

**MINUTES OF THE OCOTOBER 3, 2019 MEETING OF THE  
BOARD OF TRUSTEES OF RECLAMATION DISTRICT NO. 800 AND  
DISCOVERY BAY RECLAMATION AND DRAINAGE MAINTENANCE DISTRICT**

*A meeting of the Board of Trustees of Reclamation District No. 800 and Discovery Bay Reclamation and Drainage Maintenance District was convened at 1540 Discovery Bay Blvd., Suite A, Discovery Bay, California.*

*I. PUBLIC MEETING 10:00 a.m.:*

*Agenda Item 1.*

*1. Call public business meeting to order 10:00 a.m.*

Trustee Lyman called the public meeting to order at 10:00 a.m. Present at the meeting was Trustee Harris, Trustee Morgan, Trustee Bubniak and Trustee Judge. Also present was District Manager Jeff Conway, District Secretary Sonnet Rodrigues, the District's Attorney, David Aladjem and District Engineer Chris Neudeck.

*Agenda Item 2.*

*2. Public comment. Under Government Code § 54954.3. Members of the public may address the Board on any issue in the District's jurisdiction which is not on the agenda. The public may comment on any item on the agenda at the time that item is taken up.*

There was no public comment.

*Agenda Item 3.*

*Consent Calendar:*

*3.1 Minutes(s) of the previous meeting(s).*

There was a motion made by Trustee Morgan, second by Trustee Judge to approve the consent calendar.

The motion was approved 5-0.

*Agenda Item 4.*

*4.1 Closed Session – Open Session to Follow at Approximately 10:30 a.m.*

*Conference with Legal Counsel – Anticipated litigation pursuant to Gov't Code section 54956.9(d) (2): 1 case*

Trustee Lyman opened the public meeting. Attorney Aladjem stated that there was no reportable action taken according to the Ralph M. Brown Act.

John Birum and his attorney were present to talk about the District's plan to remove the dock. The Board discussed and stated that they would handle the situation like a variance procedure notifying all the property owners in the cove of the issue, asking if anyone owns the dock or would like to take ownership of the dock and remove it. The Board would review further at the November 7<sup>th</sup> meeting or the December 5<sup>th</sup> meeting.

*Agenda Item 5.*

*Requests for Board consideration:*

5.1 Review of items in Consent Calendar if removed: None.

5.2 Request to be on agenda – Richard Foley, 2030 Windward, request to remove lien.

*Richard Foley was in attendance to ask if the Board would consider removing a lien on his property that was placed back in 1991 by the Reclamation District after it was discovered that his house was encroaching approx. 2' into the SCA. Mr. Foley stated that he has been unable to sell his home in the past due to the lien. The Board discussed the issue and directed staff to look into options in assisting Mr. Foley so he can sell his house.*

5.3 Report and request direction on Subventions Work Agreement for FY 2019-2020, R10-20

There was a motion made by Trustee Judge, second by Trustee Morgan to approve the subvention work agreement for FY 2019-2020.

The motion was approved 5-0.

5.4 Report and request direction on solar.

District Manager Conway reported that he hired a solar consultant; his reports are in the Board packet. Conway said that after going through everything with the consultant he understands that placing the solar near the pump stations is extremely beneficial. He is going to spend some time working with the property owners' to try to work out a lease deal.

Agenda Item 6.

*Trustee requests for Board consideration: No report.*

Agenda Item 7.

*Enforcement matters/Legal Counsel: No report.*

Agenda Item 8.

*District Engineer's Report:*

8.0 Report and request direction on 200 year flood control.

No report.

8.1 Report and request direction on ULDC.

No report.

Agenda Item 9.

*District Manager's Report:*

9.1 Financial Report.

Everything is within budget. Conway reported that he had the palm trees on Willow Lake trimmed and then rented 40 yard dumpsters for the District workers put all the prongs in.

*9.2 Report and request direction on long term projects.*

Nothing new to report.

*Agenda Item 10.*

*10.1 Adjourn regular meeting.*

There was a motion made by Trustee Bubniak, second by Trustee Morgan to adjourn the meeting.

The motion was passed 5-0.