**MINUTES**

**Meeting of the Board of Trustees**

**Reclamation District No. 537**

**June 11, 2020**

Pursuant to notice posted as required by law, a special meeting of the Board of Trustees of Reclamation District No. 537 was held on Thursday, June 11, 2020, beginning at 9:00 a.m. at the District offices, 1420 Merkley Avenue, Suite 4, West Sacramento, CA 95691.

1. Meeting Attendance. Meeting attended by Trustees Ross Peabody, Kent Lang, Thomas Ramos, Bill Mattos, and Kristen Pigman. Also in attendance was: Manager Kyle Lang, Counsel David Aladjem (via phone), Ric Reinhardt, RD 900 Secretary/Manager Timothy Mallen, Richard Yeung and Tina Anderson (via phone).

2. Approval of Agenda: Trustee Lang made the motion to approve the agenda with the discussion by David in regards to the Subpoena given to the District by the Attorney General. Trustee Mattos seconded the motion and it carried a 5-0 vote approving the agenda.

3. Discussion of District Subpoena: David updated the Board about the AG’s request for documentation reaching all the way back to 2005 for all operations. It was stated that Kent Lang was a plaintiff in the case. David stated this was being done to vet out potential misconduct within the Boards but also seemed to be a way to divide and conquer where Board members were also plaintiffs. He stated that there would be a push back for more reasonable terms of the request for information. The Board added to the Budget $25k in additional potential legal fees if something like a protection order had to be pursued.

4. Approval of minutes of the Board meeting of May 14, 2020: Trustee Mattos made the motion to approve the minutes. Trustee Pigman seconded the motion and it carried a 5-0 vote

5. District Finances: Presented to the Board were the Check Register and County Claim Forms from May 2020 and the Bank Reconciliations for May 2020. The Board ratified all District Finances presented.

6. Public Comment: Tina updated the Board on the LEBLS project, stating that the bid opening would be on June 19th and that she would inquire about a public call in line. She also let the Board know the drainage improvement project would go out to bid on Monday with a virtual walkthrough.

7. Discussion on 2020-2021 Budgets for New RD 537 and detached portion of RD 537: The Board discussed whether the amounts provided were appropriate for O&M, it was decided they were. Trustee Peabody mentioned that the FMAP money for RD 827 could be used for additional clearing along the river to reduce the need in the budget; work would have to be completed prior to July 1st. Tom presented the budget for the City portion and explained that it was for internal drainage only, as the levee maintenance was to be funded through the WSAFCA funds received. Trustee Mattos made the motion to approve the budgets as presented with the additional legal fees of $25k and a reduction in reserves to bring the assessment rate to $30 per acre. Trustee Pigman seconded the motion and it carried a 5-0 vote

8. Consideration of Resolution 2020-06-01 Adopting Assessment Rate for year 2020-2021 for RD537 Elkhorn Basin Benefit Assessment Area: The Board agreed that the assessment rate would be adjusted to be $30 per acre.

9. Consideration of Resolution 2020-06-02 Requesting Collection of Charges on Yolo County Tax Roll for RD537 Elkhorn Basin Benefit Assessment Area:

10. Consideration of Certification of Assessment for the New RD 537:

11. Consideration of Resolution 2020-06-03 Adopting Assessment Rate for year 2020-2021 for RD537 West Sacramento Benefit Assessment Area:

12. Consideration of Resolution 2020-06-04 Requesting Collection of Charges on Yolo County Tax Roll for RD537 West Sacramento Benefit Assessment Area:

13. Consideration of Certification of Assessment For the detached portion of RD 537: President Pigman asked if all the resolutions could be considered together, David agreed that it was acceptable to do so. Trustee Ramos made the motion to approve Resolutions 2020-06-01 thru 2020-06-04 as well as the certification of both assessments as discussed above. Trustee Peabody seconded the motion and it carried a 5-0 vote.

14. Manager’s Report: See the attached report.

15. Informational Items: Trustee Mattos inquired about the status of a formal contract with SAFCA for the future bypass levee maintenance. Ric discussed that the existing contract was for three activities, LOI/SWIFF, consolidation and LAFCo. He explained that after completing these activities there was still funding available and that one option would be a revised contract to incorporate the design of the District’s new yard. Additionally he explained the existing SAFCA agreement needs to be updated so that it is with RD 537. Another option is to use funds to fix issues along the river levee that have been marked as deficiencies and could be justified as working towards the District’s PL84-99 status which would be in line with the existing agreements SWIFF/LOI activity.

Additionally Ric explained that work was being done for a more formal agreement for the funding of the future bypass O&M and that as discussed previously this would have a cap on spending. Ric also explained that it was always SAFCA’s intent to have this phase out and be replaced with some sort of regional funding source such as an SSJDD assessment.

Trustee Ramos asked the Board for permission to write a letter to the property owners of the soon to be detached portion as a way to inform them of all transition. Tim Mallen asked to be able to make additions and cosign the letter, welcoming the newly represented City portion. The Board agreed that such a letter would be acceptable.

16. Adjourn: Trustee Pigman made a motion to adjourn. Trustee Ramos seconded the motion and it carried a 5-0 vote.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Kent Lang, Secretary