

ATTACHMENT B

Local Maintaining Agency Authorizing Resolution  
Resolution No. 2023-06

A Resolution by the Board of Trustees  
of the Reclamation District 2035  
Authorizing a Proposal for funding from the Department of Water Resources and Designating a  
Representative to Execute the Agreement and any Amendments thereto, for the  
2024-FMAP-RD2035-01 Project

WHEREAS, the Reclamation District 2035 is a California  
Public Agency with responsibility for flood maintenance and right-of-way authority of the Project facilities;

WHEREAS the Reclamation District 2035 acknowledges  
that it must submit a new operations, maintenance, repair, rehabilitation, and replacement agreement  
with the Central Valley Flood Protection Board prior to the receipt of Flood Maintenance Assistance  
Program funds;

WHEREAS, the Reclamation District 2035 is authorized to  
enter into an agreement with the Department of Water Resources and the State of California;

THEREFORE, BE IT RESOLVED by the Board of Trustees  
of the Reclamation District 2035 as follows:

1. That pursuant and subject to all of the terms and conditions of the Budget Act of 2023, the  
Board of Trustees authorize the  
Attorney, or designee, to execute the funding agreement  
with the Department of Water Resources and any amendments thereto.
2. That the Attorney, or designee, shall prepare the necessary data,  
make investigations, and take other such actions as necessary and appropriate to obtain funding  
for the 2024-FMAP-RD2035-01 Project.

CERTIFICATION

I hereby certify that the foregoing Resolution No. 2023-06 was duly and regularly  
adopted by the Board of Trustees of  
the Reclamation District 2035 at the  
meeting held on November 14, 2023, motion by Angelo Christie and  
seconded by Robert Baker, motion passed by the following vote:

AYES: 2  
NOES: 0  
ABSTAIN:  
ABSENT:

Scott A. Morris  
Scott A. Morris, Attorney  
Reclamation District 2035

Attest: \_\_\_\_\_

**Exhibit E**  
**RESOLUTION ACCEPTING FUNDS**

Resolution No. \_\_\_\_\_

Resolved by the Board of Trustees  
of the Reclamation District 2035

that pursuant and subject to all applicable State and Federal laws, including the California Budget Act of 2023, that the funds awarded to Reclamation District 2035 by the California Department of Water Resources for a State-Federal Flood Control System Modification Program project titled: 2024-FMAP-RD2035-01 are hereby accepted.

The Attorney of the Reclamation District 2035 is hereby authorized and directed to sign a Funding Agreement with the California Department of Water Resources and to sign requests for disbursements to be made under this Funding Agreement.

Passed and adopted at a regular meeting of the Board of Trustees of the Reclamation District 2035 on \_\_\_\_\_.

Authorized Signature 

Printed Name Scott A. Morris

Title Attorney

Clerk/Secretary \_\_\_\_\_

## ATTACHMENT C

### Attorney Certification

*(The Applicant's attorney shall answer the following questions regarding this proposal and where indicated, shall cite statutory authority or other references.)*

- Is the Applicant a political subdivision of the State of California?  Yes  No

Citation: Water Code §50000

- Does the Applicant have legal authority to enter into a Funding Agreement with the State of California?  Yes  No

Citation: California Water Code §50650 et seq

- What steps are required by law for the Applicant to sign a Funding Agreement with the State?

Resolution voted by the Board of Trustees approving the Funding Agreement.

Citation: Water Code §50650 et seq. Section 50656

- What is the statutory authority under which the Applicant may obtain funds for the purpose, amount, and duration requested?

Citation: Water Code §50650 et seq; Section 50900 and Section 50932

- What is the statutory authority under which the Applicant was formed and is authorized to operate?

Citation: Water Code §50000 et seq

- Is the Applicant required to hold an election before entering into a funding contract with the State?  Yes  No

Citation: Water Code §556050 et seq; Section 50656

- Will an agreement between the Applicant and the State be subject to review and approval by other governmental agencies?  Yes  No

Identify all such agencies:

Potentially the California Department of Water Resources and the Central Valley Flood Protection Board

Citation: \_\_\_\_\_

- Describe any pending litigation that impacts the financial condition of the Applicant or the operation of flood management facilities. If none is pending, so state.  
N/A

- Does the Applicant have legal authority and jurisdiction to implement a flood control program?  Yes  No

Citation: Water Code §51000 et seq

*I certify that I am a duly qualified and licensed attorney in California representing the Applicant Agency and that I have answered the questions on this page and the preceding page to the best of my knowledge.*

By  Date November 14, 2023  
(Signature of Applicant Agency's Attorney)

Scott A. Morris, General Counsel  
(Printed Name of Applicant Agency's Attorney and Title)

172071  
(Bar No.)

Reclamation District No. 2035  
(Name of Applicant Agency)