

BEL MARIN KEYS COMMUNITY SERVICES DISTRICT

Regular Board of Directors Meeting

Location: Bel Marin Keys Community Center, 4 Montego Key, Novato, CA 94949

Date: Thursday, June 15, 2017

MINUTES

Directors:

Darrick Chase, President

Vince Lattanzio, Vice-President

Cheryl Furst

Mercy Angelopoulos

Mark Montobbio

- I. Call to Order, Please Turn Off Your Cell Phones: 7:30pm**
- II. Pledge of Allegiance**
- III. Roll Call: Chase, Montobbio, Lattanzio, Furst, Angelopoulos**
- IV. Agenda Approval:** Approved as presented

- V. Approval of Minutes**
****MOTION to approve the minutes from the Regular Board Meeting of May 18, 2017.**
M/S: Lattanzio, Chase
Vote: All ayes

- VI. Open Forum (please observe a three-minute time limit):** No comments

- VII. Novato Flood Protection and Watershed Program Presentation by Planning Manager Liz Lewis**
Supervisor Arnold addressed the public noting the work the Flood Control Zone 1 has undertaken in working with the District with beneficial projects to the watershed, as well, as the adaptation to sea level rise. There work moving forward would seek a proposed parcel tax to be added to the November ballot.

Ms. Lewis addressed the public providing a brief background on the Novato Watershed Program and Flood Control Zone 1, which encompasses up to Mount Burdell, Stafford Lake, down to Ignacio Valley and all the way down to Novato Creek. She noted the importance of partnerships and the District involvement in the technical group, as well as, having representation on the Flood Control Zone 1 committee. She stated that the Flood Control manages vegetation and debris removal; maintain levees and pumps and sediment removal along approximately 20 miles of creek/watershed.

The tax measure has three parts and looking to raise additional \$1.1 Million annual revenue the life of the measure is for 18 years and includes a \$47 dollars per single-family homes and low income and senior exemption.

1-Reduce local flooding in the City of Novato such as reducing roadway flooding and funds can only be spent on priority city drainage projects. This makes up 20 percent of the funding.

2-Restore habitat with nature base solutions by, widening Novato Creek, restoring tidal action to move sediment and provide local funds to leverage state and federal grant fund. This would be 50 percent of the funding.

3-Maintain and repair storm damaged flood protection facilities by repairing storm damaged levees; repair and replace aging storm water pumps and begin adapting levees to sea level rise. This would be 30 percent of the funding.

Ms. Lewis outlined the cost for projects which include \$8-13 Million for Dear Island Basin; \$2.5-4 Million for Novato Creek corridor expansion (set back levees to widen the creeks to improve storm water flow out of downtown Novato), \$2-4 Million for Simmons Slough (flood protection of Atherton and Olive Avenue and Highway 37), \$1.7-2 Million for levee and pump damage repairs, \$1-3 Million for Pacheco Pond water quality improvements and water circulation (to improve air quality, enhance wetland and floodwater storage), \$5-6 Million West basin Oxbow Tidal marsh restoration.

The next step is to go before the Flood Control Zone 1 committee and if the ballot language is approved it will go before the Board of Supervisors for approval and to a public hearing on August 1st.

Resident addressed Ms. Lewis and noted that the measure does absolutely nothing to benefit Bel Marin Keys. For years residents pay into Flood Control and received nothing in return and now they are asking for additional funds and again this community will see nothing. He noted the biggest problem is the Creek, which has silted in, and until the County addresses the Creek the flooding will not be addressed in Novato.

Vice President Lattanzio noted that there needs to be a guarantee within the 50 percent being allocated to flooding and restoring habitat that has a direct benefit for Bel Marin Key. He also noted that some language needs to be added to the ballot to ensure resident will support said tax and see a direct benefit. He also asked why the \$47 dollars as the math does not add up and there would not be enough funding given the projects that were outlined.

President Chase asked if funding currently exist with the Flood Control that could be re-directed to the maintenance in the lower reaches of the Creek? Ms. Lewis noted the funds have already been dedicated to projects and Flood Control t only takes in \$1.2 Million a year.

Director Montobbio noted that Bel Marin Keys is being ignored and the parcel tax allocations are all on the North side of HWY 37 and language in the ballot will not ensure resident here in Bel Marin receive any benefit and will not vote for this tax.

Ms. Lewis noted that there is a legal hold on what can be said in the ballot measure and will have a committee oversight as to where the funds are being spent.

The Board agreed that if no language is added to the ballot to ensure the lower reached of Novato Creek get funding for projects may not receive support from the community.

VIII. District Managers Report

-The work plan for fiscal year 2017/2018 for Measure A has been submitted and awaiting the audit request for fiscal year 2016/2017.

-The Corps of Engineers public notice for the Bel Marin Keys Maintenance Dredging has been released and has been added to the District website, bulletin board and a copy is included in the agenda packet.

-The State Controller's office property tax audit for the County of Marin was conducted for the period of July 1, 2011-June 30, 2016 and found Excess ERAF will need to be disbursed by May 31, 2017. The District's amount came to \$8,014.12.

- The Grand Jury report will be available to the public on June 22nd, and we will have our final report card on the Districts web transparency.

-Received complaints with boaters speeding in the NO WAKE zone in paddle boat lagoon and along the levee shoreline in the south lagoon. We will add a notice on the marquee and the newsletter reminding boaters of the no wake zones.

-The office received concerns with regard to the fireworks that were set off on Monday night. They have also raised concerns as this was an issue on the Fourth of July. We will add a notice on the marquee and newsletter reminding resident that it is illegal to set off fireworks in all of Marin County.

IX. District Engineering, CLE

A. South Lagoon Levee Project Updated

The next episode is being scheduled for this fall.

B. Novato Creek/County of Marin

Mr. Parent reference back to the presentation from Ms. Lewis and noted the need to continue to partner with the County to seek funding for Novato Creek.

C. North Lagoon Dredging Update

Mr. Parent noted that the episode permit and been filed and under public comment. A site walk was held today and will need a permit fee of \$1,520 for the State Lands Agreement and that needs to be paid in order to get on to their August agenda.

D. Montego Park/ Measure A update

Mr. Parent noted that this project would need to go out to a formal bid and will be submitting a letter to Ms. Lewis in support of a discharge letter for the storm water. The advertisement will be in the IJ and trade Journals.

*****MOTION to approve the plan and specifications as noted with no material changes for the Montego Park redevelopment project for the solicitation and bids from qualified bidders.**

M/S: Angelopulos, Chase

Mr. Parent noted the project estimate is still within the budget and includes the \$150K for the multi court.

Vote: All Ayes

E. Website Development Update-no update

F. Bay Planning Coalition-Recreational Boating in Northern California Update –no update

X. Waterways Manager Update

A. North Navigation Lock

1. Coatings Update-no update
2. Trespassing and Access Violations-see next agenda item

B. South Navigation Lock

1. Coatings Update-no update
2. Trespassing and Access Violations

Mr. Cormier noted there have seen a number of trespassing issues at the South Lock, where it is a becoming a safety issue and he reached out to AMS security for a proposal on a camera system and possibility to at tying it off with the system at the District office.

Mr. Cormier note that in one instance roughly 15 teenagers were hanging out on the lock and on top of the fish screen jumping into the creek. The District Manager observed this incident and it was reported to the Sheriff's office and found that this was posted on social media (Instagram and YouTube) and they were able to indentify one of the boys, the Deputy made contact with parent was told this would not happen again. A couple of weeks later one of the boys who was at the first incident returned and continues to do acrobatics into the creek. Once again the District Manager contacted the Sheriff's office and asked that they follow up and cite them. Mr. Parent noted this is a major liability and these kids could seriously get injured, as well, as become a nuisance for the District.

The Board asked that the District take measures to seek a citation for this violation and this behavior will not be tolerated and not take any liability. If there is no action from the Sheriff's Department reach out to Supervisor Arnold. The Board also directed to look at the ordinance and make sure it is enforceable/actionable and if not work on modifying it for enforceability.

C. Buoy and Navigation Marker Update

Missing one buoy which drifted and will be replaced.

D. Damage Dock Assessment on the Creek and Lagoon

Letter were sent to those identified as having a compromised dock.

E. Anchored objects observed in the Lagoons

Mr. Cormier noted that we have received complaints with regard to an increase of anchored flotation devices and some have come loose and drifted. This unfortunately becomes an issue for safety if they are not property secured to resident's docks. A couple years ago one came loose and caused damage to the aeration system in Sunset Lagoon. Moving forward a notice need to be sent out to resident to ensure that said devices are property secured to the docks within their easement.

The Board agreed to send out a notice to the community letting them know that when a floatation device is out of the easement it will be removed within a set date by a notice and resident will be held liable for any damages and no fixed object within the waterways.

F. Flushing/Flood Control Update-will be flushing nest week.

G. Water Quality Update

Mr. Cormier noted that we are experiencing an algae bloom in the South Lagoon and have made contact with DBI as to what can be done to address the issue given our limited tools. We are asking for resident help to combat the issue and limit nutrient loading runoff into the lagoon which may only add to the problem. The Board asked that the District put together a Do's and Don'ts to help with our waterways and inform the community.

H. Box Culvert Gates Update

The project is moving forward and should be completed by the next board meeting.

I. CSD Workboat Update-no update

XI. Park and Open Space Maintenance Update

Continue to work on vegetation management. The District Manger noted she needed to make a clarification as to the approval of the \$5K for the Eagle Scout project.The expense was approved for the all fitness equipment purchase from Game Time; this was not a donation to the Eagle Scouts.

XII. Financials

The end of our fiscal year is June 30th and will be closing the books shortly after.

XIII. New Business

A. Radar Speed Signs to Deter Speeding Update

A meeting is being scheduled with the County to review and sign off on the system given

they own the roads and we cannot do anything that may cause an issue with traffic/safety.

XIV. Hamilton Sports Complex Update

It is rumored that the developer continues to move behind the scenes and trying to push this project forward. An alternate proposal will be presented to the City Council for a nature preserve which they have agreed to place on their agenda but no meeting has yet been set.

XV. Sub-Committees

A. Emergency Response Team (ERT) Update- no update

XVI. Updates on Projects of Interest

A. **State Coastal Conservancy (SCC), Hamilton and BMK V Wetlands Projects**

The SCC is working on design and permitting and plan to start construction after the rainy season in 2018 assuming they have all the permits on hand.

B. **Bay Trail**- no update

C. **Pacheco Pond**

Mr. Dave Nicholson is no longer with the County and there is a new contact person who will manage the Pond. The District will coordinate to ensure when they open their gates it does not impact our flushing event and the creek.

XVI. Adjournment

****MOTION: To adjourn the Board Meeting of June 15, 2017.**

M/S: Lattanzio, Chase

Vote: All Ayes

Next regular meeting date: Thursday, July 20, 2017, 7:30PM, at the Bel Marin Keys Community Center, 4 Montego Key, Novato, CA.

Meeting adjourned at 9:15pm