

Reclamation District No. 2140
211 Main Street
Hamilton City, California 95951

Board of Trustees
Minutes of Meeting Held October 21, 2016

CALL TO ORDER:

The regular meeting of the Board of Trustees of Reclamation District No. 2140 (RD 2140) held on October 21, 2016, at the Hamilton City Community Services District office was called to order at 9:16 a.m. by Board President LeeAnn Grigsby-Puente.

Board Members present: LeeAnn Grigsby-Puente, Walt Stile and Dawit Zeleke.

Board Members absent: None.

District representatives: Bill Paris, Legal Counsel, Tom Anderson, Interim Secretary

GUESTS: Erik Nagy, Principal Engineer (LWA), Ryan Luster (TNC), Adrian Frediani (TNC by telephone), Megan Jonsson (LWA), Jose Puente, (General Manager HCCSD) and Dan James (Hamilton City Fire Chief - arrived 9:45 a.m.).

PUBLIC COMMENT: None.

MINUTES:

Board Member Walt Stile made a motion to approve the minutes for the meeting held September 23. The motion was seconded by Board Member Dawit Zeleke and it passed by a unanimous vote.

CORRESPONDENCE:

1. Notice from Golden State Risk Management Authority (GSRMA) regarding selection of special district representative for the GSRMA Board of Directors.
2. Miscellaneous correspondence – no action required nor taken.

REVIEW of FINANCIAL ACTIVITIES:

1. The Director's report for September was not received from the County Department of Finance.

OLD BUSINESS:

1. Status report of the project:
 - a. Under Phase 1 construction Erik Nagy reported the contractor is working on installing four (4) culvert crossings which, when completed, will allow the

existing J Levee along the Phase 1 area to be degraded. Installation of the deer fencing is underway. By previous arrangement some work was delayed 2-3 days to minimize disruption with the farmers' harvest activities during walnut harvest.

- b. Mr. Nagy reported no new information for the Phase 1 restoration. He spoke with representatives from the River Partners to discuss strategies on how to best coordinate activities with the U.S. Army Corps of Engineers (U.S. ACE). Ryan Luster noted that he too spoke with representatives from the River Partners and noted that representatives from The Nature Conservancy (TNC) had collected seeds which can be used in the Phase 1 restoration effort.
- c. Under Phase 2 levee construction, Mr. Nagy noted he received the Phase 2A "take letter" on October 21st. Mr. Nagy met with Messrs. Floyd Pedersen and Tim Anderson to discuss some of the drainage issues on Mr. Pedersen's parcel (APN 032-240-011-000). Options presented must be reviewed and approved by U.S. ACE. Lastly, Mr. Nagy will meet with representatives from P.G. & E. to discuss the gas line relocation.
- d. Mr. Nagy reported that he spoke with staff from Congressman Garamendi's office to discuss the 902 issue. The U.S. Senate version (note: S. 2848 – Water Resource Development Act of 2016, Section 1050 - approved 9/15/2016) has revisions to the 902 limit that appear to address the heart of the issue (increased land values). The House of Representatives version has language that does not appear to be as "straight forward" as the Senate version. The matter will be considered in conference committee between the two houses. Both Congressman Garamendi and Congressman LaMalfa have written letters of support for the Senate version. As this issue relates to the Hamilton City levee project, Mr. Nagy will meet with representatives from the U.S. ACE to review and update project cost estimates and the cost schedule risk analysis. [Note: Section 902 of the Water Resources Development Act, or WRDA, of 1986 defines the maximum amount that a project may cost. "The maximum project cost includes the authorized cost (adjusted for inflation), the current cost of any studies, modifications, and action authorized by WRDA '86 or any later law, and 20 percent of the authorized cost (without adjustment for inflation). The cost of modifications required by law is to be kept separate and added to other allowable costs. These three components equal the maximum project cost allowed by section 902."]

NEW BUSINESS:

1. Megan Jonsson reviewed the process for the benefit assessment balloting and tabulation, emphasizing the process is designed to be transparent. Board Member Stile made the motion to adopt Board Resolution 2016-06, approving the

- Hamilton City Levee Operations and Maintenance Assessment Ballot Tabulation Plan and Procedures. Board Member Zeleke seconded the motion and it was approved by a unanimous vote.
2. The Board reviewed the notice received from GSRMA regarding selection of special district representative for the GSRMA Board of Directors. The Board deferred action on this item.
 3. Mr. Luster discussed the transfer of the “Westermann” parcel (APN 032-230-018-000) from The Nature Conservancy to RD 2140. This property is where the Phase 2A levee construction would occur. Mr. Luster noted the transfer is scheduled for May 2017 and that, while TNC would prefer to transfer title to RD 2140 then, TNC can wait until it is “absolutely needed” by RD 2140. RD 2140 would need to act to accept the title transfer.

REPORTS:

1. **Board:** No report.
2. **Secretary:** No report.
3. **Legal Counsel:** No report.

PAYMENT OF RD 2140 BILLS:

Interim Secretary Anderson presented a list of claims for payment (bills) submitted to the County Department of Finance for the period 10/5/2016 to 10/10/2016 and totaling \$35,818.81. Board Member Zeleke made a motion to approve payment of the bills. Board Member Stile seconded the motion and it carried unanimously.

ADJOURNMENT: 10:45 a.m.

The next regular Board Meeting will be held Friday, November 18, 2016, at the HCCSD office at 211 Main Street, beginning at 9:00 a.m.

Respectively submitted,

Arthur T. (Tom) Anderson
Interim Secretary