall take effect immediately upon its adoption and shall be effective until the earlier of (i) July 16, 2022, or such time the Board of Directors adopts a subsequent resolution in accordance with Government Code section 54953(e)(3) to extend the time during which the legislative bodies of Reclamation District 1607 may continue to teleconference without compliance with paragraph (3) of subdivision (b) of section 54953.

PASSED AND ADOPTED by the Board of Directors of Reclamation District 1607, this _____ day of _____, 20 ____, by the following vote:

AYES:
NOES:

ABSTAIN:
ABSENT:

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Minutes of Meeting

December 11, 2021

The meeting was called to order by President Dinelli at 1:01 pm at the Montezuma Clubhouse. In attendance besides President Gerry Dinelli were Trustees Edmund Linscheid, Mike Warriner and Jay Gudebski. Also in attendance were Secretary Chris Lanzafame, Matt Stretch, Rich Nave Jr., Jeff Cavanaugh and Walter Newell.

Mr. Dinelli changed the order of the agenda to discuss the Cavanaugh Road issue since Jeff Cavanaugh and Walter Newell representing RD 2130 were in attendance to discuss the use and maintenance of the road. Mr. Cavanaugh presented a bill for recent maintenance work that was done on the road this past October for \$16,740. Mr. Cavanaugh also explained that there had been a slip out on the road and then placed a layer of gravel over the entire road. Mr. Cavanaugh also explained that the recorded easement for our landowners to use the road required RD1607 to pay half of the maintenance costs of the road which would total \$8,370. Mr. Newell, whose parcel contains the road, stated that it was a pretty simple conclusion that the easement requires RD1607 should pay 50% of the cost. Mr. Newell also stated that the road is known to them as Rack Creek Road which is how we will refer to it from this point on.

Mr. Stretch, a member of the Concord Club, stated that since RD1607 had paid \$108,000 to rebuild the road in 2006 that has not been reimbursed to us from RD2130. He thought RD 2130 should credit apply a credit of \$54,000 for its half share making leaving a credit balance owed to RD1607 \$45,630. Mr. Linscheid agreed with that position.

Mr. Lanzafame stated that RD 1607 should be responsible for routine maintenance on the road based on the amount of use that RD1607 places on the road and which translates to the amount of damage that this use causes. Mr. Lanzafame explained that he had done a survey of the number of trips that the clubs on the west side of Van Sickle island made last year and the amount was surprisingly low. Most of the clubs are restricted to using the road only during the summer months since the western levee along honker bay is completely closed during the hunting seasons and doesn't open until the late spring when the earthen levees dry out. The wreck slough club is the only club that drives over the Rack Creek Road year round and they estimate they made 100 trips in the past year. They often drive over the road through the middle of their pond as do many of the other Van Sickle members who have permission to do so. Most of the Van Sickle clubs have made zero or less than 5 trips this past year over the Rack Creek Road. Mr. Lanzafame said even if 250 trips were made in a year the amount of damage to the road is minimal since the majority of traffic would be in the dry summer months. Mr. Lanzafame felt that an annual payment of \$1000 per year should be enough to cover the costs of minimal damage based on the amount of use towards a maintenance fund and that RD1607 should not be responsible for the structural integrity of the road or failures caused by extreme storms and high tides.

Mr. Cavanaugh stated that their District, in conjunction with their current mitigation project plans would like to put aside \$10,000 per year into a road maintenance fund and that RD1607 should contribute \$5,000 per year to that fund to use the road. Mr. Linscheid and Mr. Gudbski both agreed that this amount of contribution was way to high since we could barely maintain our own levees given our current budget.

Mr. Cavanaugh stated that the recorded easement was clear and should be followed and started to read from an unrecorded attachment from an easement with another entity. Mr. Lanzafame stated that the existing lease with RD2130 should be re-negotiated. Mr. Lanzafame suggested that RD1607 should break the stalemate by offering to pay \$5000 now which would translate to a good faith deposit towards renegotiating a new easement that reflects the actual amount of contribution each year to cover the maintenance portions

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of the road based on the use it gets. He mentioned that this was especially true since RD2130 does not allow PGE to travel on this road and this would require RD1607 to consider creating and maintaining a new road for PGE to use to service the west side of Van Sickle. Mr. Cavanaugh had previously submitted a copy of the actual PGE easement which shows the access point on the east side of the Wreck Slough Club pond. This could force RD1607 to pay to maintain two roads.

Mr. Newell had to leave and he said he would accept a \$5,000 payment for now but that RD1607 would have to pay for 50% of future work. Mr. Gudebski favored the idea of paying a flat fee of around \$1000 per year since we can barely maintain our own levees. Mr. Warriner made a motion that RD1607 would pay \$5,000 now as its share for the recent maintenance work that had been done but that any work in the future would need to be discussed prior to doing the work so we could decide what was maintenance work and what was structural work. Mr. Gudebski seconded the motion and it was approved 3 to 1 with Linscheid as the dissenting vote. There was no consensus on whether the current easement would be continued or whether it would be abandoned or amended and that the \$5000 payment was a good faith payment to allow time to revisit the agreement before more maintenance needed to be done. It would also give RD1607 to meet with PGE to discuss future access to their power structures.

Minutes of the meetings of April 19,2021 and June 30, 2021 were approved as read (Moved Linscheid/seconded Warriner)

Mr. Lanzafame discussed the financial report that is attached to these minutes.

Mr. Lanzafame stated that we were still expecting a load of Rip Rap from Dutra by mid December and that we would be paying off our time warrants from the 2017 floods on January 1, 2022.

A motion was made by Mr. Warriner to adjourn at 2:55 and was approved unanimously. (Second Linschied).

Reclamation District 1607
Income Statement
06/01/22 to 06/30/22

	Period	%	YTD	%
Income				
Assessments Earned	\$ 0.00	0.0	\$ 97,508.30	45.9
Interest Earned	0.20	100.0	3,251.13	1.5
Misc Income	0.00	0.0	0.12	0.0
Spinner Island Road Lease	0.00	0.0	480.00	0.2
State Subventions Income	0.00	0.0	60,549.00	28.5
DWR Emergency Funding	0.00	0.0	50,000.00	23.5
DWR 5YR Income	0.00	0.0	796.72	0.4
Total Income	0.20	100.0	212,585.27	100.0
Operating Expenses				
Bank Charges	0.00	0.0	40.07	0.0
Dues	0.00	0.0	503.00	0.2
Engineering	6,105.00	*****	33,335.06	15.7
DWR Five Year Plan	0.00	0.0	14,633.75	6.9
Insurance - Workers Comp	0.00	0.0	1,800.21	0.8
Interest Expense	0.00	0.0	700.00	0.3
Legal Fees	0.00	0.0	3,601.88	1.7
Annual Audit	0.00	0.0	6,727.75	3.2
Levee Maintenance	0.00	0.0	88,072.65	41.4
Miscellaneous Expense	0.00	0.0	359.18	0.2
Payroll	0.00	0.0	14,676.00	6.9
Payroll Taxes	0.00	0.0	1,183.04	0.6
Pump Expense - River Dog	0.00	0.0	2,838.65	1.3
Pump Expense - Spoonbill Pump	2,222.43	*****	15,088.82	7.1
Pump Expense - Honker Pump	1,317.73	*****	6,410.77	3.0
Pump Expense - Repair & Maint	0.00	0.0	182.51	0.1
SRCD Permit Fee	0.00	0.0	9,928.00	4.7
Utilities	50.00	*****	960.00	0.5
Total Operating Expenses	9,695.16	*****	201,041.34	94.6
 Net income (loss)	 <u>\$ (9,694.96)</u>	 <u>*****</u>	 <u>\$ 11,543.93</u>	 <u>5.4</u>

Reclamation District 1607
Balance Sheet
as of 06/08/22

Assets

Current Assets

Cash In Bank-County Fund 205

\$ 64,104.65

Cash In Bank - WF Checking

70,779.77

Accounts Receivable

12,578.62

Total Current Assets

147,463.04

Total Assets

\$ 147,463.04

Liabilities & Equity

Current Liabilities

Accounts Payable

\$ 20,782.53

Total Current Liabilities

20,782.53

Long Term Liabilities

DWR Advance Payable

12,088.98

Total Long Term Liabilities

12,088.98

Owners' Equity

Equity

127,060.32

Retained Earnings

(24,012.72)

Current income

11,543.93

Total Owners' Equity

114,591.53

Total Liabilities & Equity

\$ 147,463.04

Reclamation District 1607
 Accounts Receivable Summary
 06/08/22

Customer	Current	1-30	31-60	61+	Total
906 Wreck Slough Rod & Gun Clu	0.00	0.00	0.00	1211.20	1,211.20
913 Four G Ranch Duck Club	0.00	0.00	113.83	9536.16	9,649.99
927 Spoonbill Duck Club	0.00	0.00	0.00	480.00	480.00
928 The Duck Club	0.00	0.00	0.00	687.80	687.80
929 Riverside Gun Club	0.00	0.20	0.20	440.11	440.51
930 Hit & Miss Club	0.00	0.00	0.00	-3.00	-3.00
933 Mallard Farms	0.00	0.00	0.00	10.30	10.30
93- Honker Farms	0.00	0.00	0.00	103.00	103.00
937 Allen & Christine Kanady,	0.00	0.00	0.00	-24.00	-24.00
939 Marilyn Kittrell	0.00	0.00	0.00	22.82	22.82

Aging Summary

Current	0.00
1-30	0.20
31-60	114.03
61+	12,464.39
	12,578.62
1100 Accounts Receivable	12,578.62

RD 1607 Treasurer's Report 6.16.22
CashFlow Projection Through 9.30.22

Cash and Bank Accounts

County Fund	\$	64,104.65
DWR Advance 5 year Plan	\$	(12,088.98)
Wells Fargo Checking	\$	70,779.77

Total Available Cash \$ **122,795.44**

Assessments Receivable	\$	12,578.62
CRC Lease Payment due 6/1/22	\$	50,000.00
Call 240 7.1.22-9.1.22	\$	24,697.40
Less Delinquent Accounts over 60 days	\$	(7,516.43)

Total Funds Over Period

Current Funds \$ **202,555.03**

Comitted Payables and Projects

Pumping	\$	5,000.00
Administration and project inspections Oct thru Dec	\$	4,500.00
Sacramento Repair Project Completed 6/4/22	\$	30,100.00
Legal Fees Regarding eminent domain action	\$	1,200.00
Engineering: subventions	\$	5,500.00
Misc	\$	5,000.00
Total Expected Comitted Expenses	\$	51,300.00

Net Balance 9/30/22 \$ **151,255.03**

Additional Revenue receivables

Possible Projects

Dredging On River Dog	\$	25,000.00
Dredging on Hit and Miss	\$	25,000.00
Mowing levee	\$	5,000.00
Rebuild River Dog Pump	\$	25,000.00
Dredge Pump Canals	\$	10,000.00
	\$	90,000.00

Reclamation District No. 1607

VAN SICKLE ISLAND-SOLANO COUNTY, CALIFORNIA

**RESOLUTION
OF THE BOARD OF TRUSTEES
OF RECLAMATION DISTRICT No. 1607
Resolution 6.26.2**

RESOLVED that the work included in Reclamation District No. 1607's ("District") 2022-2023 Delta Levee Subventions Program Application consists of the maintenance and/or repair of existing levee improvements which involves negligible or no expansion of said improvements' existing uses and, hence, falls within the categorical exemption to the California Environmental Quality Act set forth in California Code of Regulations, title 14, section 15301; that said work does not constitute an exception to the exemptions of the California Environmental Quality Act; and that the District's Engineer is authorized to prepare and file with the County of Solano the appropriate Notice of Exemption on behalf of the District.

Resolution 6.16.3

RESOLVED that the President or Secretary of Reclamation District No. 1607 be and hereby is authorized to execute on behalf of this District that Agreement between The Reclamation Board of the State of California and Reclamation District No. 1607 covering participation in the Delta Levee Subventions Program pursuant to Part 9, Division 6 of the Water Code as amended by SB 34, Chapter 28, Statutes of 1988 for fiscal year 2022-2023 and the work to be reported to the State thereunder is determined to be categorically exempt under the California Environmental Quality Act (Pub. Resources Code, § 21000 et seq.) for the reasons set forth above.

CERTIFICATION

I, Chris Lanzafame, Secretary of Reclamation District No. 1607, do hereby certify that the above is a true and correct copy of the resolution duly adopted by the Board of Trustees of Reclamation District No. 1607 on this day,

_____.

Chris Lanzafame, RD 1607,

Secretary