

**RECLAMATION DISTRICT NO. 828  
WEBER TRACT  
BOARD OF TRUSTEES MEETING  
THURSDAY, OCTOBER 23, 2019  
8:30 AM  
ENGINEER'S REPORT**

**I. AB 360 LEVEE SUBVENTIONS PROGRAM**

- a. Arundo (Bamboo) spraying was completed in the month of September. Arundo appears to be under control.
- b. Contact with the City of Stockton to remove garbage have been made. City has been cooperative with periodic removal of garbage and debris from the levee road shoulder areas.

**II. CALTRANS LEVEE EROSION REPAIR BENEATH INTERSTATE 5 BRIDGE**

- a. Review the status of the slope repairs beneath Interstate 5 from Caltrans.

**III. SJAFCA SMITH CANAL GATE STRUCTURE PROJECT**

- a. Update on Smith Canal gate closure project.

***EXHIBIT A: Smith Canal Update Summary from Juan Nierra from SJAFCA  
date 10/03/19***

**Exhibit A**

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## SMITH CANAL GATE PROJECT UPDATE (10/02/19)

### DESIGN

- 100% design documents
  - In progress – Final comments from State are being addressed. Documents addressing constructability review comments and Pile-Test results.
- CM Contract is under negotiations with the highest ranked consultant.
- Pile-Test contract bidding: 3 bids submitted. Apparent low bidder California Engineering Contractors, Inc. Pile-Test scheduled to be conducted the week of October 28.

### PERMITS

- Continue final negotiations with regulatory agencies
  - State Lands Commission lease has been approved
  - Delta Stewardship Council Certification of Consistency has been approved
  - Clean Water Act Section 401 permit has been received.
  - NHPA Section 106 letter of concurrence has been received
  - Central Valley Flood Protection Board Encroachment Permit has been approved
    - Denied Mr. Gulli's request for reconsideration of the Board's approval.
  - Biological Opinion received from USFWS

### ROW

- Real Estate Plan (REP)
  - Approved by the State
- Acquisition
  - Stockton Golf & Country Club
    - Offer letter sent. ROE approved by SGGCC, Purchase Agreement for easement acquisition sent to SGGCC, RDN approved by the Board, Filed Eminent Domain Complaint (9/19).
  - Dad's Point portion owned by City
    - Continue negotiations with the City
  - Dad's Point portion owned by USACE
    - Continue negotiations with the USACE for a 50-year lease on this property

### LEGAL

- *Atherton Cove Property Owners Association (ACPOA) v. SJAFCA II*
  - The Third Circuit Court of Appeals affirmed the trial court's judgement in favor of SJAFCA.
  - *ACPOA motion for the Court to reconsider the ruling on the appeal was denied.*
- *ACPOA* appealed Project Certification of Consistency with the Delta Stewardship Council (DSC).
  - At the March 21 meeting the DSC Board Denied the Appeal
- *Dominick Gulli v. SJAFCA* - Appeal -ongoing.
  - SJAFCA filed appellate brief on 7/25/2019. Mr. Gulli's reply was filed August 14<sup>th</sup>. Court will set date for oral argument.

RECLAMATION DISTRICT NO. 828  
 OCTOBER 2019 FINANCIAL REPORT  
 25% FISCAL YEAR 2019-2020

		BUDGET FY 2018-19	Expended PTD	Expended YTD	% YTD
<b><u>EXPENSES</u></b>					
<b>GENERAL FUND</b>					
<b>Administrative</b>					
G1	Annual Audit	\$3,200.00	\$0.00	\$0.00	0%
G2	Public Communication and Noticing	200.00	\$0.00	\$0.00	0%
G3	Election Expense	0.00	\$5,518.69	\$5,518.69	0%
G4	Trustee Fees	600.00	\$450.00	\$450.00	75%
G5	County Assessment Administration	650.00	\$0.00	\$0.00	0%
	<b>SUBTOTAL</b>	<b>\$4,650.00</b>	<b>\$5,968.69</b>	<b>\$5,968.69</b>	<b>128%</b>
<b>Consultants</b>					
G14	Engineering				
G14A	General Engineering	\$7,500.00	\$2,535.84	\$2,535.84	34%
G14B	Flood Contingency Map	\$0.00	\$0.00	\$0.00	0%
G14C	Levee Subventions	\$7,500.00	\$3,741.70	\$3,741.70	0%
G14D	Levee Maintenance (Engineering)	\$7,500.00	\$1,771.25	\$1,771.25	23.6%
G14E	DWR 5 Year Plan	\$40,000.00	\$2,821.25	\$2,821.25	7.1%
G15	General Legal	25,000.00	\$7,148.84	\$7,148.84	29%
	<b>SUBTOTAL</b>	<b>\$87,500.00</b>	<b>\$18,018.88</b>	<b>\$18,018.88</b>	<b>21%</b>
<b>Other</b>					
G18	Insurance	\$4,300.00	\$0.00	\$0.00	0%
G19	Reserve Contingency	0.00	\$0.00	\$0.00	0%
	<b>SUBTOTAL</b>	<b>\$4,300.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>0%</b>
	<b>TOTAL GENERAL FUND</b>	<b>\$96,450.00</b>	<b>\$23,987.57</b>	<b>\$23,987.57</b>	<b>25%</b>
<b>RECURRING EXPENSES</b>					
R1	Levee				
R1A	General Maintenance	\$10,000.00	\$2,585.00	\$0.00	0%
R1B	Riprap and Levee Repair	25,000.00	\$0.00	\$0.00	0%
R1C	Weed Control	25,000.00	\$1,800.00	\$1,800.00	7%
R1D	Animal Damage Control	0.00	\$0.00	\$0.00	0%
	<b>SUBTOTAL</b>	<b>\$60,000.00</b>	<b>\$4,385.00</b>	<b>\$1,800.00</b>	<b>3%</b>
	<b>TOTAL RECURRING EXPENSES</b>	<b>\$60,000.00</b>	<b>\$4,385.00</b>	<b>\$1,800.00</b>	<b>3%</b>
	<b>TOTAL EXPENSES</b>	<b>\$156,450.00</b>	<b>\$28,372.57</b>	<b>\$25,787.57</b>	<b>16%</b>

		BUDGET FY 2018-2019	Income PTD	Income YTD	% YTD
<b><u>INCOME</u></b>					
	Assessment - Existing	\$48,641.60	\$0.00	\$0.00	0%
	Interest	4,000.00	\$0.00	\$2,771.00	69%
	Property Tax	\$0.00	\$0.00	\$0.00	0%
	DWR 5 Year Plan Reimbursement	\$40,000.00	\$0.00	\$0.00	0%
	Subvention Reimbursement	\$17,500.00	\$0.00	\$0.00	0%
	<b>TOTAL, GROSS INCOME</b>	<b>\$110,141.60</b>	<b>\$0.00</b>	<b>\$2,771.00</b>	<b>3%</b>
	<b>NET INCOME (LOSS)</b>	<b>(\$46,308.40)</b>	<b>(\$28,372.57)</b>	<b>(\$23,016.57)</b>	

<b>Fund Balance</b>	
Fund Balance as of July 1, 2019	\$ 556,592.18
Revenues (YTD), as of October 23, 2019	\$ 2,771.00
Expenses (YTD), as of October 23, 2019	\$ 25,787.57
<b>Total Cash as of October 23, 2019</b>	<b>\$ 496,075.61 *</b>

\*This amount accounts for \$37,500 advanced by State for 5-Year Plan reimbursement, which has been transferred from the District's General Fund to a special account at the County

**BILLS TO BE PAID**  
**October 23, 2019**

NAME	INVOICE DATE	INVOICE #	AMOUNT	TOTAL \$	RATIFY	WARRANT #
Kjedlsen, Sinnock & Neudeck, Inc.	10/15/2019	26270	\$503.25			
	10/15/2019	26271	\$115.00			
	10/15/2019	26272	\$407.50			
	10/15/2019	26273	\$162.75			
				<b>\$1,188.50</b>		<b>1354</b>
Neumiller & Beardslee	10/16/2019	302596	\$7,902.75			
				<b>\$7,902.75</b>		<b>1355</b>
Trustee Stipend - 10/23/2019 Special Board Meeting	Deby Provost		\$50.00	<b>\$50.00</b>		<b>1356</b>
Trustee Stipend - 10/23/2019 Special Board Meeting	Bill Mendelson		\$50.00	<b>\$50.00</b>		<b>1357</b>
Trustee Stipend - 10/23/2019 Special Board Meeting	Paul Marsh		\$50.00	<b>\$50.00</b>		<b>1358</b>

TOTAL: **\$9,241.25**

**NOTES:**

Fund Balance as of 09/30/2019	\$498,497.56
Less Submitted Bills for Payment:	<u>\$9,241.25</u>
Total:	<b>\$489,256.31</b>

**BILLS PAID**  
**September 25, 2019**

NAME	INVOICE DATE	INVOICE #	AMOUNT	TOTAL \$	RATIFY	WARRANT #
Custom Spraying, Inc.	8/29/2019	26238	\$1,800.00			
				<b>\$1,800.00</b>		<b>1348</b>
Kjedlsen, Sinnock & Neudeck, Inc.	8/8/2019	25815	\$962.71			
	8/8/2019	25816	\$1,796.25			
	8/8/2019	25817	\$505.00			
	8/8/2019	25818	\$255.00			
	8/8/2019	25819	\$1,417.50			
	8/8/2019	25820	\$294.75			
				<b>\$5,231.21</b>		<b>1349</b>
Neumiller & Beardslee	8/24/2019	301914	\$360.84			
				<b>\$360.84</b>		<b>1350</b>
Trustee Stipend - 9/25/2019 Special Board Meeting	Deby Provost		\$50.00	<b>\$50.00</b>		<b>1351</b>
Trustee Stipend - 9/25/2019 Special Board Meeting	Bill Mendelson		\$50.00	<b>\$50.00</b>		<b>1352</b>
Trustee Stipend - 9/25/2019 Special Board Meeting	Paul Marsh		\$50.00	<b>\$50.00</b>		<b>1353</b>

TOTAL: **\$7,542.05**

**NOTES:**

Fund Balance as of 08/31/2019	\$507,501.83
Less Submitted Bills for Payment:	<u>\$7,542.05</u>
Total:	<b>\$499,959.78</b>