

PESCADERO RECLAMATION DISTRICT # 2058

3650 W. Canal Blvd.
Tracy CA 95304
(209) 835 2293 FAX: (209) 835 2337

PESCADERO RECLAMATION DISTRICT MEETING MINUTES

Pursuant to Executive Order N-29-20 this meeting was conducted exclusively by teleconference.

Minutes of June 2, 2021 Board of Trustees Meeting

TRUSTEES PRESENT: Nat Bacchetti
Greg Pombo

OTHERS PRESENT: Alexis Stevens (District Counsel)
Alyson Ackerman (Somach Simmons & Dunn)
Nick Prichard (District Engineer)
Francesca Gonser (District Staff)

The meeting was called to order by Trustee Bacchetti at 10:32 a.m.

ROLL CALL

Roll call was taken and Trustees Bacchetti and Pombo were present. Trustee Pellegrini was absent.

PUBLIC COMMENT

No public comment.

CONSENT CALENDAR

Trustee Pombo moved to approve the minutes for the April 15, 2021, special Board Meeting, and approve Items B, C, and D of the consent calendar (review and approve claims for payment and financial report, review and approve pump report, and review and approve payroll, respectively).

Trustee Bacchetti seconded the motion. The matter was put to a vote and votes were cast as follows:

Trustee Nat Bacchetti:	Yes
Trustee Richard Pellegrini:	Absent
Trustee Greg Pombo:	Yes

The motion to approve the minutes for the April 15, 2021, special Board Meeting and approve Items B, C, and D of the consent calendar (review and approve claims for payment and financial report, review and approve pump report, and review and approve payroll, respectively) was carried.

PRESENTATION, DISCUSSION, AND ACTION ITEMS:

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A. Consider and Discuss Approval of Preparation of Encroachment Permit Application, Fee Schedule for Encroachment Permits, and Addition of Information regarding Same to the Website

District Counsel prepared a proposal in response to the Trustees' request at the April meeting. The proposal explained the scope of work and the associated cost(s). The scope includes preparation of the application, a summary of the encroachment permitting process, and agreement templates and then uploading everything to the website. District Counsel discussed the proposal. The Trustees decided to table the item because of Trustee Pellegri's absence. It can be brought back at the next meeting so that all Trustees can review/vote on whether to move forward. No action was taken.

B. Discuss Personnel Issues

Trustee Pombo reported discussed his concerns with staffing in the field. One employee seems to be taking on a lot of responsibility which is resulting in lots of overtime and double time. He also expressed concern with the fact that the employee does not appear to be getting enough time off. Trustee Bacchetti agreed that employees should have a day off each week, or at least every 10 days, especially when the employee is on call at night. Further discussion needed when Trustee Pellegri is present.

C. Discuss Water Availability Issues

Trustee Bacchetti reported that he spoke with John Herrick. The gates will be open and rocks will be installed by May 29. Water levels have looked decent in recent days. District Counsel reported that she participated in the State Water Resources Control Board (State Board) Workshop regarding the methodology it will be using to issue notices of water unavailability. Right now, the methodology is only being used for post-1914 water rights, however, it may be refined and used for pre-1914 and riparian water users. The District Counsel explained that during the workshop State Board staff discussed is being used as inputs for the model on supply and demand. State Board staff also discussed issuing notices of unavailability as early as June 1. The notice is not a curtailment, but if it is received and diversions continue, the diverter could be subject to enforcement if the State Board can prove there was no water available at diverter's point of diversion. Comments were made during the workshop by several Delta diverters, that the model does not account for tidal influence and whether curtailments would actually preserve any water behind Shasta.

Alyson Ackerman reported that at the most recent State Board meeting, it was reported that notices of unavailability would not be issued until mid-June. District Counsel advised that District may receive notices of unavailability for its licensed water rights. If received, it will need to be reviewed to determine appropriate response.

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D. Consider and Discuss Approval of Revisions to Levee Rules

District Counsel presented revisions to the District's Levee Rules to address the rodent abatement responsibilities of the District and landowners. Trustees Pombo and Bacchetti commented that they liked the revisions. Trustee Pombo proposed making similar revisions to the District's Irrigation Rules because squirrels are all over. District Counsel will revise the Irrigation Rules and bring them to the Board for approval at the next meeting.

Trustee Pombo move to approve the revisions to the Levee Rules. Trustee Bacchetti seconded the motion. The matter was put to a vote and votes were cast as follows:

Trustee Nat Bacchetti:	Yes
Trustee Richard Pellegrini:	Absent
Trustee Greg Pombo:	Yes

The motion to approve the revisions to the Levee Rules was carried.

GENERAL MANAGER'S REPORT

No report was provided as the General Manager was absent.

LEVEE REPORT

Trustee Pombo reported that the District has contracted with an individual/volunteer to assist with squirrel abatement on District property. He also reported that the goats will be starting in July.

DISTRICT ENGINEER'S REPORT

The District Engineer reported that they are still working on closing out the Perry easement for the FSRP. There has been no progress since the last check-in with the lender. The District Engineer proposed having District Counsel get involved to see if any progress can be made. The District Engineer will work with Patch to get a meeting together to discuss the best way to proceed. Once the Perry easement is closed out, the District will get the final invoice.

The line for the Silva Dairy/Seefried Project is installed and functional. It may leak a little, but the project is not yet complete. The District Engineer reached out to the contractor to find out when the project will be completed. The non-approved pressure manholes are the infrastructure that is leaking. The District Engineer is continuing to advocate for the replacement of the manhole covers. They are in operation, but not complete.

TRUSTEES' REPORTS

Trustee Pombo reported that he had a call into Bank of Stockton with regard to the loan payment due date.

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District Counsel reported that the District received a letter from the State Controller about a site visit because the District has not yet filed its Special Districts Financial Transactions Report. District Counsel has been trying to work with the Controller to get this postponed.

District Counsel inquired about whether the Trustees wanted to take up the issue of director compensation. They Trustees directed that this should continue to be postponed.

District Counsel also reported that the July 7th meeting can be in person. The Trustees stated that they would prefer to meet in person again.

CLOSED SESSION

The District did not go into closed session.

ADJOURNMENT

There being no further business, Trustee Bacchetti adjourned the meeting at 11:21 a.m.