

MINUTES OF THE MEETING
OF THE BOARD OF TRUSTEES OF
DELTA FARMS RECLAMATION DISTRICT NO. 2028
HELD ON WEDNESDAY, JUNE 22, 2022

Upon Notice to and consent by the Trustees of Delta Farms Reclamation District No. 2028, of the County of San Joaquin, State of California, a Meeting of the Board of Trustees was held at the offices of the District, at 343 East Main Street, Suite 815, Stockton, California, on Wednesday, June 22, 2022, at 11:00 A.M.

There were present and absent the following named Trustees, to-wit:

PRESENT

DAVID A. FORKEL
RANDALL NEUDECK
RUSSELL RYAN

ABSENT

NONE

There was also present Pamela A. Forbus, of the Law Offices of Hoslett and Forbus, Attorneys for the Reclamation District, and Ralph Heringer, the District's Superintendent. Nate Hershey, of the firm MBK Engineers, the District's Engineer; Andrew Petrini, the District's Assistant Superintendent and Anna Olvera, from Metropolitan Water District, participated via teleconference.

Following the Roll Call, a quorum was declared present, and the meeting was called to order.

The Minutes of the meeting of the Board of Trustees held on May 18, 2022, were considered and upon motion made and seconded, it was:

RESOLUTION APPROVING MINUTES

RESOLVED AND ORDERED by the Board of Trustees of Delta Farms Reclamation District No. 2028, as follows:

1. That the Minutes of the meeting of the Board of Trustees of Delta Farms Reclamation District No. 2028 held on May 18, 2022, be and the same are hereby approved.

ROLL CALL:

Ayes: Trustees Forkel, Neudeck and Ryan
Noes: None
Absent: None

Upon Roll Call, the foregoing Resolution was declared unanimously passed and adopted.

The Trustees were presented with the financial report for the District. The Trustees discussed the ratification and approval of warrants and checks issued in payment of obligations of the District. Upon motion duly made and seconded, it was:

RESOLUTION RATIFYING AND APPROVING WARRANTS
AND CHECKS IN PAYMENT OF CURRENT OBLIGATIONS

RESOLVED AND ORDERED by the Board of Trustees of Delta Farms Reclamation District No. 2028, as follows:

1. That the Warrants and Checks written since the meeting held on May 18, 2022, and presented to the Trustees at this June 22, 2022, meeting are hereby ratified, approved and authorized, a copy of which shall be attached to the minutes of the meeting, and which is incorporated by reference, are hereby approved.

ROLL CALL:

Ayes: Trustees Forkel, Neudeck and Ryan
Noes: None
Absent: None

Upon Roll Call, the foregoing Resolution was declared unanimously passed and adopted.

The Trustees were advised that, with the payment of the current obligations of this Reclamation District, there was a balance on hand in the general account in the sum of \$208,452.30 and held \$400,000.00 in registered warrants with the Bank of Stockton.

The Superintendent advised the Trustees that there is seepage at Stations 170 and 175 is looking better, he will continue to monitor it. A large beaver den was removed at Station 700 and the burrow site repair was completed.

The Engineer presented the Trustees with a written report, which included the following:

1. The Engineer reported on the District's participation in the Delta Levee Subventions Program, as follows:
 - A. Fiscal year 2020-21: The District submitted an application in the Program in the amount of \$615,000. DWR has indicated that \$12 million has been approved for program funding for FY 2020-21. The District's final claim has been submitted in the amount of \$301,108.19. Reimbursement was received in the amount of \$214,668.

- B. Fiscal year 2021-22: The District submitted an application in the Program in the amount of \$541,000. DWR has lowered the Program funding amount to \$10 million for FY 2021-22.
 - C. Fiscal year 2022-23: The District submitted an application in the Program in the amount of \$541,000.
- 2. Annual Maintenance: The Engineer attached the current maintenance items that that the district is tracking.
 - 3. Special Projects: The enhancement component of the Old River multi-benefit levee rehabilitation project is in progress. Maintenance activities will be on-going to promote plant health and longevity.
The District received an advance of funds for design of the Directed Action project to rehabilitate the north and south levees (BN-19-1-SP). After circulating the environmental documents for review, all comments received have been addressed in the IS/MND and the document has been finalized. The Engineer recommends that the District adopt the revised IS/MND so we can proceed with the Delta Plan consistency certification. Upon adoption of the revised document, a revised SOW will be submitted to DWR for approval. The goal is to bid the job in August and begin construction shortly thereafter.
 - 4. Five Year Plan: Work on the Five-Year Plan is currently in progress. A draft of the plan was distributed via email and the Engineer has incorporated many of the comments received. A draft was also sent to DWR staff for review and comment. DWR has extended the expiration date of the funding agreements to December 31, 2022. At DWR's request, the Engineer submitted the anticipated total cost of improvements for planning purposes.
 - 5. SB 88: Work under Phase 4 of the measurement experiment has begun. The flow meters, flanges, bolts, and job boxes were delivered by Technoflo during January to a secure site on Bacon Island. MWD conducted a pre-bid walkthrough on March 15th and awarded the contract to Gronto Ditching. On June 7th, MWD, MBK and Gronto Ditching inspected the equipment and discussed a rough schedule for the installations. Based on this schedule, the Phase 4 flow meter installations are estimated to be completed before the of 2022. MBK has conducted visits to the 25 proposed sites and will work with Gronto Ditching to complete preparations at each site for the flow meter installations. MBK is also in the process of developing quality control and storage protocols for flow data that will be collected by the installed meters.
After the completion of Phase 4, there will be approximately 50 siphons without a flow meter. MBK and MWD are planning to work with Bovee Environmental Management to test any of these sites that are suspected to contain asbestos or a tar coating on the pipe exterior. Any sites that test positive for these hazardous maters

will be abated by W.C. Maloney during 2022-2023 prior to any flow meter installation.

MWD and the RDs are in compliance for calendar year 2022 under an approved extension of time. The extension was approved by the Delta Watermaster on January 13, 2022, and will expire on January 1, 2024. The extension of time included a Plan for Compliance which provides details regarding the methods to estimate diversions on siphons without flow meters and provides a measurement equipment installation schedule. MWD currently anticipates that installing all the flow meters will take five years. Therefore, MBK has provided cost estimates for flange magnetic meters with telemetry equipment installed on the water side of all active siphons.

Development of the Delta-wide ACP by the Delta Measurement Experiment Consortium to utilize Open ET for measuring and reporting diversions continues. RD staff are currently in the process of creating place of use polygons for each of the islands. MBK and MWD continue to participate in the Consortium.

The next item on the agenda was the status of Special Project BN-19-1.1-SP. The Trustees directed that the revised IS/MND be adopted, and thereafter directed that the Engineer proceed with the Delta Plan consistency certification. Following a discussion of this matter, and upon with the Engineer, and upon motion duly made and seconded, it was:

**RESOLUTION AUTHORIZING SUBMITTAL OF
THE DELTA PLAN CONSISTENCY CERTIFICATION**

RESOLVED AND ORDERED by the Board of Trustees of Delta Farms Reclamation District No. 2028, as follows:

1. That that certain Delta Plan Consistency Certification Document for the levee rehabilitation project under PFA BN-19-1.1-SP, by this Reclamation District, providing for the rehabilitation of the Bacon Island levees, be and the same hereby is approved, subject to minor revisions and final approval of the Chairman of the Board of Trustees.
2. That subject to final comments from the District Engineer and the Landowner's Attorneys, and upon final approval by the Chairman, the Engineer is hereby authorized and directed to file the Delta Plan Consistency Certification Document with the Delta Stewardship Council, on behalf of Delta Farms Reclamation District No. 2028.

ROLL CALL:

Ayes: Trustees Forkel, Neudeck and Ryan
Noes: None
Absent: None

Upon Roll Call, the foregoing Resolution was declared unanimously passed and adopted.

The Chair asked for Public Comment. There being no one present wishing to address the Board of Trustees, the Public Comment session was closed. There being no one wishing to address the Board, and there being no further business to come before the Board, the meeting was adjourned.

PAMELA A. FORBUS, Secretary
Delta Farms Reclamation District No. 2028

Minutes of the Meeting
held on June 22, 2022,
are hereby approved.

Trustees of Delta Farms
Reclamation District No. 2028

**RECLAMATION DISTRICT 2028
WARRANT LIST**

From: 05/18/2022 through 06/21/2022

<u>Date</u>	<u>Num</u>	<u>Payee</u>	<u>Account</u>	<u>Payment</u>
06/07/2022	5189	MBK Engineers	57125 BN-15-1 Engineering	7,976.80
06/07/2022	5193	Dino & Son Ditching	50220 Pipes & Crossing	61,443.82
06/07/2022	5194	PG&E	50212 Utilities	9,657.10
06/07/2022	5195	MBK Engineers	50140 Engineering-Routine	520.00
			55140 Engineering Serv	1,530.78
06/15/2022	5196	W.C. Maloney, Inc.	50185 Other Maintenance	21,250.00
06/20/2022	5197	Hoslett & Forbus, Attorneys at Law	50160 Legal/Administration	9,032.25
			Total	\$ 111,410.75
		<u>Account Balance as of 06/21/2022</u>		
		General Fund		\$ 208,452.30
		Bank of Stockton Payroll		\$ 30,962.90
		Outstanding Registered Warrants		\$ 400,000.00
06/07/2022		RW #5190		25,000.00
06/07/2022		RW #5191		25,000.00
06/07/2022		RW #5192		25,000.00
06/01/2022	1057	BN-15-1 Bank of Stockton Acct		\$ 416,110.34
		PB#51		6,963.75
		BN-19-1 Bank of Stockton Acct		\$ 641,940.11