

MINUTES OF THE MEETING
OF THE BOARD OF TRUSTEES OF
DELTA FARMS RECLAMATION DISTRICT NO. 2028
HELD ON WEDNESDAY, JANURAY 15, 2020

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, January 15, 2020, 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 Dave Robertson, the District's Superintendent.

The Minutes of the meeting of the Board of Trustees held on December 11, 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 December 11, 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 December 11, 2019 and presented to the Trustees at this January 15, 2020 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 \$1,253.47 and held \$850,000.00 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 \$3,379,967.15.

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 the all-weather access road needs to be re-graded after the Teichert project is completed, he will arrange for this work to be 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 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. DWR and CDFW have

performed their annual inspections and the claim is currently being processed.

- B. 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 have been cleared and are being planted. The potted stock planting is complete, and the cuttings will be planted in late January or early February. The areas to be planted on the levee waterside slopes will also be planted in this timeframe.
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. The District executed the agreement and it has been returned to DWR. Once the agreement is fully executed, the Engineer can begin work on the design.
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 through Feb 2020) is wrapping up. All of the data collected through the summer irrigation season has been reviewed and analyzed. MBK is currently preparing a report to update the experiment summary report (final dated March 2019). A draft will be provided to MWD this month, with the intent to finalize it by the end of February.
On behalf of MWD and the RDs, MBK submitted a Request for Additional Time (Request) to the Delta Watermaster on January 3, 2020. The District has not yet received formal approval of the request, but have direction to consider the extension continued during the period of review of the Request. MBK is in the process of drafting a workplan for 2020 efforts, as they are outlined in the Request. This will primarily involve installing eight additional flange magnetic meters on the water side of the highest use siphons, with at least one meter on each island. These sites will include

telemetry equipment, with the intent to post data on the Bay Delta Live Website.

During a site visit to Bouldin Island on December 13, 2019, the vandalized test sites (Bouldin Island Siphon Nos. 39 and 40) were investigated. We found that the solar panels, dataloggers, and power supplies were stolen, but the flow sensors were not damaged and remain in place. Future site visits to the islands are currently on hold until diversions increase and/or activities related to the next phase of the Measurement Experiment start.

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 directed the Chairman to move forward with securing SCI Consultants to prepare a Prop 218 Engineer Report.

The Trustees next discussed the District's intent to participate in the Delta Levee Subventions Program for the Fiscal Year 2020-2021 and decided that it would be necessary to file an application at this time. Following the discussion of this matter, upon motion duly made and seconded, it was:

RESOLUTION AUTHORIZING
FILING OF APPLICATION FOR
PARTICIPATION IN 2020-2021
SUBVENTIONS PROGRAM

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

1. That the officers of this Reclamation District and the District Engineer are hereby authorized and directed to submit on behalf of this Reclamation District an application under the Delta Levee Subventions Program for the fiscal year 2020-2021.

ROLL CALL:

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

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

Having decided to proceed with levee maintenance projects as a part of the District's Delta Levee Subventions Program for the fiscal year 2020-2021, the Trustees next reviewed and discussed the provisions and exemptions of the California Environmental Quality Act. Following a discussion of this matter, upon motion duly made and seconded, it was:

RESOLUTION FINDING PROJECTS
EXEMPT FROM CEQA

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

1. RESOLVED, that the work described in the 2020-2021 Delta Levee Subventions Program application consists of routine levee maintenance to existing levee improvements and falls within the categorical exemptions to the California Environmental Quality Act.
2. RESOLVED FURTHER, that the District finds that the proposed work will not have a material adverse effect upon the environment.
3. RESOLVED FURTHER, that said work does not constitute an exception to the exemptions of the California Environmental Quality Act.
4. RESOLVED FURTHER, that MBK Engineers, the District's Engineer, is directed to prepare and file with the County of San Joaquin the appropriate notice of exemption on behalf of the District.

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 the District would be required to execute agreements with the California Central Valley Flood Protection Board for participation in the 2020-2021 Delta Levee Subventions Program. Following a discussion of this matter, it was the conclusion of the Trustees that the officers of this District should be authorized to execute, on behalf of this District, the agreements with the State, and upon motion duly made and seconded, it was:

RESOLUTION AUTHORIZING EXECUTION
OF AGREEMENTS WITH CALIFORNIA
CENTRAL VALLEY FLOOD PROTECTION BOARD

WHEREAS, this Reclamation District will submit its application for participation in the Delta Levee Subventions Program for the fiscal year 2020-2021; and

WHEREAS, the California Central Valley Flood Protection Board of the State of California will submit to this Reclamation District agreements, providing for reimbursement to this Reclamation District of certain approved eligible expenses under the Delta Levee Subventions Program.

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

1. That the Officers of the District, be, and they each hereby are, authorized and directed to execute for and on behalf of this Reclamation District, such work agreements with the California Central Valley Flood Protection Board for participation in the Delta Levee Subventions Program for the fiscal year 2020-2021.
2. That the officers are authorized and directed to execute such other agreements, and to take such other actions as may be necessary or appropriate to carry out the intent and purpose of this Resolution.

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 January 15, 2020,
are hereby approved.

Trustees of Delta Farms
Reclamation District No. 2028

Delta Farms Reclamation District No. 2028

1/14/2020 2:59 PM

Register: 10100 General Fund 472500

From 12/11/2019 through 01/14/2020

Sorted by: Date, Type, Number/Ref

Date	Number	Payee	Account	Memo	Payment C	Deposit	Balance
12/30/2019			47000 SPECIAL PROJ...	PB# 34 90% O...		2,888,068.66	2,892,230.89
12/30/2019			47000 SPECIAL PROJ...	PB#34 90% O...			2,892,230.89
12/30/2019			47000 SPECIAL PROJ...	VOID: Deposit	X	0.00	2,892,230.89
12/30/2019			47000 SPECIAL PROJ...	Deposit-CCWD		63,162.00	2,955,392.89
12/30/2019	4878	MBK Engineers	57000 SPECIAL PROJ...	19-10-4290-15	39,367.62		2,916,025.27
12/30/2019	4879	Teichert Construction	57000 SPECIAL PROJ...	Invoices #1024...	2,663,359.11		252,666.16
12/30/2019	4880	MBK Engineers	-split-	19-11-4290-18 ...	555.25		252,110.91
12/31/2019			50000 G&A:50161 Le...	LeClair Ryan c...		56.88	252,167.79
12/31/2019	4881	PG&E	50000 G&A:50212 Uti...	Electric #3266...	5,416.16		246,751.63
01/07/2020	Ret. RW		22100 Registered War...	RW #4715	26,294.52		220,457.11
01/07/2020	Ret. RW		22100 Registered War...	RW #4716	26,294.52		194,162.59
01/07/2020	Ret. RW		22100 Registered War...	RW #4717	26,294.52		167,868.07
01/07/2020	Ret. RW		22100 Registered War...	RW #4718	26,294.52		141,573.55
01/07/2020	Ret. RW		22100 Registered War...	RW #4722	26,254.45		115,319.10
01/07/2020	Ret. RW		22100 Registered War...	RW #4725	105,017.81		10,301.29
01/09/2020			Undeposited Funds	VOID: Deposit	X	0.00	10,301.29
01/09/2020			22100 Registered War...	RW #4882		25,000.00	35,301.29
01/09/2020	4884	San Joaquin County ...	50000 G&A:50419 CD...	CDWA-FY 20...	1,866.15		33,435.14
01/09/2020	4885	W.C. Maloney, Inc.	50000 G&A:50185 Ot...	Invoice #17101...	25,663.78		7,771.36
01/09/2020	4886	Al Warren Hoslett	50000 G&A:50160 Le...	4th Qtr	6,517.89		1,253.47

REGISTERED WARRANT BALANCE ----- \$850,000.00

BN-15-1.1 Account at Bank of Stockton

12/3/2019	RD 2028 Prog Bill #33	\$ 92,109.55
12/30/2019	RD 2028 Prog Bill #34	\$2,888,068.66

BALANCE ----- \$3,379,967.15