

**RECLAMATION DISTRICT NO. 828
AGENDA FOR
BOARD OF TRUSTEES
8:30 A.M. APRIL 18, 2019
3121 WEST MARCH LANE, SUITE 100
STOCKTON, CALIFORNIA**

AGENDA

1. Call to Order/Roll Call.
2. Public comment: Under Government Code section 54954.3, members of the public may address the Board on any issue in the District's jurisdiction. The public may address any item on the agenda at the time it is taken up.
3. Consider for approval minutes of the meeting of January 17, 2019.
4. Financial Report.
 - a. 2019-2020 Budget Proposal – Review and possible action.
5. Engineers' Report; request for direction.
 - a. Discussion and direction on general maintenance issues.
 - b. Levee Erosion Repair beneath Interstate 5 Bridge
 - i. Request for direction on funding repairs
 - ii. Authorize President of the Board of Trustees to execute a cost share/cooperation agreement for repair and repair costs
 - b. Discussion and direction regarding District installing signs on levee to deter trespassing, illegal dumping, and vandalism
6. Correspondence and meeting attendance reports.
 - a. March 6, 2019, SJAFCA Meeting with Reclamation Districts
7. District Calendar.
8. Approval of bills to be paid.
9. Adjournment.

This agenda shall be made available upon request in alternative formats to persons with a disability, as required by the Americans with Disabilities Act of 1990 (42 U.S.C. § 12132) and the Ralph M. Brown Act (California Government Code §54954.2). Persons requesting a disability related modification or accommodation in order to participate in the meeting should contact Daniel J. Schroeder at 209/948-8200 during regular business hours, at least twenty-four hours prior to the time of the meeting.

Materials related to an item on this Agenda submitted to the Trustees after distribution of the agenda packet are available for public inspection in the office of the District Secretary at Neumiller & Beardslee, 3121 West March Lane, Suite 100,, Stockton, California during normal business hours.

**AGENDA PACKET
RECLAMATION DISTRICT 828
April 18, 2019**

<u>ITEM</u>	<u>COMMENTARY</u>
1.	Self-explanatory.
2.	Self-explanatory.
3.	Please see attached.
4.a.	Please see attached.
5.	Self-explanatory.
6.	Please see attached.
7.	Please see attached.
8.	Self-explanatory.
9.	Self-explanatory.

ITEM 3

**Minutes of Regular Meeting of
Reclamation District 828
Held on January 17, 2019**

The regular meeting of the Board of Trustees of Reclamation District 828 was held at 8:30 a.m. on January 17, 2019 at 3121 W. March Lane, Suite 100, Stockton, California 95219.

Item No. 1: Call to Order. The meeting was called to order at 8:35 a.m. Present were President Bill Mendelson, Trustee Deby Provost and Trustee Paul Marsh. Also present was Daniel J. Schroeder, District Secretary and Counsel, Andy Pinasco, and Chris Neudeck, District Engineer.

Item No. 2: Public Comment. There was no public comment.

Item No. 3: Approval of Minutes. Mr. Schroeder reviewed the regular and special meetings of October 18, 2018 and special meeting of October 29, 2018. Trustee Provost raised a question regarding report on the Custom Spraying and the minutes not reflected that she was to have been contacted by the District Engineer before the President authorized payment from custom spray. Mr. Schroeder reported that his notes from the October meeting did not reflect that as being part of the motion. The minutes of the October 18, 2018 regular and special meeting and the special meeting of October 29, 2018 were approved as presented on a motion by Trustee Marsh, seconded by President Mendelson, who both voted in favor of the motion and Trustee Provost who voted in opposition to the motion.

Item No. 4: Financial Report. Mr. Schroeder reviewed the written financial report provided to the Trustees at the meeting. The financial report was accepted unanimously by the Trustees present on a motion by President Mendelson, seconded by Trustee Provost.

(a) Review Proposition 218 Procedure. Mr. Schroeder reported on the purpose of and procedure for approve an increase in assessment and the history of the current assessment. He also explained the timeline for the process and what needs to be done from start to finish of an assessment election.

(b) Delegate to President Authority to Approval of Insurance Policy. Mr. Schroeder reported on the timing of the renewal of the District's insurance policy in early April before the next regular meeting. He also reported that the District was part of JPRIMA and still had 2 years left of its obligation to maintain coverage with them. The President of the Board of Trustees was delegated authority to approve the District's new insurance policy by unanimous vote of the Trustees present on a motion by Trustee Marsh, seconded by Trustee Provost.

Item No. 5: Engineers' Report; request for direction. Mr. Neudeck provided a written and oral report to the Trustees.

(a) Discussion and direction on general maintenance issues. He reported on the disappearance of the abandoned boat on the District's levee before the District could remove it. Its whereabouts are still unknown. He also provided the monthly progress report from SJAFCFA on the Smith Canal Closure Structure project. He also reported on a recent meeting of a working group on the Lower San Joaquin River Feasibility Study and an upcoming public workshop that SJAFCFA will be holding.

(b) Discussion and direction regarding Caltrans Levee Erosion Repair Beneath Interstate 5 Bridge. Mr. Neudeck reported on the delays in Caltrans moving forward with correcting the condition under the highway bridge.

(c) Vegetation Removal. The Trustees discussed the planned removal of dead vegetation.

(d) Clean up under Highway 5. Trustee Provost reported that the police will be coming this week to remove and clean up under/around highway 5. There was also a report from Mr. Pinasco regarding a telephone call he received from a property owner regarding a downed fence/gate near highway 5 and whether the District owns it. The District's Engineer will look into the issue further.

Item No. 6: Ordinance 18-01. Waive the second reading of and adopt Ordinance No. 2018-01 Providing Informal Bidding Procedures Under the Uniform Public Construction Cost Accounting Act (Section 22000, Et Seq., of the Public Contract Code). Mr. Pinasco reviewed the ordinance and procedure with the Trustees. The second reading of the Ordinance was waived and the Ordinance was adopted by unanimous vote of the Trustees present on a motion by President Mendelson, seconded by Trustee Marsh.

Item No. 7: Public Hearing: Adopt Resolution 2019-01 Amending District Bylaws. President Mendelson opened the public hearing. Mr. Schroeder reported on the need to amend the bylaws to change the location of the place of business for the District due to the law firm moving to 3121 W. March Lane, Suite 100, Stockton, CA 95219. He also reported on the locations where the 3 notices of the public hearing were timely posted through the District. There being no public comment, President Mendelson closed the public hearing. Resolution 2019-01 was adopted by the unanimous vote of the Trustees present on the motion of Trustee Provost, seconded by President Mendelson.

Item No. 8: Resolution 2019-02. Adopt Resolution 2019-02 Approving and Authorizing Execution of Delta Levee Maintenance Subventions Program Work Agreement Fiscal Year 2018-2019. Mr. Schroeder reported on the annual subventions agreement and it being required to participate in the Levee Subventions Program and the requirement of a resolution. Resolution 2019-02 was adopted by the unanimous vote of the Trustees present on the motion of President Mendelson, seconded by Trustee Provost.

Item No. 9: Correspondence. Mr. Schroeder briefly reported on the upcoming CCFVCA Annual Flood Forum that will be held on March 20, 2019.

Item No. 10: Calendar. Mr. Schroeder reviewed the upcoming calendar events with the Trustees.

Item No. 11: Approval of Bills. Mr. Schroeder reported on the outstanding bills that had been received and the status of the District's accounts. The Trustees unanimously approved payment of the attached bills on a motion by Trustee Provost, seconded by President Mendelson.

Item No. 12: Adjournment. The meeting was unanimously adjourned at 10:17 a.m.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'Daniel J. Schroeder', with a long horizontal line extending to the right.

Daniel J. Schroeder, District Secretary

RECLAMATION DISTRICT 828
BILLS TO BE PAID
January 17, 2019

NAME	INVOICE DATE	INVOICE #	AMOUNT	TOTAL \$	RATIFY	WARRANT #
Kjeldsen, Sinnock, & Neudeck, Inc.	11/9/2018	23982	\$1,086.25			
	11/9/2018	23983	\$563.75			
	11/9/2018	23984	\$298.75			
	11/09/108	23985	\$1,635.50			
	12/12/2018	24187	\$753.75			
	12/12/2018	24188	\$46.25			
	12/12/2018	24189	\$100.00			
	12/12/2018	24190	\$55.00			
	12/12/2018	24191	\$770.00			
				\$5,309.25		1318
Neumiller & Beardslee	11/16/2018	295796	\$3,550.70			
	12/14/2018	296425	\$644.00			
				\$4,194.70		1319
Trustee Stipend - 01/17/2019 Board Meeting	Deby Provost		\$50.00	\$50.00		1320
Trustee Stipend - 01/17/2019 Board Meeting	Bill Mendelson		\$50.00	\$50.00		1321
Trustee Stipend - 1/7/2019 Day of Service meeting with SJAFCA	Bill Mendelson		\$50.00			
Trustee Stipend 1/16/2019 Day of Service Permit Signature	Bill Mendelson		\$50.00	\$100.00		1323
Trustee Stipend - 01/17/2019 Board Meeting	Paul Marsh		\$50.00	\$50.00		1322
TOTAL:				\$9,753.95		

NOTES:

Fund Balance as of 12/31/2018	\$493,639.06
Less Submitted Bills for Payment:	\$9,753.95
Total:	\$483,885.11

**RECLAMATION DISTRICT 828
BILLS PAID
October 29, 2018**

NAME	INVOICE DATE	INVOICE #	AMOUNT	TOTAL \$	RATIFY	WARRANT #
Dino and Son Ditching Service, Inc.	10/4/2018	18-86	\$24,990.00			
				\$24,990.00		1311
Schwartz Giannini Lantsberger & Adamson	10/24/2018	1005	\$3,100.00			
				\$3,100.00		1314
Kjeldsen, Sinnock, & Neudeck, Inc.	10/16/2018	23810	\$955.07			
	10/16/2018	23811	\$21.25			
	10/16/2018	23812	\$877.75			
				\$1,854.07		1312
Neumiller & Beardslee	10/23/2018	295255	\$207.00			
				\$207.00		1313
Trustee Stipend - 10/24/2018 Preseason Flood Meeting	Deby Provost		\$50.00			
Trustee Stipend - 10/29/2018 Special Board Meeting	Deby Provost		\$50.00	\$100.00		
Trustee Stipend - 10/29/2018 Special Board Meeting	Bill Mendelson		\$50.00	\$50.00		
Trustee Stipend - 10/29/2018 Special Board Meeting	Paul Marsh		\$50.00	\$50.00		
TOTAL:				\$30,351.07		

NOTES:

Fund Balance as of September 30, 2018	\$509,745.55
Less Submitted Bills for Payment:	\$30,351.07
Total:	\$479,394.48

**RECLAMATION DISTRICT 828
BILLS PAID
October 18, 2018**

NAME	INVOICE DATE	INVOICE #	AMOUNT	TOTAL \$	RATIFY	WARRANT #
Custom Spraying Inc.	9/25/2018	11-1832	\$6,000.00			
				\$6,000.00		1304
Reclamation District 1608 (1/4 Share of Storage Facility Rental Fee)	9/1/2018	186-18/19	\$200.00			
				\$200.00		1308
Kjeldsen, Sinnock, & Neudeck, Inc.	8/8/2018	23437	\$1,168.75			
	8/8/2018	23438	\$548.75			
	8/8/2018	23439	\$92.50			
	8/8/2018	23440	\$63.75			
	8/8/2018	23441	\$673.32			
	8/13/2018	23661	\$21.25			
	9/13/2018	23662	\$1,601.53			
	9/13/2018	23663	\$1,049.49			
	9/13/2018	23664	\$635.00			
	9/13/2018	23665	\$376.25			
				\$6,230.59		1306
Neumiller & Beardslee	8/29/2018	294070	\$2,785.00			
	9/17/2018	294677	\$747.35			
				\$3,532.35		1307
Trustee Stipend - 10/18/2018 Regular Meeting	Bill Mendelson		\$50.00	\$50.00		1309
Trustee Stipend - 10/18/2018 Regular Meeting and Special Meeting	Paul Marsh		\$100.00	\$100.00		1319
Trustee Stipend - 10/18/2018 Regular Meeting and Special Meeting	Deby Provost		\$100.00	\$100.00		1311
TOTAL:				\$16,212.94		

NOTES:

Anticipated Fund Balance as of 9/30/18:	\$509,745.55
Less Submitted Bills for Payment:	\$16,212.94
Total:	\$493,532.61

ITEM 4.a.

**RD 828 Proposed Budget
2019-2020**

		<u>EXPENSES</u>	
GENERAL FUND		2018-2019	Proposed 2019-2020
	Administrative		
G1	Annual Audit	\$3,200.00	\$3,200.00
G2	Public Communication and Noticing	200.00	200.00
G3	Election Expense	0.00	0.00
G4	Trustee Fees	600.00	600.00
G5	County Assessment Administration	650.00	650.00
	SUBTOTAL	\$4,650.00	\$4,650.00
	Consultants		
G14	Engineering	\$0.00	\$0.00
G14A	General Engineering	7,500.00	7,500.00
G14B	Flood Contingency Map	0.00	0.00
G14C	Levee Subventions Management	0.00	7,500.00
G14D	Levee Maintenance (Engineering)	17,500.00	7,500.00
G14E	DWR 5 Year Plan	40,000.00	40,000.00
G15	General Legal	25,000.00	25,000.00
	SUBTOTAL	\$90,000.00	\$87,500.00
	Other		
G18	Insurance	\$4,300.00	\$4,300.00
G19	Reserve Contingency	0.00	0.00
G20	Lower San Joaquin River Feasibility Study	0.00	0.00
	SUBTOTAL	\$4,300.00	\$4,300.00
	TOTAL GENERAL FUND	\$98,950.00	\$96,450.00
	RECURRING EXPENSES		
R1	Levee		
R1A	General Maintenance	\$10,000.00	\$10,000.00
R1B	Riprap and Levee Repair	25,000.00	25,000.00
R1C	Weed Control	25,000.00	25,000.00
R1D	Animal Damage Control	0.00	0.00
	SUBTOTAL	\$60,000.00	\$60,000.00
	TOTAL RECURRING EXPENSES	\$60,000.00	\$60,000.00
	TOTAL EXPENSES	\$158,950.00	\$156,450.00
	<u>INCOME</u>		
	Assessment - Existing	\$48,641.60	\$48,641.60
	Interest	4,000.00	4,000.00
	Property Tax	0.00	0.00
	DWR 5 Year Plan Reimbursement	40,000.00	40,000.00
	Subvention Reimbursement	17,500.00	17,500.00
	TOTAL, GROSS INCOME	\$110,141.60	\$110,141.60
	NET INCOME (LOSS)	(\$48,808.40)	(\$46,308.40)

ITEM 6

January 25, 2019

NOTICE OF INTENT TO APPLY PUBLIC HEALTH PESTICIDES FOR VECTOR CONTROL PURPOSES TO SURFACE WATERS AND WATERS OF THE U.S. WITHIN SAN JOAQUIN COUNTY, CA



ED LUCCHESI
MANAGER

BOARD OF TRUSTEES

OMAR KHWEISS
PRESIDENT
CITY OF LATHROP

GARY HASKIN
VICE PRESIDENT
CITY OF ESCALON

GREG SELNA
SECRETARY
CITY OF TRACY

JACK V. FIORI
CITY OF LODI

FRANCIS GROEN
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JAY COLOMBINI
SAN JOAQUIN COUNTY

GARY LAMB DIN
CITY OF STOCKTON

MICHAEL MANNA
SAN JOAQUIN COUNTY

GREGORY O'LEARY
SAN JOAQUIN COUNTY

GLENN PAGE
CITY OF MANTECA

MARC WARMERDAM
SAN JOAQUIN COUNTY

LEGAL ADVISOR
CHRISTOPHER K. ELEY

1. The San Joaquin County Mosquito and Vector Control District (the District) intends to apply public health pesticides to, over and adjacent to canals, ditches, or other constructed conveyance facilities owned and controlled by an entity other than the District, as well as surface waters and waters of the U.S. for vector control purposes per the requirements of the General NPDES Permit for Biological and Residual Pesticide Discharges for Vector Control Applications (the Permit) issued by the State Water Resources Control Board (SWRCB).
2. The NPDES Permit requirements for listing of the Public Health Pesticides anticipated to be used were modified from the previous permit being issued in 2016. The newer requirements specify that any pesticide product can be used that contains approved active ingredients, provided all pesticide label restrictions and instructions are followed. In addition, pesticides which fall under the "minimal risk" category can be used. The minimum risk pesticides have been exempted from FIFRA requirements. The following tables list the active ingredients approved for the FIFRA regulated pesticides.

3.

Active Ingredients for larval mosquito control:
Bacillus thuringiensis var. israelensis
Bacillus sphaericus (Lysinibacillus sphaericus)
Methoprene
Monomolecular Films
Petroleum Distillates
Spinosad
Temephos
Active Ingredients for adult mosquito control:
Deltamethrin
Etofenprox
Lambda-Cyhalothrin
Malathion
Naled
N-octyl bicycloheptene dicarboximide (MGK-264)
Piperonyl butoxide (PBO)
Pemethrin
Prallethrin
Pyrethrin
Resmethrin
Sumithrin

4. The purpose of the use of larvicide and adulticide pesticides containing these active ingredients is to control immature and adult mosquitoes. Controlling mosquitoes will reduce annoyance and disease transmission to humans, domestic animals, and wildlife.
5. The general time period for the application of the pesticides is January through December, 2019. The locations of expected use will be canals, ditches, or other constructed conveyance facilities owned and controlled by an entity other than the District, as well as surface waters and waters of the U.S. within San Joaquin County, CA where immature and adult mosquitoes are found at treatment threshold levels.
6. There are no known water use restrictions or precautions during treatment.
7. Interested persons may contact the District at (209) 982-4675 to obtain additional information.

Eddie Lucchesi, Manager
San Joaquin County Mosquito and Vector Control District
7759 S. Airport Way
Stockton, CA 95206-3918
(209) 982-4675
elucchesi@sjmosquito.org
www.sjmosquito.org

ITEM 7

RD 828: MASTER CALENDAR

JANUARY

- Board Meeting – 3rd Thursday at 8:30 a.m.
- Adopt Subventions Agreement Resolution
- Election of Officers (After an election)
- Obtain Insurance Proposal. Insurance year is April to March

FEBRUARY

- Send out Form 700s, remind Trustees of April 1 filing date
- Update Document Retention Policy

MARCH

APRIL

- April 1: Form 700s due
- Board Meeting – 3rd Thursday at 8:30 a.m.
- Renew District Insurance

MAY

JUNE

JULY

- Board Meeting – 3rd Thursday at 8:30 a.m.
- Approve Audit Contract for expiring fiscal year
- Adopted Annual Budget
- Adopt Resolution for setting Assessments and submit to County Assessor's Office
- Adopt Notice of Exemptions Resolution

AUGUST

- August 1: Deadline to certify assessments for tax-roll and deliver to County (duration of current assessment: Indefinite).
- August 1: Insurance renewal
- Send handbills for collection of assessments for public entity-owned properties
- In election years, opening of period for secretary to receive petitions for nomination of Trustees (75 days from date of election.) (*Cal. Wat. Code §50731.5*)

SEPTEMBER

- In election years, last legal deadline to post notice that petitions for nomination of Trustees may be received (7 days prior to close of closure.) (*Cal. Wat. Code §50731.5*).

- In election years, closing of acceptance of petitions for nomination of Trustees (54 days from date of election.) (*Cal. Wat. Code §50731.5*).

OCTOBER

- Publish Notice of Election, odd numbered years (once per week, 4 times, commencing at least 1 month prior to election).
- Board Meeting – 3rd Thursday at 8:30 a.m.

NOVEMBER

- Election.

DECEMBER

- New Trustee(s) take office, outgoing Trustee(s) term(s) end on first Friday of each odd-numbered year.

Term of Current Board Members:

Name	Term Commenced	Term Ends
Bill Mendelson	First Friday 12/2017	First Friday of 12/2021
Debbie Provost	First Friday 12/2015	First Friday of 12/2019
Paul Marsh	Appointed 8/13/2017	First Friday of 12/2019

No Expiration on Assessment

Refund of Smith Canal Closure Election Contribution – when there is adequate surplus funding available, the disbursement of which will not generate Project delays.