

**SAN BENITO COUNTY
PACHECO STORM WATER DISTRICT**

Armando Alfaro Trustee	Michele Schroeder Trustee	Paula Azcona Trustee
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481 Fourth Street, Hollister, CA 95023

**PACHECO STORM WATER DISTRICT - REGULAR MEETING-
AUGUST 26, 2024
6:00 PM**

The meeting will be available through Zoom and Peak Agenda for those who wish to join or require accommodations.

Members of the public may participate remotely via zoom at the following link <https://zoom.us/join> with the following Webinar ID and Password:

Webinar ID: 836 6414 5486
Webinar Password: 975035

Those participating by phone who would like to make a comment can use the “raise hand” feature by dialing “*9”. In order to receive the full zoom experience, please make sure your application is up to date.

Remote zoom participation for members of the public is provided for convenience only. In the event that the zoom connection malfunctions for any reason, the board of supervisors reserves the right to conduct the meeting without remote access.

Remote Viewing:

Members of the public who wish to watch the meeting can view a livestream of the meeting online through:

Peak Agenda Page: https://cosb.granicus.com/ViewPublisher.php?view_id=1

Written Comments & Email Public Comment

Members of the public may submit comments via email by 12:00 PM on the Monday of the Pacheco Storm Water District meeting to the sean@prenticelongpc.com.

Public Comment Guidelines

A. The Pacheco Storm Water District welcomes your comments.

B. If participating on Zoom, once you are selected you will hear that you have been unmuted: At this time, please state your first name, last name, and county you reside in for the record.

C. Each individual speaker will be limited to a presentation total of three (3) minutes, or such other time as may be designed by the Chair.

D. Speakers are encouraged to keep your comments, brief and to the point, and not to repeat prior testimony, so that as many people as possible can be heard. Your cooperation is appreciated.

If you have any questions, please contact the sean@prenticelongpc.com.

1 CALL TO ORDER

2 PLEDGE OF ALLEGIANCE

3 PUBLIC COMMENT

4 CONSENT AGENDA

4.1. [RESOURCE MANAGEMENT AGENCY- S. Loupe, Public Works Administrator- Acknowledgement of Certificate of Posting](#)
Certificate of Posting.pdf

4.2. [RESOURCE MANAGEMENT AGENCY- S. Loupe, Public Works Administrator- Approval of minutes from August 5, 2024, Pacheco Storm Water District meeting](#)
Meeting Minutes.pdf

5 REGULAR AGENDA

5.1. [RESOURCE MANAGEMENT AGENCY-S. Loupe, Public Works Administrator- Presentation by Stop Pacheco Dam Coalition](#)

5.2. [RESOURCE MANAGEMENT AGENCY-S. Loupe, Public Works Administrator- Update regarding debris removal and levee repair](#)

5.3. [RESOURCE MANAGEMENT AGENCY- S. Loupe, Public Works Administrator- Update on status of FEMA applications](#)

5.4. [RESOURCE MANAGEMENT AGENCY- S. Loupe, Public Works Administrator- Discussion of Paterno v. State of California](#)

5.5. [RESOURCE MANAGEMENT AGENCY-S. Loupe, Public Works Administrator- Update regarding grant and other funding opportunities](#)

5.6. [RESOURCE MANAGEMENT AGENCY-S. Loupe, Public Works Administrator- Update on request to modify re loan from San Benito County](#)

5.7. [RESOURCE MANAGEMENT AGENCY-S. Loupe, Public Works Administrator- Discussion and approve community clean-up by CHEER](#)

- 5.8. [RESOURCE MANAGEMENT AGENCY-S. Loupe, Public Works Administrator-
Update on outreach/social media](#)
- 5.9. [RESOURCE MANAGEMENT AGENCY-S. Loupe, Public Works Administrator-
Discussion of Future Agenda Items](#)

6 ADJOURNMENT

**SAN BENITO COUNTY
AGENDA ITEM
TRANSMITTAL FORM**

Armando Alfaro Michele Schroeder Paula Azcona
Board Member Board Member Board Member

Item Number: 4.1

MEETING DATE: **08/26/2024**

DEPARTMENT: RESOURCE MANAGEMENT AGENCY

AGENDA ITEM PREPARER: Victor Tafoya

SUBJECT:

RESOURCE MANAGEMENT AGENCY- S. Loupe, Public Works Administrator-
Acknowledgement of Certificate of Posting

AGENDA SECTION:

CONSENT AGENDA

ATTACHMENTS:
[Certificate of Posting.pdf](#)

*San Benito County Planning Commission
2301 Technology Parkway
Hollister, CA 95023*



CERTIFICATE OF AGENDA POSTING

Pursuant to Government Code §59454.2(a), I Victor Tafoya, certify that the **REGULAR MEETING AGENDA** for the **PACHECO STORM WATER DISTRICT** scheduled for August 26, 2024, was re-posted at the following locations, freely accessible to the public, on this day of August 22, 2024:

The bulletin board outside the front entrance of the San Benito County Planning Department, 2301 Technology Parkway, Hollister, CA

AND

The bulletin board outside the front entrance of the San Benito County Administration Building, 481 Fourth Street, Hollister, CA

AND

On The San Benito County website <https://www.cosb.us/> in the Events Calendar.

Victor Tafoya
Associate Planner
County of San Benito

**SAN BENITO COUNTY
AGENDA ITEM
TRANSMITTAL FORM**

Armando Alfaro Michele Schroeder Paula Azcona
Board Member Board Member Board Member

Item Number: 4.2

MEETING DATE: **08/26/2024**

DEPARTMENT: RESOURCE MANAGEMENT AGENCY

AGENDA ITEM PREPARER: Victor Tafoya

SUBJECT:

RESOURCE MANAGEMENT AGENCY- S. Loupe, Public Works Administrator-
Approval of minutes from August 5, 2024, Pacheco Storm Water District meeting

AGENDA SECTION:

CONSENT AGENDA

ATTACHMENTS:
[Meeting Minutes.pdf](#)



**SAN BENITO COUNTY
PACHECO STORM WATER DISTRICT**

Armando	Michele	Paula
Alfaro	Schroeder	Azcona
Trustee	Trustee	Trustee

481 Fourth Street, Hollister, CA 95023
PACHECO STORM WATER DISTRICT – REGULAR MEETING-
August 5, 2024
6:00 PM

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<https://zoom.us/join> with the following Webinar ID and Password:

Webinar ID: 810 4027 8740

Webinar Password: 639920

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- C. **Each individual speaker will be limited to a presentation total of three (3) minutes, or such other time as may be designed by the Chair.**
- D. **Speakers are encouraged to keep your comments brief and to the point, and not to repeat prior testimony, so that as many people as possible can be heard. Your cooperation is appreciated.**

If you have any questions, please contact Sean@prenticelongpc.com.

1. CALL TO ORDER

Trustee Michele Schroeder called the meeting to order at 6:00 PM.

2. PLEDGE OF ALLEGIANCE

Trustee Michele Schroeder let the meeting into the Pledge of Allegiance.

3. PUBLIC COMMENTS

Public Comment in Chambers:

Roechelle Beerli had a comment relating to the Pacheco Storm Water District but not on this agenda item.

No Public Comment via Zoom

4. CONSENT AGENDA

4.1 Michele Schroeder, Trustee motioned to adopt the certificate of posting.

Paula Azcona, Trustee seconded this motion.

Moved by Michele Schroeder, Trustee seconded Paula Azcona Trustee, motioned to adopt the certificate of posting.

Motion Passed: 3 - 0

Voting For: Armando Alfaro, Michele Schroeder, Paula Azcona

Voting Against: None

4.2 Michele Schroeder, Trustee motioned to adopt the meeting minutes with amendments. First, under item 5-point E, 'Discussion of proposed Pacheco Dam expansion,' the minutes should be revised to state that the trustees agreed to invite opponents of the dam expansion to the meeting to present their case. Additionally, a new item titled 'Update from Advisory Board regarding Grant and other funding opportunities' should be added, noting that the trustees reported no significant developments regarding grant opportunities but assured that efforts are ongoing to identify potential funding sources.

Paula Azcona, Trustee seconded this motion.

Moved by Armando Alfaro, Trustee seconded Paula Azcona Trustee, motioned to the meeting minutes.

Motion Passed: 3 - 0

Voting For: Armando Alfaro, Michele Schroeder, Paula Azcona

Voting Against: None

5. REGULAR AGENDA

5.A RESOURCE MANAGEMENT AGENCY - S. LOUPE, PUBLIC WORKS

ADMINISTRATOR-Update regarding debris removal and levee repair

Steve Loupe, Director of Public Works provided an update on debris removal and levee repairs. He reported that burn permits were obtained for three sites, with debris successfully burned at two. The remaining site is pending further action, with Cal Fire possibly providing a curtain burner for controlled burning. Most debris removed was vegetation, with minimal trash found. For levee repairs, plans are in place, but the trustees must decide whether to conduct a \$15,000 hydraulic study to install rock slope protection, which FEMA could fund. Alternatives and future grant opportunities were also discussed.

The trustees decided to remove the current plan for rock slope protection and instead pursue a grant to install it on a broader scale along the entire creek. The county will proceed with this direction.

Michele Schroeder, Trustee, had a question regarding the agenda item.

Paula Azcona, Trustee, had a question regarding the agenda item.

Armando Alfaro, Trustee, had a question regarding the agenda item.

Public Comment in Chambers:

Bill Florek had a question on this agenda item.

Marcel Beerli had a question on this agenda item.

No Public Comment via Zoom

Steve Loupe, Director of Public Works addressed public comment and the Trustees' questions.

5.B RESOURCE MANAGEMENT AGENCY - S. LOUPE, PUBLIC WORKS

ADMINISTRATOR- Update on status on FEMA applications

Steve Loupe, Director of Public Works mentioned that the FEMA applications for debris removal and levee repair made progress. The burn permits for debris removal were uploaded, and FEMA approved the \$900,000 cost estimate. The project is now in the Environmental Review stage. The levee repair project advanced past environmental review and moved to the Consolidated Resource Center, bringing it closer to being obligated for funding.

Michele Schroeder, Trustee, had a question regarding the agenda item.

No Public Comment in Chambers

No Public Comment via Zoom

**5.C RESOURCE MANAGEMENT AGENCY - S. LOUPE, PUBLIC WORKS
ADMINISTRATOR- Discussion of Proposed Pacheco Dam Expansion**

The trustees discussed the proposed Pacheco Dam expansion, noting that although they had decided to invite opposition to the project, no response had been received yet. An Advisory Board meeting on July 24th touched on this issue, and advisor Anthony Botello suggested the trustees should comment on the CEQA process for the dam. Botello volunteered to contact Ryan McCarter to get more details on how they can participate in the public commenting process.

Public comment in chambers

Roechelle Beerli had a comment on this agenda item.

Public comment via zoom:

**5.D RESOURCE MANAGEMENT AGENCY - S. LOUPE, PUBLIC WORKS
ADMINISTRATOR- Update regarding grant and other funding opportunities**

Steve Loupe, Director of Public Works mentioned that the county engaged California Consulting, a large grant writing firm, to explore funding opportunities. They identified a grant through the Emergency Watershed Protection Program, which provides technical and financial assistance for flood and fire-related threats. If a local watershed emergency is declared by an NRCS state conservationist, the district could access these funds without waiting for a disaster. The grant could cover debris removal, stream bank protection, vegetative cover establishment, and levee repairs. The county recommended pursuing this opportunity.

Michele Schroeder, Trustee, had a comment regarding the agenda item.

Public comment in chambers:

Lucinda Florek had a question on this agenda item.

Marcel Beerli had a question on this agenda item.

Roechelle Beerli had a question on this agenda item.

No public comment via Zoom

Steve Loupe, Director of Public Works addressed public comment and the Trustees' questions.

**5.E RESOURCE MANAGEMENT AGENCY - S. LOUPE, PUBLIC WORKS
ADMINISTRATOR- Update on request to modify re loan from San Benito
County**

The trustees discussed the idea of requesting San Benito County to reallocate leftover loan funds for additional levee repairs not covered by FEMA. Despite initial efforts to schedule a meeting with county supervisors, the request was delayed and eventually fell off their agenda. The plan is to try again by sending another email to propose a meeting to discuss the reallocation of funds.

Steve Loupe, Director of Public Works provided input on this agenda matter.

Armando Alfaro, Trustee, had a question regarding the agenda item.

Public comment in chambers:

Rochelle Beerli had a comment on this agenda item.

Lucinda Florek expressed concerns about the current state of levee infrastructure and the responsibilities of San Benito County in maintaining it. She highlighted the Paterno v. State of California case, where the state was held liable for levee failures, resulting in substantial financial obligations. Lucinda argued that, despite the county's assistance so far, the responsibility for levee maintenance should be more robustly shared with state and federal agencies, especially considering the historical precedent of state liability.

She suggested that the board should actively seek additional financial resources and support from the county, leveraging grants and federal funding opportunities. Ms. Florek emphasized the importance of building a strong infrastructure base with the help of the county, which has the expertise and resources that the board lacks. She also referenced the need for the board to be involved in broader water management initiatives, similar to how other regions have successfully integrated into state-supported programs.

Ms. Florek offered to share relevant legal information, including the Paterno case details, to help the board better understand their position and potential strategies for securing more substantial funding and support. She encouraged the board members to review these resources and consider how they might align their efforts with existing legal frameworks to enhance the district's infrastructure and financial stability.

No public comment via Zoom

**5.F RESOURCE MANAGEMENT AGENCY - S. LOUPE, PUBLIC WORKS
ADMINISTRATOR- Discussion and approve community clean-up by CHEER**

Steve Loupe, Director of Public Works mentioned that he's discussed with Herman Garcia, President of CHEER (Coastal Habitat Education and Environmental Restoration) to coordinate volunteer cleanup efforts during dry season.

Michele Schroeder, Trustee, had a question regarding the agenda item.

Paula Azcona, Trustee, had a question regarding the agenda item.

Armando Alfaro, Trustee, had a question regarding the agenda item.

Public comment in Chambers:

Lucinda Florek had a question on this agenda item.

Marcel Beerli had a question on this agenda item.

Roehelle Beerli had a question on this agenda item.

No public comment via Zoom

Steve Loupe, Director of Public Works addressed public comment and the Trustees' questions.

5.G RESOURCE MANAGEMENT AGENCY - S. LOUPE, PUBLIC WORKS ADMINISTRATOR- Discuss and approve posting of questionnaire on social media

The Trustee's discussed the idea of posting a questionnaire on social media, specifically on their Nextdoor page, to gauge public interest in addressing flooding issues in the district. However, concerns were raised about the effectiveness of such a questionnaire, given the influx of new residents who may not be aware of past flooding issues. The board considered using the platform first to recruit volunteers for an upcoming creek cleanup event to see how well it engages the community before moving forward with broader questions.

Public comment in Chambers:

Roehelle Beerli had a comment on this agenda item.

No public comment via Zoom

5.H RESOURCE MANAGEMENT AGENCY - S. LOUPE, PUBLIC WORKS ADMINISTRATOR- Determine next meeting date

The Trustees discussed Among self the next potential meeting date.

No public comment in chambers

No Public comment via zoom

5.I RESOURCE MANAGEMENT AGENCY - S. LOUPE, PUBLIC WORKS ADMINISTRATOR- Discussion of Future Agenda Items

The Trustees discussed potential future agenda items.

Public comment in chambers:

Roehelle Beerli provided a comment on this agenda item.

Marcel Beerli provided a comment on this agenda item.

No public comment via zoom

5.F ADJOURNMENT

Moved by Paula Azcona; seconded by Armando Alfaro to Approve Adjournment.

Motion Passed: 3 - 0

Voting For: Armando Alfaro, Michele Schroeder, Paula Azcona

Voting Against: None

**SAN BENITO COUNTY
AGENDA ITEM
TRANSMITTAL FORM**

Armando Alfaro Michele Schroeder Paula Azcona
Board Member Board Member Board Member

Item Number: 5.1

MEETING DATE: **08/26/2024**

DEPARTMENT: RESOURCE MANAGEMENT AGENCY

AGENDA ITEM PREPARER: Victor Tafoya

SUBJECT:

RESOURCE MANAGEMENT AGENCY-S. Loupe, Public Works Administrator-
Presentation by Stop Pacheco Dam Coalition

AGENDA SECTION:

REGULAR AGENDA

ATTACHMENTS:

**SAN BENITO COUNTY
AGENDA ITEM
TRANSMITTAL FORM**

Armando Alfaro Michele Schroeder Paula Azcona
Board Member Board Member Board Member

Item Number: 5.2

MEETING DATE: **08/26/2024**

DEPARTMENT: RESOURCE MANAGEMENT AGENCY

AGENDA ITEM PREPARER: Victor Tafoya

SUBJECT:

RESOURCE MANAGEMENT AGENCY-S. Loupe, Public Works Administrator-
Update regarding debris removal and levee repair

AGENDA SECTION:

REGULAR AGENDA

ATTACHMENTS:

**SAN BENITO COUNTY
AGENDA ITEM
TRANSMITTAL FORM**

Armando Alfaro Michele Schroeder Paula Azcona
Board Member Board Member Board Member

Item Number: 5.3

MEETING DATE: **08/26/2024**

DEPARTMENT: RESOURCE MANAGEMENT AGENCY

AGENDA ITEM PREPARER: Victor Tafoya

SUBJECT:

RESOURCE MANAGEMENT AGENCY- S. Loupe, Public Works Administrator-
Update on status of FEMA applications

AGENDA SECTION:

REGULAR AGENDA

ATTACHMENTS:

**SAN BENITO COUNTY
AGENDA ITEM
TRANSMITTAL FORM**

Armando Alfaro Michele Schroeder Paula Azcona
Board Member Board Member Board Member

Item Number: 5.4

MEETING DATE: **08/26/2024**

DEPARTMENT: RESOURCE MANAGEMENT AGENCY

AGENDA ITEM PREPARER: Victor Tafoya

SUBJECT:

RESOURCE MANAGEMENT AGENCY- S. Loupe, Public Works Administrator-
Discussion of Paterno v. State of California

AGENDA SECTION:

REGULAR AGENDA

ATTACHMENTS:

**SAN BENITO COUNTY
AGENDA ITEM
TRANSMITTAL FORM**

Armando Alfaro Michele Schroeder Paula Azcona
Board Member Board Member Board Member

Item Number: 5.5

MEETING DATE: **08/26/2024**

DEPARTMENT: RESOURCE MANAGEMENT AGENCY

AGENDA ITEM PREPARER: Victor Tafoya

SUBJECT:

RESOURCE MANAGEMENT AGENCY-S. Loupe, Public Works Administrator-
Update regarding grant and other funding opportunities

AGENDA SECTION:

REGULAR AGENDA

ATTACHMENTS:

**SAN BENITO COUNTY
AGENDA ITEM
TRANSMITTAL FORM**

Armando Alfaro Michele Schroeder Paula Azcona
Board Member Board Member Board Member

Item Number: 5.6

MEETING DATE: **08/26/2024**

DEPARTMENT: RESOURCE MANAGEMENT AGENCY

AGENDA ITEM PREPARER: Victor Tafoya

SUBJECT:

RESOURCE MANAGEMENT AGENCY-S. Loupe, Public Works Administrator-
Update on request to modify re loan from San Benito County

AGENDA SECTION:

REGULAR AGENDA

ATTACHMENTS:

**SAN BENITO COUNTY
AGENDA ITEM
TRANSMITTAL FORM**

Armando Alfaro Michele Schroeder Paula Azcona
Board Member Board Member Board Member

Item Number: 5.7

MEETING DATE: **08/26/2024**

DEPARTMENT: RESOURCE MANAGEMENT AGENCY

AGENDA ITEM PREPARER: Victor Tafoya

SUBJECT:

RESOURCE MANAGEMENT AGENCY-S. Loupe, Public Works Administrator-
Discussion and approve community clean-up by CHEER

AGENDA SECTION:

REGULAR AGENDA

ATTACHMENTS:

**SAN BENITO COUNTY
AGENDA ITEM
TRANSMITTAL FORM**

Armando Alfaro Michele Schroeder Paula Azcona
Board Member Board Member Board Member

Item Number: 5.8

MEETING DATE: **08/26/2024**

DEPARTMENT: RESOURCE MANAGEMENT AGENCY

AGENDA ITEM PREPARER: Victor Tafoya

SUBJECT:

RESOURCE MANAGEMENT AGENCY-S. Loupe, Public Works Administrator-
Update on outreach/social media

AGENDA SECTION:

REGULAR AGENDA

ATTACHMENTS:

**SAN BENITO COUNTY
AGENDA ITEM
TRANSMITTAL FORM**

Armando Alfaro Michele Schroeder Paula Azcona
Board Member Board Member Board Member

Item Number: 5.9

MEETING DATE: **08/26/2024**

DEPARTMENT: RESOURCE MANAGEMENT AGENCY

AGENDA ITEM PREPARER: Victor Tafoya

SUBJECT:

RESOURCE MANAGEMENT AGENCY-S. Loupe, Public Works Administrator-
Discussion of Future Agenda Items

AGENDA SECTION:

REGULAR AGENDA

ATTACHMENTS: