

**Resolution No.
2016-5**

In Recognition and Appreciation of John Shiels Service as a Member of the
Reclamation District No. 1000 Board of Trustees

WHEREAS John Shiels served as a member of the Reclamation
District No. 1000 Board of Trustees from 2005 until 2016 and served as the Board Vice
President from 2006 to 2016; and

WHEREAS he was appointed to represent the District on the Sacramento Area
Flood Control Agency (SAFCA) Board of Directors from 2006 to 2016 serving as its Board
Vice-Chair and Chair in 2012 and 2013 respectively; and

WHEREAS, staff and Board members alike respected his willingness to serve on
numerous committees; assist staff at community meetings and events; represent the District
in the community as well as representing the community's interests on the Board and
carrying our District's interests to a broader audience in Washington D.C. to lobby for
improved flood safety; and

WHEREAS, during his tenure as Trustee, the District conducted the
2006 emergency flood fight at the District's Plant 2 site and subsequent emergency
repairs; installed the Pumping Plant No. 1B Emergency Generator; completed the
Pumping Plant No. 2 Reconstruction project; adopted the District's first Capital
Improvement and Strategic Plans; and

WHEREAS, he worked tirelessly during his time on the RD 1000 and SAFCA
Boards to promote the Natomas Levee Improvement Project (NLIP) to bring 200-year
flood protection to Natomas including construction of \$440 million of levee improvements
by SAFCA; securing federal authorization of the Natomas Levee Project in the 2014 Water
Resources and Reform Development Act; and over \$21 million in federal appropriations in
FY 2016 and 2017 to initiate completion of the levee improvements by the Corps of
Engineers

Now therefore be it resolved;

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
and contributions John Shiels has made to the District as a member of the Board
improving flood safety to the Natomas community; and furthermore wishes him happiness
as he spends much deserved time with his family, friends and church.

David Christophel, President

Tom Barandas, Vice President

RECLAMATION DISTRICT NO. 1000

RESOLUTION NO. 2016-5A

WHEREAS, after giving notice pursuant to California Government Code Section 6062a, a public hearing was held pursuant to California Government Code Section 66018 on May 13, 2016 at the offices of Reclamation District No. 1000 (“District”) at the regularly scheduled meeting of the Board of Trustees of the District (the “Board”);

WHEREAS, at such hearing, District staff presented a Nexus Study regarding the imposition of a Development Impact Fee pursuant to the Mitigation Fee Act on new development within the boundaries of District to mitigate the impacts of such new development on the drainage and flood control activities of the District (the “Nexus Study”); and

WHEREAS, at such public hearing, written and oral presentations from interested members of the public regarding such Nexus Study and adoption of such a Development Impact Fee were accepted and considered by the Board of Trustees.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Board adopts the Nexus Study and the Development Impact Fee as described therein. Such Nexus Study is hereby made a part of this Resolution;

2. The Board hereby finds that there is a reasonable relationship between use of the Development Impact Fee, as described in the Nexus Study, and the types of development projects described therein.

3. The Board finds that there is a reasonable relationship between the need for the public facilities and the type of development projects on which the fee is imposed as described in the Nexus Study.

4. The Board finds that there is a reasonable relationship between the amount of the Development Fee and the cost of the public facilities or portions thereof attributable to the development on which such fee is exposed, all as described in the Nexus Study.

5. The Development Fee will be collected in accordance with provisions which will be contained in a Drainage Improvement Agreement required to be entered into between the District and the developer. Payment of the Development Fee will generally be required prior to the start of actual development work on the ground, but may be differed to a later date at the discretion of the District or accelerated at the discretion of the developer at the time of approval of a tentative subdivision or parcel map or other discretionary land use entitlement. The Development Fee may also be paid by any lawfully created Assessment District or Community Facilities District to finance the Development Fee.

6. District will create a special interest bearing fund entitled “Development Impact Fee Fund” into which all Development fees will be deposited and held until disbursed in accordance with the provisions of the Mitigation Fee Act.

7. Revenues within the Development Impact Fee Fund established by Section 6 hereof may be used, at the discretion of the Board of Trustees and to the extent permitted by law to:

- Fund construction of the DIF Projects identified in the Nexus Study;
- Repay any loans or advances of funds for construction of the DIF Projects;
- Fund principal and interest payments of any capital improvement bonds or the retirement of any such bonds issued in connection with the DIF Projects;
- Fund costs related to the establishment and administration of the DIF; and
- Such other purposes as may be permitted by law.

8. The Board shall periodically review actual DIF Project costs and DIF collections to determine if any modifications to the development fee program are warranted based on the following conditions:

- Changes to the DIF Projects;
- Changes in the cost of administering the DIF;
- Changes in annual financing costs;
- Changes in assumed land uses; and
- Changes in other funding sources.

These periodic reviews shall occur no less than every five years. Any modifications to the fee program shall be approved by the Board.

9. It is intended by the developers of land within the proposed Greenbriar development (the "Greenbriar Developers"), the City of Sacramento (the "City"), and the District that the Greenbriar Developers will enter into a Development Agreement with the City under which, among other things, the Greenbriar Developers will pay a buy-in fee to the City in lieu of annexing the Greenbriar lands to the City's North Natomas Finance Plan and the City's North Natomas Drainage Community Facilities District No. 97- 01 ("CFD 97-01"). With respect to the buy-in fee, the Development Agreement will include the following:

- (a) A provision requiring the City to reduce the amount of the buy-in fee that will actually be paid by an amount equal to the Greenbriar Developers' cost to construct improvements that will become part of the District's system and are needed to mitigate the burdens on CFD 97-01 from the Greenbriar development. Those improvements include raising Elkhorn Boulevard by two feet (Project D30.2), re-grading the Lone Tree Canal (Project D30.3), constructing a culvert on the Lone Tree Canal at Meister Way (Project R10.1), and constructing a culvert on the Lone Tree Canal at Elkhorn Boulevard (Project R10.3).
- (b) A provision by which the City will disburse to the District from the buy-in fee, upon receiving a written disbursement request from the District, funds the District needs to construct the Improvements identified in the Nexus Study. These disbursements will be in lieu of the DIF the Greenbriar Developers would otherwise be required to pay the District. If, however,

the total disbursements are less than the amount of the DIF the Greenbriar Developers would otherwise pay, then the Greenbriar Developers must pay the amount of the shortfall to the City for disbursement to District in accordance with the Development Agreement.

- (c) A provision designating the District as a third-party beneficiary of the Development Agreement for the limited purpose of enforcing the District's rights to disbursements from the buy-out fee.

On and after the date this resolution is adopted, all lands within the boundaries of CFD 97-01, and all lands within the Greenbriar development, will be exempt from payment of the DIF as provided in the Nexus Study. The exemption for lands within the Greenbriar development will not be affected by either the minor General Plan Amendment or the minor zoning changes currently pending with the City.

10. Adoption of the DIF is not a "project" under the California Environmental Quality Act because it is a funding mechanism having no physical effect on the environment.

Passed on the following vote:

Ayes: Barandas, Christophel, Jones, Smith

Nays: None

Abstain: Avdis

Absent: Gilbert, Harris

CERTIFICATION

I, Terrie Figueroa, hereby certify that I am the Secretary of Reclamation District No. 1000, and that the foregoing Resolution was passed by the Board of Trustees of Reclamation District No. 1000 on the above vote at the regularly scheduled meeting held on May 13, 2016.



Terrie Figueroa, Secretary

**Resolution No. 2016-5B
Supporting SAFCA's 2016 Consolidated Capital Assessment**

WHEREAS, in 2014 the United States Congress passed the Water Resources and Reform Development Act authorizing the Natomas Levee Project allowing the Corps of Engineers to complete the levee improvements started by SAFCA to provide essential flood safety to the residents and properties in our District; and

WHEREAS, SAFCA proposes to raise the additional funds necessary to provide the local share for the Corps to complete the Natomas levee improvements through a new 2016 Consolidated Capital Assessment District (CCAD) which will replace the 2007 CCAD which fairly apportions the costs to the benefiting properties and must be approved by a Proposition 218 property owner vote; and

WHEREAS, RD 1000 will be responsible for the on-going operation and maintenance of the improvements to be constructed under the NLIP upon their completion and the proposed CCAD includes funds for the District for system operations and maintenance of the improved flood control system; and

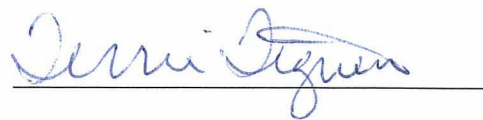
WHEREAS passage of the proposed CCAD would provide for the timely completion of the levee improvements and allow a continuance of the adequate progress and A99 flood zone designation thereby maintaining lower flood insurance rates and allow for reasonable development in the Natomas Basin;

NOW, THEREFORE BE IT RESOLVED

The Reclamation District No. 1000 Board of Trustees hereby supports the SAFCA 2016 Consolidated Capital Assessment District (CCAD) in order to complete the Natomas Levee Improvement Program improvements as soon as practical and provide a prudent level of flood protection to the residents, business and property owners in Natomas.

CERTIFICATION

I, Terrie Figueroa, Secretary of Reclamation District No, 1000, hereby certify that the foregoing Resolution 2016-5B was duly adopted by the Board of Trustees of Reclamation District No, 1000 at a regular meeting held May 13, 2016 and made a part of the minutes thereof.



Terrie Figueroa
District Secretary