October 15, 2025
Tracy, California

Pursuant to adjournment of September 17, 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 (arrived at 9:15 a.m.), and Kyle Robertson

ABSENT: None

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

ITEM 1 - OPPORTUNITY FOR PUBLIC COMMENT

No public present.

ITEM 2 - CONSIDER FOR APPROVAL SEPTEMBER 17, 2025, MINUTES

Director Glenn Robertson made a motion to approve the minutes of September 17, 2025, regular board meeting. Director Mark Cardoza seconded the motion, and it carried by the following vote: Ayes: Directors: Glenn Robertson, Mark Cardoza, Kyle Robertson, and James M. Thoming; Noes: None; Abstain: None; Absent: Annette Elissagaray.

ITEM 3 - MISCELLANEOUS CORRESPONDENCE

Manager Weisenberger presented a letter from San Joaquin County Community Development Department regarding a project pre-application to build a cricket field on parcel 253-300-21 within the District boundaries on West Durham Ferry Road. The project is of interest to the District as it will back up to a BCID canal, 5 West. Manager Weisenberger reported to the Board that a letter of comment has been sent to the County regarding the need for fencing due to safety concerns. The Board requested additional comments to be submitted to request more information regarding the project's natural drainage plan.

ITEM 4 - TREASURER'S REPORT

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

Treasurer McDonald reported that the final outstanding assessment bill was paid before the previously approved certificate of sale was filed with the county recorder.

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

Director Mark Cardoza made a motion to transfer $1,694,112.27 from the Liquidity Bank Account to the District checking account at Oak Valley Community Bank. 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 6 - UPDATE ON TRANSFER OF FUNDS TO INVESTMENT ACCOUNTS WITH CETERA INVESTMENT SERVICES LLC

Gregory Hoekman, an investment representative from Oak Valley Community Bank, reported the current rates for investment with Cetera. No action was taken.

ITEM 7 - REVIEW CURRENT HEALTH INSURANCE OPTIONS PROVIDED BY ACWA JPIA

Secretary McDonald presented the current and potential waiting period options for JPIA Health Benefits. After some discussion, Director Mark Cardoza motioned to pay 100% of Medical, Vision, and Dental premiums for all employees, spouses, and eligible dependents as of the first of the month following the date of hire. 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.

Secretary McDonald presented a retirement health benefits policy to the Board. The Board offered corrections and asked for the revised policy to be inserted into the appropriate place within the working handbook.

ITEM 8 - DIRECTOR AND STAFF ITEMS

No director or staff items.

ITEM 9 - CONSIDER CHANGING THE MINIMUM PRICE FOR THE SALE OF EQUIPMENT: 2012 FORD F150 ID#1FTNF1CF0CKD61960

Staff reported the District has not received any interest in the truck for sale.

Director Kyle Robertson made a motion to change the sale price of the 2012 Ford F150 ID#1FTNF1CF0CKD61960 at a minimum bid of $5000.00 or best offer by November 5th, 2025. 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 10 - REVIEW AND CONSIDER APPROVAL OF TRAVEL, LODGING, AND SEMINAR EXPENSES FOR DISTRICT PERSONNEL.

The dates and fee schedule for the 2026 ITRC courses was presented to the Board.

Director Glenn Robertson made a motion to approve the expenses for travel, lodging, and seminar fees to send Lorenzo Cornejo and Diego Zermeno Sierra, to the Flow Measurement class and Kelly Wright-La Force, Christian Rodriguez, and Saul Ruiz, to the SCADA Training class hosted by Cal Poly in San Luis Obispo next Spring of 2026. 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 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 AF transfer was approved with Westlands Water District to take place in October and November of 2025. The District plans to reschedule the allowable ten percent of Water Year 2025 water, 2000 AF, into the Water Year 2026 with the Bureau of Reclamation.

BCID plans to close water delivery services for the first week of November to allow for SGMA construction and annual maintenance to take place. BCID will resume wheeling for Friant on November 11, 2025, at a rate of 30 CFS.

ITEM 12 - REVIEW FOR APPROVAL RESOLUTION APPROVING EXECUTION OF 2025 - 2029 WARREN ACT CONTRACT 25- WC-20-6325 WITH THE UNITED STATES BUREAU OF RECLAMATION

Manager Weisenberger reported that a draft Warren Act Contract 25- WC-20-6325 has been received by the Bureau of Reclamation and was missing some verbiage pertaining to the previous contract's storage component.

Director Glenn Robertson made a motion to accept the resolution 2025-10-01 approving execution of the 2025 - 2029 Warren Act Contract 25- WC-20-6325 with the United States Bureau of Reclamation with discretion of the General Manager and future approval of the contract by Legal Counsel. 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.

RESOLUTION NO. 2025-10-01

THE BANTA-CARBONA IRRIGATION DISTRICT
RESOLUTION ADOPTING NOTICE OF EXEMPTION
AND APPROVING EXECUTION OF
2025 WARREN ACT CONTRACT NUMBER 25-WC-20-6325 WITH THE UNITED STATES BUREAU OF RECLAMATION

WHEREAS, the State of California is currently experiencing unprecedented water management challenges; and

WHEREAS, following three straight years of below-average rainfall, very low snowmelt runoff and the largest court-ordered water transfer restrictions in state history; and

WHEREAS, the United States Bureau of Reclamation declared that CVP allocations for 2014 were 0% and are expected to be the same for 2015, and CVP contractors do not anticipate receiving full supplies under current operations in the near future; and

WHEREAS, because of continuing drought and conditions of water management uncertainty in place in California, the Banta-Carbona Irrigation District wishes to take all actions to protect its irrigators, as well as to attempt to provide assistance to irrigators in adjacent districts through effective use of its **Pre-1914 Water Right** from the San Joaquin River; and

WHEREAS, execution of Multi-Year Temporary Warren Act Contract – Years 2025 - 2029 with the United States Bureau of Reclamation will allow the district to use its **Pre-1914 Water Rights,** flexibly and to the greatest benefit in the years 2025 - 2029; and

WHEREAS, the Banta-Carbona Irrigation District has determined that entering into the Multi-Year Temporary Warren Act Contract – Years 2025 – 2029 is exempt from CEQA under the circumstances existing at this time.

NOW, THEREFORE, be it RESOLVED that:

1. The BCID Board of Directors has determined that entering into the Multi-Year Temporary Warren Act Contract – Years 2025 - 2029 is exempt from CEQA under the circumstances existing at this time.
2. BCID staff is authorized to file a notice of exemption with the San Joaquin County Clerk's office.
3. The President of the Board of Directors is authorized to execute the Multi-Year Temporary Contract between the United States and Banta-Carbona Irrigation District Providing for Storage and Conveyance of Non-Project Water for the years 2025 - 2029.

PASSED, APPROVED, AND ADOPTED by the Board of Directors of the Banta-Carbona Irrigation District at the regular board meeting of said Board on the 15th day of October 2025, by the following vote:

AYES: Directors: Glenn Robertson, Annette Elissagaray, Mark Cardoza, Kyle Robertson, and James M. Thoming;
NOES: None
ABSTAIN: None
ABSENT: None

BANTA-CARBONA IRRIGATION DISTRICT

_____
James M. Thoming, President

ATTEST:

_____
Danisha McDonald, Secretary

ITEM 13 - UPDATE ON PROGRES OF "SGMA PHASE 2 CONJUNCTIVE USE PROJECT" CONSTRUCTION, EASEMENT ACQUISITION, AND PROJECT MANAGEMENT

Treasurer McDonald reported the SGMA reimbursement timeline and estimated reimbursement for the upcoming invoice for Q3 due at the end of October 2025.

Assistant Manager Kelly Wright-La Force reported on the construction progress of the Phase 2 Conjunctive Use Project. The Conduit sets were delivered and laid underground at the control room. New power poles were installed and connected. The conduit pull boxes, motor leads, and lighting at the wet well were installed. Cascade pumps and motors, transformer pads and control room blocks were delivered. The control room and junction box were completed. A gas line was potholed crossing the airport driveway. Turnout box locations were confirmed. All pipes are currently in the ground and have been tied into the junction box.

A. CONSIDER AND APPROVE INTERVENING FACILITIES LICENSE NO. 2025-1001 FOR CONNECTION TO WEST STANISLAUS IRRIGATION DISTRICT'S DURHAM FERRY RD. DRAIN

Manager Weisenberger reported on the Intervening Facilities License No. 2025-1001. West Stanislaus Irrigation District (WSID) waived their normal fees for the License authorizing BCID to enter the ditch and allow BCID water to drain into the ditch owned by WSID.

After reviewing the license, Director Glenn Robertson adopted and approved the Intervening Facilities License No. 2025-1001. 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 14 - 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 the Topographic images created from the surveying work done by Kjeldsen Sinnock Neudeck of Stockton, CA and the Notice of Exemption for the Transformer Replacement Project.

A. CONSIDER AND APPROVE THE NOTICE OF EXEMPTION FOR PROJECT – BCID SUBSTATION NO. 1 TRANSFORMER REPLACEMENT PROJECT.

Director Glenn Robertson made a motion to approve the Notice of Exemption for Project – BCID Substation No. 1 Transformer Replacement Project. 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.

B. CONSIDER APPROVAL OF PROJECT – BCID SUBSTATION NO. 1 TRANSFORMER REPLACEMENT PROJECT.

Director Glenn Robertson made a motion to approve the Project – BCID Substation No. 1 Transformer Replacement Project. 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 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

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 16 - ASSISTANT MANAGER OF FIELD OPERATIONS REPORT & DISCUSSION ITEMS

Assistant Manager Mike McDonald reported that the maintenance crew has been hard at work building the RTU panel to be installed in the new 3 East control room, pruning along Kasson Road and 6 East lateral boxes, and identifying any existing maintenance needs.

With the upcoming maintenance season approaching the District plans to inspect the Pumpstations, replace damaged walks or crossings, prune right of ways, repair turn out gate structures, and replace the rotting weir boards used to measure water.

The unit 5 pump at Pumping Plant #3 will be pulled out the first week of November 2025 for Martech of Stockton, CA to assess for a potential rebuild.

The Board brought to staff attention a temporary road base repair of a driveway, along Banta Road previously affected by a pipeline leak, has dipped. Assistant Manager Mike McDonald will investigate the claim.

ITEM 17 - MANAGER'S REPORT & DISCUSSION ITEMS

General Manager Weisenberger reported that the State Water Resources Control Board has a new Annual Water Diversion and Use Reporting portal, CalWATRS. The portal launched 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 have been and continues to perform weed control efforts, applying pre-emergent herbicide on the District rights-of-way.

The District is evaluating a new camera system, as the current one is nearing the end of its service life, with outdated software and frequent connection failures. Staff are researching software compatibility with existing cameras.

The SCADA system has lost communication with Pumping Plant #5. Installing a new radio did not resolve the issue; further testing and investigation are underway.

During lift canal flow meter updates, staff discovered intermittent data losses, up to two hours daily, on the District's cloud data storage system. Troubleshooting has not yet identified the cause, and the affected meter is no longer storing data locally during outages. Investigation continues by staff.

At Pumping Plant #2, serving the pipeline lateral east of Koster Road, above-ground steel plumbing continues to leak, with new leaks occurring monthly since June 2025. Replacement is planned for winter. A bid has been requested from Arnaudo Construction Inc., with one option being to install underground PVC piping.

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

Manager Weisenberger submitted proposal for presentation at the ACWA 2025 Fall Conference in San Diego, CA under their request for statewide topics of interest was accepted. The current agenda lists that the presentation will take place on Thursday December 4, 2025, at 9 a.m.

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

The Tracy Subbasin Open House flyer was presented to the Board. The Open House will be held October 30, 2025, at 10 a.m. at the District Office followed by a tour of the SGMA Construction Project.

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

There was no report on the Prop 1 Grant Contract.

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

Manager Weisenberger presented a Statutory Exemption Report prepared for White Pine Renewables by Rincon Consultants dated September 2025, an email from WhitePine's Garrett Hollingsworth, an indemnity form, maps digitally staking out the land proposed for use, and the Notice of Exemption for the Solar Project for the Board's review.

A. CONSIDER AND APPROVE THE NOTICE OF EXEMPTION FOR PROJECT – BANTA-CARBONA IRRIGATION (BCID) SOLAR PROJECT

Director Mark Cardoza made a motion to approve the Notice of Exemption for Project – Banta-Carbona Irrigation District Solar Project. 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.

B. CONSIDER APPROVAL OF PROJECT – BANTA-CARBONA IRRIGATION (BCID) SOLAR PROJECT

Director Mark Cardoza made a motion to approve the Project – Banta-Carbona Irrigation District (BCID) Solar Project. 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.

The District will hold a public hearing during the next board meeting on November 12, 2025, and provide 20-day notice to property owners along Homestead Rd.

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

A. BCID Employee Handbook
B. HAZMAT Communication
C. IIPP
D. Return to Work
E. Electronic Communication
F. Workplace Violence
G. Reasonable Accommodation

Manager Weisenberger reported on the progress of updating and writing BCID policies and procedures. Seven policies were presented for the Board to review and consider action on.

After reviewing the presented policies, Director Mark Cardoza moved to approve and adopt the HAZMAT Communication, IIPP, Return to Work, Workplace Violence, and Reasonable Accommodation policies. 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 suggestions incorporated into the policies.

ITEM 23 - APPROVAL OF WARRANTS

Director Mark Cardoza moved that the October 2025 warrants in the amount of $1,565,052.90 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, Kyle Robertson, and James M. Thoming; Noes: None; Abstain: None; Absent: None.

Signed,

Danisha McDonald
Secretary