



RECLAMATION DISTRICT NO. 1000  
RESOLUTION NO. 2022-12-01

**A RESOLUTION OF THE BOARD OF TRUSTEES OF RECLAMATION DISTRICT NO. 1000  
PROCLAIMING A LOCAL EMERGENCY PERSISTS, RE-RATIFYING THE COVID-19 STATE OF  
EMERGENCY, AND RE-AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF RECLAMATION  
DISTRICT NO. 1000 PURSUANT TO THE RALPH M. BROWN ACT.**

At a regular meeting of the Board of Trustees of Reclamation District No. 1000 held at the District Office on the 9<sup>th</sup> day of December 2022, the following resolution was approved and adopted:

**WHEREAS**, Reclamation District No. 1000 (District) is committed to preserving and nurturing public access and participation in meetings of the Board of Trustees; and

**WHEREAS**, all meetings of the District are open and public, as required by the Ralph M. Brown Act (Gov. Code, §§ 54950 – 54963) (“Brown Act”), so that any member of the public may attend, participate, and watch the District’s legislative body conduct its business; and

**WHEREAS**, Assembly Bill 361 added Government Code section 54953(e) to make provisions for remote teleconferencing participation in meetings by members of a legislative body, without compliance with the requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions; and

**WHEREAS**, a required condition is that a state of emergency is declared by the Governor pursuant to Government Code section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the state caused by conditions as described in Government Code section 8558; and

**WHEREAS**, a proclamation is made when there is an actual incident, threat of disaster, or extreme peril to the safety of persons and property within the jurisdictions that are within the District’s boundaries, caused by natural, technological, or human-caused disasters; and

**WHEREAS**, it is further required that state or local officials have imposed or recommended measures to promote social distancing, or, the legislative body meeting in person would present imminent risks to the health and safety of attendees; and

**WHEREAS**, the Board of Trustees previously adopted a Resolution No. 2022-11-01 on November 18, 2022, finding that the requisite conditions exist for the District to conduct remote teleconference meetings without compliance with paragraph (3) of subdivision (b) of section 54953; and

**WHEREAS**, such conditions persist in the District, specifically, on March 4, 2020, Governor Gavin Newsom proclaimed a State of Emergency to exist in California due to the threat of COVID-

19; despite sustained efforts, the virus continues to spread and has impacted nearly all sectors of California; and

**WHEREAS**, the Board of Trustees does hereby find that the ongoing risk posed by the highly transmissible COVID-19 virus has caused, and will continue to cause, conditions of peril to the safety of persons within the District that are likely to be beyond the control of services, personnel, equipment, and facilities of the District; and

**WHEREAS**, as a consequence of the local emergency persisting, the Board of Trustees does hereby find that the District shall continue to conduct its meetings without compliance with paragraph (3) of subdivision (b) of Government Code section 54953, as authorized by subdivision (e) of section 54953, and that the Board shall comply with the requirements to provide the public with access to the meetings as prescribed in paragraph (2) of subdivision(e) of section 54953; and

**WHEREAS**, all meeting agendas, meeting dates, times, and manner in which the public may participate in the public meetings of the District and offer public comment by telephone or internet-based service options including video conference are posted on the District website and physically outside of the District office.

**NOW, THEREFORE BE IT RESOLVED THAT:**

Section 1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. Affirmation that Local Emergency Exists. The Board has reconsidered the conditions of the state of emergency and proclaims that a local emergency persists throughout the District because the high risk of transmissibility of COVID-19 continues to pose an imminent risk to the safety of persons in the District.

Section 3. Re-ratification of Governor's Proclamation of a State of Emergency. The Board hereby ratifies the Governor of the State of California's Proclamation of State of Emergency, effective as of its issuance date of March 4, 2020.

Section 4. Remote Teleconference Meetings. District staff are hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution including, conducting open and public meetings in accordance with Government Code section 54953(e) and other applicable provisions of the Brown Act.

Section 5. Effective Date of Resolution. This Resolution shall take effect immediately upon its adoption and shall be effective until the earlier of (i) January 8, 2023, or such time the Board of Trustees adopts a subsequent resolution in accordance with Government Code section 54953(e)(3) to extend the time during which the District may continue to teleconference without compliance with paragraph (3) of subdivision (b) of section 54953.

**ON A MOTION BY** Trustee Nick Avdis, seconded by Trustee Thomas W Smith, the foregoing resolution was passed and adopted by the Board of Trustees of Reclamation District No. 1000, this 9<sup>th</sup> day of December 2022, by the following vote, to wit:

AYES: 7 Trustees: Avdis, Bains, Smith, Barandas, Lee-Reeder, Perez, Gilbert

NOES: Trustees:

ABSTAIN: Trustees:

RECUSE: Trustees:

ABSENT: Trustees:



Elena Lee Reeder

President, Board of Trustees

Reclamation District No. 1000

CERTIFICATION:

I, Joleen Gutierrez, Secretary of Reclamation District No. 1000, hereby certify that the foregoing Resolution 2022-12-01 was duly adopted by the Board of Trustees of Reclamation District No. 1000 at the regular meeting held on the 9<sup>th</sup> day of December 2022 and made a part of the minutes thereof.

  
\_\_\_\_\_  
Joleen Gutierrez, District Secretary



RECLAMATION DISTRICT NO. 1000  
RESOLUTION NO. 2022-12-02

**A RESOLUTION OF THE BOARD OF TRUSTEES OF RECLAMATION DISTRICT NO. 1000  
AUTHORIZING OFFICERS AND TRUSTEES AS SIGNATORIES TO THE OPERATIONS AND  
MAINTENANCE FUNDS HELD BY SACRAMENTO COUNTY TREASURER.**

At a regular meeting of the Board of Trustees of Reclamation District No. 1000 held at the District Office on the 9<sup>th</sup> day of December 2022, the following resolution was approved and adopted:

**WHEREAS**, Reclamation District No. 1000 maintains an Operation and Maintenance Fund held by the Sacramento County Treasurer; and

**WHEREAS**, Reclamation District No. 1000 also maintains a Revolving Fund pursuant to Water Code Section 50657; and Reclamation District No. 1000 assumes responsibility for disbursement of such Revolving Fund and agrees to hold and save the Sacramento County Treasurer harmless from any improper disbursement of such Revolving Fund as required by Water Code Section 50658; and

**WHEREAS**, the Board of Trustees by this Resolution desires to set forth the names and specimen signatures of the Officers and Trustees of Reclamation District No. 1000 and set forth the names and required signatures for withdrawal or payment of funds from such accounts;

**NOW THEREFORE BE IT RESOLVED THAT:** The Board of Trustees of Reclamation District No. 1000 affirm the names and specimen signatures of the Trustees of Reclamation District No. 1000, as provided herein:

Nicholas Avdis

Jag Bains

Tom Barandas

Edwin Perez

Thomas M. Gilbert

Thomas M. Gilbert

Elena Lee Reeder

Thomas W. Smith

**BE IT FURTHER RESOLVED THAT:** The Board of Trustees of Reclamation District No. 1000 affirm the names and specimen signatures of the Officers of Reclamation District No. 1000, as provided herein:

Kevin L. King  
General Manager



Joleen Gutierrez  
District Secretary



**BE IT FURTHER RESOLVED THAT:** Funds held in the Reclamation District No. 1000 Operation and Maintenance Fund held by the Sacramento County Treasurer may be withdrawn or paid solely by warrant signed by any four or more of the Trustees of the District as identified in this resolution and attested to by the Secretary of the Board of Trustees or General Manager as identified in this resolution.

**BE IT FURTHER RESOLVED THAT:** Funds on deposit in the District's revolving fund may be withdrawn or paid by check signed by any one of the Trustees identified in this resolution or the District Manager or District Secretary as identified in this resolution, for amounts less than \$20,000.00 and any two of the Trustees as identified in this resolution or the General Manager as identified and a Trustee as identified of this resolution for amounts exceeding \$20,000.00.

**BE IT FURTHER RESOLVED THAT:** Funds on deposit in the District's revolving fund may be withdrawn or paid via electronic fund transfer (ACH) to specific vendors as provided in Exhibit A of this resolution. Electronic fund transfers paid to vendors specified in Exhibit A shall not exceed \$20,000.00. If an amount to be paid via electronic transfer exceeds \$20,000.00, a written authorization must be received from a Trustee as identified in this Resolution in addition to authorization by the General Manager, an email authorization is considered a written authorization. Amounts of \$20,000.00 or less may be authorized by any of the Trustees identified in this resolution or the District Manager or District Secretary as identified in this resolution.

**ON A MOTION BY** Trustee Nick Avdis, seconded by Trustee Thomas W Smith, the foregoing resolution was passed and adopted by the Board of Trustees of Reclamation District No. 1000, this 9<sup>th</sup> day of December 2022, by the following vote, to wit:

AYES: 7 Trustees: Avdis, Smith, Bains, Lee-Reeder, Gilbert, Barandas, Perez

NOES: Trustees:

ABSTAIN: Trustees:

RECUSE: Trustees:

ABSENT: Trustees:




Elena Lee Reeder

President, Board of Trustees

Reclamation District No. 1000

CERTIFICATION:

I, Joleen Gutierrez, Secretary of Reclamation District No. 1000, hereby certify that the foregoing Resolution 2022-12-02 was duly adopted by the Board of Trustees of Reclamation District No. 1000 at the regular meeting held on the 9<sup>th</sup> of December 2022 and made a part of the minutes thereof.

  
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Joleen Gutierrez, District Secretary



**EXHIBIT A**

List of vendors approved by the Board to be paid electronically:

<b>Vendor</b>	<b>Item(s) Paid</b>
CalPERS	Pension/Health/Deferred Comp
PG&E	Utilities
City of Sacramento	Utilities
City of Sacramento – Dept of Finance	Quarterly City Pool A Fees
Verizon	Wireless Phone Service
Comcast	Internet Service
Smile Business	Office Equipment Maintenance
Alhambra	Water Service
Airgas	Shop Service
Berkshire Hathaway	Worker's Comp
Home Depot Credit	Shop Supplies
Napa Auto Parts	Equipment Supplies/Parts
Tractor Supply	Equipment Parts
Waste Management	Garbage/Recycling
ACWA JPIA	Dental/Vision/Life Insurance
US Healthworks	DOT Screening
Sacramento County Utilities	Utilities
Cintas	First Aid/Field Janitorial



RECLAMATION DISTRICT NO. 1000  
RESOLUTION NO. 2022-12-03

**A RESOLUTION OF THE BOARD OF TRUSTEES OF RECLAMATION DISTRICT NO. 1000  
ADOPTING PROPOSITION 218 PROCEDURES FOR THE  
2023 STORMWATER SERVICE FEE BALLOT PROCEEDING**

At a regular meeting of the Board of Trustees of Reclamation District No. 1000 held at the District Office on the 9<sup>th</sup> day of December 2022, the following resolution was approved and adopted:

**WHEREAS**, Reclamation District No. 1000 (“RD1000”) noticed and conducted a public hearing on a proposed Stormwater Service Fee on November 18, 2022; and

**WHEREAS**, the data supporting the proposed Stormwater Service Fee and its methodology is articulated in the September 2022 Property Related Fee Study (“Fee Study”), which details both the basis of the fee and the specific charges proposed to be imposed on each affected parcel; and

**WHEREAS**, as of the close of the November 18, 2022 hearing on the proposed Stormwater Service Fee, no majority protest as to the fee existed, and so the Board of Trustees directed that the proposed fee be submitted to a vote of the affected property owners; and

**WHEREAS**, the Stormwater Service Fee is a property-related fee conforming to Article XIII D, Section 6 of the California Constitution; and

**WHEREAS**, Article XIID, Section 6(c) requires that, except for fees or charges for sewer, water, and refuse collection services, these property-related fees must be submitted to a majority vote of the affected property owners before they may be imposed; and

**WHEREAS**, because the Proposed Stormwater Service Fee would fund property related services surrounding both water and drainage, the District will submit the proposed fee to a majority vote of impacted property owners pursuant to Proposition 218; and

**WHEREAS**, some of the requirements of Proposition 218 are unclear and require judicial interpretation or legislative implementation; and,

**WHEREAS**, RD 1000 believes it to be in the best interest of the community to record its decisions regarding implementation of the provisions of Proposition 218 relating to the proposed Stormwater Service Fee and to provide the community with a guide to those decisions and how they have been made.

**NOW, THEREFORE, BE IT RESOLVED** by the RD1000 Board of Trustees ("Board") as follows:

1. **Statement of Legislative Intent.** It is RD1000's intent in adopting this resolution to adopt fee ballot procedures that are consistent and in compliance with the California Constitution and with Government Code Section 53750 et. seq. (the Proposition 218 Omnibus Implementation Act) which collectively govern the provisions authorizing the levy of the proposed Stormwater Service Fee by the District. It is not the intent of the District to vary in any way from the requirements of the aforementioned law.

2. **Mailed Notice of Fee Ballot.** The fee ballot and a mailed notice of the public hearing shall be sent at least forty-five (45) days prior to the March 10, 2023 public hearing on the proposed fee. For all mailings, the record owner(s) of each parcel and their mailing address shall be determined from the equalized property tax roll prepared by County Assessor.

3. **Returned ballots.** RD1000, upon the receipt of any returned ballots from the United States Postal Service, for any reason, will utilize its reasonable best efforts to forward the notice to the record property owner of the parcels associated with the returned notice. Failure of RD1000 to determine a valid mailing address for a Record Owner shall not invalidate the proceedings. Failure of any person to receive notice shall not invalidate the proceedings.

4. **Fee Ballot Contents.** The ballot shall contain all of the information required by Government Code Section 53755.5, and may be rely on bar codes or other means to optimize tabulation on its return. Ballots will be returned in sealed envelopes for the privacy of property owners, but may contain identifying information regarding the parcel on whose behalf each vote is cast (including, for example, APN numbers). RD1000 may issue a duplicate ballot to any property owner whose original ballot was lost or destroyed. Such ballots shall be clearly marked as duplicate ballots and shall be accompanied by sufficient information for the Secretary of the Board to verify the location and ownership of the property in question and the identity of the individual casting the ballot in order to verify its authenticity.

5. **Return of Ballots.** Ballots must be returned to the District by mail or in person, no later than the close of the public hearing on March 10, 2023. Only ballots with original signatures, not photocopies, will be accepted. Ballots will not be accepted via e-mail. Fee ballots shall remain sealed until the tabulation of ballots commences after the conclusion of the public hearing. A ballot may be submitted, or changed, or withdrawn by the person who submitted the ballot prior to the conclusion of the public testimony on the proposed assessment at the public hearing.

6. **Disclosure of Ballots.** Prior to the public hearing, neither the fee ballot nor the envelope in which it is submitted shall be treated as a public record, pursuant to Government Code section 6254(c) and any other applicable law, in order to prevent potential unwarranted invasions of the submitter's privacy and to protect the integrity of the balloting process. During and after the tabulation, the fee ballots shall be treated as disclosable public records, as defined in Government Code section 6252, and equally available for inspection (e.g., by the proponents or the opponents of the proposed fee), pursuant to Government Code section 53750(e)(2).

7. **Public Hearing.** At the public hearing, the Board shall hear all public testimony

regarding the proposed fee and accept ballots until the close of the public hearing which hearing may be continued from time to time. At the conclusion of the hearing, the Board shall direct the tabulation of the ballots, including those received during and prior to the public hearing.

8. **Tabulating Ballots.** Following the Public Hearing, the ballot tabulation will take place at a location accessible to the public. The ballots shall be unsealed and tabulated in public view so as to permit all interested persons to meaningfully monitor the accuracy of the tabulation process. An impartial person(s) designated by the Board who does not have a vested interest in the outcome of the proposed fee shall publicly tabulate the fee ballots submitted, and not withdrawn, in support or opposition to the proposed fee. The district's engineer and counsel have been determined by the Board to be persons that do not have a vested interest in the outcome of the proposed fee.

9. **Contested Ballots.** The District shall strive to accept and count all validly cast ballots. Votes for or against the proposed fee must be cast on District-issued ballots, timely submitted, and clearly indicate the choice of the voter. Unsigned ballots, ballots returned via email, or ballots on which the choice of the voter is impossible to ascertain will not be counted.

10. **Retention of Ballots.** The ballots and all materials associated with the Tabulation shall be preserved for a minimum of two years, after which they may be destroyed.

11. **Majority Approval.** If according to the final tabulation of the ballots, a greater than 50% of ballots are cast in favor of the proposed fee, the proposed fee may be imposed.

12. **Interpretation & Intent.** In implementing these procedures, the District will strive to give effect to Proposition 218's direction that property owners be afforded the opportunity to vote on potential property related charges. In the event of a conflict between these procedures and the requirements of statutes governing the implementation of property related fees, those statutes shall control.

**ON A MOTION BY** Trustee Elena Lee Reeder, seconded by Trustee Tom Barandas, the foregoing resolution was passed and adopted by the Board of Trustees of Reclamation District No. 1000, this 9<sup>th</sup> day of December 2022, by the following vote, to wit:

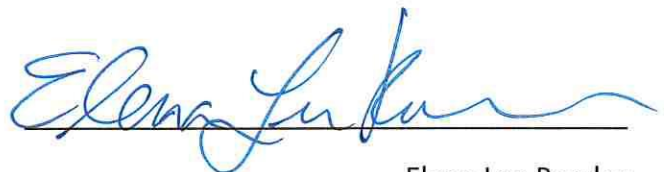
AYES: 6 Trustees: Bains, Perez, Barandas, Lee-Reeder, Smith, Gilbert

NOES: Trustees:

ABSTAIN: Trustees:

RECUSE: Trustees:

ABSENT: 1 Trustees: Avdis



Elena Lee Reeder  
President, Board of Trustees  
Reclamation District No. 1000

CERTIFICATION:

I, Joleen Gutierrez, Secretary of Reclamation District No. 1000, hereby certify that the foregoing Resolution 2022-12-03 was duly adopted by the Board of Trustees of Reclamation District No. 1000 at the regular meeting held on the 9<sup>th</sup> day of December 2022 and made a part of the minutes thereof.

  
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Joleen Gutierrez, District Secretary



## *Resolution No. 2022-12-04*

In Recognition of Angelique Ashby's Service as a Sacramento City Council Member  
& Sacramento Area Flood Control Agency Board of Director.

**WHEREAS**, Angelique Ashby was elected to the Sacramento City Council in 2010, and again in 2014, and 2018, representing District One, located in Natomas; and,

**WHEREAS**, during her tenure on the Council, Director Ashby has been annually appointed as one of three representatives of the City of Sacramento on the SAFCA Board of Directors (SAFCA) serving as Vice Chair in 2013, Chair in 2014 and Vice Chair again in 2015; and,

**WHEREAS**, early in her tenure on the SAFCA Board, SAFCA and the State advanced an ambitious program of levee improvements in the Natomas Basin aimed at reducing the flood risk in the Basin while awaiting Federal authorization and appropriations which allows the U.S. Army Corps of Engineers (USACE) to complete the work of rebuilding the levees protecting the Natomas Basin; and,

**WHEREAS**, during her tenure as Chair of the SAFCA Board, the American River Watershed Common Features Natomas Basin Project was authorized; and

**WHEREAS**, during her time on the SAFCA Board other significant achievements and milestones have occurred including authorization of the American River Watershed Common Features 2016 Project, which included the work on the remaining portion of the levee system protecting Sacramento not covered under previous authorizations; passage of the Bipartisan Budget Act of 2018 resulting in \$1.8 billion provided to fund construction of authorized flood protection improvements in the Sacramento area; and SAFCA projects receiving significant annual Federal appropriations resulting in all SAFCA projects being fully funded for construction.

**NOW, THEREFORE BE IT RESOLVED THAT**, on behalf of the District's residents, businesses, farmers and property owners, the Board of Trustees of Reclamation District No. 1000 hereby gratefully acknowledges the service, leadership and contributions Angelique Ashby has made to the District as a member of the Sacramento City Council and Sacramento Area Flood Control Agency for flood safety in the Natomas community; and furthermore wishes her well in her future endeavors and travels well knowing Natomas and the Greater Sacramento Region is a better place because of her community service and leadership.

  
Elena Lee-Reeder, Board President  
Reclamation District No. 1000