January 15, 2025
Tracy, California

Pursuant to adjournment of December 18, 2024 the Board of Directors of the Banta-Carbona Irrigation District met at 9:00 a.m. at 3514 W. Lehman Road, Tracy California on the above-named date.

PRESENT: Directors: James M. Thoming (President), Glenn Robertson (Vice-President), Annette Elissagaray, and Mark Cardoza.

ABSENT: Kyle Robertson

OTHERS PRESENT: General Manager/Secretary David Weisenberger, Treasurer/Assessor-Collector Danisha McDonald, Administrative Assistant Kelly Wright-La Force, District legal counsel Jeanne Zolezzi.

ITEM 1 - OPPORTUNITY FOR PUBLIC COMMENT

No public was present.

ITEM 2 - CONSIDER FOR APPROVAL DECEMBER 18, 2024 MINUTES.

Director Mark Cardoza made a motion to approve the minutes of the December 18, 2024 Regular Board Meeting. Director Annette Elissagaray seconded the motion, and it carried by the following vote: Ayes: Directors: Annette Elissagaray, Glenn Robertson, Mark Cardoza, and James M. Thoming; Noes: None; Abstain: None; Absent: Kyle Robertson.

ITEM 3 - MISCELLANEOUS CORRESPONDENCE.

There was no correspondence presented.

ITEM 4 - TREASURER'S REPORT.

The Treasurer's report was presented by Danisha McDonald and after review by the Board, it was filed for audit.

Assessor/Collector McDonald reported that $222,282.20 had been billed to the landowners in the district. First half of the $14 per care assessment was due on December 20, 2024. To date $105,881.17 for the first half of the assessment had been collected. Also collected to date was $67,422.92 for the second half of the assessment which are due June 20, 2025.

ITEM 5 - AUTHORIZE TRANSFER AMOUNT FROM LIQUIDITY ACCOUNT TO CHECKING ACCOUNT.

Director Glenn Robertson made a motion to transfer $1,038,871.56 from the Liquidity Bank Account to the District checking account at Oak Valley Community Bank. Director Annette Elissagaray seconded the motion, and it carried by the following vote: Ayes: Directors: Annette Elissagaray, Glenn Robertson, Mark Cardoza. and James M. Thoming; Noes: None; Abstain: None; Absent: Kyle Robertson

ITEM 6 - UPDATE ON TRANSFER OF FUNDS TO INVESTMENT ACCOUNTS WITH CETERA INVESTMENT SERVICES LLC.

The Board of Directors reviewed the cash on hand and discussed the options of re-investing two T-Bills that are to mature in February 2025. The Board of Directors directed staff to schedule Oak Valley Investments representative, Gregory Hoekman, to be present at the upcoming board meeting. No action was taken.

ITEM 7 - DIRECTOR AND STAFF ITEMS.

Treasurer McDonald informed the Board of Directors that the FPPC has regulated online submission of the Form700 for Groundwater Sustainability Agencies and that an email has been issued to each of the directors for login and submission instructions. The deadline to file is April 1st.

General Manager Weisenberger announced the Resolution acknowledging long time engineer, Dick Hearth, was presented to the retiree and was received with much appreciation.

ITEM 8 – ELECTION OF OFFICERS AND HIRING OF LEGAL COUNSEL.

Director Annette Elissagaray made a motion to elect the current slate of officers, James M. Thoming President, Glenn Robertson Vice-President, David Weisenberger Secretary/General Manager, Danisha McDonald Treasurer/Assessor Collector, and Herum Crabtree, Jeanne

Zolezzi legal counsel. Director Mark Cardoza seconded the motion, and it carried by the following vote: Ayes: Directors: Annette Elissagaray, Glenn Robertson, Mark Cardoza, and James M. Thoming; Noes: None; Abstain: None; Absent: Kyle Robertson.

ITEM 9 - CONSIDER FOR APPROVAL A MASTER SERVICES AGREEMENT AND TASK ORDER #1 WITH DAHL CONSULTING INC. FOR CONSTRUCTION PROJECT MANAGEMENT AND ENGINEERING CONSULTING SERVICES.

Manager Weisenberger presented a Master Professional Services Agreement (PSA) from Dahl Consulting (DCI) for the board's consideration. DCI has been the district's engineering consultant for the past fifteen years and the district wishes to formally acknowledge this relationship through an agreement. Work performed under the PSA is to be by task orders. The first Task order #25-01 is for general engineering consulting, reviewing plans and drawings of others and providing recommendations to the district. The second task order #25-02 is specifically for construction management services for the construction of the SGMA Phase 2 project.

After some board discussion Director Glenn Robertson made a motion to sign the Master Professional Service Agreement (PSA) with Dahl Consultants and execute Task Orders #25-01 for engineering consulting and #25-02 for construction project management for SGMA Phase 2 pump and pipeline project. Director Mark Cardoza seconded the motion, and it carried by the following vote: Ayes: Directors: Annette Elissagaray, Glenn Robertson, Mark Cardoza, and James M. Thoming; Noes: None; Abstain: None; Absent: Kyle Robertson.

ITEM 10 - CONSIDER PROPOSAL(S) FOR 600 FEET OF 30 INCH DIAMETER PIPELINE REPLACEMENT ON 1 SOUTH CANAL.

Manager Weisenberger presented bid proposals for the replacement of 600 feet of 30-inch concrete pipeline along Kasson Road on the 1 South canal. The replacement section begins at what is known as Baker box at the middle ditch and runs southerly to an existing 24-inch pipeline. This existing section of concrete pipeline continues to develop new leaks every year. It is suspected that because Kasson Road is a heavily travelled commuter route that the vibration is exacerbating the development of cracks in the pipeline. This is also a problem on the same canal from PP #1 to the Baker Box, about a half mile long.

The Board of Directors did not accept any proposal and directed staff to repair the leaks.

ITEM 11 - CONSIDER REQUEST BY VAST NETWORKS TO OBTAIN ENCROACHMENT PERMITS FOR INSTALLATION OF FIBER OPTIC CABLES ACROSS DISTRICT CANALS IN COUNTY RIGHT OF WAY IN FOUR LOCATIONS ALONG DURHAM FERRY ROAD AND CHRISMAN ROAD.

Manager Weisenberger presented a request by Vast Networks for an encroachment permit to bore under four district canals along Durham Ferry Road and Chrisman Road for installing fiber optic cable. The first crossing is the lift canal on Durham Ferry Road, then 4 West canal on Durham Ferry Road, then 5 West canal on Durham Ferry Road, and finally crossing 5 West Canal on Chrisman Road.

After some discussion, Director Glenn Robertson made a motion to approve the encroachment permits with Vast Networks for four fiber optic cable crossings across district facilities on Durham Ferry Road and Chrisman Road. Director Mark Cardoza seconded the motion, and it carried by the following vote: Ayes: Directors: Annette Elissagaray, Glenn Robertson, Mark Cardoza, and James M. Thoming; Noes: None; Abstain: None; Absent: Kyle Robertson.

ITEM 12 - REVIEW CURRENT WATER SUPPLIES AVAILABLE TO THE DISTRICT, REVIEW SCHEDULING OF AVAILABLE WATER SUPPLIES AND POTENTIAL TRANSFERS.

Manager Weisenberger reported that Reclamation will allow the replacement of the 1% loss on the drought pool water with current CVP allocation. The loss on the District's original 2024 drought pool amount of 1,689 acre feet (af) will amount to 177 af by the end of February 2025. Manager Weisenberger recommended that 177 af of the current CVP allocation be dedicated to replenishing the drought pool to bring the total amount to 1,689 af on March 1, 2025.

In addition, Manager Weisenberger recommended that the district request the maximum allowable amount of rescheduled CVP 2024 water allocation be applied for with Reclamation for 2025. The current maximum allowed is ten percent of the district's 20,000 af CVP contract, 2,000 af. Between the two sources the district would be carrying into 2025, 3,689 af of CVP water

Manager Weisenberger presented an offer from The Water Agency for a transfer of a portion of the district's 2024 CVP water allocation, current balance of 1,341 af. The board deferred the deliberation of the offer to February's meeting.

The District is currently not wheeling any water for the San Joaquin River Restoration Program for the Friant Water Authority. The BCID's lift system is down for a transformer upgrade to substation #2.

The Board of Directors discussed the potential start date of the Irrigation season as early February dependent on the status of the electrical work being done by Bockmon & Woody.

ITEM 13 – UPDATE ON PROGRESS OF "SGMA PHASE 2 CONJUNCTIVE USE PROJECT" CONSTRUCTION, EASEMENT ACQUISITION, AND PROJECT MANAGEMENT.

Manager Weisenberger reported that he attended the San Joaquin River Club board meeting on Saturday, December 21, 2024 to present the SGMA Phase 2 Conjunctive Use Project. A fact sheet was distributed about the project, its purpose, and its facility components. The board members expressed a lot of interest in the project through questions and comments. In the end they were supportive of the project and recognized the benefit to their own groundwater supply.

General Manager Weisenberger reported that the contract with Arnaudo Construction has been executed, all required bond documents have been received and a Notice to Proceed has been signed. There will be a pre-construction meeting on Thursday, January 16, 2025 at 8 am with the GEI engineers, Arnaudo Construction and project management team of Dahl Consultants Inc. and the BCID staff.

This project is for the expansion of district water distribution facilities to provide surplus surface water, in years like 2023, to approximately 1600 acres of ag lands east of Koster Road and north of Durham Ferry Road that have historically relied upon groundwater only. This project is to help keep the Tracy Sub-basin sustainable.

ITEM 14 – UPDATE ON UPGRADE OF SUBSTATION #2 TO 12KV/60KV TRANSFORMERS AND DISTRIBUTION UPGRADE TO PUMPING PLANT #5 TO 12.47KV.

Bockmon and Woody Electric has commenced working on the installation of the new 12.47kV/480v transformer at PP #5. They have removed the old transformer and placed the new transformer on the existing pad. They have also set a 2400v/480v transformer that BCID had in stock on top next to the 2400-volt distribution line. A 480-volt power line will run from existing switchboard up to that transformer and it will feed the overhead 2400-volt lines to PP #6 and to Six Sump.

Bockmon and Woody Electric (B&W) did change some insulators on the overhead lines from Sub #2 to PP #5.

Work has started on the transformer upgrade at substation #2 as of January 13. It is anticipated that the new substation transformer will be installed and tested by January 22nd. The second transformer will be put together and tested as well by the 22nd. PACE Technologies Inc out of Calgary, Canada is overseeing the assembly and testing of the new 60kV/12.47kV substation transformers.

The old single-phase transformers that are being removed are being stored on site as emergency replacements for the remaining 100-year-old single phase transformers in Bay 2.

ITEM 15 - CLOSED SESSION:

1) CONFERENCE WITH LEGAL COUNSEL on EXISTING LITIGATION PURSUANT to Subdivision (a) of Section 54956.9 of the Government Code

   A. Center for Biological Diversity et al. v. United States Bureau of Reclamation, et al., Case No. 1:20-cv-00706;DAD-EPG, Eastern District of California
   B. State Water Resources Control Board 2021 and 2022 Curtailment Cases, Sacramento Superior Court JCCP 5229

2) CONFERENCE WITH REAL PROPERTY NEGOTIATIONS (§ 54956.8)

   A. Properties: 255-120-10, 255-120-11, 255-270-72, 255-270-73, 255-270-45, 255-270-43, 255-270-44, 255-270-29, 255-270-09, 255-270-07, 255-270-53

      Agency Negotiation: David Weisenberger
      Negotiating Parties: Various landowners
      Under Negotiation: compensation and other terms

   B. Conference with Legal Counsel – Anticipated
      Litigation - Significant exposure to litigation pursuant to § 54956.9(b): One case

C. Property: Up to 10,000 acre feet of San Joaquin River Water under the District's Pre-1914 Water rights
Agency Negotiator: James Thoming, David Weisenberger and Jeanne Zolezzi
Negotiating Party: Westside Agriculture LLC
Under Negotiation: Price, Quantity and Terms of Payment

3) EMPLOYEE PERFORMANCE EVALUATION

A. Employee name: David Weisenberger, Secretary/General Manager

ITEM 16 - MANAGER'S REPORT & DISCUSSION ITEMS.

Maintenance - Maintenance staff continue to spray terrestrial weeds and apply pre-emergent herbicide. Canals 5 East, 6 East, and the lift canal remain to be treated with pre-emergent herbicide. Pumping plants 1, 2, and 3 have all been inspected and mud removed from the pump cells. Pipeline repairs have been completed on the pipeline to the DMC, 5E-18, 4W-40, 4W-39, and 3W-42. Crews continue to repair pipeline leaks as there are ten sites remaining on the list in need of repair. Water flow control gate inspection and repairs are complete on the lift canal and on 4 West canal. Currently there are three gate repair crews working on flow control gate inspections and repairs.

In PP #1 the #3-20 pump and motor were pulled after dewatering the pump bay and inspecting the pump impeller and column. It was shipped to Geiger Manufacturing for repairs in Stockton, Ca.

The lift canal will be ready to resume pumping by February 1st, minus the 20 cfs pump that is being repaired in PP #1.

Canal laterals will be ready to use by February 17th but with some pipeline sub laterals still needing to be looked at. The sub laterals can be worked on while running water in canal.

Pumping Plant #3 Replacement Project – The 60kV power line re-alignment is being constructed around the new pumping plant site. This is a permanent re-alignment. The old alignment was over the new pumping plant. The new alignment is installing two more 60kV poles on the east side of the lift canal and then crossing the lift canal to the existing west side alignment. This new pole line section will be used to under hang the 12kV service to the future control room and pumping plant.

ITEM 17 - UPDATE ON JCOMM SERVICES TO PROMOTE AND EDUCATE INTERESTED PARTIES ON VARIOUS DISTRICT PROJECTS.

Manager Weisenberger reported that JCOMM has provided Task Order #25-01 to produce a series of one-minute videos and a final 2-3 minute video documenting the construction of the SGMA Phase 2 pump pipeline project in 2025. Total cost is estimated to be about $20,000. A meeting between GM Weisenberger and JCOMM on Friday, January 17 will finalize the total scope.

ITEM 18 – REPORT ON SAN JOAQUIN RIVER FISH POPULATION STUDY AND OUTREACH EFFORTS.

General Manager Weisenberger provided a proposed 2025 scope of work from FISHBIO for the San Joaquin River Predator Monitoring Program. The scope included a combination of fyke net trapping and electrofishing. In addition, it included a component of outreach, communications, publications and collaborations. The total cost was stated as $525,000 to be divided by the four partners BCID, WSID, PID, and SLWD, for a BCID share of $131,250.

General Manager Weisenberger reported that ACWA for its 2025 Spring conference in Monterrey is soliciting programs for presentation. After some discussion the board of directors directed staff to submit a program to ACWA on the topic of non-native fish species in California river systems and their impact to native species.

General Manager Weisenberger reported that a Region 4 field trip to view the district FishBio progress is in the planning stages hosted by ACWA and tentatively scheduled for April 16th.

ITEM 19 – UPDATE ON THE GROUNDWATER SUSTAINABILITY PLAN (GSP) FOR THE TRACY SUBBASIN AND RELATED ACTIVITIES.

It was reported that GEI Consultants working for the Tracy Subbasin GSA's is preparing the annual update. Parties interested in more information about Tracy Subbasin activities can visit the website, https://tracysubbasin.org, and sign up for new meeting announcements and see materials previously prepared about the subbasin.

The BCID staff record monthly water levels from monitoring wells MW-203 and MW-204 located within the district boundaries. Eventually these readings will be reported to a state portal that has not been set up by the state yet.

ITEM 20 – REPORT ON PROGRESS OF PROP 1 GRANT CONTRACT TO STUDY, DESIGN, AND PERMIT A HABITAT RESTORATION PROJECT TO INCLUDE BIOTECHNICAL BANK STABILIZATION FOR LONG TERM SUSTAINABILITY OF THE HABITAT RESTORATION AND PROTECTION OF DISTRICT'S DIVERSION POINT.

Manager Weisenberger reported that a grant close-out meeting with Ms. Lauren Damon of the Sacramento-San Joaquin Delta Conservancy was held on the afternoon of December 18, 2024. Attending the meeting were Mgr. Weisenberger, Chris Hammersmark of CBEC, Jason Guinard of FISHBIO and Ms. Lauren Damon. The meeting started at the project site on the San Joaquin River adjacent to the BCID fishscreen facility and ended at the BCID office. During the meeting discussion it was consensus that extending the grant agreement by another year was prudent considering the hiccup in obtaining concurrence from the neighboring reclamation district RD 2075. Without their concurrence our application with the Reclamation Board cannot be deemed complete hence the application can't begin agency review. Manager Weisenberger prepared a letter requesting an extension of one year on the grant agreement. No additional funds were requested as the consultants verified that there is enough funding remaining to cover the anticipated work for the next year.

Currently we need to get a letter of support for the construction of the project from McMullin Reclamation District (RD 2075) to complete a permit application package with the Central Valley Flood Control Protection Board (CVFPB). The McMullin Reclamation District (RD 2075) asked some technical questions about the hydraulic study on the east bank of river and CBEC is responding to those questions. Mgr. Weisenberger did meet with Reclamation board members at the project site on Friday, January 10, 2025. The members did acknowledge on site that the habitat berm that was of great concern to them wasn't as obtrusive in the river as they perceived from the drawings. CBEC is sending them additional flow information for their review. It will still be a few weeks before we get a response.

The Delta Conservancy grant will now close in February 2026 as a result of the extension request. Staff have applied for a $10 million grant from the CVPIA restoration program to fund the construction phase of the project. Funding announcements have not been released yet for that funding round.

ITEM 21 – UPDATE ON WHITEPINE RENEWABLES, INC. SOLAR PROJECT ON DISTRICT HOMESTEAD RANCH PROPERTY ON KASSON ROAD.

WhitePine Renewables, Inc think they have found a way to address the CAISO cluster study issue by performing our own "System Impact Study". WhitePine Renewables will pay for the study. This study would be for a non-export project, meaning BCID would use all the energy generated by the solar facility or at a minimum pay for all of the energy that would have been produced.

Meanwhile other PWRPA members and BCID are looking at the potential to use excess solar generation for producing hydrogen, H2. The hydrogen produced could be sold to cover the power cost of the solar generation. It was reported that a company who specializes in producing H2, RockwellH2 Inc, will be making a presentation at West Stanislaus Irrigation District on the afternoon of January 15, 2025. BCID staff will be attending the presentation.

ITEM 22 - REVIEW DISTRICT POLICIES, PROCEDURES, AND EMPLOYEE HANDBOOK UPDATES.

No new information was reported.

ITEM 23 - APPROVAL OF WARRANTS

Director Mark Cardoza made a motion that the January 2025 warrants in the amount of $912,358.57 be approved for payment. Director Annette Elissagaray seconded the motion, and it carried by the following vote: Ayes: Directors: Annette Elissagaray, Glenn Robertson, Mark Cardoza and James M. Thoming; Noes: None; Abstain: None; Absent: Kyle Robertson. The meeting was then adjourned.

Signed,

Danisha McDonald
Secretary