June 11, 2025
Tracy, California

Pursuant to adjournment of May 7, 2025 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 Kyle Robertson.

ABSENT: Director: Mark Cardoza.

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

ITEM 1 - OPPORTUNITY FOR PUBLIC COMMENT

No public was present.

ITEM 2 - CONSIDER FOR APPROVAL MAY 7, 2025 MINUTES

Director Glenn Robertson made a motion to approve the minutes of the May 7, 2025, regular board meeting as corrected. Director Annette Elissagaray seconded the motion, and it carried by the following vote: Ayes: Directors: Annette Elissagaray, Glenn Robertson, Kyle Robertson and James M. Thoming; Noes: None; Abstain: None; Absent: Director: Mark Cardoza.

ITEM 3 - MISCELLANEOUS CORRESPONDENCE

Treasurer McDonald presented information about the Tracy High School FFA. After some board discussion on the value of encouraging young people to become involved in agriculture, Director Kyle Robertson made a motion to donate $500. Director Glenn Robertson seconded the motion, and it carried by the following vote: Ayes: Directors: Annette Elissagaray, Glenn Robertson, Kyle Robertson and James M. Thoming; Noes: None; Abstain: None; Absent: Director: Mark Cardoza.

ITEM 4 - TREASURER'S REPORT

The Treasurer's report was presented by Danisha McDonald. Director Kyle Robertson made a motion to file the Treasurer's report as presented. Director Glenn Robertson seconded the motion, and it carried by the following vote: Ayes: Directors: Annette Elissagaray, Glenn Robertson, Kyle Robertson and James M. Thoming; Noes: None; Abstain: None; Absent: Director: Mark Cardoza.

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

Director Annette Elissagaray made a motion to transfer $970,120.37 from the Liquidity Bank Account to the District checking account at Oak Valley Community Bank. Director Kyle Robertson seconded the motion, and it carried by the following vote: Ayes: Directors: Annette Elissagaray, Glenn Robertson, Kyle Robertson and James M. Thoming; Noes: None; Abstain: None; Absent: Director: Mark Cardoza.

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

Treasurer McDonald presented the current rates of Cetera and LAIF. No action was taken.

ITEM 7 - REVIEW INITIAL DRAFT FINANCIAL AUDIT FOR 2024

Michael Fink, CPA, representing Fechter & Company, joined the meeting by conference phone and presented to the Board the audit they conducted for the District for fiscal year 2024. After reviewing the audit, Director Annette Elissagaray made a motion to accept the audit as presented for filing. Director Glenn Robertson seconded the motion, and it carried by the following vote: Ayes: Directors: Annette Elissagaray, Glenn Robertson, Kyle Robertson and James M. Thoming; Noes: None; Abstain: None; Absent: Director: Mark Cardoza.

ITEM 8 - DIRECTOR AND STAFF ITEMS

Treasurer McDonald informed the Board that 6 turnouts were renamed. This name change will allow the Treasurer's report to be more accurate when presenting water delivered on each canal. It will also eliminate human error by the watermasters and ditchtenders associated with the old names. All staff and necessary farmers were informed of the name change.

ITEM 9 - CONSIDER A TEMPORARY ENTRY PERMIT FOR CDF&W TO REMOVE NUTRIA

Banta-Carbona Irrigation District received a letter from the California Department of Fish & Wildlife requesting a temporary entry permit to conduct Nutria control on private lands. Nutria are large, invasive rodents from South America that can reach up to 25 pounds in size. They cause damage to crops, banks and levees. General Manager David Weisenberger explained the previous permit has expired and he has not physically seen any Nutria in the District. The permit will allow CDF&W to survey, trap and remove Nutria and expires December 31, 2029.

After review, Director Kyle Robertson made a motion to approve the temporary entry permit for CDF&W to remove Nutria. Director Glenn Robertson seconded the motion, and it carried by the following vote: Ayes: Directors: Annette Elissagaray, Glenn Robertson, Kyle Robertson and James M. Thoming; Noes: None; Abstain: None; Absent: Director: Mark Cardoza.

ITEM 10 - CONSIDER RETROACTIVELY AUTHORIZING THE VICE-PRESIDENT TO EXECUTE CONTRACTS ON BEHALF OF THE DISTRICT

Treasurer McDonald explained it would be a benefit to authorize a second signer in the event the President is unavailable to execute contracts on behalf of the District.

Director Kyle Robertson made a motion to retroactively authorize the Vice-President to execute contracts on behalf of the District. Director Annette Elissagaray seconded the motion, and it carried by the following vote: Ayes: Directors: Annette Elissagaray, Glenn Robertson, Kyle Robertson and James M. Thoming; Noes: None; Abstain: None; Absent: Director: Mark Cardoza.

ITEM 11 - REVIEW OPTIONS FOR PURCHASING A 4-WHEEL DRIVE 90-100 HP TRACTOR

Assistant Manager Kelly Wright-La Force presented options to purchase a tractor for use of the District. The tractor would be used for disking, spraying, and box scraping. Lead time for delivery is 4 - 6 months from the time of order. The District can use a government discount through Sourcewell which will lower the price by 22%.

The District will qualify to apply for a safety grant of up to $10,000 through ACWA JPIA due to the tractor's cab feature providing safer conditions for drivers in the hot and cold temperatures.

Director Kyle Robertson made a motion to purchase a John Deere 5095M Utility Tractor. Director Glenn Robertson seconded the motion, and it carried by the following vote: Ayes: Directors: Annette Elissagaray, Glenn Robertson, Kyle Robertson and James M. Thoming; Noes: None; Abstain: None; Absent: Director: Mark Cardoza.

ITEM 12 - CONSIDER DISTRICT POSITION ON WHETHER TO SUPPORT, OPPOSE, OR TAKE NO POSITION ON THE CONSTRUCTION OF THE DWR DELTA CONVEYANCE PROJECT.

A board aide, from San Joaquin County Board of Supervisor Steve Ding, recently asked the District to oppose the trailer bill proposal associated with the Delta Tunnel Project. This prompt led staff to ask the Board if they would like to support, oppose, or take no position on the construction of the DWR Delta Conveyance Project. No action was taken.

ITEM 13 - CONSIDER SENDING SECRETARY DANISHA MCDONALD TO CSDA SECRETARY CONFERENCE IN OCTOBER OF 2025

Secretary McDonald asked the Board's permission to attend the Secretary of the Board conference hosted by CSDA this October 2025 in Santa Rosa, CA. The CSDA membership trial allows the District to utilize a discounted conference rate until June 30th, 2025.

Director Kyle Robertson motioned to approve sending Secretary McDonald to the CSDA Secretary of the Board conference. Director Annette Elissagaray seconded the motion, and it carried by the following vote: Ayes: Directors: Annette Elissagaray, Glenn Robertson, Kyle

Robertson and James M. Thoming; Noes: None; Abstain: None; Absent: Director: Mark Cardoza.

ITEM 14 - REVIEW CURRENT WATER SUPPLIES AVAILABLE TO THE DISTRICT, REVIEW SCHEDULING OF AVAILABLE WATER SUPPLIES AND POTENTIAL TRANSFERS

Manager Weisenberger presented the water delivery report and reviewed the quantities of supplemental water currently available to the district. The BCID currently has a balance of 1638 AF in the San Luis Reservoir (SLR) drought pool after the monthly 1% loss.

BCID's 2024-25 CVP allocation is 55% (11,000 AF). The District used 0 AF CVP water and conveyed 2339 AF to Friant in the month of May 2025.

ITEM 15 - UPDATE ON PROGRESS OF "SGMA PHASE 2 CONJUNCTIVE USE PROJECT" CONSTRUCTION, EASEMENT ACQUISITION, AND PROJECT MANAGEMENT

Manager Weisenberger reported that the final easement was recorded at the San Joaquin County Recorder's office in Stockton, CA.

Assistant Manager Kelly Wright-La Force reported on construction progress of the Phase 2 Conjunctive Use Project. The abandoned conflicting landowner pipeline debris has been hauled away. The 36'' pipeline southbound along Koster Road, eastbound along the orchard, and southbound between orchards towards Durham Ferry Road was completed. A crew was present to survey the pipe condition as the soil was back filled. Pipelaying is on hold until the junction box at Durham Ferry Road is built. The initial staking for the control room and transformer pad location was completed near the wet well and awaits future construction.

The Department of Water Resources will be sending BCID's grant manager, Angela Cruz, to view the progress of the project on June 16, 2025.

The project is for the expansion of district water distribution facilities to provide surplus surface water to approximately 1600 acres of agricultural lands east of Koster Road and north of Durham Ferry Road that have historically relied upon groundwater only. This project also helps keep the Tracy Sub-basin sustainable.

ITEM 16 - UPDATE ON UPGRADE OF SUBSTATION #1 TO 60KV/12KV TRANSFORMERS AND DISTRIBUTION UPGRADE TO PUMPING PLANTS #1 AND #2 TO 12.47KV

Manager Weisenberger presented two quotes. The first from Virginia – Georgia Transformers for 12.47 kV transformers for Substation #1. The second quote was from Meta Power Solutions for 12.47 kV pad mount transformers for Pumping Plant #1 and Pumping Plant #2. The quote also included a 12 kV pole mount transformer for the Fishscreen. The quantities on the quotes were inaccurate. Management plans to meet with Wave Engineering to discuss further.

ITEM 17 - 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. Property: Up to 10,000 acre feet of San Joaquin River Water under the District's Pre-1914 Water rights

        Agency Negotiators: James Thoming, David Weisenberger and Jeanne Zolezzi
        Negotiating Party: Westside Agriculture LLC
        Under Negotiation: Price, Quantity and Terms of Payment

ITEM 18 - MANAGER'S REPORT & DISCUSSION ITEMS.

General Manager Weisenberger presented the PWRPA Financial Audit for 2024 advising there is educational material found within that is useful when understanding PWRPA terminology and structure.

ACWA JPIA representative, Paul Myers, conducted a Liability, Property, and Workers' Compensation Risk Assessment on site May 21, 2025. He provided a positive report and advised the District to take advantage of the many ACWA JPIA grant opportunities available.

Maintenance staff have caught up on the terrestrial weed control along the Lift canal. They are also currently studying to take the DMV test to receive the Commercial Hazmat Endorsement on their drivers' licenses.

Staff including General Manager Weisenberger, Assistant Managers Mike McDonald and Kelly Wright-La Force, Maintenance Staff Christian Rodriguez and Saul Ruiz took a field trip to Martech machine shop in Lodi, CA to watch a spare pump rebuild. Although the District does not have the machine equipment to complete the job ourselves, this group activity was an educational observation to help staff understand the fundamentals of how the pump works and why it might fail in the future. The suction bell to the previous unit had previously fallen off below water level due to cavitation. Staff successfully retrieved the submerged part to allow the spare pump installation to be completed which is now operating successfully.

A cavity in the pavement of a landowner driveway on Banta Road near Sunbelt Rentals was reported to Director Mark Cardoza in early June and has since been temporarily fixed by compacting the hole with road base. Staff will need to wait until water is turned off in the winter months before they are able to open up the area to investigate thoroughly.

General Manager Weisenberger reported that Friday, June 13th, 2025, marks the District's 28th anniversary of the 1997 move in date to our current building location.

ITEM 19 - REPORT ON SAN JOAQUIN RIVER FISH POPULATION STUDY AND OUTREACH EFFORTS

Manager Weisenberger presented the monthly FishBio report for May 2025 and stated there may be further opportunities to spread the District's predation study efforts at meetings like San Luis & Delta Mendota Water Authority who recently hosted special guest Senator Adam Schiff.

ITEM 20 - UPDATE ON THE GROUNDWATER SUSTAINABILITY PLAN (GSP) FOR THE TRACY SUBBASIN AND RELATED ACTIVITIES

Department of Water Resources installed electric monitor transducers with telemetry to transmit the monitoring well water level data wirelessly for monitoring and analysis. The BCID staff continue to record monthly water levels from monitoring wells MW-203 and MW-204 located within the district boundaries.

The Tracy Sub-basin GSP partners continue to meet monthly to review the draft annual report and to review the Groundwater Sustainability Plan (GSP) actions and monitoring activities.

Mandatory Annual GSP report has been submitted to DWR for review. Budget is the current topic of discussion for the upcoming year.

ITEM 21 - 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

The District is coming to the end of the Prop 1 Grant period. All applications for reimbursement have been submitted. There are multiple parties who are interested in sand displaced by the project and the District may begin a Request for Proposal bidding process. Manager Weisenberger plans to meet with Chris Hammersmark of CBEC and Jason Guignard from FishBio soon to discuss the project's next steps.

ITEM 22 – UPDATE ON WHITEPINE RENEWABLES, INC. SOLAR PROJECT ON DISTRICT HOMESTEAD RANCH PROPERTY ON KASSON ROAD.

Green River Electrical is preparing a system upgrade plan to present to the California Independent System Operator. The results are expected to have no impact. Whitepine will be exclusively in charge of the care and upkeep of the land and equipment during the Solar Project contract including weed control. Staff are working on reaching out to Dillon and Murphy Engineering to retrieve the specific parcel lines as the goal is to keep all solar panels on one 48-acre parcel.

ITEM 23 - REVIEW DISTRICT POLICIES, PROCEDURES, EMPLOYEE HANDBOOK, JOB DESCRIPTIONS AND ORGANIZATIONAL CHART.

Manager Weisenberger presented a sample Records Retention Policy for the Board's review. The Board directed staff to have legal revise and update the policy to the current regulations.

ITEM 24 - UPDATE ON OFFICE RENOVATION PROGRESS. ACTION AS NECESSARY.

Assistant Manager Kelly Wright-La Force presented dates on when carpeting will take place and two paint service quotes. The quotes included both interior and exterior painting costs.

Director Kyle Robertson moved to accept the interior and exterior paint quote from Scott Helget Painting Services. Director Annette Elissagaray seconded the motion, and it carried by the following vote: Ayes: Directors: Annette Elissagaray, Kyle Robertson and James M. Thoming; Noes: None; Abstain: None; Absent: Directors: Mark Cardoza and Glenn Robertson.

ITEM 25 - APPROVAL OF WARRANTS

Director Annette Elissagaray moved that the June 2025 warrants in the amount of $766,119.89 be approved for payment. Director Kyle Robertson seconded the motion, and it carried by the following vote: Ayes: Directors: Annette Elissagaray, Kyle Robertson and James M. Thoming; Noes: None; Abstain: None; Absent: Directors: Mark Cardoza and Glenn Robertson.

Signed,

Danisha McDonald
Secretary