

**Minutes of Meeting of  
Reclamation District 828  
Held on April 25, 2023**

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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 April 25, 2023.

**Item No. 1:** Call to Order. The meeting was called to order at 1:30 p.m. Present were Trustee Deby Provost, Trustee Edwards, and Trustee Paul Marsh. Also present were Chris Neudeck, District Engineer, Andy Pinasco, District Secretary, Chris Elias, SJAFCA, and Tracey Glaves, member of the public.

**Item No. 2:** Public Comment. Ms. Glaves commented on available rock and potential reimbursement for installation on the District's levees. Ms. Glaves also made general comment on the City and County's critical infrastructure ordinance.

**Item No. 3:** Approval of Minutes. Mr. Pinasco reviewed the draft minutes of the January 19, 2023, meeting with the Trustees. The minutes of the January 19, 2023, meeting were approved by the Trustees a motion by Trustee Marsh, seconded by President Provost.

**Item No. 4:** Vacancy. No action taken, as it was determined there was no vacancy.

**Item No. 5:** Financial Report. Mr. Pinasco reviewed the written financial report provided to the Trustees at the meeting. The financial report was accepted unanimously by the Trustees present on a motion by Trustee Marsh, seconded by President Provost.

**Item No. 6:** Budget. Mr. Pinasco provided a written and oral report regarding District Staff's proposal for a 2023-2024 Fiscal Year Budget. After review and discussion from the Trustees the 2023-2024 Fiscal Year Budget unanimously adopted by the Trustees present on a motion by Trustee Marsh, seconded by President Provost.

**Item No. 7:** Audit. Mr. Pinasco provided a written and oral report regarding the Districts Fiscal Year 2022-2023 Fiscal Year Audit provided by Schwartz, Giannini, and Lantsberger. Mr. Pinasco explained that the Audit is an unmodified audit, which is the highest level of opinion that the Auditor may provide. Mr. Pinasco also indicated that the Special District Financial Transactions Report had been timely submitted by the Auditor. The Trustees present unanimously accepted the Fiscal Year 2022-2023 Fiscal Year Audit and ratified the submission of the Special District Financial Transactions Report on a motion by Trustee Marsh, seconded by President Provost.

**Item No. 8:** Bylaws. Mr. Pinasco reviewed the existing Bylaws and the fact that the District's regular meeting times were incorporated into the Bylaws. Mr. Pinasco then explained that the appropriate noticing had been completed and proposed revised Bylaws that change the regular meeting date from the third Thursday in January, April, July, and

October at 8:30 a.m. at the District's Office at 3121 West March Lane, Suite 100, to the second Monday of the months of January, April, July, and October at 10:30 a.m. and in the event the District's regular meeting falls on a recognized holiday, the District's regular meeting will be the day immediately following the recognized holiday. Trustee Provost opened the Public Hearing to receive comment. No comment was received. Trustee Provost closed the Public Hearing. Thereafter, the District's Bylaws were unanimously approved by the Trustees present to be amended to change the regular meeting date from the third Thursday in January, April, July, and October at 8:30 a.m. at the District's Office at 3121 West March Lane, Suite 100, to the second Monday of the months of January, April, July, and October at 10:30 a.m. and in the event the District's regular meeting falls on a recognized holiday, the District's regular meeting will be the day immediately following the recognized holiday on a motion by President Provost, seconded by Trustee Marsh.

**Item No. 9:** Assessment. Mr. Pinasco and Mr. Neudeck provided an oral report regarding the District's operation and maintenance assessment. The discussion centered on the amount of the District's assessment and the impacts it has on the District's ability to perform work in excess of \$50k per fiscal year. After discussion, the Trustees presented directed staff to provide an annual review of the District's assessment, with the first review to occur in October 2023.

**Item No. 10:** Engineers' Report; request for direction. Mr. Neudeck provided a written and oral report to the Trustees.

Mr. Neudeck then reported on the plan submittal for the property located at 1505 West Walnut Avenue, indicating that the plan review was progressing as planned.

Mr. Neudeck then reviewed the repair work done by the City of Stockton at the Pump Station located at Buena Vista. Mr. Neudeck noted the potential impacts to the District's levees and noted that his team would be monitoring the City's work.

Mr. Neudeck then reported on the homeless activity along the District's levee including tree cutting and debris piles and excavations into the levee. KSN was unanimously authorized to contract for cleanup of the illegally dumped debris and trash on a motion by President Provost, seconded by Trustee Edwards.

Mr. Neudeck then reported on the progress of the Smith Canal Gate project, indicating that in water work was planned to commence early summer 2023. Mr. Neudeck then reviewed the FEMA flood maps with the Trustees to identify the expected changes once the Smith Canal Gate project is completed. Mr. Elias then reported that SJAFCA had selected its public member, Steve DeBrum and for the Trustees to expect public outreach opportunities in the near future related to the Levee Construction and Maintenance Assessment.

**Item No. 11:** Levee Encroachment. Mr. Pinasco provided a set of draft letters that were directed to be created regarding the District owned levee along Shimizu Drive and the

properties along Walnut Street that have Smith Canal access. The letters were intended to make the property owners aware of the District's regulatory function and the allowable conduct on the District's levees. Mr. Pinasco was directed to identify the affected property owners and arrange for the letters to be mailed unanimously by the Trustees present on a motion by Trustee Marsh, seconded by Trustee Ron Edwards.

**Item No. 12:** Correspondence and meeting attendance reports. Staff provided no report on any correspondence.

**Item No. 13:** Meetings Attended. No report on meetings attended.

**Item No. 14:** Trustee Reports. No Trustee reports.

**Item No. 15:** Future Agenda Items. President Provost requested that items requiring Trustee action have a star next the item on future agendas.

**Item No. 16:** Calendar. Mr. Pinasco reviewed the Calendar events for the upcoming months, and indicated that due to the Bylaw revision that the next regular meeting would occur on July 10, 2023.

**Item No. 17:** 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 Trustee Marsh, seconded by President Provost.

**Item No. 18:** Adjournment. The meeting was unanimously adjourned at 3:13 p.m.

Respectfully submitted,



Andy Pinasco, District Secretary