

MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF  
DELTA FARMS RECLAMATION DISTRICT NO. 2028  
HELD ON WEDNESDAY, MAY 17, 2023

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, May 17, 2023, at 11:00 A.M.

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

PRESENT

ABSENT

DAVID A. FORKEL  
RANDALL NEUDECK  
RUSSELL RYAN

NONE

There was also present Pamela A. Forbus, of the Law Offices of Hoslett and Forbus, Attorneys for the Reclamation District; Nate Hershey, of the firm MBK Engineers, the District's Engineer; Andrew Petrini, the District's Superintendent; Jack Cronin, with Metropolitan Water District; and Angela Carter, the District's bookkeeper. Anna Olvera, with Metropolitan Water District, attended the meeting via video conference.

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 April 19, 2023, 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 April 19, 2023, 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 April 19, 2023, and presented to the Trustees at this May 17, 2023, 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 \$46,376.36 and held \$250,000.00 in registered warrants with the Bank of Stockton. The Trustees were further advised that there was a balance on hand in the District's account with the Bank of Stockton for special project BN-15-1.3 held the sum of \$330,552.15 and the Bank of Stockton special project BN-19-1.1 held the sum of \$5,137,720.81.

The Engineer presented the Trustees with a written report prior to the meeting, which included the following matters:

1. The Engineer reported on the District's participation in the Delta Levee Subventions Program, as follows:
  - A. Fiscal year 2021-22: The District submitted an application in the Program in the amount of \$541,000. An additional \$2 million was recently approved by the Central Valley Flood Protection Board, for a total of \$12 million for FY 2021-22. A final claim was submitted in the amount of \$275,410.71.

- B. Fiscal year 2022-23: The District submitted an application in the Program in the amount of \$541,000. \$12 million was recently approved by the Central Valley Flood Protection Board for the Program for FY 2022-23.
  - C. Fiscal year 2023-24: 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. FEMA: The Recovery Scoping Meeting (RSM) with FEMA and CalOES took place at MBK's office on April 20, 2023. MBK has continued to coordinate with FEMA and is in the process of compiling documentation supporting the claim. Once all documentation has been provided, FEMA will submit the project to their management for review.
  - 4. Special Projects: The enhancement component of the Old River multi-benefit levee rehabilitation project (BN-15-1-SP) is in progress. Maintenance activities will be on-going to promote plant health and longevity.  
A pre-construction meeting for the north and south levee rehabilitation project (BN-19-1-SP) was held on May 12, 2023. During the biological survey, two Swainson's hawk nests were located in areas that will impact the project. The District will plan to work around them as much as possible with guidance from CDFW. Teichert Construction plans to begin work on May 22, 2023.  
A concept proposal was submitted to DWR for the Projects Solicitation Package (PSP) for multi-benefit projects. DWR has invited select applicants to submit a full application. RD 2028's concept proposal was not selected for further consideration.
  - 5. SB 88: MBK has obtained quotes for the equipment required at the 51 remaining metering sites. It is currently estimated that the purchase orders for this equipment will be placed sometime in June or July. These flow meters will be installed over the next two years due to the number of sites and levee projects that begin in 2023. Prior to installation of flow meters, Bovee Environmental identified 3 sites on Bacon Island and 1 site on Bouldin Island that tested positive for hazardous materials on the exterior coating on the pipes. The hazardous materials in the pipe coating at these 4 sites were abated by W.C. Maloney on April 26. A report documenting the abatement, including photos of the sites before and after the work was completed, was provided to MWD and MBK shortly after the work was completed.  
MWD and the RDs are in compliance for calendar year 2023 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.

Development of the Delta-wide ACP by the Delta Measurement Experiment Consortium to utilize Open ET for measuring and reporting diversions continues. Place of use polygons for each island have been completed and will be used in conjunction with Open ET to report on diversions. MBK and MWD continue to participate in the Consortium.

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.

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

Minutes of the Meeting  
held on May 17, 2023,  
are hereby approved.

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Trustees of Delta Farms  
Reclamation District No. 2028