

ENCLOSURE 1

AGENDA ITEM 5.a



Mark Young
President / Trustee
December '27

Page Baldwin Jr.
Trustee
December '27

Matt Gause
Trustee
December '29

Richard Harris
Trustee
December '29

Marshall Cook
Trustee
December '29

Eric Nagy, PE
General Manager

MINUTES

Meeting of Reclamation District 2084 Board of Trustees

Thursday, May 14th, 2026

9:00 am

Larsen Wurzel and Associates, Inc.
2450 Venture Oaks Way Suite 240, Sacramento, CA 95833

Alternative Location:
Office of Page Baldwin, Jr.
3348 Liberty Island Road
Rio Vista, CA 94571

NOTICE TO THE PUBLIC

For Virtual Public Access:
Meeting Link (via Microsoft Teams):

[Click here to join the meeting](#)

Call in: 1-469-294-4078

Meeting number/access code: 291 071 699#

Any member of the public appearing virtually may speak during Public Comment. Reclamation District No. 2084 will use best efforts to swiftly resolve requests for reasonable modifications or accommodations with individuals with disabilities, consistent with the Americans with Disabilities Act, and resolving any doubt whatsoever in favor of accessibility.

1. Call to Order

The meeting was called to order at 9:04 am. President Young presided.

2. Roll Call and Opening Remarks

Trustees Present: Mark Young, President
Page Baldwin, Jr.
Marshall Cook
Richard Harris
Matt Gause

3. Public Comment (New Business)

There was no public comment.

4. Agenda Approval (Action)

Trustee Harris moved to approve the agenda.

Trustee Cook seconded and it passed by unanimous vote of the Trustees present.

AYES: Young, Baldwin, Cook, Harris, Gause

NOES: (none)

ABSTAIN: (none)

RECUSE: (none)

5. Consent Items (Action)

- a. Approval of Meeting Minutes from April 2nd, 2026

Enclosure 1: Agenda Item 5.a – Meeting Minutes

Trustee Cook moved to approve the consent items.

Trustee Gause seconded and it passed by unanimous vote of the Trustees present.

AYES: Young, Baldwin, Cook, Harris, Gause

NOES: (none)

ABSTAIN: (none)

RECUSE: (none)

6. Board Items (Action item unless otherwise noted)

- a. Authorization to accept and file the final FY22/23 Audit with Cropper Accountancy.

Enclosure 2: Agenda Item 6.a – FY22/23 Audit Report

The FY22/23 final audit prepared by Cropper Accountancy was updated to reflect the FEMA reimbursements. The report states that “financial statements referred to...present fairly, in all material respects...”. District Staff are preparing documentation to initiate the FY23/24 audit.

Trustee Cook moved to accept and file the final FY22/23 audit.

Trustee Harris seconded and it passed by unanimous vote of the Trustees present.

AYES: Young, Baldwin, Cook, Harris, Gause

NOES: (none)

ABSTAIN: (none)

RECUSE: (none)

7. Operations and Maintenance Update (Action Item unless otherwise noted)

- a. Update from MBK Engineers (Informational)

The FY24/25 subventions agreement amendment was approved by DWR. The risks and mitigation measures associated with the presence of Golden Mussels in the Delta were briefed.

Enclosure 3: Agenda Item 7.a.1 – MBK Engineer’s Report

Enclosure 4: Agenda Item 7.a.2 – Golden Mussel Fact Sheet

- b. Ongoing Maintenance Items (Informational)

Engineer Moncrief gave an update on District operation and maintenance activities. Smaller O&M projects are planned for late summer/fall and vegetation control is ongoing. A flood fight exercise with DWR is planned for the fall. Mobilization for the Lindsay Slough levee rehabilitation project is scheduled for next week.

c. CDFW Routine Maintenance Agreement Extension (Informational)

The District submitted the final comment letter to CDFW.

Enclosure 5: Agenda Item 7.c – Final Comment Letter

8. Financial Management (Informational/Action)

a. FY2026-2027 Budget Review (Informational)

Enclosure 6: Agenda Item 8.a – FY26/27 Budget

District Staff reviewed the FY26/27 recommended budget and changes from last year's budget. The budget accounts for the FEMA reimbursement received and anticipated reimbursement from LEJPA. A landowner call during the next fiscal year is not anticipated. The budget will be presented for adoption at the June Board meeting.

b. April Financial Manager's Report (Informational)

Enclosure 7: Agenda Item 8.b – Financial Manager's Report

District Staff presented the financial manager's report. The bank balance is healthy. The reimbursements received from FEMA are reflected in the April report.

9. Little Egbert Project Update (Informational Only)

Refinement of the project description is progressing with DWR. Activities required of LEJPA are limited. The District's encroachment permit was extended for geotechnical explorations to support preliminary design for CEQA by DWR.

10. Other Reports (Informational Only)

Trustee Report(s)

Trustee Harris had an information meeting with Jay Ziegler, the Delta Water Master.

General Manager's Report

There is a free training opportunity available to Trustees on June 2nd to complete the mandatory training requirement. An update on the Solano County Supervisor engagement was provided.

Counsel Report (if needed)

None

11. Adjourn

The next regular Board Meeting is tentatively set for June 4th, 2026 at 9:00am

Trustee Harris moved to adjourn the meeting.

President Cook seconded and it passed by unanimous vote of the Trustees present. The meeting adjourned at 9:47am.

AYES: Young, Baldwin, Cook, Harris, Gause

NOES: (none)

ABSTAIN: (none)

RECUSE: (none)

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- Any documents related to agenda items that are made available to the Board before the meeting will be available for review by the public by contacting info@rd2084.org.
 - If you need reasonable accommodation due to a disability, please contact info@rd2084.org at least 48 hours in advance of the meeting. This contact information may also be used for any questions you may have.
 - Public comments are generally limited to three (3) minutes but may be more or less at the discretion of the Board.
 - The Board may consider the agenda items listed above in a different order at the meeting, pursuant to the determination of the Board Chair. All items appearing on this agenda, whether or not listed expressly for action, may be deliberated upon and subject to action at the discretion of the Board.

ENCLOSURE 2

AGENDA ITEM 7.a.1



Water Resources ♦ Flood Control ♦ Water Rights

MEMORANDUM

June 7, 2026

TO: Reclamation District No. 2084
FROM: MBK Engineers
SUBJECT: May 2026 Engineer's Report

Trustees:

Described below are the items constituting the engineer's report to be discussed at your scheduled May 2026 meeting.

2024-2025 Subventions: There are no adjustments to the District claim submitted in 2025. Pending formal approval of the amended application, and final claim totaling \$421,258.34, the District should expect to receive \$311,916 after the \$1,000 per mile deduction. The District should receive reimbursement some time between June and August.

CDFW Routine Maintenance Agreement Extension: Attached is the formal response from CDFW from our letter to the proposed RMA extension for the Districts next five-year period covering routine maintenance. They are not considering many of our requests, rather validating their "revisions". It appears their response points to this update cleaning up the language to better protect species. We are at a point where the District may need to consider a more public response, there is a DLHAC meeting on Friday, June 5th where we might want to present our position generally expressing concern over this direction.

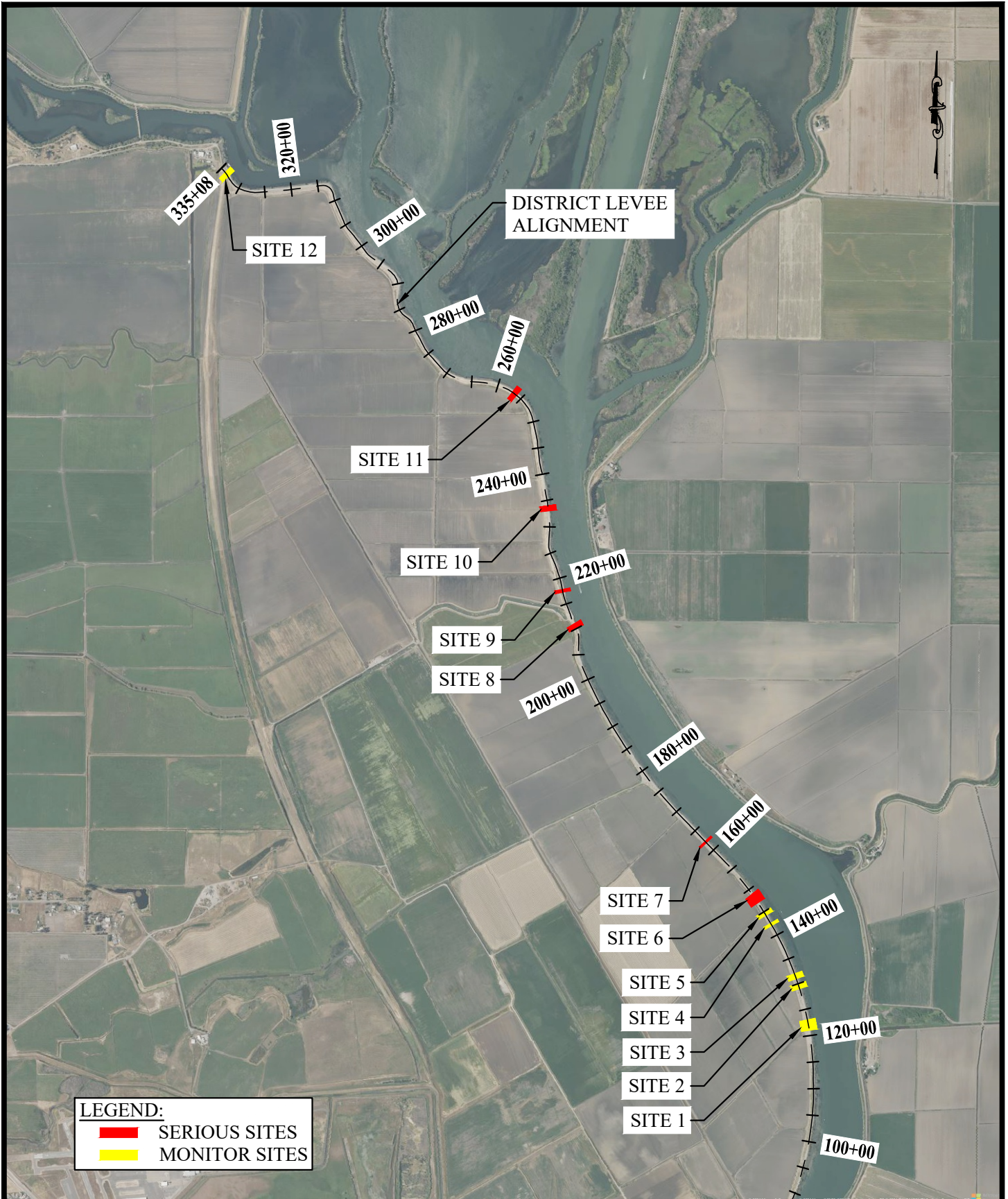
Spring – Summer 2026 Activities:

- 1) **Erosion Monitoring-Repair:** Continue levee patrols, when possible to check for changes in condition. District has ability to perform critical work, if necessary, and file emergency after-the-fact permit notifications. There are a few small erosion sites, 1-5, 7 and 9 from Attached Map (Approximately 400 Tons) but given the RMA issue to be resolved, this planning should wait. A recent site review did not identify any significant changes in conditions; this routine maintenance work can wait until later this year to be performed. A 200 ton project would repair the next serious sites, the remaining 200 tons could be implemented if conditions change later this year
- 2) **Animal Control:** Continue to patrol for rodent/beaver activity, potential burrow locations will be staked for observations. Animal activity impacting levee embankments can cause rapid changes in conditions that could lead to a levee embankment failure. Sinkholes and anomalies have to be evaluated immediately.
- 3) **All Weather Roadway:** Any rutting or roadway damage will need to be repaired prior to next flood season to ensure access during emergencies. District should evaluate size of potential project to maintain all-weather access during the summer/fall maintenance season.
- 4) **Seepage Repair and monitoring:** Continue to monitor change in conditions during routine inspections.

RD 536 FSRP Project: The RD 536 levee rehabilitation project along Lindsey Slough has started; access along Liberty Island Road is closed off until July. There is informal access along the landside levee toe from the Liberty Island Road lower access gate, but it is not for public traffic. This can help with access over the weekend, but not for large vehicles. Mike Kynett is providing regular updates to RD 2060 and RD 2084/Westervelt (Mark Young and Matt Coyle) on timing, and any potential short-term access changes during the project.

Thank you,

A handwritten signature in black ink, appearing to read "Mike Kynett", is written over a faint, illegible printed name.



LEGEND:
█ SERIOUS SITES
█ MONITOR SITES



455 University Avenue, Suite 100
 Sacramento, California 95825
 Phone: (916) 456-4400 • Fax: (916) 456-0253

**RECLAMATION DISTRICT NO. 2084
 LITTLE EGBERT TRACT**

EROSION SITE MAP

SCALE:	1" = 2500'
JOB NUMBER:	4575.1
DRAWN BY:	NR
DATE:	4/30/2025
SHEET:	1 OF 1

ENCLOSURE 3

AGENDA ITEM 7.a.2

**CDFW Reply to RD 2084's Comments
on the Draft RMA Extension (1600-2020-0273-R3)**

Condition 1.5 No Trespass:

Draft RMA Extension Language:

No Trespass. To the extent that any provisions of this Agreement provide for activities that require the Permittee to traverse another owner's property, such provisions are agreed to with the understanding that the Permittee possesses the legal right to so traverse. In the absence of such right, any such provision is void.

District Comment:

The District Board of Trustees, elected to serve as representatives of the landowners to administer and operate to support maintenance, repairs and rehabilitation of the levee system include all landowners. There is no trespassing that would occur from routine maintenance activities. This language is not required.

CDFW Comment:

CDFW notes comment and will remove language, pending manager approval.

Condition 1.6 Unauthorized Take:

Draft RMA Extension Language:

Unauthorized Take. The Permittee is required to comply with all applicable State and Federal laws, including the California Endangered Species Act (CESA), Federal Endangered Species Act, and the Native Plant Protection Act. This Agreement does not authorize the take of any State or Federal endangered or threatened species or State rare plant species. Liability for any take or incidental take of such listed species remains the responsibility of the Permittee for the duration of the project. Any unauthorized take of such listed species may result in prosecution and nullification of the Agreement.

Nothing in this Agreement authorizes Permittee to take any fully protected species. The take of such species is prohibited by Sections 3511, 4700, and 5050 and 4700 of the Fish and Game Code.

Take of individual raptors and migratory birds, their nests, and eggs and the nests and eggs of any other bird species is prohibited under Fish and Game Code Sections 86, 3503, 3503.5, and 3513.

Take of plants designated as endangered, threatened, or rare is prohibited under Fish and Game Code Sections 1900 et seq and 2080 et seq.

District Comment:

Explicitly stating the unauthorized take of species as its own section is not required and is redundant to the existing agreement language that clearly states take is unauthorized in sections 2, 2.6, 2.7, 2.9, 2.19, and 2.20.

CDFW Comment:

The majority of this condition was formerly conditions 2.19 through 2.21 of the original RMA, under section 2, Avoidance and Minimization measures. Because they are not considered avoidance and minimization measures, they were deleted from section 2 of the original RMA and included in section 1, Administrative Measures, within the extension.

Additionally, all conditions under Section 2, Avoidance and Minimization Measures, are meant to avoid and/or minimize adverse impacts to fish and wildlife resources that are identified under project impacts or within the conditions of this section. Individual species avoidance and minimization measures do not necessarily address unauthorized take.

Last, avoidance and minimization measures do not cover all fish and wildlife resources that might be found within areas covered by the RMA. This measure is therefore included as a reminder that the agreement does not allow unauthorized take of any protected species.

Condition 1.7 Fish Passage:

Draft RMA Extension Language:

Fish Passage. The project shall be in compliance with Fish and Game Code section 5901 and shall not install or maintain any device or contrivance that prevents, impedes, or tends to prevent or impede, the passing of fish up and down stream.

District Comment:

There is no element of work, authorized or planned, that would allow for condition 1.7 to be required. Cache Slough, at its narrowest point along the District exterior levee is 700 feet wide. There are no devices to be installed or maintained by the District along this

stretch of levee. There is no proposed work under the RMA that the District would pursue that would include in-water work. This condition should be removed.

CDFW Comment:

Pump stations, water control devices, and related pipes are typical levee infrastructure that are regularly maintained by most reclamation districts. Unscreened, these devices could prevent, impede, or tend to prevent or impede the passing of fish up and down stream. If the District does not maintain any of these devices, this condition will not apply and can be disregarded.

Conditions 1.8 and 1.9 Biologists, Monitors:

Draft RMA Extension Language:

1.8 Qualified Biologist(s) and Biological Monitor(s). No later than 14 days prior to project activities covered by this Agreement, Permittee shall submit to CDFW, for review and approval, the qualifications for the biologist(s) that shall oversee the implementation of the conditions in this Agreement and conduct surveys or monitoring work using the Biologist Resume Form (available at <https://nrm.dfg.ca.gov/FileHandler.ashx?DocumentID=202869>) or another format containing the same information. Project activities covered by this Agreement may not commence unless CDFW has approved the proposed biologist(s) in writing. At minimum the CDFW approved Qualified Biologist(s) shall have a minimum of five years of academic training and professional experience in biological sciences and related resource management activities with a minimum of two years conducting surveys for each species for which they will be conducting surveys and/or monitoring. A Biological Monitor is an individual who shall have academic and professional experience in biological sciences and related resource management activities as it pertains to this project, experience with construction-level Biological Monitoring, be able to recognize species that may be present within the project area and be familiar with the habitats and behavior of those species.

1.9 Qualified Biologist or Biological Monitor On-Site. As called for in conditions 2.7, 2.8, 2.10 and 2.28, a Qualified Biologist or Biological Monitor shall be on site daily to monitor compliance with all conditions of this Agreement unless otherwise approved in writing by CDFW. The Qualified Biologist or Biological Monitor shall have the authority to halt project activities through communication with Permittee or Project Manager or their on-site designee, to comply with the terms of this Agreement and otherwise avoid impacts to species and or habitats.

If the on-site biologist has requested a work stop due to failure to implement any of the conditions, CDFW shall be contacted within 24 hours.

District Comment:

This language is requested to be removed or revised in both sections. Prescriptive regulatory and biological requirements broadly applied to routine maintenance would unnecessarily limit the District's ability to perform such work. As written, the language will prevent all routine maintenance from being performed under this RMA due to excessive costs and unreasonable constraints on available resources. The language should clearly identify applicable timeframes, as these requirements cannot apply year-round or outside the established March-July annual avoidance period.

The main points of concern include:

- 1) Routine maintenance is rarely scheduled 14-days in advance and cannot be pre-determined based on biologist availability.
- 2) Low impact activities with no ground disturbance or impacts should not require a biologist.
- 3) Specify thresholds for monitoring requirements, language is too open for all maintenance types.
- 4) Species identification at certain times of year is difficult and limits ability of Biologists to properly identify species

The District operates a well-maintained exterior levee system under the Delta Levees Subventions Program. There have been no impacts, nor changes, in the District's operations or maintenance activities to date. Routine maintenance activities will continue as currently implemented, with no anticipated significant changes under the Delta Levees Subventions Program. Similar language is already provided in original RMA, sections 2.18, 2.19, 2.20, and 2.21, which are proposed to be removed.

CDFW comment:

The original RMA included measure 2.18 which stated:

"If listed plant or animal species, or suitable habitat for listed species, are expected or known to occur in the work area, a qualified, CDFW approved biologist with the ability and knowledge to identify listed plant and animal species and their habitat shall conduct preconstruction surveys within 7 days of commencing maintenance activities. If listed plant or animal species are located during surveys at the project site, Permittee shall not conduct the project under this 1602 Agreement and shall notify CDFW for a separate 1602 Agreement."

This measure was removed from section 2 of the original RMA and replaced with measures 1.8 and 1.9 of the extension in order to define Qualified Biologist and allow the District to potentially continue work without the need for a site-specific agreement if a listed plant or animal species is located during surveys, so long as CDFW is notified to provide additional guidance. Like the original RMA, the RMA extension requires that the biologist performing surveys be approved by CDFW.

The intent of measure 1.8 is to ensure biologists with the appropriate experience are conducting surveys required within the RMA. If the District anticipates not being able to avoid, or is unsure if they are able to avoid, conducting maintenance activities during nesting seasons of species addressed within the Avoidance and Minimization Measures section of the RMA, the District is required to provide resumes to CDFW of potential biologists the District may hire to perform appropriate surveys. CDFW recommends submitting resumes well in advance of the nesting seasons for the species identified in section 2 so if unexpected maintenance work needs to be completed during this time, there are Qualified Biologists already approved by CDFW who may perform the surveys.

The intent of measure 1.9 is to highlight which conditions require a Qualified Biologist or Biological Monitor to perform surveys and ensure the biologist has stop work authority should survey results reveal presence of species for which surveys are being conducted, and potentially allow the District to proceed with work after consultation with CDFW instead of requiring a site-specific 1600, as stated in the original RMA. Taking note of the District's concern, CDFW proposes the following change to measure 1.9, pending CDFW manager approval:

"A Qualified Biologist or Biological Monitor shall monitor compliance as stated in conditions 2.7, 2.8, 2.10 and 2.28 of this Agreement unless otherwise approved in writing by CDFW. The Qualified Biologist or Biological Monitor shall have the authority to halt project activities through communication with Permittee or Project Manager or their on-site designee, to comply with the terms of this Agreement and otherwise avoid impacts to species and or habitats. If the on-site biologist has requested a work stop due to failure to implement any of the conditions, CDFW shall be contacted within 24 hours."

Condition 2.7 Swainson's hawks:

Draft RMA Extension Language:

~~Take of individual raptors and migratory birds, their nests, and eggs and the nests and eggs of any other bird species is prohibited under FGC Sections 86, 3503, 3503.5, and 3513.~~ ***If maintenance activities consisting of removing or trimming of trees and***

shrubs, levee erosion repairs, placement of riprap, or removal of encroachments are necessary during the nesting season of the Swainson's hawk (March 1 to August 30), surveys for Swainson's hawk shall be conducted according to the Recommended Timing and Methodology for Swainson's Hawk Nesting Surveys in California's Central Valley, Swainson's Hawk Technical Advisory Committee, May 31, 2000. A copy of these survey recommendations may be obtained at: <https://nrm.dfg.ca.gov/FileHandler.ashx?DocumentID=83990>. The results of the surveys shall be emailed to brianne.orourke@wildlife.ca.gov and R3LSA@wildlife.ca.gov. Refer to Notification Number 1600-2020-0273-R3 when submitting the surveys to CDFW. A quarter-mile temporary disturbance buffer shall be established for all Swainson's hawk nests. If project related activities within the quarter-mile buffer are determined to be necessary during the nesting season, then the Qualified Biologist shall, along with Permittee, consult with CDFW to determine the best course of action necessary to avoid nest disturbance or take of individuals. Prior to commencement of any work within the buffer, the Qualified Biologist shall submit to CDFW for approval a written nest avoidance plan for each occurrence where work-related activities within the raptor nesting season is necessary. CDFW will review and grant approval on a case-by-case basis. If a lapse in project-related activities of 15 days or longer occurs, another focused raptor survey shall be conducted as described above.

District Comment:

Condition 2.7 should not change. The known vegetation where tree trimming will occur in the District, does not support Swainson's Hawk nesting. The current language supports protection of the species.

CDFW Comment:

Swainson's hawk is listed as threatened under the California Endangered Species Act (CESA). Species-specific avoidance and minimization measures have been included to help prevent take of Swainson's hawk. Additionally, the RMA covers the waterside of the entire district. Suitable nesting trees exist within these areas. The RD may not anticipate routine maintenance activities, such as tree trimming, to suitable nesting trees, but other routine maintenance activities that could disturb nesting Swainson's hawk, including erosion repair and road maintenance, may occur within a quarter mile, which is the no disturbance buffer for the species under this condition. Please note the recommended buffer based on the Recommended Timing and Methodology for Swainson's Hawk Nesting Surveys in California's Central Valley, Swainson's Hawk Technical Advisory Committee, May 31, 2000

(<https://nrm.dfg.ca.gov/FileHandler.ashx?DocumentID=83990>) is half a mile but the condition allows for work to be conducted outside a quarter of a mile.

Condition 2.9 Burrowing Owls:

Draft RMA Extension Language:

~~Western Burrowing Owls may be present in the work area. Avoidance of take of individual Burrowing Owls, their nests, and eggs is currently mandated under Fish and Game Code Sections 86, 3503, 3503.5 and 3513. CDFW recommends that Permittee follow the 2012 Staff Report on Burrowing Owl Mitigation in order to reduce the chance of adversely impacting Burrowing Owls if they are thought to be present at the maintenance site. Contact CDFW for a copy of the guidelines if needed.~~

Western Burrowing Owls may be present in the work area. Burrowing Owl is a candidate species for CESA listing. Take of individual Burrowing Owls, their nests, and eggs is prohibited under CESA and Fish and Game Code Sections 86, 3503, 3503.5 and 3513. Permittee shall conduct a habitat assessment and surveys, if warranted based on the habitat assessment, following CDFW's 2012 Staff Report on Burrowing Owl Mitigation. A copy of the 2012 Staff Report may be obtained at: <https://nrm.dfg.ca.gov/FileHandler.ashx?DocumentID=83843>. If Burrowing Owls are found at the project site, Permittee shall consult with CDFW prior to conducting maintenance activities to determine the best course of action necessary to avoid take.

Occupied habitat includes areas Burrowing Owls may use for breeding/nesting (February 1 to August 31), wintering (September 1 to January 31), foraging and/or migration stopovers. Occupancy of suitable Burrowing Owl habitat can typically be verified by an observation of at least one Burrowing Owl, or alternatively, its molted feathers, cast pellets, prey remains, eggshell fragments, or excrement, and/or loose soil near the burrow entrance.

District Comment:

Condition 2.9 should not change. The current language supports protection of the specie.

CDFW Comment:

Between issuance of the original Routine Maintenance Agreement and the RMA extension request, the California Fish and Game Commission designated the Western burrowing owl as a candidate under CESA which grants the species full protection during the 12-month status review period. This condition was modified to provide the species further protection, requiring a habitat assessment for the species rather than recommending surveys, and consultation if the species is found and routine maintenance activities are to occur during the nesting season.

Condition 2.10 Vegetation Control:

Draft RMA Extension Language:

In order to protect nesting birds, all herbicides, ~~other than those used to control Giant Reed (*Arundo donax*)~~, shall be applied from July 1 through March 1. All herbicides used shall be approved by the California Department of Pesticide Regulation and applied according to the product label instructions. **by employees trained in the use of herbicides.** Permittee is responsible for maintaining its herbicide use records for ensuring herbicide use and timing is consistent with any federal, State, or local regulations. No soil sterilants may be used ~~except to control Giant Reed (*Arundo donax*)~~.

Mowing, disking, and cutting, including any removal of branches, stems, and shoots of grasses, weeds, brush, berry vines, shrubs, and trees shall be completed between July 1 and March 1.

If these activities are deemed necessary between March 1 and July 1, the Permittee shall have pre-project nest surveys **for all nesting birds (including ground-nesting)** by a CDFW-approved biologist **Qualified Biologist** conducted within ~~7 days~~ **15 days** prior to the beginning of authorized maintenance activities. If active nests are found, Permittee shall consult with CDFW to establish appropriate nest buffers and/or avoidance measures prior to initiating activities. **If a lapse in project-related work of 15 days or longer occurs, another focused survey shall be performed, and the results shall be sent to CDFW prior to resuming work.**

District Comment:

Condition 2.10 should not change. Districts applying herbicide must comply with state and county requirements for application and licensing already. Additionally, the District would like CDFW suggestions on control of *Arundo donax*.

CDFW Comment:

CDFW and DWR have found some reclamation districts are not following state requirements for herbicide application by a public agency. Language has been included in all RMAs to remind Districts that employees who apply herbicides shall be properly trained. For suggestions on *Arundo donax* removal, CDFW recommends the District contact their Pesticide Control Advisor.

Condition 2.12 Giant Garter Snake:

Draft RMA Extension Language:

Giant Garter Snakes (GGS), a federal- and State-listed threatened species, may be present in the project area. If a ~~GGS~~ **any snake** is encountered during project activities, all activities will cease until the snake moves out of the area on its own. Vehicles driven to the project site shall maintain a 15 mile an hour speed limit throughout project area, and drivers will be informed to watch for snakes and avoid running over them. If a GGS is found during project activities, Permittee shall notify CDFW and USFWS immediately. District Comment:

Giant Garter Snakes (GGS), a federal- and State-listed threatened species, may be present in the project area. If a ~~GGS~~ **any snake** is encountered during project activities, all activities will cease until the snake moves out of the area on its own. Vehicles driven to the project site shall maintain a 15 mile an hour speed limit throughout project area, and drivers will be informed to watch for snakes and avoid running over them. If a GGS is found during project activities, Permittee shall notify CDFW and USFWS immediately.

District Comment:

Extending the language under this section to include any snake is unnecessary; the language, as interpreted, already assumes that snakes must be avoided.

CDFW Comment:

The condition is species-specific and provides avoidance and minimization measures for giant garter snake. However, GGS may be difficult to differentiate from other native snake species so language was changed in the condition to avoid impacts to all snakes by letting them move out of an area on their own.

Condition 2.13 Special-Status Plants:

Draft RMA Extension Language:

Surveys for special status plants shall be conducted in accordance with the Guidelines for Conducting and Reporting Botanical Inventories for Federally Listed, Proposed and Candidate Plants (USFWS January 2000) and Protocols for Surveying and Evaluating Impacts to Special Status Native Plant Populations and Natural Communities (CDFW 2018) and will be comprehensive for vascular plants. ~~Two surveys will be conducted within the Project area to capture the appropriate phenological state of all special status plants that may occur in the Project area. These surveys will be conducted within the active flowering or fruiting period for the special status species, typically April through July. If found, special status plant populations will be documented using a California~~

Natural Diversity Database (CNDDDB) form and completed forms will be submitted to CNDDDB.

Areas with special status plants will be flagged or otherwise marked (e.g., stake, fence) for avoidance prior to ~~construction~~ **maintenance activities**, including the incorporation of a clearly marked 10-foot radius buffer, and all employees will be notified of the plant locations. If invasive plants are identified within the 10-foot buffer that need to be removed, CDFW will be consulted to determine appropriate methods to avoid impacts to rare plants.

If avoidance is not possible, ~~mitigation will be required, and mitigation ratios will be determined by CDFW. A monitoring period of at least three years will be required, or as otherwise determined by CDFW. Location of mitigation plantings will be recorded using GPS coordinates to enable location of the sensitive plant species after the monitoring period is complete. GPS coordinates and/or maps for any special status species located during pre-construction surveys will be provided to CDFW prior to construction~~ **the need for mitigation shall be determined on a case-by-case basis, in consultation with the Department. For impacts that the Department has determined mitigation is required, the mitigation shall be provided in a manner and at a location that is acceptable to the Department. If impacts are mitigated at a location other than a mitigation bank, the new plantings shall be documented using a California Natural Diversity Database (CNDDDB) form and completed forms shall be submitted to CNDDDB following establishment.**

District Comment:

Protocol-level surveys and plant-by-plant buffering do not align with maintenance timing, funding cycles, or when minor repairs or maintenance is needed. This language imposes unacceptable delays and costs, and annual surveying regardless of if minor repairs or maintenance is performed to meet amendment language.

- Replace full protocol-level botanical surveys with tiered or reconnaissance-level surveys for certain types of routine maintenance during March 1 – July 1 period only.
- Allow surveys to be limited to areas where work is reasonably anticipated.
- Allow maintenance to proceed outside survey windows when safety or levee integrity is at risk.

CDFW Comment:

The original RMA already required protocol level botanical surveys. This was not changed in the RMA extension. If the District adhered to the original RMA condition, botanical surveys should have already been conducted. Further botanical surveys may not be needed. To make this determination, please see Section 2. Botanical Field

Surveys within Protocols for Surveying and Evaluating Impacts to Special Status Native Plant Populations and Natural Communities (CDFW 2018).

Condition 2.14 Tree Removal:

Draft RMA Extension Language:

No trees with a diameter at breast height (DBH ***equals trunk diameter measured at 48 inches above the ground***) in excess of 2-inches shall be removed or damaged without prior written approval from CDFW. If there is no feasible alternative to tree removal, trees with ~~trunks~~ ***DBH*** less than 2-inches in diameter at 48-inches above the ground may be removed. When trees of this size are removed, the root system shall be left undisturbed. ***If trees with trunks greater than a 2-inch DBH are to be removed, CDFW shall be notified prior to removal and, if CDFW deems necessary, Permittee shall obtain a separate Streambed Alteration Agreement pursuant to Section 1602 of the Fish and Game Code.***

District Comment:

The District suggests the language in the RMA remain the same without proposed changes. Prescriptive details are not required for this condition. The language already requires coordination with CDFW in advance of any trees to be removed that exceed 2-inch at diameter breast height.

CDFW Comment:

CDFW notes comment and will edit language to the following, pending manager approval:

No trees with a diameter at breast height (DBH ***equals trunk diameter measured at 48 inches above the ground***) in excess of 2-inches shall be removed or damaged without prior written approval from CDFW. If there is no feasible alternative to tree removal, trees with ~~trunks~~ ***DBH*** less than 2-inches in diameter at 48-inches above the ground may be removed. When trees of this size are removed, the root system shall be left undisturbed.

Condition 2.28 Colonial Waterbird Rookeries:

Draft RMA Extension Language:

Colonial Waterbird Rookeries. If project activities occur during breeding and nesting season, March 1 to July 31, for colonial nesting birds, an initial quarter-mile temporary disturbance buffer shall be established for all rookeries. If project

related activities within the temporary nest disturbance buffer are determined to be necessary during the nesting season, then an on-site Qualified Biologist or Biological Monitor experienced with colonial waterbird behavior shall be retained by the project proponent to monitor the nest, and shall, along with the project proponent, consult with CDFW to determine the best course of action necessary to avoid nest abandonment or take of individuals. Work may be only allowed to proceed within the temporary nest disturbance buffer if the colonial waterbirds are not exhibiting agitated behavior such as getting up from a brooding position or flying off the nest, and only with the approval of CDFW. The Qualified Biologist or Biological Monitor shall be on-site daily while maintenance activities are taking place to determine the appropriate buffer distance and shall have the authority to stop work if the colonial waterbirds are exhibiting agitated behavior.

District Comment:

The District is not aware of any known rookeries present that would be impacted by routine levee maintenance activities under the RMA. Routine levee maintenance does not significantly alter existing baseline conditions, and birds in the area are accustomed to regular agricultural and equipment activity.

- Eliminate daily on-site biological monitoring and real-time CDFW consultation requirements.
- Establish fixed, reasonable buffers where rookeries are confirmed.
- We request CDFW to identify locations with potential rookery habitat in advance based on baseline assessments.

CDFW Comment:

All avoidance and minimization conditions within the routine maintenance agreement are meant to protect fish and wildlife resources. Each reclamation district is different and will have varying resources in the areas they maintain. CDFW evaluates what special status species may exist on or near a reclamation district when a 1600 and RMA notification is submitted using the California Natural Diversity Database (CNDDDB). CDFW reevaluates this using CNDDDB when an amendment or extension is requested. CNDDDB is a tool for determining presence of special status species only, and other protected fish and wildlife resources may exist at reclamation districts that are not within CNDDDB. While CDFW does its best to tailor species-specific conditions to each reclamation district, it is sometimes necessary to include general avoidance and minimization measures for other protected fish and wildlife resources. While it is the responsibility of CDFW to provide appropriate avoidance and minimization measures when issuing a 1600 and routine maintenance agreement, it is the responsibility of the

permittee/project proponent to follow the measures, including ensuring appropriate surveys are completed when necessary, to avoid impacts.

Condition 2.29 Herbicide Use:

Draft RMA Extension Language:

Herbicide Use. Permittee shall use caution to apply the least practicable amount of herbicide necessary to effectively control noxious weeds. Permittee shall use caution when applying herbicides near water. Permittee is responsible for any environmental damages caused by the application or use of substances that prove harmful to fish, non-target plant, and wildlife species. Any fish or non-target animal deaths following application of herbicides or other chemicals, including FGAR rodent bait, shall be reported to CDFW immediately. Permittee will use Best Management Practices (BMPs) for pollinator protection when using herbicides that may cause harm or death to bee and other pollinator species.

District Comment:

The District recommends removing this additional condition. Without clear Best Management Practices (BMP) requirements, the District cannot evaluate feasibility or potential cost impacts. Further, limited ability to manage vegetation may compromise levee integrity and undermine the protection of existing habitat.

- Provide the pollinator BMPs in advance of agreement execution.
- Modify BMPs as needed to ensure vegetation management can be completed within legally required timeframes and budgets.

CDFW Comment:

The District's pesticide applicator should already be using Best Management Practices by following pesticide labels and Safety and Data Sheets (SDS). Many pollinator species in the Delta are designated special-status and a pesticide label will state if it is pollinator friendly. The condition is a reminder to follow labels and SDSs for BMPs to protect pollinator species.

Condition 4.3 Reporting:

Draft RMA Extension Language:

Permittee shall provide CDFW results of all biological surveys (including pre-project) and any observations of animal species observed during surveys

required under Avoidance and Minimization Measures for Swainson's hawk (Measure 2.7), raptors (Measure 2.8), Burrowing Owl (Measure 2.9), nesting birds (Measure 2.10), and special status plants (Measure 2.13) prior to conducting maintenance activities. Results shall be emailed to CDFW staff at brianne.orourke@wildlife.ca.gov and R3LSA@wildlife.ca.gov.

District Comment:

The District requests this new condition to be removed or re-written to allow flexibility and ability of the District to perform routine maintenance activities. Informal coordination with CDFW should be sufficient to support the determination on if surveying and reporting is necessary.

- Suggest that any biological surveys would be performed on any critical work performed during the March 1 – July 1 time period, or when observations were made, as necessary, in advance of routine maintenance, in coordination with CDFW.

CDFW Comment:

Surveys are required under conditions 2.7, 2.8, 2.9, and 2.10 only if work will be completed on the waterside during the nesting period of those species. A report of the survey results would be generated by the biologist that performs the surveys. The conditions are requiring these results be shared with CDFW. The District may perform routine maintenance activities outside of nesting season for these species without performing surveys. Additionally, CDFW would require the same avoidance and minimization measures as written in the RMA if informal coordination were to occur instead. For condition 2.13, surveys for special status plants were a requirement in the original RMA and the extension is not necessarily requiring additional surveys (please see above for CDFW's comment for Condition 2.13 Special Status Plants).

ENCLOSURE 4

AGENDA ITEM 8.a

FY 2026-27 BUDGET FOR RECLAMATION DISTRICT 2084

Cash Basis

Funds Inflow		FY 2026-27 Recommended Budget
1	Opening Cash Balance	\$ 424,958.48*
2	Levee Subventions Program	\$ 311,916.00
3	FEMA Grant Reimbursement	\$ -
4	Payable to CalOES (Overpayment)	\$ -
5	Capital payback from LEJPA	\$ 700,000.00
6	Assessment to Landowner	\$ -
7	Five Year Planning	\$ -
TOTAL		\$ 1,011,916.00

*does not include remaining FY25/26 LEJPA payment

Funds Outflow

GO&A EXPENSES (Fund 100)		
Personnel:		
100203	LEJPA Special Representative	\$ 600.00
100204	Board Member Compensation	\$ 12,000.00
100205	Trainings/Certifications	\$ 1,000.00
Subtotal Personnel		\$ 13,600.00
Administrative Contract Services:		
100301	Administrative Support	\$ 150,000.00
100302	Legal Support	\$ 3,000.00
100303b	Engineering Support - Subventions	\$ 60,000.00
100303c	Engineering Support - Emergency Projects	\$ -
100303d	Engineering Support - Project Review	\$ -
100304	Accounting	\$ 28,000.00
Subtotal Administrative Contract Services		\$ 241,000.00
Services and Supplies (Excluding Consultant Expenses):		
100502	PO Box Renewal	\$ 246.00
100505	Website & Hosting	\$ 366.00
100508c	CCVFC A - Dues	\$ 1,402.00
100510	Liability Insurance	\$ 6,871.00
100512	Bank Service Charges	\$ 100.00
100513	CA SWRCB Annual Fee	\$ 563.00
Subtotal Services / Supplies		\$ 9,548.00
TOTAL GO&A EXPENSES (Fund 100):		\$ 264,148.00
O&M EXPENSES (Fund 200):		
200200	Levee Slope/Bench Mowing	\$ 2,575.00
200201	Rodent Control	\$ 5,150.00
200202	Levee Top & Access Road Maintenance	\$ 25,000.00
200203	Drainage Channel Clearing	\$ 8,000.00
200204	Pump Station O&M	\$ 25,000.00
200205	Electrical Power	\$ 100,000.00
200208	Misc. O&M	\$ 2,060.00
200209	Brush Removal/Herbicide	\$ 25,000.00
200210	Emergency Response Planning	\$ 5,000.00
200212	Waterside Slope Maintenance	\$ 50,000.00
200213	WSM - Design & Permitting	\$ 6,000.00
200215	Seepage Repair	\$ 150,000.00
TOTAL O&M EXPENSES (Fund 200):		\$ 403,785.00
EMERGENCY RESPONSE EXPENSES (Fund 400):		
400204	Emergency Pump Station Repair	\$ 30,900.00
400205	Emergency Electrical Power	\$ 15,450.00
400210	Emergency Monitoring/Gaging and Response	\$ 25,750.00
400999	Cal OES Overpayment Reimbursement	\$ 36,562.50
TOTAL EMERGENCY RESPONSE EXPENSES (Funds 400):		\$ 108,662.50
500200	All Other (requires board approval)	\$ 25,000.00
TOTAL EXPENSES FOR DISTRICT ACTIVITIES		\$ 801,595.50
100311	LEJPA expenses	\$ -
100312	Project Transition Support	\$ 48,000.00
TOTAL EXPENSES		\$ 849,595.50

Financials are on cash basis.
Financials are based on unaudited statements and currently available information.

ENCLOSURE 5

AGENDA ITEM 8.b

June 4, 2026

Reclamation District 2084
Mark Young, President
PO. Box 698
Rio Vista, CA 94571

Subject: Reclamation District 2084 – District Administration and Staff Support Services for Fiscal Year 2026/2027 – Amendment No. 10 to Agreement for Consulting Services

Dear Mr. Young:

Larsen Wurzel and Associates, Inc. (LWA) is pleased to submit this proposal to provide continued staff support to Reclamation District 2084 (RD 2084). The original contract between RD 2084 and LWA was executed on October 25th, 2019. Amendment No. 9 executed June 5, 2025, increased the contract value to \$1,032,201 and extended the contract through June 30, 2026.

LWA proposes to provide continued agency and financial administration services to RD 2084 through Fiscal Year (FY) 2026/2027. This proposal recommends an increase to the existing contract value from \$1,024,201 to \$1,162,893 and extending the existing contract expiration to June 30, 2027. Services will be charged on an actual time and materials basis up to the identified not-to-exceed amount. LWA will send requests for payment to RD 2084 monthly based upon the services delivered.

This budget increase is summarized in the following table. A detailed supplemental budget is attached to this letter as Enclosure 1 and a current rate sheet for LWA is attached as Enclosure 2.

Task Summary	Current Budget	Amendment 10	Total
Task 1 – Little Egbert Project Support	\$322,836	\$0	\$322,836
Task 2 – RD 2084 Administration	\$348,732	\$52,176	\$400,908
Task 3 – RD 2084 Financial Management	\$335,673	\$78,516	\$414,189
Task 4 – LEJPA Support	\$24,960	\$0	\$24,960
TOTAL BUDGET ESTIMATE	\$1,032,201	\$130,692	\$1,162,893

We appreciate the opportunity to continue to assist RD 2084. If you agree with the enclosed proposed budget for FY 2026/2027, please provide your written authorization to proceed with this service as Amendment No. 10 to Agreement for Consulting Services. Please do not hesitate to contact me directly at (916) 600-9749 with any questions.

Sincerely,



Eric E. Nagy, PE
Principal
Larsen Wurzel & Associates, Inc.

My signature below authorizes LWA to proceed with the work described in this letter.

By: Mr. Mark Young
President, Board of Trustees
Reclamation District No. 2084

Date

SUPPLEMENTAL BUDGET

This supplemental budget outlines the estimated cost to provide continued services as described in Agreement for Consulting Services executed on October 25, 2019 and for the duration of Fiscal Year 2026/2027. This proposed amendment would change the existing termination date of the Consulting Services to June 30, 2027.

LWA's proposed budget for the services outlined in this amendment are presented in the following table. LWA charges for its services on a direct cost of time and materials basis up to a mutually agreed upon budget amount. The current rate sheet is included as Enclosure 2.

Project Delivery Support	Monthly Hours	Rate	Monthly Budget	Subtotal	Total
Task 2 – Reclamation District 2084 Administration					
Managing Principal	4	\$303	\$1,212	\$14,544	
Project Manager I	12	\$253	\$3,036	\$36,432	
Expenses			\$100	\$1,200	
					\$52,176
Task 3 – Reclamation District 2084 Financial Management					
Managing Principal	4	\$303	\$1,212	\$14,544	
Project Manager I	14	\$253	\$3,542	\$42,504	
Analyst II	6	\$174	\$1,044	\$12,528	
Project Assistant	5	\$149	\$745	\$8,940	
					\$78,516
TOTAL					\$130,692

Enclosure 2

Larsen Wurzel & Associates, Inc. Hourly Rate Schedule

Staff Position	2025*	2026*
Managing Principal	\$291	\$303
Principal	\$286	\$297
Senior Consultant	\$291 - 354	\$303 - 368
Supervising Project Manager	\$281	\$292
Senior Project Manager II	\$274	\$285
Senior Project Manager I	\$267	\$278
Associate Project Manager II	\$261	\$271
Associate Project Manager I	\$256	\$266
Project Manager II	\$250	\$260
Project Manager I	\$243	\$253
Supervising Associate	\$258	\$268
Senior Associate II	\$246	\$256
Senior Associate I	\$235	\$244
Associate III	\$223	\$232
Associate II	\$211	\$219
Associate I	\$198	\$206
Senior Analyst	\$186	\$193
Analyst II	\$167	\$174
Analyst I	\$149	\$155
Supervising Engineer	\$260	\$270
Senior Engineer II	\$251	\$261
Senior Engineer I	\$243	\$253
Project Engineer	\$235	\$244
Associate Engineer	\$211	\$219
Assistant Engineer II	\$199	\$207
Assistant Engineer I	\$186	\$193
CAD Tech/GIS Specialist	\$162	\$168
Junior Engineer	\$151	\$157
Senior Project Coordinator	\$167	\$174
Project Coordinator	\$149	\$155
Project Assistant	\$143	\$149
Technical Editor	\$124	\$129
Clerical Staff	\$113	\$118
Intern	\$87	\$90

**Rates subject to adjustment on January 1st of each year.*

Automobile mileage is billed at the IRS federal reimbursement rate.
Professional services provided by others billed through LWA are billed at cost plus a service charge of 5%.

ENCLOSURE 6

AGENDA ITEM 8.c

FINANCIAL MANAGER'S REPORT

Reclamation District 2084 Board of Directors

As of May 26, 2026

Previously Paid Invoices	Currently Paid Invoices	Total Invoiced
\$220,199.19	\$37,904.98	\$258,104.17

Current Budget	Bank Balance	Budget Balance
\$800,400.00	\$419,289.46	\$542,295.83
Funds Received To-Date	Total Invoiced	Total Pending Invoices
\$550,487.79	\$258,104.17	\$12,995.20

Funds / Cash	Vendor	Invoice #	Date	Amount
1	CA DWR		10/14/2025	\$111,227.00
2	LEJPA		02/09/2026	\$180,000.00
3	FEMA/CalOES		4/17/2026	\$259,260.79

Expenses	Vendor	Invoice #	Month of Service	Amount
1	MBK	20037	March	\$3,892.75
2	LWA	1912000-0226	February	\$16,772.01
3	LWA	1912000-0326	March	\$15,463.95
4	PG&E		April	\$1,776.27

Pending Invoices	Vendor	Status	Invoice #	Month of Service	Amount
1	MBK	Approved	20147	April	\$4,332.20
2	LWA	Approved	1912000-0426	April	\$8,663.00
				<i>Total Pending</i>	\$12,995.20

Notes

District Expenses # 1-4 represent the total amount of District bills paid between April 20, 2026 and May 26, 2026 of \$37,904.98.