September 17, 2025
Tracy, California

Pursuant to adjournment of August 13, 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), Mark Cardoza, Annette Elissagaray, and Kyle Robertson

ABSENT: None

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 AUGUST 13, 2025, MINUTES

Director Kyle Robertson made a motion to approve the minutes of August 13, 2025, regular board meeting. Director Glenn Robertson seconded the motion, and it carried by the following vote: Ayes: Directors: Annette Elissagaray, Glenn Robertson, Mark Cardoza, Kyle Robertson, and James M. Thoming; Noes: None; Abstain: None; Absent: None.

ITEM 3 - MISCELLANEOUS CORRESPONDENCE

No miscellaneous correspondence was presented.

ITEM 4 - TREASURER'S REPORT

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

Treasurer McDonald presented a letter from The Bureau of Reclamation regarding the Annual Accounting Analysis for FY 2024. The District has a $93,274.60 surplus due to a recalculation of rates averaged over the past 7 years. The Bureau has more customers now than when the rates were calculated, which produced a surplus on account. Treasurer McDonald recommended accepting the refundable amount from the Bureau, the other option being to apply the amount to the next 30 years of construction fees. The Board directed staff to move forward with the refund request process.

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

Director Glenn Robertson made a motion to transfer $1,570,679.72 from the Liquidity Bank Account to the District checking account at Oak Valley Community Bank. Director Mark Cardoza seconded the motion, and it carried by the following vote: Ayes: Directors: Annette Elissagaray, Glenn Robertson, Mark Cardoza, Kyle Robertson, and James M. Thoming; Noes: None; Abstain: None; Absent: None.

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

Treasurer McDonald presented the maturity schedule and reported that two CDs are due to mature in late September.

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 transfer the maturity from the 2 CDs with a combined total of $500,000 from Cetera to the Oak Valley Community Bank Liquidity account and then into the LAIF account. Director Glenn Robertson seconded the motion, and it carried by the following vote: Ayes: Directors: Annette Elissagaray, Glenn Robertson, Mark Cardoza, Kyle Robertson, and James M. Thoming; Noes: None; Abstain: None; Absent: Director: None.

ITEM 7 – REPORT ON DELINQUENT ASSESSMENTS

Treasurer McDonald presented the Certificate of Sale for a remaining unpaid parcel 239-200-34.

Director Glenn Robertson made a motion to approve the Certificate of Sale. Director Annette Elissagaray seconded the motion, and it carried by the following vote: Ayes: Directors: Annette Elissagaray, Glenn Robertson, Mark Cardoza, Kyle Robertson and James M. Thoming; Noes: None; Abstain: None; Absent: None

ITEM 8 – REVIEW CURRENT LIFE INSURANCE OPTIONS PROVIDED BY ACWA JPIA

Assistant Manager Wright-La Force presented a proposal to enhance the District's current Life and AD&D benefits. Director Mark Cardoza made a motion to approve the Life/ AD&D benefit up to 2X an employee's annual salary with a maximum of $200,000 and allow employees to opt in for self-funded supplemental spousal and child Life/ AD&D insurance. Director Glenn Robertson seconded the motion, and it carried by the following vote: Ayes: Directors: Annette Elissagaray, Glenn Robertson, Mark Cardoza, Kyle Robertson and James M. Thoming; Noes: None; Abstain: None; Absent: None.

ITEM 9 - DIRECTOR AND STAFF ITEMS

Secretary McDonald presented the preliminary agenda for the 2025 ACWA Fall Conference and reminded the Board of the event taking place in San Diego, CA December 2 – December 4.

The Board discussed the passing of Ms. Frances Dahl, mother of our Engineers, Wayne and John Dahl. Director Kyle Robertson motioned to make a onetime contribution of $500.00 to the St. George Perpetual Cemetery Fund in her memory. Director Annette Elissagaray seconded the motion, and it carried by the following vote: Ayes: Directors: Annette Elissagaray, Glenn Robertson, Mark Cardoza, Kyle Robertson and James M. Thoming; Noes: None; Abstain: None; Absent: None.

ITEM 10 – CONSIDER AUTHORIZING THE SALE OF EQUIPMENT: 2012 FORD F150 ID#1FTNF1CF0CKD61960

Staff reported that the district has a 2012 Ford F150 with 107,221 miles in fair condition they would like to place along highway 33 for blind bid. The vehicle has a small gas leak and a check engine code (PO307) signaling a cylinder 7 misfire. The Kelley Blue Book value of the vehicle ranges from $5,295 - $8,726. Director Kyle Robertson made a motion to sell the 2012 Ford F150 ID#1FTNF1CF0CKD61960 at a minimum bid of $6,500. Director Mark Cardoza seconded the motion, and it carried by the following vote: Ayes: Directors: Annette Elissagaray, Glenn Robertson, Mark Cardoza, Kyle Robertson and James M. Thoming; Noes: None; Abstain: None; Absent: None.

ITEM 11 – REVIEW CURRENT WATER SUPPLIES AVAILABLE TO THE DISTRICT, REVIEW SCHEDULING OF AVAILABLE WATER SUPPLIES AND POTENTIAL TRANSFERS

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 652 AF for internal demand in water year 2025. A 3500-acre foot CVP transfer was completed in August of 2025 with Westlands Water District.

BCID plans to resume wheeling for Friant in November of 2025 at a rate of 30 CFS.

ITEM 12 – CONSIDER POLICY ON SERVING ELECTRICITY TO PRIVATE LANDS

Manager Weisenberger reported that the District has been approached by several landowners throughout the years asking to tie into our power supply. After some discussion of the regulations associated with retailing power, the Board declined to offer power as a service of the BCID at this time.

ITEM 13 – CONSIDER REQUEST FOR CONNECTING PIPELINE TO PARCELS APN #'S 239-110-210, 239-110-230, AND 239-110-220 ON NORTH BIRD ROAD

Manager Weisenberger reported a landowner with land outside of the District boundaries approached him asking to tie into a District pipeline. The landowner would be responsible for acquiring an easement and any cost associated with acquiring infrastructure necessary to deliver water outside the District along with a cost share agreement. Currently the District is not expected to encounter capacity limitations in this area. Staff was directed to pursue the matter as needed.

ITEM 14 – UPDATE ON PROGRES OF "SGMA PHASE 2 CONJUNCTIVE USE PROJECT" CONSTRUCTION, EASEMENT ACQUISITION, AND PROJECT MANAGEMENT

Assistant Manager Kelly Wright-La Force reported on the construction progress of the Phase 2 Conjunctive Use Project. BCID staff are currently working on building the Remote Terminal Unit (RTU) to be placed inside the control room. Pengilly Masonry Inc. of Stockton, CA completed building the walls of the control room. Arnaudo moved forward with placing the forms for the roof of the control building. Rebar for the upper half of the Durham Ferry junction box was placed, and the top of the junction box was poured. All inner and outer forms were removed from the junction box. Electrical conduits were placed between the Peterman control building and the new control building by Bockmon & Woody of Stockton, CA. Main line pipelaying will be completed in the northeast direction by September 19, 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 Subbasin sustainable.

A. CONSIDER CHANGE ORDER PCO NO #1 FOR APPROVAL

Manager Weisenberger presented a proposed change order from Arnaudo Construction Inc. for additional costs associated with revisions to construction as a result of field discussions/ changes, landowner coordination, and timelines. The change order outlined that two additional turnouts were added, one turnout location was changed, and additional material was necessary to complete the project. Manager Weisenberger explained BCID has a SGMA Phase 2 grant balance of $323,069 and the change order, totaling $128,579, will allow for a budgetary cushion to remain on the grant balance should other unexpected expenses occur.

After reviewing the change order, Director Kyle Robertson motioned to approve Change Order PCO No #1 from Arnaudo Construction Inc. Director Annette Elissagaray seconded the motion, and it carried by the following vote: Ayes: Directors: Annette Elissagaray, Glenn Robertson, Mark Cardoza, Kyle Robertson and James M. Thoming; Noes: None; Abstain: None; Absent: None.

ITEM 15 - UPDATE ON UPGRADE OF SUBSTATION #1 TO 60KV/12KV TRANSFORMERS AND DISTRIBUTION UPGRADE TO PUMPING PLANTS #1 AND #2 TO 12.47KV

A. CONSIDER FOR APPROVAL TASK ORDER #2 WITH KSN FOR SURVEYING WORK FOR SUBSTATION #1 UPGRADE

Manager Weisenberger presented Task Order #2 from KSN for topographic surveying and mapping work for the Substation #1 upgrade in order to purchase land and to support the design of the upgrade to the substation.

Director Glenn Robertson moved to approved Task Order #2 with KSN for surveying work for Substation #1 upgrade. Director Kyle Robertson seconded the motion, and it carried by the following vote: Ayes: Directors: Annette Elissagaray, Glenn Robertson, Mark Cardoza, Kyle Robertson and James M. Thoming; Noes: None; Abstain: None; Absent: None.

ITEM 16 - 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: ½ acre parcel in APN # 239-210-200
   Agency Negotiators: David Weisenberger, Jeanne Zolezzi, and Lilliana Selke
   Negotiating Parties: RABB Family Properties LP
   Under Negotiation: Compensation for obtaining ½ acre parcel in fee

ITEM 17 - MANAGER'S REPORT & DISCUSSION ITEMS

Assistant Manager Kelly Wright-La Force attended the Paradise Cut Expansion meeting August 25, 2025. The project aims to increase flood protection, water supply reliability, and habitat enhancement by widening and extending the existing Paradise Cut Flood Bypass, or constructing a new 1000–2000 foot weir and dredging for channel capacity restoration. The district intends to continue attending these meetings to advocate for the protection of residential and district interests.

General Manager Weisenberger reported that the State Water Resources Control Board has a new Annual Water Diversion and Use Reporting portal, CalWTRS. The portal will launch in October of 2025, and the district must be fully compliant by January of 2026. The portal intends to accept live data from diversion measurement meters directly to the reporting portal.

Manager Weisenberger reported the maintenance staff has continued to spray terrestrial weeds and worked on removing an island of hyacinth from in front of the Fishscreen. They also completed the seasonal oil changes, brake pad and windshield wiper replacements on the fleet of vehicles. The utility trailer with a lift dump function was repaired due to a battery problem that prevented the battery from keeping a charge. It is now wired directly to the truck.

The District is looking into a new camera system as the one we currently have is reaching the end of its useful life, the software is outdated, and the system is failing to connect to the cameras. Staff are researching software compatible with the current cameras in the field.

The SCADA system is no longer communicating with Pumping Plant #5. Staff have attempted to reinstate the communications by installing a new radio, but this has not resolved the issue. Further testing and investigation will be done.

While updating our website diversion reports, a regular pattern of intermittent missing data on the District cloud data storage system was discovered. The missing information occurs randomly each day for up to two hours at a time. Troubleshooting with the help line took place, but the cause has not been determined. In addition, the meter itself is now not storing the information internally during the outages. Staff will continue to investigate the issue.

The above ground steel plumbing at Pumping Plant #2, which serves the pipeline lateral east of Koster Road, is developing leaks. The plumbing will need to be replaced this winter as new leaks have occurred every month since June 2025. Staff have requested a bid from Arnaudo Construction Inc. to replace all the above ground steel pipes with one option being to place PVC pipes underground.

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

Neighboring districts have expressed interest in participating in a group presentation if led by BCID and FishBio. Manager Weisenberger has submitted a proposal for presentation at the ACWA 2025 Fall Conference in San Diego, CA under their request for statewide topics of interest on August 29, 2025. If the proposal is not accepted as a statewide point of interest, ACWA Region 4 will sponsor the presentation. There was presentation brainstorming call with FishBio on Friday, August 15, 2025. In addition, FishBio will be hosting their Annual Predation Review meeting in early November 2025.

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

Manager Weisenberger reported the Groundwater Sustainability Agency group will be holding the annual outreach workshop at BCID in October 2025. The focus of this annual meeting will 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 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 all permit applications have been submitted to regulatory agencies for the floodplain project. This meets the deliverable requirement for the PROP 1 grant. Closeout reports and invoicing will occur this fall as the PROP 1 grant ends in March 2026. A reimbursement check was received for the Quarter 2 activities in the amount of $2,530.

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.

Additional grant funds may be obtained by applying for the FY 2025 National Fish Passage Program Grant. Staff were instructed to apply for the grant.

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

Biweekly meetings continue to occur between BCID Staff, PWRPA, and WhitePine Renewables solar team. Surveying and design are upcoming projects to be completed by WhitePine. The timeline has stayed consistent with the hope of being operational in December of 2026. The collaborating team is still exploring options on how to utilize the excess energy produced and is interested to see if neighboring districts find success within the realm of hydrogen.

ITEM 22 - REVIEW DISTRICT POLICIES, PROCEDURES, EMPLOYEE HANDBOOK, JOB DESCRIPTIONS AND ORGANIZATIONAL CHART.

A. BCID Employee Handbook
B. Driving on the Job GPS
C. HAZMAT Communication
D. IIPP
E. Return to Work
F. Electronic Communication
G. Workplace Violence
H. Reasonable Accommodation

Manager Weisenberger reported on the progress of updating and writing BCID policies and procedures. Eight policies were presented for the board to review and consider action on. The board elected to take action on only one policy, the Driving on the Job Policy, which included provisions for GPS tracking and cameras in district vehicles.

A quote from Verizon was presented in the amount of $1,332.45 per month for a 1-year contract to install GPS telematics and cameras in each BCID vehicle.

After reviewing the Driving on the Job GPS policy, Director Mark Cardoza moved that the Driving on the Job GPS Policy and the associated quote from Verizon in the amount of $1,332.45 monthly subscription for one year be approved. Director Glenn Robertson seconded the motion, and it carried by the following vote: Ayes: Directors: Annette Elissagaray, Glenn Robertson, Mark Cardoza, Kyle Robertson, and James M. Thoming; Noes: None; Abstain: None; Absent: None.

The Board commented on the remaining policies and asked staff to return next meeting with the suggested edits incorporated into the policies.

ITEM 23 - APPROVAL OF WARRANTS

Director Annette Elissagaray moved that the September 2025 warrants in the amount of $1,314,988.54 be approved for payment. Director Mark Cardoza seconded the motion, and it carried by the following vote: Ayes: Directors: Annette Elissagaray, Glenn Robertson, Mark Cardoza, Kyle Robertson, and James M. Thoming; Noes: None; Abstain: None; Absent: None.

Signed,

Danisha McDonald
Secretary