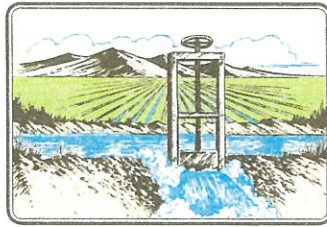


# Reclamation District No. 1004



**RECLAMATION DISTRICT NO. 1004  
BOARD OF TRUSTEES  
October 9, 2024  
Regular Board Meeting Minutes**

Board of Trustees (BOT) present: Chairman Hulbert, Vice-Chairman Borrelli, Trustee Herkert, and Trustee Bailey. Trustee Mord was absent from this meeting. RD1004 staff present: District Manager Terry Bressler and Office Manager Barbie Buchanan. Public attendees present: Nicole Garafalo and Deryl Phy.

**1. Call the Meeting to Order**

Meeting called to order at 10:00 a.m.

**2. Approval of Agenda**

Motion to approve agenda: Trustee Borrelli

Second: Trustee Herkert

Vote: Unanimous

**3. Approval of Minutes**

**A. September 11, 2024 Regular Board Meeting Minutes**

Motion to approve minutes as presented: Trustee Herkert

Second: Trustee Bailey

Vote: Motion passed with three votes and one abstention.

**B. September 25, 2024 Regular Board Meeting Minutes**

Motion to approve minutes as presented: Trustee Borrelli

Second: Trustee Bailey

Vote: Unanimous

**4. Public to address the Board**

Office Manager Barbie Buchanan shared an email received by Justin Micheli with California Farms regarding a proposed gate along the north end that may be constructed on the District's property. The gate is wide enough for all large equipment and is not in the service area for routine ditch maintenance. The email is to notify the BOT of his plans and to clarify placement. District Manager Terry Bressler stated that California Farms is installing four gates along their

property line, but the BOT are concerned about any gates being installed on District property. After continued discussion, Chairman Hulbert asked that this topic be added to November's agenda for further discussion.

Landowner Deryl Phy asked about the truck that the District purchased and asked if the District sold a truck. District Manager Terry Bressler stated that right now, they are determining which truck will be sold next. Deryl Phy also asked if the District has logs for all expenses and fuel related to each piece of equipment. District Manager Terry Bressler explained that as of two years ago, all expenses are tracked with an equipment number. A gas log is kept at the shop to track how much fuel is used in each vehicle. Trustee Bailey shared that he does not feel expenses should be kept in the vehicle, but should be kept here in the office. Trustee Borelli suggested that a fuel log be kept in each truck and expense files be kept in the office. Landowner Deryl Phy agreed but stated he would like fuel logs in all equipment as well.

## **5. Financial Report-Discussion and Possible Action**

Office Manager Barbie Buchanan provided an update regarding the Colusa County Oversight Committee that landowner Deryl Phy asked about at September's meeting. The committee meets two times per year and there were no updates to share at RD1004 meeting. The County was contacted to ensure that RD1004 is still on the distribution list for all information being sent out.

### **A. Cash Report/Account Balances**

Discussion only, no action taken. Trustee Borrelli suggested using reserve funds that are coming due to purchase two-year treasury bonds, and the BOT supports that recommendation.

### **B. Interim Disbursements**

Office Manager Barbie Buchanan presented the interim disbursements of \$149,086.00, which included a payment to the USBR for restoration charges of \$78,000.00 and the new truck purchase of \$47,516.56.

Motion to approve interim disbursements as presented: Trustee Borrelli  
Second: Trustee Bailey  
Vote: Unanimous

### **C. Accounts Payable**

Motion to approve the accounts payable list as presented totaling \$134,228.09: Trustee Borrelli  
Second: Trustee Bailey  
Vote: Unanimous

### **D. Accounts Receivable**

Discussion only, no action taken.

**E. Profit/Loss Statement**

Discussion only, no action taken.

**F. Approval of Transfers**

Office Manager Barbie Buchanan requested the following transfer:

- Transfer \$12,500.00 from the general fund to County Fund 1 (498)
  - \$2,500.00 to Water Rights
  - \$10,000.00 to Princeton Pumping Plant

Motion to approve transfers as requested: Trustee Borrelli

Second: Trustee Herkert

Vote: Unanimous

Office Manager Barbie Buchanan requested reimbursement approval for the FY 2024 quarter 3 Princeton Pumping Plant expenses from County Fund 498 totaling \$1,153.87.

Motion to approve Princeton Pumping Plant expenses as presented: Trustee Herkert

Second: Trustee Borrelli

Vote: Unanimous

Office Manager Barbie Buchanan shared that the District is still waiting for the USBR refund of approximately \$123K from the 2023 water year. The USBR stated they are hoping to process refunds in December.

**6. New Business**

No new business items were discussed, however, Chairman Hulbert wanted to follow up regarding a previous new business item. Chairman Hulbert asked if the issue at the newly installed gate on the Forde property has been resolved and if everyone who needs to access the road has received a code. Trustee Herkert stated that there have been codes given out by the owner. Chairman Hulbert shared that he would like this put on the agenda for further discussion due to possible prescriptive rights or deeded rights. Trustee Herkert asked if the District could continue to bill the six landowners for levee maintenance. He also shared that there could be further questions such as if the easement falls in line with when the Morgan Levee was constructed, or does the easement pre-date the levee? Chairman Hulbert agreed with the questions and would like the BOT and legal to review potential issues before we move forward with another gate being installed in the district. The BOT decided that an agenda item regarding the Forde gate does not need to be added to the agenda at this point, but any updates from legal or the BOT can be shared at a future meeting. If any new issues or challenges arise in the future, the item can be added to the agenda at that time.

The BOT directed District Manager Terry Bressler to inform Justin Micheli with California Farms that the gates need to go on their property and not on the District's property.

**7. Chairman's Report**

**A. Update on Sacramento River Settlement Contractors**

Chairman Hulbert would like to thank Tariq Khan for being the RD1004's tenant for the last eight years and shared that a new five-year lease was signed with Mohammad (Farooq) Namit, that will go into effect on February 1, 2025.

SRSC update is that the 10-year MOU is still moving forward and there was a lot of discussion at September's meeting to avoid the 2022 situation with an 18% allocation when it could have been 35% or 40%. The consensus is to get the best deal that we can get. As soon as the document is a public document, RD1004 will host a meeting for all landowners so that all questions can be answered and comments shared.

Legal update from SRSC regarding NRDC, the environmental group that is filing the lawsuits, at this point SRSC has prevailed. NRDC filed an en banc motion that was denied, but if NRDC continues to fight this, it will go to the State Supreme Court for further review.

Chairman Hulbert shared that the upcoming Water Leaders Program was discussed at the SRSC meeting, and confirmed that Office Manager Barbie Buchanan is enrolled in the next session that starts in January 2025.

**8. Manager's Report**

District Manager Terry Bressler shared that the District has delivered 60,000 a/f of the 80,000 a/f of water budgeted this year. The fifth pump at Princeton was started yesterday, and District staff is moving water to the south end of the district while still moving past uncut rice fields. Additional duck water will be started next week.

An email from Jeff Barnes with the White Mallard was received giving authorization to move forward with cutting the two trees that need to be removed. Two quotes were received for the work, and the cost will be approximately \$4,500.00.

**9. Old Business**

**A. Discussion and Possible Action regarding Butte Creek**

Discussion only, no action taken.

**B. Discussion and Possible Action regarding Solar Program and Proposal**

Discussion only, no action taken. Chairman Hulbert shared that he was informed that the initial program is full, and the solar rep may pull the application. There is a new program, the Community Solar Project program, that may be fit for the district to save money and reduce risks for the facility installation.

**C. Discussion and Possible Action regarding White Mallard Dam Automated Dam Level Cost, Feasibility and Operations**

District Manager Terry Bressler shared that there was a tour arranged by Butte GSA that included federal and USFWS representatives. There was discussion regarding cleaning

the White Mallard drain, and District staff stated that automation should come first so that the drain does not get plugged up again.

**D. Discussion and Possible Action to approve SRSC MOU with USBR (10-year Voluntary Agreement for BIN3 Drought Year)**

Discussion only, no action taken. Updates were provided during Chairman's Report.

**E. Discussion and Possible Action regarding Comprehensive Testing for Wells and Lift Pumps**

Discussion only, no action taken.

**10. CLOSED SESSION AND TOPICS TO BE DISCUSSED:**

**A. Discussion and Possible Action regarding Sacramento River Water Rights/Bureau of Reclamation & California Department of Water Resource**

**B. Discussion and Possible Action regarding Litigation Updates**

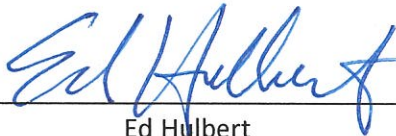
Closed session called at 11:15 a.m.

Open session called at 11:42 a.m.

Report out from closed session: Discussion only, no action taken.

Meeting adjourned at 11:45 a.m.

**Submitted by Barbie Buchanan.**



Ed Hulbert  
Chairman of the Board



Barbie Buchanan  
Secretary to the Board of Trustees