August 13, 2025
Tracy, California

Pursuant to adjournment of July 16, 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 present.

ITEM 2 - CONSIDER FOR APPROVAL JULY 16, 2025, MINUTES

Director Glenn Robertson made a motion to approve the minutes of July 16, 2025, regular board meeting as corrected. 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 3 - MISCELLANEOUS CORRESPONDENCE

Secretary McDonald presented the 2025 Wellness Grant approval letter from ACWA JPIA awarding the District $646.00 in funds to spend on a hydration campaign. Staff received electrolyte replacement flavored mixes and a cooling rag in a pouch after they were trained on the importance of hydration when working in elevated temperatures.

ITEM 4 - TREASURER’S REPORT

The Treasurer’s report was presented by Danisha McDonald and filed for audit.

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

Director Glenn Robertson made a motion to transfer $2,372,507.53 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, 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

Oak Valley Representative, Gregory Hoekman, presented the current rates of Cetera and LAIF. He reported LAIF continues to show a delay in the downward trend interest rates are experiencing.

The Board of Directors reviewed the cash on hand and discussed the options of re-investing for the current cash needs. Director Kyle Robertson made a motion to reinvest $1,000,000.00 of the principal and interest from the Cetera funds due to mature in August of 2025 into 4 separate two-year term CDs of $250,000 each, and to transfer the remaining $19,820.91 to the Oak Valley Community Bank Liquidity account. 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 7 – REPORT ON DELINQUENT ASSESSMENTS

Secretary McDonald reported that there are currently five past due assessment accounts totaling $328.36. The draft publication to be printed in the Tracy Press in August 2025 was presented to the Board. The expected cost is $324.00 and will be split among the remaining unpaid accounts. The District is required to publish the delinquencies for 3 consecutive weeks before the sale of property takes place at the next board meeting on September 17, 2025.

ITEM 8 - DIRECTOR AND STAFF ITEMS

Assistant Manager Kelly Wright-La Force asked the Board to consider reviewing our current Life and Accidental Dismemberment & Death benefits with ACWA JPIA for potential updates. The Board asked for a proposal to be presented at the next meeting.

ITEM 9 - CONSIDER FOR APPROVAL A MASTER SERVICES AGREEMENT WITH KJELDSEN, SINNOCK, AND NEUDECK (KSN) FOR SURVEYING SERVICES ON AN AS NEEDED BASIS AND AS PER PRE-APPROVED TASK ORDERS

Manager Weisenberger reported that he would like to engage KSN in a Master Services Agreement to perform surveying and property related work periodically through pre-approved task orders. Surveying and legal description work is necessary for the expansion of the BCID Electric Substation #1. A Master Services Agreement and Task Order #1 for legal descriptions and drawings for expansion of Substation #1 was presented to the Board.

Director Glenn Robertson made a motion to approve the presented Master Service Agreement and Task Order #1 presented. 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 10 - CONSIDER FOR APPROVAL ATTENDANCE OF STAFF MEMBER KELLY WRIGHT-LA FORCE TO THE UNITED STATES COMMITTEE ON IRRIGATION AND DRAINAGE (USCID) 2025 ANNUAL CONFERENCE IN RENO, NV OCTOBER 20-24, 2025

The agenda for the 2025 United States Committee on Irrigation & Drainage Annual Conference was presented to the Board for review. Manager Weisenberger recommended sending Assistant Manager, Kelly Wright La-Force, to the conference this October in Reno, NV. Manager Weisenberger recommended paying for her membership with the USCID for one year as the membership would provide a reduction in the cost of the conference registration by fifty dollars. The topics for this year's conference include groundwater issues, storage, and recovery. This education will benefit the BCID for the Groundwater Sustainability Agency functions performed within the Tracy Subbasin.

Director Glenn Robertson made a motion to approve the attendance of Kelly Wright-La Force to the USCID 2025 Annual Conference in Reno, NV. 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 THE CALENDAR YEAR 2024 POWER AND WATER RESOURCE POOLING AUTHORITY (PWRPA) FISCAL RECONCILIATION

Manager Weisenberger reported that BCID will be receiving $265,000 in refunds from PWRPA's 2024 business activities. Manager Weisenberger provided PWRPA generated tables and charts with details reflecting the costs that BCID incurred for electricity on the main lift canal in 2024. The refund is due to over-collection of revenue by PWRPA during 2024. PWRPA attempts to over collect to ensure adequate funds to cover costs during the fiscal year. This reduces the need for large reserves to be held by PWRPA to cover any potential shortfalls.

ITEM 12 – UPDATE ON PROGRES OF "SGMA PHASE 2 CONJUNCTIVE USE PROJECT" CONSTRUCTION, EASEMENT ACQUISITION, AND PROJECT MANAGEMENT

The Close out letter from the Department of Water Resources was presented to the Board. All draft invoices and reports are due by December 31, 2025, ninety days before the grant completion date of March 31, 2026. All final invoices and reports are due by March 31, 2025. The retention re-imbursement request must be submitted before April 1, 2026, to be eligible for reimbursement.

Assistant Manager Kelly Wright-La Force reported on the construction progress of the Phase 2 Conjunctive Use Project. The 30" pipe has been laid eastbound along Durham Ferry Road. Bockmon & Woody has installed underground conduits to the control building, transformer pads, pull boxes, motor leads, and lighting at the wet well. Walls of the junction box were formed and poured and the 36'' pipeline was tied into the junction box. Forms and concrete for the control room slab were also completed. The Pump Station transformer pads, motors and pumps have all been delivered. All pipe laying has been paused during the almond harvest season.

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 Subbasin sustainable.

ITEM 13 - UPDATE ON UPGRADE OF SUBSTATION #1 TO 60KV/12KV TRANSFORMERS AND DISTRIBUTION UPGRADE TO PUMPING PLANTS #1 AND #2 TO 12.47KV

Manager Weisenberger reported that the purchase order approved at the July 2025 board meeting was issued to Virginia-Georgia Transformer for two 7500/8400kVA substation transformers to be installed at BCID substation #1. The transformers will be delivered in March of 2026 and put together in September 2026.

A new Quote # B253101A totaling $633,658.00 from Virginia-Georgia Transformers for three 12kV to 2400V pad mount transformers for Pumping Plant #1 and Pumping Plant #2 was presented to the Board. WAVE engineering suggested ordering 12.47kV to 2400V/480V combination pad mount transformers for the Pumping Plant #1 and #2. This allows the transformers to be used when the new replacement pump stations are built for Pumping Plant #1 and #2 as the new motors will be 480V.

Director Kyle Robertson moved to issue a purchase order for Quote # B253101A for three 12kV to 2400V pad mount transformers from Virginia- Georgia Transformer. 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 14 - 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

ITEM 15 - MANAGER'S REPORT & DISCUSSION ITEMS.

Assistant Manager Kelly Wright-La Force and General Manager Weisenberger met with WAVE engineering to review planning for upcoming projects. The main point of discussion was creating specifications and drawings for bidding purposes for the upgrade/replacement of Substation #1 with 60kV/12.47kV substation transformers.

General Manager Weisenberger attended a SLDMWA August Planning Committee meeting focused on raising the lining on the Delta-Mendota Canal (DMC). Subsidence has occurred along the DMC. It is estimated that up to 400 CFS of flow capacity has been lost in the subsided areas. This is a reduction from 4600 CFS. The meetings are to determine if the cost allocation methodology should be changed for this project from the standard capital allocation policy. There was discussion that the subsidence is caused by either groundwater pumping along the DMC or the location of the DMC being built across old creek beds also known as preferential pathways. Since the subsidence is in close proximity to the Tracy Subbasin, it is of interest for local GSA's to be attending these meetings.

Manager Weisenberger presented the water delivery report. CVP, South of the Delta, agriculture water allocation is fifty-five percent. BCID's allocation is currently 11,000-acre feet (AF) for 2025. BCID has used 586 AF for internal demand in water year 2025. Manager Weisenberger reported that two water transfer agreements have been executed since the last board meeting. A 3500-acre foot CVP transfer was signed with a Westlands Water District landowner and a long term pre-1914 water transfer agreement was signed with San Luis Water District.

Manager Weisenberger is obtaining his continued education hours to maintain his pesticide applicators certificate and license. He maintains his certification as a backup pesticide applicator. He attended twelve hours of training via the internet in the past five weeks.

Pickup truck #89 has been for sale by method of blind bid since Fall of 2024 and was sold in early August 2025 for $7001.00.

ITEM 16 - REPORT ON SAN JOAQUIN RIVER FISH POPULATION STUDY AND OUTREACH EFFORTS

Manager Weisenberger presented the FishBio update for the month of July 2025 to the Board.

Neighboring districts have expressed interest in participating in a group presentation if led by BCID and FishBio. Manager Weisenberger began collaborating with interested parties and FishBio on putting together a proposal for a presentation at the ACWA 2025 Fall Conference in San Diego, CA. The proposal will be submitted to ACWA under their request for statewide topics of interest due August 29, 2025. If the proposal is not accepted as a statewide point of interest, ACWA Region 4 will sponsor the presentation. There will be a presentation brainstorming call with FishBio on Friday, August 15, 2025.

ITEM 17 - UPDATE ON THE GROUNDWATER SUSTAINABILITY PLAN (GSP) FOR THE TRACY SUBBASIN AND RELATED ACTIVITIES

Manager Weisenberger reported the Groundwater Sustainability Agency group is considering holding the annual outreach workshop at BCID in October 2025. The focus of this annual meeting would be on actions being implemented by various Groundwater Sustainability Agencies in the Tracy Subbasin to sustain groundwater levels and supplies. A tour of the BCID SGMA Phase 2 project would be provided.

ITEM 18 - 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 all permit applications have been submitted to regulatory agencies for the floodplain project. This meets the deliverables requirements for the PROP 1 grant. Closeout reports and invoicing will occur this fall as the PROP 1 grant ends in March 2026.

Manager Weisenberger will be meeting with FISHBIO and CBEC to discuss the preparation of a Request for Proposals (RFP) to be distributed to interested contractors for constructing the floodplain project.

ITEM 19 – UPDATE ON WHITEPINE RENEWABLES, INC. SOLAR PROJECT ON DISTRICT HOMESTEAD RANCH PROPERTY ON KASSON ROAD.

A meeting was held with WhitePine Renewables in July 2025 to discuss the schedule and next steps of the solar project. An interconnection agreement needs to be executed between PWRPA and WhitePine Renewables. Meanwhile land surveys on the BCID Homestead property north of Kasson Road will commence in August 2025. Design will be started this fall to be completed by the end of December 2025, and construction will begin in April 2026 with completion occurring in October 2026. The goal is to have the solar field operational by the end of December 2026.

ITEM 20 - REVIEW DISTRICT POLICIES, PROCEDURES, EMPLOYEE HANDBOOK, JOB DESCRIPTIONS AND ORGANIZATIONAL CHART.

A. Rules and Regulations for Water Delivery
B. District Administrative Policy for Board, Officers, and Management
C. Government Claims Act

Manager Weisenberger reported on the progress of updating and writing BCID policies and procedures. Three policies were presented for the board to review and consider action on. Manager Weisenberger updated the Board on the status of three policies and on the Employee Handbook update. Manager Weisenberger reported that a complete draft of the Employee Handbook has been submitted to ACWA JPIA for their review.

After reviewing the Rules and Regulations for Water Delivery, Director Glenn Robertson motioned to approve the Rules and Regulations for Water Delivery as corrected. 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.

After reviewing the District Administrative Policy for Board, Officers, and Management, Director Kyle Robertson motioned to approve the District Administrative Policy for Board, Officers, and Management as corrected. 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.

After reviewing the Government Claims Act, Director Kyle Robertson made a motion to approve the Government Claims Act, as presented. 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 21 - UPDATE ON OFFICE RENOVATION PROGRESS

Assistant Manager Kelly Wright-La Force presented pictures of the office before and after painting and carpeting were completed. There was one excess box of luxury vinyl tiles for the kitchen and bathroom areas, and the District purchased three additional boxes of carpet tiles for future repairs. These will be in the shop on the pallet racks. Maintenance staff have replaced all overhead lighting with Halco LED 4’ 12.5W T8 purchased at Platt Electric.

ITEM 22 - APPROVAL OF WARRANTS

Director Annette Elissagaray moved that the August 2025 warrants in the amount of $2,005,374.64 be approved for payment. 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.

Signed,

Danisha McDonald
Secretary