

Alan Richard Coon
Secretary

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RECLAMATION DISTRICT NO. 2044
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AGENDA

PLEASE TAKE NOTICE that at 8:30 a.m. on Tuesday, November 12, 2024, the Board of Trustees of Reclamation District No. 2044 will meet at the Law Offices of Alan Richard Coon, 400 E. Kettleman Lane, Suite 20-K, Lodi, CA 95240. This Annual Meeting, moved to current date because of lack of quorum, will be in one of the conference rooms at Clear Suites dependent upon availability of attendance. The Board reserves the right to advance items or consider matters out of order.

Special Presentation: Renewable Technologies will present an update on the San Joaquin County building permit application, the proposed construction and information regarding options on current Solar Project. There will be a discussion on the financing of the alternative proposals and construction deadlines. This Special Presentation may be advanced or delayed accommodating calendar matters, presenter and attendees.

1. Public Comment: Public comments begin promptly at 8:30 a.m.

a. This is the time for those interested in addressing the Board of Trustees on the levying of the District's Operation and Maintenance Assessment No. 18; and

b. This is the time for those interested in addressing the Board of Trustees on Agenda matters.

Public comments on agenda items will be limited to 5 minutes at the discretion of the Board Secretary. Public comments permitted at the start of the meeting and may address District matters and action items.

2. Manager's Report: Manager Geno Celli will provide an overall update of the status of levees, pumps and infrastructure; provide updates on recent and ongoing levee repairs near the King Island Marina under the 2024-2025 Subventions Work Agreement; pump station/pump repair; current vegetation, rodent control and levee road maintenance; discussion and possible action regarding alternative routes for access around Marchetti Parcel; upcoming flood preparedness efforts; monthly patrol records; and miscellaneous future needs.

3. Engineer's Report: District's engineers, MBK Engineers, will provide update on recent and planned Subventions Work, and the current overall condition of levees and drain systems. See also Engineer's Report, which is attached and incorporated herein by reference, including those matters in the Engineer's Report which may require "Action", infra. In addition, MBK Engineers will provide reports on (i) Planned Drone Work; (ii) Marina Anomaly Repair (and planned repairs); and Encroachment Permit Concerns re new pumpstation into main canal.

4. Secretary and General Counsel's Report/Financial and Miscellaneous Matters: The District Secretary will provide financial reports and current status of warrants following transfer of warrant business from F&M Bank to procured Bank of Stockton (which may require Action by Board, to be added below); ongoing Working Budget; current monthly bills and expenses; update on Solar Project; Update on Encroachment Agreement with King Island Enterprises, Inc.; new Gmail account; Copying and/or destruction of aged District Files; and discussion related to assessment matters including increase for City of Stockton based upon 2023 cpi.

5. Action Item(s):

- A. Approval of Minutes of Meeting held on July 9, 2024;
- B. Consider Action to approve and ratify payment of current invoices;
- C. Consider and ratify the creation of new District email account and consider authorizing the copying and/or destruction of aged District folders/files;
- D. Consider public comment and then ratify and/or confirm publication of Notice and Action to Adopt a Resolution to Levy the District's Operation and Maintenance Assessment No. 18 and Resolution thereon (see attached CPI Worksheet to be updated at Meeting);
- E. Consider amendment of an encroachment agreement as follows: In and after May of 2022 District granted an encroachment ("Permit") to Jackson Land & Cattle LP ("Landowner ") consisting of the construction of a barrier, pump station, sump, discharge, scour protection, electrical connection and apertures associated with the encroachment ("the Project") as shown by the then plans and specifications. Now, Landowner seeks Board approval of an amendment to the Permit as described in the attached "Amended" Exhibits prepared by Siegfried Engineers dated Sept. 18, 2024;
- F. Consider the ratification and approval of the renewal of insurance and payment of premium for 2024-2025 [\$14,993.00];
- G. Consider Action to approve MBK Engineer's "Agreement for Professional Services – Standard Terms and Conditions";
- H. Consider Action to grant authority and discretion of Secretary to approve updated construction and financing agreements (including Renewable Technology [contractor], Power Purchase Agreements [PG&E and financing lender] and San Joaquin County entities [permitting agency (ies)] with prior email to Trustees), including amendment of existing lease agreements, all for Solar Project;
- I. Consider granting authority and discretion to approve 2023-2024 Audit and ratify Secretary executing Representation Agreement; and
- J. Consider Action for items noted above in i. Manager's Report, ii. Engineers' Report and iii. Secretary Reports.

6. Informational Items: Alternatives to CalOES and Subvention Program Funding.

7. Adjournment:

Dated: November 1, 2029.



Alan Richard Coon, Secretary
Reclamation District No. 2044