

**MINUTES OF THE MAY 6, 2021 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 via Zoom and in person 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 Sonnet Rodrigues, District Engineer Chris Neudeck, and District Secretary Haley Mollison. Attorney Scott Shapiro from Downey Brand and solar consultant Bob Parkins attended via Zoom.

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.*

Resident Rob Martinsen brought concerns to the board regarding construction and project materials belonging to residents being kept outside of their mooring lines. The board confirmed that residents are not permitted to exceed their mooring area. This will be agendized for the next meeting.

Agenda Item 3.

Consent Calendar:

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

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

The motion was passed 5-0.

Agenda Item 4.

Requests for Board consideration:

1. *Review of items in Consent Calendar if removed: None.*

2. *Report and request direction on solar.*

Solar Consultant Bob Parkins provided additional information on the solar project. He advised that solar could help to minimize our electrical cost increases; solar normally decreases overall electric costs by 4-6% per year. He expects that to figure to more than double due to rates for agricultural electricity steadily increasing. Controlling the timing of our electrical use aids in lowering overall costs, running our pumps during daylight hours will decrease the amount of electricity we need generated from PG&E. Solar panels can expect energy generation to degrade by about .5% per year. The panels will last 30+ years, however they can be replaced at 30 years. It is recommended to complete annual maintenance and semi-annual cleanings.

3. *Report and request direction on Kellogg Creek ditch.*

District Manager Sonnet Rodrigues advised that the district maintenance crew will be cleaning the ditch of hyacinth and keep the water level lowered.

4. *Report and request direction on Delta Conveyance Project.*

The district will be partnering with Central Delta Water Agency (CDWA) for support and legal direction on the Delta Conveyance Project.

5. *Report and request direction on mooring at 1525-1565 Willow Lake Road.*

Attorney Scott Shapiro advised that the CCNR's are non-restrictive and there is nothing in the deed indicating that these lots cannot have mooring. The marina owns the bottom of the bay, however there is already set mooring for adjacent areas that did not need to pay for mooring. Historically, mooring easements are mapped by the district/board. More information is needed from the marina owner in order for us to move forward. The district would need to hold a permanent easement and grant the homeowners use as their mooring area.

6. *Report and request direction on draft budget for FY 2020-2021.*

The draft budget utilizes categories that are simplified for easier readability. It also includes new subcategories for additional transparency.

Agenda Item 5.

Trustee requests for Board consideration: No report.

Agenda Item 6.

Enforcement matters/Legal Counsel:

a. Report and request direction on dock at 5563 Drakes Drive.

District Manager Sonnet Rodrigues advised the board that the district received a complaint in regards to an unpermitted dock at 5563 Drakes Drive. The home was built in 1982 and has a permit on file, but there is no dock permitted. A confidential survey was provided to the district showing that the dock extends 4 feet over the homeowner's property line onto an adjacent lot.

The homeowner's attorney Eric Samuels was present and spoke on the dock. He advised that they expect exemption from the district's rules and regulations because various sources had confirmed to them that the dock was built prior to our rules and regulations. Attorney Scott Shapiro clarified that there are two separate issues that need to be addressed. The dock is crossing over the property line, and the dock does not comply with the currently required 10 ft side-setback.

District Manager Sonnet Rodrigues advised that the adjacent homeowner has offered to complete a Grant of Easement allowing the dock to reach the property line in exchange for a Grant of Easement allowing them to also build to the property line. This is a common solution for homeowners, especially on pie shaped lots. An encroachment easement would still require the dock to be completely removed from the adjacent neighbor's property, but would require less work overall. The district has no authority to grant variance over a property line, so ultimately the dock must be moved off of the adjacent property. Should the homeowner choose not to comply, the district will move forward with an enforcement hearing.

Agenda Item 7.

District Engineer's Report: No report.

Agenda Item 8.

District Manager's Report:

8.1 Financial Report.

District Manager Sonnet Rodrigues reported that the district is within budget with the exception of PG&E.

8.2 Report on District activity.

Siphon 6 had a faulty seal that was replaced. Willow Lake was treated with Sonar 1 on April 7th and May 4th for the aquatic weed treatment. Water will be held until the chemical disperses; the district hopes to raise the water mid-June. Moving forward, District Manager Sonnet Rodrigues will hold the license for chemical purchases. All buoys have been repaired as part of the districts quarterly check. The south side main ditch needs to be cleaned of tules; maintenance will start in the coming weeks.

8.3 Report and request direction on long term projects.

Nothing new to report.

Agenda Item 9.

9.1 Adjourn regular meeting.

There was a motion made by Trustee Harris, second by Trustee Judge, to adjourn the meeting.

The motion was passed 5-0.