

**RESOLUTION OF THE BOARD OF TRUSTEES
OF RECLAMATION DISTRICT NO. 2035**

RESOLUTION No. 2025-004

**RESOLUTION APPROVING EMERGENCY CONTRACTING
FOR RD 2035 27 DRAINAGE PUMP STATION EMERGENCY RESTORATION PROJECT**

WHEREAS, the Trustees of Reclamation District RD 2035 on February 20, 2025, adopted Resolution 2025-001 declaring a local state of emergency due to the sudden damage and failure of the RD 2035 Drainage Pump 27, its impact on the West Levee of the Yolo Bypass, and the resulting significant threat to public safety and property within the District; and

WHEREAS, the West Levee of the Yolo Bypass does not provide the required level of protection due to the damage it sustained due to the Pump 27 failure on February 11, 2025; and

WHEREAS, the District will continue to experience a threat to the levee due to the failure of Pump 27, unless and until Pump 27 is replaced, throughout the flood season (November 1 to April 15); and

WHEREAS, after consultation with the District General Manager and District Engineer, the District finds and declares that an emergency situation arose on February 11, 2025, that is continuing and that all necessary and required work to protect the District and the District's levees should be completed at the earliest possible date; and

WHEREAS, District staff met with the Central Valley Flood Protection Board and U.S. Army Corps of Engineers on April 2, 2025, and confirmed that the 27 Return Pump Station Restoration Project should be carried out pursuant to these agencies' emergency authorities; and

WHEREAS, the District on April 28, 2025, submitted to the Central Valley Flood Protection Board a Request to Restore the Reclamation District 2035 Road 27 Drainage Pump Damaged in February 2025 Under the Central Valley Flood Protection Board Emergency Regulations (23 Cal. Code Regs. § 17); and

WHEREAS, the District's Engineer has evaluated the time required to complete a competitive bidding process to select a construction contractor for the 27 Return Pump Station Restoration Project and concluded that this process would prevent the District from completing Project construction before the start of the 2025 flood season on November 1, 2025; and

WHEREAS, Sections 20926 and 22050 of the Public Contract Code and District Policy No. 3010.60 authorize the District to negotiate and enter into contracts without advertising for or noticing bids under emergency circumstances, and Section 22050 and District Policy No. 3010.60, authorize the District to repair or replace any public facility, take any directly related and immediate action required by the emergency and procure the necessary equipment, services and supplies, without giving notice to bid, upon a two-thirds vote by the District's three member Board of Trustees.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Trustees of the Reclamation District No. 2035, as follows:

1. As of February 11, 2025, and continuing to present an emergency situation exists within the District and along the District's levees that requires the District to proceed immediately with the work to prevent the possible flooding of the District and the failure of its levees at the earliest possible time.
2. That the District's General Manager shall use the emergency authorizations in Sections 20926 and 22050 of the Public Contract Code and District Policy No. 3010.60 to informally solicit bids or requests for proposals to seek to obtain the best terms possible, including the lowest price term, given the urgent circumstances of the continuing emergency arising from the sudden failure of the 27 Drainage Pump Station.

CERTIFICATION

AYES: _____
NOES: _____
ABSTAIN: _____
ABSENT: _____

I, Kyriakos Tsakopoulos, President and trustee for Reclamation District No. 2035 (District) do hereby certify that the above is a true and correct copy of the resolution which the Board of Trustees of the District adopted on May 7, 2025.

Executed on _____ 2025, in _____, California.

District Board President