

MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES  
OF QUIMBY ISLAND RECLAMATION DISTRICT NO. 2090  
HELD ON WEDNESDAY, APRIL 22, 2015

Upon notice to and consent by the Trustees of Quimby Island Reclamation District No. 2090, of the County of Contra Costa, State of California, a meeting of the Board of Trustees was held at 343 East Main Street, Suite 815, Stockton, California, on Wednesday, April 22, 2015, at 9:30 A.M.

There were present and absent the following named Trustees, to-wit:

PRESENT

ABSENT

LARRY WATTY

NONE

There was also present Pamela A. Forbus, from the Law Offices of Al Warren Hoslett, Attorney's for the District; Chris Neudeck and Bill Darsie, of the firm Kjeldsen, Sinnock & Neudeck, Inc., the District's Engineers; Jake Messerli, Colby Heaton, Paul Phillips, Greg Torlai and Hillary.

The Trustees first considered the need to appoint individuals to fill the vacancies on the Board of Trustees which occurred on March 16, 2015. The Attorney advised the Board that the notice of intent to appoint individuals to fill the vacancies has been given and posted as required by California Government Code Section 1780; a copy of said Notice and the Declaration of Posting shall be filed with the records of this District. Following a discussion of this matter, upon motion duly made and seconded, it was:

RESOLUTION FILLING VACANCIES  
ON BOARD OF TRUSTEES

WHEREAS, there are vacancies on the Board of Trustees which occurred as a result of the resignation of Bruce Stephens and Rebecca DiDomenico on March 16, 2015; and,

WHEREAS, a notice of intent to fill the vacancies was posted in three conspicuous places within the District at least fifteen days prior to this meeting.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Trustees of Quimby Island Reclamation District No. 2090, as follows:

1. That Jake Messerli and Colby Heaton, legal representatives of a landowner within this Reclamation District, be and they hereby are appointed to fill the vacancies on the District's Board of Trustees.

ROLL CALL:

Ayes: Trustee Watty  
Noes: None  
Absent: None

Upon Roll Call, the foregoing Resolution was declared unanimously passed and adopted.

The Attorney thereupon called a recess so that the newly appointed Trustees could step out to sign their Oath of Office and return to take their seat as Trustees on the Board of Trustees of Quimby Island Reclamation District No. 2090.

The Attorney advised the Trustees of the need to establish an official address for Quimby Island Reclamation District No. 2090. The Trustees were advised that upon the relocation of the Law Offices of Al Warren Hoslett, the Trustees would need to designate a new official address. Following a discussion of this matter, and upon motion duly made and seconded, it was:

RESOLUTION ESTABLISHING  
OFFICIAL ADDRESS FOR DISTRICT

RESOLVED AND ORDERED by the Board of Trustees of Quimby Island Reclamation District No. 2090, as follows:

1. That for purposes of the record, the official address for Quimby Island Reclamation District No. 2090 shall be known and designated is as follows:

343 East Main Street, Suite 815  
Stockton, California 95202

ROLL CALL:

Ayes: Trustees Messerli, Heaton and Watty  
Noes: None  
Absent: None

Upon Roll Call, the foregoing Resolution was declared unanimously passed and adopted.

The next item of business on the Agenda is the election of District officers. Following a discussion of this matter, upon motion duly made and seconded, it was:

RESOLUTION ELECTING  
DISTRICT OFFICERS

RESOLVED AND ORDERED by the Board of Trustees of Quimby Island Reclamation District No. 2090, as follows:

1. That the following individuals are hereby elected to the offices set forth following their respective names, to-wit:

<u>Trustee</u>	<u>Office</u>
Jake Messerli	Chairman
Colby Heaton	Secretary
Pamela A. Forbus	Assistant Secretary

ROLL CALL:

Ayes: Trustees Messerli, Heaton and Watty  
Noes: None  
Absent: None

Upon Roll Call, the foregoing Resolution was declared unanimously passed and adopted.

The Minutes of the Meeting of the Board of Trustees held on March 24, 2014 were considered, and upon motion made and seconded, it was:

RESOLUTION APPROVING MINUTES

RESOLVED AND ORDERED by the Board of Trustees of Quimby Island Reclamation District No. 2090, as follows:

1. That the Minutes of the Meeting of the Board of Trustees of Quimby Island Reclamation District No. 2090 held on March 24, 2014 be and the same are hereby approved.

ROLL CALL:

Ayes: Trustees Messerli, Heaton and Watty  
Noes: None  
Absent: None

Upon Roll Call, the foregoing Resolution was declared unanimously passed and adopted.

The Attorney gave to the Trustees the financial report for the District. The Trustees discussed the ratification and approval of warrants and checks issued in payment of obligations of the District. Upon motion duly made and seconded, it was:

RESOLUTION RATIFYING AND APPROVING WARRANTS  
IN PAYMENT OF CURRENT OBLIGATIONS

RESOLVED AND ORDERED by the Board of Trustees of Quimby  
Island Reclamation District No. 2090, as follows:

1. That the warrants and checks issued in payment of obligations of the District presented at this meeting, a copy of which shall be attached to the minutes of the meeting and which is incorporated by reference, are hereby approved.

ROLL CALL:

Ayes: Trustees Messerli, Heaton and Watty  
Noes: None  
Absent: None

Upon Roll Call, the foregoing Resolution was declared unanimously passed and adopted.

The Trustees were advised that, with the payment of the current obligations of this Reclamation District, there was a balance on hand in the general account in the sum of \$97,970.72.

The next matter considered was the necessity for the District to adopt a Capitalization Policy in conjunction with the new auditing requirements for Reclamation Districts. After discussion and review of a proposed capitalization policy and upon motion duly made and seconded, it was:

RESOLUTION ADOPTING  
CAPITALIZATION POLICY

RESOLVED AND ORDERED by the Board of Trustees of Quimby Island  
Reclamation District No. 2090, as follows:

1. That the District hereby adopts the Capitalization Policy in conjunction with the new auditing requirements for Reclamation Districts presented at this meeting, a copy of which shall be attached to the minutes of the meeting and which is incorporated herein by reference.

ROLL CALL:

Ayes: Trustees Messerli, Heaton and Watty  
Noes: None  
Absent: None

Upon Roll Call, the foregoing Resolution was declared unanimously passed and adopted.

The Trustees were advised that the signature cards on the District's accounts with the Bank of Stockton and with Contra Costa County should be changed to reflect the names of the new Trustees. Following a discussion of this matter, upon motion duly made and seconded, it was:

RESOLUTION APPROVING CHANGE OF  
SIGNATURES ON DISTRICT ACCOUNTS

RESOLVED AND ORDERED by the Board of Trustees of Quimby Island Reclamation District No. 2090, as follows:

1. That the signature cards for all District accounts be changed to reflect the names and signatures of the new Trustees.
2. That the officers of this Reclamation District are hereby authorized and directed to execute such documents and signature cards and to take such other action as may be necessary or required to implement this resolution.

ROLL CALL:

Ayes: Trustees Messerli, Heaton and Watty  
Noes: None  
Absent: None

Upon Roll Call, the foregoing Resolution was declared unanimously passed and adopted.

The Engineer gave a general report to the Trustees on Reclamation Districts and the different funding and reimbursement programs available through the State Department of Water Resources, which included the following:

1. The Engineer reported on the District's participation in the Delta Levee Subventions Program, as follows:
  - A. Fiscal year 2014-15: The District submitted an application for participation in the Program. DWR has indicated that \$12 million will be recommended for direct reimbursement under the Program for FY 2014-15.
  - B. Fiscal year 2015-16: Applications for the Program are due at the end of the current fiscal year. DWR has indicated that \$12 million will be

recommended for direct reimbursement under the Program for FY 2015-16. The Engineer will be working on the application for the Program and will transmit the submittal prior to the deadline.

2. DWR Emergency Response Grant Update: DWR is providing \$5 million to improve emergency response and contribute to increased public safety in the Delta. The grantees are the five Delta counties, and part of the scope of work is to develop an emergency response plan (ERP) for each reclamation district. Contra Costa County has selected a consultant to assist them in their effort, however they did not include an allocation of funds to cover any costs the RDs might incur during the process. It appears DWR may provide additional funding to the County to address this issue. The Engineer will be following this developing item.

The Trustees discussed the District's intent to participate in the Delta Levee Subventions Program for the Fiscal Year 2015-2016, and decided that it would be necessary to file an application at this time. Following the discussion of this matter, upon motion duly made and seconded, it was:

RESOLUTION AUTHORIZING  
FILING OF APPLICATION FOR  
PARTICIPATION IN 2015-2016  
SUBVENTIONS PROGRAM

RESOLVED AND ORDERED by the Board of Trustees of Quimby Island Reclamation District No. 2090 as follows:

1. That the officers of this Reclamation District and the District Engineer are hereby authorized and directed to submit on behalf of this Reclamation District an application under the Delta Levee Subventions Program for the fiscal year 2015-2016.

ROLL CALL:

Ayes: Trustees Messerli, Heaton and Watty  
Noes: None  
Absent: None

Upon Roll Call, the foregoing Resolution was declared unanimously passed and adopted.

Having decided to proceed with levee maintenance projects as a part of the District's Delta Levee Subventions Program for the fiscal year 2015-2016, the Trustees next reviewed

and discussed the provisions and exemptions of the California Environmental Quality Act. Following a discussion of this matter, upon motion duly made and seconded, it was:

RESOLUTION FINDING PROJECTS  
EXEMPT FROM CEQA

RESOLVED AND ORDERED by the Board of Trustees of Quimby Island Reclamation District No. 2090, as follows:

1. RESOLVED, that the work described in the 2015-2016 Delta Levee Subventions Program application consists of routine levee maintenance to existing levee improvements and falls within the categorical exemptions to the California Environmental Quality Act.
2. RESOLVED FURTHER, that the District finds that the proposed work will not have a material adverse effect upon the environment.
3. RESOLVED FURTHER, that said work does not constitute an exception to the exemptions of the California Environmental Quality Act.
4. RESOLVED FURTHER, that MBK Engineers, the District's Engineer, is directed to prepare and file with the County of Contra Costa the appropriate notice of exemption on behalf of the District.

ROLL CALL:

Ayes: Trustees Messerli, Heaton and Watty  
Noes: None  
Absent: None

Upon Roll Call, the foregoing Resolution was declared unanimously passed and adopted.

The Trustees were advised that the District would be required to execute agreements with the California Central Valley Flood Protection Board for participation in the 2015-2016 Delta Levee Subventions Program. Following a discussion of this matter, it was the conclusion of the Trustees that the officers of this District should be authorized to execute, on behalf of this District, the agreements with the State, and upon motion duly made and seconded, it was:

RESOLUTION AUTHORIZING EXECUTION  
OF AGREEMENTS WITH CALIFORNIA  
CENTRAL VALLEY FLOOD PROTECTION BOARD

WHEREAS, this Reclamation District will submit its application for participation in the Delta Levee Subventions Program for the fiscal year 2015-2016; and

WHEREAS, the California Central Valley Flood Protection Board of the State of California will submit to this Reclamation District agreements, providing for reimbursement to this Reclamation District of certain approved eligible expenses under the Delta Levee Subventions Program.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Trustees of Quimby Island Reclamation District No. 2090, as follows:

1. That the Officers of the District, be, and they each hereby are, authorized and directed to execute for and on behalf of this Reclamation District, such work agreements with the California Central Valley Flood Protection Board for participation in the Delta Levee Subventions Program for the fiscal year 2015-2016.
2. That the officers are authorized and directed to execute such other agreements, and to take such other actions as may be necessary or appropriate to carry out the intent and purpose of this Resolution.

ROLL CALL:

Ayes: Trustees Messerli, Heaton and Watty  
Noes: None  
Absent: None

Upon Roll Call, the foregoing Resolution was declared unanimously passed and adopted.

The next matter considered was the necessity of amending the District's Conflict of Interest Code. After discussion and review of a proposed amendment and upon motion duly made and seconded, it was:

RESOLUTION AMENDING  
CONFLICT OF INTEREST CODE

RESOLVED AND ORDERED by the Board of Trustees of Quimby Island Reclamation District No. 2090, as follows:



1. That the District's Conflict of Interest Code is hereby amended as provided in the "Conflict of Interest Code for Quimby Island Reclamation District No. 2090" presented at this meeting, a copy of which shall be attached to the minutes of the meeting and which is incorporated by reference.

ROLL CALL:

Ayes: Trustees Messerli, Heaton and Watty  
Noes: None  
Absent: None

Upon Roll Call, the foregoing Resolution was declared unanimously passed and adopted.

The Trustees were presented with an Agreement for Engineering Services and an Agreement for Legal Services for review and approval. Following a discussion of this matter, these items were tabled until a future meeting.

There being no one wishing to address the Board, and there being no further business to come before the Board, the meeting was adjourned.

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COLBY HEATON, Secretary  
Quimby Island Reclamation  
District No. 2090

Minutes of the Meeting  
held on April 22, 2015,  
are hereby approved.

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Trustees of Quimby Island  
Reclamation District No. 2090