

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

November 21, 2023

Pursuant to written notice, a regularly scheduled meeting of the Board of Trustees of Reclamation District No. 2074 was held on Tuesday, November 21, 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 9:05 a.m. There were present at the meeting Trustees Nelson Bahler, Robert Ripken and Dennis Shore. Also present were George V. Hartmann, Rhett Kilgore, Mark Croce, Chris Kane and Laura Farago.

2. Public Comment

Laura Farago, a homeowner, was present to discuss the District's tree trimming adjacent to the storage yard and fence replacement issues. The matter was discussed and resolved by consensus.

Chris Kane was present at the invitation of District Counsel to discuss animal control, and specifically animals that burrow into levees. There was discussion regarding methods and practices, as well as insurance coverage, and that Mr. Kane would commit to providing 100 hours of animal control to the District at a price of \$15,000, which includes an air rifle that he would use if necessary, which would be owned by the District. After discussion and issues regarding communications to the public regarding Mr. Kane's activities, and after further discussing his ability to obtain all necessary permits as needed to engage in the proposed animal control activities, the retention of Mr. Kane according to the specified terms was approved on motion by Trustee Shore, seconded by Trustee Bahler, with all Trustees voting in favor.

3. Approval of Minutes

The minutes of the October 17, 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 Bahler and seconded by Trustee Shore, with all Trustees voting in favor.

4. Communication From Members of the Public

The District Engineer stated there was nothing major to report and no encroachment permits applications received.

5. Review of Financial Statement and Review Draft Audit

Mark Croce distributed the draft audit and current financial statements and reported that the District was on track. The District has \$4,594,820 in aggregate funds as of October 31, 2023. The draft audit was reviewed for the period ending June 30, 2023. The audit was approved for filing in District records and submission to the state and San Joaquin County Treasurer on motion by Trustee Shore, seconded by Trustee Bahler. District Counsel was authorized to sign the audit representation letter with Schwartz, Giannini, Lantsberger & Adamson.

Reserves were then discussed. Mark Croce reported that the District has \$1.1 million in its general fund, which is approximately one year's expenses and thus he was not recommending any additional funding of reserves in the board designated funds.

6. Checks and Warrants

The Secretary presented the following warrants from the General Fund:

No. 5093 to The Hartmann Law Firm for \$8,164.10
No. 5094 to Siegfried Engineering, Inc. for \$12,421.00
No. 5095 to Chem Weed LLC for \$8,375.00
No. 5096 to Hammer Head Protection Inc. for \$1,286.08
No. 5097 to Robert Burns Construction for \$421,090.05
No. 5098 to Critter Control for \$1,651.00
No. 5099 to CSV for \$3,746.25
No. 5100 to RD 2074 for \$886.38

And the following warrants from Special Fund #83:
None

And the following checks:

2394 to Nelson Bahler for \$147.73
2395 to Robert Ripken for \$147.73
2396 to Dennis Shore for \$147.73

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

7. Engineer's Report

The District Engineer reported that the final claim under the subvention program was submitted timely for the prior year.

Disaster claims for December and January have been paid to the extent of \$118,000 out of a total amount of \$126,000. The payment for the March storms will take a while.

The flood fight containers have been inspected and everything checks out.

The District Engineer reported that the entry turnstile at Brookside Road is in need of repairs that will cost approximately \$1,200. The bottom bearing is shot and needs replacement. On motion by Trustee Bahler, seconded by Trustee Shore, the Trustees approved making such repairs at an approximate cost of \$1,200.

The north and south pump station sleeving repairs are now complete, but are still leaking at the connection of the pipe. Accordingly, only two of the north pumps will be used this winter, with the other two only used in emergencies. According to the District Engineer the contractor that did the work did a poor job of lining at the coupling on the landside. The south pump repairs are to be done in the near future, but the pipes are clamped for now.

The District's annual levee maintenance project is complete and has been inspected and approved by the District Engineer.

From the most recent semi-annual levee inspection there are 92 violations outstanding and they are being addressed in the usual manner.

8. Report of District Counsel

District Counsel reported on the Kinder Morgan permit that he had prepared and circulated to the Trustees for the proposed pipeline replacement project. The same was approved on motion by Trustee Bahler, seconded by Trustee Shore, with all Trustees voting in favor, which includes issuance of the permit with express conditions requiring the services to be provided by Dutra Construction to provide and measure safety during the drilling under the levee.

9. Capital Expenditure Projects

Tabled.

10. Ten Mile Levee Issues

Tabled.

11. New/Old Business

None.

12. Adjournment

The meeting was then adjourned. The next regular District meeting was scheduled to occur on Tuesday, December 19, 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