



Meeting Minutes

Napa County Flood Control and Water Conservation District

Scott Sedgley, City of Napa (Chairperson)
Brad Wagenknecht, District 1 (Vice-Chairperson)
Irais Lopez-Ortega, City of Calistoga
Diane Dillon, District 3
John Dunbar, Town of Yountville
Geoff Ellsworth, City of St. Helena
Leon Garcia, City of American Canyon
Ryan Gregory, District 2
Beth Painter, City of Napa
Alfredo Pedroza, District 4
Belia Ramos, District 5

Tuesday, May 3, 2022

1:30 PM

**Board of Supervisors Chambers
1195 Third Street, Third Floor**

1. **CALL TO ORDER; ROLL CALL**

Present: Chair Scott Sedgley, Directors Alfredo Pedroza, Belia Ramos, Beth Painter, Diane Dillon, Geoff Ellsworth, Leon Garcia, Ryan Gregory and Vice Chair Brad Wagenknecht. Director Irais Lopez-Ortega was excused. Director John Dunbar arrived during item No. 8A. The meeting was called to order by Chair Scott Sedgley.

2. **PLEDGE OF ALLEGIANCE**

Chair Scott Sedgley led the assembly in the Pledge of Allegiance.

3. APPROVAL OF MINUTES

- A. Clerk of the Board/Secretary of the District Board requests approval of minutes from the May 4, 2021, June 8, 2021, June 22, 2021, August 17, 2021, October 5, 2021, November 2, 2021, December 7, 2021, February 1, 2022, March 1, 2022 and April 5, 2022 meetings. [22-633](#)

Motion Text: Approve Minutes.

Voting Yes: Pedroza, Gregory, Dillon, Ellsworth, Garcia, Painter, Ramos, Wagenknecht and Sedgley

Excused: Dunbar, Lopez-Ortega

Recusals: None

Result: Passed

4. PRESENTATIONS AND COMMENDATIONS

None

5. CONSENT ITEMS

None

6. DISCUSSION OF ITEMS REMOVED FROM THE CONSENT CALENDAR

None

7. PUBLIC COMMENT

None

8. ADMINISTRATIVE ITEMS

- A. District Manager will provide an update regarding the State Water Project and recent curtailment actions by the State Water Resources Control Board affecting the North Bay Aqueduct. [22-895](#)

District Manager Richard Thomasser made presentation.

Engineering Manager Chris Silke made presentation.

Discussion held.

- B. District Manager requests the following related to land acquisitions associated with the next phase of the Napa Flood Control Project: [22-946](#)
1. Discussion and possible direction regarding the process and timeline for land acquisitions for Contract 3 North - Floodwalls North of the Bypass; and
 2. Approval of and authorization for the Chairperson to sign an agreement with Associated Right of Way Services, Inc., (ARWS) for the term of May 3, 2022 through June 30, 2023 with a maximum compensation of \$511,000 and an automatic rollover for a maximum of two additional years.

District Manager Richard Thomasser made presentation.

District Engineer Andrew Butler made presentation.

Discussion held.

Motion Text: Approve ARWS agreement.

Voting Yes: Garcia, Painter, Dillon, Dunbar, Ellsworth,
Gregory, Pedroza, Ramos, Wagenknecht and
Sedgley

Excused: Lopez-Ortega

Recusals: None

Result: Passed

Motion Text: Confirm acquisition approach and schedule and continue support for Subventions program funding.

Voting Yes: Wagenknecht, Pedroza, Dillon, Dunbar, Ellsworth,
Gregory, Garcia, Painter, Ramos and Sedgley

Excused: Lopez-Ortega

Recusals: None

Result: Passed

Enactment No: A-220322B (FC)

9. SET MATTERS OR PUBLIC HEARINGS

A. PUBLIC HEARING 1:30 PM

[22-870](#)

District Engineer requests the following actions regarding Joint Zone Project 96-1 assessments:

1. Conduct a Protest Hearing on the proposed Fiscal Year 2022-2023 Assessments;
2. Tally any written protests filed and not withdrawn by the end of the protest hearing by registered voters residing in, and owners of assessable property located within the three zones of the Joint Zone Project;
3. If the tallied protests are:
 - a. Less than 25% in each Zone -- The Board may adopt the proposed resolution:
 - i. Finding that the submission of proposed assessment to a vote by qualified electors is not required;
 - ii. Approving and levying the annual assessments for Fiscal Year 2022-2023 and
 - iii. Authorizing and directing the filing of the Fiscal Year 2022-2023 assessment roll with the Napa County Auditor for posting to the Fiscal Year 2022-2023 Napa County Property Tax Roll (Maintenance and Watershed Management Program-Project No. 96-1).
 - b. 25% or greater in any of the Zones - The Board must either:
 - i. Abandon the assessment for that Zone; or
 - ii. Place the issue of the proposed assessments in that Zone before the voters in that Zone.

Chair Scott Sedgley opened the public hearing.

District Manager Richard Thomasser made presentation.

Chair Scott Sedgley closed the public hearing.

Motion Text: Approve requested actions.

Voting Yes: Painter, Gregory, Dillon, Dunbar, Ellsworth, Garcia, Pedroza, Ramos, Wagenknecht and Sedgley

Excused: Lopez-Ortega

Recusals: None

Result: Passed

B. PUBLIC HEARING 1:30 PM**22-899**

District Manager requests the following actions related to the Rutherford Reach Benefit Zone Assessment District 2008-1:

1. Open Public Hearing to consider any objections or protests with respect to the proposed Fiscal Year 2022-2023 assessments; and
2. Close Public Hearing and adopt a Resolution authorizing and levying assessments for Fiscal Year 2022-2023 on qualifying properties.

Chair Scott Sedgley opened the public hearing.

District Manager Richard Thomasser made presentation.

Discussion held.

Chair Scott Sedgley closed the public hearing.

Motion Text:	Approve requested actions.
Voting Yes:	Wagenknecht, Sedgley, Dillon, Dunbar, Ellsworth, Gregory, Garcia, Painter, Pedroza and Ramos
Excused:	Lopez-Ortega
Recusals:	None
Result:	Passed

10. DISTRICT MANAGER'S/ENGINEER'S REPORTS AND ANNOUNCEMENTS

District Manager Richard Thomasser provided an update on the U.S. Army Corps of Engineers Project Cooperation Agreement (PCA) Amendment. The Office of Management and Budget approved the start of negotiations with the Sacramento District. The Flood District and District Counsel met with a representative from the San Francisco District and the Chief of Civil Works from the Sacramento District to go over the Amendment. The Flood District will submit specific questions and suggested language on how to address some of the items in the Amendment with the hope of bringing a finalized version to the District Board for approval at one of the June meetings.

11. BOARD OF DIRECTORS REPORTS AND ANNOUNCEMENTS

Director Leon Garcia reported on the North Bay Watershed Association (NBWA) annual conference titled, "Climate Change (d): Weathering Extremes Together," that was held virtually on April 8, 2022. Topics included climate change adaptation strategies, water resources, and sea level rise. Director Garcia stated he could provide the link or Directors could go on the NBWA website and click on the Conferences tab.

12. BOARD OF DIRECTORS FUTURE AGENDA ITEMS

None

13. CLOSED SESSION

None

14. ADJOURNMENT

**ADJOURN TO THE NAPA COUNTY FLOOD CONTROL AND WATER
CONSERVATION DISTRICT REGULAR MEETING, TUESDAY, JUNE 7, 2022 AT 1:30
P.M.**

Neha Hoskins (By e-signature)

NEHA HOSKINS, District Secretary