RECLAMATION DISTRICT 799

(Hotchkiss Tract)

PO Box 353/6325 Bethel Island Rd., Bethel Island, CA 94511

www.RD799.com

Special Board Meeting

**Thursday, November 16, 2023**

**Special Board Meeting at 6:00 PM**

Draft Meeting Minutes

\*denotes supporting documentation available electronically and at the Reclamation District 799 office.

1. **Call to Order/Roll Call:**
2. **Convene to Closed Session**

Conference with Legal Counsel – Anticipated Litigation

Initiation of Litigation (Gov. Code, §54956.9(d)(4))

1 Potential Case

1. **Report Out of Closed Session (approximately 6:30 PM)**

6: 27 pm: Direction was given to legal counsel to proceed with commencement of Quiet Title Action of Sunset Harbor Marina LLC**.**

1. **Call to Order/Roll Call:** The open session portion of the meeting was called to order at 6:31 pm. Present for the meeting were President Senior, Trustees Pierce and Price**.**  There are two trustee board vacancies.

Others present at the meeting include District Manager Alvarez, Levee Superintendent Vornhagen, and District Secretary Holder. Also present was Attorney Brenner.

1. **Public Comments**: None.
2. **Consent Calendar**: All numbered consent calendar items listed will be acted upon under one vote unless specifically removed from the consent calendar by a member of the Board.
   1. Meeting Minutes from the Special Meeting on October 12, 2023, 6:00pm\*
   2. Meeting Minutes from the Regular Meeting on October 26, 2023, 6;00pm\*
   3. Warrant(s)\*
   4. Financial Report(s)\*

**A motion was made by Trustee Price and seconded by Trustee Pierce to approve items a – d on the consent calendar. The vote showed three trustees in favor (two vacancies). Motion carried.**

District Manager Alvarez wanted to make note that the engineering and legal bills will be part of our financial report moving forward.

1. **Discussion/Action Items:**
   1. Update/report on Summer Lake North development by District Manager/District Engineer/District Legal Counsel

**Summer Lake North (DeNova)**

The trenching inside the complex has begun for all the utilities such as sewer, water, and cable.

Work on Pump Station three is completed on the levee for now because the District did not want them to work on the top of the levee after November 1. The bypass line is fully installed. The old culvert under Sandmound Boulevard is completely closed off because it needs to dry the sump area east of Cypress Road. The bypass line will be used until the project is completed. Mountain Cascade has set up a construction headquarters adjacent to the District yard; fences were moved and added to accommodate their storage area and gravel was brought in. They will work from this yard until their portion of the project is complete. They dug out all the mud and piled it in the yard and filled the area with fresh dirt.

* 1. Review application(s) for open Trustee seat and consideration of recommendation to Contra Costa County Board of Supervisors for appointment to fill vacancy\*
     1. Consideration of “a motion to recommend to the Contra Costa County Board of Supervisors that they appoint Chris Mazotti to fill the trustee seat vacancy for the term of December 2023 thru December 2027.”

District Manager Alvarez stated that only one person had sent in a letter of interest: Chris Mazotti. The letter is in the binders. The board should review this letter and then make a decision to fill this vacancy. Once the decision is made then a letter will be sent to the CCC Board of Supervisors to recommend that they appoint Chris Mazotti to fill the trustee vacancy for the term December 2023 through December 2027.

District Manager Alvarez further announced that Trustee Arthur Hanson had resigned on November 14, 2023 due to health issues. The notice will go out next week to the public in all forms of media, stating that the District will begin the process to appoint a new board member by accepting letters of interest to serve on a seat on the District board.

**A motion was made by Trustee Price and seconded by Trustee Pierce to recommend to the Contra Costa County Board of Supervisors that they appoint Chris Mazotti to fill the trustee seat vacancy for the term December 2023 through December 2027. The vote showed three trustees in favor (two vacancies). Motion carried.**

1. **Permits** – Discuss & Possible Action on all New and Pending Permits:
   1. Report of approved permits for routine encroachments\*
   2. Update on Potential Enforcement Actions - none
2. **Engineer’s Report**\*
3. **Information Items**:

Required Board Trustee Training\*

1. **Field Reports**:
   1. District Manager Alvarez\*

Spinnaker Cove has no project updates. Diablo Water District has plans to penetrate the Summer Lake south levee to provide passage for a water main line to supply Sandmound Blvd. This water main will also provide water to the future Spinnaker Cove development. This project may pose an interesting and strategic challenge for the District moving forward.

CCWD has finished their dewatering project and have removed the dewatering pipeline from Sandmound/Rock Slough. They have completed restoring the work site to its original condition. They did a wonderful job.

* 1. Levee Superintendent Vornhagen\*

All levees are in working conditions. Staff has prepped all equipment and grounds for winter. Rip rap was delivered to the yard in anticipation of a wet winter.

1. **Office Manager’s Report\***
2. **President’s Report**: A neighbor has volunteered his ramp to the District to use anytime and he would provide a key.
3. **Trustee Reports**: None
4. **Adjournment**: The meeting adjourned at 7:00 pm.

Minutes submitted by District Secretary Holder.

Notice Is Hereby Given:

That the Board of Trustees will consider oral and written public comments. The Chair may announce time limits and direct the focus of public comments for any given proposal. For agenda items not requiring a formal motion, the Chair will announce the opening and closing of the public comments session. If you wish to speak, please stand and state your name and address. Please speak clearly and loud enough for everyone to hear. “This agenda shall be made available upon request in alternative formats to persons with a disability, as required by the Americans with Disabilities Act of 1990 (42 U.S.C. 12132) and the Ralph M. Brown Act (California Government Code 54954.2). Persons requesting a disability related modification or accommodation in order to participate in the meeting should contact the District Secretary Dina Holder at (925) 684-2398, during regular business hours, 10:00 am - 2:00 pm Monday - Friday, at least 24 hours prior to the time of the meeting.” Materials related to an item on this Agenda submitted to the Trustees after distribution of the agenda packet are available for public inspection in the District office located at 6325 Bethel Island Rd. Bethel Island, CA 94511