**RECLAMATION DISTRICT NO. 787**

**RESOLUTION No. 2023-1-1**

**RESOLUTION OF THE RECLAMATION DISTRICT NO. 787 BOARD OF TRUSTEES**

**DECLARING A STATE OF EMERGENCY DUE TO FLOOD AND WEATHER CONDITIONS**

WHEREAS, on January 4, 2023 Yolo County declared a County-wide state of emergency due to exceptional rainfall and wind conditions throughout Yolo County; and

WHEREAS, on January 5, 2023 Governor Newsom declared a state of emergency associated with widespread winter storms and water events pursuant to Government Code Section 8625; and

WHEREAS, the Sacramento River and surrounding waterways are experiencing high water levels resulting from heavy rainfalls and runoff, and high winds, creating an imminent risk of flooding and levee damage within Reclamation District No. 787’s boundaries; and

WHEREAS, these conditions create an immediate risk to public facilities, and are a crippling activity that severely impairs public health and safety, consistent with the emergency declaration requirements of the Government Code and the Public Contracting Code; and

WHEREAS, after consultation with the District staff and engineers the District finds and declares on **January 9, 2022** that an emergency situation exists within the District, and immediate action is required to respond to these conditions.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Trustees of the Reclamation District No. 787, as follows:

1. As of **January 9, 2022** an emergency situation exists within the District, due to on-going flooding and flood damage, and a forecast of further precipitation which will compound the existing flood conditions. The public interest and necessity demand the immediate expenditure of public money to safeguard life, health, and property to respond to this emergency.
2. The Board president is authorized, in consultation with the District Engineers, to take immediate action to repair or replace public facilities, to take any directly related and immediate action required by that emergency, and to procure the necessary equipment, services, and supplies for those purposes, without giving notice for bids to let contracts, pursuant to Public Contracting Code Section 22050 and 20926.
3. Pursuant to Public Contracting Code 20926, the District shall expend any sum reasonably required to respond to this emergency. District personnel will, if practicable, 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 emergency, and, promptly after the emergency ends, shall document the circumstances of the emergency and the bid or proposal accepted.
4. Consistent with the requirements of Public Contracting Code 20926 the Board president, after expending any fund pursuant to this resolution, 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.
5. This emergency declaration will be revisited by the Board of Trustees at its next regularly scheduled meeting.

PASSED AND ADOPTED by the Board of Trustees of Reclamation District No. 787 this 9th day of January, by the following vote:

AYES: Cornwell; Bruno ABSENT: Faye

NOES: -- ABSTAIN: --

ATTEST

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Secretary of the Board of Trustees President of the Board of Trustees

Of Reclamation District 787 Reclamation District 787