

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:

Attest: _____



Scott A. Morris, Attorney
Reclamation District 2035

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


(Signature of Applicant Agency's Attorney)

Date

November 14, 2023

Scott A. Morris, General Counsel

172071

(Printed Name of Applicant Agency's Attorney and Title)

(Bar No.)

Reclamation District No. 2035

(Name of Applicant Agency)