Alan Richard Coon Telephone

Secretary (209) 601-9624

Reclamation District No. 2029

**400 E. Kettleman Lane, Lodi, CA 95240**

**Recdistrict2029@GMAIL.COM**

**Agenda**

PLEASE TAKE NOTICE that at 8:30 a.m. on Thursday, November 14, 2024, the Board of Trustees (“Board”) of Reclamation District No. 2029 (“District”) will meet at the law offices (Clear Suites’ satellite conference room located on the north side of Kettleman Station Complex) of Alan Richard Coon, 400 E. Kettleman Lane, Clear Suites, Lodi, CA (“Business Address”) to conduct the District’s Annual Meeting moved from the date of Second Tuesday of October because of lack of quorum. 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.

Public Comment: Public comments are to 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. 17; 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 are only permitted at the start of this meeting and may address information and action items;

1. Manager’s Report: Manager Jim Harvey will provide an overall update of the status of levees, pumps and infrastructure; an update on recent and ongoing levee repairs under the 2024-2025 Subventions Work Agreement including that work adjacent to the former Herman & Helen’s King Island Marina; discuss completed and any proposed pump station/pump repair; ongoing success with the current vegetation spray and rodent control; road top levee road maintenance; upcoming flood preparedness efforts; and miscellaneous future needs.
2. Engineer’s Report: District’s engineers, MBK Engineers, will provide update on recent and planned Subventions Work, current design on proposed turn-around if County grants partial closure of the southern section of Empire Tract Road; current overall condition of levees and drain systems; and status of the close-out of the DWSP levee project which may include written material (“DWSP Update”) including material from KSN Engineers. See also MBK’s Engineer’s Report, which is attached and incorporated herein by reference, including those matters in the Engineer’s Report and DWSP Update which may require “Action”, infra.
3. Secretarial and Financial Matters. Secretary will provide financial reports and current status of warrants following transfer of warrant business from F&M Bank to procured Bank of Stockton; ongoing Working Budget; current monthly bills and expenses; update on the Appeal of the Campagna judgment (3rd District Curt of Appeals); update on Solar Project; New District Gmail Account; Update on Solar Project and discussion regarding proposed location (Foppiano Parcel); and discussion related to assessment matters including the pending election on the Special Assessment;
4. Action Item(s):
5. Approval of Minutes of Meeting held on September 30, 2024;
6. Consider Action to approve and ratify payment of current invoices;
7. Consider and ratify the creation of a new District email account and consider authorizing the copying and/or destruction of aged District folders/files;
8. To 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);
9. Consider Action to approve MBK Engineer’s “Agreement for Professional Services – Standard Terms and Conditions”;
10. 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 final approval by email from Trustees), including entering into long-term (up to 20 years) lease agreement(s), all for Solar Project;
11. Consider granting authority and discretion to approve 2023-2024 Audit and ratify Secretary executing Representation Agreement;
12. Consider proposed Loan Agreement with Bank of Stockton providing loan for Special Assessment 2024; and
13. Consider Action for items noted above in i. Manager’s Report, ii. Engineers’ Report and iii. Secretary Reports.
14. Informational Items: Discuss control methods for ground squirrel and removal of old concrete slab at the former Correia Road ferry ramp.
15. Closed Session: 1. Conference with Legal Counsel – Existing Litigation. Govt. Code §54956.9 (a) *Campagna et al v. RD #2029* STK-CV-UED-2018-5895 Complaint; One Matter: Govt. Code section 54956.9(a), (c) and (d). 2. Conference with Legal Counsel and Real Property Negotiator regarding Empire Tract Road Abandonment and related matters (Encroachment, Ingress & Egress and Access Agreements) Govt. Code section 54954.5(b) and 54956.8; and 3. Conference with Legal Counsel – Potential Litigation, Government Code §§ 54954.5 (d), 54956.9 (d) (2), (4) and 54957.1 (a)(3)(A) & (B).
16. Adjournment:



Dated: November 6, 2024 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Alan Richard Coon, Secretary

Reclamation District No. 2029