

RD 765 MSR Recommendations Sep 2024 and Current Status¹

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| <p>1. Prior to the next flood season, obtain an adequate amount of flood fighting materials and store them in a centralized location.</p> <p>Status: In progress.</p> |
| <p>2. Prior to the next flood season, identify a crew and attend flood fight training from DWR. If necessary, “just in time” training is available online at https://musrflood.squarespace.com/ to train new crew members and emergency volunteers.</p> <p>Status: In progress.</p> |
| <p>3. RD 765 should implement any remaining DWR Fall 2023 inspection report recommendations as itemized in the Spring 2024 inspection report:</p> <ul style="list-style-type: none"> • The LMA should focus more on controlling woody vegetation. • The LMA should focus more on controlling vegetation to maintain visibility and access. • The LMA should focus on repairing erosion sites. <p>Status: In progress.</p> |
| <p>4. RD 765 should use the County Treasury to maintain its funds for improved accounting controls and accuracy.</p> <p>Status: Further discussion needed.</p> |
| <p>5. Institute regular annual landowner assessments rather than on an as-needed basis with an automatic inflator to provide for a secure ongoing revenue source and to accumulate reserves.</p> <p>Status: Complete.</p> |
| <p>6. Adopt annual budgets (if not already doing so). Budgets and other financial records/information should be provided to the public and LAFCo consistent with state law, including Section 56386 of the Cortese-Knox-Hertzberg Act Local Government Reorganization Act of 2000 (repeat from 2018 MSR)</p> <p>Status: Complete.</p> |
| <p>7. Adopt a capital improvement plan (CIP) or similar analysis to quantify the possible significant risks, infrastructure costs, or equipment failure to determine what the District fund balance goals should be (and fund accordingly).</p> <p>Status: Further discussion needed.</p> |
| <p>8. Provide financial reports for the trustees to review on a regular basis at meetings.</p> <p>Status: Complete.</p> |
| <p>9. The 2014 UC Davis Flood Governance Study funded by DWR determined that one agency should become the single Local Maintaining Agency (LMA) for each hydrologic basin. For the Sac Yolo South (Clarksburg) System, RD 999 is the most robust district in the basin. Therefore, RDs 307, 765, and 999 should be reorganized (either via dissolution/annexation or consolidation) into RD 999 as the single LMA successor entity for the basin. The Clarksburg Flood Management Project has not yet been finalized nor received funding, therefore there is no known reason to delay this reorganization process. This MSR (and the previous one in 2018) found RD 307 and RD 765 not functioning as responsive, accountable, and transparent government agencies. RDs 307 and 765 have not obtained flood fight materials and stored them in a nearby location (although RD 307 has access to the Delta Emergency Plan supplies), nor has either district received flood fight training recently (i.e., at</p> |

¹ Status provided by RD 765 counsel Alexis Stevens, Somach Simmons & Dunn via email July 2, 2025

least the past 5+ years). RD 999 has five full-time employees with the training and resources to respond to an emergency.

Status: Further discussion needed.

10. RD 765 shall immediately secure independent audits of financial reports that meet California State Controller requirements every two years (repeat from 2018 MSR). Per Government Code Section 26909, for every special district which does not submit an audit to the county auditor within 12 months of fiscal year end, the county auditor shall either make or contract an annual audit with all costs borne by the special district.

Status: In progress.

11. Per Water Code 50940 and 50941, RD 765 shall keep an office for the business of the district. All district books, maps, papers, records, contracts, and other documents shall be kept in the office and be open to inspection during all business hours by any person interested.

Status: Complete.

12. Adopt policies (as applicable) relating to personnel/payroll, general and administrative, board member and meetings, and segregating financial and accounting duties among staff and/or board to minimize risk of error or misconduct (repeat from 2018 MSR).

Status: Further discussion is needed.

13. Create a website or adopt a hardship resolution annually in accordance with Government Code sections 6270.6 and 53087.8 to provide the public easily accessible and accurate information about the district (repeat from 2018 MSR).

Status: In progress.

From: [Patrick Markham](#)
To: [Christine Crawford](#)
Cc: [Alexis Stevens](#)
Subject: Re: LAFCo Update Re MSR/SOI Recommendations for RD 765
Date: Monday, July 14, 2025 9:20:03 PM

I am out until Thursday. I will coordinate a response with Ali when I return.
Sincerely,

Patrick

On Jul 14, 2025, at 5:10 PM, Christine Crawford
<Christine.Crawford@yolocounty.gov> wrote:

Can you either please provide additional detail (see request below) or ask Ali to do it?

From: Christine Crawford
Sent: Wednesday, July 2, 2025 3:10 PM
To: Alexis Stevens <astevens@somachlaw.com>
Cc: Patrick Markham <Patrick@PMARKHAMLAW.COM>
Subject: RE: LAFCo Update Re MSR/SOI Recommendations for RD 765

Thanks, Ali

- For those items noted “in progress”, can you please provide additional details regarding where progress is at and an estimated date of completion?
- For items noted “complete”, please provide backup as reasonable (i.e. assessment info, and the most recent budget adopted and board financial report).
- Please note for item 12 regarding district policies, we have templates for special districts available in Word version.

Thanks, Christine

Christine M. Crawford, AICP
Yolo LAFCo Executive Officer
(916) 798-4618 – mobile
(530) 666-8048 – office

From: Alexis Stevens <astevens@somachlaw.com>
Sent: Wednesday, July 2, 2025 2:55 PM
To: Christine Crawford <Christine.Crawford@yolocounty.gov>
Cc: Patrick Markham <Patrick@PMARKHAMLAW.COM>

Subject: RE: LAFCo Update Re MSR/SOI Recommendations for RD 765

CAUTION: External Sender. Please do not click on links or open attachments from senders you do not trust.

Christine,

Please find attached an update from Reclamation District 765 regarding LAFCO's recommendations.

If you have any questions please contact Pat Markham or myself.

Thank you,
Ali

Alexis Stevens

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From: Christine Crawford <Christine.Crawford@yolocounty.gov>

Sent: Thursday, June 5, 2025 4:19 PM

To: Patrick Markham <Patrick@PMARKHAMLAW.COM>

Cc: Oscar Villegas <Oscar.Villegas@yolocounty.gov>; Viviana Dazo <Viviana.Dazo@yolocounty.gov>; Jack Johnson <Jack.Johnson@yolocounty.gov>; David Dickson <david.dickson79@gmail.com>

Subject: FW: LAFCo Update Re MSR/SOI Recommendations for RD 765

Hello Patrick,

A status of RD 765's MSR recommendations is tentatively scheduled for the July 24 LAFCo meeting. I have put the district's recommendations into the attached file so you can more easily provide a written update to the Commission on the status for each one.

Please return this information completed to me by Monday, June 30th. And please feel free to reach out to me with any questions.

Thank you so much,
Christine

Christine M. Crawford, AICP

Yolo LAFCo Executive Officer

(916) 798-4618 – mobile

(530) 666-8048 – office

From: Christine Crawford

Sent: Tuesday, March 4, 2025 11:17 AM

To: patrick@pmarkhamlaw.com

Subject: FW: LAFCo Update Re MSR/SOI Recommendations for RD 765

Hello Patrick,

This email is a friendly reminder that LAFCo requested staff schedule an update on the status of RD 765's MSR recommendations within 6-12 months of the Sep 2024 meeting. I'm tentatively slating this item for our July 24, 2025, meeting.

The Commission is expecting an update on what progress has been made to address the MSR recommendations in the attached letter. I will be reaching out for detailed information as the date gets closer.

Thanks,
Christine

Christine M. Crawford, AICP

Yolo LAFCo Executive Officer

(916) 798-4618 – mobile

(530) 666-8048 – office

From: Christine Crawford

Sent: Monday, October 7, 2024 4:04 PM

To: David Dickson <david.dickson79@gmail.com>; patrick@pmarkhamlaw.com

Subject: FW: LAFCo Transmittal of Adopted MSR/SOI for Flood Protection Services

Hello,

See attached transmittal letter.

Please note the Commission's direction for a status on these recommendations in 6-12 months.

Thanks,
Christine

Christine M. Crawford, AICP

Yolo LAFCo Executive Officer

(916) 798-4618 – mobile

(530) 666-8048 – office