

**RECLAMATION DISTRICT NO. 828
AGENDA FOR SPECIAL MEETING OF
BOARD OF TRUSTEES
1:00 P.M. JULY 25, 2019
3121 WEST MARCH LANE, SUITE 100
STOCKTON, CALIFORNIA**

AGENDA

1. Call to Order/Roll Call.
2. Public comment: Under Government Code section 54954.3, members of the public may address the Board on any issue in the District's jurisdiction. The public may address any item on the agenda at the time it is taken up.
3. Consider for approval minutes of the District's April 18, 2019, meeting.
4. Financial Report.
 - a. Approve Audit Contract with Schwartz, Giannini, Lantsberger & Adamson
 - b. Adopt Resolution 2019-03 Certifying Assessments to be Collected and Establishing a Procedure for Collection
5. Engineers' Report; request for direction.
 - a. Adopt Resolution 2019-04 Re-Approving Reclamation District 828 Weber Tract Emergency Operations Plan
 - b. Approve position opposing AB273 and provide direction to staff
6. Lower San Joaquin River California Flood Risk Project. Discussion and possible action to endorse design concept.
7. CEQA Exemption. Adopt Resolution 2019-05 Authorizing and Directing Filing of Notice of Exemption for Routine Maintenance for Fiscal Year 2019-2020.
8. Trustee Report on Property Ownership Details for Parcels Abutting Levee
9. Correspondence and meeting attendance reports.
 - a. 5/30/2019 Board of Supervisors Joint Meeting with Stockton City Council regarding continuum of care for homelessness
10. District Calendar
11. Approval of bills to be paid.
12. Adjournment.

This agenda shall be made available upon request in alternative formats to persons with a disability, as required by the Americans with Disabilities Act of 1990 (42 U.S.C. § 12132) and the Ralph M. Brown Act (California Government Code §54954.2). Persons requesting a disability related modification or accommodation in order to participate in the meeting should contact Daniel J. Schroeder at 209/948-8200 during regular business hours, at least twenty-four hours prior to the time of the meeting.

Materials related to an item on this Agenda submitted to the Trustees after distribution of the agenda packet are available for public inspection in the office of the District Secretary at Neumiller & Beardslee, 3121 West March Lane, Suite 100, Stockton, California during normal business hours.

**AGENDA PACKET
RECLAMATION DISTRICT 828
July 25, 2019**

<u>ITEM</u>	<u>COMMENTARY</u>
1.	Self-explanatory.
2.	Self-explanatory.
3.	Please see attached.
4.a.	Please see attached.
4.b.	Please see attached.
5.a.	Please see attached.
5.b.	Please see attached.
6.	Please see attached.
7.	Please see attached.
8.	Self-explanatory.
9.a.	Please see attached.
10.	Please see attached.
11.	Self-explanatory.
12.	Self-explanatory.

ITEM 3

**Minutes of Regular Meeting of
Reclamation District 828
Held on April 18, 2019**

The regular meeting of the Board of Trustees of Reclamation District 828 was held at 8:30 a.m. on April 18, 2019 at 3121 W. March Lane, Suite 100, Stockton, California 95219.

Item No. 1: Call to Order. The meeting was called to order at 8:37 a.m. Present were President Bill Mendelson, Trustee Deby Provost. Trustee Paul Marsh was absent. Also present was Daniel J. Schroeder, District Secretary and Counsel, Andy Pinasco, Chris Neudeck, District Engineer, Dominick Gulli, and Chris Elias.

Item No. 2: Public Comment. Mr. Gulli commented on the Smith Canal Gate. Mr. Elias arrived after public comment had closed. President Mendelson allowed Mr. Elias to comment on the Smith Canal Project and the Lower San Joaquin River Feasibility Project.

Item No. 3: Approval of Minutes. Mr. Schroeder reviewed the regular and special meetings of January 17, 2019, with the Trustees. The minutes of the January 17, 2019, regular meeting were approved unanimously by the Trustees present on a motion by President Mendelson, seconded by Trustee Provost.

Item No. 4: Financial Report. Mr. Schroeder reviewed the written financial report provided to the Trustees at the meeting. The financial report was accepted unanimously by the Trustees present on a motion by President Mendelson, seconded by Trustee Provost.

- a. 2019-2020 Budget Proposal. Mr. Pinasco reviewed the proposed 2019-2020 Budget Proposal with the Trustees. The Proposed 2019-2020 Budget was adopted unanimously as presented by the Trustees present on a motion by Trustee Provost, seconded by President Mendelson.

Item No. 5: Engineers' Report; request for direction. Mr. Neudeck provided a written and oral report to the Trustees.

- a. Discussion and direction on general maintenance issues. Mr. Neudeck reported on receiving a call regarding a person digging into the levee along Shimizu Drive on the waterside slope. District Engineer staff investigated the scene and determined that a homeless person was trying to level a section of the slop of the levee for an encampment. Mr. Neudeck recommended that riprap be installed at the area later this year.
- b. Levee Erosion Repair beneath Interstate 5 Bridge. Mr. Neudeck reported on the progress of discussions with CalTrans and the form of the agreement. CalTrans does not support a three party agreement including RD 828, RD 1614, and CalTrans. Mr. Neudeck proposed an arrangement where RD 1614 enters into a reimbursement agreement for the repairs

under Interstate 5 directly with CalTrans and RD 1614 & RD 828 enter into an MOU to share costs. The project costs for repairs under Interstate 5 would be fully reimbursed by CalTrans with the exception of any District Engineering costs, which Mr. Neudeck indicates would be kept to a minimum. District staff was directed to negotiate an MOU with RD 1614 and bring it back to Board for approval by unanimous vote on a motion by Trustee Provost, seconded by President Mendelson.

- c. Mr. Neudeck then reviewed the costs and authority to place signs to deter trespassing, illegal dumping, and vandalism on District property. The Board discussed the potential for signs to be vandalized and the specific language on the signs. The Board authorized the purchase and placement of 12 signs, 6 of which are to be kept in reserve, subject to the review of Trustee Provost by unanimous vote of the Trustees on a motion by President Mendelson, seconded by Trustee Provost.
- d. Mr. Neudeck then updated the Board on the Smith Canal Project.

Item No. 6: Correspondence. Mr. Schroeder briefly reported on the March 6, 2019, SJAFCA Meeting with Reclamation Districts he attended on behalf of the District.

Item No. 7: Calendar. Mr. Schroeder reviewed the upcoming calendar events with the Trustees. Nothing to report.

Item No. 8: Approval of Bills. Mr. Schroeder reported on the outstanding bills that had been received and the status of the District's accounts. The Trustees unanimously approved payment of the attached bills as amended to remove the stipend for Trustee Marsh and add a stipend for President Mendelson's attendance of the March 6, 2019 SJAFCA Meeting with Reclamation Districts on a motion by President Mendelson, seconded by Trustee Provost.

Item No. 9: Adjournment. The meeting was unanimously adjourned at 9:53 a.m.

Respectfully submitted,

Daniel J. Schroeder, District Secretary

RECLAMATION DISTRICT 828
BILLS TO BE PAID
April 18, 2019

NAME	INVOICE DATE	INVOICE #	AMOUNT	TOTAL \$	RATIFY	WARRANT #
Cal Mutuels	1/25/2019	793	\$100.00			
				\$100.00		1324
Dohrmann Insurance Agency	2/27/2019	34613	\$550.00			
	2/27/2019	36414	\$3,559.00			
				\$4,109.00		1325
Kjeldsen, Sinnock, & Neudeck, Inc.	2/19/2019	24602	\$1,003.75			
	2/19/2019	24603	\$776.25			
	2/19/2019	24604	\$436.25			
	2/19/2019	24605	\$232.50			
	3/6/2019	24728	\$42.50			
	3/6/2019	24729	\$456.25			
	3/6/2019	24730	\$114.86			
	4/5/2019	24937	\$713.75			
	4/5/2019	24938	\$122.50			
	4/5/2019	24939	\$330.00			
				\$4,228.61		1326
RD 1608 (Storage Share)	2/13/2019	8990	\$119.50			
				\$119.50		1331
Neumiller & Beardslee	1/18/2019	296997	\$391.00			
	2/20/2019	297559	\$4,142.19			
	3/11/2019	298121	\$1,158.38			
	4/16/2019	298687	\$621.00			
				\$6,312.57		1327
Trustee Stipend - 4/18/2019 Board Meeting	Deby Provost		\$50.00	\$50.00		1328
Trustee Stipend - 4/18/2019 Board Meeting	Bill Mendelson		\$50.00	\$50.00		1329
Trustee Stipend - 3/6/2019 SJAFCA Meeting	Bill Mendelson		\$50.00	\$50.00		1332
TOTAL:				\$15,019.68		

NOTES:

Fund Balance as of 3/31/2019	\$485,968.11
Less Submitted Bills for Payment:	\$15,019.68
Total:	\$470,948.43

RECLAMATION DISTRICT 828
BILLS PAID
January 17, 2019

NAME	INVOICE DATE	INVOICE #	AMOUNT	TOTAL \$	RATIFY	WARRANT #
Kjeldsen, Sinnock, & Neudeck, Inc.	11/9/2018	23982	\$1,086.25			
	11/9/2018	23983	\$563.75			
	11/9/2018	23984	\$298.75			
	11/09/108	23985	\$1,635.50			
	12/12/2018	24187	\$753.75			
	12/12/2018	24188	\$46.25			
	12/12/2018	24189	\$100.00			
	12/12/2018	24190	\$55.00			
	12/12/2018	24191	\$770.00			
				\$5,309.25		1318
Neumiller & Beardslee	11/16/2018	295796	\$3,550.70			
	12/14/2018	296425	\$644.00			
				\$4,194.70		1319
Trustee Stipend - 01/17/2019 Board Meeting	Deby Provost		\$50.00	\$50.00		1320
Trustee Stipend - 01/17/2019 Board Meeting	Bill Mendelson		\$50.00	\$50.00		1321
Trustee Stipend - 1/7/2019 Day of Service meeting with SJAFCA	Bill Mendelson		\$50.00			
Trustee Stipend 1/16/2019 Day of Service Permit Signature	Bill Mendelson		\$50.00	\$100.00		1323
Trustee Stipend - 01/17/2019 Board Meeting	Paul Marsh		\$50.00	\$50.00		1322
TOTAL:				\$9,753.95		

NOTES:

Fund Balance as of 12/31/2018	\$493,639.06
Less Submitted Bills for Payment:	\$9,753.95
Total:	\$483,885.11

ITEM 4.a.



June 3, 2019

Board of Trustees
Reclamation District No. 828
c/o Daniel Schroeder
P.O. Box 20
Stockton, CA 95201-3020

We are pleased to confirm our understanding of the services we are to provide Reclamation District No. 828 for year ended June 30, 2019. We will audit the financial statements of the governmental activities, each major fund, and the aggregate remaining fund information, including the related notes to the financial statements, which collectively comprise the basic financial statements of Reclamation District No. 828 as of and for the year ended June 30, 2019.

Audit Objective

The objective of our audit is the expression of an opinion as to whether your financial statements are fairly presented, in all material respects, in conformity with the cash basis of accounting. Our audit will be conducted in accordance with auditing standards generally accepted in the United States of America and the California State Controller's Minimum Audit Requirement for Special Districts, and will include tests of your accounting records and other procedures we consider necessary to enable us to express such an opinion. We will issue a written report upon completion of our audit of the District's financial statements. Our report will be addressed to the Board of Trustees. We cannot provide assurance that an unmodified opinion will be expressed. Circumstances may arise in which it is necessary for us to modify our opinion or add emphasis-of-matter or other-matter paragraphs. If our opinion on the financial statements is other than unmodified, we will discuss the reasons with you in advance. If, for any reason, we are unable to complete the audit or are unable to form or have not formed an opinion, we may decline to express an opinion or may withdraw from this engagement.

Audit Procedures—General

An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements; therefore, our audit will involve judgment about the number of transactions to be examined and the areas to be tested. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements. We will plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement, whether from (1) errors, (2) fraudulent financial reporting, (3) misappropriation of assets, or (4) violations of laws or governmental regulations that are attributable to the District or to acts by management or employees acting on behalf of the District.

Gary F. Giannini, CPA
Philip Lantsberger, CPA
Robert Gross, CPA
Nikolas Torres, CPA
Timothy J. Schwartz, CPA,
Retired
William H. Adamson,
Retired

4578 Feather River Drive
Suite D
Stockton CA, 95219
Ph: 209.474.1084
Fcx: 209.474.0301

6731 Herndon Place
Stockton, CA 95219
Ph: 209.951.9900

www.sglacpas.com

Because of the inherent limitations of an audit, combined with the inherent limitations of internal control, and because we will not perform a detailed examination of all transactions, there is a risk that material misstatements may exist and not be detected by us, even though the audit is properly planned and performed in accordance with U.S. generally accepted auditing standards. In addition, an audit is not designed to detect immaterial misstatements, or violations of laws or governmental regulations that do not have a direct and material effect on the financial statements. However, we will inform the appropriate level of management of any material errors, fraudulent financial reporting, or misappropriation of assets that come to our attention. We will also inform the appropriate level of management of any violations of laws or governmental regulations that come to our attention, unless clearly inconsequential. Our responsibility as auditors is limited to the period covered by our audit and does not extend to any later periods for which we are not engaged as auditors.

Our procedures will include tests of documentary evidence supporting the transactions recorded in the accounts, and may include tests of the physical existence of inventories, and direct confirmation of receivables and certain other assets and liabilities by correspondence with selected individuals, funding sources, creditors, and financial institutions. We will request written representations from your attorneys as part of the engagement, and they may bill you for responding to this inquiry. At the conclusion of our audit, we will require certain written representations from you about the financial statements and related matters.

Audit Procedures—Internal Control

Our audit will include obtaining an understanding of the District and its environment, including internal control, sufficient to assess the risks of material misstatement of the financial statements and to design the nature, timing, and extent of further audit procedures. An audit is not designed to provide assurance on internal control or to identify deficiencies in internal control. Accordingly, we will express no such opinion. However, during the audit, we will communicate to management and those charged with governance internal control related matters that are required to be communicated under AICPA professional standards.

Audit Procedures - Compliance

As part of obtaining reasonable assurance about whether the financial statements are free of material misstatement, we will perform tests of the District's compliance with the provisions of applicable laws, regulations, contracts, and agreements. However, the objective of our audit will not be to provide an opinion on overall compliance and we will not express such an opinion.

Other Services

We will also prepare the financial statements of Reclamation District No. 828 in conformity with the cash basis of accounting and the Special Districts Financial Transaction Report as of and for the year ended June 30, 2019 to be included in the form prescribed by the California State Controller's Office based on information provided by you. We will perform the services in accordance with applicable professional standards. The other services are limited to the financial statements services previously defined. We, in our sole professional judgement, reserve the right to refuse to perform any procedure or take any action that could be construed as assuming management responsibilities.

Management Responsibilities

Management is responsible for designing, implementing, and maintaining effective internal controls relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error, including monitoring ongoing activities; for the selection and application of accounting principles; and for the preparation and fair presentation of the financial statements in conformity with the cash basis of accounting.

Management is also responsible for making all financial records and related information available to us and for the accuracy and completeness of that information. You are also responsible for providing us with (1) access to all information of which you are aware that is relevant to the preparation and fair presentation of the financial statements, (2) additional information that we may request for the purpose of the audit, and (3) unrestricted access to persons within the District from whom we determine it necessary to obtain audit evidence.

Your responsibilities include adjusting the financial statements to correct material misstatements and confirming to us in the management representation letter that the effects of any uncorrected misstatements aggregated by us during the current engagement and pertaining to the latest period presented are immaterial, both individually and in the aggregate, to the financial statements taken as a whole.

You are responsible for the design and implementation of programs and controls to prevent and detect fraud, and for informing us about all known or suspected fraud affecting the government involving (1) management, (2) employees who have significant roles in internal control, and (3) others where the fraud could have a material effect on the financial statements. Your responsibilities include informing us of your knowledge of any allegations of fraud or suspected fraud affecting the District received in communications from employees, former employees, regulators, or others. In addition, you are responsible for identifying and ensuring that the District complies with applicable laws and regulations.

You are responsible for including all informative disclosures that are appropriate for the cash basis of accounting. Those disclosures will include (1) a description of the cash basis of accounting, including a summary of significant accounting policies, and how the cash basis of accounting differs from GAAP; (2) informative disclosures similar to those required by GAAP; and (3) additional disclosures beyond those specifically required that may be necessary for the financial statements to achieve fair presentation.

You agree to assume all management responsibilities for financial statement preparation services and any other nonattest services we provide; oversee the services by designating an individual, preferably from senior management, with suitable skill, knowledge, or experience; evaluate the adequacy and results of the services; and accept responsibility for them.

Engagement Administration, Fees, and Other

We may from time to time, and depending on the circumstance's use third-party service providers in serving your account. We may share confidential information about you with these service providers, but remain committed to maintaining the confidentiality and security of your information. Accordingly, we maintain internal policies, procedures, and safeguards to protect the confidentiality of your personal information. In addition, we will secure confidentiality agreements with all service providers to maintain the confidentiality

of your information and we will take reasonable precautions to determine that they have appropriate procedures in place to prevent the unauthorized release of your confidential information to others. In the event that we are unable to secure an appropriate confidentiality agreement, you will be asked to provide your consent prior to the sharing of your confidential information with the third-party service provider. Furthermore, we will remain responsible for the work provided by any such third-party service providers.

We understand that your employees will prepare all cash or other confirmations we request and will locate any documents selected by us for testing.

We expect to begin our audit on approximately August 1, 2019 and to issue our reports no later than October 1, 2019. Rob Gross is the engagement partner and is responsible for supervising the engagement and signing the report. Our fee for these services is \$3,300. An invoice will be rendered upon completion of our audit and is payable upon presentation.

We appreciate the opportunity to be of service to Reclamation District No. 828 and believe this letter accurately summarizes the significant terms of our engagement. If you have any questions, please let us know. If you agree with the terms of our engagement as described in this letter, please sign the enclosed copy and return it to us.

Very truly yours,



Nikolas Torres, CPA
SCHWARTZ, GIANNINI, LANTSBERGER & ADAMSON
ACCOUNTANCY CORPORATION

Response:

This letter correctly sets forth the understanding of Reclamation District No. 828.

By: _____

Title: _____

Date: _____

ITEM 4.b.

**RECLAMATION DISTRICT NO. 828
RESOLUTION 2019-03**

**RESOLUTION CERTIFYING ASSESSMENTS TO BE COLLECTED
AND ESTABLISHING A PROCEDURE FOR COLLECTION**

WHEREAS, Reclamation District No. 828 provides a benefit and service to the land located within the District by the repair, upgrading, maintenance and operation of the reclamation works of the District in that such works serve to prevent the flooding of the land within the District; and

WHEREAS, the revenues received by the District from the County of San Joaquin in accordance with the statutes enacted under Article XIII A of the California Constitution are insufficient to provide the benefits and services which the District is obligated by the California Water Code to provide, and specifically are insufficient to insure proper maintenance of the reclamation works and to provide for emergencies; and

WHEREAS, the District is empowered by sections 51200 et seq. and section 50904 of the California Water Code to fix and collect assessments for the provision of such benefits and services to supplement the revenues received from the County of San Joaquin, and to provide for the collection of such assessments by the San Joaquin County Auditor, and to provide for penalties and procedures in the event of delinquency of payment of such assessments; and

WHEREAS, this Resolution is in compliance with the California Water Code; and

WHEREAS, the District has complied with the procedures of California Constitution Articles XIII C and XIII D; and

NOW, THEREFORE, BE IT RESOLVED, AND IT IS HEREBY RESOLVED, by the Board of Trustees of Reclamation District 828 that:

1. The foregoing recitals are true and correct and this Board so finds and declares.
2. It is the determination of the Board that the benefits and services provided by the District apply to each lot within the District except as specific adjustments have been approved by this Board after hearing.
3. The assessments for the fiscal year 2019-2020 are established in the amount of \$0.054 for each \$100.00 of assessed valuation on the Operation and Maintenance Assessment Roll for this District as adopted by the Board of Supervisors of San Joaquin County on July 30, 1991.
3. The San Joaquin County Auditor is requested to collect such assessments, as set forth on Exhibit "A" attached hereto.

4. Such assessments shall appear as a separate item on the San Joaquin County Property Tax Bill for fiscal year 2019-2020 and shall be collected at the same time and in the same manner as the San Joaquin County Ad Valorem Property Taxes, and shall be subject to the same penalties and the same procedure and sale in case of delinquency as are provided by law for such County taxes.

5. In the case of all parcels within the District which are owned in common by more than one owner, and which do not have a separate legal entity holding the title thereto, the assessments otherwise applicable thereto shall be paid equally by the common owners.

6. In the case of all Planned Unit Residential Development areas (exclusive of independent recreation facilities, independent common green parcels, and entrance features which shall be billed to the applicable owner's association), assessments established by this Resolution shall be apportioned equally to each residential unit in such areas.

7. The revenue so collected which is necessary for the provisions of said benefits and services, is supplemental to the revenues received by the District from the County of San Joaquin in accordance with the statutes enacted under Article XIII A of the California Constitution and is not in lieu thereof.

8. The President and Secretary of the District are hereby authorized and directed to execute such documents as are necessary to carry out this Resolution.

9. The Engineer and Attorney for the District are hereby authorized and directed to assist the Auditor of San Joaquin County in preparing the rolls to comply with this Resolution, and to bill separately those parcels assessed which do not appear on the rolls.

10. The Secretary of the District is hereby authorized and directed to certify a copy of this Resolution to the Auditor of San Joaquin County.

PASSED AND ADOPTED by the Board of Trustees of Reclamation District No. 828 at a meeting thereof held on this 18th day of July 2019, by the following vote, TO WIT:

AYES:

NOES:

ABSTENTION:

ABSENT:

RECLAMATION DISTRICT NO. 828
A Political Subdivision of the
State of California

By: _____
BILL MENDELSON, President,
Board of Trustees

ATTEST:

DANIEL J. SCHROEDER, Secretary

CERTIFICATION

I, DANIEL J. SCHROEDER, Secretary of Reclamation District No. 828, do hereby certify that the foregoing is a full, true and correct copy of a resolution of Reclamation District No. 828 duly passed and adopted at a regular meeting of the Board of Trustees thereof held on the 18th day of July, 2019.

Dated: _____, 2019.

DANIEL J. SCHROEDER, SECRETARY
Reclamation District No. 828

Exhibit "A"

CERTIFICATION OF ASSESSMENT

RECLAMATION DISTRICT 828 hereby certifies that the special assessment(s), fee(s) or charge(s) listed below to be placed on the 2019-2020 Secured Property Tax bill by RECLAMATION DISTRICT 828 meets the requirements of Proposition 218 that added Articles XIIC and XIID to the California State Constitution.

X _____
Daniel J. Schroeder, Secretary, Reclamation District 828

2019-2020 Special Assessments and/or Fixed Charges

Exhibit "A"

**SAN JOAQUIN COUNTY SPECIAL ASSESSMENT CHARGE AGREEMENT WITH
RECLAMATION DISTRICT 828**

DATE: _____

PARTIES:	COUNTY:	COUNTY OF SAN JOAQUIN Auditor-Controller 44 North San Joaquin Street, Suite 550 Stockton, CA 95202
	DISTRICT: Name: Address:	RECLAMATION DISTRICT 828 Attn: Daniel J. Schroeder, Secretary P.O. Box 20 Stockton, CA 95201

AGREEMENT:

The County and the above-mentioned District agree as follows:

Pursuant to Government Code Section 29304, the District agrees to pay the County one percent (1%) of the assessment amount levied or three dollars (\$3.00) per each assessment on a parcel, whichever is less, for the collection of special assessments or special assessment taxes.

IN WITNESS WHEREOF the parties have executed this agreement the year and date first written above.

COUNTY OF SAN JOAQUIN

RECLAMATION DISTRICT 828

By _____
Jerome C. Wilverding
Auditor-Controller

By _____
Title _____

“COUNTY”

“DISTRICT”

ITEM 5.a.

**RECLAMATION DISTRICT NO. 828
RESOLUTION 2019-04**

**RESOLUTION RE-APPROVING AND ADOPTING RECLAMATION DISTRICT 828
WEBER TRACT EMERGENCY OPERATIONS PLAN**

WHEREAS, Reclamation District 828 (“District”) has an existing emergency operations plan last revised on May 13, 2016 (the “Plan”);

WHEREAS, Section 7.1 of the District’s Plan requires the District to review and re-approve the Plan at least every three years; and

WHEREAS, the District’s Engineer has not recommended any revision of the District’s existing Plan; and

WHEREAS, the District’s Board of Trustees has reviewed, and desires to adopt, that certain Reclamation District 828 Weber Tract Emergency Operations Plan, attached hereto.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Reclamation District 828 Weber Tract Emergency Operations Plan attached hereto is re-approved and is adopted by the Board, and will replace any prior existing District emergency operation plan(s).

PASSED AND ADOPTED by the Board of Trustees of Reclamation District No. 828 at a meeting thereof held on this 18th day of July, 2019, by the following vote, TO WIT:

AYES: _____

NOES: _____

ABSTENTION: _____

ABSENT: _____

RECLAMATION DISTRICT NO. 828
A Political Subdivision of the
State of California

By: _____
BILL MENDELSON, President,
Board of Trustees

ATTEST:

DANIEL J. SCHROEDER, Secretary

CERTIFICATION

I, DANIEL J. SCHROEDER, Secretary of Reclamation District No. 828, do hereby certify that the foregoing is a full, true and correct copy of a resolution of Reclamation District No. 828 duly passed and adopted at a regular meeting of the Board of Trustees thereof held on the 18th day of July, 2019.

Dated: _____, 2019.

DANIEL J. SCHROEDER, SECRETARY
Reclamation District No. 828

Reclamation District 828 Weber Tract

Emergency Operations Plan

(California Water Code Section 9650 Safety Plan)

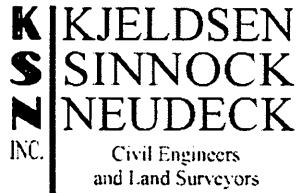


San Joaquin Operational Area
February 2016

This document was last updated on February 5, 2016, Rev. 1.1.

Prepared by Kjeldsen, Sinnock & Neudeck, Inc. for Reclamation District 828, Weber Tract, with funds awarded under the California Department of Water Resources Flood Emergency Response Grant Program—Delta, Contract No. 4600010754.

This document satisfies the requirements of California Water Code Section 9650.



Kjeldsen, Sinnock & Neudeck, Inc.
711 N. Pershing Ave
Stockton CA 95203
KSN by Phone:
(209) 946-0268
(916) 403-5900

Plan Promulgation

February 5, 2016

To whom it may concern:

This document and accompanying annex map, having been duly reviewed and approved by the Board of Trustees of Reclamation District 828, Weber Tract (hereinafter Reclamation District 828), is hereby promulgated as the official emergency plan of the District. District personnel are hereby directed to use this plan as the basis for emergency response to flood events. This plan meets the safety plan requirements of Section 9650 of the California Water Code and is compliant with the National Incident Management System and National Response Framework.

The District Secretary/Legal Counsel is hereby directed to distribute this plan to outside agencies in accordance with the Record of Initial Distribution to ensure proper inter-agency coordination during emergency operations. Copies of the plan shall be provided to additional agencies upon request.

The District Secretary/Legal Counsel and District Engineer shall review this plan and accompanying annex at least annually for needed changes and updates. The District Secretary/Legal Counsel and District Engineer are authorized to make minor routine updates and changes to the plan required by changes in district operations and personnel and changes to outside agency plans that affect district operations.

The Board of Trustees of Reclamation District 828 shall review this plan once every three years and after any major flood event where the plan was used to guide District response. The District shall maintain a record of Board plan reviews and approval actions in accordance with District documentation procedures and policies.

Sincerely,

Bill Mendelson, President
Board of Trustees
Reclamation District 828

Record of Changes

Revision #	Sections Revised	Date of Distribution	Name of Approving Authority
1.1	3.2.1	02/05/16	DHS, KSN

Record of Initial Distribution

Agency Name	Address	Date Provided
San Joaquin County Office of Emergency Services	2101 E. Earhart Stockton, CA	
City of Stockton Office of Emergency Services	425 N. El Dorado Stockton, CA	
Department of Water Resources Flood Operations Branch	3310 El Camino Ave Sacramento, CA	
California Office of Emergency Services, Inland Region	630 Sequoia Pacific Blvd. Sacramento, CA 95811	
Central Valley Flood Protection Board	3310 El Camino Ave., Rm 151 Sacramento, CA 95821	

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Section 1 - Plan Introduction

1.1 Purpose

The purpose of this Flood Safety Plan is to ensure the effective performance of Reclamation District 828 responsibilities in a flood emergency in collaboration with other jurisdictions performing emergency functions within and around the District. This plan is to be used in conjunction with the emergency operations plans of the State of California and the San Joaquin Operational Area to facilitate multi-jurisdictional coordination within District boundaries. Although this is a public document, specific procedures and information of a sensitive nature as well as personal information, may be edited out of publicly available versions. The full document is subject to restricted-use handling procedures. This plan meets the requirements of Section 9650 of the California Water Code.

1.2 Scope

Reclamation District 828 is a political subdivision of the State of California with independent jurisdiction and responsibility for the operation and maintenance of the levee system within its jurisdictional boundaries. This District emergency operations plan covers only detailed procedures for District responsibilities. Operational plans of other jurisdictions with public safety responsibilities within the District are referenced in this plan.

This plan will cover in detail the following:

- District Flood Preparedness Procedures
- District Levee Patrol Procedures
- District Flood Fight Procedures
- District Flood Water Removal Procedures
- District Recovery and After-Action Procedures

1.3 Plan Structure

This Flood Safety Plan is structured as a traditional functional emergency operations plan in accordance with Comprehensive Preparedness Guide (CPG) 101 v. 2.0 issued by the Federal Emergency Management Agency (FEMA). Consistent with that guidance, and because of the District's limited responsibilities and lack of internal departments, this emergency operations plan consists of this Basic Plan and one hazard-specific annex, Annex A – Flood Contingency Map. The District's existing flood contingency map will constitute this Annex A containing the District's specific flood response procedures. The most current flood contingency map for the district can be accessed at the San Joaquin Operational Area flood contingency map website (Figure 1.1).



www.sjmap.org/oesfcm
Maintained by San Joaquin
Operational Area

Figure 1.1

Section 2 - Concept of Operations

2.1 Situation Overview

See the San Joaquin Operational Area Hazard Mitigation Plan for a comprehensive flood risk assessment for the County of San Joaquin. See Annex A for District boundaries, levees, pumping stations, supply depots, historical flooding summary, locations of past breaches and areas of historic seepage or erosion, topography, and characteristics of waterways fronting District levees.

Reclamation District 828, is located along the western edge of the City of Stockton and is South of Reclamation District 1614, Smith Tract and Smith Canal, East of Reclamation District 403, Rough and Ready and the Stockton Deep Water Ship Channel, and North of Reclamation District 404, Boggs Tract and the San Joaquin River. There is little information to provide about this Reclamation District due to its relatively small area of levee maintaining responsibility. It is estimated that there are approximately Flood system challenges identified for Reclamation District 828 include highly-encroached levees and non-accredited levees along Smith Canal.

Reclamation District 828 is mostly residential structures, with some limited commercial facilities and an elementary school. Reclamation District 828 is a heavily populated area within the city limits of Stockton. The City of Stockton has an estimated population of approximately 295,000 people according to the San Joaquin Area Flood Control Agency.

2.2. General Approach to Seasonal Flood Operations

District personnel will carry out routine preparedness activities at the beginning of flood season as described in below. Annex A of this plan describes the concept of operations for active District flood fight activities. Section 3, Organization and Responsibilities, of this Basic Plan describes authorities and responsibilities for performing routine and emergency activities.

2.2.1 Routine Preparedness and Infrastructure Maintenance

District performs the following routine preparedness actions.

1. Inspect District levees once a week on a routine basis
2. Ongoing and routine baiting and grouting program for ground rodents
3. Ongoing and routine vegetation control program
4. Annual inspection and inventory of District flood fight supplies
5. Semi-annual joint inspection of levees with State inspectors
6. Periodic joint inspection of levees with Federal inspectors
7. Annual inspection and maintenance of access control gates on levees

District does not own or maintain pumping stations for internal drainage control. The City of Stockton is responsible for internal drainage collection, conveyance and terminal drainage. No culverts or through levee pipes exist within District.

2.2.2 Monitoring and Analysis

The District will monitor and analyze water conditions, elevations, and forecasts for waterways affecting District levees throughout flood season for the purpose of promptly

identifying heightened threats to the integrity of District levee systems. The objective of this monitoring effort is to identify conditions that warrant additional actions beyond routine flood season preparedness activities.

The District will use the Venice Island gauge to monitor tidal conditions and use visual reference as information sources in its monitoring effort. The Mossdale gauge (SJ River) and Benson's Ferry (Mokelumne River) gauges will be used as secondary monitoring sources.

2.2.3 Alerting, Activation, and Initial Response

The following actions will be taken when the trigger condition is identified by District personnel. These actions may be taken by District personnel at any time or tidal condition if it is felt that conditions affecting the levees and drainage system warrant such action.

Action	Trigger Condition
Alert the District Board of Trustees and personnel; Issue Delegation of Authority letter appointing District Incident Commander	Official prediction that 8.0' (NAVD 88 datum) tide will be reached at Venice Island Gauge
Activate/Hire District personnel and initiate periodic focused levee inspections	El. 8.0' (NAVD 88) tide at Venice Island Gauge
Initiate 24-hour continuous levee patrols	El. 9.0' (NAVD 88) at Venice Island Gauge
Contact City of Stockton OES/Fire, San Joaquin County Sheriff, and San Joaquin OES	Potential threat to levee integrity or if District begins patrol
Contact the State-Federal Flood Operations Center	Identified problem on levee

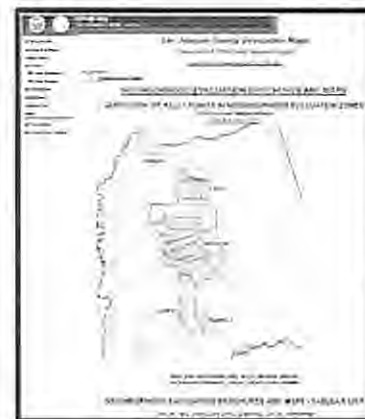
The District does not use "phases" where objective conditions trigger a group of actions. Each action indicated will be taken upon reaching the trigger condition shown or if District personnel feel it is warranted. As noted below, the District Engineer and District personnel are responsible for monitoring objective conditions affecting the District.

District personnel will take all of the above actions upon the identification, or verified report, of any out of the ordinary condition on a District levee that presents a potential risk of failure.

2.3 Public Alert and Warning

The District will promptly notify jurisdictions responsible for alerting and warning of the general public upon identification of a threat to District levees. The District will provide detailed information on the characteristics of the threat and will assist, to the extent possible, with notification of the public if requested. All alert and warning of the general public will be carried out in accordance with the plans of protected jurisdictions.

Jurisdictions responsible for alerting and warning of the general public within District are:



General Public Evacuation Maps and Brochures website www.sjmap.org/evacmaps maintained by San Joaquin County
 Figure 2.1

- **City of Stockton**
- **County of San Joaquin**

Alerting and warning will be conducted jointly by these jurisdictions through the San Joaquin Operational Area using the procedures contained in the SJOA Warning Annex (see www.sigov.org/oes). The District will provide a representative to the Operational Area and SJOA Joint Information Center to assist with alert and warning messages if requested.

Evacuation maps and brochures for the public are available at a dedicated website maintained by San Joaquin Operational Area (See Figure 2.1). These maps contain information on receiving alerts and warnings within the District along with evacuation and safety instructions.

2.4 Flood Fight Operations

Flood fight operations, including levee patrol, will be conducted in accordance with the procedures in this Basic Plan and those shown on Annex A. Annex A displays the District's concept of operations for emergency communications, patrol, flood fight, and dewatering operations. This concept of operations and response procedures will be modified as needed by the District Incident Commander to meet the demands of actual emergency conditions. Plans of jurisdictions with responsibility for warning and evacuation within the District are referenced on Annex A as well as in this plan.

2.5 Federal and State Disaster Assistance

The District's policy is to maintain mitigation and emergency plans and procedures, and the physical condition of its levees at the level required to be eligible for disaster assistance under the federal Stafford Act and PL84-99 program and the California Disaster Assistance Act. Emergency operations will be conducted and documented in compliance with conditions of those programs for reimbursement of disaster expenses. The District has assigned its contract engineering firm to maintain necessary documentation during an emergency and to participate in any available assistance programs after a disaster on behalf of the District.

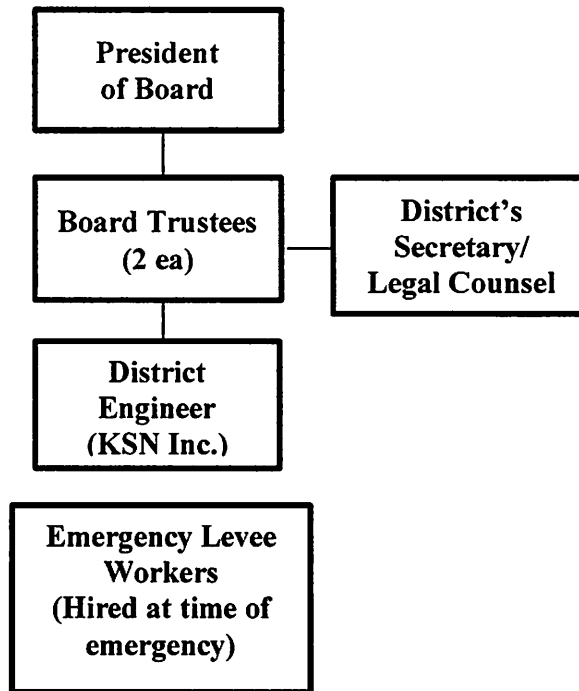
To ensure that the District takes steps to quickly access the recovery process, these actions should be considered if an incident is imminent or occurring:

- **PL-84-99:**
 - Pre-develop a USACE PL84-99 request letter on District letterhead, see Attachment #7
 - Contact DWR Flood Operations Center
 - Follow-up call to USACE District office that a request was made to DWR
 - Notify Operational Area of PL84-99 request, send copy of written request
- **State and other Federal programs:**
 - Request San Joaquin County to Proclaim the Existence of a Local Emergency
 - Notify District administration when the Proclamation is established

Section 3 – Organization and Assignment of Responsibilities

3.1 Organization

The District will use its paid, contract, and volunteer staff as shown below to perform its responsibilities in a flood emergency.



District hires additional staff under the job description of “Emergency Levee Worker” for levee patrol once monitoring efforts indicate that conditions for initiating levee patrol will be reached. Emergency workers will work under the designated District Incident Commander.

3.2 Assignment of Responsibilities

The District Board of Trustees has made the following assignments of authority and responsibility to ensure that needed emergency actions can be taken promptly and efficiently.

3.2.1 *Make Legal and Financial Commitments on behalf of District*

In situations where there is insufficient time for Board action, any single trustee, the District Engineer, or the District Secretary/Legal Counsel are authorized, once the Board has concurred that a local emergency is occurring, to 1) make a legal or financial commitment on behalf of District during emergency operations and 2) purchase additional flood fight supplies or materials. The limit to the commitment that can be made shall be determined based on the immediate need to address the emergency until additional Board authority is obtained. Any single trustee, the District Engineer, or the District Secretary/Legal Counsel can take these actions upon recognition of a threat to levee integrity even without prior Board concurrence that a local emergency is occurring, but in this case the Board must be notified of the action within 24-hours, as documented on the Decision Making Authority Resolution. (See Attachment 4).

The District President or Secretary/Legal Counsel will sign written contracts with private vendors or other public agencies stemming from emergency actions as described above.

3.2.2 Represent District in Operational Area Emergency Management Committee

The District Engineer is authorized and responsible for representing the District at unified field commands as may be established by the San Joaquin Operational Area. The District Engineer is also responsible for representing the District at the San Joaquin Operational Area management committee. The District representative may speak for the District in matters of the condition of District levees, input to protective action decisions being made by public safety agencies, and any requests to modify or conform District response that come out of the multi-agency coordination process.

The Board President or another Trustee if the Board President is unavailable will issue a Delegation of Authority letter (see Attachment 2) confirming and defining these specific authorities at the time of an emergency and formally identify the District Incident Commander and Deputy Incident Commander upon reaching the trigger condition described in Section 2.2.3.

3.2.3 Provide Public Information

The District Secretary/Legal Counsel is authorized to speak to the media on behalf of the District as part of the San Joaquin Operational Area Joint Information Center.

3.2.4 Maintain Emergency Equipment, Supplies, and Resources

The District Secretary/Legal Counsel is authorized and responsible for maintaining District equipment, supplies, and resources for emergency response. The Superintendent will ensure that supplies are maintained at inventory levels set by the Board or at any minimum levels that may be set by the Department of Water Resources guidance or statutes.

3.2.5 Monitor Water Conditions, Elevations, and Forecasts

The District Engineer are responsible for monitoring water conditions, elevations, and forecasts for the purpose of identifying conditions warranting additional action beyond routine flood preparedness as outlined in this plan.

3.2.6 Activate and/or Direct District Personnel During Emergency Operations

The District Engineer is authorized and responsible for:

- Activating District staff and resources
- Requesting or providing mutual aid assistance from public agencies
- Supervising District staff, contractors, and/or mutual aid resources assigned to District for levee patrol, 2) flood fight operations, and 3) District de-watering operations.

The Board President or another Trustee if the Board President is unavailable will issue a Delegation of Authority letter (see Attachment 2) confirming and defining these authorities as noted in Section 3.2.2.

3.2.7 Document Expenditures, Emergency Actions, and Requests for Mutual Aid

The District Engineer is authorized and responsible for maintaining necessary documentation of emergency expenditures, damage to District infrastructure, and use of supply inventories in accordance with the requirements of federal and state disaster assistance programs.

The District Engineer is authorized and responsible for the preparation and submission of disaster assistance claims during the recovery period through all federal and state disaster assistance programs that may be applicable and relevant to District costs.

Section 4 – Direction, Control and Coordination

4.1 Management and Control of District Operations and Coordination within District

District personnel authorized and responsible for carrying out the actions outlined in Section 3, Organization and Responsibilities, will use the direction, control, and coordination facilities and processes described in this section. Communications and logistics systems for command, coordination, and response are described in Sections 5 and 6.

District personnel will use the National Incident Management System (NIMS), and the Standardized Emergency Management System (SEMS), to organize District response activities. District personnel will comply with the procedures of the San Joaquin County Unified Flood Fight Command to which the District is assigned, the San Joaquin Operational Area Multi-Agency Coordination System (MACS) or any other “as needed” command structure put in place by local officials for purposes of inter-agency coordination.

4.1.1. Management and Policy

The District shall maintain direction and control of District operations during emergency periods. The District Board of Trustees shall meet and confer as deemed necessary by the President during emergency operations to perform their policy making and financial responsibilities during emergency response operations. Board meetings will occur in the field or if needed at the office of the District.

The Board President will issue a Delegation of Authority letter (see Attachment 2) upon reaching the trigger condition indicated in Section 2.2.3.

4.1.2 District Incident Command

The District will appoint one incident commander to manage all incidents occurring on the District levee system as an “incident complex” during any single disaster event as allowed in NIMS protocols. The District will operate on a 24-hour operational period.

4.1.3 Incident Command Facilities

The District does not maintain pre-identified facilities for hosting emergency activities being undertaken by District personnel. District activities will be organized and coordinated in the field or at other incident command facilities established by public safety agencies or the San Joaquin Operational Area.

4.2 Management and Coordination with Other Jurisdictions

The District will ensure that proper management and coordination is maintained with 1) other public agencies and jurisdictions operating within the District, 2) neighboring reclamation districts, and 3) the San Joaquin Operational Area. The following procedures will be followed to accomplish this function.

4.2.1 Unified Flood Fight Command Post

The County of San Joaquin has established four pre-planned unified flood fight commands with pre-identified command post locations to facilitate coordination and mutual aid between neighboring reclamation Districts and supporting city/county, state, and federal agencies. The District Engineer will report to the District’s assigned unified flood fight command to coordinate the development and implementation of incident action plans.

Unified situation assessment, resources, and tactical planning of multi-agency flood fight activities will take place within this unified command. See Unified Flood Fight Command Map at www.sjmap.org/oesfcm.

Reclamation District 828 is a member of the METROPOLITAN UNIFIED FLOOD FIGHT COMMAND established by the San Joaquin Operational Area. The Metropolitan Unified Flood Fight Command meets at the San Joaquin Operational Area Emergency Operations Center, 2101 E. Earhart Avenue, Stockton. The boundaries and assignments to this command may be viewed on the SJ County Unified Flood Fight Command Map available at www.sjmap.org/oesfcm.

4.2.2 San Joaquin Operational Area Emergency Operations Center

The County of San Joaquin maintains and hosts the San Joaquin Operational Area emergency operations center (EOC) at 2101 E. Earhart Avenue, Stockton, in the Robert J. Cabral Agricultural Center. There could be other emergency facilities established under the OA-EOC located in separate locations.

The Operational Area Multi-Agency Coordination Group (MAC Group) may be activated to assist the EOC Director prioritize incidents for allocation of scarce resources, including mutual aid, assists Planning/Intelligence in information sharing, and conduct resource coordination processes in accordance with the procedures maintained by San Joaquin County Office of Emergency Services. This group works closely with the OA-EOC Logistics Section.

The San Joaquin Operational Area Planning/Intelligence Section will provide disaster intelligence and situational status to participating jurisdictions upon activation in an emergency. This District will participate as needed in this disaster intelligence and information sharing process. See www.sjgov.org/oes for relevant San Joaquin Operational Area plans.

Reclamation District 828 is a signatory to the San Joaquin Operational Area Agreement and as such, its District Engineer will participate in SJOA multi-agency coordination processes and procedures on behalf of the District. General travel times from District to the SJOA emergency operations center is 20-30 minutes. District representative may remotely communicate with the SJOA EOC through cellular telephone.

4.2.3 State-Federal Flood Operations Center

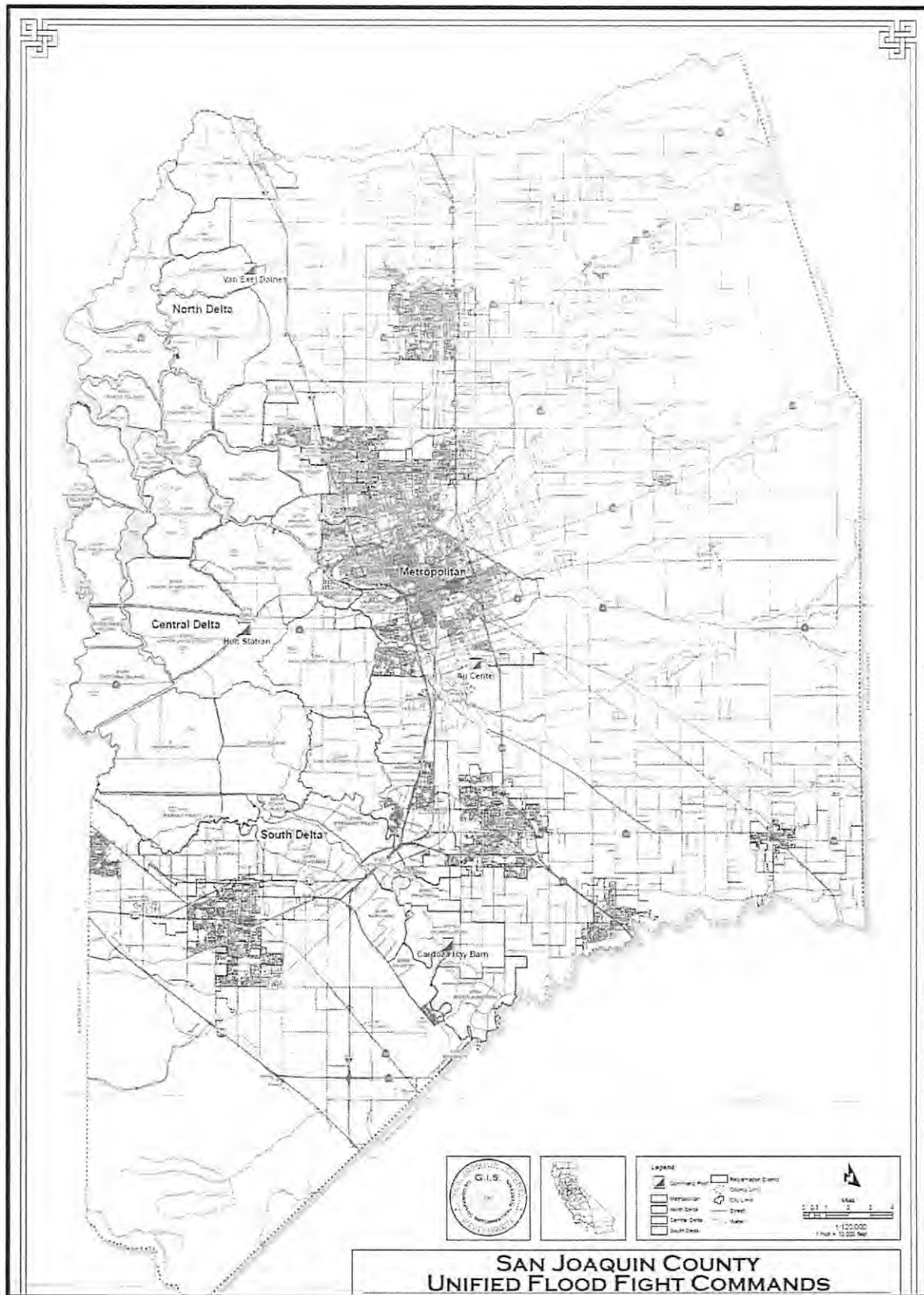
The Department of Water Resources has special authority under Water Code Section 128 to assist Reclamation Districts with flood fight operations. The Department of Water Resources maintains the State-Federal Flood Operations Center (FOC) to perform these functions and support the operations of other State and Federal agencies. The District will maintain communications with the FOC in order to receive and provide information with that facility and to request technical assistance. The District will communicate with the flood operations center through telephone systems or at Metropolitan Unified Flood Fight Command multi-agency coordination activities where FOC representatives are present.

4.2.4 San Joaquin Operational Area Joint Information Center

Risk communication to the general public will also be coordinated, planned, and carried out through the San Joaquin Operational Area Joint Information Center (JIC). The District will assist with risk communication as requested through the operational area. See www.sjgov.org/oes for relevant San Joaquin Operational Area plans and procedures.

The District will provide an information officer as requested who will have authority to approve information releases. The District information officer will identify the location and schedule of the joint information center from the San Joaquin Operational Area Information Officer at the beginning of the flood event.

Figure 4.1 Unified Flood Fight Commands



Section 5 - Communications

5.1 Communications Organization

The District will maintain adequate communications equipment to implement this emergency plan. This section identifies equipment and/or systems available for communications,

1. Between District personnel, contractors, and other staff working under District supervision
2. With other public agencies operating within the District
3. With neighboring Reclamation Districts
4. With the San Joaquin Operational Area EOC
5. With the State Flood Operations Center

5.2 District Communications

The District does not own or operate communications equipment. The District will rely on personal cell phones of its personnel and trustees to maintain communications between the Board of Trustees, the District Engineer, the District Secretary/Legal Counsel and other response personnel that may be hired during the emergency period. In the event of failure of cellular telephone systems the District will use messengers to transmit information between its personnel and other jurisdictions as well as regularly scheduled coordination meetings of the field unified commands and the San Joaquin Operational Area organization.

5.3 Communications with Other Jurisdictions

The District will maintain communications with other jurisdictions by cellular telephone and by participation in meetings of the Metropolitan Unified Flood Fight Command. The Operational Area may assign radio or phone communications equipment to the District if this will provide reliable contact, if requested.

5.3.1 San Joaquin Operational Area EOC

The District will maintain communications with the San Joaquin Operational Area EOC by cellular telephone and participation in scheduled meetings of the SJOA management group. District will maintain telephone numbers assigned by SJOA for use by reclamation Districts.

5.3.2 Department of Water Resources State-Federal Flood Operations Center

The District will communicate with the Flood Operations Center by cellular telephone. Additional communications equipment may also be provided to ensure contact, if requested

Section 6 - Logistics and Finance/Administration

6.1 Mutual Aid

The County is a signatory to the California Master Mutual Aid Agreement and the District to the San Joaquin Operational Area Agreement. District personnel will follow the processes outlined in those documents for requesting and providing mutual aid. The San Joaquin Operational Area Agreement and San Joaquin County Ordinances have provisions allowing the San Joaquin Operational Area Logistics Section and San Joaquin County Purchasing Agent to acquire and transport, on behalf of the District, resources requested by the District.

Mutual aid requests for technical assistance and services, flood fight crews, supplies and materials, and other resources will be made through the San Joaquin Operational Area Logistics Section and/or the Operational Area Public Works Mutual Aid Coordinator. See www.sjgov.org/oes for operational area plans and procedures.

6.2 Resources

The District does not own or maintain flood fight resources. San Joaquin Operational Area maintains seven twenty-foot containers with flood fight supplies that the district can draw on through the San Joaquin Operational Area Agreement. Inventory of that resource can be obtained from San Joaquin Operational Area.

6.3 Procurement

District maintains standard forms and processes for initiating and executing contracts with appropriately licensed contractors in accordance with Public Contract Code Article 60.5 Sections (20920-20927) and (22050). The District maintains a standard contract form for contracts under \$25,000 which do not require a formal public bid process. The District maintains a separate contract form for all contracts for any improvement or unit of work, or for materials or supplies over \$25,000 adding a formal bidding process whereby the District shall be responsible for awarding to the lowest responsive, responsible bidder except as otherwise provided below.

In the event of any emergency, the District may negotiate and award a contract for the construction of work to prevent damage or repair damaged works without advertising for bids and expend any sum reasonably required in the emergency. If notice for bids to let contracts will not be given, the District shall comply with Chapter 2.5 (commencing with Section 22050).

6.4 Logistics Facilities

See Annex A, District Flood Contingency Map, for locations of pre-planned delivery points, locations of District supplies, and District supply staging areas and points.

6.5 Finance and Administration

The District maintains financial and administrative records associated with emergency response in accordance with *44 C.F.R. Part 13--Uniform Administrative Requirements For Grants And Cooperative Agreements To State And Local Governments*. Emergency response and construction records, including field reports, procurement and construction management files are maintained by both the District and the District's Engineer and are

retained as prescribed by the grant authority. District maintains a safety plan for employees and work rules as appropriate.

Section 7 - Plan Development and Maintenance

7.1 Plan Development and Maintenance

The District Secretary/Legal Counsel and District Engineer are responsible for overseeing the development of the Reclamation District 828 Emergency Operations Plan. The District Engineer will maintain the District Flood Contingency Map which constitutes AnnexA of the Plan. The District Secretary/Legal Counsel and Engineer are responsible for periodic review of the District Emergency Operations Plan and AnnexA to determine the need for revisions or updates.

The District Board will approve this plan when initially completed. The District President or another Trustee if the Board President is unavailable, are authorized to approve routine updates and revisions. The District Board will review and re-approve the Emergency Operations Plan and AnnexA at least every three years. Revised plans must be reviewed and approved by protected cities and the County.

7.2 Training and Exercises

The District will maintain a training program to implement this emergency operations plan and to meet minimum federal and state requirements for disaster reimbursement. All District training will comply with the National Incident Management System (NIMS) and the Standardized Emergency Management System (SEMS). The District Emergency Response and Training Policy explains the District training program in detail (See Attachment 1).

District personnel will receive training on the District EOP- Basic Plan and Annex A - Flood Contingency Map.

District personnel will participate in internal exercises and exercises sponsored by the San Joaquin Operational Area jurisdictions.

7.3 Plan Evaluation

Reclamation District 828 personnel will prepare a written After-Action Report (AAR) after any District declared emergency affecting District levees. The District Secretary/Legal Counsel is responsible for the preparation of this report. The Board will review and approve the AAR which will briefly describe District operations, response problems that arose, and damage sustained by the District. The AAR will also contain recommendations for improving District emergency operations in the future. The Board will provide direction to personnel as to the preparation of changes, additions, or revisions to the District emergency operations plan.

Section 8 - Authorities and References

8.1 Federal

Federal Civil Defense Act of 1950 (Public Law 920, as amended)

RobertT Stafford Disaster Relief and Emergency Assistance Act of 1988 (Public Law 93-288, as amended)

8.2 State

California Emergency Services Act (Chapter 7, Division1 of Title2 of the Government Code)

Standardized Emergency Management System Regulations (Chapter1 of Division2 of Title 19 of the California Code of Regulations)

8.3 Local

Ordinance Code of San Joaquin County 1995, Title 4 – Public Safety, Division 3.– Civil Defense And Disaster, Section 4-3008

Lower San Joaquin River and Delta South Regional Flood Management Plan, November 2014

Attachment1

Reclamation District 828 Emergency Response and Training Policy

Reclamation District 828 Board of Trustees hereby adopts the National Incident Management System (NIMS) for organizing emergency response activities. The Board further establishes the following emergency response and training policies.

Emergency Response

In an emergency, the District Board of Trustees is responsible for determining general response policy and performing financial oversight. The District Secretary/Legal Counsel and District Engineer are responsible for organizing District response activities, supervising any hired staff or contractors working for the District, and for coordinating with outside agencies. The District hereby establishes the position of Emergency Levee Worker for purposes of hiring or re-assigning staff at the time of the emergency for levee patrol.

National Incident Management System Training Guidance

In regard to meeting national training requirements, the District will comply with the provisions of the National Incident Management System Training Program Manual, September 2011 and any subsequent revisions to that document. The District will also comply with California Standardized Emergency Management System (SEMS) training requirements.

The NIMS Training Program Manual indicates that federal training guidance is not absolute and that organizations should tailor their training to the level of incident complexity that their staff would potentially manage. After careful review of the definitions of incident complexity levels shown on Page 16 of the NIMS Training Program Manual, this Board has determined that District responsibilities to patrol its levees and respond to threats to levee structural integrity would require District personnel to manage Type4 incidents. District training requirements outlined below meet NIMS training recommendations for Type4 incidents (pages 17 and 18, NIMS Training Program Manual, September 2011) and SEMS training requirements.

Reclamation District 828 Training Requirements

The Board of Trustees hereby establishes the following training requirements for District personnel involved in flood emergency operations.

Members of the Board of Trustees shall complete the G-402, Incident Command System Overview for Executives and Senior Officials and the SEMS Executive Course.

The District Secretary/Legal Counsel and District Engineer shall complete, at a minimum, the SEMS Introduction, ICS-100 Introduction to the Incident Command System, ICS-200 ICS for Single Resources and Initial Action Incidents, and IS-700 NIMS An Introduction courses to meet Type4 incident management requirements. In addition, the District Secretary/Legal

Counsel and District Engineer shall complete IS-800 National Response Framework and IS-701 NIMS MACS course to meet inter-agency coordination responsibilities.

Staff hired or transferred to serve as Emergency Levee Workers at the time of an emergency shall receive a 2-hour RD828 Emergency Safety and NIMS Course that will include a 60 minute summary of the SEMS Introduction, ICS-100 and IS-700 courses and specific safety information for their emergency duties prior to beginning work.

This policy is hereby approved by the Board of Trustees on _____
by the following vote.

By: _____

Title

Attachment2

Reclamation District 828 Delegation of Authority Letter

As of _____ hrs, _____, I have delegated the authority and responsibility for the
(Time) (Date)

complete management of the Reclamation District 828 _____ Incident to
(Name of Incident)

_____ acting as District Incident
(Name of Individuals)

Commander and Deputy Incident Commander respectively.

Instructions

As Incident Commander, you are accountable to me and the Board of Trustees for the overall management of this incident including control and return to District personnel and contractors. I expect you to adhere to relevant and applicable laws, policies, and professional standards.

My general considerations for management of the incident are:

1. Provide for safety of District personnel.
2. Keep the Board and Board Secretary informed of key actions, and the situation.
3. Comply with the RD828 Flood Safety Plan and document conditions requiring its modification

My specific directions and clarifications of authority for this incident are:

- 1.
- 2.
- 3.
- 4.

By: _____
(President, Board of Trustees)

Date

Attachment3

Emergency Resolution Template

**RESOLUTION OF THE BOARD OF TRUSTEES
OF RECLAMATION DISTRICT NO. ____**

RESOLUTION No. ____

Upon special notice to and consent by the Trustees of Reclamation District No ____, of the County of ____, State of California, an emergency meeting of the Board of Trustees was held at the district offices at [LOCATION] on [DAY and DATE] at [TIME]. The Board agrees that an emergency situation exists which requires immediate action by the District.

[DESCRIPTION OF EMERGENCY EVENT, JUSTIFICATION]

EMERGENCY DECLARATION

WHEREAS, the trustees of Reclamation District ____ have considered the condition of the District Levees and the potential risk of general operation at the expense of public safety and agricultural production; and

WHEREAS, the Trustees have noted that the Sacramento and San Joaquin Delta is and will continue to experience high water levels resulting from heavy rainfalls and runoff, and high winds; and

WHEREAS, the District is experiencing [DESCRIPTION OF EMERGENCY EVENT]; and

WHEREAS, after consultation with the District staff and engineers after a visual assessment of the condition of the District levees on [DATE(S) and TIME(S)], the District finds and declares on [DATE] that an emergency situation exists and that all necessary and required work to protect the District and the District's levees should be completed at the earliest possible date.

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

1. As of [DATE] an emergency situation exists within the District and along the District's levees, which requires the District to proceed immediately with the work to prevent the possible flooding of the district, and failure to its levees at the earliest possible time.
2. That the district President, and/or staff be hereby authorized and directed to acquire such materials and equipment and to enter into contracts necessary and appropriate to meet the emergency needs of the district in accordance with Flood Safety Plan.

CERTIFICATION

I, _____, President and trustee for Reclamation District No. ____ (District) do hereby certify that the above is a true and correct copy of the resolution which the Board of Trustees of the District unanimously adopted on [DATE].

Executed on _____, in _____, California.

District President

Attachment4

Decision Making Authority Resolution

RECLAMATION DISTRICT NO. 828

RESOLUTION 2016-___

**A RESOLUTION OF THE BOARD OF TRUSTEES OF
RECLAMATION DISTRICT NO. 828 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. 828 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.

NOW, THEREFORE, BE IT RESOLVED, AND IT IS HEREBY RESOLVED BY THE BOARD OF TRUSTEES OF RECLAMATION DISTRICT NO. 828 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 Kjeldsen-Sinnock-Neudeck:

Chris Neudeck
Day Phone: (209) 946-0268
Mobile Phone: (209) 481-0316
Home Phone: (209) 948-8479

- d. Secretary for the District, who is presently _____;

Day Phone: _____
Evening Phone: _____
Cell Phone: _____

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 828, or an imminent threat of flooding of Reclamation District 828, 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.

PASSED AND ADOPTED this ____ day of _____, 2016, by the following vote,
TO WIT:

AYES:

NOES:

ABSENT:

ABSTENTION:

RECLAMATION DISTRICT NO. 828

By: _____
President, Board of Trustees

ATTEST:

Secretary, Board of Trustees

ITEM 5.b.

RECLAMATION DISTRICT 773

Joseph Bacchetti, President

P.O. BOX 20

*Daniel J. Schroeder,
Secretary/Counsel*

Mark bacchetti, Trustee

STOCKTON, CA 95201-3020

Joe Enos, Trustee

PHONE: (209) 948-8200

Christopher H. Neudeck, Engineer

May 20, 2019

Via: US Mail and Email - Senator.Galgiani@senate.ca.gov

Senator Cathleen Galgiani
State Capitol, Room 5097
Sacramento, CA 95814

**Subject: AB 273 – Fur-bearing and nongame mammals:
Recreational and commercial fur trapping: prohibition**

Dear Senator Galgiani,

The Reclamation District No. 773 (“RD 773”) Board of Trustees submits this letter in opposition of *Assembly Bill 273 – Fur-bearing and nongame mammals: recreational and commercial fur trapping: prohibition.*

Trapping is an important levee management tool used by RD 773. Fur-bearing mammals such as beavers and nutria are known to burrow into levee slopes below the water line, causing significant damage to the integrity of the levees in the District resulting in thousands of residents being exposed to increased flood risk. Reclamation districts throughout the San Joaquin Delta region, including RD 773, rely on the ability to trap these destructive fur-bearing mammals for depredation purposes to protect the integrity of the levees within their jurisdictions. While the current version of AB 273 does not prohibit trapping for depredation purposes, RD 773 is concerned that AB 273 is just the first step toward abolishing trapping altogether, thereby eliminating a very important levee management tool for reclamation districts throughout the San Joaquin Delta region. Thus, RD 773 requests that you vote no on AB 273.

RD 773 appreciates the opportunity to comment, and urges you to strongly consider how AB 273 can be used to erode the ability of reclamation districts, like RD 773, to utilize trapping as a levee management tool in the future. Please feel free to contact, Chris Neudeck, District Engineer, at cneudeck@ksninc.com or (209) 946-0268 if you should have any questions about RD 773 levee management practices. This letter was approved by the Reclamation District No. 773 Board of Trustees at its special meeting held on May 6, 2019, by the following vote:

AYES: Joseph Bacchetti, Mark Bacchetti

NOES:

ABSENT:

ABSTAIN:

Sincerely,

Joseph Bacchetti, President
Reclamation District No. 773 Board of Trustees

ITEM 6

RECLAMATION DISTRICT 1608

Michael R. Panzer, President

Brett Tholborn, Trustee

Dan MacDonnell, Trustee

P.O. BOX 4857

STOCKTON, CA 95204

Daniel J. Schroeder, Counsel

Jean L. Knight, Secretary

Joe Bryson, Superintendent

TELEPHONE: (209) 406-9142

May 29, 2019

Mr. William Edgar, President
Central Valley Flood Protection Board
3310 El Camino Ave., Room 151
Sacramento, CA 95821

RE: San Joaquin River Basin, Lower San Joaquin River California Project,
Design Agreement Endorsement

Dear President Edgar and Board Members,

The trustees of RD 1608 (Lincoln Village West) would like to express our support of the USACE, CVFPB, and SJAFCA moving forward with the design of the subject project. We feel that the population protected by our levee system deserves the highest level of protection economically justified, and are happy the USACE and state are contemplating substantial investments to improve flood risk management in Stockton.

We would further like to suggest an alternative alignment in the initial design focused on the Delta front portion of the North Stockton system fronting our district. Specifically, we would encourage improving the levees on the south side and north side of Fourteen Mile Slough due to the high quality of those levees as opposed to creating a new levee on part of Wright-Elmwood Tract (RD 2119). We are hopeful that USACE and sponsors can refine the design concept in preliminary design to greatly reduce the private property impacts. Success will be key for our continued support for implementation of the project.

We look forward to being a helpful stakeholder in design development and implementation of this important project. If you have any questions, please contact the undersigned.

Very truly yours,

MICHAEL PANZER
District President
Reclamation District 1608

ITEM 7

RECLAMATION DISTRICT 828

RESOLUTION 2019-05

RESOLUTION AUTHORIZING AND DIRECTING FILING OF NOTICE OF EXEMPTION FOR ROUTINE MAINTENANCE, FOR FISCAL YEAR 2019-2020

WHEREAS, the Board of Trustees (“Board”) of Reclamation District 828 (“District”), in conjunction with, but not limited to, that certain Delta Levee Maintenance Subventions Program Work Agreement Fiscal Year 2019-2020 (“Agreement”), between the District and the Central Valley Flood Protection Board of the State of California (“Protection Board”) has determined that the work described therein consists of routine maintenance to existing levee improvements;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. All repair of wave wash and erosion protection, all levee crown restoration which is not in excess of the 100 year flood elevation plus (2) two feet and all levee section restoration including adding material to back slopes, construction of toe berms and construction of seepage berms, drains and other measures to control seepage exit gradients to less than 0.5 and including the work described in the Fiscal Years 2019-2020 Delta Levee Subventions Program Applications consists of routine maintenance to existing levee improvements and falls within the categorical exemptions to the California Environmental Quality Act pursuant to Section 15301 (Class I) of the Guidelines for the California Environmental Quality Act, California Administrative Code of Regulations, Title 14, Chapter 3, Article 19.
2. The District finds the proposed work will not have a material adverse effect upon the environment.
3. That said work does not constitute an exception to the exemptions of the California Environmental Quality Act.
4. That the District Engineer is hereby directed to prepare and file with the County Clerk of San Joaquin County for posting, a “Notice of Exemption” pursuant to California Administrative Code, Title 14, Chapter 3, Section 15062.

PASSED AND ADOPTED by the Board of Trustees of Reclamation District 828, at a meeting thereof, held on July 18, 2019, by the following vote:

AYES:

NOES:

ABSENT:

ABSTENTION:

RECLAMATION DISTRICT 828
A Political Subdivision of the
State of California

By: _____
PRESIDENT

ATTEST:

SECRETARY

CERTIFICATION

I, _____, Secretary of Reclamation District 828, do hereby certify that the foregoing is a full, true and correct copy of a resolution of Reclamation District 828 duly passed and adopted at a meeting of the Board of Trustees thereof held on the 18th day of July, 2019.

Dated: _____, 201_

SECRETARY, Reclamation District 828

ITEM 9.a.



AGENDA

MICHAEL D. TUBBS
Mayor

SOLOMON OBRACK
District 1

DANIEL R. WRIGHT
Vice Mayor
District 2

PAUL CANEPA
District 3

SUSAN LENZ
District 4

CHRISTINA PUGAZI
District 5

JESUS M. ANDRADE
District 6

STAFF

KURT O. WILSON
City of Manager

JOHN LUEBBERKE
City Attorney

ELIZA GARZA
City Clerk

SAN JOAQUIN COUNTY BOARD OF SUPERVISORS

AND

SPECIAL STOCKTON CITY COUNCIL

BOARD CHAMBERS
SAN JOAQUIN COUNTY
ADMINISTRATION BUILDING
44 N. SAN JOAQUIN STREET, 6TH FLOOR
STOCKTON, CA

JOINT MEETING
THURSDAY, MAY 30, 2019
AT 6:00 P.M.

MIGUEL VILLAPUDCA
Chair
First District

TOM PATTI
Vice Chair
Third District

KATHERINE M. MILLER
Second District

CHUCK WINN
Fourth District

BOB ELLIOTT
Fifth District

STAFF

MONICA NINO
County Administrator

J. MARK MYLES
County Counsel

Clerk of the Board

Commencement of Meeting
A Moment of Silence
Pledge of Allegiance
Roll Call

PUBLIC COMMENT

Persons wishing to address the Board may complete the Public Comment Form, which is located in the tray on the back wall of Chambers, or which may be obtained from the Board of Supervisors' Office, Suite 627. Completion of the Public Comment Form is voluntary. Public Comments are limited to three (3) minutes. **Please no personal attacks.**

PRESENTATIONS

1. Presentations by San Joaquin County on the Point in Time Count, Victory Gardens, Bloomberg Harvard City Leadership Initiative, and Continuum of Care Strategy to Address Homelessness.
2. Presentations by City of Stockton on Homelessness and CalTrans HELP Program.

DISCUSSION

1. Adopt the San Joaquin Continuum of Care as the Primary Organization Through Which San Joaquin County and the City of Stockton will Work to Develop Solutions to Homelessness.
2. Adopt a Resolution to End Veteran Homelessness in San Joaquin County by 2030.
3. Report on the Status of Allocating City of Stockton Funds to Support a Strategic Plan for the San Joaquin Continuum of Care.

ADJOURNMENT

Note: If you need disability-related modification or accommodation in order to participate in this meeting, please contact the Clerk of the Board of Supervisors at (209) 468-2350 at least 48 hours prior to the start of the meeting. Government Code Section 54954.2(a).

Materials related to an item on this agenda submitted to the Board of Supervisors after distribution of the agenda packet are available for public inspection in the Board of Supervisors' Office at 44 N. San Joaquin Street, Suite 627, Stockton, during normal business hours.

ITEM 10

RD 828: MASTER CALENDAR

JANUARY

- Board Meeting – 3rd Thursday at 8:30 a.m.
- Adopt Subventions Agreement Resolution
- Election of Officers (After an election)
- Obtain Insurance to be Approved. Insurance year is April to March

FEBRUARY

- Send out Form 700s, remind Trustees of April 1 filing date
- Update Document Retention Policy

MARCH

APRIL

- April 1: Form 700s due
- Board Meeting – 3rd Thursday at 8:30 a.m.
- Renew District Insurance

MAY

JUNE

JULY

- Board Meeting – 3rd Thursday at 8:30 a.m.
- Approve Audit Contract for expiring fiscal year
- Adopted Annual Budget
- Adopt Resolution for setting Assessments and submit to County Assessor's Office
- Adopt Notice of Exemptions Resolution

AUGUST

- August 1: Deadline to certify assessments for tax-roll and deliver to County (duration of current assessment: Indefinite).
- August 1: Insurance renewal
- Send handbills for collection of assessments for public entity-owned properties
- In election years, opening of period for secretary to receive petitions for nomination of Trustees (75 days from date of election.) (*Cal. Wat. Code §50731.5*)

SEPTEMBER

- In election years, last legal deadline to post notice that petitions for nomination of Trustees may be received (7 days prior to close of closure.) (*Cal. Wat. Code §50731.5*).

- In election years, closing of acceptance of petitions for nomination of Trustees (54 days from date of election.) (*Cal. Wat. Code §50731.5*).

OCTOBER

- Publish Notice of Election, odd numbered years (once per week, 4 times, commencing at least 1 month prior to election).
- Board Meeting – 3rd Thursday at 8:30 a.m.

NOVEMBER

- Election.

DECEMBER

- New Trustee(s) take office, outgoing Trustee(s) term(s) end on first Friday of each odd-numbered year.

Term of Current Board Members:

Name	Term Commenced	Term Ends
Bill Mendelson	First Friday 12/2017	First Friday of 12/2021
Debbie Provost	First Friday 12/2015	First Friday of 12/2019
Paul Marsh	Appointed 8/13/2017	First Friday of 12/2019

No Expiration on Assessment

Refund of Smith Canal Closure Election Contribution – when there is adequate surplus funding available, the disbursement of which will not generate Project delays.