

MARIN COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT
FLOOD CONTROL ZONE 10 ADVISORY BAORD

MEETING OF FEBRUARY 7, 2008

STAFF REPORT

Agenda Item 2: Approval of the Minutes of the June 24, 1998 Meeting

Action By Board: Advisory Board members will review meeting minutes from the June 24, 1998 meeting, make corrections, and approve minutes as corrected.

Agenda Item 3: Adoption of Zone By-Laws

Because of changes in the law, it is necessary that each Flood Control Zone, in addition to the Flood Control District as a whole, adopt its own By-Laws. To assist the many affected Boards and Commissions, the County Board of Supervisors had a binder prepared containing pertinent information as well as a set of legally satisfactory generic By-Laws. All the other Flood Control Zones have so far adopted these generic By-Laws as is with the addition of a date for an annual meeting. A copy of the generic By-Laws is attached for your review and each Advisory Board member will receive a copy of the binder at the meeting.

Action: After discussion, the Board will vote on adoption of By-Laws.

Agenda Item 4: Zone Financial Status and General Zone Update

When first formed in 1982 the Zone 10 residents passed a four year flood control tax. Upon its expiration in 1986 a new election was held to extend it another four years. That measure failed and the Zone's income was reduced to the interest earned on the remaining funds of only about \$25,000. Having almost no income and very low reserves, the Advisory Board directed staff to finish a project then underway, build no new projects, carry out only a prudent minimum creek maintenance program and to otherwise reduce expenses to a minimum. Also because of the cost, and because there was considerable difficulty gathering a quorum, the Zone AB met less frequently until finally in 1988 it was agreed that the AB would only meet if necessary and that zone business would be carried out by staff.

The Zone 10 AB did not meet again until October 20, 1997 when they held a meeting at the Dance Palace in Point Reyes Station in response to the media's hyping of the impending El Nino winter. The Zone AB met once again on June 24, 1998 to consider a request for Zone financial reimbursement for a neighborhood drainage project. That was the last time the Zone 10 AB met until tonight. Since then the Zone has continued to only carry out a prudent minimum creek maintenance program. Other than the fixed administrative costs (insurance, auditor charges, etc), the only charges to Zone 10 have been for carrying out that minimum program and obtaining the permits necessary therefore. Because there were no projects to consider or recommend and only fixed costs and the AB directed minimum O&M costs in the budget, the AB did not meet and approve the annual budgets. Please see the attached 10-year Cash Flow Table for Zone 10.

As shown on the Cash Flow Table, annual expenses vary considerably. This is in part due to the severity of the previous winter and the concomitant necessary creek work. In addition, there was a

one time cost in FY 03/04 of \$5,000 for permitting tasks related to an attempt to get a Regional General Permit (RGP) from the permitting agencies. Once obtained, (it is still awaiting approval from the Army Corps of Engineers) the RGP will allow the clearing of sediment build up at outfalls without obtaining annual permits. In FY05/06, because of the 2005 New Year's event, there was considerable extra work including the removal of downed trees and the repair of creek bank failures. In FY 06/07, having learned from the previous year, additional work was done to remove ivy vines from trees as many trees were so entwined with ivy that they were literally being pulled down. This work is continuing.

Action: This is an informational item only. No action required.

Agenda Item 5: Future Zone Activities and Projects

Unless otherwise directed by the Advisory Board, staff will continue to carry out only the minimum creek maintenance program including ivy removal and creek bank stabilization.

Agenda Item 6: Video on Advisory Board Legal Requirements

The Board of Supervisors has prepared a short video on the legal requirements of County policies, the Public Records Act, and the Brown Act relating to meetings and actions of Commissions, Boards, and Committees. All members thereof are required to view the video so they have the training and information they need to comply with the legal requirements.

Action: After viewing the video, Advisory Board members will sign a form acknowledging they have done so.