RECLAMATION DISTRICT NO. 2035

BOARD OF TRUSTEES

MINUTES OF REGULAR MEETING

November 16, 2021

1. Call to Order

Pursuant to notice of a Regular meeting, which was posted and served on the members of the Board of Trustees of Reclamation District No. 2035 more than 72 hours prior to November 16, 2021, the Board of Trustees of Reclamation District No. 2035 held a regular meeting. The meeting was held in person and via teleconference due to the COVID-19 pandemic. The meeting was called to order at 9:36 a.m. by President Tsakopoulos.

1. Roll Call

President Tsakopoulos, Trustee Robert Baker and Trustee Angelo Christie (via phone) were present. President Tsakopoulos noted that there was a quorum was present for conducting business. Mike Hall, District General Manager, Scott Morris, General Counsel, Denise Costa, Will Vasilopoulos, Marti Holland, and Steve Gidaro were also present at the meeting.

1. Public Comment

There was no public comment.

1. Approve Minutes

The Board consider approval of the June 15, 2021 Regular Board meeting minutes. After reviewing the minutes, Trustee Christie moved approval of the minutes and Trustee Baker seconded the motion. The minutes were approved by a 3-0 vote.

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| 1. Budget v. Actual Status Through October 31, 2021   Marti Holland provided a handout for information only that summarized the FY 2021-22 Budget v. Actual through the end of October 2021. President Tsakopoulos stated the District's finances were in good shape. Marti Holland stated that although farming income was down because of a water transfer, so were expenses, especially for utilities. She is still expecting a positive year where the District continues to build reserves. The District should receive at least $100,000 from DWR for reimbursed O&M work. She also noted that the state audit related to the construction of the new pumping plant was complete and no adverse findings occurred. The District may need to use some reserves this year for pump maintenance.  The report was received by the Board and no action was taken.   1. Agreement for Legal Services   General Manager Mike Hall briefed the board regarding the need for legal services for condemnation of District interests by the state to complete the Lower Elkhorn Basin Levee Setback Project. Mr. Hall stated Brian Manning from the Desmond, Nolan, Liviach & Cunningham firm was representing the landowners in this matter, and it made sense for Mr. Manning to also represent the District since the interests were aligned. Mr. Manning was on the telephone and answered questions from the Trustees. Mr. Manning said at this point it is unclear if the District has any interests that will be impacted by the project, as the District's interests appear to be limited to an easement. He stated the expected legal work should be less than $10,000.  After additional questions and discussions by the Trustees, Trustee Baker moved approval of Legal Services Agreement with Mr. Manning's firm, and Trustee Christie suggested an amendment limiting the legal fees and costs to $12,000 unless a higher amount is approved by the Board. Trustee Baker accepted the proposed change by Trustee Christie and Trustee Christie seconded the motion. The Legal Services Agreement was approved by a 3-0 vote.   1. Special District Signature Authorization FY 2021   Marti Holland presented this item and stated this was simply obtaining the signatures of authorized signers related to the District's LAIF accounts held by Yolo County. Marti was getting the signatures at this meeting and would turn the original document into the County. The Board of Trustees approved the following authorized signers for the Yolo County accounts: Denise Costa, Marti Holland, Mike Hall, Angelo Christie, Kyriakos Tsakopoulos, and Robert Baker and Marti Holland thereafter obtained their signatures on the authorization form. No other actions were taken on this item.   1. Consider Approval of the revised Local Cooperation Agreement between Central Valley Flood Protection Board and RD 2035 for remaining PL84-99 Site   Mike Hall reported that the U.S. Army Corps of engineers spent $14M repairing the District's levees from the recent storm damage so far, and the last levee repair site will cost an additional $5M to repair, paid for by the Corps. The State requested the District enter into a new Local Cooperation Agreement due to the high cost and time since the storm. The Agreement is the standard LCA.  After additional discussions by the Trustees, Trustee Christie moved approval of the revised Local Cooperation Agreement between Central Valley Flood Protection Board and RD 2035 for remaining PL84-99 Site. Trustee Baker seconded the motion. The Local Cooperation Agreement was approved by a 3-0 vote.   1. Resolution #2021-002 Consider Authorizing the General Manager, RD 2035, Mike Hall to execute Local Maintaining Agency Resolution for Flood Management Assistance Program (FMAP)   Mike Hall presented this item to the Board and stated this was the standard FMAP annual resolution with the District to enter into an Agreement with DWR for reimbursement of O&M costs for the District's flood control work. This is the 3rd year of an Agreement with DWR, and this year it should result in about $110,000 in reimbursed expenses to the District.  After additional discussion, Trustee Baker moved approval of Resolution 2021-002 and authorized the General Manager to execute the Resolution and any other related documents on behalf of the District. Trustee Christie seconded the motion. The motion Authorizing the General Manager, RD 2035 to execute Resolution #2021-002, the Local Maintaining Agency Resolution for Flood Management Assistance Program was approved by a 3-0 vote.   1. Approval for New District Truck   Mike Hall presented information to the Board regarding the need for the District to purchase a new truck to replace the high mileage truck currently used by the District. Mr. Hall presented the bid of $59,662.95 for a new 2021 Ram 1500 Truck.  After additional discussion, Trustee Baker moved approval of the purchase of a new 2021 Ram 1500 pickup for $59,662.95. Trustee Christie seconded the motion. The motion was approved by a 3-0 vote.   1. Resolution #2021-003 Directing Transfer of Funds following Completion of RD 2035 Intake Project   Marti Holland explained that now that the Joint Intake Project is complete and the audit has been approved, it makes sense to transfer any remaining funds form the intake fund accounts held with Yolo County into the general District account. She discussed Resolution #2021-003 Directing Transfer of Funds following Completion of RD 2035 Intake Project for consideration by the Board.  Trustee Christie moved approval of Resolution #2021-003 Directing Transfer of Funds following Completion of RD 2035 Intake Project. Trustee Baker seconded the motion. The Resolution #2021-003 was approved by a 3-0 vote.   1. Board Election - Kyriakos Tsakopoulos   Denise Costa reported that the election of the two Trustee terms had been completed with Kyriakos Tsakopoulos and Angelo Christie being appointed to four-year terms as they were unopposed. At that point President Tsakopoulos took the Oath of Office and was sworn in to his new four-year term.   1. Board Election – Angelo Christie   Trustee Angelo Christie took the Oath of Office and was sworn in to his new four-year term.   1. 2022 Board Meeting Proposed Dates   President Tsakopoulos stated that he didn't see the need at this time for the Trustees to meet quarterly, and said that Special Meetings could be called if needed. The other Trustees agreed. The next meeting date proposed was June 14, 2022 at 9:30 am. Trustee Baker moved approval and Trustee Christie seconded. The Board voted 3-0 to hold its next meeting at 930 am on June 14, 2022. |

The meeting was adjourned at 10:06 am.

ATTEST:

Secretary, Reclamation District 2035