

MINUTES OF THE MEETING
OF THE BOARD OF TRUSTEES OF
DELTA FARMS RECLAMATION DISTRICT NO. 2028
HELD ON WEDNESDAY, MARCH 13, 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, March 13, 2019, at 10:30 A.M.

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

PRESENT

DAVID A. FORKEL
RANDALL NEUDECK

ABSENT

RUSSELL RYAN

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 Herringer.

The Minutes of the meeting of the Board of Trustees held on February 13, 2019, were considered. Trustee Ryan had a few minor adjustments he wanted to see incorporated in the minutes, 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 13, 2019 be and the same are hereby approved.

ROLL CALL:

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

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 February 13, 2019 and presented to the Trustees at this March 13, 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 \$220.08 and held \$950,000.00 in registered warrants with the Bank of Stockton.

2. That the following described Checks drawn on the District Bank of Stockton Account for Project Funding Agreement BN-15-1 in the following amounts are hereby ratified and approved, to-wit:

WARRANT				
NO.	DATE	PAYEE	PURPOSE	AMOUNT
1027	03-08-19	RD 2028	Prog Bill #28	\$645,228.01

The Trustees were advised that, with the payment of the current obligations of this Reclamation District, there was a balance on hand in the District's account with the Bank of Stockton the sum of \$232,296.61.

ROLL CALL:

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

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

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 2015-2016: The District submitted an application for participation in the Program in the amount of \$396,000. The final claim has been submitted to DWR in the amount of \$213,391.33. CDFW initially informed the District that vegetation removal has resulted in a loss of 2.39 acres of waterside scrub-shrub habitat, requiring mitigation at a 2:1 ratio for scrub-shrub, equaling 4.78 acres. CDFW also requested that the waterside slope of the levee be revegetated where the initial habitat has been removed. The District responded that the RD has pre-mitigated for removal of scrub shrub habitat under the 1993 Medford Island mitigation agreement, of which RD 2028 is a beneficiary. No additional mitigation should be required.
The District met with CDFW to discuss the issue, and after they discussed internally, they subsequently claimed that the District is responsible for the removal of 2,018 lineal feet of Shaded Riverine Aquatic (SRA) habitat. This amount was subsequently modified to 1,661 lineal feet of SRA. The District met again with CDFW on September 19 and discussed new information relevant to the situation. The Engineer provided CDFW with its latest draft analysis and met with CDFW staff onsite on December 10, and the number has been further reduced to 1,310 lineal feet. The Engineer has drafted a commitment letter, committing to provide the mitigation onsite, and if sufficient areas are unable to be planted on Bacon Island, planting will be proposed on Holland, Webb or Bouldin. The District is waiting on comments from CDFW regarding the content of the commitment letter.
 - B. Fiscal year 2016-17: The District submitted an application in the Program in the amount of \$396,000. \$12 million has been approved for program funding for FY 2016-17. The District submitted a claim in the amount of \$320,706.82.
 - C. Fiscal year 2017-18: The District submitted an application in the Program in the amount of \$565,000. DWR has indicated that \$14.5 million has been approved for program funding for FY 2017-18. The District submitted a claim in the amount of \$315,922.67.
 - D. 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.
 - E. Fiscal year 2019-20: Applications for participation in the Program are due April 1. The Engineer presented the Trustees with a draft application for review and comment.
- 2. Special Projects: Construction of the Old River multi-benefit levee rehabilitation project has paused for the winter. The project is on schedule and the levee rehabilitation component will be complete by the end of 2019.

The Engineer has submitted Full Proposal for a Directed Action project to rehabilitate the north and south levees. DWR is currently reviewing the proposal.

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 have requested an advance of funds.
5. SB 88: A final report summarizing Phase 1 of the measurement experiment (efforts during 2017 and 2018) is anticipated to be completed this week. Work under Phase 2 of the measurement experiment (work plan for 2019) is progressing and coordination with the Delta Measurement Experimentation Consortium continues.
Siphon logs for calendar year 2018 have been summarized and will be used for water right reporting calculations. 2019 siphon logs have been received for the month of January and collection of February logs is in process.
Six of the nine existing test sites appear to be functioning properly and collecting data. Three of the existing test sites require troubleshooting and/or maintenance efforts to regain equipment function and data collection. Two of the three sites need extensive equipment replacement due to vandalism. The third site requires additional programming of the flow meter and data logger. In addition, water level and pressure sensor equipment at two sites require troubleshooting and/or maintenance. Cost estimates have been prepared to replace all of the vandalized equipment at Siphon Nos. 39 and 40 on Bouldin Island, correct damage to solar panel installations due to wind, and to purchase new equipment for testing at three additional siphons as part of Phase 2.
MWD plans to provide an update to the Consortium at its March meeting.

The Trustees were advised that district forces have been cleaning the drain canals. There was some seepage located, they searched for any anomalies in the levees which may be causing the seepage, but all they are finding is "blue sand".

The Trustees were further advised that the flood fight supplies have been inspected and an inventory has been created of what is available and where they are located.

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 further business to come before the Board, the meeting was adjourned.

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

Minutes of the Meeting
held on March 13, 2019,
are hereby approved.

Trustees of Delta Farms
Reclamation District No. 2028

Reclamation District No. 2028
From 02/13/2019 through 03/12/2019
Warrant List

<u>Date</u>	<u>Number</u>	<u>Payee</u>	<u>Account</u>	<u>Payment</u>
2/17/2019		Leclair Ryan	50000 G&A:50161 Legal-Outside Counsel	
2/21/2019	4755	Leclair Ryan	50000 G&A:50161 Legal-Outside Counsel	850.9
2/21/2019	4756	MBK Engineers	55000 SUBVENTIONS:55140 Engineering Serv	900
2/21/2019	4757	Delta Pump Co	50000 G&A:50180 Pump Maintenance	595.64
2/21/2019	Jan2020PYRR	Leclair Ryan	50000 G&A:50161 Legal-Outside Counsel	
2/27/2019	4761	Bouldin Farming Co.	-split-	14,304.40
2/28/2019		Bank of Stockton	22100 Registered Warrants	
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2/28/2019	4759	PG&E	50000 G&A:50212 Utilities	24,178.58
2/28/2019	4760	Paul E. Vaz Trucking Inc.	55000 SUBVENTIONS:55280 Repair Levee Eros	16,468.59
3/6/2019			40100 Assessments	
3/8/2019		Bank of Stockton	22100 Registered Warrants	400,000.00
3/8/2019			59000 OTHER EXPENSES:59001 Interest for Reg Warrants	21,526.00
3/8/2019	4763	Teichert Construction	57000 SPECIAL PROJECTS:57126 BN-15-1 Construction	702,138.15
3/8/2019			17515 BN-15-1 Bank of Stockton	

Balance- \$220.08

Bank of Stockton Payroll Account

Balance- \$20,993.54

BN-15-1 Bank of Stockton Account

3/8/2019	Ch#- 1027	Amount- \$645,228.01
		Balance- \$232,296.61

Outstanding Registered Warrant

Balance- \$950,000.00