

MINUTES OF THE MEETING
OF THE BOARD OF TRUSTEES OF
DELTA FARMS RECLAMATION DISTRICT NO. 2028
HELD ON WEDNESDAY, APRIL 24, 2024

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 715, Stockton, California on Wednesday, April 24, 2024, at 12:00 Noon.

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

PRESENT

ABSENT

RANDALL NEUDECK
RUSSELL RYAN

NONE

There was also present Pamela A. Forbus, the Attorney for the Reclamation District; Nate Hershey, of the firm MBK Engineers, the District's Engineer; Angela Carter, the District's bookkeeper; and Jack Cronin and David Bradshaw, with MWD. David A. Forkel and Kristen Pringle, from MBK Engineers, joined the call via video conference.

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

The Chair asked for Public Comment. There being no one present wishing to address the Board of Trustees, the Public Comment session was closed.

The Trustees next considered the need to appoint an individual to fill the vacancy on the Board of Trustees which occurred upon the resignation of David A. Forkel. The Attorney advised the Board that the notice of intent to appoint an individual to fill the vacancy has been given and posted as required by California Government Code Section 1780; a copy of said Notice and the Declaration of Posting shall be filed with the records of this District. Following a discussion, upon motion duly made and seconded, it was:

RESOLUTION FILLING VACANCY
ON BOARD OF TRUSTEES

WHEREAS, there is a vacancy on the Board of Trustees which occurred as a result of the resignation of David A. Forkel; and,

WHEREAS, a notice of intent to fill the vacancy was posted in three conspicuous places within the District at least fifteen days prior to this meeting.

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

1. That David Bradshaw, a representative of a landowner within this Reclamation District, be and he hereby is appointed to fill the vacancy on the District's Board of Trustees.

ROLL CALL:

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

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

The Attorney thereupon called a recess so that the newly appointed Trustee could step out to sign his Oath of Office and return to take his seat as Trustee on the Board of Trustees of Delta Farms Reclamation District No. 2028. The Attorney was further directed to take the steps necessary to change the signers on the various reclamation district bank accounts and the accounts held with San Joaquin County.

With the resignation of David A. Forkel, there is a vacancy for the position of Chairman of the Board of Trustees. The Trustees next considered the need to elect a new Chairman for the District. Following a discussion of this matter, upon motion duly made and seconded, it was:

RESOLUTION ELECTING A CHAIRMAN
FOR THE RECLAMATION DISTRICT

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

1. That Randall Neudeck be, and he hereby is, elected Chairman of the Board of Trustees of Delta Farms Reclamation District No. 2028.

ROLL CALL:

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

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

The Minutes of the meeting of the Board of Trustees held on February 28, 2024, 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 February 28, 2024, be and the same are hereby approved.

ROLL CALL:

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

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

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 February 28, 2024, and presented to the Trustees at this April 24, 2024, 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 Neudeck, Ryan and Bradshaw
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 \$51,638.92 and holds \$450,000.00 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-15-1.1 held the sum of \$49,166.61 and the Bank of Stockton special project BN-19-1.0 held the sum of \$3,370,604.79.

The Secretary advised the Trustees that with the change on the Board of Trustees, the Board will need to change the signers on the District accounts held at the Bank of Stockton. Following a discussion of this matter, and upon motion duly made and seconded, it was:

**RESOLUTION AUTHORIZING CHANGE OF SIGNERS
ON BANK OF STOCKTON ACCOUNTS**

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

1. That the signers on the accounts held at the Bank of Stockton be and the same are hereby changed to Russell E. Ryan, Trustee, Pamela A. Forbus, Secretary and Angela Carter, bookkeeper, said changes are hereby approved.

ROLL CALL:

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

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

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 2022-23: The District submitted an application for participation in the Program in the amount of \$541,000. A total of \$12.5 million has been approved by the Central Valley Flood Protection Board for FY 2022-23. A final claim was submitted in the amount of \$325,967.61.
 - B. Fiscal year 2023-24: The District submitted an application in the Program in the amount of \$541,000. A total of \$13 million has been approved by the Central Valley Flood Protection Board for FY 2023-24.
 - C. Fiscal year 2024-25: The District submitted an application for participation in the Program for FY 2024-25 in the amount of \$541,000.

- D. Future Subvention Funding: DWR has indicated that funding has not been secured yet for fiscal years 2025-26 and beyond. Delta advocates, including the CA Central Valley Flood Control Association and others, are considering ways to increase awareness and gain support for securing funding for this highly successful and vital program. The Engineer has prepared a draft funding request letter for the RD to consider and possibly submit to state legislators.
2. Annual Maintenance: The Engineer provided the Trustees with a list of the current maintenance items that the District is tracking.
 3. FEMA: The District claim is currently under review at FEMA. MBK will continue to check in with FEMA personnel regarding status updates. The total claim amount is \$52,398.36.
 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.
Year two construction for Teichert is set to begin on April 29, 2024. Teichert began dewatering pumping in the borrow sites in early April. Sillwater is in the process of performing preconstruction surveys and coordinating with CDFW regarding results. PG&E has provided the approved overhead utility line relocation construction drawings. Coordination with PG&E regarding environmental restrictions and construction schedule is ongoing. San Joaquin County has been notified that work on Bacon Island Road will be taking place this summer.
 5. SB 88: All Phase 4 meters have been installed and certified by MBK Engineers. Data is currently being collected at 37 sites across all four islands. MBK will continue to monitor all sites monthly during the winter season and weekly during the irrigation season via Wildeye's website. All Wildeye units are currently working with the exception of Bouldin Island Siphon No. 30, which was damaged by driftwood (equipment will be reinstalled when Phase 5 installations occur at nearby siphons). All meters are currently working, with the exception of Bouldin Island Siphon No. 2, which stopped functioning due to water damage (a new complimentary meter was provided by Technoflo and will be replaced during the Phase 5 installation).
All Phase 5 flow meters were delivered and inventoried January 4 on Bacon Island. MWD is preparing a bid package and will be requesting bids in the near future for meter installations. The Phase 5 telemetry equipment has been purchased, and will be delivered at the time of installation, following flow meter installations at each site.
MBK prepared Water Year 2023 annual water right reports consistent with prior years, using a hybrid approach that included flow meter data when it was available and OpenET data when it was not. MWD reviewed and submitted the reports by

the February 1, 2024 deadline. In coordination with the Delta Watermaster's Office, MWD also filed additional annual reports through the delta Alternative Compliance Plan platform.

MWD and MBK continue to participate in the Delta Consortium; the next Delta Consortium meeting has not yet been announced. MBK is currently preparing a summary technical report on the 2023 OpenET and measured diversion comparison.

Trustee Ryan presented a report on behalf of the District Superintendent and reported that the District is continuing to work on the District pumps.

The Trustees next considered the many years of service and dedication that David A. Forkel has given to this reclamation district. Following a discussion of this matter and upon motion by Trustee Neudeck, and seconded by Trustee Ryan, and unanimously passed and adopted, it was:

RESOLUTION OF APPRECIATION

WHEREAS, DAVID A. FORKEL has for many years served as Trustee and Chairman of the Board of Trustees of Delta Farms Reclamation District No. 2028; and,

WHEREAS, with his extensive tenure, DAVID A. FORKEL provided institutional knowledge of this Reclamation District, has been a valuable source of information and expertise, and has demonstrated a commitment to this Reclamation District over the years; and,

WHEREAS, the knowledge and expertise of DAVID A. FORKEL with respect to the issues and management facing this District will be missed by this Board of Trustees; and,

WHEREAS, the Board of Trustees of Delta Farms Reclamation District No. 2028 and the landowners within this District are appreciative of the time and energies devoted by DAVID A. FORKEL.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Trustees of Delta Farms Reclamation District No. 2028, that this reclamation district does hereby commend and acknowledge the dedicated services of DAVID A. FORKEL to Delta Farms Reclamation District No. 2028, and to the lands and landowner therein.

ROLL CALL:

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

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

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 April 24, 2024,
are hereby approved.

Trustees of Delta Farms
Reclamation District No. 2028

RECLAMATION DISTRICT 2028
WARRANT LIST

From: 02/24/2024 through 04/19/2024

Date	Num	Payee	Account	Payment
02/29/2024	5424	Delta Pump Inc.	50110 Fuel & Oil	136.25
			50180 Pump Maintenance	49.05
02/29/2024	5425	PG&E	50212 Utilities	38,426.19
02/29/2024	5426	MBK Engineers	55140 Engineering Serv	679.83
02/29/2024	5427	Brink Electric	50185 Other Maintenance	11,053.98
02/29/2024	5428	Irrigation Resources Patterson	50180 Pump Maintenance	16,213.39
02/29/2024	5429	Bouldin Farming Co.	50155 Equipment Rental Support	1,868.03
			50190 Canal Maintenance	4,941.65
03/01/2024	5430	MBK Engineers	57195 BN-19-1 Engineering	12,860.79
03/01/2024	5431	Delta Pump Inc.	50180 Pump Maintenance	339.81
03/15/2024	5432	Pamela A. Forbus, Attorney at Law	50160 Legal/Administration	9,198.50
03/15/2024	5433	Irrigation Resources Patterson	50180 Pump Maintenance	3,699.82
03/15/2024	5434	FTG Construction Materials, Inc.	55280 Repair Levee Eros	20,982.25
03/26/2024	5436	MBK Engineers	57125 BN-15-1 Engineering	4,777.40
03/26/2024	5437	MBK Engineers	57125 BN-15-1 Engineering	9,290.95
03/26/2024	5438	River Partners	57127 BN-15-1 Planting	7,387.16
03/26/2024	5439	MBK Engineers	55140 Engineering Serv	3,532.39
03/26/2024	5440	Bouldin Farming Co.	50155 Equipment Rental Support	6,312.98
			50190 Canal Maintenance	16,472.16
03/26/2024	5441	Delta Pump Inc.	50110 Fuel & Oil	408.75
			50180 Pump Maintenance	49.05
04/08/2024	5442	PG&E	50212 Utilities	64,535.38
04/08/2024	5443	Irrigation Resources Patterson	50180 Pump Maintenance	12,288.08
04/08/2024	5444	Delta Pump Inc.	50180 Pump Maintenance	130.80
04/08/2024	5445	Pacific Storage Comapny	50411 Storage	90.00
04/08/2024	5446	Precissi Ag Services	50400 Miscellaneous	165.00
Total				\$ 245,889.64
<u>Account Balance as of 04/19/2024</u>				
General Fund				\$ 51,638.92
Bank of Stockton Payroll				\$ 27,258.02
Outstanding Registered Warrants				\$ 450,000.00
03/11/2024		Retire RW# 5289, 5390		\$ (100,000.00)
03/22/2024		RW#5435		50,000.00
04/08/2024		RW#5447		50,000.00
04/19/2024		RW#5448		50,000.00
BN-15-1 Bank of Stockton Acct				49,166.61
02/29/2024	1072	Retention Release		200,000.00
03/26/2024	1073	PB #66 90% of 97%		4,170.67
03/26/2024	1074	PB #67 90% of 97%		14,899.41
BN-19-1 Bank of Stockton Acct				\$ 3,370,604.79
03/01/2024	125	PB#24 90% of 95%		10,995.97