

MINUTES OF THE MEETING
OF THE BOARD OF TRUSTEES OF
DELTA FARMS RECLAMATION DISTRICT NO. 2028
HELD ON WEDNESDAY, DECEMBER 11, 2019

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, December 11, 2019, at 10:30 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 Al Warren Hoslett, Attorneys for the Reclamation District; Nate Hershey, of the firm MBK Engineers, the District's Engineer; and Ralph Herring.

The Minutes of the meeting of the Board of Trustees held on November 13, 2019, 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 November 13, 2019 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 November 13, 2019 and presented to the Trustees at this December 11, 2019 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.

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 \$21,649.03 and held \$1,100,000.00 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 the sum of \$6,360,145.36.

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 Superintendent advised the Trustees that he will be trimming around the levee to increase visibility and stability.

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 2017-18: The District submitted an application in the Program in the amount of \$565,000. The District submitted a claim in the amount of \$315,922.67. The District has received reimbursement in the amount of \$219,063.00.
 - B. Fiscal year 2018-19: The District submitted an application in the Program in the amount of \$500,000. DWR has indicated that \$12 million has been

approved for program funding for FY 2018-19, consistent with recent years. The District's final claim has been submitted in the amount of \$276,982.97.

- C. Fiscal year 2019-20: The District submitted an application in the Program in the amount of \$615,000. DWR has lowered the Program funding amount to \$10 million for FY 2019-20.
2. Special Projects: The enhancement component of the Old River multi-benefit levee rehabilitation project is in progress. The slopes have been seeded, and straw and tackifier were installed to protect the newly placed fill. The habitat areas are being cleared and planted.
The Engineer has submitted a Full Proposal for a Directed Action project to rehabilitate the north and south levees in January 2019. DWR has agreed to fund the project design and the District has received a funding agreement for the non-construction portion of the project.
3. Annual Maintenance: The Engineer advised the Trustees of the current maintenance items that the District is currently tracking.
4. Five Year Plan: The District received a fully executed agreement for updating the District's Five-Year Plan (FYP). Up to \$35,000 with 100% State funding is available for the update. The District Engineer has started work on the Plan update and the District has received an advance of funds in the amount of \$26,250.00.
5. SB 88: Work under Phase 2 of the measurement experiment (work plan for 2019) is progressing and coordination with the Delta Measurement Experimentation Consortium continues. A flow meter was installed on the water side of the levee on Bouldin Island Siphon No. 27. The flow measurement equipment at the other 11 sites are currently operational. The contractor has repaired the installation hardware for water level sensing equipment at 3 of the test sites (installation hardware was damaged during irrigation operations). During the next site visit by MBK, the water level sensors will be re-installed and programmed. Water level equipment on the waterside of Bouldin Island Siphon No. 39 continues to experience data outages that the manufacturer (WQ Consultants) is trying to address.
2019 siphon logs have been received for the months of September, and collection of October and November logs is in progress.
Site visits to Holland Tract and Webb Tract occurred on 11/19 and 11/21 to conduct portable meter testing on all siphons used for summer irrigation and winter flooding. Testing was successful and data was collected at every siphon used by MWD on Holland Tract. Successful tests were conducted on approximately half of the siphons on Webb Tract. The remaining siphons on Webb Tract either were not accessible (buried, covered by vegetation) or had obstructions/debris in the pipes which prevented the portable flow meter signal from measuring flow.

Review and analysis of the collected irrigation season meter data has begun. MBK is currently preparing an update to the 2018 Summary Report. The goal is to provide the report update in draft form by the end of the year.

During the last Delta Consortium meeting, the Delta Watermaster requested that any Requests for Additional Time be submitted by mid-November if possible. Efforts to draft a Request for Additional Time on behalf of MWD are underway. MBK provided several options for compliance and a recommendation for MWD. MBK is awaiting direction from MWD management on how to proceed. Once selected, the compliance option will be summarized in the Request for Time.

The Trustees next discussed the possibility of conducting another Prop 218 election to increase the reclamation district assessment to address certain issues that have come to the attention of the Board. The Board took no action on this matter at this time.

The Trustees discussed a proposal for a project funding agreement to assist the District in the engineering and design of a project related to this Reclamation District's levee rehabilitation program on Bacon Island. The Trustees, subject to final review by the Chairman, directed the District Chairman and Engineer to pursue on behalf of this Reclamation District a Project Funding Agreement for the design and engineering of a project on Bacon Island. Following a discussion of this matter by the Trustees, and upon motion duly made and seconded, it was:

RESOLUTION AUTHORIZING THE APPROVAL AND
EXECUTION OF A PROJECT FUNDING AGREEMENT FOR
THE ENGINEERING AND DESIGN OF A DISTRICT
LEVEE REPAIR PROJECT ON BACON ISLAND

WHEREAS, this Reclamation District has requested from the Department of Water Resources a Project Funding Agreement for the engineering and design of a District levee repair project on Bacon Island; and,

WHEREAS, the Department of Water Resources has offered funds to this Reclamation District under this new project funding agreement to assist the District in the engineering and design of a project related to this Reclamation District's levee rehabilitation program; and,

WHEREAS, the Department of Water Resources has requested the District to execute a Project Funding Agreement, known as BN-19-1.0-SP.

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

1. That that certain Project Funding Agreement for the engineering and design of a levee repair project on Bacon Island, BN-19-1.0-SP, by and between this Reclamation District and the Department of Water Resources is hereby approved.

2. That the officers of the District, be, and either of them individually are, hereby authorized and directed to execute on behalf of this Reclamation District, the said Funding Agreement and any and all other agreements, addenda or other documents associated with the said Funding Agreement between this Reclamation District and the Department of Water Resources.

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 PG&E had requested approval from the District to repair pipeline that rose to the surface between McDonald Island and Bacon Island creating a navigational hazard. PG&E plans to mitigate the hazard by re-sinking the floating pipeline using a water ballast. Upon motion duly made and seconded, it was:

RESOLUTION APPROVING ENCROACHMENT PERMIT

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

1. That the Encroachment Permit for the re-sinking of the pipeline crossing from McDonald Island to Bacon Island be and the same hereby is 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 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 December 11, 2019,
are hereby approved.

Trustees of Delta Farms
Reclamation District No. 2028

RECLAMATION DISTRICT 2028
WARRANT LIST

From: 11/14/2019 through 12/11/2019

Date	Num	Payee	Account	Payment
12/4/2019	4871	Bovee Environmental Management, Inc.	Invs 40731, 40732, 40733, 40761	\$ 5,625.00
12/4/2019	4872	MBK Engineers	55140 Engineering Services	\$ 6,682.17
12/4/2019	4872	MBK Engineers	57185 BN-18-1 5YP Engineering	\$ 240.00
12/4/2019	4873	Paul E. Vaz Trucking Inc.	55270 Levee Maintenance Patrol & Road Repair	\$ 135.76
12/4/2019	4874	Dino & Son Ditching	55190 Levee Maintenance	\$ 535.00
12/4/2019	4875	PG&E	50212 Utilities	\$ 3,303.52
12/4/2019	4876	MBK Engineers	57125 BN-15-1 Engineering	\$ 30,509.22
12/4/2019	4877	Teichert Construction	57126 BN-15-1 Construction	\$ 71,250.00
Account Balances				
General Fund Account Balance				\$ 21,649.03
Bank of Stockton Payroll Acct Balance				\$ 19,974.72
Outstanding Registered Warrant Acct Balance				\$ 1,100,000.00
BN-15-1 Bank of Stockton Acct Balance				\$ 6,360,145.36