

**RECLAMATION DISTRICT NO. 828
AGENDA FOR MEETING OF
BOARD OF TRUSTEES
1:30 P.M. APRIL 25, 2023**

**3121 WEST MARCH LANE, SUITE 100
STOCKTON, CA 95219**

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. Minutes. Consider for approval minutes of the District's January 19, 2023, meeting.
4. Vacancy. Discussion and possible action regarding Trustee vacancy.
5. Financial Report. Accept and approve District Financial Report.
6. Budget. Adopt 2023-2024 Budget
7. Audit. Accept the June 30, 2022, audited financial report for the District and ratify the Special Districts Financial Transactions Report.
8. Bylaws. Discussion and possible action to amend the regular meeting date and time in the Bylaws.
9. Assessment. Discussion and direction to staff regarding District's existing operation and maintenance assessment.
10. Engineers' Report. Discussion and request for direction.
 - a. Plan Review
 - i. Review Plan submittal for Ron Edwards 1505 West Walnut Avenue
 - b. City of Stockton Buena Vista Pump Station
 - i. Review repair work being done by City of Stockton at the Pump Station and potential effect to the District's levee.
 - c. Homeless Encampments Along District Levee
 - i. Review the homeless activity along the District's levee including tree cutting and debris piles and excavations into the levee.
 - d. San Joaquin Area Flood Control Agency
 - i. Review resultant Flood Map post Smith Canal Gate completion.
11. Levee Encroachment. Discussion and possible action to address encroachments on the District's levee.
12. Correspondence. Review and discuss correspondence received.

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 Andy Pinasco 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.

13. Meetings Attended. Report on meetings attended.
14. Trustee Reports. Discussion and direction regarding Trustee reports.
15. Future Agenda Items. Discussion and possible action to add items to future agendas.
16. District Calendar.
17. Bills. Approval of bills to be paid.
18. Adjournment.

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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 25, 2023**

<u>ITEM</u>	<u>COMMENTARY</u>
1.	Self-explanatory.
2.	Self-explanatory.
3.	Please see attached.
4.	Self-explanatory.
5.	Please see attached.
6.	Please see attached.
7.	Please see attached.
8.	Please see attached.
9.	Self-explanatory.
10.	Please see attached.
11.	Please see attached.
12.	Self-explanatory.
13.	Self-explanatory.
14.	Self-explanatory.
15.	Self-explanatory.
16.	Please see attached.
17.	Please see attached.
18.	Self-explanatory.

ITEM 3

**Minutes of Meeting of
Reclamation District 828
Held on January 19, 2023**

The meeting of the Board of Trustees of Reclamation District 828 was held at 3121 West March Lane, Suite 100, and called to order at 1:30 p.m. on January 19, 2023.

Item No. 1: Call to Order. The meeting was called to order at 1:34 p.m. Present were Trustee Deby Provost, and Trustee Paul Marsh. Also present were Chris Neudeck, District Engineer, Andy Pinasco, District Secretary, Appointee Ron Edwards, Dominick Gulli, member of the public, Tobias Stockler, Notary Public, and Chris Elias, SJAFCA Executive Director.

Item No. 2: Public Comment. Mr. Gulli made comment regarding the condition of the Interstate 5 underpass on the Smith Canal. Mr. Gulli provided written correspondence from 2013 and 2019 to the Trustees regarding a demand that Caltrans comply with its permit obligations. Mr. Elias provided an update on the Smith Canal Gate Project. Mr. Elias also announced that a public member position on the SJAFCA Board is available and that SJAFCA is accepting applications from non-elected individuals for the position with a deadline of submission on February 1, 2023.

Item No. 3: Oath of Office. Mr. Stockler administered the Oath of Office to appointee Ron Edwards.

Item No. 4: Trustee President. Trustee Provost was unanimously elected Trustee President on a motion by Trustee Marsh, seconded by Trustee Edwards.

Item No. 5: Approval of Minutes. Mr. Pinasco reviewed the draft minutes of the October 20, 2022, and November 28, 2022, meetings with the Trustees. The minutes of the October 20, 2022, and November 28, 2022, meetings were approved by the Trustees a motion by Trustee Marsh, seconded by President Provost.

Item No. 6: Financial Report. Mr. Pinasco reviewed the written financial report provided to the Trustees at the meeting. President Provost requested that Mr. Pinasco provide a more detailed report of legal costs charged to the District at the next regular meeting. The financial report was accepted unanimously by the Trustees present on a motion by Trustee Marsh, seconded by President Provost.

Item No. 7: Insurance. Mr. Pinasco reported that the District's insurance expires on April 30, 2023, which will occur prior to the next regular meeting. Mr. Pinasco explained that the District is currently covered under a special group insurance product and has limited ability to leave the group, however, the District's broker, Dohrmann Insurance, has indicated that it will try and obtain multiple quotes for consideration. Mr. Pinasco requested that the Trustees delegate authority to President Provost, or in President Provost's absence, any Trustee, to review and approve an insurance proposal to be

ratified at the next regular meeting. The Trustees present unanimously delegated authority to President Provost, or in President Provost's absence, any Trustee, to review and approve an insurance proposal to be ratified at the next regular meeting on a motion by Trustee Marsh, seconded by President Provost.

Item No. 8: Audit. Mr. Pinasco briefly reviewed the Audit for the year ending June 30, 2022, submitted by Schwartz, Giannini, and Lantsbeger with the Trustees. The District's Audit for the year ending June 30, 2022, was unanimously accepted by the Trustees present on a motion by Trustee Marsh, seconded by President Provost.

Item No. 9: Engineers' Report; request for direction. Mr. Neudeck provided a written and oral report to the Trustees. He reported on the Governor's proclamation of emergency and its impact to San Joaquin County relief efforts. Mr. Neudeck then discussed the underpass at Interstate 5 on the Smith Canal, explaining that the District is cooperating with Reclamation District 1614 to work with Caltrans to perform repairs on both sides of the Interstate 5 underpass.

The Trustees then alerted Mr. Neudeck to digging on the levee near the Buena Vista pump station. Mr. Neudeck responded that he would have one of his inspectors review the site and report back to him. In the event he determines the District will need to take action, he would inform President Provost and request that a special meeting be called to take action.

Item No. 10: Flood Insurance. President Provost expressed concerns regarding flood maps that seem to exclude portions of the District even after the Smith Canal Gate Project is completed. Mr. Neudeck indicated that he was unaware of such map issues, and would look into it. President Provost asked Mr. Elias whether he had any information regarding this matter, as he is the Executive Director for SJAFCA, and the Gate Project is SJAFCA's project. Mr. Elias responded that he would inquire with his technical staff and provide a response to the District.

Item No. 11: Levee Encroachment. President Provost reported that there are multiple unauthorized encroachments on the District's levee along Shimizu Drive. Mr. Neudeck indicated that the District does not currently have Levee Encroachment Standards, however, due to the fact that the District is believed to own the levee along portions of Shimizu Drive, that he would work with President Provost to contact local law enforcement to report the unauthorized trespass along the District's levee. The Trustees also directed Mr. Pinasco to work with President Provost to identify the addresses of the offending landowners and contact them to inform the landowner of the unauthorized trespass.

Item No. 12: Bylaws. Mr. Pinasco explained the procedure required for the Trustees to amend the District's Bylaws, pointing out that a properly noticed public hearing is required prior to amendment. The Trustees discussed amending the District's Bylaws to move the regular meeting date and time to better accommodate the Trustees' schedules.

After discussion, the Trustees directed Mr. Pinasco to prepare the required public hearing notice and bring back an amendment to the Bylaws moving the District's regular meeting dates to the Second Monday of January, April, July, and October, at the time of 10:30 a.m.

Item No. 13: Correspondence and meeting attendance reports. Staff provided no report on any correspondence.

Item No. 14: Trustee Reports. President Provost reported that there are seemingly abandoned houseboats along the District's levee on the Smith Canal. President Provost reported that people may be living on the houseboats and may be discharging waste into the Smith Canal. Mr. Neudeck indicated that he would provide Trustee Provost with contact information for officials at the County Public Health Department. Trustee Edwards reported concern for large trees potentially falling along the District's levee. Mr. Neudeck accepted this information and indicated he would have his inspectors keep this in mind during inspections and would report any findings to the Trustees as necessary.

Item No. 15: Calendar. Mr. Pinasco reviewed the upcoming calendar events with the Trustees, indicating that the next regular meeting would occur on April 20, 2023.

Item No. 13: Approval of Bills. Mr. Pinasco 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 President Provost, seconded by Trustee Marsh.

Item No. 13: Adjournment. The meeting was unanimously adjourned at 3:00 p.m.

Respectfully submitted,

Andy Pinasco, District Secretary

ITEM 5

RECLAMATION DISTRICT NO. 828
 APRIL 2023
 FINANCIAL REPORT
 84% FISCAL YEAR 2022-2023

		BUDGET FY 2022-2023	Expended PTD	Expended YTD	% YTD
<u>EXPENSES</u>					
GENERAL FUND					
Administrative					
G1	Annual Audit	\$4,000.00	\$156.25	\$4,456.25	111%
G2	Public Communication and Noticing	200.00	\$0.00	\$0.00	0%
G3	Election Expense	0.00	\$0.00	\$0.00	0%
G4	Trustee Fees	1,200.00	\$600.00	\$1,400.00	117%
G5	County Assessment Administration	1,000.00	\$0.00	\$0.00	0%
	SUBTOTAL	\$6,400.00	\$756.25	\$5,856.25	92%
Consultants					
G14	Engineering				
G14A	General Engineering	\$7,500.00	\$692.63	\$2,285.98	30%
G14C	Levee Subventions	\$7,500.00	\$1,600.00	\$8,240.29	0%
G14D	Levee Maintenance (Engineering)	\$7,500.00	\$1,297.50	\$1,297.50	17.3%
G14E	Five Year Plan		\$2,221.25	\$2,851.25	
G15	General Legal	10,000.00	\$3,710.31	\$13,145.07	131%
	SUBTOTAL	\$32,500.00	\$9,521.69	\$27,820.09	86%
Other					
G18	Insurance	\$6,500.00	\$7,930.00	\$8,377.60	129%
	SUBTOTAL	\$6,500.00	\$7,930.00	\$8,377.60	129%
	TOTAL GENERAL FUND	\$45,400.00	\$18,207.94	\$42,053.94	93%
RECURRING EXPENSES					
R1	Levee				
R1A	General Maintenance	\$10,000.00	\$1,197.50	\$5,248.53	52%
R1B	Riprap and Levee Repair	25,000.00	\$0.00	\$7,755.42	31%
R1C	Weed Control	25,000.00	\$2,901.25	\$9,446.49	38%
R1D	Animal Damage Control	0.00	\$0.00	\$0.00	0%
	SUBTOTAL	\$60,000.00	\$4,098.75	\$22,450.44	37%
	TOTAL RECURRING EXPENSES	\$60,000.00	\$4,098.75	\$22,450.44	37%
	TOTAL EXPENSES	\$105,400.00	\$22,306.69	\$64,504.38	61%

		BUDGET FY 2020-2021	Income PTD	Income YTD	% YTD
<u>INCOME</u>					
	Assessment - Existing	\$48,641.60	\$27,212.45	\$28,792.70	59%
	Interest	1,500.00	\$2,725.00	\$4,760.00	317%
	Five Year Plan		\$0.00	\$3,187.58	
	Subvention Reimbursement	\$40,000.00	\$0.00	\$0.00	0%
	TOTAL, GROSS INCOME	\$90,141.60	\$29,937.45	\$36,740.28	41%
	NET INCOME (LOSS)	(\$15,258.40)	\$7,630.76	(\$27,764.10)	

Fund Balance	
Fund Balance as of July 1, 2022	\$ 512,011.60
Temporary Employee Fund	\$ 15,684.21
Revenues (YTD)	\$ 36,740.28
Expenses (YTD)	\$ 64,504.38
Total Cash as of April 2023	\$ 495,769.71

ITEM 6

RECLAMATION DISTRICT 828
Proposed BUDGET FOR FISCAL YEAR 2023-2024

EXPENSES

GENERAL FUND

Proposed 2023-2024 Budget

Administrative		
G1	Annual Audit	\$4,000.00
G2	Public Communication and Noticing	1,500.00
G3	Election Expense	25,000.00
G4	Trustee Fees	1,200.00
G5	County Assessment Administration	1,000.00
	SUBTOTAL	\$32,700.00
Consultants		
G6	Engineering	
G7	General Engineering	7,500.00
G8	Levee Subventions Management	7,500.00
G9	Levee Maintenance (Engineering)	7,500.00
G10	DWR 5 Year Plan	0.00
G11	General Legal	10,000.00
	SUBTOTAL	\$32,500.00
Other		
G12	Insurance	\$8,500.00
G13	Emergency Equipment & Supplies	
	SUBTOTAL	\$8,500.00
	TOTAL GENERAL FUND	\$73,700.00

RECURRING EXPENSES

R1	Levee	
R1A	General Maintenance	\$10,000.00
R1B	Riprap and Levee Repair	25,000.00
R1C	Weed Control	25,000.00
R1D	Animal Damage Control	0.00
	SUBTOTAL	\$60,000.00
	TOTAL RECURRING EXPENSES	\$60,000.00

TOTAL EXPENSES

\$133,700.00

INCOME

Assessment - Existing	\$48,641.00
Interest	1,500.00
Subvention Reimbursement	25,000.00
TOTAL, GROSS INCOME	\$75,141.00
NET INCOME (LOSS)	(\$58,559.00)

ITEM 7

RECLAMATION DISTRICT NO. 828

FINANCIAL REPORT

JUNE 30, 2022

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INDEPENDENT AUDITORS' REPORT



To the Board of Trustees
Reclamation District No. 828

Opinion

We have audited the accompanying cash basis financial statements of the governmental activities and the major funds of Reclamation District No. 828 (the District) as of and for the year ended June 30, 2022, and the related notes to the financial statements, which collectively comprise the District's basic financial statements as listed in the table of contents.

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the governmental activities, each major fund of Reclamation District No. 828, as of June 30, 2022 and the respective changes in cash basis financial position for the year then ended in accordance with the cash basis of accounting described in Note 1.

Basis for Opinion

We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Our responsibilities under those standards are further described in the Auditors' Responsibilities for the Audit of the Financial Statements section of our report. We are required to be independent of Reclamation District No. 828, and to meet our other ethical responsibilities, in accordance with the relevant ethical requirements relating to our audit. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

Emphasis of Matter – Basis of Accounting

We draw attention to Note 1 of the financial statements, which describes the basis of accounting. The financial statements are prepared on the cash basis of accounting, which is a basis of accounting other than accounting principles generally accepted in the United States of America. Our opinion is not modified with respect to this matter.

Responsibilities of Management for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with the cash basis of accounting described in Note 1, and for determining that the cash basis of accounting is an acceptable basis for the preparation of the financial statements in the circumstances. Management is also responsible for the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

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Auditors' Responsibilities for the Audit of the Financial Statements

Our objectives are to obtain reasonable assurance about whether the financial statements as a whole are free of material misstatement, whether due to fraud or error, and to issue an auditors' report that includes our opinion. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with generally accepted auditing standards will always detect a material misstatement when it exists. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control. Misstatements are considered material if there is a substantial likelihood that, individually or in the aggregate, they would influence the judgement made by a reasonable user based on the financial statements.

In performing an audit in accordance with generally accepted auditing standards, we:

- Exercise professional judgement and maintain professional skepticism throughout the audit.
- Identify and assess the risks of material misstatement of the financial statements, whether due to fraud or error, and design and perform audit procedures responsive to those risks. Such procedures including examining, on a test basis, evidence regarding the amounts and disclosures in the financial statements.
- Obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the District's internal control. Accordingly, no such opinion is expressed.
- Evaluate the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluate the overall presentation of the financial statements.
- Conclude whether, in our judgement, there are conditions or events, considered in the aggregate, that raise substantial doubt about the District's ability to continue as a going concern for a reasonable period of time.

We are required to communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit, significant audit findings, and certain internal control-related matters that we identified during the audit.

Required Supplementary Information

The District has omitted Management's Discussion and Analysis that accounting principles generally accepted in the United States of America require to be presented to supplement the basic financial statements. Such missing information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board, who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. Our opinion on the basic financial statements is not affected by this missing information.



Stockton, California
October 20, 2022

RECLAMATION DISTRICT NO. 828
Statement of Net Position - Cash Basis
June 30, 2022

	Governmental Activities
ASSETS	
Cash and cash equivalents	
Cash in county treasury (Note 3)	\$ 514,519
Cash in bank - checking (Note 3)	17,073
Total assets	\$ 531,592
NET POSITION	
Restricted for projects	\$ 2,507
Unrestricted	529,085
Total net position	\$ 531,592

The accompanying notes are an integral part of these financial statements.

RECLAMATION DISTRICT NO. 828

Statement of Activities - Cash Basis

For the year ended June 30, 2022

	<u>Cash</u> <u>Disbursements</u>	<u>Operating</u> <u>Receipts, Grants,</u> <u>and</u> <u>Contributions</u>	<u>Net (Disbursements)</u> <u>Receipts and</u> <u>Changes in</u> <u>Net Position</u>
Governmental activities			
Operations	\$ (105,498)	\$ 8,048	\$ (97,450)
Net program (disbursements) receipts	<u>\$ (105,498)</u>	<u>\$ 8,048</u>	<u>\$ (97,450)</u>
General receipts:			
Landowner assessments			\$ 52,145
Other income			50
Interest income			<u>1,777</u>
Total general receipts			<u>\$ 53,972</u>
Change in net position			\$ (43,478)
Net position - beginning of year			<u>575,070</u>
Net position - end of year			<u>\$ 531,592</u>

The accompanying notes are an integral part of these financial statements.

RECLAMATION DISTRICT NO. 828
Balance Sheet - Governmental Fund - Cash Basis
June 30, 2022

	General Fund	Special Revenue	Total
ASSETS			
Cash and cash equivalents			
Cash in county treasury (Note 3)	\$ 512,012	\$ 2,507	\$ 514,519
Cash in bank - checking (Note 3)	17,073	-	17,073
	\$ 529,085	\$ 2,507	\$ 531,592
FUND BALANCE			
Restricted	\$ -	\$ 2,507	\$ 2,507
Unassigned	529,085	-	529,085
	\$ 529,085	\$ 2,507	\$ 531,592

The accompanying notes are an integral part of these financial statements.

RECLAMATION DISTRICT NO. 828
Statement of Cash Receipts, Disbursements and Changes in Fund Balance - Governmental Fund
Cash Basis
For the Year Ended June 30, 2022

	General Fund	Special Revenue	Total
RECEIPTS			
Landowner assessments	\$ 52,145	\$ -	\$ 52,145
State assistance - subventions	8,048	-	8,048
Other income	50	-	50
Interest income	1,769	8	1,777
Total receipts	<u>\$ 62,012</u>	<u>\$ 8</u>	<u>\$ 62,020</u>
DISBURSEMENTS			
Engineering	\$ 24,440	\$ -	\$ 24,440
Insurance	6,968	-	6,968
Legal and accounting	24,055	-	24,055
Levee repairs and maintenance	34,786	-	34,786
Miscellaneous	535	-	535
Payroll	11,864	-	11,864
Payroll Fees	2,250	-	2,250
Trustee fee	600	-	600
Total disbursements	<u>\$ 105,498</u>	<u>\$ -</u>	<u>\$ 105,498</u>
Excess (deficiency) of receipts over disbursements	<u>\$ (43,486)</u>	<u>\$ 8</u>	<u>\$ (43,478)</u>
Net increase (decrease) in fund balance	<u>\$ (43,486)</u>	<u>\$ 8</u>	<u>\$ (43,478)</u>
Cash basis fund balance - beginning	<u>572,571</u>	<u>2,499</u>	<u>575,070</u>
Cash basis fund balance - ending	<u><u>\$ 529,085</u></u>	<u><u>\$ 2,507</u></u>	<u><u>\$ 531,592</u></u>

The accompanying notes are an integral part of these financial statements.

RECLAMATION DISTRICT NO. 828
NOTES TO FINANCIAL STATEMENTS
JUNE 30, 2022

NOTE 1. SIGNIFICANT ACCOUNTING POLICIES

Nature of business

Reclamation District No. 828 is a political subdivision of the State of California organized March 4, 1912 by the landowners of Weber Tract for the purpose of maintenance, protection and repair of the reclamation works on Weber Tract. The District operates under Section 50000 "Reclamation Districts" of the California State Water Code.

The District lies within the City of Stockton, bounded on the north by Smith Canal, on the west and south by the Stockton Channel, and on the east by Pershing Avenue. The total area of the District is approximately 695 acres.

The District is primarily supported by assessments of its landowners as projected, calculated, and levied by its Board of Trustees. Expenses incurred by the District are, at times, partially reimbursed by various federal, state, and local assistance or reimbursement programs.

The District management considered all potential component units for inclusion in the reporting entity by applying the criteria set forth in accounting principles generally accepted in the United States of America. The District concluded that there are no potential component units which should be included in the reporting entity.

Government-wide financial statements

The government-wide financial statements (i.e., the Statement of Net Position - Cash Basis and the Statement of Activities - Cash Basis) report information on all of the cash receipts and disbursements activity of the primary government.

The statement of activities demonstrates the degree to which cash disbursements of a given function or segment are offset by program cash receipts. Cash disbursements are those that are clearly identifiable with a specific function or segment. Program cash receipts include 1) charges paid by the recipients of goods or services offered by the programs and 2) grants and contributions that are restricted to meeting the operational or capital requirements of a particular function or segment. Taxes and other receipts not classified as program receipts are presented as general receipts.

When both restricted and unrestricted resources are available for use, it is the District's policy to use restricted resources first, then unrestricted resources as they are needed.

Fund financial statements

The fund financial statements (i.e., the Governmental Fund Balance Sheet - Cash Basis and the Statement of Cash Receipts, Disbursements, and Changes in Governmental Fund Balance - Cash Basis) provide information about the District's funds. The District has one type of fund (governmental), which is comprised of two major funds as follows:

RECLAMATION DISTRICT NO. 828
NOTES TO FINANCIAL STATEMENTS
JUNE 30, 2022

NOTE 1. SIGNIFICANT ACCOUNTING POLICIES (Continued)

General fund – This fund is established to account for resources devoted to financing the general services that the District performs. Property assessments and other sources of revenue used to finance the fundamental operations of the District are included in this fund. This fund is charged with all costs of operating the District for which a separate fund has not been established.

Special revenue fund – This fund is established to account for the proceeds of specific revenue sources other than special assessments or expendable trusts. Generally, resources accounted for in this fund originate from state and federal programs and developer fees.

The District has adopted GASB Statement No. 54 (GASB 54), *Fund Balance Reporting and Governmental Fund Type Definitions*. This Statement establishes criteria for classifying governmental fund balances into specifically defined classifications. Classifications are hierarchical and are based primarily on the extent to which the District is bound to honor constraints on the specific purposes for which amounts in the funds may be spent. Application of GASB 54 requires the District to classify and report amounts in the appropriate fund balance classifications. The District's accounting and finance policies are used to interpret the nature and/or requirements of the funds and their corresponding assignment of nonspendable, restricted, committed, assigned, or unassigned.

Nonspendable – Amounts that cannot be spent because they are either not spendable in form or are legally or contractually required to be maintained intact.

Restricted – Amounts constrained regarding use from restrictions externally imposed by creditors, grantors, contributors, or laws or regulations of other governments or by restrictions imposed by law through constitutional provisions or enabling legislation.

Committed – Amounts constrained regarding use for specific purposes pursuant to requirements imposed by formal action of the District's highest level of decision making authority.

Assigned – Amounts constrained by the District's intent to be used for specific purposes, but are neither restricted nor committed. The authority for assigning fund balance is expressed by the Board of Trustees, District manager or their designee.

Unassigned – Amounts that have not been restricted, committed, or assigned to specific purposes within the general fund. The general fund is the only fund that reports a positive unassigned fund balance amount. Other governmental funds besides the general fund can only report a negative unassigned fund balance amount.

RECLAMATION DISTRICT NO. 828
NOTES TO FINANCIAL STATEMENTS
JUNE 30, 2022

NOTE 1. SIGNIFICANT ACCOUNTING POLICIES (Continued)

When both restricted and unrestricted resources are available for use, it is the District's policy to use restricted resources first, then unrestricted resources (committed, assigned and unassigned) as they are needed. When unrestricted resources (committed, assigned, and unassigned) are available for use it is the District's policy to use committed resources first, then assigned, and then unassigned as they are needed.

Interfund Transfers

Interfund transfers represent the flow of assets from one fund to another where repayment is not expected. Such transfers are reported as transfers in and out.

Measurement focus, basis of accounting, and financial statement presentation

The District accounts for governmental funds using the cash basis of accounting, which is a comprehensive basis of accounting other than accounting principles generally accepted in the United States of America. This method recognizes revenues when received and expenditures when paid.

Demand Warrants

The District is authorized under the California State Water Code to issue demand warrants.

Budgetary accounting

The District does not utilize formal budgetary procedures and is not required to adopt such procedures by law. Accordingly, budgetary comparison information is not required or presented.

Use of estimates

The preparation of financial statements in conformity with the other comprehensive basis of accounting (OCBOA) used by the District requires management to make estimates and assumptions that affect certain reported amounts and disclosures; accordingly, actual results could differ from those estimates.

Related party information

The Board of Trustees is made up of District landowners or their representatives. The Board is either elected by the landowners within the District or appointed by the San Joaquin County Board of Supervisors.

Income Tax Status

Reclamation District No. 828 is a governmental entity and not subject to federal and state income taxes.

**RECLAMATION DISTRICT NO. 828
NOTES TO FINANCIAL STATEMENTS
JUNE 30, 2022**

NOTE 2. DATE OF MANAGEMENT’S REVIEW

In preparing the financial statements, the District has evaluated events and transactions for potential recognition or disclosure through October 20, 2022, the date the financial statements were available to be issued.

NOTE 3. CASH AND INVESTMENTS

Cash and investments of the District as of June 30, 2022 consist of the following:

	<u>Carrying amount</u>	<u>Bank balance</u>	<u>Fair value</u>
Deposits			
Insured (FDIC)	<u>\$ 17,073</u>	<u>\$ 17,073</u>	
Investment in External Investment Pool			
San Joaquin County Treasurer	<u>\$ 514,519</u>		<u>\$ 514,519</u>

Total bank deposits of \$17,073 of the District were fully insured with FDIC insurance. Cash on deposit with the San Joaquin County Treasurer is invested in a pooled fund maintained by the Treasurer. These funds are pooled with other County deposits for investment purposes by the County Treasurer in accordance with the investment policy of the County Treasurer (see County Treasurer’s investment policy at <http://www.sjgov.org/department/ttc/treasury>). The Pool has established a treasury oversight committee to monitor and review the management of public funds maintained in the Pool.

Participants’ equity in the investment pool is determined by the dollar amount of the participant deposits, adjusted for withdrawals and distributed investment income. Investment income is prorated to individual funds based on their average daily cash balances. The value of the District’s shares in the Pool, which may be withdrawn, is determined on an amortized cost basis, which is different than the fair value of the District’s position in the Pool. The District’s investment in the Pool is unrated, stated at amortized cost which approximates fair value, available upon demand and considered cash equivalents. The District is considered an involuntary participant in the pool as the State of California statutes require certain special districts to maintain their cash surplus with the County Treasurer. The investment pool is not registered with the Securities and Exchange Commission as an investment company.

The District does not maintain a formal investment policy.

**RECLAMATION DISTRICT NO. 828
NOTES TO FINANCIAL STATEMENTS
JUNE 30, 2022**

NOTE 4. GOVERNING BOARD

The powers of the District are exercised by the Board of Trustees which consists of the following members:

	<u>TITLE</u>	<u>TERM EXPIRATION</u>
William Mendelson	President	December 2025
Debbie Provost	Trustee	December 2023
Paul Marsh	Trustee	December 2023

Secretary: Andy Pinasco

NOTE 5. INSURANCE

The District is covered by the following types of insurance as of June 30, 2022:

<u>Coverage</u>	<u>Limits of Liability</u>
Property	\$ 1,000,000/10,000,000
Commercial crime	100,000
General liability	1,000,000/10,000,000
Public officials and management liability	1,000,000/10,000,000
Commercial excess	1,000,000

NOTE 6. CONTINGENCY

On March 11, 2020, the World Health Organization ("WHO") recognized COVID-19 as a global pandemic, prompting many national, regional, and local governments to implement preventative or protective measures, such as travel and business restrictions, temporary closures, and wide-sweeping quarantines and stay-at-home orders. The COVID-19 pandemic has impacted the District's operations and the operations of the District's customers, suppliers and vendors as a result of quarantines, closures, and travel and logistics restrictions. The District has followed protocols and guidelines issued by federal and state government including expenditures to combat the spread of COVID-19 and implement protocols to prevent the spread. The extent to which the COVID-19 pandemic impacts the District's business in the future, and the results of operations and financial condition will depend on future developments, which are highly uncertain and cannot be predicted, including, but not limited to the continued duration, spread, severity, and impact of the COVID-19 pandemic and the effects of the COVID-19 pandemic on the District's customers, suppliers and vendors including supply chain disruption that has been experienced since the outbreak of the pandemic. Even after the COVID-19 pandemic has subsided, the District may continue to experience adverse impacts to its business as a result of the negative impact of COVID-19 on the customers, suppliers and vendors of the District.

ITEM 8

**BYLAWS
OF
RECLAMATION DISTRICT NO. 828**

REVISED: April 25, 2023

ARTICLE I

Offices

Section 1.01. The District principal office shall the following address:

RECLAMATION DISTRICT NO. 828
3121 W. March Lane, Suite 100
Post Office Box 20
Stockton, CA 95201-3020

The place of the meeting of the District shall be set forth in Article IV below.

ARTICLE II

Trustees

Section 2.01. As used in these Bylaws, the following terms shall have the following meanings:

- A. "Board" means the Board of Trustees of the District.
- B. "Trustees" means the Board of Trustees of the District.
- C. "District" means Reclamation District No. 828

Section 2.02. The District shall have a Board of Trustees consisting of three (3) members, which shall constitute the governing body of the District, and which shall exercise general supervision and complete control over the construction, maintenance, and operation of the reclamation works, and generally over the affairs of the District.

Section 2.03. Trustees shall be elected for a term of four (4) years and shall serve until their successors are elected and qualified. The terms of the Trustees shall be staggered so that no more than two Trustees shall have terms that expire in any one District election year.

Section 2.04. Elections shall be conducted in accordance with California Water Code, Division 15, parts 3 and 4, as they presently are or may hereafter be amended. Persons elected to the office of Trustee shall take the Oath of Office in accordance with the California Water and Elections Code.

Section 2.05. Vacancies on the Board due to reasons other than expiration of a term of office shall be filled in accordance with the California Government Code § 1780, as it now is or may hereafter be amended.

Section 2.06. The terms of the incumbent members of the Board expire on the following dates:

<u>Name</u>	<u>Term Ends</u>
Bill Mendelson	12/2021
Paul Marsh	12/2019
Debbie Provost	12/2019

Section 2.07. The Trustees shall receive such compensation for services actually and necessarily performed as the Board determines to be just and reasonable, and in accordance with California Water Code § 20200, as it is now, or may hereafter be amended.

ARTICLE III

Officers

Section 3.01. The officers of the District shall be a President of the Board of Trustees and a Secretary.

Section 3.02. At the first meeting after the election of any Trustee, the Board shall name a President and any other officers as it deems necessary. The duties of the President shall be to preside over all regular and special meetings of the Board, and to perform such other duties from time to time as may be required of him or her by the Board. In the absence of the President, the Trustee present with the longest period of service shall preside.

Section 3.03. The Secretary shall be any person, whether a trustee or not, who is appointed by the Board as Secretary. The duties of the Secretary shall be to keep the minutes of all meetings, attest all documents (other than bonds) requiring the signature of the President, keep accounts of all expenditures on behalf of the District, have custody of the District's seal, and perform such duties as may be required by law, these Bylaws, or by the Board.

Section 3.04. No compensation shall be received by the President, other than the compensation provided in accordance with Section 2.07 of these Bylaws. The Secretary shall receive such compensation for services actually and necessarily performed as the Board determines to be just and reasonable, and shall be reimbursed for expenses necessarily incurred in the performance of his or her duties.

Section 3.05. The President and Secretary shall serve at the pleasure of the Board.

ARTICLE IV

Meetings

Section 4.01. The District shall meet on a quarterly basis on the ~~third-second~~ Thursday Monday of the months of July, October, January and April at 8:30 a.m. and may meet as often as the business of the District requires. In the event the District's regular meeting falls on a recognized holiday, the District's regular meeting will be day immediately following the recognized holiday. The meetings shall be held at the District's principal office, or at any other place designated by resolution of the Board.

Section 4.02. No notice need be provided to individuals of regular or special meetings except to persons who shall request such notice. In cases where notice has been requested, the Secretary shall give email or mailed notice in accordance with the Ralph M. Brown Act in Government Code Sections 54950 et. seq. ("Brown Act"). Any such request for notice shall be valid for one (1) year from the date made, and shall provide an address to which notice is to be mailed as well as a deposit of a fee to cover the cost of copying and mailing said notice as calculated by the Secretary. The Board may establish a reasonable annual charge for sending such notice based on the estimated cost of providing such service.

Section 4.03. All meetings of the Board shall be in accordance with the Brown Act.

Section 4.04. A majority of the Board shall constitute a quorum for the transaction of business. Except as otherwise specifically in these Bylaws, every act of decision done or made by a majority of the trustees present at a meeting at which a quorum is present is the act of the Board.

Section 4.05. All meetings of the District shall be open and public, and all persons shall be permitted to attend any meeting of the District, except that executive sessions may be held as provided by law, and the public may be excluded from meetings which are willfully interrupted so as to render the orderly conduct of the meeting impossible, as provided by law.

Section 4.06. Agendas for any meeting shall be posted as required in accordance with the provisions of the Brown Act. As soon after the posting of the agenda and before the meeting, the Secretary shall mail or deliver, or cause the mailing or delivery of, an agenda for the forthcoming meeting to each trustee. Said agenda shall be prepared by the Secretary.

Section 4.07. The Secretary shall keep accurate minutes of all proceedings of the Board. Minutes of each regular, adjourned regular, special or adjourned special meeting shall be considered for approval at the Board meetings.

Section 4.08. The order of business at each meeting of the Board shall be determined by the Secretary.

Section 4.09. The procedure for the conduct of business, unless varied on order of the President, or by majority vote of the Board, may be as follows:

- a) Each agenda item shall be taken up in order by the President.

- b) The President shall call upon such person or persons as may be appropriate to present the matter to the Board.
- c) The public shall then be invited to make public comments. The President may limit the duration of or refuse to permit public comment if such public comment is repetitive, disorderly, or otherwise not in furtherance of a reasonably expeditious review of the matter under discussion.
- d) The matter shall then be discussed by the Trustees and such other persons as may be called upon by the President.
- e) The President shall then invite a motion by any of the trustees on the agenda item, and a vote shall be taken, after such discussion, on any motion made concerning the matter.

Section 4.10. Rosenberg's Rules of Order as they exist at the time of the adoption of these bylaws and are amended or revised thereafter are hereby adopted by the Board in all uses not otherwise provided for in these Bylaws and not otherwise provided for by applicable law.

ARTICLE V

Records

Section 5.01. All records of the District and of the proceedings of the Board shall be kept by the Secretary, at a location designated by the Secretary, except for the originals of resolutions, deeds of grant or easement to or from the District, or of agreements or contracts entered into by the District may be kept by the attorney for the District, provided that copies thereof are placed in the records kept by the Secretary. The records shall be available for inspection in accordance with the provisions of California Government Code, Division 7, Chapter 3.5, as they now are or may hereafter be amended.

ARTICLE VI

Finance

Section 6.01. The Board of Trustees may adopt an annual budget each year to reflect the projected income and expenses of the District.

Section 6.02. The Board of Trustees shall take steps necessary to have the books of the District audited on an annual basis.

Section 6.03. Income to the District shall be deposited with the Treasurer of the County of San Joaquin and shall only be paid out of warrants approved by the Board of Trustees.

ARTICLE VII

Seal

Section 7.01. The District may have a seal which shall contain the name and number of the District, which is: RECLAMATION DISTRICT NO. 828; and the name of SAN JOAQUIN COUNTY, being the County in which the District is situated.

ARTICLE VIII

Amendment of Bylaws

Section 8.01. These bylaws may be amended in the manner they were adopted or as set forth in the provisions of California Water Code, Division 15, Part 2, Chapter 2, as they now are or may hereafter be amended.

ARTICLE IX

Construction of Bylaws

Section 8.01. Unless otherwise stated in these Bylaws or unless the context otherwise requires, the definitions contained in Division 15 of the California Water Code shall govern the construction of these Bylaws. Without limiting the generality of the foregoing, the masculine gender includes the feminine and the neuter, the singular number includes the plural and the plural number includes the singular.

IN WITNESS WHERE OF these Bylaws have been duly adopted this 17th day of January, 2019.

| _____
Bill Mendelson Deby Provost
President, Board of Trustees
Reclamation District No. 828

ATTEST:

| _____
DANIEL J. SCHROEDER ANDY PINASCO, Secretary
Reclamation District No. 828

ITEM 10

**RECLAMATION DISTRICT NO. 828
WEBER TRACT
BOARD OF TRUSTEES MEETING
TUESDAY, APRIL 24, 2023
1:30 PM
ENGINEER'S REPORT**

I. PLAN REVIEW

- a. Review Plan submittal for Ron Edwards 1505 W. Walnut Avenue.

EXHIBIT A: EMAIL correspondence with Zachary C. Wong relative to plan submittal.

II. CITY OF STOCKTON BUENA VISTA PUMP STATION

- a. Review repair work being done by the City of Stockton at the Pump Station and potential affect to the District's Levee

EXHIBIT B: Photos from KSN Daily Field Report.

III. HOMELESS ENCAMPMENTS ALONG DISTRICT LEVEE

- a. Review the homeless activity along the District's levee including tree cutting and debris piles and excavations into levee.

EXHIBIT C: Photos from KSN Daily Field Report.

IV. SAN JOAQUIN AREA FLOOD CONTROL AGENCY (SJAFCA)

- a. Review resultant Flood Map post Smith Canal Gate completion.

EXHIBIT D: Existing FEMA FIRM Map

EXHIBIT E: Existing FEMA FIRM Map color coated by KSN Inc.

EXHIBIT F: Corrected FEMA FIRM Map color coated by KSN Inc.

EXHIBIT G: Flood Depth Map by KSN Inc.

EXHIBIT H: Post Gate Preliminary FEMA FIRM by R&F Engineering

Exhibit A

Christopher H. Neudeck

From: Wong Engineers <admin@wongengineers.com>
Sent: Wednesday, March 29, 2023 4:31 PM
To: Christopher H. Neudeck
Cc: Ron@annuitypro.com
Subject: Re: Emailing: 3, 4, 5, WSS improvements at 1505 West Walnut (1), WSS improvements at 1505 West Walnut (2), WSS improvements at 1505 West Walnut (3), WSS improvements at 1505 West Walnut (4), WSS improvements at 1505 West Walnut (5), WSS improvements at...

CAUTION: This email originated from outside the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good afternoon Chris,

Thanks. I will include all as instructed. My proposal will be emailed this afternoon.

Sincerely,

Zachary C. Wong, President
RCE 48717, LS 7600



Wong Engineers, Inc.

Office Address: 4578 Feather River Drive, Suite A, Stockton, CA 95219

Mailing Address: 4719 Quail Lakes Drive, Suite G #337, Stockton, CA 95207

P: (209) 476-0011

From: Christopher H. Neudeck <cneudeck@ksninc.com>
Sent: Wednesday, March 29, 2023 2:40 PM
To: Wong Engineers <admin@wongengineers.com>
Cc: Ron@annuitypro.com <Ron@annuitypro.com>
Subject: Emailing: 3, 4, 5, WSS improvements at 1505 West Walnut (1), WSS improvements at 1505 West Walnut (2), WSS improvements at 1505 West Walnut (3), WSS improvements at 1505 West Walnut (4), WSS improvements at 1505 West Walnut (5), WSS improvements at 1505 W

Zach,

Here are the photos of Ron's construction activity on 1/25/23 that we need to get documented and surveyed.

Your message is ready to be sent with the following file or link attachments:

- 3
- 4
- 5
- WSS improvements at 1505 West Walnut (1)
- WSS improvements at 1505 West Walnut (2)
- WSS improvements at 1505 West Walnut (3)
- WSS improvements at 1505 West Walnut (4)
- WSS improvements at 1505 West Walnut (5)
- WSS improvements at 1505 West Walnut (6)

WSS improvements at 1505 West Walnut (7)

1
2

Note: To protect against computer viruses, e-mail programs may prevent sending or receiving certain types of file attachments. Check your e-mail security settings to determine how attachments are handled.

KSN inc. **KJELDEN SINNOCK NEUDECK**
CIVIL ENGINEERS & LAND SURVEYORS

Christopher H. Neudeck, P.E.
President
711 N. Pershing Ave. Stockton CA 95203
p 209 946-0268 f 209 946-0296 m 209 481-0316 h 209 948-8479
cneudeck@ksninc.com www.ksninc.com



The trusted firm for delivering the right solution for our clients' needs.

Christopher H. Neudeck

From: Wong Engineers <admin@wongengineers.com>
Sent: Wednesday, March 29, 2023 3:00 PM
To: Christopher H. Neudeck
Cc: Ron@annuitypro.com
Subject: Re: 1505 W. Walnut Avenue, Stockton, CA

CAUTION: This email originated from outside the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good afternoon Chris,

Thanks for taking my call. Per our conversation, a levee cross section and topographic survey of the improvements located on the levee will be the scope of work. I am copying Mr. Edwards and I will work with him to provide a proposal for the work required.

Sincerely,

Zachary C. Wong, President
RCE 48717, LS 7600



Wong Engineers, Inc.

Office Address: 4578 Feather River Drive, Suite A, Stockton, CA 95219
Mailing Address: 4719 Quail Lakes Drive, Suite G #337, Stockton, CA 95207
P: (209) 476-0011

From: Christopher H. Neudeck <cneudeck@ksninc.com>
Sent: Wednesday, March 29, 2023 2:00 PM
To: Wong Engineers <admin@wongengineers.com>
Cc: Ron@annuitypro.com <Ron@annuitypro.com>
Subject: RE: 1505 W. Walnut Avenue, Stockton, CA

So sorry Zach again. I am available today up till 4:15 PM today then tomorrow 4:30 -7:00 AM then 9:30-noon



Christopher H. Neudeck , P.E.
President
711 N. Pershing Ave. Stockton CA 95203
p 209 946-0268 f 209 946-0296 m 209 481-0316 h 209 948-8479
cneudeck@ksninc.com www.ksninc.com



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From: Wong Engineers <admin@wongengineers.com>
Sent: Wednesday, March 29, 2023 8:11 AM
To: Christopher H. Neudeck <cneudeck@ksninc.com>
Cc: Ron@annuitypro.com
Subject: Re: 1505 W. Walnut Avenue, Stockton, CA

CAUTION: This email originated from outside the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good morning Chris,
Yes. Thanks for following up. I am available until 9:30 AM.

Sincerely,

Zachary C. Wong, President
RCE 48717, LS 7600



Wong Engineers, Inc.

Office Address: 4578 Feather River Drive, Suite A, Stockton, CA 95219
Mailing Address: 4719 Quail Lakes Drive, Suite G #337, Stockton, CA 95207
P: (209) 476-0011

From: Christopher H. Neudeck <cneudeck@ksninc.com>
Sent: Wednesday, March 29, 2023 5:58 AM
To: Wong Engineers <admin@wongengineers.com>
Cc: Ron@annuitypro.com <Ron@annuitypro.com>
Subject: RE: 1505 W. Walnut Avenue, Stockton, CA

Zack, I am sorry I did not get back to you yesterday like I promised. Unfortunately, the day got away from me. Do you have time for a quick call this morning?



Christopher H. Neudeck, P.E.
President
711 N. Pershing Ave. Stockton CA 95203
p 209 946-0268 f 209 946-0296 m 209 481-0316 h 209 948-8479
cneudeck@ksninc.com www.ksninc.com



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From: Christopher H. Neudeck
Sent: Sunday, March 26, 2023 11:09 AM
To: Wong Engineers <admin@wongengineers.com>
Cc: Ron@annuitypro.com
Subject: Re: 1505 W. Walnut Avenue, Stockton, CA

Zack I am out of State this Monday but will call upon my return on Tuesday

Thanks from Christopher H. Neudeck's Mobile

On Mar 25, 2023, at 10:40 AM, Wong Engineers <admin@wongengineers.com> wrote:

CAUTION: This email originated from outside the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good morning Chris,

I hope all is well. I was contacted by Mr. Ron Edwards on the property located above. He has asked me to speak with you on land surveying that you need for the levee. Can you provide me with a scope of work that needs to be done? I sent this on Friday, but I had the wrong email address. Have a nice weekend. I will be in the office on Monday. Feel free to contact to discuss. Thanks.

Sincerely,
Zack

Zachary C. Wong, President
RCE 48717, LS 7600

Christopher H. Neudeck

From: Christopher H. Neudeck
Sent: Wednesday, March 29, 2023 2:41 PM
To: Wong Engineers
Cc: Ron@annuitypro.com
Subject: Emailing: 3, 4, 5, WSS improvements at 1505 West Walnut (1), WSS improvements at 1505 West Walnut (2), WSS improvements at 1505 West Walnut (3), WSS improvements at 1505 West Walnut (4), WSS improvements at 1505 West Walnut (5), WSS improvements at 1505 W
Attachments: 3.jpg; 4.jpg; 5.jpg; WSS improvements at 1505 West Walnut (1).jpg; WSS improvements at 1505 West Walnut (2).jpg; WSS improvements at 1505 West Walnut (3).jpg; WSS improvements at 1505 West Walnut (4).jpg; WSS improvements at 1505 West Walnut (5).jpg; WSS improvements at 1505 West Walnut (6).jpg; WSS improvements at 1505 West Walnut (7).jpg; 1.jpg; 2.jpg

Zach,

Here are the photos of Ron's construction activity on 1/25/23 that we need to get documented and surveyed.

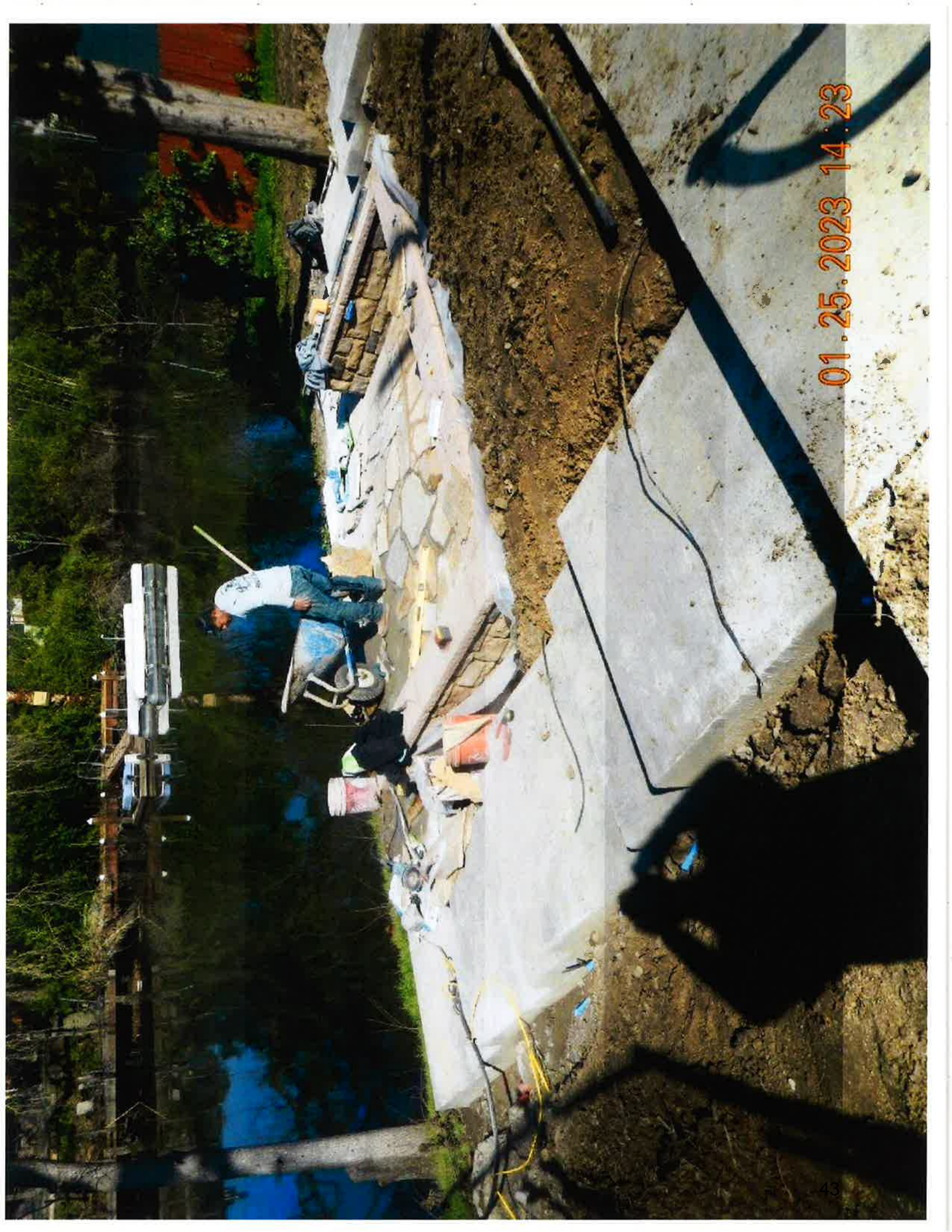
Your message is ready to be sent with the following file or link attachments:

3
4
5
WSS improvements at 1505 West Walnut (1) WSS improvements at 1505 West Walnut (2) WSS improvements at 1505 West Walnut (3) WSS improvements at 1505 West Walnut (4) WSS improvements at 1505 West Walnut (5) WSS improvements at 1505 West Walnut (6) WSS improvements at 1505 West Walnut (7)
1
2

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01.25.2023 14:22





01.25.2023 14:23

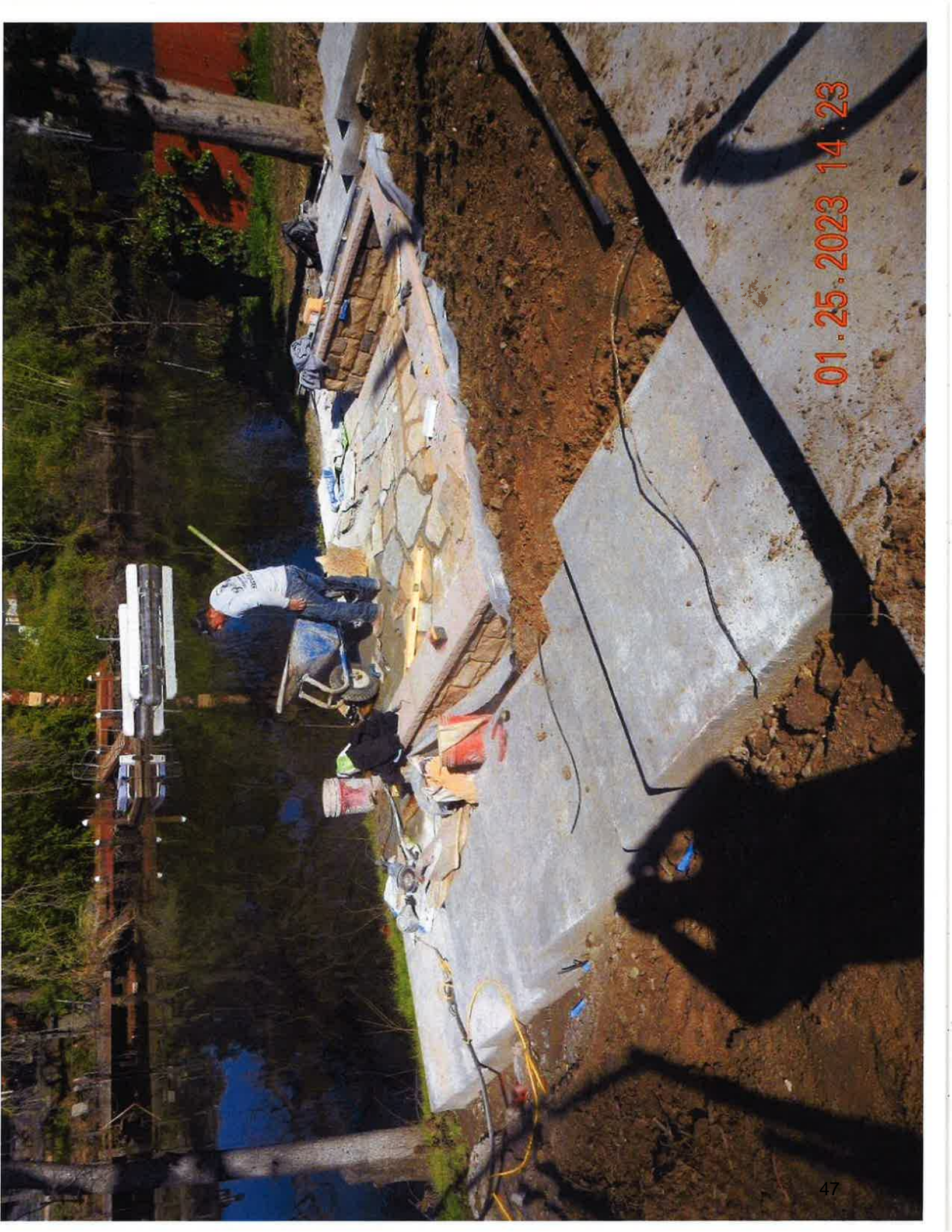




01.25.2023 14:21



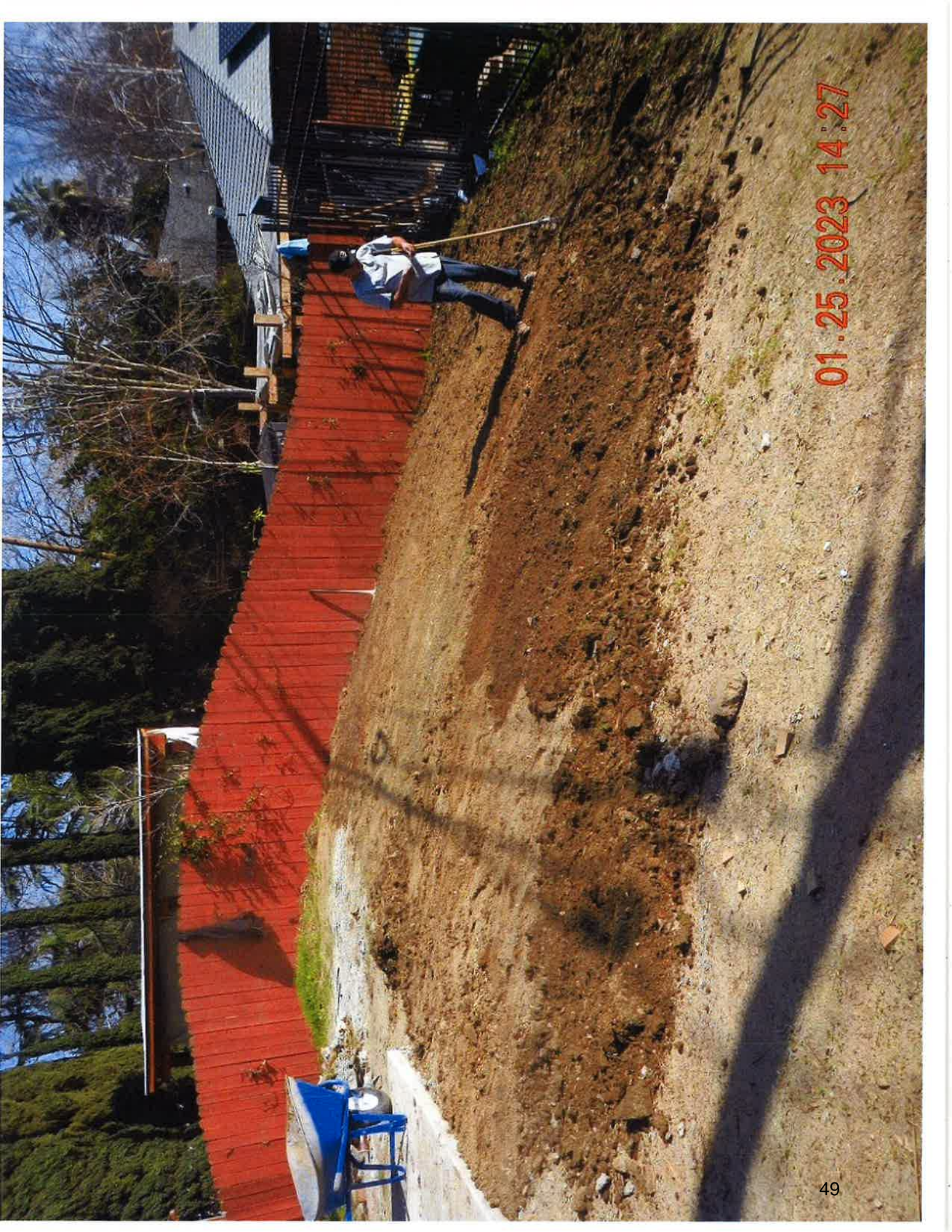
01.25.2023 14:23



01.25.2023 14:23



01.25.2023 14:26



01.25.2023 14:27



Exhibit B



04:24:2023 08:44



SIDEWALK
CLOSED

04.24.2023 08:44



04.24.2023 08:45

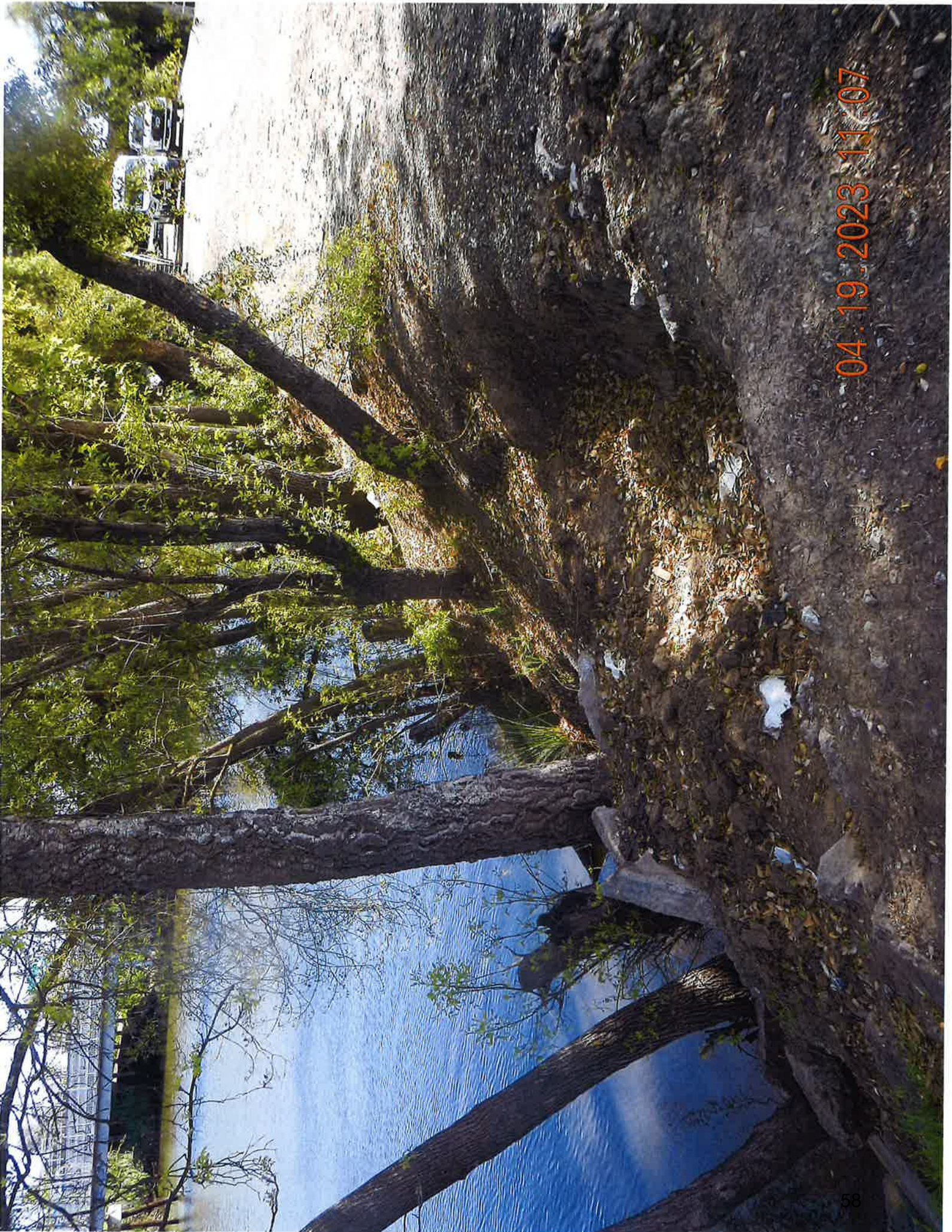


04.24.2023 08:45

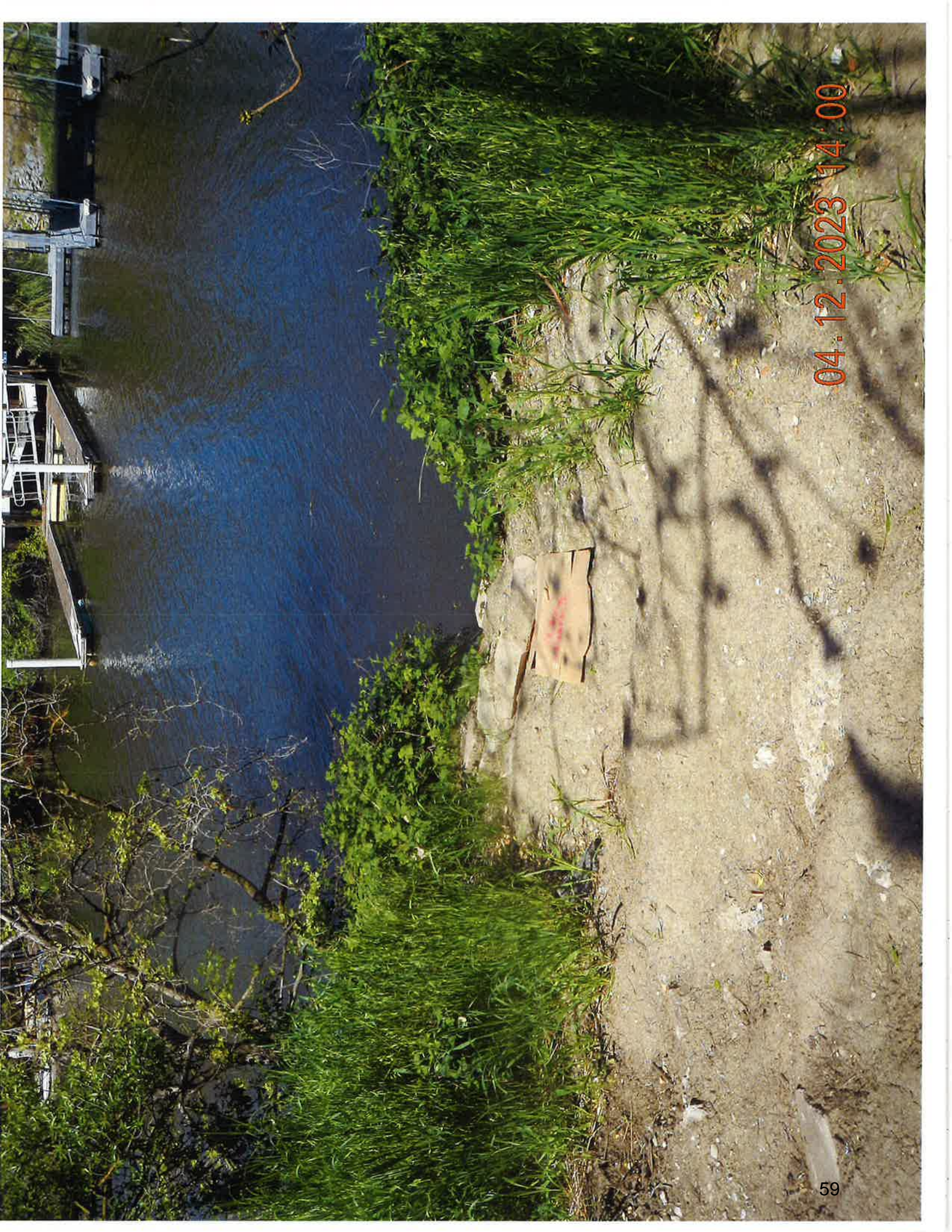
Exhibit C



04-19-2023 11:15



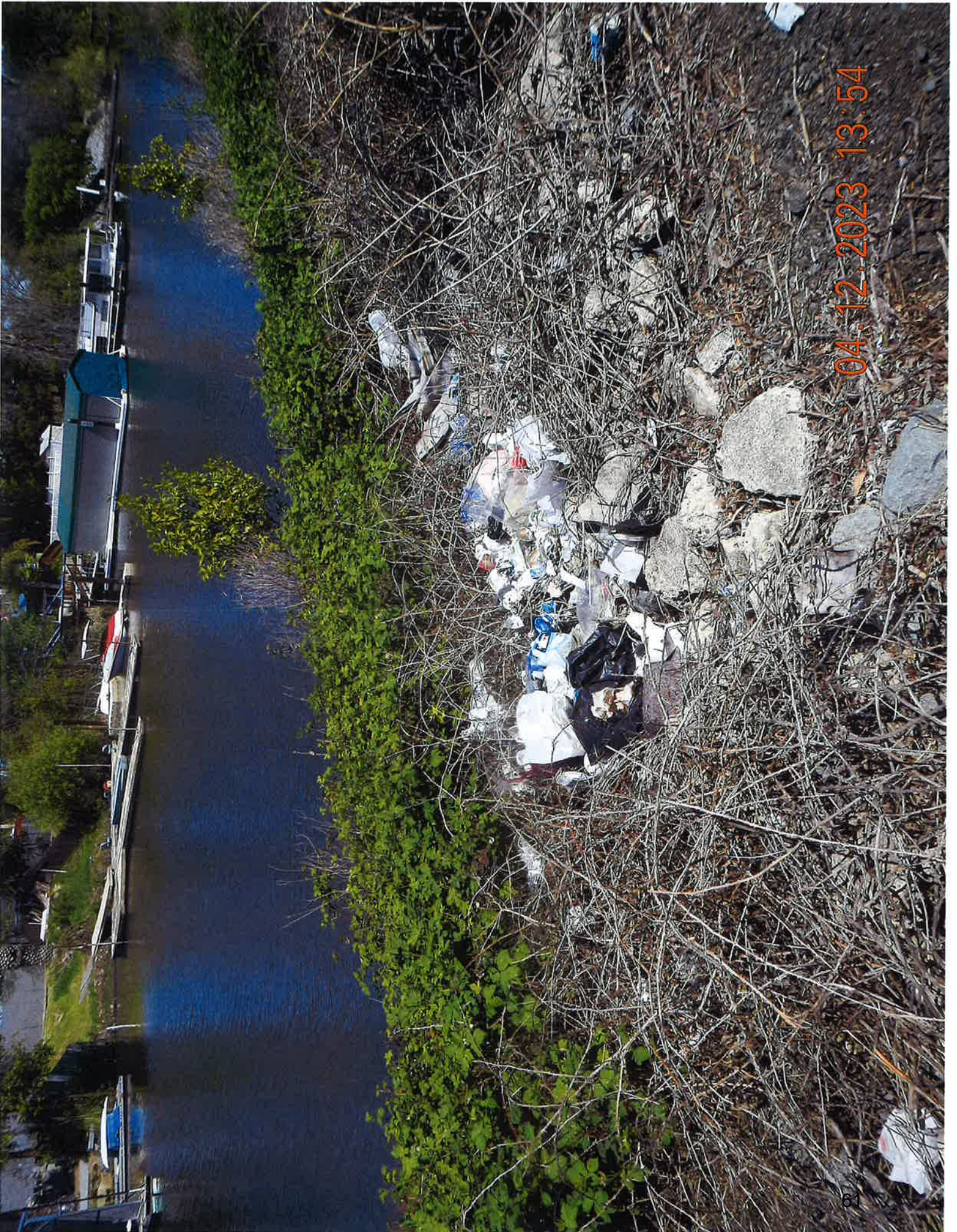
04.19.2023 11:07



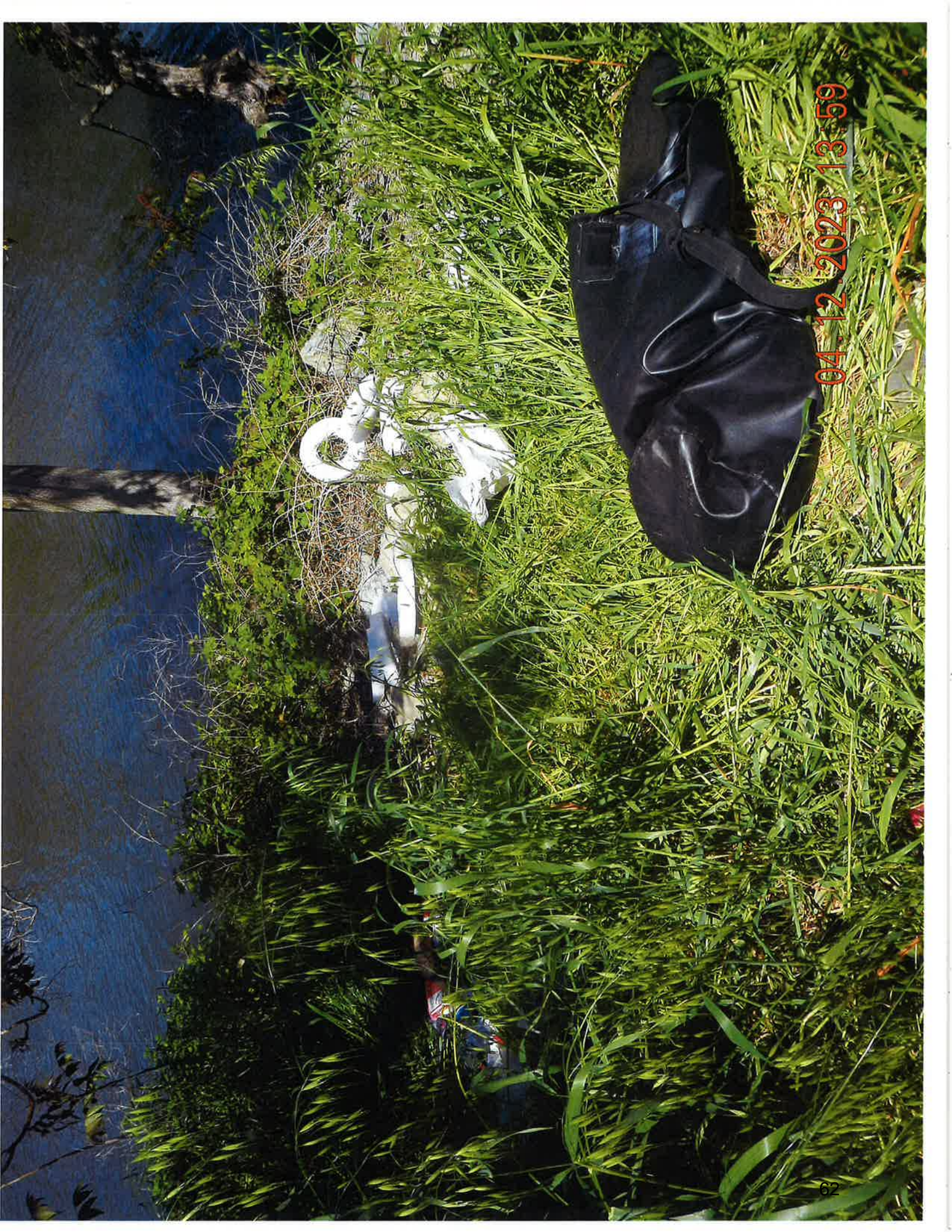
04.12.2023 14:00



04.12.2023 13:58



04.12.2023 13:54



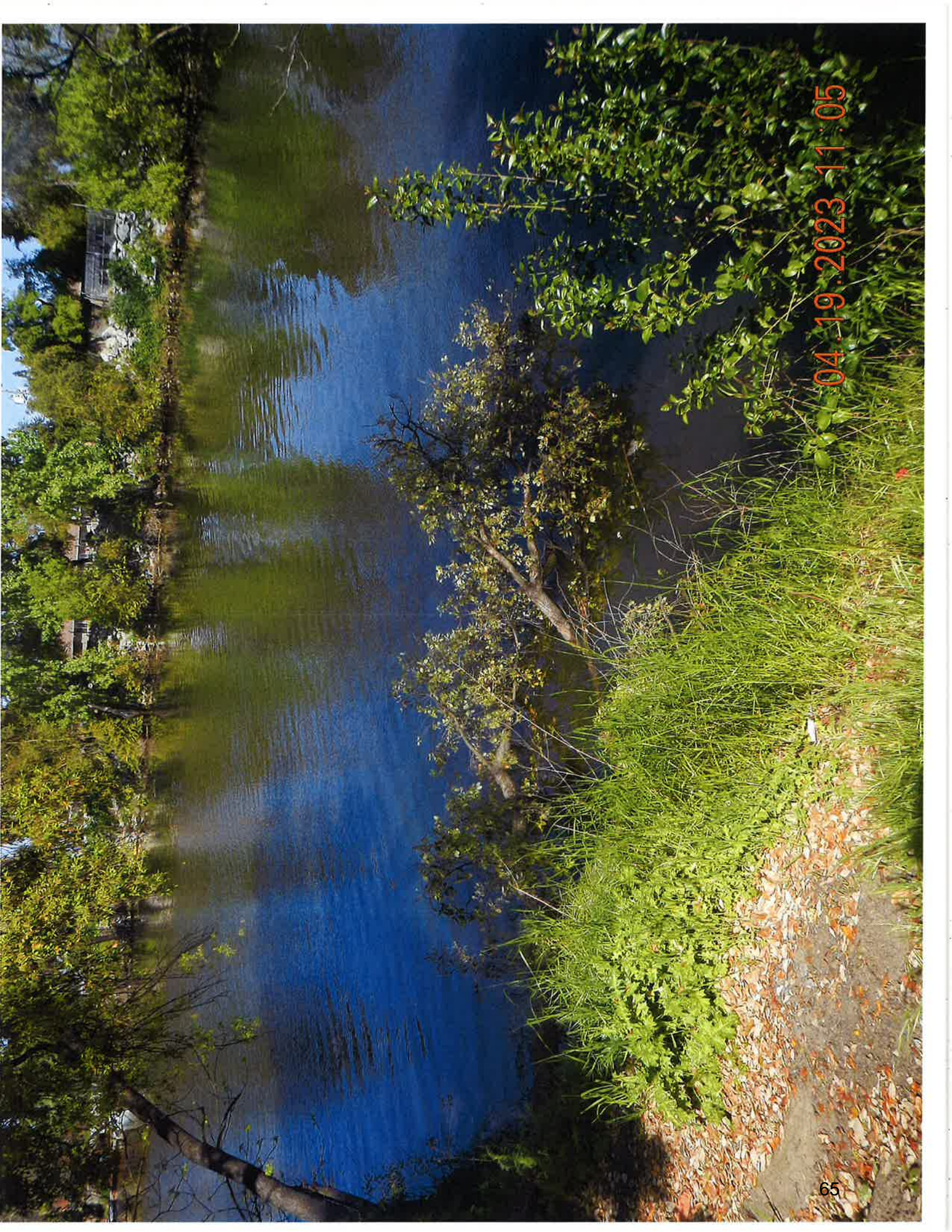
04.12.2023 13:59



04.19.2023 11:04



04.19.2023 11:05



04.19.2023 11:05

Exhibit D

NOTES TO USERS

This map is for use in administering the National Flood Insurance Program. It does not necessarily identify all areas subject to flooding, particularly from local drainage sources of small size. The community map repository should be consulted for possible updated or additional flood hazard information.

To obtain more detailed information in areas where Base Flood Elevations (BFEs) and/or floodways have been determined, users are encouraged to consult the Flood Profiles and Floodway Data and/or Summary of Stillwater Elevations tables contained within the Flood Insurance Study (FIS) report that accompanies this FIRM. Users should be aware that BFEs shown on the FIRM represent rounded whole-foot elevations. These BFEs are intended for flood insurance rating purposes only and should not be used as the sole source of flood elevation information. Accordingly, flood elevation data presented in the FIS report should be utilized in conjunction with the FIRM for purposes of construction and/or floodplain management.

Coastal Base Flood Elevations shown on this map apply only to landward of 0' North American Vertical Datum of 1988 (NAVD 88). Users of this FIRM should be aware that coastal flood elevations are also provided in the Summary of Stillwater Elevations table in the Flood Insurance Study Report for this jurisdiction. Elevations shown in the Summary of Stillwater Elevations table should be used for construction, and/or floodplain management purposes when they are higher than the elevations shown on this FIRM.

Boundaries of the floodways were computed at cross sections and interpolated between cross sections. The floodways were based on hydraulic considerations with regard to requirements of the National Flood Insurance Program. Floodway widths and other pertinent floodway data are provided in the Flood Insurance Study report for this jurisdiction.

Certain areas not in Special Flood Hazard Areas may be protected by flood control structures. Refer to Section 2.4 "Flood Protection Measures" of the Flood Insurance Study report for information on flood control structures in this jurisdiction.

The projection used in the preparation of this map was Universal Transverse Mercator (UTM) Zone 10N. The horizontal datum was NAD83, GR80 spheroid. Differences in datum application or UTM zone use in the production of FIRMs for adjacent jurisdictions may result in slight positional differences in map features across jurisdiction boundaries. These differences do not affect the accuracy of this FIRM.

Flood elevations on this map are referenced to the North American Vertical Datum of 1988. These flood elevations must be compared to structure and ground elevations referenced to the same vertical datum. For information regarding conversion between the National Geodetic Survey datum of 1929 and the North American Vertical Datum of 1988, visit the National Geodetic Survey website at <http://www.ngs.noaa.gov> or contact the National Geodetic Survey at the following address:

NGS Information Services
NOAA, NINGS12
National Geodetic Survey, SSMC-3, #9202
1315 East-West Highway
Silver Spring, Maryland 20910-3282
(301) 713-3242

To obtain current elevation, description, and/or location information for bench marks shown on this map, please contact the Information Services Branch of the National Geodetic Survey at (301) 713-3242, or visit their website at <http://www.ngs.noaa.gov/>

Base map information shown on this FIRM was derived from multiple sources. This information was compiled from the U.S. Geological Survey, 2002, National Geodetic Survey, 2002, City of Lathrop, 1997, City of Manteca, Department of Public Works, 2001, and San Joaquin County Community Development Department, 2008. Additional information was photogrammetrically compiled at a scale of 1:12,000 from U.S. Geological Survey aerial photography dated 1989, 1993 and 2002.

This map reflects more detailed and up-to-date stream channel configurations than those shown on the previous FIRM for this jurisdiction. The floodplains and floodways that were transferred from the previous FIRM may have been adjusted to conform to these new stream channel configurations. As a result, the Flood Profiles and Floodway Data tables in the Flood Insurance Study report (which contains authoritative hydraulic data) may reflect stream channel distances that differ from what is shown on this map.

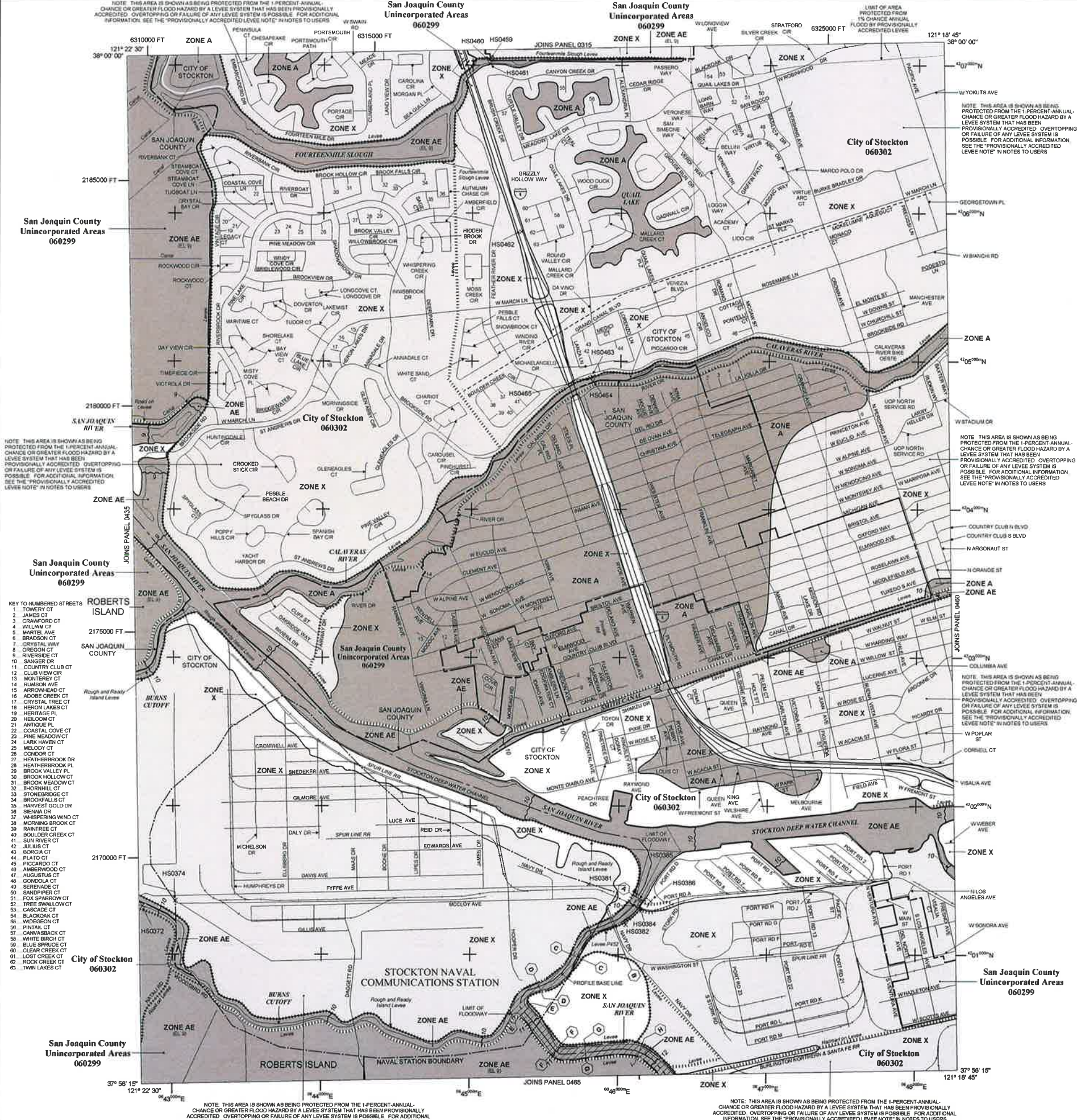
Corporate limits shown on this map are based on the best data available at the time of publication. Because changes due to annexations or de-annexations may have occurred after this map was published, map users should contact appropriate community officials to verify current corporate limit locations.

Please refer to the separately printed Map Index for an overview map of the county showing the layout of map panels; community map repository addresses; and a listing of Communities table containing National Flood Insurance Program dates for each community as well as a listing of the panels on which each community is located.

Contact the FEMA Map Service Center at 1-800-358-9618 for information on available products associated with this FIRM. Available products may include previously issued Letters of Map Change, a Flood Insurance Study report, and/or digital versions of this map. The FEMA Map Service Center may also be reached by Fax at 1-800-358-9620 and their website at <http://www.msc.fema.gov/>.

If you have questions about this map or questions concerning the National Flood Insurance Program in general, please call 1-877-FEMA-MAP (1-877-336-2627) or visit the FEMA website at <http://www.fema.gov/>

Provisionally Accredited Levee Notes to Users: Check with your local community to obtain more information, such as the estimated level of protection provided (which may exceed the 1-percent-annual-chance level) and Emergency Action Plan, on the levee system(s) shown as providing protection for areas on this panel. To maintain accreditation, the levee owner or community is required to submit the data and documentation necessary to comply with Section 65.10 of the NFIP regulations by August 23, 2009, for the Fourteenmile Slough Levee (east of Interstate 5) and the Rough and Ready Island Levees, August 23, 2010, for Levee P452 (along the northwest boundary of Reclamation District 404), and March 30, 2010, for all other levees. If the community or owner does not provide the necessary data and documentation or if the data and documentation provided indicate the levee system does not comply with Section 65.10 requirements, FEMA will revise the flood hazard and risk information for this area to reflect de-accreditation of the levee system. To mitigate flood risk in residual risk areas, property owners and residents are encouraged to consider flood insurance and floodproofing or other protective measures. For more information on flood insurance, interested parties should visit the FEMA Website at <http://www.fema.gov/business/nfip/index.shtml>.



- KEY TO NUMBERED STREETS**
1. TOWERY CT
 2. JAMES CT
 3. CRAWFORD CT
 4. WILLIAM CT
 5. MARTEL AVE
 6. BRADSON CT
 7. CRYSTAL WAY
 8. OREGON CT
 9. RIVERSIDE CT
 10. SANGER DR
 11. COUNTRY CLUB CT
 12. CLUB VIEW DR
 13. MONTEVIE CT
 14. RUMSON AVE
 15. ARROWHEAD CT
 16. ADORBE CREEK CT
 17. CRYSTAL TREE CT
 18. HERON LAKES CT
 19. HERITAGE PL
 20. HELLOM CT
 21. ANTIQUE PL
 22. COASTAL COVE CT
 23. PINE MEADOW CT
 24. LARK HAVEN CT
 25. MELODY CT
 26. CONCORD
 27. HEATHERBROOK DR
 28. HEATHERBROOK PL
 29. BROOK VALLEY PL
 30. BROOK HOLLOW CT
 31. MORNING BROOK CT
 32. THORNHILL CT
 33. STONESBROGE CT
 34. BROOKFALLS CT
 35. HARVEST GOLD DR
 36. SIENA DR
 37. WHISPERING WIND CT
 38. MORNING BROOK CT
 39. RAIN TREE CT
 40. BOULDER CREEK CT
 41. SUN RIVER CT
 42. JULIUS CT
 43. BOKER CT
 44. PLATO CT
 45. PICCARDO CT
 46. AMBERWOOD CT
 47. AUGUSTUS CT
 48. GONDOLA CT
 49. SERENADE CT
 50. SANDPiper CT
 51. FOX SPARRROW CT
 52. TREE SWALLOW CT
 53. CASCADE CT
 54. BLACKOAK CT
 55. WEDGEON CT
 56. PRINCE CT
 57. CANVASBACK CT
 58. WHITE BIRCH CT
 59. BLUE SPRUCE CT
 60. CLEAR CREEK CT
 61. LOST CREEK CT
 62. ROCK CREEK CT
 63. TWIN LAKES CT

LEGEND

SPECIAL FLOOD HAZARD AREAS (SFHAs) SUBJECT TO INUNDATION BY THE 1% ANNUAL CHANCE FLOOD

The 1% annual chance flood (100-year flood) also known as the base flood is the flood that has a 1% chance of being equaled or exceeded in any given year. The Special Flood Hazard Area is the area subject to flooding by the 1% annual chance flood. Areas of Special Flood Hazard include Zones A, AE, AH, AO, AR, AS9, V, and VE. The Base Flood Elevation is the water-surface elevation of the 1% annual chance flood.

ZONE A No Base Flood Elevations determined.

ZONE AE Base Flood Elevations determined.

ZONE AH Flood depths of 1 to 3 feet (usually areas of ponds); Base Flood Elevations determined.

ZONE AO Flood depths of 1 to 3 feet (usually sheet flow on sloping terrain); average depths determined. For areas of shallow fan flooding, velocities also determined.

ZONE AR Special Flood Hazard Area formerly protected from the 1% annual chance flood by a flood control system that was subsequently determined to be deficient. Zone AR indicates that the former flood control system is being removed to provide protection from the 1% annual chance or greater flood.

ZONE AS9 Area to be protected from 1% annual chance flood by a Federal flood protection system under construction; no Base Flood Elevations determined.

ZONE VE Coastal flood zone with velocity hazard (wave action); no Base Flood Elevations determined.

ZONE VE Coastal flood zone with velocity hazard (wave action); Base Flood Elevations determined.

FLOODWAY AREAS IN ZONE AE

The floodway is the channel of a stream plus any adjacent floodplain area that must be kept free of encroachment so that the 1% annual chance flood can be carried without substantial increases in flood heights.

OTHER FLOOD AREAS

ZONE X Areas of 0.2% annual chance flood; areas of 1% annual chance flood with average depths of less than 1 foot or with drainage areas less than 1 square mile, and areas protected by levees from 1% annual chance flood.

OTHER AREAS

ZONE X Areas determined to be outside the 0.2% annual chance floodplains. Areas in which flood hazards are undetermined, but possible.

ZONE D Areas determined to be outside the 0.2% annual chance floodplains. Areas in which flood hazards are undetermined, but possible.

COASTAL BARRIER RESOURCES SYSTEM (CBRS) AREAS

OTHERWISE PROTECTED AREAS (OPAs)

CBRS areas and OPAs are normally located within or adjacent to Special Flood Hazard Areas.

Floodplain boundary

Floodway boundary

Zone D Boundary

Boundary dividing Special Flood Hazard Areas of different Base Flood Elevations, Flood depths or Flood velocities.

513 Base Flood Elevation line and value; elevation in feet (SL 087)

23 Cross section line

97° 07' 30", 32° 27' 30" Geographic coordinates referenced to the North American Datum of 1983 (NAD 83), Western Hemisphere

76mE 1000-meter Universal Transverse Mercator grid values, zone 10

60000 FT 5000-foot grid ticks; California State Plane coordinate system, zone 10 (TPSZONE 0903), Lambert Conformal Conic Projection

DX5510 Bench mark (see explanation in Notes to Users section of this FIRM panel)

M15 River Mile

MAP REPOSITORIES

Refer to Map Repositories list on Map Index.

EFFECTIVE DATE OF COUNTRYWIDE FLOOD INSURANCE RATE MAP PANEL

October 16, 2009

EFFECTIVE DATE(S) OF REVISION(S) TO THIS PANEL

MAP SCALE 1" = 1000'

300 0 300 600 FEET
300 0 300 600 METERS

NATIONAL FLOOD INSURANCE PROGRAM

PANEL 0455F

FIRM

FLOOD INSURANCE RATE MAP

SAN JOAQUIN COUNTY, CALIFORNIA AND INCORPORATED AREAS

PANEL 455 OF 950

(SEE MAP INDEX FOR FIRM PANEL LAYOUT)

CONTAINS:

COMMUNITY	NUMBER	PANEL	SUFFIX
SAN JOAQUIN COUNTY	060298	0455	F
STOCKTON, CITY OF	060302	0455	F

Notice to User: The Map Number shown below should be used when placing map orders. The Community Number shown above should be used on insurance applications for the subject community.

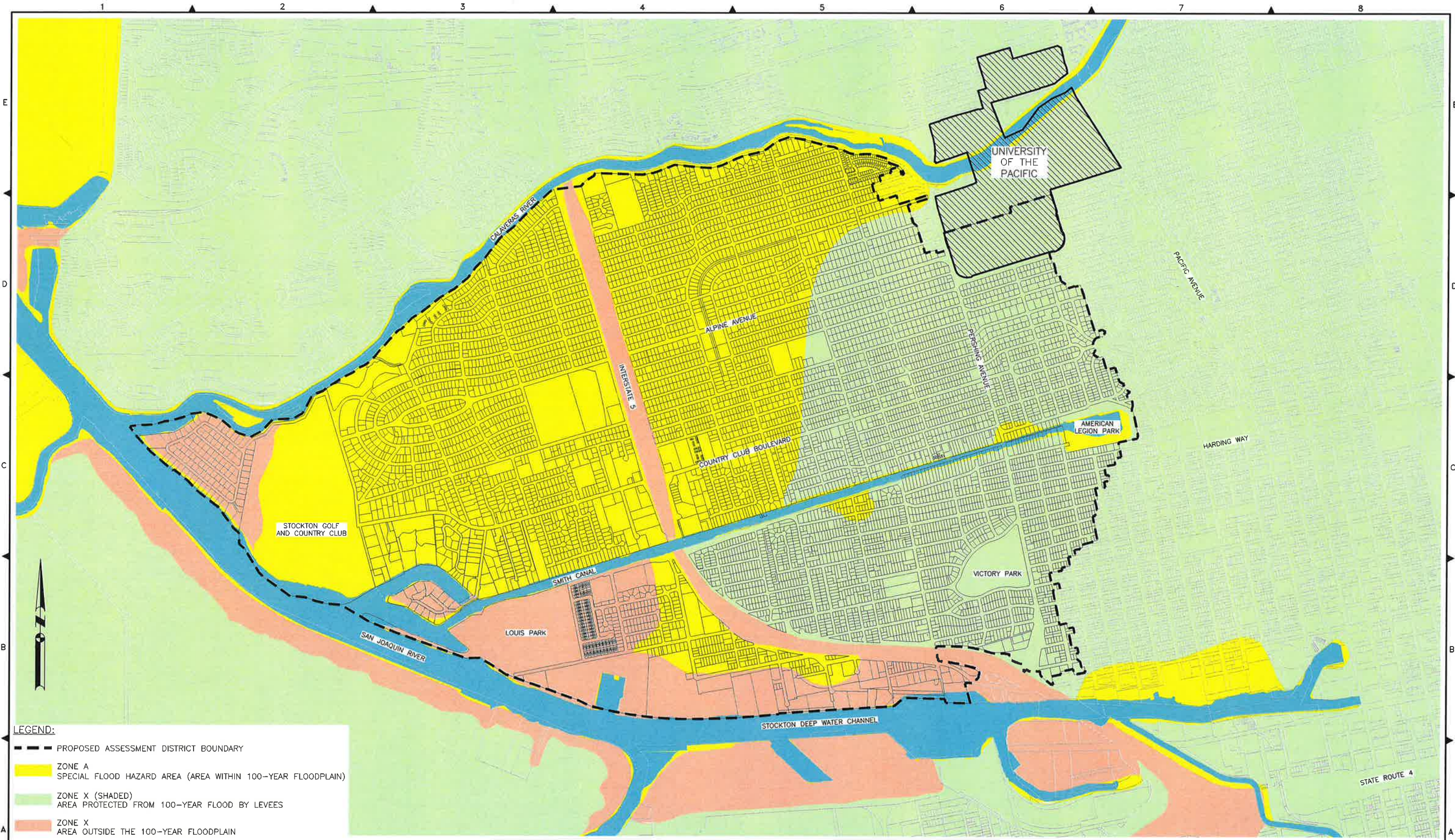
MAP NUMBER
06077C0455F

EFFECTIVE DATE
OCTOBER 16, 2009

Federal Emergency Management Agency

Exhibit E

FILE SPEC: P:\2091_SJAFCA_ID\002_Phase_2_Smith_Canal_Prop_218\05_Civil\SJAFCA_FIRM.dwg
 PLOT DATE: Mar 06, 2013 - 6:00pm



LEGEND:

- PROPOSED ASSESSMENT DISTRICT BOUNDARY
- ZONE A
SPECIAL FLOOD HAZARD AREA (AREA WITHIN 100-YEAR FLOODPLAIN)
- ZONE X (SHADED)
AREA PROTECTED FROM 100-YEAR FLOOD BY LEVEES
- ZONE X
AREA OUTSIDE THE 100-YEAR FLOODPLAIN

K S N
KJELDSSEN SINNOCK NEUDECK
 INC.
 Civil Engineers and Land Surveyors
 Post Office Box 844
 711 N. Pershing Avenue
 Stockton, CA 95201-0844
 Office: (209) 946-0268
 Faxes: (209) 946-0296
 E-mail: KSN@ksninc.com

SAN JOAQUIN AREA FLOOD CONTROL AGENCY
SMITH CANAL AREA ASSESSMENT DISTRICT
 STOCKTON, CALIFORNIA
EXISTING FLOOD INSURANCE RATE MAP
 FEDERAL EMERGENCY MANAGEMENT AGENCY

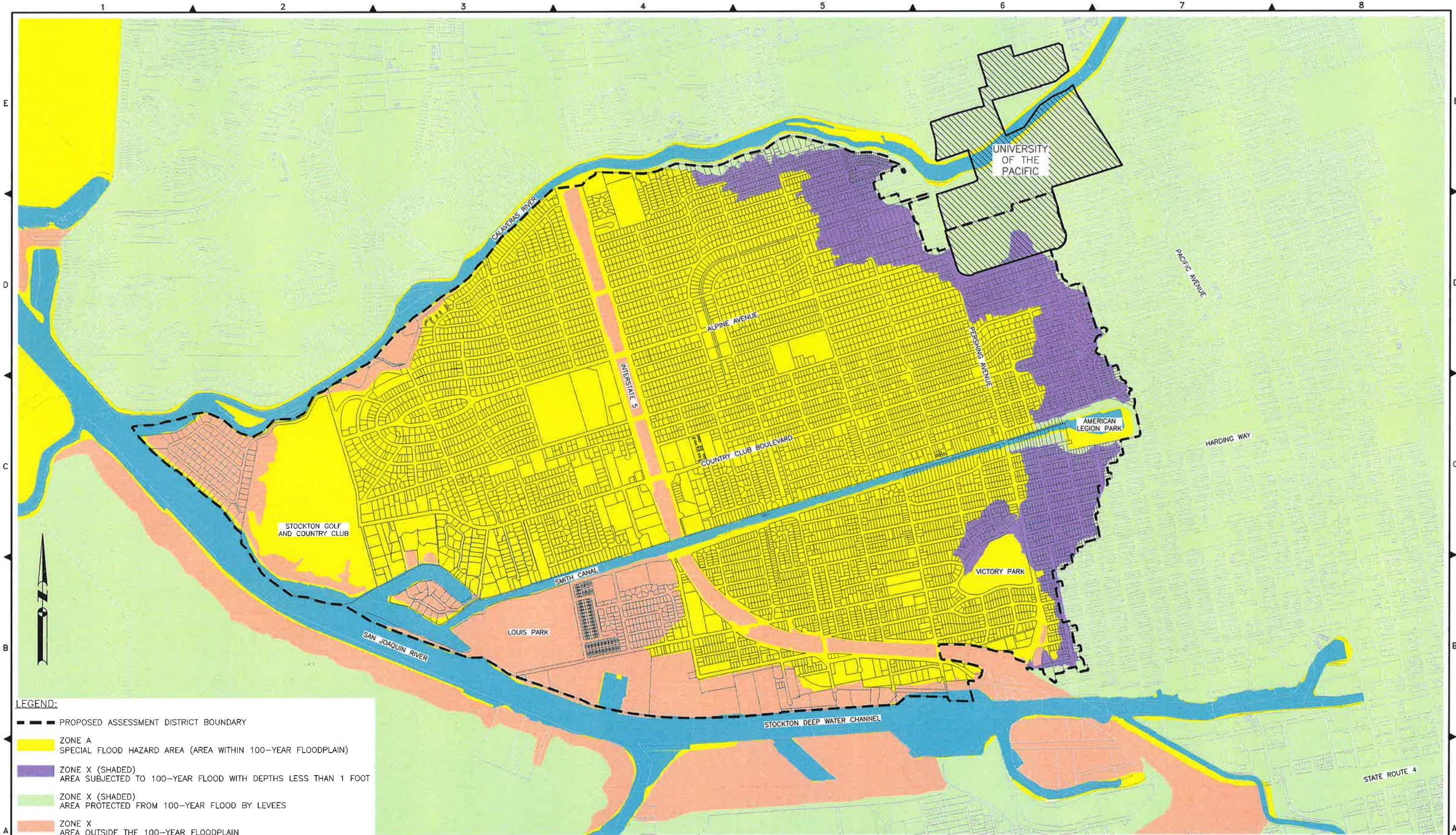
Revisions				
No.	Description	Date	By	Aprvd. By

Design
 Drawn EEA
 Check CHN
 Scale
 1" = 800'
 Original Drawing Scale
 0 1/2" 1"

Date
 MARCH 2013
 Sheet Number
 1 Of 2
 Project File No.
 2091-0062

Exhibit F

FILE SPEC: P:\2091_SJA\FCA_IDIQ\062_Phase_2_Smith_Canal_Prop_218\05_Civil_SJA\FCA_FIRM.dwg
 PLOT DATE: Mar 08, 2013 - 6:00am



LEGEND:

- PROPOSED ASSESSMENT DISTRICT BOUNDARY
- ZONE A
SPECIAL FLOOD HAZARD AREA (AREA WITHIN 100-YEAR FLOODPLAIN)
- ZONE X (SHADED)
AREA SUBJECT TO 100-YEAR FLOOD WITH DEPTHS LESS THAN 1 FOOT
- ZONE X (SHADED)
AREA PROTECTED FROM 100-YEAR FLOOD BY LEVEES
- ZONE X
AREA OUTSIDE THE 100-YEAR FLOODPLAIN

KSN KJELDSSEN
 SINNOCK
 NEUDECK
 INC. Civil Engineers
 and Land Surveyors

Post Office Box 844
 711 N. Pershing Avenue
 Stockton, CA 95201-0844
 Office: (209) 946-0268
 Faxes: (209) 946-0296
 E-mail: KSN@ksninc.com

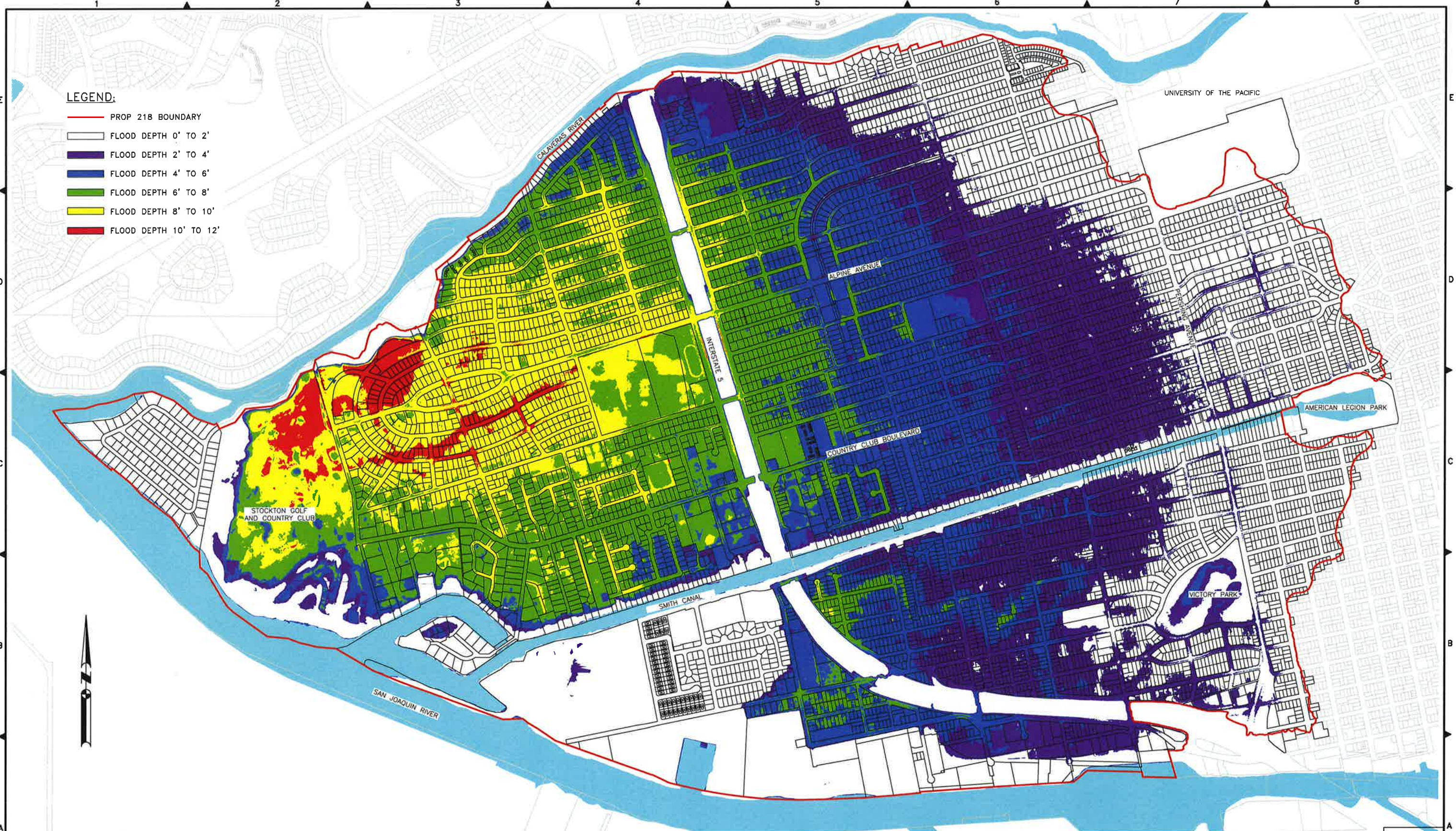
SAN JOAQUIN AREA FLOOD CONTROL AGENCY
 SMITH CANAL AREA ASSESSMENT DISTRICT
 STOCKTON, CALIFORNIA

**PRELIMINARY
 FLOOD INSURANCE RATE MAP**
 FEDERAL EMERGENCY MANAGEMENT AGENCY

Revisions				Design	Scale	Date
No.	Description	Date	By			
				EAA	1" = 800'	MARCH 2013
						CHN
						Project File No. 2091-0662

Exhibit G

FILE SPEC: P:\2091_SIAFCA_IDIQ\0061_Smith_Canal_Prop_218\05_Civil\Flood Depths.dwg
 PLOT DATE: Mar 31, 2011 - 9:08am



- LEGEND:**
- PROP 218 BOUNDARY
 - FLOOD DEPTH 0' TO 2'
 - FLOOD DEPTH 2' TO 4'
 - FLOOD DEPTH 4' TO 6'
 - FLOOD DEPTH 6' TO 8'
 - FLOOD DEPTH 8' TO 10'
 - FLOOD DEPTH 10' TO 12'

PRELIMINARY
 NOT FOR CONSTRUCTION
 - FOR STUDY ONLY -

K S N INC.
KJELDEN SINNOCK NEUDECK
 Civil Engineers and Land Surveyors
 Post Office Box 844
 711 N. Pershing Avenue
 Stockton, CA 95201-0844
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 E-mail: KSN@ksninc.com

SAN JOAQUIN AREA FLOOD CONTROL AGENCY
SMITH CANAL CLOSURE PROJECT
STOCKTON, CALIFORNIA

FLOOD DEPTHS

Revisions				Design	Scale	Date
No.	Description	Date	By			
				EEA	1" = 600' Original Drawing Scale 0 1/2" 1"	MARCH 2011
				CHN		Sheet Number 1 Of 1
						Project File No. 2091-0061

Exhibit H

Christopher H. Neudeck

From: Juan Neira <Juan.Neira@stocktonca.gov>
Sent: Monday, April 24, 2023 10:52 AM
To: Christopher H. Neudeck
Cc: Chris Elias; Mike Rossiter
Subject: FW: RD 828 - April 25 Meeting
Attachments: 5. Topographic Work Map.pdf

CAUTION: This email originated from outside the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Chris,

We provided comments to FEMA regarding the isolated islands shown in the proposed maps i.e., isolated areas within Harding and San Juan Ave., Tuxedo Ave. and Pershing Ave., and the bigger area between Monroe to Argonaut streets around Fremont St.

FEMA's response was that they were:

- Drawn based on preliminary info
- Going to be removed once the project was completed, or
- Updated when the new map was produced, utilizing the updated LiDAR topographical data from DWR.

In addition, the 100-year residual floodplain analysis (provided and approved by FEMA) showed that these areas will be removed from the floodplain by the project.

--Based on the attached drawing: most parcels in this island (around Harding Way) may see some street flooding.

However, a few parcels may have some localized flooding (1-1.25'), but FEMA maps won't go to that granular level.

From: Christopher H. Neudeck <cneudeck@ksninc.com>

Sent: Monday, April 24, 2023 5:16 AM

To: Chris Elias <Chris.Elias@stocktonca.gov>; Juan Neira <Juan.Neira@stocktonca.gov>; Mike Rossiter <mrossiter@rfengineeringinc.com>

Subject: FW: RD 828 - April 25 Meeting

CAUTION: This email originated from outside the City of Stockton. Do not click any links or open attachments if this is unsolicited email.

Can one of you help me with this (see email below), I need to have an answer for RD 828 by tomorrow? Please let me know if you can.



Christopher H. Neudeck, P.E.
President

711 N. Pershing Ave. Stockton CA 95203
p 209 946-0268 f 209 946-0296 m 209 481-0316 h 209 948-8479
cneudeck@ksninc.com www.ksninc.com

The trusted firm for delivering the
right solution for our clients' needs.



From: Pinasco, Andy J. <apinasco@neumiller.com>

Sent: Friday, April 21, 2023 2:58 PM

To: Chris Elias <Chris.Elias@stocktonca.gov>

Cc: Christopher H. Neudeck <cneudeck@ksninc.com>

Subject: RD 828 - April 25 Meeting

CAUTION: This email originated from outside the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good afternoon Chris,

At the last RD 828 meeting (January 19, 2023) Trustee Provost requested further explanation regarding the island of the District that will remain in the flood plain after the Smith Canal Gate Project is completed. I seem to remember that the area in question was a small portion of Harding Way, which I believe is shown on the attached map. There may have been another map that Trustee Provost was referencing, but I do not have a copy of such if this is the case. In any event, will you be able to address this item at the upcoming RD 828 meeting on April 25, at 1:30p?

Please advise.



Thank you,

Andy









Andy Pinasco
Attorney at Law
P.O. Box 20 | Stockton, CA 95201-3020
3121 W. March Lane, Suite 100 | Stockton, CA 95219
Phone 209.948.8200 | Fax 209.948.4910
[Website](#) | [Profile](#) | [vCard](#) | [Facebook](#) | [LinkedIn](#)

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 Interior Drainage Watershed, Smith Canal Gate
 0 Ground Elevation Contours (NAVD88 FT)

Flood Depths [Feet]

 0.20 - 1.00
 1.00 - 1.25
 1.25 - 1.50
 1.50 - 1.75
 1.75 - 2.00
 > 2.00



PETERSON . BRUSTAD . INC
 ENGINEERING . CONSULTING

 1180 Iron Point Rd., Suite 260
 Folsom, CA 95630
 Phone: (916) 608-2212
 Fax: (916) 608-2232

Data References
 Ground Terrain:
 Central Valley Flood Evaluation Delineation Program (2009)
 Floodplain:
 Smith Canal 100-year Interior Drainage Analysis (2017)



0  0.5 Miles

San Joaquin Area Flood Control Agency

Smith Canal Ground Topography
 and 100-year Residual Floodplain



ITEM 11

[DATE]

Property Owner/Occupant

____ Walnut Street

Stockton, CA 95204

Re: Reclamation District 828 Levee

Dear Property Owner/Occupant;

I am the attorney for Reclamation District 828 ("District"), which covers the area generally known as Weber Tract, including Walnut Street. The District's Board of Trustees has directed me to send this letter to the owners/occupants of the property that abuts the District's Levee.

The District regulates the operation and maintenance of the levee located behind your property. It is important to remind you that prior to installing any structures or altering the condition of the levee behind your home, you must contact the District to ensure that your project will not degrade the integrity of the District's levee.

Should you have any questions involving structures or condition of the levee behind your home, please contact the District's Engineer, Chris Neudeck, at (209) 946-0268 or leave message on the District's telephone at (209) 948-8200.

Your cooperation is greatly appreciated.

Very truly yours,

ANDY PINASCO

Attorney at Law

[DATE]

Property Owner/Occupant

____ Shimizu Drive

Stockton, CA 95204

Re: Reclamation District 828 Levee

Dear Property Owner/Occupant;

I am the attorney for Reclamation District 828 ("District"), which covers the area generally known as Weber Tract, including the levee immediately adjacent to the Smith Canal on Shimizu Drive. The District's Board of Trustees has directed me to send this letter to the owners/occupants of the properties located on Shimizu Drive.

As you may be aware, the District regulates the operation and maintenance of the levees within the District, which includes the levee along Shimizu Drive directly north of your property. This section of levee along Shimizu Drive is unique, as the District also owns the property where the levee is located.

The District has received many reports of unlawful trespassing, unauthorized parking, and physical alterations on this specific levee section. It is important to remind you that physical trespass, unauthorized parking, or physical alterations made to this levee are strictly prohibited. Please be aware that the District will take all available actions to prevent this unlawful conduct to the furthest extent permissible by law.

Should you have any questions involving the levees within the District, please contact the District's Secretary, Andy Pinasco, at (209) 948-8200 or visit the District's website at www.rd828.com.

Your cooperation is greatly appreciated.

Very truly yours,

ANDY PINASCO

Attorney at Law

ITEM 16

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 to be Approved. 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.

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
- Adopt Subventions 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
Ron Edwards	November 28, 2022	First Friday of 12/2023
Deby Provost	First Friday 12/2019	First Friday of 12/2023
Paul Marsh	First Friday 12/2019	First Friday of 12/2023

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.

Trustee Edwards appointed November 28, 2022 to fill vacancy until next general election to occur in November 2023.

**Minutes of Meeting of
Reclamation District 828
Held on January 19, 2023**

The meeting of the Board of Trustees of Reclamation District 828 was held at 3121 West March Lane, Suite 100, and called to order at 1:30 p.m. on January 19, 2023.

Item No. 1: Call to Order. The meeting was called to order at 1:34 p.m. Present were Trustee Deby Provost, and Trustee Paul Marsh. Also present were Chris Neudeck, District Engineer, Andy Pinasco, District Secretary, Appointee Ron Edwards, Dominick Gulli, member of the public, Tobias Stockler, Notary Public, and Chris Elias, SJAFCA Executive Director.

Item No. 2: Public Comment. Mr. Gulli made comment regarding the condition of the Interstate 5 underpass on the Smith Canal. Mr. Gulli provided written correspondence from 2013 and 2019 to the Trustees regarding a demand that Caltrans comply with its permit obligations. Mr. Elias provided an update on the Smith Canal Gate Project. Mr. Elias also announced that a public member position on the SJAFCA Board is available and that SJAFCA is accepting applications from non-elected individuals for the position with a deadline of submission on February 1, 2023.

Item No. 3: Oath of Office. Mr. Stockler administered the Oath of Office to appointee Ron Edwards.

Item No. 4: Trustee President. Trustee Provost was unanimously elected Trustee President on a motion by Trustee Marsh, seconded by Trustee Edwards.

Item No. 5: Approval of Minutes. Mr. Pinasco reviewed the draft minutes of the October 20, 2022, and November 28, 2022, meetings with the Trustees. The minutes of the October 20, 2022, and November 28, 2022, meetings were approved by the Trustees a motion by Trustee Marsh, seconded by President Provost.

Item No. 6: Financial Report. Mr. Pinasco reviewed the written financial report provided to the Trustees at the meeting. President Provost requested that Mr. Pinasco provide a more detailed report of legal costs charged to the District at the next regular meeting. The financial report was accepted unanimously by the Trustees present on a motion by Trustee Marsh, seconded by President Provost.

Item No. 7: Insurance. Mr. Pinasco reported that the District's insurance expires on April 30, 2023, which will occur prior to the next regular meeting. Mr. Pinasco explained that the District is currently covered under a special group insurance product and has limited ability to leave the group, however, the District's broker, Dohrmann Insurance, has indicated that it will try and obtain multiple quotes for consideration. Mr. Pinasco requested that the Trustees delegate authority to President Provost, or in President Provost's absence, any Trustee, to review and approve an insurance proposal to be

ratified at the next regular meeting. The Trustees present unanimously delegated authority to President Provost, or in President Provost's absence, any Trustee, to review and approve an insurance proposal to be ratified at the next regular meeting on a motion by Trustee Marsh, seconded by President Provost.

Item No. 8: Audit. Mr. Pinasco briefly reviewed the Audit for the year ending June 30, 2022, submitted by Schwartz, Giannini, and Lantsbeger with the Trustees. The District's Audit for the year ending June 30, 2022, was unanimously accepted by the Trustees present on a motion by Trustee Marsh, seconded by President Provost.

Item No. 9: Engineers' Report; request for direction. Mr. Neudeck provided a written and oral report to the Trustees. He reported on the Governor's proclamation of emergency and its impact to San Joaquin County relief efforts. Mr. Neudeck then discussed the underpass at Interstate 5 on the Smith Canal, explaining that the District is cooperating with Reclamation District 1614 to work with Caltrans to perform repairs on both sides of the Interstate 5 underpass.

The Trustees then alerted Mr. Neudeck to digging on the levee near the Buena Vista pump station. Mr. Neudeck responded that he would have one of his inspectors review the site and report back to him. In the event he determines the District will need to take action, he would inform President Provost and request that a special meeting be called to take action.

Item No. 10: Flood Insurance. President Provost expressed concerns regarding flood maps that seem to exclude portions of the District even after the Smith Canal Gate Project is completed. Mr. Neudeck indicated that he was unaware of such map issues, and would look into it. President Provost asked Mr. Elias whether he had any information regarding this matter, as he is the Executive Director for SJAFCA, and the Gate Project is SJAFCA's project. Mr. Elias responded that he would inquire with his technical staff and provide a response to the District.

Item No. 11: Levee Encroachment. President Provost reported that there are multiple unauthorized encroachments on the District's levee along Shimizu Drive. Mr. Neudeck indicated that the District does not currently have Levee Encroachment Standards, however, due to the fact that the District is believed to own the levee along portions of Shimizu Drive, that he would work with President Provost to contact local law enforcement to report the unauthorized trespass along the District's levee. The Trustees also directed Mr. Pinasco to work with President Provost to identify the addresses of the offending landowners and contact them to inform the landowner of the unauthorized trespass.

Item No. 12: Bylaws. Mr. Pinasco explained the procedure required for the Trustees to amend the District's Bylaws, pointing out that a properly noticed public hearing is required prior to amendment. The Trustees discussed amending the District's Bylaws to move the regular meeting date and time to better accommodate the Trustees' schedules.

After discussion, the Trustees directed Mr. Pinasco to prepare the required public hearing notice and bring back an amendment to the Bylaws moving the District's regular meeting dates to the Second Monday of January, April, July, and October, at the time of 10:30 a.m.

Item No. 13: Correspondence and meeting attendance reports. Staff provided no report on any correspondence.

Item No. 14: Trustee Reports. President Provost reported that there are seemingly abandoned houseboats along the District's levee on the Smith Canal. President Provost reported that people may be living on the houseboats and may be discharging waste into the Smith Canal. Mr. Neudeck indicated that he would provide Trustee Provost with contact information for officials at the County Public Health Department. Trustee Edwards reported concern for large trees potentially falling along the District's levee. Mr. Neudeck accepted this information and indicated he would have his inspectors keep this in mind during inspections and would report any findings to the Trustees as necessary.

Item No. 15: Calendar. Mr. Pinasco reviewed the upcoming calendar events with the Trustees, indicating that the next regular meeting would occur on April 20, 2023.

Item No. 13: Approval of Bills. Mr. Pinasco 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 President Provost, seconded by Trustee Marsh.

Item No. 13: Adjournment. The meeting was unanimously adjourned at 3:00 p.m.

Respectfully submitted,

Andy Pinasco, District Secretary

ITEM 17

RECLAMATION DISTRICT 828
Bills for Approval - April 25, 2023

NAME	INVOICE DATE	INVOICE #	AMOUNT	TOTAL \$	RATIFY	WARRANT #
Kjeldsen, Sinnock & Neudeck, Inc.	1/13/2023	34341	\$271.25			
	1/13/2023	34342	\$90.00			
	1/13/2023	34343	\$45.00			
	2/9/2023	34543	\$733.75			
	2/9/2023	34544	\$358.75			
	2/9/2023	34545	\$56.25			
	2/9/2023	34546	\$1,197.50			
	2/28/2023	34777	\$217.50			
	2/28/2023	34778	\$848.75			
	2/28/2023	34779	\$206.25			
	2/28/2023	34780	\$300.00			
	4/7/2023	35014	\$692.63			
	4/7/2023	35015	\$377.50			
4/7/2023	35016	\$2,015.00				
				\$7,410.13		1456
Neumiller & Beardslee	1/23/2023	337307	\$197.32			
	2/28/2023	338385	\$1,875.49			
	3/15/2023	339169	\$739.90			
	4/12/2023	340503	\$897.60			
				\$3,710.31		1457
California Association of Mutual Water Companies	1/25/2023	2338	\$100.00			
				\$100.00		1458
Schwartz Giannini Lantsberger & Adamson	1/31/2023	61474	\$156.25			
				\$156.25		1459
Custom Spraying, Inc.	3/14/2023	11-2418	\$2,500.00			
				\$2,500.00		1460
Dohrmann Insurance Company (Package-Renewal Policy) (Package -Renew Policy)	4/5/2023	39334	\$6,800.00			
	4/5/2023	39335	\$1,030.00			
				\$7,830.00		1461
Deby Provost - 1/19/2023 Board Meeting	Trustee Stipend			\$0.00		
Paul Marsh - 1/19/2023 Regular Board Meeting	Trustee Stipend			\$0.00		
Ron Edwards - 1/19/2023 Board Meeting	Trustee Stipend			\$0.00		
WARRANT TOTAL				\$21,706.69		

RECLAMATION DISTRICT 828
Bills for Approval - January 19, 2023

NAME	INVOICE DATE	INVOICE #	AMOUNT	TOTAL \$	RATIFY	WARRANT #
Kjeldsen, Sinnock & Neudeck, Inc.	11/11/2022	33893	\$487.50			
	11/11/2022	33894	\$661.25			
	11/11/2022	33895	\$378.75			
	12/12/2022	34131	\$213.75			
	12/12/2022	34132	\$300.00			
	12/12/2022	34133	\$150.00			
	12/12/2022	34134	\$1,842.74			
					\$4,033.99	
Neumiller & Beardslee	11/16/2022	334542	\$2,648.16			
	12/12/2022	335703	\$1,535.74			
				\$4,183.90		1451
Robert Burns Construction, Inc.	11/15/2022	5120	\$6,982.00			
				\$6,982.00		1452

Deby Provost - 1/19/2023 Board Meeting	Trustee Stipend		\$100.00	\$100.00		1453
Paul Marsh - 1/19/2023 Regular Board Meeting	Trustee Stipend		\$100.00	\$100.00		1454
Ron Edwards - 1/19/2023 Board Meeting	Trustee Stipend		\$100.00	\$100.00		1455
WARRANT TOTAL					\$15,499.89	

Bills for Approval - October 20, 2022

NAME	INVOICE DATE	INVOICE #	AMOUNT	TOTAL \$	RATIFY	WARRANT #
Kjeldsen, Sinnock & Neudeck, Inc.	7/22/2022	33121	\$287.50			
	7/22/2022	33122	\$480.00			
	7/22/2022	33123	\$3,656.38			
	8/12/2022	33318	\$218.75			
	8/12/2022	33319	\$646.17			
	8/12/2022	33320	\$685.00			
	9/9/2022	33503	\$1,726.62			
	9/9/2022	33504	\$1,040.00			
	10/7/2022	33715	\$257.50			
	10/7/2022	33716	\$65.00			
	10/7/2022	33717	\$323.75			
				\$9,386.67		1442
Neumiller & Beardslee	8/8/2022	330836	\$2,039.00			
	9/19/2022	332051	\$434.58			
	10/17/2022	333246	\$244.57			
				\$2,718.15		1443
BPM	7/29/2022	29372	\$218.40			
				\$218.40		1444
Schwartz Giannini Lantsberger & Adamson	8/31/2022	60809	\$4,300.00			
				\$4,300.00		1445
Custom Spraying, Inc.	10/10/2022	11-2372	\$1,500.00			
				\$1,500.00		1446
Reclamation District 1608 (Share of Storage Unit Fee)	10/13/2022		\$250.00			
				\$250.00		1447
Deby Provost - 10/20/2022 Regular Board Meeting	Trustee Stipend		\$100.00	\$100.00		1448
Paul Marsh - 10/20/22 Regular Board Meeting	Trustee Stipend		\$100.00	\$100.00		1449
WARRANT TOTAL					\$18,573.22	