

**DRAFT NOT APPROVED FOR DISTRIBUTION****MINUTES OF THE LAKE MADRONE WATER DISTRICT  
BOARD OF DIRECTORS' REGULAR MEETING  
HELD ON MAY 25, 2024**

**PRESENT:** The regular meeting of the Board of Directors of the Lake Madrone Water District was called to order by Chairman Jess Vickery at 9:40 a.m. at the Ski Beach, Berry Creek, California 95916. Other Directors present were Michael Camodeca, Tim Beers and Holly Mason; Director Roger Williams being absent. Shane McCabe, District's Water System Manager/Maintenance Technician and Vicki Hoggins, Recording Secretary/Administrative Assistant were also present. Many Community Members were also present including: John Raymond, Tom Sanford, Sheila Raymond, Sue Wyman, Patsy Oxford, Kathy Nay, Dennis Nay, Travis Jeffers, Betsy Haydon Keithcart, Thomas Baker, Ryan Beach, Erin McKinnon, Bernice Owczarzak, Ken Marti, Jack Jackson, Justine Shaffer, Jeff and Tiffeny Pittman, Ann Nielsen and Mike Nelson.

**APPROVAL OF AGENDA:** The Agenda was approved as presented.

**APPROVAL OF MINUTES:** The minutes of the regular meeting of April 27, 2024, were presented for approval. It was moved by Director Beers, seconded by Director Mason, and passed unanimously, to approve the minutes of the regular meeting on April 27, 2024, as presented.

**FINANCIAL REPORT:** Director Camodeca presented the Financial Report. It was moved by Director Camodeca, seconded by Director Mason, and passed unanimously, to approve the payment of Warrants 11064 through 11076 and EFTs totaling \$17,000.99. Notable payments included James Cox Insurance in the amount of \$8,425.00. Deposits were received in the amount of \$114,420.89, including a payment from Butte County for \$111,586.89, \$1,734.00 from the Jeffers Family Trust (erosion control) and \$1,100 from the Bozzo Trust (erosion control). Routine and ordinary bills on the unpaid bills report in the amount of \$3,008.21 were presented for approval. It was moved by Director Mason, seconded by Director Beers, and passed unanimously, to pay the unpaid bills in the total amount of \$3,008.21. It was noted that the District has approved bills in the amount of \$50,080.00, but which have not yet been paid.

**SPECIFIC AGENDA ITEMS: (each item not to exceed 15 minutes)**

**A. Response to North Complex (Bear) Fire.**

**(1) Status of Disaster Relief:**

**(a) Status of FEMA Appeals:** Chairman Vickery reported that the District has applied to the State Revolving Fund for funding for the grid replacement project. The District's attorney, Dustin Cooper, is arranging a meeting and will get back to Chairman Vickery next week. Dustin Cooper will also reach out to the attorneys for FEMA regarding reimbursement to the District for expenses paid for the first appeal for which the District is entitled to reimbursement of approximately \$100,000 to \$200,000. If the State Revolving Fund route turns out to be not feasible, the District has started an application with the Department of Water Rights (DWR) Technical Assistance. A final alternative would be to ask Congressman LaMalfa to ask for funding for the

District grid from the House Floor. The District has one outstanding appeal for sediment removal and is awaiting the outcome from the 2022-23 Storm Damage Project, which, if approved, is the same work in the same location.

(2) Status of Water System:

(a) Status of Water Grid Design RFP and Project. This is on hold pending funding.

(b) Water Delivery to Temporary Water Systems. Shane McCabe delivered 19 deliveries of water for a total of 18,500 gallons in April. The Donatis have just gone online.

(3) Erosion Control (General). Shane McCabe reported that there was about 2.5 inches of rain, with runoff in the usual places. He has also talked to Marty Cullen that major erosion control work will need to be done at his place before winter.

**B. Department of Water Rights IRWM Grant.** The District has signed the Agreement with the County and is now awaiting approval by the Butte County Board of Supervisors.

**C. FEMA Funding for 2022-23 Storm Damage.**

Director Beers reported that Project No. 747122, Rip Rap damage from the 2022-23 Storms, is unable to move forward without some validation that the District had 655 linear feet of rip rap that was destroyed.

District Beers then reported on Project No. 711955 which is the Lake Sediment and Tree Removal Project. As of May 23, Mary Tess Johnson, a FEMA Region 9 Senior Environmental Protection Specialist is now in charge of the District's project. On the same date Tess Johnson informed the District that its Environmental Assessment was incomplete for not including consideration of the yellow-legged frog. California Dept. of Fish & Wildlife (CDFW) has filed a Notice of Exemption for the Project. Director Beers submitted a 33/325 Application to the Army Corps of Engineers (USACE) on May 15, 2024. Director Mason submitted a USACE Delineation Request Form on May 16. It was moved by Director Beers, seconded by Director Camodeca and passed unanimously, to approve \$5,500 for Galloway Enterprises to do a Delineation Report for the Pit Area which the agencies think is a wetland.

**D. February 4, 2024 Storm Recovery.** The storm has now been declared a national disaster, namely the "Severe Winter Storms 4769 DR-CA". Director Beers attended the Applicant's Briefing with Cal OES and FEMA representatives. The District received a Notice of California Disaster Assistance Act (CDAA) Application Approval. The next steps are an Exploratory Call and attendance at a Recovery Scoping Meeting. The District hopes to receive approximately \$39,000 for the work Shane did to help the District recover from this storm.

**E. District Charges on Property Tax Rolls.** Chairman Vickery advised that this item will be continued to next month when he expects a full Board to be present.

**F. Community Rules and Regulations.** It was moved by Director Mason, seconded

by Director Beers and passed unanimously, to adopt the Community Rules and Regulations the same as last year. This item can be removed from the Agenda.

**GENERAL AGENDA ITEMS:**

**A. Letters & Communications:** Director Camodeca noted the communications received by the Board since the last meeting have been posted to the District's website and physical copies will be retained pursuant to the District's document retention policy. Noted items are as follows:

(1) The District received its Consumer Confidence Report and Vicki Hoggins will be sending it out next week to the District's water users;

(2) Butte County has sent its packet of forms to place fees and charges on the property tax rolls for Fiscal Year 2024-25; and

(3) Tammy Davis requested a copy of the District's Bylaws.

**B. Maintenance Report and Materials Needed by District:** Shane McCabe presented the Maintenance Report covering the period from April 28 through May 25, 2024. April water production was 117,424 gallons, all from Star Well, an average of 3,914 gallons per day. Line loss was 3,298 gallons per day. Water Tender Delivery total for March 2024 was 18,500 gallons (19 deliveries). The lake level was 1970.62 on April 1 and 1970.62 on April 30, for no change. April rainfall was 3.0 inches and May was 2.5 inches to date. Rainfall for January 1, 2024 through April 30, 2024, was 42.8 inches and July 1, 2023 through April 30, 2024 was 55.8 inches. Pace Analytical completed the District's Consumer Confidence Report (CCR). The 2024 requirement to do an Annual Lead and Copper Inventory was waived by Butte County for the District. Shane (1) ran a new 2-inch conduit for the back-up generator that was incorrectly installed, (2) repaired a 1-inch service lateral at the Basketball Court, (3) replaced or relocated the 4-inch main, 4-inch main valve and laterals to 202, 198 and 194 Lakeside Way to be installed within 5 feet from rear property lines, (4) weed eated the dam, and (5) graded all beaches. Butte County Public Works will remove trees on the downhill side of the dam. A weed treatment is scheduled for May 29. All slash from the February 2024 storm has been burned thanks to Tim Beers and Dennis Nay. The District burn pile will be closed as of May 26, 2024. Any materials to be burned tomorrow should be located at the same area used last year on David Hamilton's property, which he has given permission for the District to use. Crosswell has been on vacation and has not yet given Shane a quote for gravel to put on the side of Cedar Path. Shane reports that people are asking him about potholes. The Board approves the use of gravel for fill on a temporary basis, as if the District is successful in getting funding for the grid replacement, the water lines will go under the roads and road repair will be part of that project. Treatment has been occurring for mosquitoes by the Butte County Mosquito and Vector Control District. Landowners should contact Paula LaRose for any concerns. Shane will put Paula's contact information on the kiosks.

**C. Permits, Administrative Orders and Grants Research:**

Permits: As previously stated, the Fish and Wildlife Alteration Permit has been approved. Director Mason has also filled out the Delineation Request Form as previously noted.

Administrative Orders: Nothing to report because no work has started yet that has to be documented to the EPA.

Grants Research: The goal is for Lake Madrone Water District to be annexed into Butte County's 2024 Local Hazard Mitigation Plan (LHMP) which will allow the District to apply for a multitude of grants that the District has been ineligible for. Director Beers attended the Butte County Local Hazard Mitigation Plan Committee meetings on May 2 and May 3, 2024. They discussed risk assessment data and potential mitigation actions and project for reducing Butte County's risk and vulnerability to identified hazards and disasters. Director Beers has compiled a list of 25 possible actions for Lake Madrone Water District and has filled out forms for the first 18 items on that list.

**D. Community Reports:**

1. Fire Protection: Director Beers reported that he contacted Chad Porter, the new the program manager for BCFSC. They are finishing up a couple of projects and if they have any funds left over, will consider using them at Lake Madrone. For the Memorial Workday, they would like us to keep track of each volunteer's work hours. This time could be used as "match". Then if the budget allows, they will try to build off the work already started. Cal Fire has been doing inspections and has given out some citations for properties with and without structures. There is a lot of Scotch Broom that needs to be gotten rid of because it is highly flammable.

2. Website/Newsletter: Kathy Nay has nothing new to report.

3. No Bear Garbage Club: There was a balance at the beginning of May of \$10,667, with receipts of \$1,050 and expenses of \$498 for fees and \$110 for new locks and clasps, for a balance of \$11,111.

**PUBLIC PARTICIPATION:** Betsy Keithcart reported that 2024 Directory is coming along. Shane stated that Work Day projects would focus on clearing Scotch Broom, dead and dying material and material 10 feet and less. Ninety percent will be land clearing and will occur behind Owczarzaks and on District property from the point to the dam. He will have a volunteer work sheet for people to fill out for the Butte County Fire Safe Council. Wendy and Jack Fine are selling their cabin (Morony cabin) for \$415,000.

**TOPICS FOR NEXT MEETING, PLACE, DATE AND TIME:** The next meeting of the Board of Directors of the Lake Madrone Water District will be a regular meeting to be held on June 22, 2024, at 9:30 a.m. at Ski Beach, Berry Creek, California 95916, weather permitting. If not, it will be held at Director Vickery's cabin located at 36 Forest Inn Drive, Berry Creek, California 95916. Topics will include (1) responses to North Complex (Bear) Fire, (2) DWR - IRWM Grant, (3) FEMA Funding 2022-23 Storm Damage, (4) February 4, 2024 Storm Recovery, and (5) District charges on property tax rolls.

**ADJOURN:** There being no further business to come before the Board, it was moved by Director

Beers, seconded by Director Camodeca and passed unanimously, to adjourn the meeting at 10:44 a.m.

Respectfully submitted,

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**VICKI L. HOGGINS, Recording Secretary**

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**TIMOTHY J. BEERS, District Secretary**