

**GENERAL MEETING OF THE BOARD OF TRUSTEES
RECLAMATION DISTRICT NO. 2074**

September 19, 2023

Pursuant to written notice, a regularly scheduled meeting of the Board of Trustees of Reclamation District No. 2074 was held on Tuesday, September 19, 2023, at 9:00 a.m. at 3425 Brookside Road, Suite A, Stockton, California.

1. Call to Order

The meeting was called to order at 9:10 a.m. There were present at the meeting Trustees Nelson Bahler and Dennis Shore. Trustee Robert Ripken was not present. Also present were George V. Hartmann, Rhett Kilgore, Mark Croce, Mike Baty and Art Prudhel.

2. Public Comment

Mike Baty who owns Chem Weed and the buyer of Chem Weed were present to discuss Mike's sale of his business to Art Prudhel. After years of loyal service the Trustees were content to continue with Art under the existing contract.

3. Approval of Minutes

The minutes of the August 15, 2023, General Meeting were previously distributed to the Trustees for their review prior to the meeting, and said minutes were approved on motion by Trustee Shore and seconded by Trustee Bahler, with all Trustees voting in favor.

4. Communication From Members of the Public

The District Engineer reported that the calls he received were typical and that some of them involved fence repairs.

5. Review of Financial Statement

Mark Croce stated that the subvention check had been received and he will discuss moving funds into reserves and additional funding of reserves at the next meeting. Expenses for the current fiscal year are projected to be \$1,272,352 including reserve funding.

6. Checks and Warrants

The Secretary presented the following warrants from the General Fund:

No. 5078 to The Hartmann Law Firm for \$9,362.90
No. 5079 to Siegfried Engineering, Inc. for \$17,118.00
No. 5080 to Chem Weed LLC for \$5,750.00
No. 5081 to Hammer Head Protection Inc. for \$1,265.00
No. 5082 to River Pirates Enterprise, LLC for \$875.00
No. 5083 to C + R Fence Contractors, Inc. for \$3,390.00
No. 5084 to Schwartz, Giannini, Lantsberger and Adamson for \$4,500.00
No. 5085 to RD 2074 for \$443.19

And the following warrants from Special Fund #83:
None

And the following checks:

2388 to Nelson Bahler for \$147.73
2389 Void
2390 to Dennis Shore for \$147.73

The Trustees then took up the subject of the District's warrants and checks. Upon motion by Trustee Bahler, seconded by Trustee Shore, all of said warrants and checks were approved for payment, with all Trustees voting in favor.

7. Engineer's Report

There was then a resolution to approve participation in the Subvention Work Agreement and to execute same for fiscal year 2023-2024, on motion by Trustee Shore, seconded by Trustee Bahler. After signature, all of the original documents were given to the District Engineer.

The District Engineer handed out new contact cards and the same were reviewed for changes.

The subvention payment received by the District was 73% of its claim and a draft claim is due November 1st for the 2022-2023 fiscal year. The same was presented in the amount of \$304,374.92, and the same was approved for signature by Trustee Bahler, on motion by Trustee Bahler, seconded by Trustee Shore, with all Trustees voting in favor.

The District Engineer stated that the January and March storm reimbursements are moving along and that the January amounts have been determined and will be close to 100% of the additional expenses incurred by the District. The March storms are being worked on.

The US Army Corps project involving borings on the Calaveras will finish today.

There was then a discussion regarding the leaning tree on the Calaveras. The District Engineer then gave a recap of the situation and stated it is not feasible to remove the tree given the lack of space to plant trees and the inability to plant a tree for SRA on the levee.

Mr. McFadden reported a tree issue with a limb overhanging his dock and after discussion the Trustees directed the District Engineer to suggest that Mr. McFadden reduce the weight of the overhanging branch by trimming same.

The District's annual maintenance project is a "go." All bond and other needed information has been received and some levee road closures will be required. Notice will be given well in advance.

One encroachment application was submitted for lot 3228, 5428 St. Andrews Drive, by Randy Bling. The application seeks permits for new landscaping and irrigation on the slope and levee toe, as well as steps and a handrail. The application also seeks approval of an ornamental fence along the landward side of the ten foot easement. The District Engineer stated that all of his comments were addressed and that the application is in compliance. On motion by Trustee Shore, seconded by Trustee Bahler, the encroachment application was approved, subject to all encroachment standards of the District now or hereafter existing.

8. Report of District Counsel

District Counsel reported on the Kinder Morgan Pipeline Project, which will be discussed at a continued meeting. District Counsel also sought ratification of his execution of a entry permit for the Army Corps project along 10 Mile Levee and the same was ratified on motion by Trustee Shore, seconded by Trustee Bahler, with all Trustees voting in favor.

9. Capital Expenditure Projects

Tabled.

10. Ten Mile Levee Issues

Tabled.

11. New/Old Business

None.

12. Adjournment

The meeting was then continued to October 3, 2023 at 1:30 p.m. at the office of District Counsel to take up the subject of the Kinder Morgan Project. The next regular District meeting was scheduled to occur on Tuesday, October 17, 2023, at 9:00 a.m. to be held at 3425 Brookside Road, Suite A, Stockton, CA 95219.

GEORGE HARTMANN, Assistant Secretary

Nelson Bahler, Trustee