



Yuba County, California



SPECIAL BOARD MEETING AGENDA

**Reclamation District 784
1594 Broadway Street
Arboga, CA 95961-8821**

Meeting Description:

Reclamation District No. 784 Board of Trustee’s Special Board Meeting

Date: December 6, 2023 Time: 11:00 a.m. Location: Reclamation District 784 Office

This Meeting Will Be Accessible To The Public In Person or Via Zoom Meeting

Join Zoom Meeting (Copy and paste link into search field of an internet browser)

<https://us02web.zoom.us/j/81038854262?pwd=OTQwRDdRvdFI5akVwcEdRK3RLSUJCUT09>

Meeting ID: 810 3885 4262

Passcode: 7842020

To participate via the audio only teleconference, dial into the meeting by calling:

1-253-215-8782 US

OR

1-301-715-8592 US

Enter Meeting ID: 810 3885 4262

Enter Passcode: 7842020 (You may be prompted to enter this twice)

1. Call to Order: Welcome to the Reclamation District 784 Board of Trustees Meeting.
Roll Call: Sarbdeep Atwal – RD784 Board President, David Read – RD784 Board Vice-President, Joe Danna – RD784 Trustee, Jared Hastey – RD784 Trustee, Brent Hastey – RD784 Trustee, Kimberly Ford – RD784 Deputy Secretary of the Board, Patrick Meagher – RD784 Secretary of the Board, Tina Moore – RD784 Field Superintendent, Sean Minard – RD784 Engineer, and Jesse Barton - RD784 Attorney.
2. Open Session:
3. Public Communication: Any person may speak on any topic provided it is within the jurisdiction of the Reclamation District 784. If a person wishes to speak on any agenda item in particular, that person may speak now, or if that person wishes to withhold comment until Board consideration of the item, please inform the Board at this time what agenda item the speaker wishes to address, and the Board will solicit additional comment when that agenda item is called. The time allotted for receiving public comment will be limited to no more than five minutes per each individual or group.
Consent Items
4. Approve Meeting Minutes –

5. <i>Approve Checks and Warrants –</i>
6. <i>Board to Consider Adopting Resolution 2023-12-01 to Accept DWR 2023-2024 FMAP Funds –</i>
7. <i>Board to Consider Providing a Letter of Support to the County of Yuba for Grant Funding Under the Caltrans Sustainable Transportation Planning Grant Program –</i>
Discussion Items
8. <i>Board to Receive Information on the Appointment of Brent Hastey and Jared Hastey to Four Year Terms Starting December 2023 through December 2027 –</i>
9. <i>Board to Consider Postponing the Regular January 2, 2024 Board Meeting Until Wednesday, January 10, 2024 and Receive 2024 Board Meeting Schedule –</i>
10. <i>Board to Select Chair and Vice-Chair for 2024 –</i>
11. <i>Board to Receive the Monthly Budget Snapshot –</i>
12. Closed Session:
Conference with Legal Counsel – Anticipated Litigation – Initiation of Litigation pursuant to paragraph (4) of Subdivision (d) of Section 54956.9. One case.
13. <i>Field Manager’s Report –</i>
14. <i>Administrative Assistant’s Report –</i>
15. <i>General Manager’s Report –</i>
16. <i>Board Reports –</i>
17. <i>Adjournment –</i>
<i>The complete Board Agenda Meeting Material is available at the Reclamation District 784 Office, located at 1594 Broadway, Arboga, CA 95961. Any disclosable public record related to an open session item on the agenda and has been distributed to all or a majority of the Board Members less than 72 hours prior to the meeting and is available for public inspection during normal business hours.</i>
<i>If you have a disability and need disability-related modifications or accommodations to participate in this meeting, please contact the Office Manager of the Reclamation District 784 at (530) 742-0520 or fax (530) 742-3021. All requests should be made at least 24 hours prior to the start of the meeting. This follows compliance with Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132) and the federal rules and regulations adopted in implementation thereof.</i>

Reclamation District 784
Special Board Meeting Agenda Briefing
December 6, 2023

This Meeting Will Be Accessible To The Public In Person or Via Zoom Meeting

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<https://us02web.zoom.us/j/81038854262?pwd=OTQwRDRvdFI5akVwcEdRK3RLSUJCUT09>

Meeting ID: 810 3885 4262

Passcode: 7842020

1. Call to Order:
2. Open Session:
3. Public Comment:

Consent Items:

4. Approve Minutes:
5. Approve Checks and Warrants:
6. Board to Consider Adopting Resolution 2023-12-01 to Accept DWR 2023-2024 FMAP Funds: The 2023-24 Flood Maintenance Assistance Program will fund various levee maintenance activities and projects throughout the District. The District is eligible to receive \$874,300 for this next round of funding.
7. Board to Consider Providing a Letter of Support to the County of Yuba for Grant Funding Under the Caltrans Sustainable Transportation Planning Grant Program: The grant application is for funding a culvert inventory and condition survey which would prevent or mitigate local flooding, improve safety, and create a comprehensive plan for sustainable infrastructure serving rural communities. (See Handout)

Discussion Items:

8. Board to Receive Information on the Appointment of Brent Haste and Jared Haste to Four Year Terms starting December 2023 through December 2027: Brent Haste and Jared Haste were appointed to the RD784 Board on October 24, 2023 by the Yuba County B.O.S., then sworn in by the Clerk of the Board during the month of November 2023. No further action is required.

9. Board to Consider Postponing the Regular January 2 Board meeting until Wednesday, January 10, 2024, and Receive the 2024 Board Meeting Schedule:
(See Handout)

10. Board to Select Chair and Vice Chair for 2024:

11. Board to Receive the Monthly Budget Snapshot:

12. Closed Session: Conference with Legal Counsel – Anticipated Litigation – Initiation of Litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9. One case.

**FUNDING AGREEMENT BETWEEN
THE STATE OF CALIFORNIA (DEPARTMENT OF WATER RESOURCES)
AND
RECLAMATION DISTRICT 784**

2024-FMAP-RD784-01

THIS FUNDING AGREEMENT is entered into by and between the Department of Water Resources of the State of California, herein referred to as the "State" and the Reclamation District 784, a local flood maintaining agency in the State of California, duly organized, existing, and acting pursuant to the laws thereof, herein referred to as the "Funding Recipient," which parties do hereby agree as follows:

1. **PURPOSE.** State shall provide funding from the Budget Act of 2023 to Funding Recipient to assist in financing operations and maintenance activities as set forth in Exhibit A (Project).
2. **TERM OF FUNDING AGREEMENT.** The term of this Funding Agreement begins on the date this Funding Agreement is initially executed by State, through final plus three (3) years unless otherwise terminated or amended as provided in this Agreement. The work window covered by this Agreement begins January 1, 2024 and ends December 31, 2024. Invoices for this work shall be submitted no later than April 30, 2025.
3. **FUNDING AMOUNT.** The maximum amount payable by the State under this Agreement shall not exceed \$874,300.
4. **BASIC CONDITIONS.** State shall have no obligation to disburse money under this Funding Agreement until Funding Recipient has satisfied the following conditions:
 - A. Funding Recipient provides sufficient record for operations and maintenance activities and actual expenditures, as stated in their submittal package.
 - B. Funding Recipient submits a new Operations, Maintenance, Repair, Rehabilitation, and Replacement (OMRR&R) Assurance Agreement executed with the Central Valley Flood Protection Board for the Funding Recipient's entire jurisdiction.
 - C. For the term of this Funding Agreement, Funding Recipient submits timely Quarterly Progress Reports as required by Paragraph 10, "Submission of Reports."
 - D. Funding Recipient submits all deliverables as specified in Paragraph 10 of this Funding Agreement and in Exhibit A.
 - E. Prior to the commencement of implementation activities, for work that is subject to the California Environmental Quality Act (CEQA) and or environmental permitting shall not proceed under this Funding Agreement until the following actions are performed:
 - i. Funding Recipient submits to the State all applicable environmental permits as indicated on the Environmental Information Form to the State,
 - ii. Documents that satisfy the CEQA process are received by the State,
 - iii. State has completed its CEQA compliance review as a Responsible Agency, and
 - iv. Funding Recipient receives written concurrence from the State of Lead Agency's CEQA document(s) and State notice of verification of environmental permit submittal.

State's concurrence of Lead Agency's CEQA documents is fully discretionary and shall constitute a condition precedent to any work (i.e., implementation activities) for which it is required. Once CEQA documentation has been completed, State will consider the environmental documents and decide whether to continue to fund the project or to require changes, alterations or other mitigation. Funding Recipient must also demonstrate that it has complied with all applicable requirements of the National

Environmental Policy Act (NEPA) by submitting copies of any environmental documents, including environmental impact statements, Finding of No Significant Impact, mitigation monitoring programs, and environmental permits as may be required prior to implementation.

5. DISBURSEMENT OF FUNDS. State will disburse to Funding Recipient the amount approved, subject to the availability of funds through normal State processes. Notwithstanding any other provision of this Funding Agreement, no disbursement shall be required at any time or in any manner which is in violation of, or in conflict with, federal or State laws, rules, or regulations. Any and all money disbursed to Funding Recipient under this Funding Agreement shall be deposited in a separate account and shall be used solely to pay Eligible Costs.
6. ELIGIBLE COSTS. Funding Recipient shall apply State funds received only to eligible Costs in accordance with applicable provisions of the law and Exhibit B. Eligible Costs include the reasonable costs of studies, engineering, design, land and easement acquisition, legal fees, permit fees, preparation of environmental documentation, environmental mitigations, monitoring, and maintenance activities. Only work performed after the execution of this Agreement shall be eligible for reimbursement.

Unless otherwise noted, costs that are not eligible for reimbursement with State funds cannot be counted as Funding Match. Costs that are not eligible for reimbursement include but are not limited to the following items:

- A. Costs, other than those noted above, incurred prior to the execution of this Agreement.
 - B. Purchase and maintenance of general use vehicles.
 - C. Replacement of existing funding sources for ongoing programs.
 - D. Travel and per diem costs.
 - E. Support of existing agency requirements and mandates (e.g., punitive regulatory agency requirement).
 - F. Purchase of land or interests in land other than those authorized in Exhibit A.
 - G. Purchase or construction of new facilities.
 - H. Utility costs.
 - I. Overhead and indirect costs. "Indirect Costs" means those costs that are incurred for a common or joint purpose benefiting more than one cost objective and are not readily assignable to the funded project (i.e., costs that are not directly related to the funded project). Examples of Indirect Costs include, but are not limited to: central service costs; general administration of the Funding Recipient; non-project-specific accounting and personnel services performed within the Funding Recipient's organization; depreciation or use allowances on buildings and equipment; the costs of operating and maintaining non-project-specific facilities; tuition and conference fees; and, generic overhead or markup. This prohibition applies to the Funding Recipient and any subcontract or sub-agreement for work on the Project that will be reimbursed pursuant to this Agreement.
7. METHOD OF PAYMENT. Funds shall be disbursed to Funding Recipient after the disbursement requirements in Paragraph 4 "Basic Conditions" are met and in accordance with Exhibit B. Any funds provided in advance of actual expenditures shall be spent on Eligible Project Costs within six (6) months of disbursement from the State. Failure to provide adequate documentation on the use of any advanced funds shall constitute a material breach of this Agreement subject to the default provisions in Paragraph 9, "Default Provisions." Any funds not advanced in accordance with Exhibit B, the State will disburse to Funding Recipient, following receipt from Funding Recipient via electronic format invoice(s) for costs incurred and Quarterly Progress Reports as required by Paragraph 10, "Submission of Reports." Payment will be made no more frequently than quarterly, in arrears, upon receipt of an invoice bearing the Funding Agreement number.

Advance funds may be dispersed to Funding Recipient for eligible O&M activities as described in Exhibit B.

State will notify Funding Recipient, in a timely manner, whenever, upon review of an Invoice, State determines that any portion or portions of the costs claimed are not Eligible Costs or is not supported by

documentation or receipts acceptable to State. Funding Recipient may, within thirty (30) calendar days of the date of receipt of such notice, submit additional documentation to State to cure such deficiency(ies). If Funding Recipient fails to submit adequate documentation curing the deficiency(ies), State will adjust the pending invoice by the amount of ineligible or unapproved costs.

Invoices submitted by Funding Recipient shall include the following information:

- A. Costs incurred for work performed during the funding period identified in the particular invoice.
- B. Invoices shall be submitted on forms provided by State and shall meet the following format requirements:
 - i. Invoices must contain the date of the invoice, the time period covered by the invoice, and the total amount due.
 - ii. Invoices must be itemized based on the categories (i.e., tasks) specified in Exhibit B. The amount claimed for salaries/wages/consultant fees must include a calculation formula (i.e., hours or days worked times the hourly or daily rate = the total amount claimed).
 - iii. One set of sufficient evidence (i.e., receipts, copies of checks, time sheets) must be provided for all costs included in the invoice.
 - iv. Each invoice shall clearly delineate those costs claimed for reimbursement from the State's funding amount, as set forth in Exhibit B.
 - v. Funding Recipient or their representative shall submit invoices and quarterly reports in electronic format to the following project manager: Jason Little
at Jason.Little@water.ca.gov.

All invoices submitted shall be accurate and signed under penalty of law. Any and all costs submitted pursuant to this Agreement shall only be for the tasks set forth herein. The Funding Recipient shall not submit any invoice containing costs that are ineligible or have been reimbursed from other funding sources unless required and specifically noted as such (i.e., match costs). Any eligible costs for which the Funding Recipient is seeking reimbursement shall not be reimbursed from any other source. Double or multiple billing for time, services, or any other eligible cost is illegal and constitutes fraud. Any suspected occurrences of fraud, forgery, embezzlement, theft, or any other misuse of public funds may result in suspension of disbursements of grant funds and/or termination of this Agreement requiring the repayment of all funds disbursed hereunder plus interest. Additionally, the State may request an audit pursuant to Paragraph D.5 and refer the matter to the Attorney General's Office or the appropriate district attorney's office for criminal prosecution or the imposition of civil liability. (Civ. Code, §§ 1572-1573; Pen. Code, §§ 470, 489-490.)

8. WITHHOLDING OF DISBURSEMENTS BY STATE. If State determines that the Project is not being implemented in accordance with the provisions of this Funding Agreement, or that Funding Recipient has failed in any other respect to comply with the provisions of this Funding Agreement, and if Funding Recipient does not remedy any such failure to State's satisfaction, State may withhold from Funding Recipient all or any portion of the State funding and take any other action that it deems necessary to protect its interests. Where a portion of the State funding has been disbursed to the Funding Recipient and State notifies Funding Recipient of its decision not to release funds that have been withheld pursuant to Paragraph 9, the portion that has been disbursed shall thereafter be repaid immediately with interest at the California general obligation bond interest rate at the time the State notifies the Funding Recipient, as directed by State. State may consider Funding Recipient's refusal to repay the requested disbursed amount a contract breach subject to the default provisions in Paragraph 9, "Default Provisions." If State notifies Funding Recipient of its decision to withhold the entire funding amount from Funding Recipient pursuant to this paragraph, this Funding Agreement shall terminate upon receipt of such notice by Funding Recipient and the State shall no longer be required to provide funds under this Funding Agreement and the Funding Agreement shall no longer be binding on either party.

9. DEFAULT PROVISIONS. Funding Recipient will be in default under this Funding Agreement if any of the following occur:
- A. Substantial breaches of this Funding Agreement, or any supplement or amendment to it, or any other agreement between Funding Recipient and State evidencing or securing Funding Recipient's obligations;
 - B. Making any false warranty, representation, or statement with respect to this Funding Agreement or the application filed to obtain this Funding Agreement;
 - C. Failure to abide by the terms of the OMRR&R Agreement with the Central Valley Flood Protection Board.
 - D. Failure to make any remittance required by this Funding Agreement including any remittance recommended as the result of an audit conducted pursuant to Paragraph D.5.
 - E. Failure to submit timely progress reports.
 - F. Failure to routinely invoice State.

Should an event of default occur, State shall provide a notice of default to the Funding Recipient and shall give Funding Recipient at least ten (10) calendar days to cure the default from the date the notice is sent via first-class mail to the Funding Recipient. If the Funding Recipient fails to cure the default within the time prescribed by the State, State may do any of the following:

- A. Declare the funding be immediately repaid.
- B. Terminate any obligation to make future payments to Funding Recipient.
- C. Terminate the Funding Agreement.
- D. Take any other action that it deems necessary to protect its interests.

In the event State finds it necessary to enforce this provision of this Funding Agreement in the manner provided by law, Funding Recipient agrees to pay all costs incurred by State including, but not limited to, reasonable attorneys' fees, legal expenses, and costs.

10. SUBMISSION OF REPORTS. The submittal and approval of all reports or invoices is a requirement for the successful completion of this Funding Agreement. Reports or invoices shall meet generally accepted professional standards for technical reporting and shall be proofread for content, numerical accuracy, spelling, and grammar prior to submittal to State. All reports or invoices shall be submitted to the State's Project Manager Via electronic mail provided. If requested, Funding Recipient shall promptly provide any additional information deemed necessary by State for the approval of reports. Reports shall be presented in the formats described in the applicable portion of Exhibit F. The timely submittal of reports verifying progress is a requirement for initial and continued disbursement of State funds. Submittal and subsequent approval by the State of a Funding Completion Report is a requirement for the subsequent release of any funds to the Funding Recipient in any Fiscal Year.
- A. Quarterly Progress Reports: Funding Recipient shall submit Quarterly Progress Reports to meet the State's requirement for disbursement of funds. Quarterly Progress Reports shall be submitted to the State's Project Manager via electronic mail to the address provided. Quarterly Progress Reports shall, in part, provide a brief description of the work performed, Funding Recipients activities, milestones achieved, any accomplishments and any problems encountered in the performance of the work under this Funding Agreement during the reporting period.
 - B. Closeout Report: Funding Recipient shall prepare and submit to State a Closeout Report. Funding Recipient shall submit a Closeout Report within ninety (90) calendar days of work completion. The report shall include, in part, a description of actual work done, any changes or amendments to the work plan, and a final schedule showing actual progress versus planned progress, copies of any final documents or reports generated or utilized during the Project.

- 11. NOTIFICATION OF STATE. Funding Recipient shall promptly notify State, in writing, of the following items:
 - A. Events or proposed changes that could affect the scope, budget, work performed, or schedule under this Funding Agreement. Funding Recipient agrees that no substantial change in the scope of the O&M activities will be undertaken until written notice of the proposed change has been provided to State and State has given written approval for such change. Substantial changes generally include changes to the scope of work, schedule or term, and budget.
 - B. Any public or media event publicizing the accomplishments and/or results of this Funding Agreement and provide the opportunity for attendance and participation by State's representatives. Funding Recipient shall make such notification at least 14 calendar days prior to the event.
 - C. Discovery of any potential archaeological or historical resource. Should a potential archaeological or historical resource be discovered during implementation, the Funding Recipient agrees that all work in the area of the find will cease until a qualified archaeologist has evaluated the situation and made recommendations regarding preservation of the resource, and the State has determined what actions should be taken to protect and preserve the resource. The Funding Recipient agrees to implement appropriate actions as directed by the State.
 - D. The initiation of any litigation or the threat of litigation against the Funding Recipient regarding the Project or that may affect the Project in any way.

12. NOTICES. Any notice, demand, request, consent, or approval that either party desires or is required to give to the other party under this Funding Agreement shall be in writing. Notices may be transmitted by any of the following means:

- A. By delivery in person.
- B. By certified U.S. mail, return receipt requested, postage prepaid.
- C. By "overnight" delivery service; provided that next-business-day delivery is requested by the sender.
- D. By electronic means.
- E. Notices delivered in person will be deemed effective immediately on receipt (or refusal of delivery or receipt). Notices sent by certified mail will be deemed effective given ten (10) calendar days after the date deposited with the U. S. Postal Service. Notices sent by overnight delivery service will be deemed effective one business day after the date deposited with the delivery service. Notices sent electronically will be effective on the date of transmission, which is documented in writing. Notices shall be sent to the below addresses. Either party may, by written notice to the other, designate a different address that shall be substituted for the one below.

13. PERFORMANCE EVALUATION. Upon completion of this Funding Agreement, Funding Recipient's performance will be evaluated by the State and a copy of the evaluation will be placed in the State file and a copy sent to the Funding Recipient.

14. FUNDING AGREEMENT REPRESENTATIVES. The Funding Agreement Representatives during the term of this Funding Agreement are as follows:

Department of Water Resources
 Project Representative:
 Name: Jeff H. Van Gilder
 Title: Senior Engineering Geologist
 Mailing Address: 3310 El Camino Ave., Room 140
Sacramento, CA 95821
 Phone: (916) 574-2745
 Email: Jeff.VanGilder@water.ca.gov

Reclamation District 784
 Project Representative:
 Name: _____
 Title: _____
 Mailing Address: _____

 Phone: _____
 Email: _____

Direct all inquiries to the Project Manager:

Department of Water Resources
 Project Manager:
 Name: Jason Little
 Title: Engineering Geologist
 Mailing Address: 3310 El Camino Ave., Room 140
Sacramento, CA 95821
 Phone: (916) 914-0222
 Email: Jason.Little@water.ca.gov

Reclamation District 784
 Project Manager:
 Name: _____
 Title: _____
 Mailing Address: _____

 Phone: _____
 Email: _____

Either party may change its Project Representative or Project Manager upon written notice to the other party.

15. STANDARD PROVISIONS AND INTEGRATION. This Funding Agreement is complete and is the final Agreement between the parties. The following Exhibits are attached and made a part of this Funding Agreement by this reference:

Exhibit A – Work Plan

Exhibit B – Budget

Exhibit C – Schedule

Exhibit D – Standard Conditions

Exhibit E – Funding Recipient Resolution

Exhibit F – Report Formats and Requirements

Exhibit G – State Audit Document Requirements and Funding Match Guidelines for Funding Recipients

IN WITNESS WHEREOF, the parties hereto have executed this Funding Agreement.

STATE OF CALIFORNIA
DEPARTMENT OF WATER RESOURCES

RECLAMATION DISTRICT 784

Jeremy Arrich, Division Manager

Division of Flood Management

Date _____

Reclamation District 784

Date _____

Approved as to Legal Form and Sufficiency

Robin Brewer, Assistant General Counsel

Office of General Counsel

Date _____

Exhibit E
RESOLUTION ACCEPTING FUNDS

Resolution No. 2023-12-01

Resolved by the Board of Trustees

of the Reclamation District 784

that pursuant and subject to all applicable State and Federal laws, including the California Budget Act of 2023, that the funds awarded to Reclamation District 784 by the California Department of Water Resources for a State-Federal Flood Control System Modification Program project titled: 2024-FMAP-RD784-01 are hereby accepted.

The Board of Trustees of the Reclamation District 784

is hereby authorized and directed to sign a Funding Agreement with the California Department of Water Resources and to sign requests for disbursements to be made under this Funding Agreement.

Passed and adopted at a regular meeting of the Board of Trustees of the Reclamation District 784 on December 6, 2023.

Ayes _____

Nays _____

Absent _____

Abstain _____

Authorized Signature _____

Printed Name _____

Title _____

Clerk/Secretary _____



Yuba County, California



December 6, 2023

Samuel Bunton
Public Works Director
County of Yuba
915 Eighth Street, Suite 125
Marysville, CA 95901

Mr. Bunton:

Reclamation District 784 (RD 784 or “District”) wholeheartedly supports the County’s application for grant funding to complete a *Climate Change Vulnerability Analysis for Rural Road Culverts*. The State of California established RD 784 in May 1908; the District operates under the authority of the State of California's Central Valley Flood Protection Board and the Department of Water Resources. The District serves approximately 40,676 acres including 33.59 miles of levees, more than 60 miles of internal drainage canals, and ten pumping stations. The District protects over 11,000 structures, including those within the communities of Linda, West Linda, and Olivehurst.

Yuba County’s rural communities endure frequent flooding due to inadequate drainage. In the past few years, we have seen an increasing frequency in localized flooding and culvert failures. The frequency and severity of this rural flooding is increasing due to the impacts of climate change. Existing culverts appear insufficient to convey runoff from extreme weather events, yet there is no comprehensive plan to correct the existing deficiencies.

RD 784 supports a comprehensive approach to addressing the existing system’s vulnerabilities to climate change. The proposed culvert inventory and condition survey would prevent or mitigate local flooding, improve the safety of our residents, and create a comprehensive plan for sustainable infrastructure serving rural communities. Once implemented, the at-risk culverts identified in the CIP can be scheduled for replacement. This will improve our roadways, protect our citizens, and reduce the frequency and severity of flooding. For these reasons, we support this proposed project and the associated grant application for funding.

Sincerely,

Patrick Meagher
Reclamation District 784

Proposed 2024 Board Meeting Schedule

Wednesday, January 10, 2024 - Special Meeting

Location: RD784 Board Room Time: 10:00 AM

Tuesday, February 6, 2024 - Regular Meeting

Location: RD784 Board Room Time: 10:00 AM

Tuesday, March 5, 2024 - Regular Meeting

Location: RD784 Board Room Time: 10:00 AM

Tuesday, April 2, 2024 - Regular Meeting

Location: RD784 Board Room Time: 10:00 AM

Tuesday, May 7, 2024 - Regular Meeting

Location: RD784 Board Room Time: 10:00 AM

Tuesday, June 4, 2024 - Regular Meeting

Location: RD784 Board Room Time: 10:00 AM

Tuesday, July 2, 2024 - Regular Meeting

Location: RD784 Board Room Time: 10:00 AM

Tuesday, August 6, 2024 - Regular Meeting

Location: RD784 Board Room Time: 10:00 AM

Tuesday, September 3, 2024 - Regular Meeting

Location: RD784 Board Room Time: 10:00 AM

Tuesday, October 1, 2024 - Regular Meeting

Location: RD784 Board Room Time: 10:00 AM

Tuesday, November 5, 2024 - Regular Meeting

Location: RD784 Board Room Time: 10:00 AM

Tuesday, December 3, 2024 - Regular Meeting

Location: RD784 Board Room Time: 10:00 AM

Maintenance and Projects Completed

Unit 1

1. Vegetation abatement around gate structures.
2. Grout squirrel holes L/S L/M 1.50 - 1.72.
3. Graffiti removal on blocks.
4. Debris removal.

Unit 2A

1. Vegetation abatement inside & outside of pump station 9.
2. Vegetation abatement around gate structures.
3. Trim back low hanging branches on W/S.
4. Grout squirrel holes L/S, L/M 2.34.

Unit 2B

1. Pump Station # 2 backup generators exercised on 11/14 & 11/27.
2. Exercise slide gate.
3. Vegetation abatement around gate structures.
4. Removed beaver obstruction at PS 2 outfall.

Unit 3A

1. Pump Station #6 Backup generators exercised on 11/14 & 11/27.
2. Exercised slide gate at levee crown.
3. Vegetation abatement around gate structures.

Unit 4

1. Vegetation abatement around gate structures.

Units 3B/ 5 / 6 (Horseshoe Levee)

1. Checked waterside flap gates weekly.
2. Exercised slide gates at levee crown.

Unit 7

1. Vegetation abatement around gate structures.
2. Debris Removal.

Unit 8

1. Vegetation abatement along concrete V-Ditch.

Unit 9

1. Pump Station #3 Backup generator exercised on 11/14 & 11/27.
2. Grout squirrel holes L/S, L/M 2.50.

Goldfields 200-year Levee

1. Exercised slide gate.
2. Vegetation abatement around gate structures.

Drainage Laterals and Detention Basins.

1. Vegetation abatement lateral 8, 9, 10, 11, 12, 13 (N & S), 14, 15(S), 15/17 crossing 16.
2. Vegetation abatement Cal Trans Basin.
3. Monitor pond 16 & 20 for beaver activity.

Shop, Office, Fleet Vehicles, and Equipment

1. The shop generator was exercised on 11/14 & 11/27.
2. Serviced 2018 water truck.
3. Replaced batteries in John Deere Backhoe.
4. Repaired lights on 2014 dump trailer & portable toilet.

Safety / Training

1. Administered weekly safety meetings: Emergency Action Plan, On-Call Procedures, Pepper Spray & Emergency Defibrillator.
2. 11/28 Flood Fight Training.

Miscellaneous

1. Regularly checked for damage or issues around the District including all RD784 Pump Stations, Olivehurst Pump Station, and Yuba College Flood Fight Coalition supplies storage site.
2. Annual Flood Fight Training.
3. Replace tires on disk.
4. Reconstruct shop yard concrete washout.
5. Reinstalled north pump at PS 5 (CPM).

Administrative Assistant Monthly Report

December 6, 2023

Accounting:

1. Budget Updates
2. Reconciliations
3. AP Reports and Check Processing for Vendors & Clients
4. Payroll Calculations and Submittal and JOB Costing
5. Checks, Warrants and Deposits
6. Green Sheet Reconciliations with Gracey @ County – Ongoing
7. Board Packets – Monthly Board Meeting – Assembling and Attendance
8. Reimbursement Program for Developers and TRLIA - Tracking and Meetings
9. QuickBooks Benefit Assessment Tracking Transition – Ongoing
10. Receiving Assessment Payments.
11. Preparing for the 2022-2023 Audit – Gathering & Researching Documents – Tiffany Shacklett & Jennifer Jensen.
12. Preparing to Close-Out Calendar Year 2023 Payroll.

Clerical/Office:

1. Impact Fees & Plan Check Fees
 - A. 5518 South Gledhill – Mauro Vargas
2. Permit Clearance Request Sign Offs
 - A. KB Homes – Cobblestone Phase 7
3. Cal-Trans Delinquent Assessments – Tracking
4. Lateral 16 Vacant Land Lot F – Harshmir Kaur Gill and Brandon Keesee

Human Resources:

1. Workman's Compensation Claim– Robert Avila – On-Going
2. Set-up and Implemented a new Workman's Comp & Pre-Employment Clinic – Regency Urgent Care Clinic – Afato Medical Group

Contract Management:

1. 2022-2023 FMAP Grant – On-Going
2. YWA/DWR IRWMP Grant – On-Going
3. YWA Boundary Grant - Grant Extended
4. TRLIA Goldfields – Maintenance Billing - On-Going
5. Olivehurst Pump Station – Maintenance Billing – On-Going
6. Chestnut Pond Watershed Improvements – Billing – On-Going
7. FSRP Grant – Executed 10/26/2023.
8. Preparing for 2023-2024 FMAP Grant

Regulatory Compliance:

1. Managing PWC 100 Projects online with Department of Industrial Relations – On-Going
2. Flood Fight Training Event was held on 11/28/2023.

Contacts:

Gracey Copelin @ Yuba County – YCDS, Mark Fowler @ Atteberry Searle, Aaron @ Paychex, Jesse Barton @ Gallery & Barton, Jolie Turk @ YC Treasurer, Patrick Soper @ LWA, Joseph Nyguen @ LWA, George and Jonathan @ Alliant Networking, Jennifer Jensen @ Auditor's, Kyle Close – Permit Runner, Veronica Cobian – ACWA, Veronica Gonzalez – KB Homes, Jaheesha @ GSRMA, and Tracey @ GSRMA.

Administration:

1. Meetings: 11/07 RD784 Board meeting, 11/13 FR RFMP Steering Committee, 11/26 RFMP Steering Committee, 11/16 County Operation Slow Rise Workshop, 11/17 CVFPB, and Rotary.
2. Approved employee time off requests and task scheduling.
3. Liability and Workman's Comp Insurance applications.
4. Grant Application submitted to YWA (9/19/23) for Pump Station 10 pipe outfall Improvements. (Pending outcome)
5. Grant Application submitted to YWA (Date) for 6 pipe replacements in the rural (Horseshoe) Levee. (Pending outcome)
6. Notice of unauthorized pipe culvert repair work in Lateral 14 sent to landowner at 3261 Feather River Blvd. on 11.06.2023.
7. Plan Reviews/Impact Fee Program:
 - A. TRLIA Climate Resiliency CVFPB Encroachment Permit Applications.
 - B. Lateral 14 Crossing (Applicant: P. Loek, APN 014-300-087)
 - C. Trull RV & Boat Storage – 4131 Hazel St. – Owner submitted revised plan on 10/3/23. MHM completed 4th review on 10/4. The owner has been notified to address some outstanding items.

Projects:

1. Pump Station 3 Outfall Pipe Repairs. *Completed*
2. Pump Station 5 North pump rehabilitation. *Completed*
3. Urban levee boundary adjustments – MHM/Yuba LAFCO.
4. USACE Utility encroachment correction coordination continues.
5. District owned Lot "F" at the end of Lateral 16 has been sold.

Regulatory Compliance:

1. DWR Flood Fight Training – *Hosted by the District on 11/28.*
2. Monthly pesticide spray use report submitted on-line to the County.
3. Weekly Safety Meetings.

Announcements:

1. RD784 Holiday Employee Appreciation Lunch (inside the Board Room) - Friday, December 8, @ 12:30 p.m.
2. The District office will be closed on the following dates in observance of the Christmas and New Year's Holidays:
 - Monday, December 25 and Tuesday, December 26.
 - Monday, January 1, and Tuesday, January 2.
 - Office hours in-between Christmas and New Year's may be reduced, depending on the weather.

BOARD MEETING MINUTES	RECLAMATION DISTRICT 784
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1594 Broadway Street
Arboga, CA 95961-8821

Meeting Description: Reclamation District No. 784 Board of Trustee’s Board Meeting
Due to COVID-19 Pandemic this Meeting was held Via Teleconference and in Person

Date: November 7, 2023 **Time:** 10:00am **Location:** Reclamation District 784 Office

Scheduled Time			Actual Time		
Start	Stop	Total Hours	Start	Stop	Total Hours
10:00am	12:30pm	2.5 Hrs.	10:00am	10:34am	34 Min.

1. Call to Order

A. Roll Call: Board President – Sarbdeep Atwal- Present, Trustee - Joe Danna - Present, Board Vice-President - David Read - Present, Trustee - Jared Hastey - Present, Trustee – Brent Hastey – Present, Board Secretary - Patrick Meagher - Present, Deputy Board Secretary - Kimberly Ford, Present, Field Superintendent – Tina Moore - Present, Attorney - Jesse Barton - Present and Engineer - Sean Minard - Present.

2. Open Session:

3. Public Communication: Any person may speak on any topic provided it is within the jurisdiction of the Reclamation District 784. If a person wishes to speak on any agenda item in particular, that person may speak now, or if that person wishes to withhold comment until Board consideration of the item, please inform the Board at this time what agenda item the speaker wishes to address and the Board will solicit additional comment when that agenda item is called. The time allotted for receiving public comment will be limited to no more than five minutes per each individual or group.

Consent Items:

4. Approve Board Meeting Minutes –

Brent Hastey moved to approve the Board Meeting Minutes, David Read seconded the motion. Motion Carried. **Vote: 5 Ayes (Atwal, Read, Danna, J. Hastey, and B. Hastey), 0 Nays, 0 Absent, and 0 Abstain.**

5. Approve Checks and Warrants –

Brent Hastey moved to approve the Checks and Warrants, David Read seconded the motion. Motion Carried. **Vote: 5 Ayes (Atwal, Read, Danna, J. Hastey, and B. Hastey), 0 Nays, 0 Absent, and 0 Abstain.**

6. Board to Consider Adopting an Updated Cal OES Form 130 Designation of Applicant’s Agent Resolution for DR-4308 –

Brent Hastey moved to approve adoption of the Updated Cal OES Form 130 Designation of Applicant’s Agent Resolution for DR-4308. David Read seconded the motion. Motion Carried. **Vote: 5 Ayes (Atwal, Read, Danna, J. Hastey, and B. Hastey), 0 Nays, 0 Absent, and 0 Abstain.**

Persons Attending

- Sarbdeep Atwal – RD784 President of the Board

- | |
|--------------------------------------------------------|
| 2. David Read – RD784 Vice-President of the Board |
| 3. Joe Danna – RD784 Board Trustee |
| 4. Jared Hastey – RD784 Board Trustee |
| 5. Brent Hastey – RD784 Board Trustee |
| 6. Patrick Meagher – RD784 Secretary of the Board |
| 7. Kimberly Ford – RD784 Deputy Secretary of the Board |
| 8. Tina Moore – RD784 Field Superintendent |
| 9. Sean Minard – RD784 Engineer |
| 10. Jesse Barton – RD784 Attorney |
| 11. Becky Money – MBK Engineers |
| 12. Brian Manning – DNLC Attorneys |
| 13. David Gibb - Landowner |

Items for Discussion and Possible Actions:

7. Board to Consider Sending a Letter to the Central Valley Flood Protection Board Regarding the Progress and Status of Forming a State Maintenance Area for the Horseshoe Levee –

The DWR Statement of Necessary Work for the RD784 portion of the Horseshoe Levee was approved by the CVFPB on September 23, 2022. At the recent October 27, 2023 CVFPB meeting, an action agenda item was included for possible adoption of an amended SONW that would add RD817 to the state maintenance area formation process. The CVFPB decided to postpone the action because of two letters from landowner representatives that were sent to the Board in advance of the meeting. Brian Manning, attorney representing one of the landowners stated that “It was not because of the 2 letters from the landowners’ that caused the delay”.

Brent Hastey moved to have the Board send a letter to the CVFPB regarding the progress and status on the transfer of the Horseshoe Levee from RD784 to the CVFPB. David Read seconded the motion. Motion Carried. **Vote: 5 Ayes (Atwal, Read, Danna, J. Hastey, and B. Hastey), 0 Nays, 0 Absent, and 0 Abstain.**

8. Board to Consider Endorsing Central Valley Flood Protection Board Permit Applications for the TRLIA Climate Resiliency Levee Improvements Project –

Becky Money of MBK Engineers gave a presentation on the TRLIA Climate Resiliency Levee Improvements Project. The project will contribute to bringing the urban portion of the RD784 levee system up to a 500-year performance level. Levee raising, minor areas of strengthening, and other improvements are proposed on Yuba River South Levee, Feather River Levee, Bear River North Levee, and Western Pacific Interceptor Canal (WPIC) West Levee. Design plans are currently in the 65% - 90% stages. Brent Hastey moved to endorse approximately (4) CVFPB permit applications for the WPIC West Levee, Yuba River South Levee, Feather River East Levee, & Bear River North Levee, contingent upon review and approval by the District engineer. Jared Hastey seconded the motion. Motion Carried. **Vote: 5 Ayes (Atwal, Read, Danna, J. Hastey, and B. Hastey), 0 Nays, 0 Absent, and 0 Abstain.**

9. Board to Receive the Monthly Budget Snapshot –

The Board was presented with the Monthly Budget Snapshot through the month of October 2023.

10. Closed Session:

Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation Pursuant to Paragraph (4) of Subdivision (d) of Section 54956.9. One Case.

This item was postponed.

11. Field Manager's Report:

Field Manager's Report
November 7, 2023

Maintenance and Projects Completed

Unit 1

1. Mow crowns & W/S flats.
2. Graffiti removal on blocks.
3. Vegetation abatement clean up on slope after grazing (hand crew).
4. Rodent control (smoke squirrel holes W/S - L/M 0.48-0.50, 1.30-1.32 & 1.60-1.69).
5. Debris removal.

Unit 2A

1. Vegetation abatement inside & outside of pump station 9.
2. Vegetation abatement around gate structures.
3. Rodent control (grout squirrel holes L/S – L/M 2.49).

Unit 2B

1. Pump Station # 2 backup generators exercised on 10/2, 10/18 & 10/31.
2. Vegetation abatement after grazing (hand crew).
3. Vegetation abatement around gate structures.
4. Rodent control (grout & smoke squirrel holes L/S – L/M 9.05-9.25, 10.08-10.35).

Unit 3A

1. Pump Station #6 Backup generators exercised on 10/2, 10/18 & 10/31.
2. Mow crown & L/S flats.
3. Vegetation abatement around gate structures.
4. Rodent control (smoke squirrel holes L/S – L/M 2.43-2.50 & 2.75-2.80).

Unit 4

1. Vegetation abatement cleanup on slope after grazing (skid steer & hand crew)
2. Mow crown and L/S service road.

Units 3B/ 5 / 6 (Horseshoe Levee)

1. Checked waterside flap gates weekly.
2. Sheep & goat grazing.
3. Vegetation abatement clean up on slope after grazing (hand crew).

Unit 7

1. Sheep and goat grazing.
2. Vegetation abatement after grazing (hand crew).
3. Rodent control (smoke squirrel holes L/S - L/M 1.30 - 1.36, 1.79 - 1.85).

Unit 8

1. Vegetation abatement along concrete V-Ditch.
2. Rodent control (smoke squirrel holes L/S – L/M 1. 1.90-1.95).

Unit 9

1. Pump Station #3 Backup generator exercised on 10/2, 10/18 & 10/31.
2. Vegetation abatement on slopes after grazing (skid steer & hand crew).
3. Mow crown, W/S & L/S flats.
4. Rodent control (grout & smoke squirrel holes L/S - L/M 1.55-1.57, 2.40-2.53, 3.71-3.73, 4.00-4.12 & 4.26-4.50).

Goldfields 200-year Levee

1. Sheep & goat grazing.
2. Vegetation abatement clean up on slope after grazing (hand crew).
3. Debris removal.

Drainage Laterals and Detention Basins.

1. Vegetation abatement around trash rack headwalls.
2. Vegetation abatement lateral 14.

Shop, Office, Fleet Vehicles, and Equipment

1. The shop generator was exercised on 10/2, 10/18 & 10/31.

Safety / Training

1. Administered weekly safety meetings: Code of Safe Practices, Light Tower, Slips, Trips,& Falls

Miscellaneous

1. Regularly checked for damage or issues around the District including all RD784 Pump Stations, Olivehurst Pump Station, and Yuba College Flood Fight Coalition supplies storage site.
2. Installed lights Pump station 7.
3. County backup generator connected and tested at the Olivehurst Pump Station on 11/1.
4. DWR Fall Levee Inspection completed on 10/31/2023.

12. Administrative Assistant's Report:

Administrative Assistant Monthly Report

November 7, 2023

Accounting:

1. Budget Updates
2. Reconciliations
3. AP Reports and Check Processing for Vendors & Clients
4. Payroll Calculations and Submittal and JOB Costing
5. Checks, Warrants and Deposits
6. Green Sheet Reconciliations with Gracey @ County – Ongoing
7. Board Packets – Monthly Board Meeting – Assembling and Attendance
8. Reimbursement Program for Developers and TRLIA - Tracking and Meetings
9. QuickBooks Benefit Assessment Tracking Transition – Ongoing
10. Receiving Assessment Payments

Clerical/Office:

1. Impact Fees & Plan Check Fees
 - A. 1750 Hammonton Smartsville Rd- Eugenio Gonzalez
 - B. 2299 River Oaks Blvd – Petrovich Development – Caleb Huskiens
2. Permit Clearance Request Sign Offs
 - A. Lennar – River Oaks North Village 2
 - B. KB Homes – Cobblestone Phase 7
 - C. Cresleigh Homes – Woodside Village 3A
3. Cal-Trans Delinquent Assessments – Tracking

Human Resources:

1. Workman's Compensation Claim Paperwork– Robert Avila
2. Med-Cor Reports and Emails

Contract Management:

1. 2022-2023 FMAP Grant – On-Going
2. YWA/DWR IRWMP Grant – On-Going
3. YWA Boundary Grant - Grant Extended
4. TRLIA Goldfields – Maintenance Billing - On-Going
5. Olivehurst Pump Station – Maintenance Billing – On-Going
6. Chestnut Pond Watershed Improvements – Billing – On-Going
7. FSRP Grant – Executed 10/26/2023

Regulatory Compliance:

1. Managing PWC 100 Projects online with Department of Industrial Relations
2. RD784 Board Trustee's Appointed on 10/23/2023.
3. Flood Fight Training Event being held on 11/28/2023
4. FEMA DR-4308 – Updated Resolution

Contacts:

Gracey Copelin @ Yuba County – YCDS, Mark Fowler @ Atteberry Searle, Aaron @ Paychex, Jesse Barton @ Gallery & Barton, Jolie Turk @ YC Treasurer, Patrick Soper @ LWA, Joseph Nyguen @ LWA, George and Jonathan @ Alliant Networking, Jennifer Jensen @ Auditor's, Kyle Close – Permit Runner, Veronica Cobian – ACWA, Veronica Gonzalez – KB Homes, Jaheesha @ GSRMA, and Tracey @ GSRMA.

13. General Manager's Report:

General Manager's Report
November 7, 2023

Administration:

1. Meetings: 10/3 RD784 Board meetings, 10/09 FR RFMP, 10/16 Supplement to Standard O&M Manual meeting, 10/18 DWR Pre-Season Flood Coordination, 10/23 RD784 Lot F Pre-Listing discussion, 10/24 County Board of Supervisors, 10/27 CVFPB, and Rotary.
2. DWR Flood System Repair Program (FSRP) Grant – The District has been awarded \$552,242.00. (Agreement has been fully executed)
3. Approved employee time off requests and task scheduling.
4. Liability and Workman's Comp Insurance.
5. Grant Application submitted to YWA (9/19/23) for Pump Station 10 pipe outfall Improvements. (Pending outcome)
6. Grant Application submitted to YWA (Date) for 6 pipe replacements in the rural (Horseshoe) Levee. (Pending outcome)
7. YSEDC - Comprehensive Economic Development Strategy (CEDS) document updates.
8. Plan Reviews/Impact Fee Program:
 - A. Shoei Foods Addition – 1900 Feather River Blvd.
 - B. ADU – 1750 Hammonton-Smartsville Rd.
 - C. TRLIA Climate Resiliency CVFPB Encroachment Permit Applications.
 - D. Lateral 14 Culvert Crossing (Applicant: P. Loek, APN 014-300-087)
 - E. Trull RV & Boat Storage – 4131 Hazel St. – Owner submitted revised plan on 10/3/23. MHM completed 4th review on 10/4. All technical concerns have been addressed but some logistical concerns remain and the owner has been notified to address.
 - F. Local DRAFT O & M manual review.

Projects:

1. Unit 4 Slip-out repairs - Completed
2. Pump Station 3 Outfall Pipe Repairs.
3. Pump Station 5 North pump rehabilitation.
4. Urban levee boundary adjustments – MHM/Yuba LAFCO.
5. USACE Utility encroachment correction coordination continues.

Regulatory Compliance:

1. Monthly pesticide spray use report submitted on-line to the County.
2. Weekly Safety Meetings.
3. 10/31 DWR Fall Levee Inspection Completed.

Announcements:

1. RD784 Regional DWR Flood Fight Training Day at the Plumas Lake Golf Course will be on Tuesday, November 28, 2023.
2. The District office will be closed on November 10 in observance of Veteran's Day and November 23 and 24 for Thanksgiving.

14. Board Reports:

Brent Hasteley commented that he would not be able to attend the RD784 Flood Fight Training Class due to the fact he would be attending the 2023 ACWA Conference that week.

15. Meeting Adjourned:

The Board Meeting was adjourned at 10:34am.

The complete Board Agenda Meeting Material is available at the Reclamation District 784 Office, located at 1594 Broadway, Arboga, CA 95961. Any disclosable public record related to an open session item on the agenda and has been distributed to all or a majority of the Board Members less than 72 hours prior to the meeting, and is available for public inspection during normal business hours.

If you have a disability and need disability-related modifications or accommodations to participate in this meeting, please contact the Office Manager of the Reclamation District 784 at (530) 742-0520 or fax (530) 742-3021. All requests should be made at least 24 hours prior to the start of the meeting. This is in compliance with Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132) and the federal rules and regulations adopted in implementation thereof.

Sarbdeep Atwal, President

Kimberly Ford, Deputy Board Secretary