



RECLAMATION DISTRICT NO. 1000
RESOLUTION NO. 2022-03-01

**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 11th day of March 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, number 2022-02-01 on February 11, 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) April 10, 2022, 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 Avdis, seconded by Trustee Burns, the foregoing resolution was passed and adopted by the Board of Trustees of Reclamation District No. 1000, this 11th day of March 2022, by the following vote, to wit:

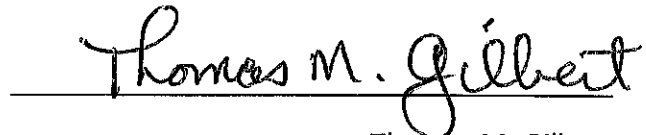
AYES: 7 Trustees: Avdis, Burns, Bains, Barandas, Lee-Reeder, Jones, Gilbert

NOES: Trustees:

ABSTAIN: Trustees:

RECUSE: Trustees:

ABSENT: Trustees:

A handwritten signature in cursive script that reads "Thomas M. Gilbert". The signature is written in black ink and is positioned above a horizontal line.


Thomas M. Gilbert

President, Board of Trustees

Reclamation District No. 1000

CERTIFICATION:

I, Joleen Gutierrez, Secretary of Reclamation District No. 1000, hereby certify that the foregoing Resolution 2022-03-01 was duly adopted by the Board of Trustees of Reclamation District No. 1000 at the regular meeting held on the 11th day of March 2022 and made a part of the minutes thereof.



Joleen Gutierrez, District Secretary



RECLAMATION DISTRICT NO. 1000
RESOLUTION NO. 2022-03-02

**A RESOLUTION OF THE BOARD OF TRUSTEES OF RECLAMATION DISTRICT NO. 1000
AUTHORIZING THE GENERAL MANAGER TO ACCEPT GRANT OF ACCESS EASEMENT DEED
FROM TRICAP DEVELOPMENT, LLC**

At a regular meeting of the Board of Trustees of Reclamation District No. 1000 held at the District Office on the 11th day of March 2022, the following resolution was approved and adopted:

WHEREAS, the Board of Trustees (“Board”) of Reclamation District No. 1000 (“District”) is a reclamation district created by act of the legislature of the State of California, approved April 8, 1911; and,

WHEREAS, the Tripcap Development, LLC (“Owner”) is a limited liability company established pursuant to the laws of the State of California; and,

WHEREAS, Owner has the need to convey easement deeds to District, to allow District access for the District’s purpose and use for existing and future flood control projects; and,

WHEREAS, Owner has provided to District an access easement deed as provided in Attachment 1 to this resolution; and,

WHEREAS, pursuant to Government Code section 27281, the District Board has authority to accept such assignment of easements from Owner upon the execution of the certificate of acceptance set forth in Attachment 2 to this resolution; and,

WHEREAS, the Board desires to authorize the District General Manager to execute the certificate of acceptance on behalf of the District.

NOW THEREFORE BE IT RESOLVED THAT: The Board of Trustees of Reclamation District No. 1000 hereby accepts the grant of easement deed from Owner as provided in Attachment 1 of this resolution and authorizes the General Manager to execute the certification of acceptance Attachment 2.

ON A MOTION BY Trustee Avdis, seconded by Trustee Burns the foregoing resolution was passed and adopted by the Board of Trustees of Reclamation District No. 1000, this 11th day of March 2022, by the following vote, to wit:

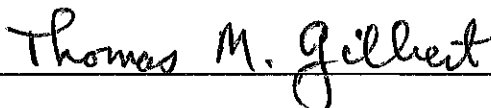
AYES: 7 Trustees: Avdis, Bains, Burns, Barandas, Lee-Reeder, Gilbert, Jones

NOES: Trustees:

ABSTAIN: Trustees:

RECUSE: Trustees:

ABSENT: Trustees:




Thomas M. Gilbert

President, Board of Trustees

Reclamation District No. 1000

CERTIFICATION:

I, Joleen Gutierrez, Secretary of Reclamation District No. 1000, hereby certify that the foregoing Resolution 2022-03-02 was duly adopted by the Board of Trustees of Reclamation District No. 1000 at the regular meeting held on the 11th day of March 2022 and made a part of the minutes thereof.



Joleen Gutierrez, District Secretary



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

**A RESOLUTION OF THE BOARD OF TRUSTEES OF RECLAMATION DISTRICT NO. 1000
AUTHORIZING GENERAL MANAGER TO EXECUTE QUITCLAIM DEED FOR EXISTING EASEMENTS
WITHIN THE NATOMAS FOUNTAINS DEVELOPMENT IN THE CITY OF SACRAMENTO**

At a regular meeting of the Board of Trustees of Reclamation District No. 1000 held at the District Office on the 11th day of March 2022, the following resolution was approved and adopted:

WHEREAS, Reclamation District No. 1000 (District) has an existing easement located within the proposed Natomas Fountains Development in the City of Sacramento (Development); and

WHEREAS, the easement was granted as part of a prior proposed development at the site to get access to the RD 1000 East Main Drain, but is not viable with the new Development as proposed; and

WHEREAS, the Development has agreed to provide an alternate access and operations and maintenance easement from Truxel Boulevard to the East Drain which would negate the need for this existing access easement.

NOW, THEREFORE BE IT RESOLVED THAT: The District's General Manager, Kevin L. King, is hereby authorized to execute on behalf of Reclamation District No. 1000 the attached Quitclaim Deed for the existing easement held by the District within the proposed Natomas Fountains Development project in the City of Sacramento as further described in the attached document.

ON A MOTION BY Trustee Avdis, seconded by Trustee Burns, the foregoing resolution was passed and adopted by the Board of Trustees of Reclamation District No. 1000, this 11th day of March 2022, by the following vote, to wit:

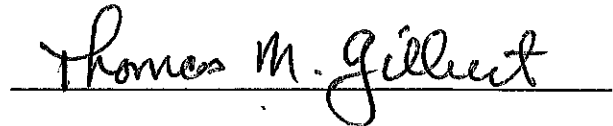
AYES: 7 Trustees: Avdis, Burns, Bains, Barandas, Gilbert, Lee-Reeder, Jones

NOES: Trustees:

ABSTAIN: Trustees:

RECUSE: Trustees:

ABSENT: Trustees:

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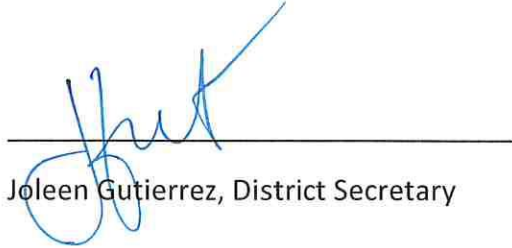
Thomas M. Gilbert

President, Board of Trustees

Reclamation District No. 1000

CERTIFICATION:

I, Joleen Gutierrez, Secretary of Reclamation District No. 1000, hereby certify that the foregoing Resolution 2022-03-03 was duly adopted by the Board of Trustees of Reclamation District No. 1000 at the special meeting held on the 11th day of March 2022 and made a part of the minutes thereof.



Joleen Gutierrez, District Secretary



RECLAMATION DISTRICT NO. 1000
RESOLUTION NO. 2022-03-04

**A RESOLUTION OF THE BOARD OF TRUSTEES OF RECLAMATION DISTRICT NO. 1000
AUTHORIZING THE GENERAL MANAGER TO EXECUTE A REAL ESTATE TRANSFER AGREEMENT
WITH GREENBRIAR PROJECT OWNER, LLC. FOR ACQUISITION OF LONE TREE CANAL**

At a regular meeting of the Board of Trustees of Reclamation District No. 1000 held at the District Office on the 11th day of March 2022, the following resolution was approved and adopted:

WHEREAS, The Greenbriar Project, LLC. (“Owner”) holds title to approximately 28.3 acres of property in and around the Lone Tree Canal (“Property”); and

WHEREAS, the Property will be operated as a preserve to provide mitigation for the benefit of certain species, in connection with other development carried out by the Owner; and

WHEREAS, District holds an easement through the Property, and participates in maintenance activities within that easement; and

WHEREAS, pursuant to Water Code § 50930 and Government Code § 27281, Reclamation District No. 1000 may acquire by purchase, condemnation, gift, lease or other legal means, such real or personal property as is necessary for accomplishing the purposes of the District; and

WHEREAS, acquisition of the Property will facilitate the District’s flood protection and maintenance efforts in the area; and

WHEREAS, Owner wishes to transfer title to the Property to the District at no cost to the District, subject to the terms and conditions of a transfer agreement, attached hereto as Exhibit A; and

WHEREAS, District’s acceptance of the Property is specifically conditioned on Owner’s provision for the ongoing management of, and funding for, any required conservation activities on the Property.

NOW THEREFORE BE IT RESOLVED THAT:

1. The Board of Trustees accepts the dedication of the Property. The President of the Board of Trustees is authorized and instructed to execute the Transfer Agreement on behalf of the District.
2. The Board of Trustees authorizes the District Secretary to certify the District’s acceptance of the Property by executing and delivering a Certificate of Acceptance

ON A MOTION BY Trustee Bains, seconded by Trustee Burns the foregoing resolution was passed and adopted by the Board of Trustees of Reclamation District No. 1000, this 11th day of March 2022, by the following vote, to wit:


AYES: 6 Trustees: Bains, Burns, Barandas, Lee-Reeder, Gilbert, Jones

NOES: Trustees:

ABSTAIN: Trustees:

RECUSE: 1 Trustees: Avdis

ABSENT: Trustees:



Thomas M. Gilbert

President, Board of Trustees
Reclamation District No. 1000

CERTIFICATION:

I, Joleen Gutierrez, Secretary of Reclamation District No. 1000, hereby certify that the foregoing Resolution 2022-03-04 was duly adopted by the Board of Trustees of Reclamation District No. 1000 at the regular meeting held on the 11th day of March 2022 and made a part of the minutes thereof.



Joleen Gutierrez, District Secretary

CERTIFICATE OF ACCEPTANCE

This is to certify that the interest in real property conveyed by the Transfer Agreement by and between Reclamation District No. 1000 and The Greenbriar Project, LLC (Byron Tract) dated _____(a copy of which is attached hereto and incorporated herein), execution of which on the part of Reclamation District No. 1000 was authorized by Resolution No. 2022-03-04 on March 11, 2022 is hereby accepted by order of the Board of Trustees, and the grantee consents to recordation thereof by its duly authorized officer.

Dated: March ____, 2022

By: _____

Thomas M. Gilbert

President, Board of Trustees



RECLAMATION DISTRICT NO. 1000
RESOLUTION NO. 2022-03-05

A RESOLUTION OF THE BOARD OF TRUSTEES OF RECLAMATION DISTRICT NO. 1000
CALLING DISTRICT 2022 GENERAL ELECTION

At a regular meeting of the Board of Trustees of Reclamation District No. 1000 held at the District Office on the 11th day of March 2022, the following resolution was approved and adopted:

WHEREAS, Reclamation District No. 1000 (“District”) is a California Reclamation District, formed and operating pursuant to the California Reclamation District Law (California Water Code sections 50000 and following) and governed by a seven-member Board of Trustees with elections that were historically held in odd-numbered years; and,

WHEREAS, pursuant to Resolution No. 2020-04-03 the District transitioned from an odd-year election cycle to an even-year election cycle, consistent with the requirements of the California Voter Participation Act, the Elections Code, and the California Reclamation District Law; and,

WHEREAS, also pursuant to Resolution 2020-04-03, the seats of those Trustees that would otherwise have expired in November 2023 are set to be filled in a 2022 General District Election; and,

WHEREAS, the Board should establish the date of the 2022 General District Election, and make certain other findings in order to conduct the election.

NOW THEREFORE BE IT RESOLVED THAT:

1. Consistent with Water Code section 50731.5, Nomination Petitions for the Office of Trustee shall be filed between August 25, 2022 and September 15, 2022. If sufficient qualified people declare their candidacies such that an election is necessary, a General District Election shall be held on Tuesday, November 8, 2022.
2. The eligible voters and the number of votes to which each voter is entitled in the election shall be determined as provided for in Water Code section 50780 and following.
3. Each eligible voter shall be provided a mail ballot. To ensure appropriate accessibility, an in-person polling location will also be provided.
4. Candidates for the office may, at their own expense, offer statements of qualifications pursuant to Elections Code sections 10506 and 13307.
5. The District staff shall publish notice of the election and notices of the nominating petitions, shall distribute and receive declarations of candidacy, and take all appropriate actions to implement this Resolution.

ON A MOTION BY Trustee Gilbert, seconded by Trustee Barandas the foregoing resolution was passed and adopted by the Board of Trustees of Reclamation District No. 1000, this 11th day of March 2022, by the following vote, to wit:

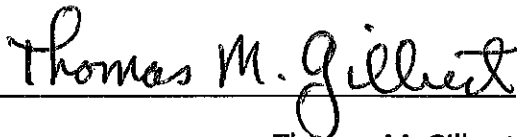
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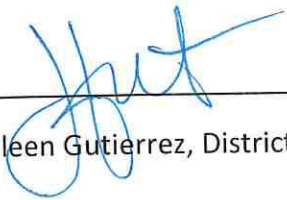
Thomas M. Gilbert

President, Board of Trustees

Reclamation District No. 1000

CERTIFICATION:

I, Joleen Gutierrez, Secretary of Reclamation District No. 1000, hereby certify that the foregoing Resolution 2022-03-05 was duly adopted by the Board of Trustees of Reclamation District No. 1000 at the regular meeting held on the 11th day of March 2022 and made a part of the minutes thereof.



Joleen Gutierrez, District Secretary