TO:

San Joaquin Area Flood Control Agency Board of Directors

FROM:

Chris Elias, Executive Director

Sylvia Razniak, Finance & Admin Manager

SUBJECT:

ADOPT RESOLUTION TO APPROVE THE PROPOSED OPERATING AND CAPITAL BUDGETS FOR FISCAL YEAR 2023/24 FOR THE SAN JOAQUIN

AREA FLOOD CONTROL AGENCY

RECOMMENDATION

It is recommended the Board of Directors of the San Joaquin Area Flood Control Agency (SJAFCA or the Agency) receive information and adopt a resolution approving the proposed fiscal year (FY) 2023/24 budgets for SJAFCA for the following:

- 1. Agency Operations (Fund #55601)
- 2. Lower San Joaquin River Project (Phase 1) (Fund #55653)
- 3. Mossdale Tract Area Program (Funds #55679/55680)
- 4. Regional Flood Management Planning Program (Fund #55667)
- 5. Paradise Cut Project (Fund #55665)
- 6. Smith Canal Project (Funds #55654/55666)
- 7. Levee Construction & Maintenance Assessment District (Fund #TBD)

DISCUSSION

The SJAFCA Board of Directors adopted its Strategic Plan in September 2019. In January 2022, the Board updated its Strategic Plan to set the framework for the Agency's actions and decisions. It contains the Agency's mission statement, goals, objectives, and priority actions. SJAFCA's work directly supports each priority action and in turn its overall mission to, "Reduce and manage the region's flood risk." SJAFCA staff is presenting to the Board a combined budget report that presents the proposed budgets supporting Agency Operations and the following five capital programs:

- Lower San Joaquin River Project (Phase 1);
- Mossdale Tract Area Program;
- Regional Flood Management Planning;
- · Paradise Cut Project; and,
- Smith Canal Project.

The Agency has two additional other programs that are funded with special benefit assessments and these are:

- Flood Protection Restoration Project (FPRP) O&M Program; and,
- Levee Construction & Maintenance Assessment (LCMA) District

The budget for the FPRP was handled separately as part of the annual approval of the levy of assessments. This program budget was considered and approved by the Board on May

18, 2023. The LCMA District was recently formed by the Board on June 8, 2023. While the Annual Budget for FY 2023/24 was reflected within the Engineer's Report which was approved as part of the formation of the LCMA District, additional budgetary detail is presented herein for the Board's consideration as part of this recommendation.

As such, each of the remaining six budgets for consideration by the Board at this time are addressed in separate sections of this report. A comprehensive view of the Agency's budget will be presented by staff during the Board meeting.

1. Agency Operations

On June 16, 2022, the Board adopted SJAFCA Resolution No. 22-12 approving the Agency's proposed budget for FY 22/23 (Exhibit A & summarized in Table 1). Also, shown in Exhibit A is the updated final budget for the fiscal year.

As of June 30, 2023, with 100 percent of the FY lapsed, the Agency has spent about 90% of the total operating budget (Table 1). Overall operating costs are 10 percent under the projected budget.

TABLE 1 - SUMMARY OF FISCAL YEAR 2022/23 BUDGET & ACTUALS

	FY 22/23	22/23 Expenses As of 6/30/23		
	Budget			
SJAFCA/CITY Employee Services	\$1,106,002	\$1,081,938	98%	
Professional Services	412,552	359,676	87%	
Materials & Supplies	147,778	87,848	59%	
Other Expenses	109,760	75,078	68%	
Approved Operating Budget:	1,776,092	1,604,540	90%	

The proposed FY 23/24 budget is also reflected in **Exhibit A** and is summarized in Table 2 below. Exhibit A presents the Agency's anticipated expenditures for general administration, operations, and support costs for existing capital improvement projects. The proposed FY 23/24 expenditure budget is effectively the same as the total approved prior year budget with a minor escalation of certain costs due to inflation.

TABLE 2 - FISCAL YEAR 2023/24 SJAFCA PROPOSED OPERATING EXPENDITURE BUDGET SUMMARY

	FY 23/24 Proposed Budget	
SJAFCA/CITY Employee Services	\$1,280,059	
Professional Services	459,000	
Materials & Supplies	159,290	
Other Expenses	106,993	
Proposed Operating Budget:	\$2,005,342	

Funding for the Proposed FY 23/24 Budget

The Agency's Operating budget is supported through the allocation of costs to the Agency's project related funds. Because SJAFCA's mission of "Reducing and managing the region's flood risk" is achieved through the advancement of projects, as was the case with last year's budget, staff has incorporated an allocation of its operating budget to programs. The attached Exhibit B shows the allocation that, with the approval of the Operating Budget by the Board, would be implemented by staff. The allocation of costs has been adjusted relative to last year's approved allocation. The relative level of activity has changed between programs warranting an adjustment to the allocation and further, with the hiring of additional staff, a portion of the staff-related expenses (payroll and benefits) will be allocated based on the assignment of staff time to certain projects. Further, certain grant funded programs have varying provisions with respect to the allowable cost recovery General Overhead & Administrative expenses through the grants. The proposed allocation of the operating budget to SJAFCA's projects and programs with reference to their primary funds is shown in Table 3:

TABLE 3 - OPERATING FUND COST ALLOCATION SUMMARY

Fund	No.	Allocation %
General	55601	10%
O&M	55694	15%
Smith Canal	55666/55654	20%
Mossdale	55679/55680	25%
LSJR	55653	15%
RFMP	55667	5%
Paradise Cut	55665	10%

Note – the above allocation represents a high level summary of the allocation of GO&A expenses. The allocation of certain staff time and employee benefits varies from the allocations noted here. Refer to Exhibit B for additional details.

Operating Fund Cost Allocations:

SJAFCA Operating Fund (Fund 55601). The SJAFCA Operating Fund balances are made up of assets that were derived from the Flood Protection Restoration Project (FPRP) completed in 1998, the unexpended bond proceeds for that project, fees collected by both the City of Stockton and County of San Joaquin for the Agency's former equalization fee program, and reimbursement received from the U.S. Army Corps of Engineers (USACE) for the original flood control improvements. In addition to earned interest, some funding from in-County local agencies was received to help pay the local share of costs for the Lower San Joaquin River Feasibility Study. Revenues received from local agencies and through Funding Agreements reimbursed the Agency for some of the costs it incurred to support these projects.

Over the last several years, the Reserve Fund balances have been used to pay for the Agency's operating costs as well as work that supported some of the Agency's capital improvement projects, such as the Lower San Joaquin River Feasibility Study (LSJRFS), the recertification of the Bear Creek and Calaveras River levee reaches, and to advance funds for the Smith Canal Gate project before the Smith Canal Area Assessment District was established. However, with the FY 2020/21, 2021/22 budgets and continuing again with the FY 2022/23 budget, as described above, the Agency allocated its operating costs (the General Overhead& Administrative expenses) to minimize the amount of reserves used to fund operating expenses. This approach continues with the 2023/24 budget proposal presented here to the Board. While operating costs cannot be fully funded through this offset alone (not all of the programs where the costs are allocated have sufficient resources to bear the full brunt of the allocation), it is anticipated that that the Agency will continue to use its limited reserves to fund a share of its annual operations. Further, with the passage of the LCMA District, certain activities that support the ongoing Operations & Maintenance of San Joaquin County Flood Control and Water Conservation District (SJCFCWD) Zone 9 levees are planned to be completed by through the regular operations of SJAFCA. As such, an allocation of funding from the LCMA District will help support the GO&A activities of SJAFCA. The details of this allocation will be evaluated in coordination with SJCFWCD staff during this first fiscal year the LCMA District being in place.

Operations and Maintenance (O&M) Fund (Fund 55694). The O&M Fund accounts for money collected annually through the Agency's O&M assessment. The levy of this assessment provides resources for ongoing maintenance of the Agency's FPRP improvements. Each year, the Board reviews the Annual Engineer's Report and establishes the O&M assessments. The O&M budget for FY 23/24 was presented to and approved by the Board separately on May 18, 2023 (Agenda Item 4.1) as part of the annual hearing process to approve the annual assessment levy. The allocation approach discussed above and shown in Exhibit B allocates up to \$289,034 of GO&A expenses to the O&M fund. This allocation is covered by the amount allocated for

SJAFCA's administration budget of \$298,500 which was included in the O&M Budget approved by the Board with its action on May 18, 2023.

Smith Canal Gate Project (Funds 55666/55654). These funds account for money collected annually for the Smith Canal Gate Project. The allocation approach discussed above, and shown in Exhibit B, would allocate up to \$386,069 of GO&A expenses to the Smith Canal Project fund. The budget included within the proposed Smith Canal Area Assessment District authorization, to be considered later in this meeting, includes this amount.

Mossdale Tract Fund (Fund 55679/55680). These funds were created as part of a Board-approved action on February 26, 2018 (SJAFCA Resolution 18-06), to address flood protection for the Mossdale Tract Area. The local sources of funding include previously funded forgivable loans from member agencies: City of Stockton, San Joaquin County, City of Lathrop and City of Manteca, a Regional Development Impact Fee program as well as the newly formed Enhanced Infrastructure Financing District (EIFD). Additional funding is provide through an Urban Flood Risk Reduction program grant from DWR for a feasibility study, preliminary design and environmental review of the Project. Finally, an additional grant from the Bay Area Council is accounted for within this program. All of these funds are used to pay for activities to advance the Mossdale Tract Program. As a multi-year capital project, unexpended prior year funding authorized by the Board under this program rolls forward to future fiscal years. The allocation approach discussed above and shown in Exhibit B would allocate up to \$482,586 of G&A expenses to the Mossdale fund. The additional funding requested under this item, discussed later in this report, reflects this G&A allocation.

Regional Flood Management Plan (Fund 55667). With the execution of the RFMP grant during FY 20/21 staff established Fund 55667 to track and account for the RFMP Program. The program funded by DWR has been extended, most recently in April, to add an additional time and funding through FY 25/26. The budget request last year reflected an allocation of G&A expenses for FY 22/23. The budget request for FY 23/24, which is reflected later in this report, includes a third year of G&A expenses of up to \$96,517 consistent with the proposed allocation noted in Exhibit B.

Lower San Joaquin River Phase 1 (Federal) Project (Fund 55653). As further discussed below, staff of the Agency is currently working with the USACE, DWR and CVFPB to advance the Lower San Joaquin River Project toward the construction of the first increment. With this effort, and consistent with the approach described above, like last year, staff proposes to incorporate an allocation of G&A costs to the Lower San Joaquin River Project. The allocation would be \$289,551. Funding for this allocation would come from fund balances in Lower San Joaquin River Federal Project Fund and an allocation of funding from the recently approved LCMA District

Paradise Cut (Fund 55665). In December 2021, the Board authorized Staff to negotiate and execute a funding agreement with DWR to advance a Feasibility Study

for Paradise Cut. The expectation at that time was that the agreement would be effective and the project would start in earnest in FY 22/23 and extend through June 2024. However, execution of this Grant has been delayed and staff expects the agreement to be effective during FY 23/24. Consistent with the Agency's practice of allocating operating expense to projects, the allocation of GO&A expense to this fund would be approximately \$193,034.

Operating Budget. The Agency's Operating Budget as summarized above in Table 1 and presented in Exhibit A for FY 23/24 totals \$2,005,342. This is about 11% higher than the total budget from FY 22/23 when taking into consideration additional staffing cost as a result of new positions as well as slightly higher services, materials & supplies costs and other expenses. The Operating Budget categories are described further below:

- SJAFCA/CITY Employee Services. This category includes salary and benefits for 7
 SJAFCA positions: Executive Director, Deputy Executive Director, Executive Project
 Manager, Senior Civil Engineer, Accounting & Finance Administrator, and
 administrative support staff (2). One position is a City of Stockton position and the
 balance are Agency positions. City of Stockton costs include an allocation of salary
 and benefits for administration and City payroll services. The total allocation of
 resources to support these staffing costs is \$1,280,059.
- Professional Services. These expenses include professional services such as legal counsel, federal and State advocacy efforts, technical consultants, and annual auditing services as well as temporary staffing costs. The total allocation for Other Services is \$459,000.
- Materials and Supplies. This category includes expenses for general office supplies, computer software, the maintenance of the Agency's office scanner/copier equipment. This category also includes equipment rental, computer technology support, postage, mailing, duplicating services, file storage and vehicle costs. Rent for building space from the City of Stockton is also included. The anticipated cost for Materials and Supplies is \$159,290. Included within the budget this year is funding for the relocation of principal office of the Agency as the Agency has been informed by the City that its current office space will not be available after FY 2023/24. The exact timing of the office relocation is unknown at this time.
- Other Expenses. This category includes costs for travel, parking, training and staff development, professional memberships, permits/certifications, website development and maintenance. This category also includes the Agency's general liability insurance premiums and association memberships. The total anticipated cost for Other Expenses is \$106,993.

The Operating Budget illustrated in Exhibits A and B (summarized in Tables 2 and 3) includes the full costs for the proposed positions and the allocations to the Projects and Programs supporting the Agency's mission. The Agency's Annual Operating Budget and

GO&A allocation policy are reviewed annually and adjustments are made as part of the Budget Approval process for the following year.

Capital Improvement Program (CIP) Budget

As further described above, the Agency now has 5 capital programs that support flood protection projects. The matrix below describes the current and planned sources of funding for those programs:

	Smith Canal	Mossdale Tract	Lower San Joaquin River Phase 1	Regional Planning	Paradise Cut
Funding Sources	- LCMA Assessments (including Bond Revenues) - EIP/UFRR Grants - Allocation of Agency Reserves	 Local Funding Agreements DWR Grant funding The Mossdale Regional Levee Impact Fee Climate Resiliency Grant EIFD Proposed Overlay Assessment* 	- SJAFCA Fund Reserves - Local Funding Agreements - Federal Reimbursement - LCMA Assessment	- RFMP Grant (DWR)	- DWR Grant

^{*}Asterisk denotes funding mechanisms to support the programs but have not yet taken place.

These programs and their associated Capital Budget augmentation requests are described further below.

2. Smith Canal Project

As noted in the matrix above, funding for the Smith Canal Gate Project has included grant revenues from the DWR, an allocation of agency reserves, assessments from the Smith Canal Area Assessment District (SCAAD) and proceeds from the sale of Bonds secured by assessments. SCAAD assessment levies began in FY 14/15 and have now ceased with the passage of the LCMA District. The Agency has issued new Bonds and redeemed the SCAAD bonds effectively replacing the SCAAD with the LCMA District. The last year SJAFCA levied the SCAAD Assessments was FY 22/23.

In year's past, the annual CIP budget for the Smith Canal Project was approved by the Board as part of the annual SCAAD assessment levy authorization. Because the SCAAD Assessment will no longer be levied, the annual capital budget for the Smith Canal Project fund has been incorporated as part of the recommended omnibus CIP approval shown here. The total estimated expenditures for the Smith Canal Gate Project are \$96.968 Million. No additional augmentation is requested at this time. At this time, the Project is expected to be

completed during Fiscal Year 2023/24. The total expenditure budget for the Project was previously approved with prior authorizations. Table 4 below summarizes the authorized CIP budget and shows minor adjustments between budget categories. The adjustments are recommended to align the expenditures with the appropriate categories of the DWR grant funding.

TABLE 4 – SMITH CANAL GATE CIP BUDGET SUMMARY

FY 2023/24 SMITH CANAL GATE	Approved Budget thru	Estimated Expenses thru	Budget balance as of	Proposed Budget	Budget thru
Program CIP Budget	FY 22/23	3/31/2023	3/31/2023	Realignment	FY 23/24
EXPENDITURES					
Design Phase	\$6,672,358	\$6,672,358	\$0	\$0	\$6,672,358
Supplemental Engineering	\$4,446,816	\$2,362,154	\$2,084,663	(\$786,613)	\$4,417,437
Independent Review	\$203,381	\$203,381	\$0	\$0	\$203,381
Project Management	\$4,024,224	\$3,243,603	\$780,621	\$779,379	\$4,053,603
Construction	\$63,254,935	\$40,548,242	\$22,706,694	\$0	\$63,254,935
Construction Management	\$14,022,708	\$11,032,035	\$2,990,673	\$0	\$14,022,708
Real Estate Contingency	\$360,000	\$265,617	\$94,383	\$0	\$360,000
Real Estate Acquisition	\$450,000	\$450,000	\$0	\$0	\$450,000
Public Outreach	\$61,476	\$61,476	\$0	\$7,234	\$61,476
Environmental Mitigation	\$2,985,450	\$2,587,326	\$398,124	\$0	\$2,985,450
Recreational Enhancements	\$487,500	\$0	\$487,500	\$0	\$487,500
TOTAL EXPENDITURES	\$96,968,849	\$67,426,191	\$29,542,658	\$0	\$96,968,849

The sources of funding for the Smith Canal Gate Project are summarized in Table 5 below. All of these sources have been secured and are in place and available to fund the Smith Canal Gate Project.

TABLE 5 - SMITH CANAL GATE SUMMARY OF FUNDING SOURCES

FY 2023/24 SMITH CANAL GATE Program CIP Revenues	Amount	Date / Note
State Funding (secured)		
Design Phase (Prop 1E)	\$2,412,500	September-12
Construction Phase (Prop 1E)	\$22,309,666	October-17
Amendment 1 (Prop 1E)	\$13,562,092	October-19
Amendment 3 (General Fund)	\$2,000,000	May-22
Amendment 4 (Legislative)	\$18,000,000	November-22
Total State Funding	\$58,284,258	
Local Funding (secured)		
SCAAD Revenues	\$14,793,130	Reflects 9 years of assessments
Net Financing (Proceeds less Debt Service)	\$18,380,871	2020 Bond proceeds less debt service paid
SJAFCA Allocation of Reserves	\$5,000,000	Allocation of Agency reserves (June 2021)
Allocation of LCMA Revenues (estimated)	\$860,000	Based on estimated net revenues [1]
Total Local Funding	\$39,034,002	
Total Funding	\$97,318,260	

[1] Represents allocation of revenues from LCMA District for the Smith Canal Project based on amount of revenues that would have otherwise been available if the SCAAD had remained in place through 23/24.

The recommended Board Action includes approval of expenditures for Smith Canal Funds and for the activities needed to continue to advance the Smith Canal Gate Project. The budget is fully funded.

3. Mossdale Tract Program

To date, the Mossdale Tract Program has been supported by the following funding sources:

- Advanced funding from Member Agencies;
- A Regional Development Impact Fee program;
- A grant from DWR under its Urban Flood Risk Reduction Program to advance a Feasibility Study, Preliminary Design and Environmental review; and,
- A grant from the Bay Area Council to support Climate Resiliency.

During FY 2022/23, the Agency completed the formation of an Enhanced Infrastructure Financing District (EIFD) and helped establish the new Public Financing Authority to govern the EIFD. To further accomplish the goal of achieving an Urban Level of Flood Protection for the Mossdale Tract Area, the final additional local funding mechanism, a proposed Overlay Assessment District, is being advanced.

On June 16, 2022 the SJAFCA Board approved the last budget augmentation to the previously approved CIP budget to fund the Mossdale Tract Program through FY 2022/23. The following discussion describes the work covered in the proposed augmentation to cover activities through FY 2023/24 and the status of current efforts.

Prior board approvals of budget for the Mossdale Tract Program involved a series of actions to create the financial infrastructure to allow SJAFCA to continue the efforts to advance 200-Year flood protection for the Mossdale Tract area started by the Cities of Lathrop & Manteca. These actions included funding to:

- 1) Transition of the Urban Flood Risk Reduction (UFRR) Program Feasibility Study, Design and Permitting Agreement with DWR from Lathrop to SJAFCA;
- 2) Completion of the UFRR Feasibility Study and approval of a scope amendment to the UFRR Agreement;
- Completion of an Admin Draft Environmental Impact Report, development of a 35% Basis of Design Report and supporting design drawings, and development of multibenefit features and restoration design.
- 4) Advance efforts to achieve an Urban Level of Flood Protection including Adequate Progress Annual Reporting, Technical Support, and Local Funding Program Implementation for the Mossdale Tract Basin including an update to the Development Impact Fee Program and formation of the Mossdale Tract Enhanced Infrastructure Financing District.

These efforts continue and additional efforts for advance ULOP are advancing as further described below.

Phase 2 of the Lower San Joaquin River Project, known as the Lathrop Manteca Feasibility Study, in partnership with the USACE, is well underway and receiving funding from the Federal Government. A Feasibility Cost Share Agreement was executed between USACE, the State of California (CVFPB) and SJAFCA on September 30, 2022 for a \$7 million - 4 ½ year feasibility study. To date, \$875,000 in federal funding has been received through USACE to advance the Study. The budget augmentation presented herein provides support for continued engagement in this Study with USACE to work towards a favorable determination of federal interest along with the pursuit of federal and State funding. The budget also supports advancement of local financing efforts, right of way evaluations, environmental permitting, and engineering field investigations. Completion of the CEQA and continued advancement of preliminary design efforts will help to further define the Preferred Plan and ensure compliance with all relevant State and federal laws and policies.

As it relates to the implementation of the Local Funding Program for the Mossdale Tract Area, the budget augmentation presented herein provides funding for administration of the current in place funding sources as well as the implementation of the last needed local funding mechanism, the proposed Overlay Assessment District.

As previously presented in 2022, SJAFCA executed an agreement in 2020 with the Bay Area Council for a \$200,000 Climate Resiliency Challenge grant and in 2021, after completion of the initial scope of work with the Council, SJAFCA received an additional \$100,000 to help complete the second phase. An additional match of \$100,000 is needed from SJAFCA and SJAFCA, in coordination with the State, plans to match the Council's contribution through the RFMP Program. The proposed FY 2023/24 Mossdale Budget augmentation and Regional Planning Budget augmentation reflect the additional funding and associated scope of work. The second phase of the study reflects engagement with regional stakeholders to gather input on solutions that would provide climate resilience to the Lower San Joaquin River and Delta South Basin. A final report will be developed that outlines the preferred basin wide flood risk reduction alternative.

The recommended budget augmentation for Fiscal Year 2023/24 summarized in Table 6 below for the proposed Mossdale Tract Fund addresses the following categories of costs:

UFRR Feasibility Study (Phase 1)

 Work by Peterson Brustad Inc. / R&F, Inc. (Note – The State feasibility study portion of the UFRR Agreement was completed in 2021, expenses incurred in excess of the budget were tracked under this prior Phase as part of the grant administration and management as requested by DWR. The proposed budget augmentation reflects realignment of budget to this category of cost.)

Program Management

- Staff Support & Allocated Overhead
- Consulting Support
- Legal Support
- Strategic Planning and Implementation
- Public Outreach

Local Funding Implementation

- Funding Implementation including Regional Development Impact Fee, EIFD & Overlay Assessment District
- ULOP Adequate Progress Report and Financing Plan updates
- Budget Support and funding Administration Services

Project Implementation

(Note – As presented as part of this CIP Budget, three sub-categories for Project Implementation have now been identified for additional budget clarity and transparency.)

State / Local – UFRR Project

- Preliminary Design, Environmental Review (CEQA), Project Management, ROW Support and Public Outreach (partially cost shared with DWR under the UFRR Grant)
- Manteca Dryland Levee extension evaluation

Federal State / Local – Lathrop Manteca Study

- Federal Program Consultation Phase 2 Feasibility Study Coordination, design team support and Public Outreach
- Direct Cost Share Payments to USACE

Climate Resiliency Grant

 Program Admin and Grant Management, Plan Formulation and Final Report / Case Study preparation.

In summary, the budgeted costs for the Mossdale Tract fund are summarized in Table 6 as follows:

TABLE 6 - MOSSDALE TRACT FY 2023/24 CIP BUDGET SUMMARY

FY 2023/24 Mossdale Tract Program CIP Budget Expenditures	Approved Budget Through 22/23	Expended through 6/30/2023*	Budget Balance through 6/30/2023	Proposed Budget Augmentation	Proposed Budget Through 23/24
UFRR Feasibility Study (Phase 1)	\$268,777	\$1,341,759	-\$1,072,982	\$1,072,982	\$1,341,759
Program Management	\$3,107,054	\$3,092,106	\$14,948	\$973,117	\$4,080,171
Local Funding Implementation	\$2,000,600	\$1,290,273	\$710,327	\$336,049	\$2,336,649
Project Implementation (State/Local UFRR Project)	\$3,613,897	\$3,700,062	-\$86,165	\$1,615,848	\$5,229,745
Project Implementation (Fed/State/Local – Lathrop Manteca Project)	\$175,800	\$712,942	-\$537,142	\$1,618,948	\$1,794,748
Climate Resiliency	\$300,000	\$170,142	\$129,858	\$0	\$300,000
TOTAL EXPENDITURES	\$9,466,128	\$10,307,284	-\$841,156	\$5,616,944	\$15,083,072

The above expenses would represent to total cumulative Capital Improvement Program (CIP) budget for the Mossdale Tract Program through FY 23/24. Further, as is the case with all CIP budgets, if the above budget is not expended through FY 2023/24, the budget would roll over to the next fiscal year.

The requested budget augmentation of \$5.6 million focuses on additional efforts to do the following; implement the proposed Overlay Assessment District, continue to advance the CEQA Environmental Impact Report for the project, continue to earnestly advance efforts on the Lathrop Manteca Federal Feasibility Study to garner Federal Interest, maintain Adequate Progress, and administer the existing program features by share in the Agency's operational costs.

The revenues supporting the expenditure budget come from multiple sources. These include:

- The UFRR funding agreement with State of California assigned from the City of Lathrop to SJAFCA. including the bank of local credit as a result of prior local investment by the Cities of Lathrop and Manteca
- SJAFCA's funding agreements with its members structured in the form of loans. The
 funding was received in FY 17/18 and is available to fund all project efforts. These loans
 will be repaid once the future local funding mechanisms are in place and able to provide
 sufficient cash flow to cover future project expenses.
- Development Impact Fee revenues collected and transmitted to SJAFCA pursuant to a collection agreement with each member land use agency.
- Transfer of EIFD Revenues from the Mossdale Tract EIFD Public Financing Authority pursuant a Memorandum of Understanding between SJAFCA and the PFA.
- Grant funding from the Bay Area Council's Climate Resilience Challenge.

A summary of the estimated revenues covering the budgeted expenses detailed are shown in Table 7 below.

TABLE 7 – MOSSDALE TRACT FY 2023/24 CIP REVENUES

FY 2023/24 Mossdale Tract Program CIP Budget Revenues	Approved Budget Through 22/23	Expended through 6/30/2023*	Budget Balance through 6/30/2023	Proposed Budget Augmentation	Proposed Budget Through 23/24
DWR UFRR Funding	\$3,250,000	\$3,081,743	-\$168,257	\$0	\$3,250,000
Levee Impact Fees	\$8,913,551	\$10,255,697	\$1,342,146	\$1,842,146	\$10,755,697
Member Agency Seed Funding	\$310,000	\$310,000	\$0	\$0	\$310,000
Climate Resiliency Grant Funding	\$300,000	\$250,000	-\$50,000	\$0	\$300,000
Mossdale EIFD PFA Funding	\$0	\$0	\$0	\$800,000	\$800,000
Fund Interest Earned	\$93,225	\$98,034	\$4,809	\$4,809	\$98,034
TOTAL REVENUES	\$12,866,776	\$13,995,474	\$1,128,698	\$2,646,955	\$15,513,731

The recommended Board Action includes approval of additional funding for the Mossdale Tract Funds and for the activities needed to continue to advance the Mossdale Tract Program. The budget is fully funded.

4. Lower San Joaquin River Project (Phase 1)

The overall estimated cost for the Lower San Joaquin River Project (LSJRP) is approximately \$1.4 billion. This project is expected to be implemented in several increments over a decade or more timeframe. The first increment of the LSJRP, TS_30_L, Tenmile Slough, is currently under design and the non-Federal share of the first design increment is \$2.221 million (total cost \$6.346 million). This non-Federal cost is split between SJAFCA and the State (70/30) and brings SJAFCA's local cost share for the design to \$666,300, which was fully paid in SJAFCA's fiscal year 2020/2021. The design phase is now 100% complete.

To generate funding for the Local Share of the Design efforts back in September 2018, the Board authorized the Executive Director to execute cost share agreements for the LSJRP with the local stakeholder agencies impacted by the Feasibility Study. This was the same approach taken to fund the local share of the Feasibility Study. However, at the same time, SJAFCA had been working to receive a \$10.06 million reimbursement for completed work on the prior Federal project. This money was received in July 2019. Around that time, staff met with the local agencies to discuss cost share agreements, and at the same time the Board had been discussing the identification of a local funding mechanism to set up full local share of entire authorized LSJRP. In lieu of executing cost share agreements, SJAFCA authorized the use of a portion (up to \$3.14 million) of the \$10.06 million in funds (now part of SJAFCA's reserves) to match the Federal FY 2020 Funding allocated for the Project. The remaining funding, after an allocation to the Smith Canal Project (noted above), was to be focused on developing the long-term funding needed to generate the remaining local share of the overall LSJRP. SJAFCA used this funding to partner with the San Joaquin County Flood Control and Water Conservation District to advance the successful formation of the LCMA District which was completed earlier in June. In addition, at the same time the Board approved the formation of the LCMA District, the Board authorized the sale of Assessment Revenue bonds to both redeem and defease the outstanding SCAAD Assessment Revenues bonds, but also generate project proceeds of \$5.0 million. The planned sale of the Bonds is scheduled for July 19th with the closing of the transaction on August 2nd.

Since Federal Fiscal Year 2020, USACE has been allocated \$102M (USACE Construction Fund Account) toward the design and construction of the Lower San Joaquin River Project. SJAFCA's cost share obligation for the project is 10.5%, which can come in the form of credit for in-kind work, credit for land, easements, rights-of-way, relocations and disposal areas (LERRD), and cash. SJAFCA's approach is to continue to fully leverage Smith Canal credit and in-kind work credit to minimize cash outlays. The project's priority remains the planned delivery of the first increment of construction at Ten Mile Slough in the Brookside neighborhood (TS_30_L) and working with USACE to advance other increments of the project, at Shima Tract, Calaveras, and San Joaquin River at Van Buskirk. Funding for SJAFCA FY23/24 supports land acquisition requirements, project support and consulting services, and any in-kind cash contribution which may be requested by USACE. The augmentation to the previously approved fiscal year 2022/2023 budget of \$2.713 million for continued support of the LSJRP is \$5.514 million bringing the total authorization for the project up to \$8.227 million.

Funding for the continued advancement of the LSJRP comes from several sources.

- Remaining fund balances from the previous federal reimbursement.
- Grant funding from the State of California DWR as the result of an amendment to the Smith Canal Gate Project UFRR Funding Agreement in the amount of \$3,573,117 specifically for the purpose of supporting advancing of the LSJRP.
 - The Board previously authorized the execution of this amendment at it's June 15, 2023 meeting.
- A cash advance from the State of California in the amount of \$900,000 under the Local Project Partnership Agreement for the LSJRP.
- The proceeds from the sale Assessment Revenue Bonds secured by the LCMA District assessments.

The budget summarized in Table 8 below takes into consideration expenses previously expended in FY's 21/22 and 22/23 and the requirements needed to continue to support the implementation of the Lower San Joaquin Federal Project Phase 1 Project.

TABLE 8 – LOWER SAN JOAQUIN RIVER PROJECT FY 2023/24 CIP BUDGET SUMMARY

FY 2023/24 Lower San Joaquin River Project (Phase 1) Program CIP Budget	Approved Budget 22/23	Expended through 6/30/2023	Budget Balance through 6/30/2023	Proposed Budget Augmentation	Proposed Budget thru 23/24
Program Management	\$508,500	\$622,106	(\$113,606)	\$951,158	\$1,459,658
CEQA / NEPA Support	\$300,000	\$261,715	\$38,285	\$126,000	\$426,000
USACE Payments	\$1,404,000	\$194,733	\$1,209,267	\$0	\$1,404,000
Assessment / Financing Efforts	\$500,000	\$25,082	\$474,918	\$0	\$500,000
Property Acquisition (LERRDS)	\$0	\$0	\$0	\$4,317,000	\$4,317,000
Technical Support & Coordination	\$0	\$0	\$0	\$120,000	\$120,000
TOTAL EXPENDITURES	\$2,712,500	\$1,103,636	\$1,608,864	\$5,514,158	\$8,226,658

Table 9 below details the funding sources available for the above noted expenditure budget.

TABLE 9 – LOWER SAN JOAQUIN RIVER PROJECT PROGRAM FUNDING SOURCES

FY 2023/24 Lower San Joaquin River Project (Phase 1) Available Program Sources	Amount
Prior Allocation of SJAFCA Reserves (2021/22)	\$3,140,000
SCG UFRR Grant Amendment	\$3,573,117
LPPA Cash Advance	\$900,000
LCMA Bond Proceeds	\$5,000,000
Total Funding	\$12,613,117

5. Regional Flood Management Planning

Historically, money received from the State for Regional Flood Management Planning (RFMP) has reimbursed the Agency for its efforts to provide critical information about local flood management needs and priorities as part of the 2017 Central Valley Flood Protection Plan (CVFPP) update. As an extension of RFMP efforts, in 2020/21 DWR advanced a third phase of regional planning to support the 2022 CVFPP update. Staff worked with the State to put this grant in place and support the Agency's projects. Staff finalized a scope of work and budget with DWR for the Phase 3 RFMP Grant and the grant was approved for \$850,000 for approximately 3-Years of work. Last year, staff worked with DWR and presented an augmentation to the budget adding an additional \$550,000 with the expectation that additional 4th and 5th rounds of funding would be made available by DWR. However, these additional phases were not fully funded by the State during the FY. SJAFCA has executed a grant agreement for an additional \$260,000 for a "2023 round" of RFMP funding (i.e., a 4th phase) and the State has preliminarily identified an additional funding source for a future 5th phase with an estimated amount of funding of approximately \$300,000. Given this preliminary indication and the fact that it approximates the current approved budget for the RFMP Program, staff recommends no additional budget augmentation for 2023/24. Staff will implement adjustments between program items to align the spending with approved expenses by DWR and the expected categories of spending in the future.

Table 10 below presents the current approved budget, the estimated expenses incurred through June 30, 2023 and the updated budget based on the expected spending moving forward. The budget includes funding for allocated agency General and Administrative Services as described further above.

TABLE 10 - RFMP FY 2023/24 CIP BUDGET SUMMARY

	Budget through FY 22/23	Estimated Expenses through June 2023	Remaining Budget	Budget Realignment for 23/24	Final Total Budget	Remaining after updated Final Budget
RFMP - 1 - PROGRAM MANAGEMENT [1]	\$270,550	\$341,627	(\$71,077)	\$182,000	\$452,550	\$110,923
RFMP - 2 - COMMUNICATION AND ENGAGEMENT	\$136,718	\$79,844	\$56,874	(\$17,000)	\$119,718	\$39,874
RFMP - 3 - RFMP ACT UPDATES CVFPP	\$124,985	\$104,250	\$20,735	(\$20,000)	\$104,985	\$735
RFMP - 4 - FINAN. PLANG. & FUNDING SUPPOR	\$92,544	\$74,796	\$17,748	(\$17,000)	\$75,544	\$748
RFMP - 5 - REGIONAL GOVERNANCE	\$65,000	\$14,208	\$50,792	(\$50,000)	\$15,000	\$792
RFMP - 6 - MULTI BENEFIT OPP. & PARF TRAC	\$150,686	\$111,388	\$39,298	(\$39,000)	\$111,686	\$298
RFMP - 7 - REGIONAL CLIMATE RESILIENCE	\$175,367	\$37,139	\$138,228	(\$36,000)	\$139,367	\$102,228
RFMP - 8 - INSTITUTIONAL BARRIERS	\$125,000	\$177,910	(\$52,910)	\$53,000	\$178,000	\$90
RFMP - 9 - NFIP RELATED ACTIVITIES	\$60,000	\$3,028	\$56,972	(\$56,000)	\$4,000	\$972
RFMP - 10 - REGION SPECIFIC ACTIVITIES	\$124,150	\$25,560	\$98,590	\$0	\$124,150	\$98,590
RFMP - 11 - WATER RESOURCE PORTFOLIO 25.4	\$75,000	\$0	\$75,000	\$0	\$75,000	\$75,000
TOTAL	\$1,400,000	\$969,748	\$430,251	\$0	\$1,400,000	\$430,251

^[1] Includes allocated Agency overhead.

6. Paradise Cut Program

In December 2021, the Board directed and authorized staff to enter into a funding agreement with the DWR to fund the combined Paradise Cut Expansion and South Delta Restoration Project (Paradise Cut). The work would be funded by Proposition 68 under DWR's System Wide Flood Risk Reduction (SWFRR) program. The goal of the grant is to advance Phase 3 of the Paradise Cut Project. The scope of work entails establishment of a Technical Review Panel, Outreach and Engagement, the preparation of a Feasibility Study and the preparation of Preliminary Engineering and Landscapes Designs to facilitate the development of engineers cost estimate (10%) for the preferred alternative including landscape-scale plans for multiple-benefit ecosystem restoration in the Project footprint.

In December 2021, it was reported that the term of the grant was expected to run from June 2022 through June 2024, however, execution of the Grant has been delayed. The Board approved an updated agreement and delegated authority for the Grant's execution in April 2023. Initial work by SJAFCA and the consulting team has been funded through the RFMP Program. Expenses to fund coordination with DWR have been covered by the RFMP program. Minimal expenses have been incurred during FY 2022/23. The overall budget for the program is \$3,000,000 and the budget for the Program was approved in FY 2022/23. No augmentation is requested this year. The budget presented and previously approved is summarized in Table 10 below. As a CIP budget, the budget will roll forward to FY 2023/24. The Agency's allocable portion of overhead is included within the Program Management budget.

TABLE 11 - PARADISE CUT FY 2023/24 CIP BUDGET SUMMARY

Scope of Work Elements	Estimated Costs
Task 1 - Project Management and Administration	\$425,000
Task 2 - Technical Review Panel	\$175,000
Task 3 - Strategic Outreach and Local Engagement	\$350,000
Task 4 - Feasibility Study	\$1,750,000
Task 5 - Preliminary Engineering and Landscape Designs	\$300,000
TOTAL	\$3,000,000

The scope of work detailed above is supported by a grant from DWR under its Systemwide Flood Risk Reduction (SWFRR) Program for \$3.0 million. Additional funding in the amount of \$10,000 has been provided by the Southern Delta Levee Protection and Channel Maintenance JPA. Cash flow funding has been made available through a temporary \$100,000 internal fund transfer from the Mossdale fund approved by the Board in December 2021.

7. Levee Construction & Maintenance Assessment District

On June 15, 2023, after a successful Proposition 218 Property Owner protest ballot proceeding, the SJAFCA Board approved the formation of the LCMA District. The Final Engineer's Report presented the initial budget for FY 2023/24. The total expenditure budget to be used as the basis for the services provided by the LCMA District in 23/24 to establish the base assessment rate was \$7,684,000. In order to provide additional detailed budget to support the establishment of and LCMA District Fund Balance and further demonstrate how the LCMA District will provide the authorized services through support for SJAFCA's existing programs, staff is including a more detailed breakdown of the budget that shows how the funding will be incorporated into SJAFCA's CIP. This budget also reflects the first of several bond sales by SJAFCA to support the services detailed in the Final Engineer's Report. Table 12 below provides this additional detail for the Board's approval.

TABLE 12 – LEVEE CONSTRUCTION & MAINTENANCE ASSESSMENT DISTRICT FY 2023/24 BUDGET SUMMARY

FY 2023/24	Approved		
Levee Construction & Maintenance Assessment District	Budget		
Program Budget	Through 23/24		
REVENUES			
Direct Assessments	\$7,519,066		
Bond Proceeds (Project Fund Deposit)	\$5,000,000		
Total Revenues	\$12,519,066		
EXPENDITURES			
Assessment Administration	\$166,000		
O&M Services	, — , —		
O&M Services - Direct Transfer to Zone 9	\$841,000		
O&M Services - SJAFCA Direct Support for Zone 9	\$477,000		
Subtotal O&M Services	\$1,484,000		
Levee Construction Services			
Smith Canal Gate Project	\$860,000		
Lower San Joaquin River Project (Bond Proceeds)	\$5,000,000		
Estimated Debt Service	\$1,900,000		
Subtotal Construction Services	\$7,760,000		
TOTAL EXPENDITURES	\$9,244,000		
NET FUND BALANCE CHANGE	\$3,275,066		
BEGINNING BALANCE FY 23/24	\$0		
ENDING BALANCE FY 23/34	\$3,275,066		

FISCAL IMPACT

Summary

The estimated Agency operating fund carry over Fund balance at the beginning of FY 22/23 is expected to be approximately \$2.13 million. The proposed FY 23/24 budget anticipates total operating costs to be \$2.005 million with the majority of these costs allocated to SJAFCA's projects.

By approving the attached Omnibus Budget Resolution (Exhibit C) attached to this staff report, the Board will adopt and approve the Agency's proposed FY 23/24 operating budget, associated allocation approach to capital programs and the supporting capital budgets for the Lower San Joaquin River Project, Smith Canal Gate Project Mossdale Tract Area Program, Regional Flood Management Planning Program, Paradise Cut Project, and Levee Construction & Maintenance Assessment District reflected with this staff report.

STRATEGIC PLAN CONSISTENCY ANALYSIS

Consideration of the FY 2023/24 budget process is consistent with the Mission and Goals of the Board-adopted Strategic Plan. Specifically, it is consistent with the Goal #1, "to Plan for and Implement System Resilience", and to Goal #3, "Facilitate Funding Structures that are most Beneficial to Local Interests."

PREPARED BY: Sylvia Razniak, Finance & Admin Manager

APPROVED:

CHRIS ELIAS

EXECUTIVE DIRECTOR

SR:smw

Attachments

Exhibit A – FY 22/24 General and Admin Budget

Exhibit B – FY 22/24 Operating Budget and Proposed Allocation to Programs

Exhibit C - FY 22/24 Budget Resolution

SAN JOAQUIN AREA FLOOD CONTROL AGENCY General and Admin Budget (Actual FY 22/23 and Proposed FY 23/24)

	FY 22/23 Approved Budget	FY 22/23 thru 6/30/23	FY 22/23 Projected	FY 23/24 Proposed Budget	
700 AGENCY MANAGEMENT - G&A			<u> </u>	<u> </u>	
7-30401 SALARIES & WAGES	\$920,919	\$886,349	\$0	\$1,036,900	
7-30402 BENEFITS	\$166,500	\$175,952	\$0	\$220,828	
7-30403 PAYROLL TAX EXPENSE	\$5,948	\$11,807	\$0	\$12,000	
7-30404 WORKER'S COMP. INSURANCE	\$10,966	\$5,064	\$0	\$6,264	
7-30405 PAYROLL PROCESSING EXPENSE	\$1,669	\$2,766	\$0	\$4,067	
Subtotal SJAFCA/City Employees Services	\$1,106,002	\$1,081,938	\$0	\$1,280,059	
7-30600 AUDIT EXPENSE	\$20,000	\$49,592	\$0	\$51,000	
7-40600 OUTSIDE STAFFING SERVICES	\$55,710	\$1,856	\$0	\$30,000	
7-50100 PROFESSIONAL SERVICES - AGENCY	\$336,842	\$308,228	\$0	\$378,000	
Subtotal Professional Services	\$412,552	\$359,676	\$0	\$459,000	
7-40100 GENERAL OFFICE EXPENSES	\$146,578	\$87,548	\$0	\$158,290	
7-40500 MISCELLANEOUS	\$1,200	\$300	\$0	\$1,000	
Subtotal Materials & Supplies	\$147,778	\$87,848	\$0	\$159,290	
7-30500 ADVERTISING RECRUITMENT EXP.		\$168			
7-40200 INSURNACE BOND & MALPRACTICE	\$47,562	\$39,261	\$0	\$45,743	
7-40400 MEMBERSHIPS & LICENSE RENEWALS	\$20,000	\$12,653	\$0	\$23,000	
7-40700 PERMITS & CERTIFICATIONS	\$28,107	\$4,488	\$0	\$10,000	
7-40800 PUBLICATIONS & LEGAL NOTICES		\$515	\$0	\$1,000	
7-30800 COMMUNICATIONS	\$4,342	\$5,086	\$0	\$4,740	
7-60200 TRANSPORTATION & TRAVEL	\$3,239	\$7,866	\$0	\$16,000	
7-60300 WEBSITE HOSTING	\$6,510	\$5,040	\$0	\$6,510	
Subtotal Other Expenses	\$109,760	\$75,078	\$0	\$106,993	
Total 700 - AGENCY MANAGEMENT - G&A (Rounded)	\$1,776,092	\$1,604,540	\$0	\$2,005,342	

SAN JOAQUIN AREA FLOOD CONTROL AGENCY General and Admin Budget (Proposed FY 23/24 Allocation to Programs)

	FY 23/24 Proposed Budget	General 55601 10%	O&M 55694 15%	Smith Canal 55654/55666 20%	Mossdale 55679/44680 25%	LSJR Fed 55653 15%	RFMP 55667 5%	Paradise Cut 55665 10%
700 AGENCY MANAGEMENT - G&A								
7-30400 ADMINISTRATIVE CHARGES								
7-30401 SALARIES & WAGES	\$1,036,900	\$103,690	\$155,535	\$207,380	\$259,225	\$155,535	\$51,845	\$103,690
7-30402 BENEFITS	\$220,828	\$22,083	\$33,124	\$44,166	\$55,207	\$33,124	\$11,041	\$22,083
7-30403 PAYROLL TAX EXPENSE	\$12,000	\$1,200	\$1,800	\$2,400	\$3,000	\$1,800	\$600	\$1,200
7-30404 WORKER'S COMP. INSURANCE	\$6,264	\$626	\$940	\$1,253	\$1,566	\$940	\$313	\$626
7-30405 PAYROLL PROCESSING EXPENSE	\$4,067	\$407	\$610	\$813	\$1,017	\$610	\$203	\$407
Subtotal SJAFCA/City Employees Services	\$1,280,059	\$128,006	\$192,009	\$256,012	\$320,015	\$192,009	\$64,003	\$128,006
7-30600 AUDIT EXPENSE	\$51,000	\$5,100	\$7,650	\$10,200	\$12,750	\$7,650	\$2,550	\$5,100
7-40600 OUTSIDE STAFFING SERVICES	\$30,000	\$3,000	\$4,500	\$6,000	\$7,500	\$4,500	\$1,500	\$3,000
7-50100 PROFESSIONAL SERVICES - AGENCY	\$378,000	\$37,800	\$56,700	\$75,600	\$94,500	\$56,700	\$18,900	\$37,800
Subtotal Prosessional Services	\$459,000	\$45,900	\$68,850	\$91,800	\$114,750	\$68,850	\$22,950	\$45,900
7-40100 GENERAL OFFICE EXPENSES	\$158,290	\$83,329	\$12,494	\$16,658	\$20,823	\$12,494	\$4,165	\$8,329
7-40500 MISCELLANEOUS	\$1,000	\$100	\$150	\$200	\$250	\$150	\$50	\$100
Subtotal Materials & Supplies	\$159,290	\$83,429	\$12,644	\$16,858	\$21,073	\$12,644	\$4,215	\$8,429
7-30500 ADVERTISING RECRUITMENT EXP.								
7-40200 INSURNACE BOND & MALPRACTICE	\$45,743	\$4,574	\$6,861	\$9,149	\$11,436	\$6,861	\$2,287	\$4,574
7-40400 MEMBERSHIPS & LICENSE RENEWALS	\$23,000	\$2,300	\$3,450	\$4,600	\$5,750	\$3,450	\$1,150	\$2,300
7-40700 PERMITS & CERTIFICATIONS	\$10,000	\$1,000	\$1,500	\$2,000	\$2,500	\$1,500	\$500	\$1,000
7-40800 PUBLICATIONS & LEGAL NOTICES	\$1,000	\$100	\$150	\$200	\$250	\$150	\$50	\$100
7-30800 COMMUNICATIONS	\$4,740	\$474	\$711	\$948	\$1,185	\$711	\$237	\$474
7-60200 TRANSPORTATION & TRAVEL	\$16,000	\$1,600	\$2,400	\$3,200	\$4,000	\$2,400	\$800	\$1,600
7-60300 WEBSITE HOSTING	\$6,510	\$651	\$977	\$1,302	\$1,628	\$977	\$326	\$651
Subtotal Other Expenses	\$106,993	\$10,699	\$16,049	\$21,399	\$26,748	\$16,049	\$5,350	\$10,699
Total 700 - AGENCY MANAGEMENT - G&A (Rounded)	\$2,005,342	\$268,034	\$289,551	\$386,069	\$482,586	\$289,551	\$96,517	\$193,034

RESOLUTION NO. SJAFCA 23-20

SAN JOAQUIN AREA FLOOD CONTROL AGENCY

RESOLUTION TO APPROVE THE PROPOSED OPERATING FUND AND CAPITAL BUDGETS FOR FISCAL YEAR 2023/24 FOR THE SAN JOAQUIN AREA FLOOD CONTROL AGENCY

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE SAN JOAQUIN AREA FLOOD CONTROL AGENCY. AS FOLLOWS:

- 1. That the San Joaquin Area Flood Control Agency's 2023-2024 Proposed Operating Fund Budget, a copy of which is attached as Exhibit "A" and Exhibit "B," is incorporated by this reference and hereby approved and adopted.
- 2. That the San Joaquin Area Flood Control Agency's 2023-2024 Proposed Capital Improvement Program budget allocations as described in the supporting July 20, 2023 staff report are incorporated by this reference and hereby approved and adopted.
- 3. That any new appropriations and/or adjustments to the Agency's 2023-2024 fiscal year budget will be brought back before the Board for consideration and approval.

Gary Singh, Chair of the San Joaquin Area Flood Control Agency

day of July , 2023.

ATTEST:

CHRIS ELIAS, Secretary of the San Joaquin Area Flood Control Agency

APPROVED AS TO FORM:

SCOTT L. SHAPIRO, Legal Counsel

PASSED, APPROVED AND ADOPTED this 20

SCOTT L. SHAPIRO, Legal Counsel for the San Joaquin Area Flood Control Agency