

Reclamation District No. 1607

VAN SICKLE ISLAND-SOLANO COUNTY, CALIFORNIA

Notice of Emergency Meeting

An In Person Meeting of the Van Sickle Island Board of Trustees
has been called by President Gerald Dinelli

August 9, 2024

Meeting to be Held at the District Office at 4301 Inverness Drive Pittsburg, CA
94565 or online at the Zoom Meeting Below

Join Zoom Meeting for Remote Attendance. Three board members must be present.
<https://UCOP.zoom.us/j/5109879868?pwd=L3Ayb3h6VGZiTmw1MTVYS1FNZWlLQT09>

Meeting ID: 510 987 9868 Passcode: 556575
One tap mobile +16692192599,,5109879868# US (San Jose)

Meeting Agenda

1. Meeting Called to Order
2. Approval of Minutes of February 19, 2024 (*Link listed below*)
3. Financial Report
4. Levee Report FEMA progress
5. Emergency Resolutions

Emergency Resolution 2024.6

EMERGENCY RESOLUTION No. 2024-06

RESOLUTION OF THE BOARD OF TRUSTEES OF RECLAMATION DISTRICT NO. 1607 DECLARING A STATE OF EMERGENCY DUE TO EXPECTATION OF SHEET PILE AND LEVEE FAILURE

WHEREAS, on February 4, 2024 the Sacramento River experienced high water levels resulting from heavy rainfalls, runoff, and high winds, creating an imminent risk of flooding and levee damage within Reclamation District No. 1607's boundaries; and

WHEREAS, these conditions created an immediate risk that severely impaired public health and safety, consistent with the emergency declaration requirements of the Government Code and the Public Contracting Code; and

WHEREAS, after consultation with the district staff and engineers the district found and declared on February 19, 2024 that an emergency situation existed, and immediate action was required to respond to these conditions.

WHEREAS, despite attempts to secure a contractor to make repairs with the ability to wait for future payment no contractor could be found,

WHEREAS, continued deterioration of the sheet pile wall and site 102 have degraded to a point of imminent failure,

and WHEREAS, the subsequent receipt of two \$50,000 DWR emergency grants to secure a contractor had been delayed and now received and can be used for these repairs to help avoid immediate flooding,

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Trustees of the

4301 Inverness Drive Pittsburg, CA 94565 District cell: 925-698-9252
Web: rd1607.specialdistrict.org

Reclamation District No. 1607

VAN SICKLE ISLAND-SOLANO COUNTY, CALIFORNIA

Reclamation District No. 1607, as follows:

1. As of August 9th, an emergency situation exists within the district due to on-going flooding and flood damage and levee deterioration, and oncoming high tides will compound the existing flood conditions. The public interest and necessity demand the immediate expenditure of public money to safeguard life, health, and property to respond to this emergency.
 2. The district's engineer is authorized to take immediate action to repair or replace public facilities, to take any directly related and immediate action required by that emergency, and to procure the necessary equipment, services, and supplies for those purposes, without giving notice for bids to let contracts. The district engineer shall take these actions in consultation with District Trustees.
 3. Pursuant to Public Contracting Code 20926, the district shall expend any sum reasonably required to respond to this emergency. District personnel will, if practicable, informally solicit bids or requests for proposals to seek to obtain the best terms possible, including the lowest price term, given the urgent circumstances of the emergency, and, promptly after the emergency ends, shall document the circumstances of the emergency and the bid or proposal accepted.
 4. The District will make an attempt to reach out to the Department of Water Resources, CalOES, Solano County OES and any other regulatory agency to help inform and to secure a source of funding to take any necessary action to the secure the levees.
 5. This emergency declaration will be revisited by the Board of Trustees at the earlier of its next regularly scheduled meeting, or within 7 days of this declaration.
- PASSED AND ADOPTED by the Board of Trustees of Reclamation District No. 1607 Trustees this August 9, 2024, by the following vote:

Emergency Resolution 2024.7

RESOLUTION No. 2024-07

A RESOLUTION OF THE BOARD OF TRUSTEES OF RECLAMATION DISTRICT NO. 1607 SETTING PRIORITIES FOR DECISION MAKING AUTHORITY IN EVENT OF EMERGENCY

WHEREAS, in the event any or all Trustees of the Reclamation District are not available, and an emergency action requires that authority be exercised, there is a need to establish a chain of command for such emergency decision making authority;

WHEREAS, pursuant to California Public Contract Code section 20926 and section 22050, Reclamation District No. 1607 may take action to negotiate and award a contract for construction of work to prevent damage or repair damaged works, and procure necessary equipment, services, and supplies, without advertising for bids and expend any sum reasonably required in an emergency; and

WHEREAS, such action either requires a 2/3 vote of the Board of Trustees, and/or such authority may be delegated to an appropriate person or persons;

WHEREAS, the Board of Trustees desires to delegate such authority as set forth in this Resolution.

Reclamation District No. 1607

VAN SICKLE ISLAND-SOLANO COUNTY, CALIFORNIA

NOW, THEREFORE, BE IT RESOLVED, AND IT IS HEREBY RESOLVED BY THE BOARD OF TRUSTEES OF RECLAMATION DISTRICT NO. 1607 AS FOLLOWS:

1. In the unavailability either in person or telephone of a majority of the Board of Trustees, emergency decision-making authority relative to emergencies may be exercised by the following persons in the order of priority listed.

a. The President of the Board of Trustees;

b. Any single Trustee;

c. Engineers for the District, who are presently MBK Engineers:

Name: Michael Moncrief

Day Phone: (916) 456-4400

Mobile Phone: (916) 761-1281

d. Manager/Secretary Name: Chris Lanzafame

Cell Phone (925) 698-9252

Reclamation District No. 1607

VAN SICKLE ISLAND-SOLANO COUNTY, CALIFORNIA

4301 Inverness Drive Pittsburg, CA 94565 Phone: 925-698-9252

2. Such emergency decision-making authority includes the following powers:

a. In case of emergency, the person designated above as the emergency decision-maker may negotiate and award a contract for construction of work to prevent damage or repair damaged works, and procure necessary equipment, services, and supplies, and take any directly related and immediate action required by that emergency, without advertising for bids, and expend any sum reasonably necessary to cure the emergency.

b. The emergency decision-maker shall, if practicable, informally solicit bids or request for proposals to seek to obtain the best terms possible, including the lowest price term, given the urgent circumstances of the emergency, and, promptly after the emergency ends, shall document the circumstances of the emergency and the bid or proposal accepted.

c. The emergency decision-maker shall report to the Board of Trustees the reasons justifying why the emergency did not permit a delay resulting from a competitive solicitation for bids and why the action was necessary to respond to the emergency. Such report shall be made at the next regular meeting of the District, if such meeting occurs within 14 days of the emergency, or if no such meeting will occur within 14 days, the decision-maker shall call a special meeting of the Board of Trustees within 7 days after the emergency, and make such report at that time, and, for this purpose only, shall have the power to call such meeting.

3. For the purpose of this Resolution, "emergency" is defined as an imminent threat to public health, safety, or welfare or an imminent threat to the flood control or drainage facilities of Reclamation District No. 1607, or an imminent threat of flooding of Reclamation District 1607, and action is necessary to respond to such threat, and the imminence of such is that it will not permit a delay resulting from a competitive solicitation of bids.

4. All previous resolutions relating to the subject of this resolution are repealed.

Reclamation District No. 1607

VAN SICKLE ISLAND-SOLANO COUNTY, CALIFORNIA

6. Conflict of Interest: Resolution 2024.7

Should the district re-approve the existing conflict of interest code for 2025-2026
(Link to document below.)

7. Status of Assessment Increase

8. New Business

9. Adjournment and next meeting date:

Please note that the link to all documents is listed below and that there may be updates posted to this agenda online along with supporting meeting documents at the district website up until 24 hours before the meeting at:

<https://rd1607.specialdistrict.org/board-meetings?year=2024>



Treasurer-Tax Collector-County Clerk
CHARLES LOMELI

Statement of Account Balance
Reclamation District 1607
Fund 205
June 30, 2024

Balance

Date	Description	Deposits	Withdrawals	Interest	Balance
					\$ 12,310.03
4-Jun-24	DP 272303	480.00 ✓			\$ 12,790.03
12-Jun-24	DP 272525	3,687.50 ✓			\$ 16,477.53
13-Jun-24	JE 24008875		11,000.00 ✓		\$ 5,477.53
13-Jun-24	DP 272568	4,230.10 ✓			\$ 9,707.63
17-Jun-24	JE 24008948	409.84 ✓			\$ 10,117.47
26-Jun-24	DP 272878	1,801.60 ✓			\$ 11,919.07
30-Jun-24	JE 24009602	118.34 ✓			\$ 12,037.41
30-Jun-24	JE 24009601			1.62 ✓	\$ 12,035.79
Totals		10,727.38 ✓	11,001.62 ✓	-	

Outstanding Warrants \$ -

Closing Balance \$ 12,035.79 ✓

*received
2/17/2024 ✓*

State/Local Government Checking

July 24, 2024 ■ Page 1 of 4



RECLAMATION DISTRICT NO. 1607
119 LOREN LN
OAKLEY CA 94561-2463

Questions?

Available by phone Mon-Sat 7:00am-11:00pm Eastern Time, Sun 9:00am-10:00pm Eastern Time:

We accept all relay calls, including 711

1-800-CALL-WELLS (1-800-225-5935)

En español: 1-877-337-7454

Online: wells Fargo.com/biz

Write: Wells Fargo Bank, N.A. (114)
P.O. Box 6995
Portland, OR 97228-6995

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Visit wellsfargo.com/digitalbusinessresources to explore tours, articles, infographics, and other resources on the topics of money movement, account management and monitoring, security and fraud prevention, and more.

Account options

A check mark in the box indicates you have these convenient services with your account(s). Go to wellsfargo.com/biz or call the number above if you have questions or if you would like to add new services.

Business Online Banking	<input checked="" type="checkbox"/>
Online Statements	<input checked="" type="checkbox"/>
Business Bill Pay	<input type="checkbox"/>
Business Spending Report	<input checked="" type="checkbox"/>
Overdraft Protection	<input type="checkbox"/>

Statement period activity summary

Beginning balance on 6/27	\$18,204.57
Deposits/Credits	60,000.15
Withdrawals/Debits	- 22,537.64
Ending balance on 7/24	\$55,667.08

Account number: 2358693477

RECLAMATION DISTRICT NO. 1607

California account terms and conditions apply

For Direct Deposit use

Routing Number (RTN): 121042882

For Wire Transfers use

Routing Number (RTN): 121000248

Interest summary

Interest paid this statement	\$0.15
Average collected balance	\$20,160.16
Annual percentage yield earned	0.01%
Interest earned this statement period	\$0.15
Interest paid this year	\$0.87



Transaction history

Date	Check Number	Description	Deposits/ Credits	Withdrawals/ Debits	Ending daily balance
6/28	2372	Check		10,000.00	8,204.57
7/1	2377	Check		700.00	7,504.57
7/2	<	Business to Business ACH Debit - Getstreamline.CO Getstreaml St-D9K7K1L7V8N6 Reclamation District 1		63.00	7,441.57
7/3	2376	Check		350.00	
7/3	2378	Check		350.00	
7/3	2380	Check		350.00	6,391.57
7/9		Pgande Web Online Jul 24 96224458062324 Reclamation District N		24.64	6,366.93
7/17		Deposit	50,000.00		
7/17	2379	Check		350.00	56,016.93
7/22		Solano County Tr Transfers Rec Distr 1607 Xfer Funds to The Operating Account of Reclamatio	10,000.00		66,016.93
7/23	2375	Deposited OR Cashed Check		350.00	65,666.93
7/24	2373	Check		10,000.00	
7/24		Interest Payment	0.15		55,667.08
Ending balance on 7/24					55,667.08
Totals			\$60,000.15	\$22,537.64	

The Ending Daily Balance does not reflect any pending withdrawals or holds on deposited funds that may have been outstanding on your account when your transactions posted. If you had insufficient available funds when a transaction posted, fees may have been assessed.

< Business to Business ACH: If this is a business account, this transaction has a return time frame of one business day from post date. This time frame does not apply to consumer accounts.

Summary of checks written (checks listed are also displayed in the preceding Transaction history)

Number	Date	Amount	Number	Date	Amount	Number	Date	Amount
2372	6/28	10,000.00	2376	7/3	350.00	2379	7/17	350.00
2373	7/24	10,000.00	2377	7/1	700.00	2380	7/3	350.00
2375 *	7/23	350.00	2378	7/3	350.00			

* Gap in check sequence.

Monthly service fee summary

For a complete list of fees and detailed account information, see the disclosures applicable to your account or talk to a banker. Go to wells Fargo.com/feefaq for a link to these documents, and answers to common monthly service fee questions.

Fee period 06/27/2024 - 07/24/2024 Standard monthly service fee \$10.00 You paid \$0.00

The bank has waived the fee for this fee period.

How to avoid the monthly service fee	Minimum required	This fee period
Have any ONE of the following each fee period		
• Average ledger balance	\$1,000.00	\$21,946.00 <input checked="" type="checkbox"/>
• Minimum daily balance	\$500.00	\$6,366.93 <input checked="" type="checkbox"/>

WC/WC

Reclamation District 1607
Balance Sheet
as of 08/05/24

Assets

Current Assets

Cash In Bank-County Fund 205
Cash In Bank - WF Checking
Accounts Receivable
Total Current Assets

\$ 2,035.79
103,054.21
35,519.44

140,609.44

Total Assets

\$ 140,609.44

Liabilities & Equity

Current Liabilities

Accounts Payable
Total Current Liabilities

\$ 77,197.72

77,197.72

Long Term Liabilities

Time Warrants Payable
DWR Emergency 1 Advance Sheet
DWR Emergency 2 Advance Mkr102
Total Long Term Liabilities

110,000.00
48,547.41
48,951.58

207,498.99

Owners' Equity

Equity
Retained Earnings
Prior income
Current income
Total Owners' Equity

127,060.32
(123,946.85)
(169,396.08)
22,195.34

(144,087.27)

Total Liabilities & Equity

\$ 140,609.44

Reclamation District 1607
 Accounts Payable
 08/05/24

Vendor	Invoice	Date	Due Date	Amount
MBK Engineers	0081	06/30/21	07/30/21	3,585.51
MBK Engineers	12214	09/21/23	10/21/23	4,833.00
MBK Engineers	11.20.1	10/11/23	11/10/23	2,471.00
MBK Engineers	12306	10/17/23	11/16/23	10,524.09
MBK Engineers	11.30.1	12/18/23	01/17/24	3,169.01
MBK Engineers	12.31.23	01/19/24	02/18/24	1,250.53
MBK Engineers	2.19.24	02/19/24	03/20/24	5,427.67
MBK Engineers	3.30.24	02/29/24	03/30/24	4,280.13
MBK Engineers	4.28.24	04/28/24	05/28/24	2,415.75
MBK Engineers	14244	05/20/24	06/19/24	1,793.58
Andrew Cain	6.14.24	06/14/24	07/14/24	7,308.93
MBK Engineers	14480	06/18/24	07/18/24	546.00
MBK Engineers	6.18.24	06/18/24	07/18/24	541.00
Chris Lanzafame	6.30.24	06/30/24	07/30/24	29,051.70
				77,197.90
	2100	Accounts Payable		77,197.72

Reclamation District No. 1607

VAN SICKLE ISLAND-SOLANO COUNTY, CALIFORNIA

Reclamation District 1607 CONFLICT OF INTEREST CODE

The political Reform Act (Government Code sections 81000, et seq.) requires local government agencies to adopt and promulgate conflict of interest codes. The Fair Political Practices Commission has adopted Title 2 of the California Code of Regulations, section 18730, which contains the terms of a standard conflict of interest code and may be incorporated by reference in an agency's code. Therefore, the terms of 2 CCR section 18730, and any amendments to it adopted by the Fair Political Practices Commission, are hereby incorporated by reference in this code. This regulation and the attached appendices designating positions and establishing disclosure requirements shall constitute the Reclamation District 1607 (District) conflict of interest code.

The members of the District's Board of Trustees and individuals holding designated positions shall file a Statement of Economic Interest Form 700 in accordance with the disclosure categories listed in the attached Appendix B. The Statement of Economic Interest shall be filed with the District's filing officer, and if so required, with the District's code reviewing body, the Solano County Board of Supervisors. The District shall make the statements available for public review, inspection and reproduction. (Gov. Code section 81008.) Upon receipt of the statements for the District's Board members and the District Manager, the District shall make and retain a copy and forward the original of these statements to the Solano County Board of Supervisors.

The provisions of all Conflict-of-Interest Codes and amendments thereto previously adopted by the District are hereby superseded.

Adopted by Reclamation District 1607 Board of Directors on March 13, 2019.

Reconfirmed by Reclamation District 1607 Board of Directors on _____

Reclamation District No. 1607

VAN SICKLE ISLAND-SOLANO COUNTY, CALIFORNIA

APPENDIX A DESIGNATED POSITIONS

Designated Position	Disclosure Category
Board of Trustee Member	1
District Manager	1

Disclosures for Third Party Consultants

Third party consultants are “designated employees” who must disclose financial interest as determined on a case-by-case basis by the District Manager or his/her designee. The written determination of the District Manager or designee shall include a description of the consultant’s duties and a statement of the extent of disclosure requirements based upon that description. All such determinations are public records and shall be retained for public inspection along with this conflict of interest code.

For purposes of this section and for compliance with the Political Reform Act and 2 CCR section 18701, a consultant is defined as an individual who, pursuant to a contract with the District, makes a governmental decision whether to:

1. Approve a rate, rule or regulation;
2. Adopt or enforce a law;
3. Issue, deny suspend, or revoke a permit, license, application, certificate, approval, order or similar authorization or entitlement;
4. Authorize the District to enter into, modify, or renew a contract that requires District approval
5. Grant District approval to a contract that requires District approval and in which the District is a party, or to the specifications for such a contract;
6. Grant District approval to a plan, design, report, study or similar item; or
7. Adopt or grant District approval of District policies, standards or guidelines.

A consultant also means an individual who, pursuant tot a contract with the District, serves in a staff capacity with the District and in that capacity participates in making a governmental decision as defined in 23 CCR section 18702.2 or performs the same or substantially all the same duties for the District that would otherwise be performed by an individual holding a position specified in the District’s conflict of interest code. (2 CCR section 18701.)

Reclamation District No. 1607

VAN SICKLE ISLAND-SOLANO COUNTY, CALIFORNIA

APPENDIX B DISCLOSURE CATEGORIES

Category 1:

A person designated Category 1 shall disclose:

- a. Interests in real property located entirely or partly within District boundaries, or within two miles of District boundaries or of any land owned or used by the District.
- b. Investments and business positions in business entities, and income, including loans, gifts, and travel payments, from all sources.

Category 2:

A person designated Category 2 shall disclose:

- a. Investments or business positions in or income from sources, which are contractors or subcontractors engaged in work or services of the type used by the District.
- b. Investments or business positions in or income from sources, which manufacture or sell supplies, books, machinery or equipment of the type used by the District.

Reclamation District No. 1607

VAN SICKLE ISLAND-SOLANO COUNTY, CALIFORNIA

Reclamation District 1607 CONFLICT OF INTEREST CODE

The political Reform Act (Government Code sections 81000, et seq.) requires local government agencies to adopt and promulgate conflict of interest codes. The Fair Political Practices Commission has adopted Title 2 of the California Code of Regulations, section 18730, which contains the terms of a standard conflict of interest code and may be incorporated by reference in an agency's code. Therefore, the terms of 2 CCR section 18730, and any amendments to it adopted by the Fair Political Practices Commission, are hereby incorporated by reference in this code. This regulation and the attached appendices designating positions and establishing disclosure requirements shall constitute the Reclamation District 1607 (District) conflict of interest code.

The members of the District's Board of Trustees and individuals holding designated positions shall file a Statement of Economic Interest Form 700 in accordance with the disclosure categories listed in the attached Appendix B. The Statement of Economic Interest shall be filed with the District's filing officer, and if so required, with the District's code reviewing body, the Solano County Board of Supervisors. The District shall make the statements available for public review, inspection and reproduction. (Gov. Code section 81008.) Upon receipt of the statements for the District's Board members and the District Manager, the District shall make and retain a copy and forward the original of these statements to the Solano County Board of Supervisors.

The provisions of all Conflict-of-Interest Codes and amendments thereto previously adopted by the District are hereby superseded.

Adopted by Reclamation District 1607 Board of Directors on March 13, 2019.

Reconfirmed by Reclamation District 1607 Board of Directors on _____

Reclamation District No. 1607

VAN SICKLE ISLAND-SOLANO COUNTY, CALIFORNIA

APPENDIX A DESIGNATED POSITIONS

Designated Position	Disclosure Category
Board of Trustee Member	1
District Manager	1

Disclosures for Third Party Consultants

Third party consultants are “designated employees” who must disclose financial interest as determined on a case-by-case basis by the District Manager or his/her designee. The written determination of the District Manager or designee shall include a description of the consultant’s duties and a statement of the extent of disclosure requirements based upon that description. All such determinations are public records and shall be retained for public inspection along with this conflict of interest code.

For purposes of this section and for compliance with the Political Reform Act and 2 CCR section 18701, a consultant is defined as an individual who, pursuant to a contract with the District, makes a governmental decision whether to:

1. Approve a rate, rule or regulation;
2. Adopt or enforce a law;
3. Issue, deny suspend, or revoke a permit, license, application, certificate, approval, order or similar authorization or entitlement;
4. Authorize the District to enter into, modify, or renew a contract that requires District approval
5. Grant District approval to a contract that requires District approval and in which the District is a party, or to the specifications for such a contract;
6. Grant District approval to a plan, design, report, study or similar item; or
7. Adopt or grant District approval of District policies, standards or guidelines.

A consultant also means an individual who, pursuant tot a contract with the District, serves in a staff capacity with the District and in that capacity participates in making a governmental decision as defined in 23 CCR section 18702.2 or performs the same or substantially all the same duties for the District that would otherwise be performed by an individual holding a position specified in the District’s conflict of interest code. (2 CCR section 18701.)

**APPENDIX B
DISCLOSURE CATEGORIES**

Category 1:

A person designated Category 1 shall disclose:

- a. Interests in real property located entirely or partly within District boundaries, or within two miles of District boundaries or of any land owned or used by the District.
- b. Investments and business positions in business entities, and income, including loans, gifts, and travel payments, from all sources.

Category 2:

A person designated Category 2 shall disclose:

- a. Investments or business positions in or income from sources, which are contractors or subcontractors engaged in work or services of the type used by the District.
- b. Investments or business positions in or income from sources, which manufacture or sell supplies, books, machinery or equipment of the type used by the District.

Reclamation District No. 1607

VAN SICKLE ISLAND-SOLANO COUNTY, CALIFORNIA

Minutes of Meeting

A Special Meeting of the Van Sickle Island Board of Trustees
February 19, 2024 at 4 pm held at the District Office at 4301 Inverness Drive,
Pittsburg, CA

An online component was also available for those who would prefer to participate remotely.

The meeting of the Board of Trustees was called to order by President Gerald Dinelli at 4:00 pm. Also present were Board members Kevin Confetti, Robert Pinkston and Steve Thomas. Trustee Edmund Linscheid was present via Zoom. Also present were Secretary Chris Lanzafame, Phylis Pinkston, and Matt Stretch.

The minutes of December 6, 2023 were unanimously approved as read. (motion Confetti, second Thomas)

Mr. Lanzafame went over the financial statements which are attached to these minutes. The financial position is very bad with payables that will not be cleared for a good part of the year if there are no new levee breaks. Mr. Lanzafame discussed and showed pictures of the recent new damage that has threatened our levee system including new severe damage at marker 102 and some cracks in the sheet-pile wall causing the island to take on a lot more water. Mr. Lanzafame stated that the water levels will be rising each day and won't stop until we reach equilibrium with the outside tides on the river. Mr. Lanzafame suggested that the water level would rise another foot before it reaches that point.

Mr. Lanzafame said that receiving a large contribution from the state was unlikely but that we had discussed with them the opportunity to apply and receive two \$50,000 emergency grants from DWR to repair our two worst spots. These grants could be used to help repair our emergencies but they do not allow for an advance payment. The hope would be that we get reimbursed by FEMA before the levee fails

Mr. Lanzafame and the board discussed the need to declare an emergency to let the State know that we are very likely fail and that we would be applying for emergency funding. Mr. Lanzafame stated that FEMA had obligated to pay for our request for debris removal but that we couldn't do the work until access was repaired to get to the Sacramento River levee. Mr. Lanzafame was hopeful that our claim for Category D work would be approved soon so that we could get reimbursed for the work that we have already completed and make needed repairs that we currently don't have funds for.

Emergency Resolution 2024.1

EMERGENCY RESOLUTION No. 2024-01

RESOLUTION OF THE BOARD OF TRUSTEES OF RECLAMATION DISTRICT NO. 1607 DECLARING A STATE OF EMERGENCY DUE TO FLOOD AND WEATHER CONDITIONS

WHEREAS, since February 4, 2024 the Sacramento River has experienced high water levels resulting from heavy rainfalls, runoff, and high winds, creating an imminent risk of flooding and levee damage within Reclamation District No. 1607's boundaries; and

WHEREAS, these conditions created an immediate risk that severely impairs public health and safety, consistent with the emergency declaration requirements of the Government Code and the Public Contracting Code; and

WHEREAS, after consultation with the District staff and engineers the District finds and declares on February 19, 2024 that an emergency situation exists, and immediate action is required to respond to these conditions.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Trustees of the Reclamation District No. 1607, as follows:

Reclamation District No. 1607

VAN SICKLE ISLAND-SOLANO COUNTY, CALIFORNIA

1. As of February 13 an emergency situation exists within the District due to on-going flooding and flood damage, and a forecast of further precipitation which will compound the existing flood conditions. The public interest and necessity demand the immediate expenditure of public money to safeguard life, health, and property to respond to this emergency.
 2. The District's engineer is authorized to take immediate action to repair or replace public facilities, to take any directly related and immediate action required by that emergency, and to procure the necessary equipment, services, and supplies for those purposes, without giving notice for bids to let contracts. The District engineer shall take these actions in consultation with District Trustees.
 3. Pursuant to Public Contracting Code 20926, the District shall expend any sum reasonably required to respond to this emergency. District personnel will, if practicable, informally solicit bids or requests for proposals to seek to obtain the best terms possible, including the lowest price term, given the urgent circumstances of the emergency, and, promptly after the emergency ends, shall document the circumstances of the emergency and the bid or proposal accepted.
 4. The District will make an attempt to reach out to the Department of Water Resources, CalOES, Solano County OES and any other regulatory agency to help inform and to secure a source of funding to take any necessary action to the secure the levees.
 5. This emergency declaration will be revisited by the Board of Trustees at the earlier of its next regularly scheduled meeting, or within 7 days of this declaration.
- PASSED AND ADOPTED by the Board of Trustees of Reclamation District No. 1607 Trustees this February 19, 2024, by the following vote:

The question was called by Kevin Confetti and seconded by Steve Thomas. A roll call vote was held: Dinelli Yes, Thomas Yes, Pinkston Yes, Confetti Yes, Linscheid Yes.

Emergency Resolution 2024.2

RESOLUTION No. 2024-02

A RESOLUTION OF THE BOARD OF TRUSTEES OF RECLAMATION DISTRICT NO. 1607 SETTING PRIORITIES FOR DECISION MAKING AUTHORITY IN EVENT OF EMERGENCY

WHEREAS, in the event any or all Trustees of the Reclamation District are not available, and an emergency action requires that authority be exercised, there is a need to establish a chain of command for such emergency decision making authority;

WHEREAS, pursuant to California Public Contract Code section 20926 and section 22050, Reclamation District No. 1607 may take action to negotiate and award a contract for construction of work to prevent damage or repair damaged works, and procure necessary equipment, services, and supplies, without advertising for bids and expend any sum reasonably required in an emergency; and

WHEREAS, such action either requires a 2/3 vote of the Board of Trustees, and/or such authority may be delegated to an appropriate person or persons;

Reclamation District No. 1607

VAN SICKLE ISLAND-SOLANO COUNTY, CALIFORNIA

WHEREAS, the Board of Trustees desires to delegate such authority as set forth in this Resolution.

NOW, THEREFORE, BE IT RESOLVED, AND IT IS HEREBY RESOLVED BY THE BOARD OF TRUSTEES OF RECLAMATION DISTRICT NO. 1607 AS FOLLOWS:

1. In the unavailability either in person or telephone of a majority of the Board of Trustees, emergency decision-making authority relative to emergencies may be exercised by the following persons in the order of priority listed.

- a. The President of the Board of Trustees;
- b. Any single Trustee;
- c. Engineers for the District, who are presently MBK Engineers:
 - Name: Michael Moncrief
 - Day Phone: (916) 456-4400
 - Mobile Phone: (916) 761-1281
- d. Manager/Secretary Name: Chris Lanzafame
 - Cell Phone (925) 698-9252
 - Reclamation District No. 1607
 - VAN SICKLE ISLAND-SOLANO COUNTY, CALIFORNIA
 - 4301 Inverness Drive Pittsburg, CA 94565 Phone: 925-698-9252

2. Such emergency decision-making authority includes the following powers:

a. In case of emergency, the person designated above as the emergency decision-maker may negotiate and award a contract for construction of work to prevent damage or repair damaged works, and procure necessary equipment, services, and supplies, and take any directly related and immediate action required by that emergency, without advertising for bids, and expend any sum reasonably necessary to cure the emergency.

b. The emergency decision-maker shall, if practicable, informally solicit bids or request for proposals to seek to obtain the best terms possible, including the lowest price term, given the urgent circumstances of the emergency, and, promptly after the emergency ends, shall document the circumstances of the emergency and the bid or proposal accepted.

c. The emergency decision-maker shall report to the Board of Trustees the reasons justifying why the emergency did not permit a delay resulting from a competitive solicitation for bids and why the action was necessary to respond to the emergency. Such report shall be made at the next regular meeting of the District, if such meeting occurs within 14 days of the emergency, or if no such meeting will occur within 14 days, the decision-maker shall call a special meeting of the Board of Trustees within 7 days after the emergency, and make such report at that time, and, for this purpose only, shall have the power to call such meeting.

3. For the purpose of this Resolution, "emergency" is defined as an imminent threat to public health, safety, or welfare or an imminent threat to the flood control or drainage facilities of Reclamation District No. 1607, or an imminent threat of flooding of Reclamation District 1607, and action is necessary to respond to such threat, and the imminence of such is that it will not permit a delay resulting from a competitive solicitation of bids.

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4. All previous resolutions relating to the subject of this resolution are repealed.

The question was called by Kevin Confetti and seconded by Steve Thomas. A roll call vote was held: Dinelli Yes, Thomas Yes, Pinkston Yes, Confetti Yes, Linscheid Yes.

6. 2024-2025 Subventions Application

Action: Resolution 2024.3: Resolution 2024.3

RESOLVED that the work included in Reclamation District No. 1607's ("District") 2024-2025 Delta Levee Subventions Program Application consists of the maintenance and/or repair of existing levee improvements which involves negligible or no expansion of said improvements' existing uses and, hence, falls within the categorical exemption to the California Environmental Quality Act set forth in California Code of Regulations, title 14, section 15301; that said work does not constitute an exception to the exemptions of the California Environmental Quality Act; and that the District's Engineer is authorized to prepare and file with the County of Solano the appropriate Notice of Exemption on behalf of the District.

The question was called by Kevin Confetti and seconded by Steve Thomas. A roll call vote was held: Dinelli Yes, Thomas Yes, Pinkston Yes, Confetti Yes, Linscheid Yes.

Action: Resolution 2024.4 Resolution 2024.4

RESOLVED that the President or Secretary of Reclamation District No. 1607 be and hereby is authorized to execute on behalf of this District that Agreement between The Reclamation Board of the State of California and Reclamation District No. 1607 covering participation in the Delta Levee Subventions Program pursuant to Part 9, Division 6 of the Water Code as amended by SB 34, Chapter 28, Statutes of 1988 for fiscal year 2022-2023 and the work to be reported to the State thereunder is determined to be categorically exempt under the California Environmental Quality Act (Pub. Resources Code, § 21000 et seq.) for the reasons set forth above.

The question was called by Kevin Confetti and seconded by Steve Thomas. A roll call vote was held: Dinelli Yes, Thomas Yes, Pinkston Yes, Confetti Yes, Linscheid Yes.

7. SCI Consulting

Action: Resolution 2024 .5 Should the District contract with SCI Consulting to prepare an engineer's report and organize an election to move forward with an assessment increase beginning in July 2024?

Proposed Fee Schedule: In consideration for the work accomplished, as outlined in this proposal, SCI will be compensated as detailed below:

Phase of Work Fee Initial Data Research and Feasibility Analysis \$ 3,500

Assessment Engineering and Engineer's Report \$ 25,500

Proposition 218 Balloting Services \$ 6,500

Note: Payment due April 15, 2025

The question was called by Kevin Confetti and seconded by Steve Thomas. A roll call vote was held: Dinelli Yes, Thomas Yes, Pinkston Yes, Confetti Yes, Linscheid Yes.

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Changing of gate lock code... deciding on new combination of main gate lock change on March 1st. The board instructed the secretary to change the lock combination and distribute the new code to the landowners.

**The question was called by Kevin Confetti and seconded by Steve Thomas. A roll call vote was held:
Dinelli Yes, Thomas Yes, Pinkston Yes, Confetti Yes, Linscheid Yes.**

President Dinelli asked for an adjournment. The meeting was adjourned at 5:15 pm
The question was called by Kevin Confetti and seconded by Steve Thomas. A roll call vote was held:
Dinelli Yes, Thomas Yes, Pinkston Yes, Confetti Yes, Linscheid Yes.

