

**MEETING AGENDA FOR
RECLAMATION DISTRICT NO. 1608
BOARD OF TRUSTEES MEETING
8:00 A.M. NOVEMBER 4, 2026**

**NEUMILLER & BEARDSLEE
3121 WEST MARCH LANE, SUITE 100
STOCKTON, CALIFORNIA**

Call to Order.

Roll Call.

Agenda Items.

1. Public Comment. The public may comment on any matter within the District's jurisdiction that is not on the agenda. Matters on the agenda may be commented on by the public when the matter is taken up. All comments are limited to a maximum of three minutes for general public comments on items within the District's subject matter jurisdiction and three minutes before or during the Board's consideration of each agenda item, subject to the sole discretion of the Board President to allow additional time for a comment in accordance with Resolution 2019-04.
2. Approval of Minutes. Minutes of the Regular Meetings of October 7, 2026.
3. Financial Report. Review, discuss, and accept financial reports.
4. District Vehicle. Review, discussion, and possible action regarding the mechanical condition, safety, and necessary repair or acquisition/purchase of a replacement vehicle for the District Superintendent.
5. Encroachment Violation. Show Cause Hearing Regarding Violation of Levee Encroachment Standards
 - a. 3722 Fourteen Mile Dr
Stockton, CA 95219
6. Engineer's Report. Discussion and Possible Action on Engineer's Report.
 - I. LOWER SAN JOAQUIN RIVER FEASIBILITY PROJECT
 - A. Review recent developments on Reclamation District No 2119 – Wright Elmwood Tract related to the FM 50L Fourteenmile Slough project.
 - II. PLAN REVIEW
 - A. Review homeowner complaint from Jim Liderman regarding dock configuration at 6213 Embarcadero Drive.

This agenda shall be made available upon request in alternative formats to persons with a disability, as required by the Americans with Disabilities Act of 1990 (42 U.S.C. § 12132) and the Ralph M. Brown Act (California Government Code §54954.2). Persons requesting a disability related modification or accommodation in order to participate in the meeting should contact Elvia Trujillo at 209/948-8200 during regular business hours, at least forty-eight hours prior to the time of the meeting.

Materials related to an item on this Agenda submitted to the Trustees after distribution of the agenda packet are available for public inspection in the office of the District Secretary at Neumiller & Beardslee, 3121 West March Lane, Suite 100, Stockton, California during normal business hours.

- Jim Liderman called the District Office and spoke with Elvia , RD 1608's Secretary, regarding 6213 Embarcadero Drive. He is a homeowner and is concerned about the number of boats reportedly being kept at the property, including as many as six to eight speedboats and one patio boat (photos attached). He is concerned about the potential impact on RD 1608 and would appreciate guidance from a representative of RD 1608.
- KSN Inc's response to Elvia re Jim Liderman's call:
 - RD 1608 is not responsible for navigation clearances along Fourteenmile Slough rather that is under the jurisdiction of the US Army Corp of Engineers (USACE) under Section 10 of the Rivers and Harbors Act. Our Standard Rules and Regs apply to the connection point of the dock ramp to the levee only. This dock along with many others has exceeded their permitted expanse for quite some time but RD 1608 has never elected to step in and start an enforcement action on the USACE's jurisdiction. These docks were permitted back in the 70s' as an 8' x 30' dock for each property owner for a total of 60 feet of parallel dock combined. As you will see this dock is substantially bigger and includes a U Shape addition etc. We can bring this matter to the Board of Trustees at our meeting next week under my report and you can invite this individual to the meeting next week to address the board. I will say the same thing that I have said herein when I report to the Board. The notifying property owner can review the matter with the Board next week.

EXHIBIT A: Photos of dock at 6213 Embarcadero Drive.

B. Review status of Legkov enforcement action and notice of violation.

III. AB 360 DELTA LEVEE SUBVENTIONS PROGRAM

A. KSN Inc is in the process of developing a maintenance contract to repair areas of general all weather road degradation in the Southwest Quadrant and reviewing levee gates requiring repair with Joe Bryson.

IV. GOVERNORS PROCLAMATION OF STATE OF EMERGENCY

A. Review 9/21/26 & 10/27/26 Governors Proclamations of a State of Emergency. Review what this Proclamation will do for RD's. Providing additional flood fight material is not really what we need yet, who knows what opportunities will be available.

EXHIBIT B: Governors Proclamation of State of Emergency dated Monday 9/21/26.

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EXHIBIT C: Governors Proclamation of State of Emergency dated Tuesday 10/27/26.

EXHIBIT D: Overview of Governors Proclamation of State of Emergency dated Tuesday 10/27/26.

EXHIBIT E: Central Delta Water Agency predicted El Nino effects memo dated October 1, 2026.

EXHIBIT F: KSN Inc. comparison of forecasted tides vs actual tides.

7. Superintendent Report. Request for directions and approvals.
8. Newsletter. Discussion and direction regarding newsletter.
9. Meetings. Report by Trustees on meetings attended and upcoming meetings. Request for direction.
10. Assigned Tasks. Report and possible action on Progress of Tasks Assigned at Previous Board Meetings.
11. Goals. Discussion and direction on Short-Term and Long-Range Goals.
12. District Calendar. Discussion and direction.
 - a. Next Meeting is December 2, 2026.
13. Correspondence.
14. Approval of Bills. Motion to Approve of Bills.
15. Staff Reports.
 - (a) Attorney. The Agenda for this meeting was posted on the window outside the meeting room at 3121 West March Lane, Stockton, California, at least seventy-two (72) hours preceding the meeting. – Reported that Andrew will be my associate attending.
16. Adjournment.

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**AGENDA PACKET
RECLAMATION DISTRICT 1608
NOVEMBER 4, 2026**

<u>ITEM</u>	<u>COMMENTARY</u>
1.	Self-explanatory.
2.	Please see attached.
3.	Please see attached.
4.	Self-explanatory.
5.	Self-explanatory.
6.	Please see attached.
7.	Self-explanatory.
8.	Self-explanatory.
9	Self-explanatory.
10.	Self-explanatory.
11.	Please see attached.
12.	Please see attached.
13.	Self-explanatory.
14.	Please see attached.
15.	Self-explanatory.
16.	Self-explanatory.

ITEM 2

**MINUTES OF THE REGULAR MEETING OF BOARD OF TRUSTEES
FOR RECLAMATION DISTRICT 1608
HELD ON WEDNESDAY, OCTOBER 7, 2026**

A Regular Meeting of the Board of Trustees of Reclamation District 1608 was called to order at 8:00 a.m. by President Panzer on October 7, 2026, at the law offices of Neumiller & Beardslee, 3121 W. March Lane, Suite 100, Stockton, California.

TRUSTEES PRESENT

MICHAEL PANZER
DAN MacDONNELL
DOTTIE LOFSTROM

OTHERS PRESENT

ANDY PINASCO
CHRIS NEUDECK
JOE BRYSON
ELVIA TRUJILLO
BILL BROWN
OMAR AL-HINDI (8:15 a.m.)
SJAFCA Executive Project Manager
DARREN SUEN (8:29 a.m.)
SJAFCA Executive Director

1. Public Comment.

- Bill Brown commented on articles regarding El Niño that raised concerns and asked questions regarding flood-fighting materials, maps, and the District's preparedness for a potential flood event. Staff responded to his concerns, confirming that the District has access to flood-fighting materials and regional flood depot resources. Although the District does not maintain a large stockpile of sandbags, the sandbags on hand are intended for isolated incidents. Mr. Neudeck addressed Mr. Brown's questions regarding maps and stated that the District is as prepared as it has historically been. He also provided a brief explanation of the tracking of projected tides. Staff noted that the levee is in very good condition and that no significant issues are currently anticipated.

2. Approval of Minutes. Minutes of the Regular Meeting of September 2, 2026. The Trustees reviewed the draft minutes. After review, amendments were requested to *Item 4. Engineer's Report* and *Item 5. Superintendent Report*. After further review,

It was moved, seconded (D. MacDonnell/D. Lofstrom) and unanimously carried by the Board Trustees of Reclamation District 1608, that the minutes of the Regular Meeting of September 2, 2026, be approved as amended.

3. Financial Report. Review, discuss, and accept financial report. District Secretary Elvia Trujillo presented an oral and written amended report. After review and discussion,

It was moved, seconded (D. MacDonnell/D. Lofstrom) and unanimously carried by the Board of Trustees of Reclamation

District 1608 that the Financial Report presented at the October 7, 2026, meeting be approved as amended.

4. **Encroachment Violation.** Show Cause Hearing regarding violation of Levee Encroachment Standards.

- a. 3722 Fourteen Mile Drive
Stockton, CA 95219

Mr. Neudeck provided an update regarding the encroachment violation by the Legkovs noting that Mr. Legkov had not yet submitted the necessary plans or drawings to bring the encroachment into compliance. Legal Counsel reviewed the enforcement steps taken to date and discussed the Board's available options, including revocation of the encroachment permit and other enforcement measures. Counsel recommended making one final effort to contact Mr. Legkov and obtain voluntary compliance before pursuing further action. Discussion followed regarding the need for appropriate plans and drawings and the District's preference to achieve compliance rather than pursue more extensive enforcement measures. Following discussion, a motion was made to direct Legal Counsel to make a final attempt to contact the property owner to obtain compliance and to place the matter on the agenda for the November Board meeting for further consideration.

It was moved, seconded (D. Lofstrom/D. MacDonnell) and unanimously carried by the Board Trustees of Reclamation District 1608, to direct Legal Counsel to make a final attempt to contact property owner to obtain compliance and place the matter on the November agenda.

5. **Engineer's Report.** Discussion and Possible Action on Engineer's Report.

- I. Lower San Joaquin River Feasibility Project
A. Review recent developments on Reclamation District No. 2119 – Wright Elmwood Tract related to the FM 50L Fourteen Mile Slough project.
Exhibit A: SJAFCA mitigation parcel easements.

Mr. Neudeck introduced the item and provided background regarding the Lower San Joaquin River Feasibility Project. Representatives from SJAFCA, Darren Suen and Omar Al-Hindi, provided an update on the project and discussed the currently authorized alignment, potential alternatives, and impacts. Mr. Suen explained that the current alignment is part of the congressionally authorized project and that the U.S. Army Corps of Engineers is the ultimate authority regarding the alignment. While an alternative southern gate alignment may still be considered, additional supporting data, including geotechnical information, would be necessary to demonstrate the feasibility of the alternative. Discussion followed regarding the potential impacts of the northern and southern gate alternatives. SJAFCA advised that it will continue to provide available

information to the Corps for consideration. Mr. Neudeck clarified that the purpose of the presentation was informational to ensure the Board remains informed of developments that could affect the District's levee system. No action was taken.

II. Plan Review

A. Review status of Legkov enforcement action and notice of violation.

Exhibit B: Notice of violation and demand for compliance from Neumiller & Beardslee dated August 17, 2026.

Please see Agenda Item 4 above.

III. AB 360 Delta Levee Subventions Program.

TOTAL FINAL CLAIM	\$81,308.57
LESS DISTRICT SHARE (2,500/MILE @ 3.6 MILES)	\$ 9,000.00
TOTAL ELIGIBLE	\$72,308.57
MAX REIMBURSEMENT – 75% OF ELIGIBLE	\$54,231.43

District Engineer Chris Neudeck presented this item and reported that the final claim under the Delta Levees Subventions Program has been completed. Total eligible expenses are \$72,308.57, with the District eligible for reimbursement of up to 75% of those expenses, for a maximum reimbursement of \$54,231.43. He noted the District anticipates receiving the reimbursement in approximately May 2027.

6. **Superintendent Report.** Request for directions and approvals. Levee Superintendent Joe Bryson gave a written and oral report. For a complete list of items, please refer to Mr. Bryson's report attached hereto.

7. **Newsletter.** Discussion and direction regarding newsletter.
Andy Pinasco reported that Kim Floyd had contacted the District regarding the possibility of preparing a District newsletter. The Board discussed having Ms. Floyd prepare a draft and/or attend the next Board meeting to present potential topics. Board members were asked to submit suggested topics to Elvia Trujillo, who will forward them to Ms. Floyd.

8. **Meetings.** Report by Trustees on meetings attended and upcoming meetings. Request for direction.

Upcoming meeting: 2026 Preseason Flood Coordination Workshop on October 22, from 8:00 a.m. to 12:00 p.m., at 2101 Earheart Avenue, Stockton.

9. **Assigned Tasks.** Report and possible action on progress of tasks assigned at previous Board Meeting. No report.

10. **Goals.** Discussion and direction on Short-Term and Long-Range Goals. No discussion.

11. **District Calendar.** Discussion and direction.
 - a. Next Board Meeting November 4, 2026.
Trustees reported being available.
12. **Correspondence.** None of note.
13. **Approval of Bills.** District Secretary Elvia Trujillo presented an oral and amended written report on District expenses. After review,

It was moved, seconded (D. MacDonnell/D. Lofstrom) and
unanimously carried by the Board of Trustees of Reclamation
District 1608 to approve the list of bills as amended.
14. **Staff Reports.**
 - (a) Attorney. The agenda for this meeting was posted on the window outside the meeting room at 3121 West March Lane, Stockton, California, at least seventy-two (72) hours preceding the meeting.
15. **Adjournment.** The meeting adjourned at 9:47 a.m.

Respectfully submitted,

Elvia C. Trujillo
District Secretary

Acronyms Frequently Used

AC Repairs = Asphalt Concrete Repairs
CEQA = California Environmental Quality Act
CVFPDB = Central Valley Flood Protection Board
District= Reclamation District 1608
DWR = Department of Water Resources
KSN = Kjeldsen, Sinnock & Neudeck
LWA = Larsen Wurzel & Associates
MCSA = Maintenance and Capital Services Assessment District
N&B = Neumiller & Beardslee
Prop 218 = Proposition 218
RD 1608 = Reclamation District 1608
SJAFCA = San Joaquin Area Flood Control Agency
San Joaquin OES = San Joaquin Office of Emergency Services
USACE = United States Army Corps of Engineers

OCTOBER 2026 MINUTES RECLAMATION DISTRICT 1608

JOE BRYSON SUPERINTENDENT

- 1. Levee patrol 00+ to 180+. Cleaned and checked pump station three times.**
- 2. Where the city repaired the hole at Five Mile gate is now an eyesore, and needs to be cleaned up. Hopefully this month.**
- 3. We are now pressure washing in front of the condos at the boat ramp by the marina.**
- 4. Had a flat tire on the trailer, a piece of metal, two flats on the water tank of the pressure washer. Nails, we don't use nails.**
- 5. Lots of debris this month, so now we have about-thirty bumpers and dock plastic bumpers.**
- 6. We trimmed the trees at Swain Road fence, forty trash cans.**
- 7. We trimmed trees at Swain gates, children going over fence. No more.**
- 8. Opened gates for San Joaquin County, PG&E work, spray man, three different tree trimmers.**
- 9. Next month we will be going thru Embarcadero and Fourteen Mile, trimming trees and cleaning levee rocks.**

Reclamation District 1608
Amended Bills for Approval - October 7, 2026, Board Meeting

NAME	Date	INVOICE #	AMOUNT	TOTAL \$	WARRANT #	CHECK #	RATIFICATION
Michael Panzer	10/7/2026	Trustee Stipend	\$300.00				
				\$300.00	7049		
Dan MacDonnell	10/7/2026	Trustee Stipend	\$300.00				
				\$300.00	7050		
Dottie Lofstrom	10/7/2026	Trustee Stipend	\$300.00				
				\$300.00	7051		
Elvia Trujillo (September Services)	10/7/2026	Secretary Fee	\$1,231.65				
				\$1,231.65	7052		
Kjeldsen Sinnock & Neudeck	9/18/2026	44276	\$800.00				
	9/18/2026	44277	\$601.75				
	9/18/2026	44278	\$420.00				
	9/18/2026	44279	\$2,675.58				
				\$4,497.33	7053		
PG&E		0950847867-5	\$20.55				
	9/24/2026	2999432760-8	\$34.02				
				\$54.57	7054		
B&R Self Storage	9/16/2026	11144	\$1,000.00				
				\$1,000.00	7055		
Transfer to Sediment Removal Proj Fund		For Registered Warrant #6461	\$29,554.45				
				\$29,554.45			
Bank of Stockton (Payment of Registered Warrant 6460)		Registered Warrant #6461	\$29,554.45				
				\$29,554.45	RW6461		
Lowe's Business Acct.	9/4/2026	7/25/2026 to 8/13/2026	\$4,387.69				
				\$4,387.69		1658	
Lowe's Business Acct.	9/28/2026	8/14/2026-9/17/2026	\$6,538.15				
				\$6,538.15		1659	

Reclamation District 1608
Amended Bills for Approval - October 7, 2026, Board Meeting

[illegible]

ITEM 3

RECLAMATION DISTRICT 1608
AMENDED FINANCIAL REPORT - NOVEMBER 4, 2026
% OF FISCAL YEAR ELAPSED THROUGH THE END OF OCTOBER, 2026 - 33%

Budget Item	Budget Amount	Expended MTD	Expended YTD	% YTD
Operations & Maintenance Expenses				
O1 Levee Superintendent	\$111,000.00	\$10,299.23	\$40,654.19	36.63%
O2 Part Time Employees	61,000.00	10,005.00	45,736.50	74.98%
O3 Payroll Taxes and Expenses	17,500.00	1,796.03	7,137.52	40.79%
O4 Fences & Gates	25,000.00	0.00	0.00	0.00%
O5 Locks & Signs	1,000.00	0.00	0.00	0.00%
O6 Weed and Rodent Control & Clean up	17,000.00	0.00	0.00	0.00%
O7 Levee Repair Fund (General Operations & Maintenance)	57,000.00	3,111.07	26,354.54	46.24%
O8 Levee Repair Fund (Levee Capital Improvement Projects)	50,000.00	0.00	0.00	0.00%
O9 Pump System Maintenance	500.00	0.00	150.30	30.06%
O10 Wireless Services (Cell and Mobile Computer)	6,500.00	653.38	2,583.18	39.74%
O11 Garbage Service	2,000.00	0.00	846.96	42.35%
O12 District Vehicle (Fuel, Maintenance and Repairs)	6,500.00	761.32	2,950.30	45.39%
TOTAL	\$355,000.00	\$26,626.03	\$126,413.49	35.61%
General Expenses				
G1 Trustee Fees	\$12,000.00	\$1,500.00	\$4,200.00	35.00%
G2 Secretary Fees	17,500.00	1,716.15	6,355.55	36.32%
G3 Office Expenses (includes storage facility)	1,000.00	537.56 *	1,537.56	153.76%
G4 General Legal	37,000.00	2,451.00	8,812.14	23.82%
G5 Audit	7,000.00	0.00	0.00	0.00%
G6 County Administration Costs	6,000.00	0.00	0.00	0.00%
G7 Property and Liability Insurance	27,000.00	0.00	0.00	0.00%
G8 Workers Compensation Insurance	13,000.00	1,204.00	4,816.00	37.05%
G9 Election Costs	500.00	0.00	0.00	0.00%
G10 Newsletters & Public Communications	7,500.00	0.00	0.00	0.00%
TOTAL	\$128,500.00	\$7,408.71	\$25,721.25	20.02%
Debt Service				
D1 Registered Warrant Expense	\$139,000.00	\$29,476.54 **	\$29,476.54	21.21%
	\$139,000.00	\$29,476.54	\$0.00	0.00%
Engineering Expenses				
E1 General Engineering	\$25,000.00	\$1,204.63	\$4,713.43	18.85%
E2 Plan Review Engineering	35,000.00	0.00	2,200.88	6.29%
E3 Administration of Delta Levee Subventions Program	20,000.00	5,750.10	12,159.35	60.80%
E4 Periodic Levee Property Inspections and Surveys	7,500.00	0.00	0.00	0.00%
E5 Routine Levee Maintenance Consultation	15,000.00	1,185.00	1,435.00	9.57%
E6 Assessment Engineering	14,500.00	240.00	6,296.86	43.43%
E7 Lower San Joaquin River Project	15,000.00	0.00	2,572.23	17.15%
TOTAL	\$132,000.00	\$8,379.73	\$29,377.75	22.26%
TOTAL EXPENDITURES	\$754,500.00	\$71,891.01	\$181,512.49	24.06%

* \$202.00 P.O. Box Renewal; \$164.31 Toner; \$171.25 Warrant Books
 ** Payment of Registered Warrant #6460

Budget Item	Anticipated Income	Income MTD	Income YTD	% YTD
Income				
Property Taxes	\$295,000.00	\$0.00	\$2,623.90	0.89%
Interest Income	18,000.00	0.00	6,915.02	38.42%
Assessments	340,000.00	0.00	0.00	0.00%
* Subvention Reimbursement	115,000.00	0.00	151,924.00	132.11%
LSJR Project	15,000.00	0.00	0.00	0.00%
Totals	\$783,000.00	\$0.00	\$161,462.92	20.62%

* Subventions FY 24-25 = \$151,924.00

Cash On Hand

Cash Balance as of July 1, 2026	\$667,794.01
Revenues (YTD), as of September 30, 2026	160,568.54
Expenses (YTD), as of September 30, 2026	182,763.96

Fund Balance as of 10/26/2026	\$594,094.25
Proposed Warrants for 11/04/2026 Board Meeting	\$56,319.40
TOTAL CASH	\$537,774.85

Checking Account Balance as of October 24, 2026	\$16,827.48
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Reserves

Board-Designated Reserve (For District Operations Only)	100,000.00
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ITEM 6

**RECLAMATION DISTRICT NO. 1608
LINCOLN VILLAGE WEST
BOARD OF TRUSTEES MEETING
WEDNESDAY, NOVEMBER 4, 2026
8:00 A.M.
ENGINEER'S REPORT**

I. LOWER SAN JOAQUIN RIVER FEASIBILITY PROJECT

- A. Review recent developments on Reclamation District No 2119 – Wright Elmwood Tract related to the FM 50L Fourteenmile Slough project.

II. PLAN REVIEW

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EXHIBIT E: Central Delta Water Agency predicted El Nino effects memo dated October 1, 2026.

EXHIBIT F: KSN Inc. comparison of forecasted tides vs actual tides.

Exhibit A



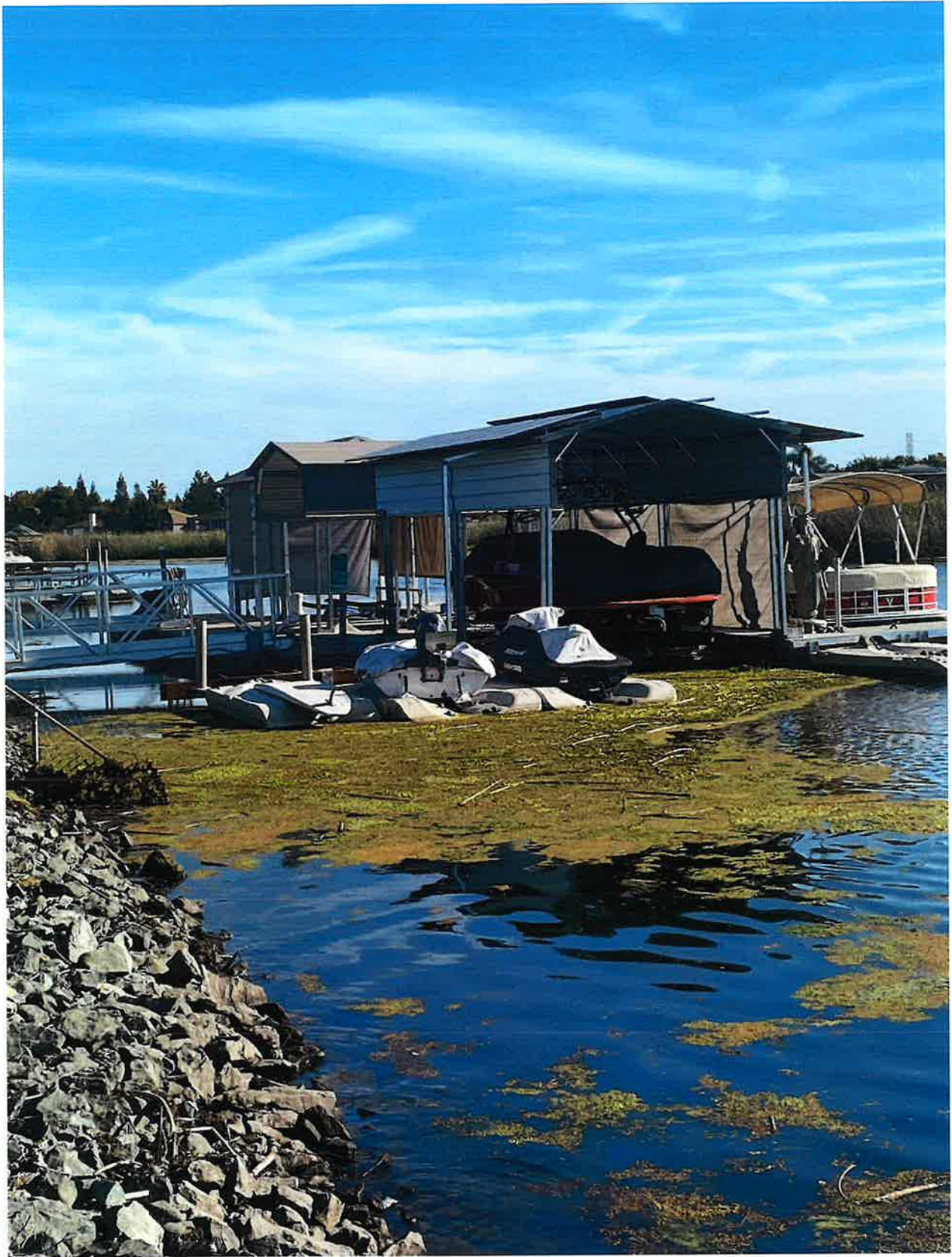






Exhibit B

**EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA**

PROCLAMATION OF A STATE OF EMERGENCY

WHEREAS in the past several years, California has experienced increasingly severe and destructive storms, including atmospheric river events that have caused widespread flooding, mud and debris flows, landslides, high winds, power outages, road and highway closures, evacuation orders, damage to homes and critical infrastructure, and disruption of essential services; and

WHEREAS climate change is intensifying these weather and hydrologic extremes in California, contributing to increasingly severe swings between drought and flooding, and heightening the risks that extreme storms pose to communities, infrastructure, natural resources, and the economy; and

WHEREAS California is entering the 2026–2027 wet season amid the ongoing development of a strong and likely historic El Niño event in the Pacific Ocean; and

WHEREAS the National Oceanic and Atmospheric Administration's National Weather Service Climate Prediction Center, in its August 13, 2026, diagnostic report, found that the El Niño event is strengthening, with a greater than 90 percent chance of a very strong event during Northern Hemisphere fall and winter of 2026–2027; and

WHEREAS the Climate Prediction Center projected a 69 percent chance that the event will reach historic strength during the October through December 2026 season, defined as a three-month Relative Oceanic Niño Index, and exceeding the strength of all prior El Niño events in the historical record beginning in 1950; and

WHEREAS the National Weather Service Climate Prediction Center has found that atmospheric conditions over the tropical Pacific are consistent with a strengthening El Niño, including changes in equatorial winds and an eastward shift in enhanced convection and rainfall toward the central and eastern Pacific, making it more likely that at least some parts of California will experience stronger storms in coming months; and

WHEREAS elevated baseline coastal water levels, combined with high tides, large waves, high surf, and coastal storms, can increase risks of coastal flooding, beach erosion, bluff erosion, transportation disruption, and damage to public and private infrastructure; and

WHEREAS California has already begun to experience effects attributed to this El Niño event, including unusual precipitation and significant coastal flooding; and

WHEREAS historical experience demonstrates that very strong El Niño events do not produce uniform statewide outcomes, but can be associated with exceptionally wet and destructive winter conditions in California; and

WHEREAS California's recent experience with atmospheric rivers, debris flows following wildfires, flash flooding, coastal erosion, inundation, and damage to transportation and flood-control infrastructure demonstrates the importance of procuring and positioning resources, clearing waterways, and taking additional actions to prepare before severe storms arrive; and

WHEREAS areas affected by recent wildfires are particularly susceptible to flash flooding, mud and debris flows, erosion, sediment transport, and road closures during high-intensity rainfall; and

WHEREAS in light of that experience, local governments, local water agencies, and local flood control authorities have requested action now to enable them to move quickly to begin preparations for preventing and responding to the impacts of potential flooding; and

WHEREAS low-income communities, farmworker families, rural residents, seniors, persons with disabilities, residents with limited transportation access, people experiencing homelessness, and communities in flood-prone, coastal, or post-fire areas may face disproportionate risks; and

WHEREAS the demonstrated potential for a very strong or historic-strength El Niño event to cause elevated coastal water levels and high-impact storms in California warrants early, coordinated, and targeted preparedness actions to protect Californians, critical infrastructure, agricultural lands, natural resources, and the State's economy; and

WHEREAS under the provisions of Government Code section 8558(b), I find that conditions of extreme peril to the safety of persons and property exist due to the developing El Niño event; and

WHEREAS under the provisions of Government Code section 8558(b), I find that the developing El Niño event is likely to cause conditions that, by reason of their magnitude, are likely to be beyond the control of the services, personnel, equipment, and facilities of any single local government and require the combined forces of a mutual aid region or regions to appropriately respond; and

WHEREAS under the provisions of Government Code section 8625(c), I find that local authority is inadequate to cope with the magnitude of the extreme peril posed by the developing El Niño event; and

WHEREAS under the provisions of Government Code section 8571, I find that strict compliance with various statutes and regulations specified in this Proclamation would prevent, hinder, or delay the mitigation of the effects of the developing El Niño event.

NOW, THEREFORE, I, GAVIN NEWSOM, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes, including the California Emergency Services Act, and in particular, Government Code section 8625, **HEREBY PROCLAIM A STATE OF EMERGENCY** to exist statewide due to the developing 2026–2027 El Niño event.

IT IS HEREBY ORDERED THAT:

1. All agencies of the state government are to utilize and employ state personnel, equipment, and facilities for the performance of any and all activities consistent with the direction of the Governor's Office of Emergency Services and the State Emergency Plan. The Governor's Office of Emergency Services shall coordinate statewide preparedness activities for potential severe weather, flooding, coastal flooding, erosion, mud and debris flows, and related impacts associated with conditions resulting from the El Niño event, including atmospheric rivers and other severe storm systems. The Governor's Office of Emergency Services shall work with local and tribal governments to support emergency planning, resource coordination, and requests for state assistance. To protect their safety, all residents are to obey the direction of emergency officials with regard to this emergency.

2. As necessary to assist local governments and for the protection of public safety and the environment, state agencies shall enter into contracts to arrange for the procurement of materials, goods, and services necessary to quickly assist with the response to and recovery from the impacts of this emergency. Applicable provisions of the Government Code and the Public Contract Code, including but not limited to travel, advertising, and competitive bidding requirements, are suspended to the extent necessary to address the effects of this emergency.
3. The California Environmental Protection Agency and the California Natural Resources Agency, including boards, departments, and offices within those agencies, are directed to prioritize work to help local agencies prepare for anticipated impacts from the El Niño event. In particular, those state agencies are directed to prioritize permitting, consultation, and technical assistance to support local efforts to prevent or mitigate impacts from anticipated or potential flooding, landslides, and mud and debris flows, including local efforts to expedite levee and other flood management infrastructure repairs, vegetation management, debris removal, sediment management, bridge scour protection, and channel-capacity improvements. State agencies are directed to work with local agencies to issue any necessary permits or other approvals for such efforts as quickly as possible, including by identifying and invoking existing emergency authorities or other pathways for streamlined review. On or before October 16, 2026, the Secretary for Environmental Protection and the Secretary of the Natural Resources Agency shall submit a joint recommendation to my office as to whether further action or emergency suspensions are necessary to support and expedite this work.
4. The Governor's Office of Emergency Services shall coordinate the State's preparation for and response to the developing El Niño event, including by working with the Department of Water Resources and other appropriate government agencies to prepare to pre-position personnel, equipment, supplies, commodities, and other resources based on forecast conditions, local needs, and identified risks. In particular, this work shall draw on the Department of Water Resources' guidance regarding flood-risk-reduction activities.
5. The Department of Water Resources shall take appropriate action to procure, maintain, stage, pre-position, distribute, and replenish flood-fight supplies, equipment (including, but not limited to, sandbags, riprap and other rock materials, plastic sheeting, and pumps), and other materials necessary to support statewide flood preparedness, response, and protective actions in connection with the El Niño event. The Department of Water Resources shall coordinate with appropriate government agencies to identify priority areas for flood-fight material staging and plans to make these materials available where they are needed, when they are needed.
6. The Department of Water Resources, through its Division of Safety of Dams, shall conduct outreach to owners of jurisdictional dams regarding potential severe conditions during the El Niño event and shall reiterate to dam owners their responsibilities to inspect, operate, maintain, repair, and safely manage their dams and appurtenant structures in accordance

with applicable law, permit conditions, emergency action plans, and directives of the Division of Safety of Dams.

7. The Governor's Office of Emergency Services, in coordination with the Department of Water Resources, shall conduct outreach to counties, cities, and relevant local agencies that are responsible for levees, flood-control facilities, and associated structures that may be vulnerable to impacts of the El Niño event to take appropriate actions to procure, maintain, stage, pre-position, distribute, and replenish flood-fight supplies, commodities, equipment, and materials necessary to support flood preparedness, response, and protective actions.
8. The Department of Water Resources, in coordination with the State Water Resources Control Board, shall conduct outreach and education to advance groundwater recharge projects and to use flood flows to recharge groundwater aquifers under existing law with the goal of reducing flood impacts and strengthening local water supplies.
9. Consistent with Paragraph 3 of this Proclamation, the Coastal Commission is directed to expedite review and action on proposed development by coastal communities to prepare for the impacts of this El Niño event. Coastal communities are encouraged to submit permit applications, as appropriate, to facilitate timely Coastal Commission review, technical assistance, and other support for El Niño preparations. After an application is received, the Commission shall respond with notification of any incomplete items within five days. After an application is complete, it shall be scheduled for hearing at the next Commission meeting. For emergency permit requests, the Commission shall accept both written and oral requests to its district offices. When necessary to address an urgent need related to this emergency, the Commission shall take action on emergency permit requests as quickly as possible and within twenty-four hours of receipt.
10. The California Department of Transportation and California State Transportation Agency shall identify those state highways, bridges, culverts, drainage facilities, slopes, and other transportation infrastructure most at risk of flooding, erosion, debris flows, rockslides, mudslides, or other significant impacts from severe storms caused by the El Niño event, and transmit to the Governor's Office of Emergency Services a prioritized list of projects to address such risks within 30 days of this Proclamation.
11. The California Department of Transportation shall develop plans to pre-position personnel and materials (including directional signage, traffic-control devices, road-closure devices, warning signs, delineators, emergency communications equipment, and other resources) at or near locations that may be identified as at risk of severe impacts from the El Niño event. This shall include plans to prepare and pre-position snow-removal, snow-control, and ice-control equipment as appropriate, including snowplows, snow blowers, graders, loaders, chain-control equipment, salt, sand, and other materials necessary to maintain safe travel and restore access on state highways during the El Niño event.
12. The Adjutant General and the California Military Department shall, in coordination with the Director of the Governor's Office of Emergency

Services, identify California National Guard personnel, equipment, and capabilities that may be available to support state and local emergency operations, if activated or tasked, in relation to this El Niño event. Such planning shall include readiness for high-water vehicle operations; aviation operations, including reconnaissance, search and rescue, transport, and heavy-lift support, as appropriate; engineering support; emergency communications; transportation and logistics; evacuation support; flood-fight activities; debris removal and route clearance; commodity distribution; shelter support; and other life-safety and emergency-support missions.

13. California Volunteers, in coordination with the Governor's Office of Emergency Services and other appropriate agencies, shall prepare to mobilize volunteers and trained service members, consistent with their training, mission, safety requirements, and applicable law, to support state and local preparedness, response, and recovery activities in connection with the El Niño event.
14. The California Conservation Corps shall prepare to deploy Corpsmembers, consistent with its statutory mission, training, available resources, safety requirements, and applicable law, to support severe weather preparedness and response activities in connection with the El Niño event.
15. The California Energy Commission, the Office of Energy Infrastructure Safety, and the State Water Resources Control Board and regional water quality control boards are directed, and the California Public Utilities Commission is requested, to coordinate, consistent with their respective authorities, with electrical, natural-gas, water, wastewater, telecommunications, transportation, and other critical-service providers to enhance readiness and support timely restoration of essential services following storm impacts.
16. The Governor's Office of Emergency Services, in consultation with relevant state agencies, shall expand accessible, multilingual public preparedness communications related to severe weather, flooding, emergency alerts, evacuation readiness, power outages, safe travel, disaster assistance, and household emergency planning.
17. Agencies under my direct authority shall cooperate in their response to this emergency. Other agencies are requested to assist in responding to this emergency, as appropriate.
18. The restrictions set forth in Penal Code section 396, which are automatically triggered upon proclamation of a state of emergency, are suspended, and no such restrictions are imposed, with respect to this El Niño event, at this time.

I FURTHER DIRECT that as soon as hereafter possible, this Proclamation be filed in the Office of the Secretary of State and that widespread publicity and notice be given of this Proclamation.

This Proclamation is not intended to, and does not, create any rights or benefits, substantive or procedural, enforceable at law or in equity, against the State of California, its agencies, departments, entities, officers, employees, or any other person.

IN WITNESS WHEREOF I have
hereunto set my hand and caused
the Great Seal of the State of
California to be affixed this 21st day
of September 2026.

A handwritten signature in black ink, appearing to read 'Gavin Newsom', written over a horizontal line.

GAVIN NEWSOM
Governor of California

ATTEST:

SHIRLEY WEBER, PH. D
Secretary of State

EXHIBIT C

**EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA**

EXECUTIVE ORDER N-14-26

WHEREAS on September 21, 2026, I proclaimed a State of Emergency to exist statewide due to the 2026–2027 El Niño event; and

WHEREAS in the weeks since that proclamation, California has already experienced significant impacts linked to El Niño, including severe coastal flooding and unusual precipitation caused by Tropical Storm Rachel; and

WHEREAS El Niño has continued to strengthen significantly, and has not yet reached its peak; and

WHEREAS although no particular storm can be predicted months in advance, forecasts continue to project wet conditions for California during the fall and winter, leading to heightened risk of flooding, debris flows, and similar impacts; and

WHEREAS elevated sea levels and high surf additionally raise the risk of further coastal flooding and erosion, particularly when combined with potential fall and winter storms; and

WHEREAS public agencies throughout the state have warned that preparations to mitigate these impacts must begin now if they are to be ready in time for potential fall and winter storms; and

WHEREAS when I proclaimed a State of Emergency, I directed the California Environmental Protection Agency and the California Natural Resources Agency to prioritize work to help local agencies prepare to mitigate the anticipated impacts of El Niño; and

WHEREAS I further directed the Secretary for Environmental Protection and the Secretary of the Natural Resources Agency to submit a joint recommendation as to whether further emergency suspensions or other actions are necessary to support and expedite this work; and

WHEREAS the California Environmental Protection Agency and the California Natural Resources Agency have since engaged with flood control districts and other local agencies to support their preparations for the anticipated impacts of El Niño and to identify further ways to support and expedite this work; and

WHEREAS the suspension of certain state statutes and regulations (subject to approval by the Secretary of the Natural Resources Agency, and subject to other conditions to protect public health and the environment) will support critical work to mitigate the expected impacts of El Niño, including by preparing flood-control infrastructure and other infrastructure for flooding, landslides, mud and debris flows, erosion, and other impacts related to El Niño; and

WHEREAS the suspension of certain planning requirements imposed by section 1242.1(a)(1) of the Water Code will allow the diversion of potentially dangerous floodflows by agencies that have not yet completed those

planning requirements but would otherwise be authorized to divert floodflows; and

WHEREAS the deferral of certain fees and the suspension of certain timelines under title 23 of the California Code of Regulations will allow the Central Valley Flood Protection Board to prioritize and expedite applications for permits to mitigate the anticipated impacts of El Niño; and

WHEREAS the suspension of section 30600 of the Public Resources Code, to the extent it would otherwise apply to the creation or placement of sand berms and sandbags, will facilitate the use of sand berms and sandbags to mitigate the anticipated impacts of El Niño; and

WHEREAS the State Water Resources Control Board has adopted an emergency permit to expedite certain projects upon proclamation of a state of emergency, which the State Water Board and Regional Water Quality Control Boards will continue using to help municipalities, flood control districts, and other local agencies prepare for the anticipated impacts of El Niño; and

WHEREAS under the provisions of Government Code section 8571, I find that strict compliance with various statutes and regulations specified in this Order would prevent, hinder, or delay the mitigation of the effects of the El Niño event.

NOW, THEREFORE, I, GAVIN NEWSOM, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes, including the California Emergency Services Act, and in particular, Government Code sections 8567, 8571, and 8627, do hereby issue the following Order to become effective immediately.

IT IS HEREBY ORDERED THAT:

1. Subject to review and approval by the Secretary of the Natural Resources Agency or his designee, consistent with Paragraph 2, and subject to the further conditions in Paragraphs 3 and 4:

State statutes, rules, regulations, and requirements that fall within the jurisdiction of boards, commissions, councils, departments, and offices within the California Natural Resources Agency are hereby suspended to the extent necessary to expedite or otherwise support action by a public agency to prevent or mitigate impacts from flooding (including coastal flooding), landslides, mud and debris flows, or erosion (including coastal erosion) anticipated to be caused by El Niño. Such action includes, but is not limited to, local efforts to repair levees, dams, and other flood management infrastructure; the management or removal of sediment, vegetation, or debris, or similar measures to improve channel capacity; and the protection of bridges, sea walls, and other structures.

Statutes and regulations subject to suspension under this Paragraph 1 include, but are not limited to, Division 13 (commencing with section 21000) of the Public Resources Code; Chapter 10 (commencing with section 1900) and Chapter 11.5 (commencing with section 1927) of Division 2 of the Fish and Game Code; Chapter 6 (commencing with section 1600) of Division 2 of the Fish and Game Code; Chapter 1.5 (commencing with section 2050) of Division 3 of the Fish and Game

Code; sections 3503, 3503.5, 3511, 4700, 5050, 5515, 5901, and 5948 of the Fish and Game Code, and section 5504 of the Fish and Game Code to the extent it imposes a 30-day limit on authorizations pursuant to that section; Division 35 (commencing with section 85000) of the Water Code; and any regulations adopted pursuant to any of the foregoing statutes.

2. Persons or other entities that desire to conduct activities under the suspension of statutes, rules, regulations, or requirements specified in Paragraph 1 shall first request that the Secretary of the Natural Resources Agency (or his designee) make a determination that the proposed activities are eligible to be conducted under the suspension. The Secretary (or his designee) shall use sound discretion in applying his authority under Paragraph 1 to ensure that the suspension serves the purpose of mitigating the anticipated impacts of El Niño, while also protecting public health and the environment. The California Natural Resources Agency shall maintain on its public website a list of all suspensions approved under Paragraph 1.
3. Any suspension under Paragraph 1 shall be subject to all of the following conditions, as applicable:
 - a. If the suspension applies to the removal of sediment, vegetation, or debris, or similar measures to improve channel capacity, such action shall be conducted in a manner that:
 - i. Does not involve excavation resulting in the creation of a new low-flow channel—i.e., a new channel that may split water from existing channels and reduce passage for fish once flows diminish—that did not exist prior to September 21, 2026;
 - ii. Serves either to reestablish a functional low-flow channel or to clear sediment or debris from the stream channel near bridges or other structures;
 - iii. Maintains the natural contour of the relevant stream or other waterway, including the downstream slope of the flow line;
 - iv. Does not impede fish passage or cause fish stranding;
 - v. For the removal of sediment or vegetation from the channel of a stream or other waterway, is limited to portions of the channel that are dry; and
 - vi. Does not remove more than thirty percent, per mile, of native vegetation from the channel and bank of a stream or other waterway.
 - b. If the suspension applies to the repair of levees, the levees shall either be set back from their previous location (increasing channel capacity) or be rebuilt as they existed prior to September 21, 2026.
 - c. If the suspension applies to the repair of a dam, it shall not apply in any way to the construction of a new dam or to the raising of an

existing dam beyond the height for which it was authorized as of September 21, 2026.

- d. The action shall not involve disposal or placement of sediments or debris into waters of the state or at locations or in a manner where sediments or debris may be washed into waters of the state by rainfall or runoff.
 - e. The action shall be accompanied by reasonable, feasible measures to minimize impacts to all of the following, as applicable:
 - i. Listed or protected species;
 - ii. Nesting birds; and
 - iii. Beneficial uses of any impacted waterways and other bodies of water.
 - f. If the Delta Reform Act (including regulations adopted pursuant thereto) is to be suspended, in whole or in part, with respect to an action, the suspension shall not apply in any way to the Delta Conveyance Project.
4. No suspension under Paragraph 1 may remain in effect after January 31, 2027, unless that date is extended by future Executive Order.
5. In addition to suspensions pursuant to Paragraph 1, the following statutes and regulations are suspended as applied to actions to mitigate the anticipated impacts of El Niño:
- a. Section 1242.1(a)(1) of the Water Code, to the extent it requires the adoption of a local plan of flood control or consideration of flood risk in a general plan as a prerequisite for the diversion of floodflows pursuant to section 1242.1. This suspension applies only to local or regional agencies that are otherwise able to comply with the notice requirement in section 1242.1(a)(1) and that would otherwise be authorized to divert floodflows under section 1242.1.
 - b. The following sections of title 23 of the California Code of Regulations:
 - i. Section 8, to the extent it requires submission of the required fee prior to the Central Valley Flood Protection Board's review of an application or issuance of a permit.
 - ii. Section 9, to the extent it imposes timelines in connection with the Central Valley Flood Protection Board's review of applications or issuance of permits, so that the Board may prioritize applications for permits related to the anticipated impacts of El Niño. The Board is directed to review such applications and (as appropriate) issue such permits as quickly as possible.
 - c. Section 30600 of the Public Resources Code, to the extent it would otherwise apply to the creation or placement of sand berms and

sandbags to mitigate flooding, erosion, or other impacts in the coastal zone.

6. The California Environmental Protection Agency and the California Natural Resources Agency—in consultation with the Governor's Office of Emergency Services, the Department of Finance, and other relevant public agencies—are directed to continue to remain vigilant for obstacles that may inhibit efforts to mitigate the anticipated impacts of El Niño, and to bring any such obstacles to my office's attention as appropriate for potential further action.

I FURTHER DIRECT that as soon as hereafter possible, this Order be filed in the Office of the Secretary of State and that widespread publicity and notice be given of this Order.

This Order is not intended to, and does not, create any rights or benefits, substantive or procedural, enforceable at law or in equity, against the State of California, its agencies, departments, entities, officers, employees, or any other person.

IN WITNESS WHEREOF I have
hereunto set my hand and caused
the Great Seal of the State of
California to be affixed this 27th day
of October 2024.



CAVIN NEWSOM
Governor of California

ATTEST:

SHIRLEY N. WEBER, Ph.D.
Secretary of State

EXHIBIT D

(<https://ca.gov>)



✉ (mailto:?
subject=El%20Ni%C3%B1o%20Storm%20Preparation&body=%0ahttps%3A%2F%2Fresources.ca.gov%2Fconnectwithus%2FEl-Nino-Storm-Preparation%0a%0a)

Contact Us (/About-Us/Who-We-Are) ⚙ Settings Translate



< Connect With Us (<https://resources.ca.gov/connectwithus>)

El Niño Storm Preparation

El Niño Storm Preparation



Public agencies seeking authorization from the Natural Resources Secretary for Preparation Activities must download the below Request for Emergency Suspension Authorization and send it to StormPrepSuspensions@resources.ca.gov (mailto:StormPrepSuspensions@resources.ca.gov).

Download the Request for Emergency Suspension Authorization (/-/media/CNRA-Website/Files/Connect-With-Us/El-Nino-CNRA-Suspension-Request-Form.pdf)

Overview

On September 21, 2026, Governor Newsom proclaimed a State of Emergency (https://www.gov.ca.gov/wp-content/uploads/2026/09/ATTESTED_Super-El-Nino-SOE-9-21-26.pdf) to exist statewide for the developing 2026-2027 El Niño event. On October 27, 2026, Governor Newsom issued Executive Order N-14-26 (https://www.gov.ca.gov/wp-content/uploads/2026/10/FINAL_El-Nino-EO-10.27.26-SIGNED-.pdf).

The Executive Order suspends state statutes, rules, regulations, and requirements that fall within the jurisdictions of the boards, commission, councils, departments, and offices within the California Natural Resources Agency to the extent necessary to expedite or otherwise support action by a public agency to prevent or mitigate impacts from flooding (including coastal flooding), landslides, mud and debris flows, or erosion (including coastal erosion) anticipated to be caused by El Niño. Such action includes, but is not limited to, local efforts to repair levees, dams and other flood management infrastructure; the management or removal of sediment, vegetation, or debris, or similar measures to improve channel capacity; and the protection of bridges, sea walls, and other structures.

The Executive Order requires public agencies that desire to conduct such activities under the suspension to first request that the California Natural Resources Secretary, or the Secretary's designee, to make a determination that the proposed activities are eligible to be conducted under this suspension. The Secretary shall use sound discretion in applying the Secretary's authority to ensure that the secretarial suspension authorization serves the purposes of mitigating the anticipated impacts of El Niño, while also protecting public health and the environment. The Executive Order further requires that any activities performed under the suspension be in accordance with the conditions and other measures, as listed below.

Authorized Suspensions

Applicants may request the suspension of statutes and regulations within the jurisdiction of the California Natural Resources Agency and its boards, commissions, councils, departments, and offices. These include, but are not limited to, the following:

ENVIRONMENTAL QUALITY - CNRA

California Environmental Quality Act, Division 13 (commencing with §21000), Public Resources Code.

WILDLIFE – California Department of Fish and Wildlife

1. California Endangered Species Act, Chapter 1.5 (commencing with § 2050) of Division 3, Fish and Game Code (FGC) and regulations adopted pursuant to that Chapter.
2. FGC § 1600 et seq.; Lake or Streambed Alteration Agreement, notification of significant alteration to stream channel, bank, or bed.
3. FGC § 1900 et seq.; Native Plant Protection Act.
4. FGC § 1927 et seq.; Western Joshua Tree Conservation Act.
5. FGC § 3503 and § 3503.5; Protection for bird nests and eggs and birds of prey.
6. FGC § 3511; California Fully Protected Birds.
7. FGC § 3513; California Migratory Bird Protection Act.
8. FGC § 4700; California Fully Protected Mammals.
9. FGC § 5050; California Fully Protected Reptiles and Amphibians.
10. FGC §5504; 30-day deadline on authorization of take of marine resources.
11. FGC § 5515; California Fully Protected Fish.
12. FGC § 5901; Fish passage.
13. FGC § 5948; Obstruction of streams.

WATER – Delta Stewardship Council

Delta Reform Act, Part 1 (commencing with §85000) of Division 35, Water Code and regulations adopted pursuant to that Part.

Conditions

Preparation Activities are subject to all the following conditions, as applicable:

- a. If the suspension applies to the removal of sediment, vegetation, or debris, or similar measures to improve channel capacity, such action shall be conducted in a manner that:
 - i. Does not involve excavation resulting in the creation of a new low-flow channel – i.e., a new channel that may split water from existing channels and reduce passage for fish once flows diminish - that did not exist prior to September

21, 2026;

- ii. Serves either to reestablish a functional low-flow channel or to clear sediment or debris from the stream channel near bridges or other structures;
 - iii. Maintains the natural contour of the relevant stream or other waterway, including the downstream slope of the flow line;
 - iv. Does not impede fish passage or cause fish stranding;
 - v. For the removal of sediment or vegetation from the channel of a stream or other waterway, is limited to portions of the channel that are dry; and
 - vi. Does not remove more than thirty percent, per mile, of native vegetation from the channel and bank of a stream or other waterway.
- b. If the suspension applies to the repair of levees, the levees shall either be set back from their previous location (increasing channel capacity) or be rebuilt as they existed prior to September 21, 2026.
- c. If the suspension applies to the repair of a dam, it shall not apply in any way to the construction of a new dam or to the raising of an existing dam beyond the height for which it was authorized as of September 21, 2026.
- d. The action shall not involve disposal or placement of sediments or debris into waters of the state or at locations or in a manner where sediments or debris may be washed into waters of the state by rainfall or runoff.
- e. The action shall be accompanied by reasonable measures, feasible to minimize impacts to all of the following, as applicable:
- i. Listed or protected species;
 - ii. Nesting birds; and
 - iii. Beneficial uses of any impacted waterways and other bodies of water.
- f. If the Delta Reform Act (including regulations adopted pursuant thereto) is to be suspended, in whole or in part, with respect to an action, the suspension shall not apply in any way to the Delta Conveyance Project.
- g. The action is completed by January 31, 2027, unless that date is extended by future Executive Orders.

CAMPAIGNS

- Register to Vote (<https://registertovote.ca.gov/>)
- Save Our Water (<https://saveourwater.com/>)
- Flex Alert (<http://www.flexalert.org/>)

MISSION STATEMENT

We are on a mission to help all Californians and nature thrive together. Home to over 25,000 employees, our Agency protects, manages, and restores the state's environment and its vast natural, cultural, and historical resources. We advance this work with science as our foundation and inclusion and collaboration as our guiding principles.



Gavin Newsom
California Governor
[Governor's website](#)



Wade Crowfoot
Secretary for Natural Resources
[Visit His Webpage](#)

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EXHIBIT E



CENTRAL DELTA WATER AGENCY

235 East Weber Avenue • P.O. Box 1461 • Stockton, CA 95201
Phone (209) 465-5883 • Fax (209) 465-3956

DIRECTORS

*George Biagi, Jr.
Rudy Mussi
Edward Zuckerman*

COUNSEL

*Dante John Nomellini
Dante John Nomellini, Jr.*

October 1, 2026

Predicted EL NINO Possible Increases in Delta Water Elevations

The so called Super EL NINO is reportedly causing an increased elevation of water at the Golden Gate which could be resulting in some increase in elevation in the Delta pool. This could be significant. I could not verify that it is already taking place.

The annual tide predictions and other data that I previously monitored are no longer available. The customary annual tide tables are not available. Tide gauges are not always reliable and there are occasional Datum changes. Tide gauges are typically tied to separate benchmarks which are not correlated with other tide gauges.

Tide predictions from the NOAA website are limited to 31 days. Attached are those for the San Francisco Golden Gate, Alameda and Ward's Island which is near the VNI Gauge).

I have also attached a one year print out of the data for the Venice Gauge (VNI) for portions of 2024, 2025 and 2026.

Aside from what we see now there is very high probability of a very strong El Nino into January which could be coupled with so called atmospheric rivers (heavy rains) and King Tides (seasonal high tide) extending even longer. See attached El Nino strength probability chart and summary discussion.

Although there is uncertainty the warnings cannot be ignored and the Governor has Proclaimed a State of Emergency suspending bid requirements and other impairments to levee and drainage system flood protection work and measures. Local agencies should adopt their own Emergency Declarations and do as much preventative work as possible as soon as possible. The Governor's proclamation and a sample local declaration form are attached.

Also attached is a copy of my attempt at correlating past flood events with the readings at the Venice Gauge (VNI). The Datums get changed without correlation to local historic flood elevations and there are errors in measurements. Actual flood elevations change with location and time. The upward trend of water levels over the historic conditions is what we need to watch. Your local observation of your own land and water marks will be more reliable than gauge readings and predictions.

The levee engineer can provide a better estimate of the yet uncertain potential increase of water level against your levees.

**THERE ARE MANY UNKNOWNNS BUT THE PROBABILITES FROM THE EXPERTS
ARE MUCH HIGHER THAN IN THE PAST AND SHOULD NOT BE IGNORED**

INSPECT YOUR SYSTEMS AND PREPARE FOR A FLOOD FIGHT

The Sheriff is responsible for evacuation and in the event of a flood blocking evacuation routes those occupants in low lying areas may have to shelter in place or get to high ground (likely levee), or second floor or even attic to roof on residential and other structures. The extent of local outreach is in the hands of OES and the Sheriff's Department.

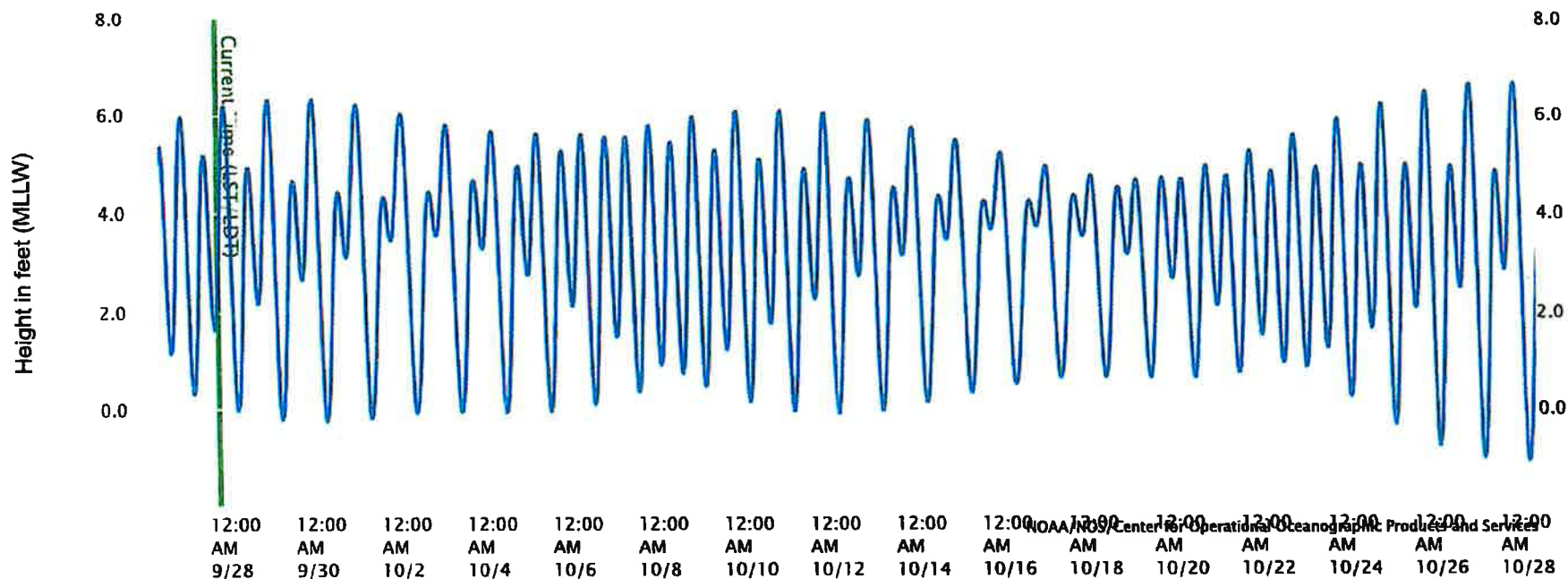
October 1, 2026

Prepared by Dante John Nomellini



[Help](#) [Print](#)

NOAA/NOS/CO-OPS
Tide Predictions at 9414290, San Francisco CA
From 2026/09/27 12:00 AM LST/LDT to 2026/10/28 11:59 PM LST/LDT



Note: The interval is High/Low, the solid blue line depicts a curve fit between the high and low values and approximates the segments between.
Disclaimer: These data are based upon the latest information available as of the date of your request, and may differ from the published tide tables.

High/Low Tide Prediction Data Listing

Station Name: San Francisco, CA
Action: Daily
Product: Tide Predictions
Start Date & Time: 2026/9/27 12:00 AM
End Date & Time: 2026/10/28 11:59 PM

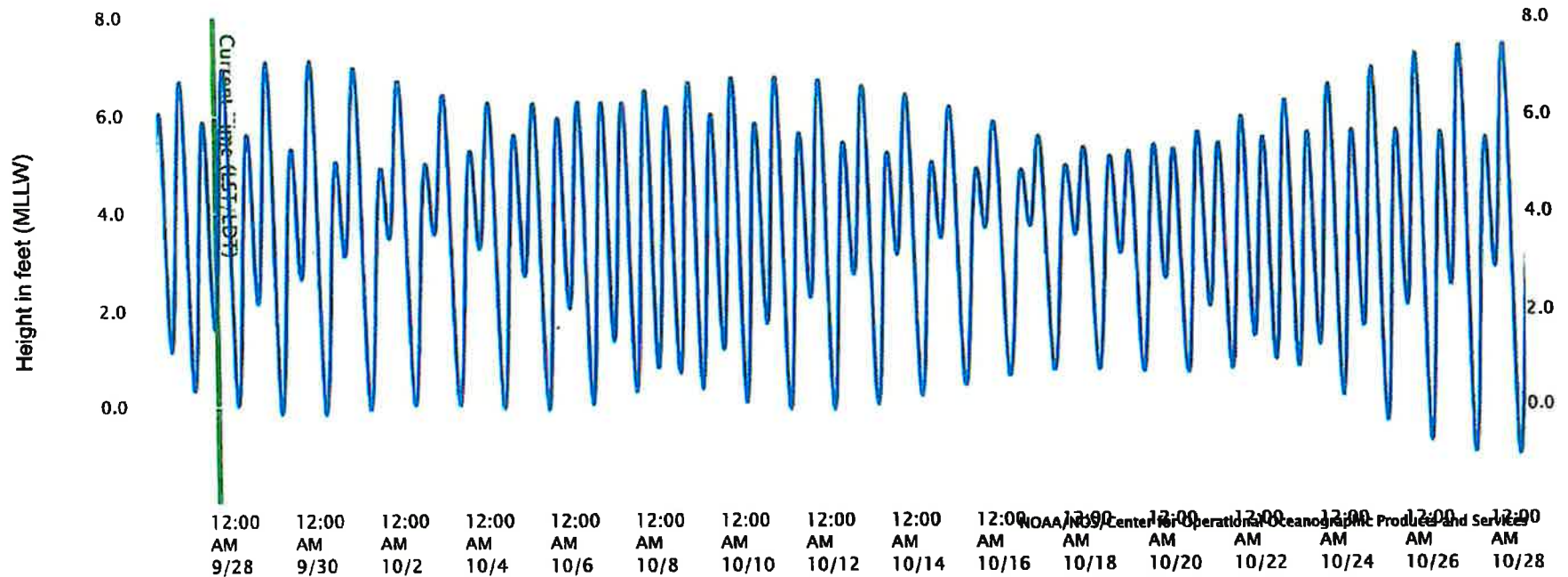
Source: NOAA/NOS/CO-OPS
Prediction Type: Harmonic
Datum: MLLW
Height Units: Feet
Time Zone: LST/LDT

Date	Day	Time	Hgt	Time	Hgt	Time	Hgt	Time	Hgt
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[Help](#) [Print](#)

NOAA/NOS/CO-OPS
Tide Predictions at 9414750, Alameda CA
From 2026/09/27 12:00 AM LST/LDT to 2026/10/28 11:59 PM LST/LDT



Note: The interval is High/Low, the solid blue line depicts a curve fit between the high and low values and approximates the segments between.
Disclaimer: These data are based upon the latest information available as of the date of your request, and may differ from the published tide tables.

High/Low Tide Prediction Data Listing

Station Name: Alameda, CA
Action: Daily
Product: Tide Predictions
Start Date & Time: 2026/9/27 12:00 AM
End Date & Time: 2026/10/28 11:59 PM

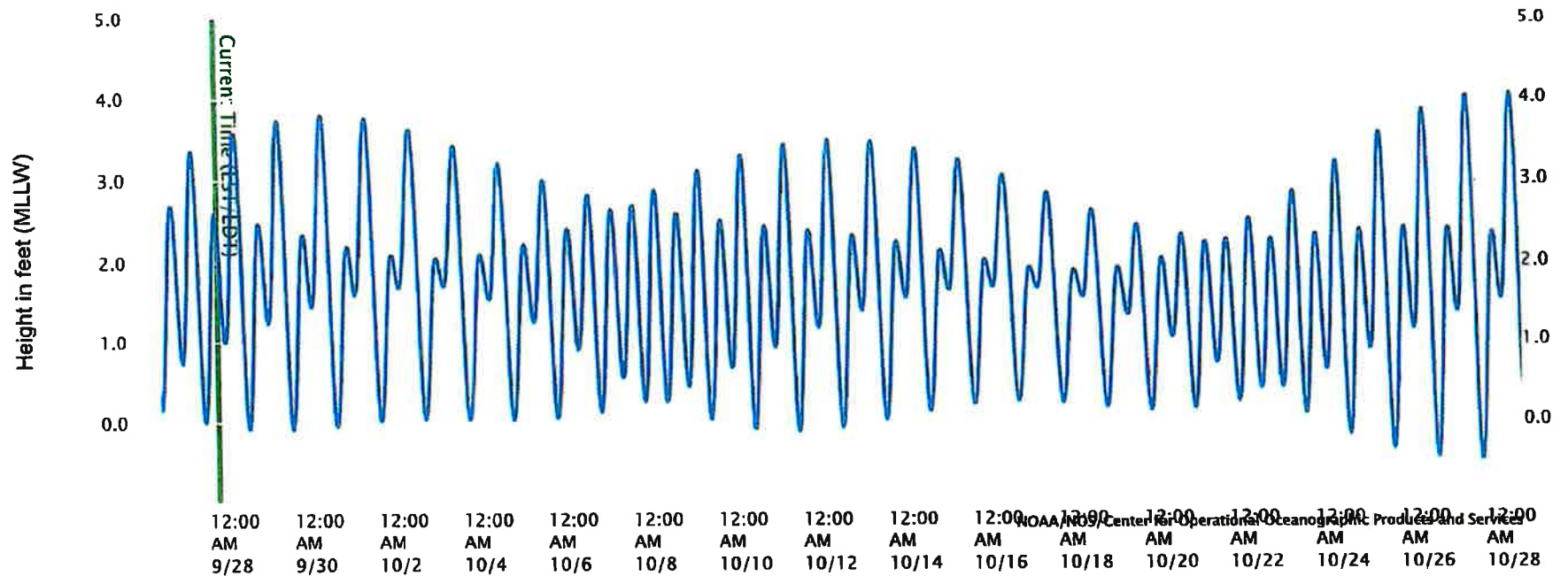
Source: NOAA/NOS/CO-OPS
Prediction Type: Harmonic
Datum: MLLW
Height Units: Feet
Time Zone: LST/LDT

Date	Day	Time	Hgt	Time	Hgt	Time	Hgt	Time	Hgt
------	-----	------	-----	------	-----	------	-----	------	-----



[Help](#) [Print](#)

NOAA/NOS/CO-OPS
Tide Predictions at 9415105, WARDS ISLAND, SAN JOAQUIN RIVER CA
From 2026/09/27 12:00 AM LST/LDT to 2026/10/28 11:59 PM LST/LDT



Note: The interval is High/Low, the solid blue line depicts a curve fit between the high and low values and approximates the segments between.
Disclaimer: These data are based upon the latest information available as of the date of your request, and may differ from the published tide tables.

High/Low Tide Prediction Data Listing

Station Name: WARDS ISLAND, SAN JOAQUIN RIVER, CA

Action: Daily

Product: Tide Predictions

Start Date & Time: 2026/9/27 12:00 AM

End Date & Time: 2026/10/28 11:59 PM

Source: NOAA/NOS/CO-OPS

Prediction Type: Harmonic

Datum: MLLW

Height Units: Feet

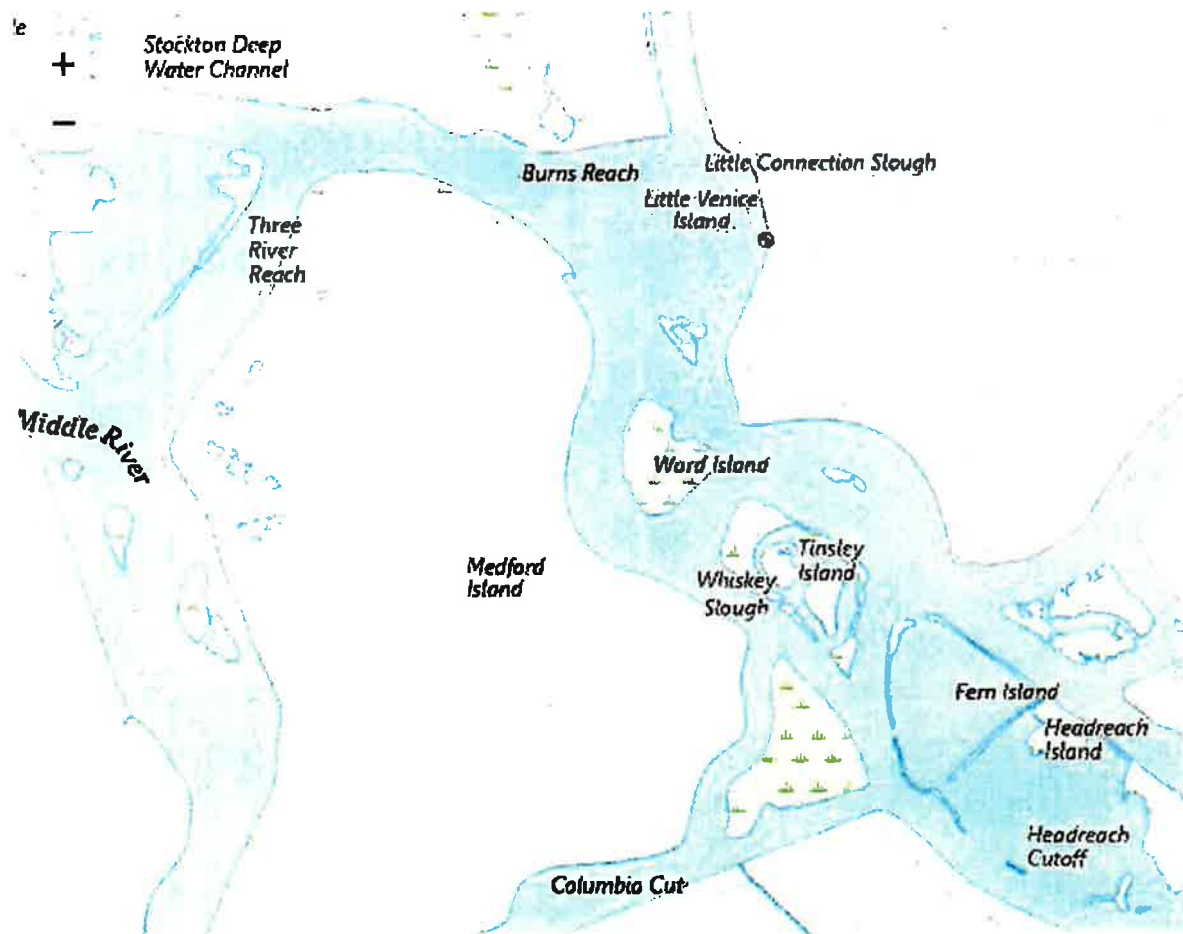
Time Zone: LST/LDT

Date	Day	Time	Hgt	Time	Hgt	Time	Hgt	Time	Hgt
------	-----	------	-----	------	-----	------	-----	------	-----

Home / California / San Joaquin / Islands / Ward Island

Ward Island Topo Map in San Joaquin County CA

[Buy This Printed Topo Map](#)

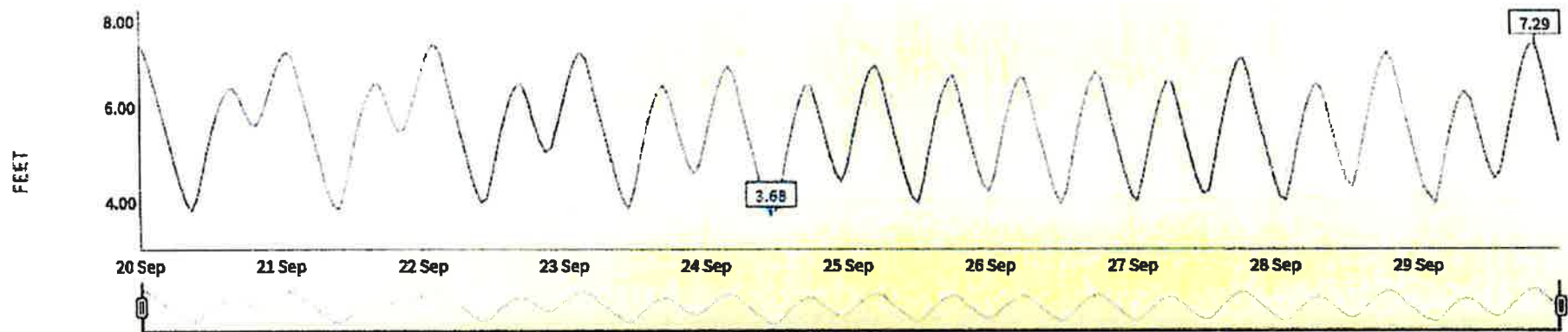


SAN JOAQUIN RIVER AT VENICE ISLAND (VNI)

Date from 09/20/2026 00:00 through 09/30/2026 00:00 Duration: 10 days
Max of period: (09/29/2026 20:00.7.29) Min of period: (09/24/2026 11:00. 3.68)

SENSOR ID: 1684

— RIV STG FEET



Generated on Wed Sep 30 2026 11:12:05 GMT-0700 (Pacific Daylight Time)

[Plot all VNI Sensors](#) [Real-Time VNI Data](#) [Daily VNI Data](#) | [Show VNI Map](#) | [VNI Info](#)

Drag the handles on the slider at the bottom of the plot to zoom in.

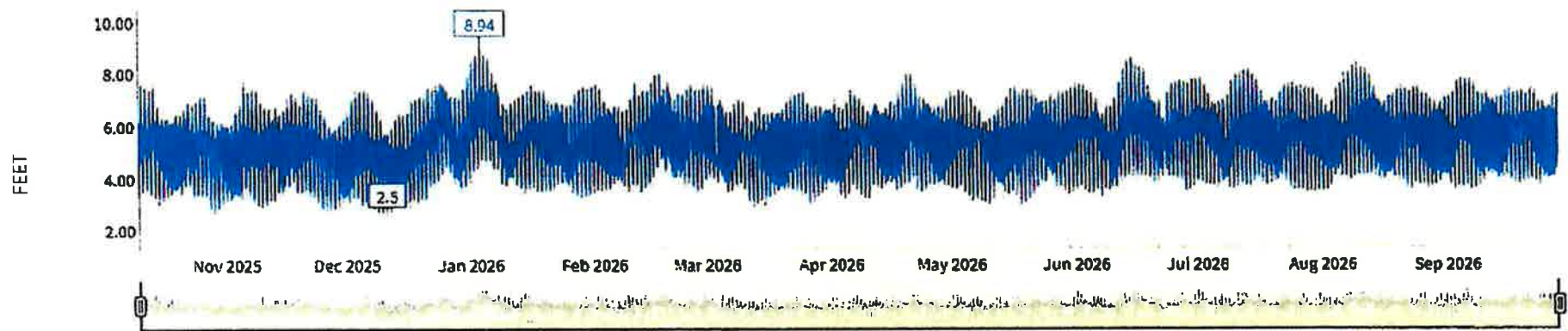
Plot from ending date: ☐ Span: days

SAN JOAQUIN RIVER AT VENICE ISLAND (VNI)

Date from 10/10/2025 00:00 through 09/29/2026 00:00 Duration: 354 days
Max of period: 01/03/2026 16:30, 8.94; Min of period: 12/11/2025 04:45, 2.50

SENSOR ID: 16660

— RIV STG FEET



Generated on Tue Sep 29 2026 16:48:17 GMT-0700 (Pacific Daylight Time)

Plot all VNI Sensors | Real-Time VNI Data | Daily VNI Data | Show VNI Map | VNI Info

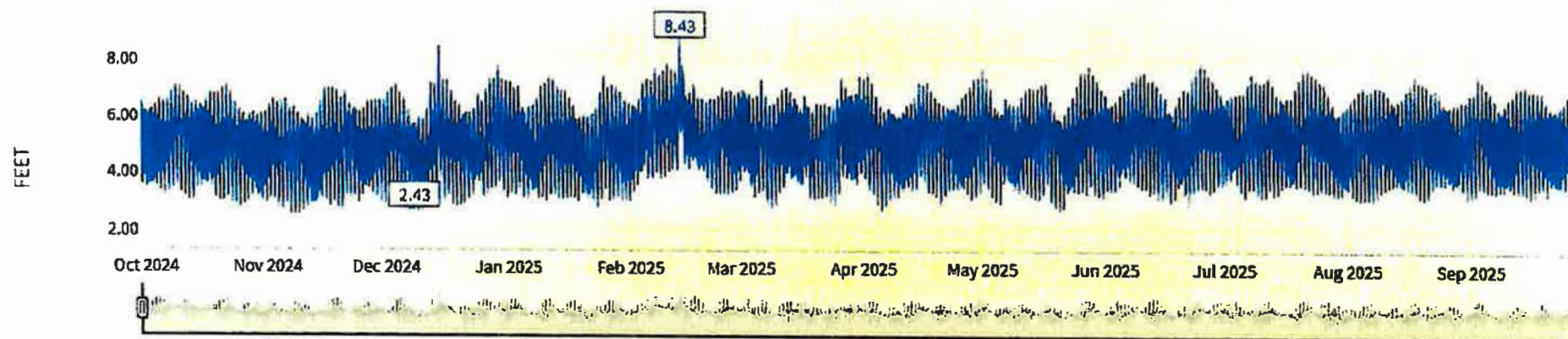
Drag the handles on the slider at the bottom of the plot to zoom in.

SAN JOAQUIN RIVER AT VENICE ISLAND (VNI)

Date from 09/30/2024 00:00 through 09/29/2025 00:00 Duration: 364 days
Max of period: (02/13/2025 17:15, 8.43) Min of period: (12/08/2024 04:45, 2.43)

SENSOR ID: 16660

— RIV STG FEET



Generated on Tue Sep 29 2026 16:45:09 GMT-0700 (Pacific Daylight Time)

[Plot all VNI Sensors](#) [Real-Time VNI Data](#) [Daily VNI Data](#) | [Show VNI Map](#) [VNI Info](#)

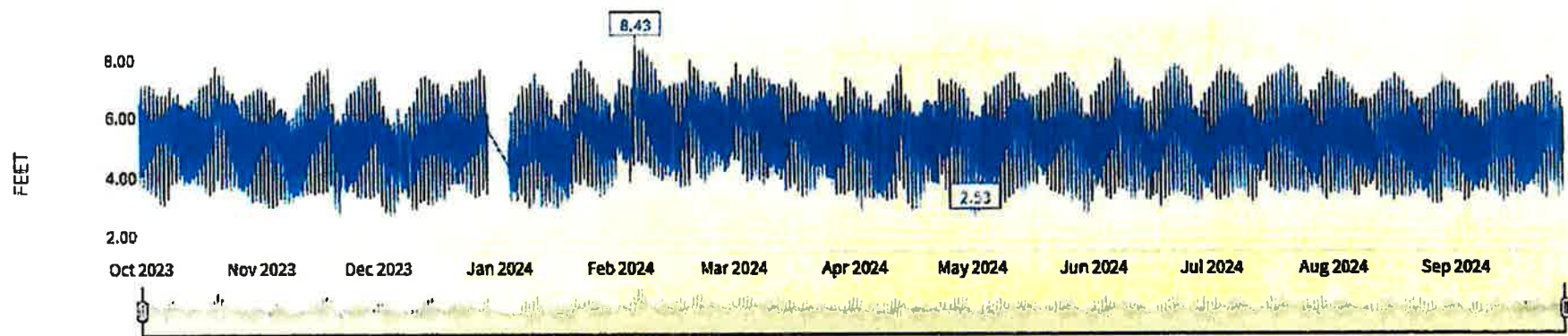
Drag the handles on the slider at the bottom of the plot to zoom in

SAN JOAQUIN RIVER AT VENICE ISLAND (VNI)

Date from 10/01/2023 00:00 through 09/29/2024 00:00 Duration: 364 days
Max of period: {02/05/2024 12:30, 8.43} Min of period: {05/01/2024 19:30, 2.53}

SENSOR ID: 16660

— RIV STG FEET



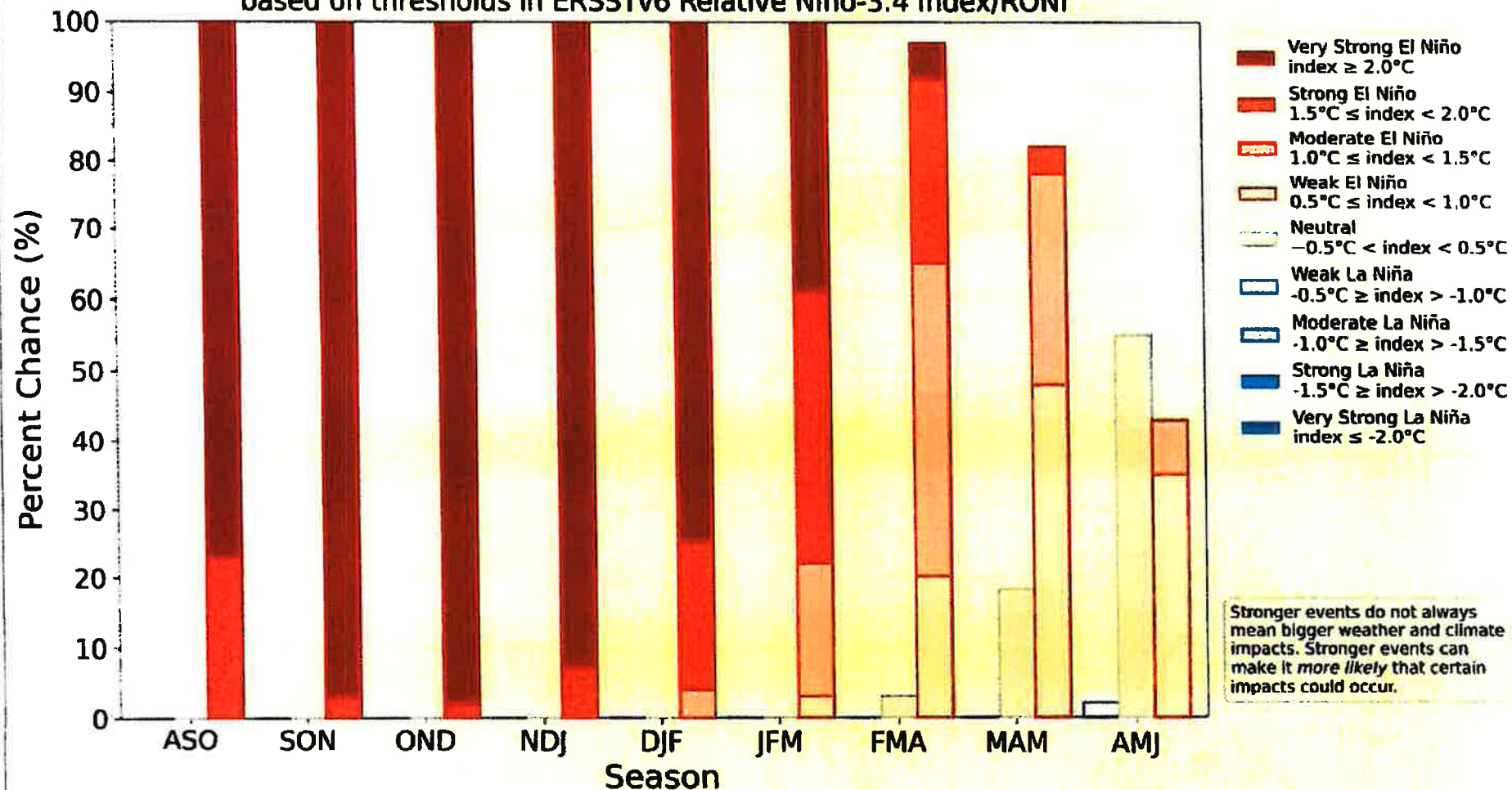
Generated on Tue Sep 29 2026 16:41:12 GMT-0700 (Pacific Daylight Time)

[Plot all VNI Sensors](#) , [Real-Time VNI Data](#) [Daily VNI Data](#) | [Show VNI Map](#) : [VNI Info](#)

Drag the handles on the slider at the bottom of the plot to zoom in.

NOAA CPC ENSO Strength Probabilities (issued September 2026)

based on thresholds in ERSSTv6 Relative Niño-3.4 index/RONI



EL NIÑO/SOUTHERN OSCILLATION (ENSO) DIAGNOSTIC DISCUSSION

issued by
CLIMATE PREDICTION CENTER/NCEP/NWS

10 September 2026

ENSO Alert System Status: El Niño Advisory

Synopsis: El Niño is strengthening, with a greater than 90% chance of a very strong event during the Northern Hemisphere fall and winter 2026-27.

El Niño strengthened further over the past month, with sea surface temperature anomalies exceeding +3.0°C in the eastern equatorial Pacific [Fig. 1]. Except for the Niño-4 Index, which decreased to +0.1°C in August, values in the other Niño Indices increased, reaching +1.8°C in Niño-3.4, +2.5°C in Niño-3, and +3.4°C in Niño-1+2 [Fig. 2]. The equatorial subsurface temperature index (average from 180°-100°W) remained steady during August [Fig. 3], reflecting a deeper-than-average thermocline [Fig. 4]. Subsurface temperatures continued to be significantly above average, with widespread anomalies in excess of +10.0°C at depth. Low-level westerly wind anomalies and upper-level easterly wind anomalies extended from the western to the east-central equatorial Pacific. Enhanced convection and rainfall persisted from the central to the eastern Pacific, while anomalies remained suppressed over Indonesia [Fig. 5]. The traditional and equatorial Southern Oscillation indices remained negative. Collectively, the coupled ocean-atmosphere system reflected a strengthening El Niño.

The CPC Official ENSO outlook, which synthesizes multiple models from North America and abroad, indicates El Niño will continue to strengthen through the end of the year [Figs. 6-7-8]. During the October-December 2026 season, there is a 75% chance of a historic event that would exceed the strength of previous El Niño events dating back to 1950 (+2.5°C or more for a 3-month RONI value). With an event of this magnitude, the chances of experiencing impacts consistent with El Niño are larger, though not guaranteed (see CPC outlooks for probabilities of seasonal anomalies). In summary, El Niño is strengthening, with a greater than 90% chance of a very strong event during the Northern Hemisphere fall and winter 2026-27.

This discussion is a consolidated effort of the National Oceanic and Atmospheric Administration (NOAA), NOAA's National Weather Service, and their funded institutions. Oceanic and atmospheric conditions are updated weekly on the Climate Prediction Center web site (El Niño/La Niña Current Conditions and Expert Discussions). A probabilistic strength forecast is available here. The next ENSO Diagnostics Discussion is scheduled for 8 October 2026.

To receive an e-mail notification when the monthly ENSO Diagnostic Discussions are released, please send an e-mail message to: ncep.llst.ens-update@noaa.gov.

Climate Prediction Center
5830 University Research Court
College Park, Maryland 20740

**EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA**

PROCLAMATION OF A STATE OF EMERGENCY

WHEREAS in the past several years, California has experienced increasingly severe and destructive storms, including atmospheric river events that have caused widespread flooding, mud and debris flows, landslides, high winds, power outages, road and highway closures, evacuation orders, damage to homes and critical infrastructure, and disruption of essential services; and

WHEREAS climate change is intensifying these weather and hydrologic extremes in California, contributing to increasingly severe swings between drought and flooding, and heightening the risks that extreme storms pose to communities, infrastructure, natural resources, and the economy; and

WHEREAS California is entering the 2026–2027 wet season amid the ongoing development of a strong and likely historic El Niño event in the Pacific Ocean; and

WHEREAS the National Oceanic and Atmospheric Administration's National Weather Service Climate Prediction Center, in its August 13, 2026, diagnostic report, found that the El Niño event is strengthening, with a greater than 90 percent chance of a very strong event during Northern Hemisphere fall and winter of 2026–2027; and

WHEREAS the Climate Prediction Center projected a 69 percent chance that the event will reach historic strength during the October through December 2026 season, defined as a three-month Relative Oceanic Niño Index, and exceeding the strength of all prior El Niño events in the historical record beginning in 1950; and

WHEREAS the National Weather Service Climate Prediction Center has found that atmospheric conditions over the tropical Pacific are consistent with a strengthening El Niño, including changes in equatorial winds and an eastward shift in enhanced convection and rainfall toward the central and eastern Pacific, making it more likely that at least some parts of California will experience stronger storms in coming months; and

WHEREAS elevated baseline coastal water levels, combined with high tides, large waves, high surf, and coastal storms, can increase risks of coastal flooding, beach erosion, bluff erosion, transportation disruption, and damage to public and private infrastructure; and

WHEREAS California has already begun to experience effects attributed to this El Niño event, including unusual precipitation and significant coastal flooding; and

WHEREAS historical experience demonstrates that very strong El Niño events do not produce uniform statewide outcomes, but can be associated with exceptionally wet and destructive winter conditions in California; and

WHEREAS California's recent experience with atmospheric rivers, debris flows following wildfires, flash flooding, coastal erosion, inundation, and damage to transportation and flood-control infrastructure demonstrates the importance of procuring and positioning resources, clearing waterways, and taking additional actions to prepare before severe storms arrive; and

WHEREAS areas affected by recent wildfires are particularly susceptible to flash flooding, mud and debris flows, erosion, sediment transport, and road closures during high-intensity rainfall; and

WHEREAS in light of that experience, local governments, local water agencies, and local flood control authorities have requested action now to enable them to move quickly to begin preparations for preventing and responding to the impacts of potential flooding; and

WHEREAS low-income communities, farmworker families, rural residents, seniors, persons with disabilities, residents with limited transportation access, people experiencing homelessness, and communities in flood-prone, coastal, or post-fire areas may face disproportionate risks; and

WHEREAS the demonstrated potential for a very strong or historic-strength El Niño event to cause elevated coastal water levels and high-impact storms in California warrants early, coordinated, and targeted preparedness actions to protect Californians, critical infrastructure, agricultural lands, natural resources, and the State's economy; and

WHEREAS under the provisions of Government Code section 8558(b), I find that conditions of extreme peril to the safety of persons and property exist due to the developing El Niño event; and

WHEREAS under the provisions of Government Code section 8558(b), I find that the developing El Niño event is likely to cause conditions that, by reason of their magnitude, are likely to be beyond the control of the services, personnel, equipment, and facilities of any single local government and require the combined forces of a mutual aid region or regions to appropriately respond; and

WHEREAS under the provisions of Government Code section 8625(c), I find that local authority is inadequate to cope with the magnitude of the extreme peril posed by the developing El Niño event; and

WHEREAS under the provisions of Government Code section 8571, I find that strict compliance with various statutes and regulations specified in this Proclamation would prevent, hinder, or delay the mitigation of the effects of the developing El Niño event.

NOW, THEREFORE, I, GAVIN NEWSOM, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes, including the California Emergency Services Act, and in particular, Government Code section 8625, **HEREBY PROCLAIM A STATE OF EMERGENCY** to exist statewide due to the developing 2026–2027 El Niño event.

IT IS HEREBY ORDERED THAT:

1. All agencies of the state government are to utilize and employ state personnel, equipment, and facilities for the performance of any and all activities consistent with the direction of the Governor's Office of Emergency Services and the State Emergency Plan. The Governor's Office of Emergency Services shall coordinate statewide preparedness activities for potential severe weather, flooding, coastal flooding, erosion, mud and debris flows, and related impacts associated with conditions resulting from the El Niño event, including atmospheric rivers and other severe storm systems. The Governor's Office of Emergency Services shall work with local and tribal governments to support emergency planning, resource coordination, and requests for state assistance. To protect their safety, all residents are to obey the direction of emergency officials with regard to this emergency.

2. As necessary to assist local governments and for the protection of public safety and the environment, state agencies shall enter into contracts to arrange for the procurement of materials, goods, and services necessary to quickly assist with the response to and recovery from the impacts of this emergency. Applicable provisions of the Government Code and the Public Contract Code, including but not limited to travel, advertising, and competitive bidding requirements, are suspended to the extent necessary to address the effects of this emergency.
3. The California Environmental Protection Agency and the California Natural Resources Agency, including boards, departments, and offices within those agencies, are directed to prioritize work to help local agencies prepare for anticipated impacts from the El Niño event. In particular, those state agencies are directed to prioritize permitting, consultation, and technical assistance to support local efforts to prevent or mitigate impacts from anticipated or potential flooding, landslides, and mud and debris flows, including local efforts to expedite levee and other flood management infrastructure repairs, vegetation management, debris removal, sediment management, bridge scour protection, and channel-capacity improvements. State agencies are directed to work with local agencies to issue any necessary permits or other approvals for such efforts as quickly as possible, including by identifying and invoking existing emergency authorities or other pathways for streamlined review. On or before October 16, 2026, the Secretary for Environmental Protection and the Secretary of the Natural Resources Agency shall submit a joint recommendation to my office as to whether further action or emergency suspensions are necessary to support and expedite this work.
4. The Governor's Office of Emergency Services shall coordinate the State's preparation for and response to the developing El Niño event, including by working with the Department of Water Resources and other appropriate government agencies to prepare to pre-position personnel, equipment, supplies, commodities, and other resources based on forecast conditions, local needs, and identified risks. In particular, this work shall draw on the Department of Water Resources' guidance regarding flood-risk-reduction activities.
5. The Department of Water Resources shall take appropriate action to procure, maintain, stage, pre-position, distribute, and replenish flood-fight supplies, equipment (including, but not limited to, sandbags, riprap and other rock materials, plastic sheeting, and pumps), and other materials necessary to support statewide flood preparedness, response, and protective actions in connection with the El Niño event. The Department of Water Resources shall coordinate with appropriate government agencies to identify priority areas for flood-fight material staging and plans to make these materials available where they are needed, when they are needed.
6. The Department of Water Resources, through its Division of Safety of Dams, shall conduct outreach to owners of jurisdictional dams regarding potential severe conditions during the El Niño event and shall reiterate to dam owners their responsibilities to inspect, operate, maintain, repair, and safely manage their dams and appurtenant structures in accordance

with applicable law, permit conditions, emergency action plans, and directives of the Division of Safety of Dams.

7. The Governor's Office of Emergency Services, in coordination with the Department of Water Resources, shall conduct outreach to counties, cities, and relevant local agencies that are responsible for levees, flood-control facilities, and associated structures that may be vulnerable to impacts of the El Niño event to take appropriate actions to procure, maintain, stage, pre-position, distribute, and replenish flood-fight supplies, commodities, equipment, and materials necessary to support flood preparedness, response, and protective actions.
8. The Department of Water Resources, in coordination with the State Water Resources Control Board, shall conduct outreach and education to advance groundwater recharge projects and to use flood flows to recharge groundwater aquifers under existing law with the goal of reducing flood impacts and strengthening local water supplies.
9. Consistent with Paragraph 3 of this Proclamation, the Coastal Commission is directed to expedite review and action on proposed development by coastal communities to prepare for the impacts of this El Niño event. Coastal communities are encouraged to submit permit applications, as appropriate, to facilitate timely Coastal Commission review, technical assistance, and other support for El Niño preparations. After an application is received, the Commission shall respond with notification of any incomplete items within five days. After an application is complete, it shall be scheduled for hearing at the next Commission meeting. For emergency permit requests, the Commission shall accept both written and oral requests to its district offices. When necessary to address an urgent need related to this emergency, the Commission shall take action on emergency permit requests as quickly as possible and within twenty-four hours of receipt.
10. The California Department of Transportation and California State Transportation Agency shall identify those state highways, bridges, culverts, drainage facilities, slopes, and other transportation infrastructure most at risk of flooding, erosion, debris flows, rockslides, mudslides, or other significant impacts from severe storms caused by the El Niño event, and transmit to the Governor's Office of Emergency Services a prioritized list of projects to address such risks within 30 days of this Proclamation.
11. The California Department of Transportation shall develop plans to pre-position personnel and materials (including directional signage, traffic-control devices, road-closure devices, warning signs, delineators, emergency communications equipment, and other resources) at or near locations that may be identified as at risk of severe impacts from the El Niño event. This shall include plans to prepare and pre-position snow-removal, snow-control, and ice-control equipment as appropriate, including snowplows, snow blowers, graders, loaders, chain-control equipment, salt, sand, and other materials necessary to maintain safe travel and restore access on state highways during the El Niño event.
12. The Adjutant General and the California Military Department shall, in coordination with the Director of the Governor's Office of Emergency

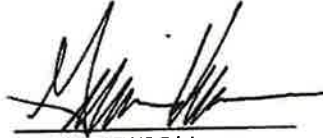
Services, identify California National Guard personnel, equipment, and capabilities that may be available to support state and local emergency operations, if activated or tasked, in relation to this El Niño event. Such planning shall include readiness for high-water vehicle operations; aviation operations, including reconnaissance, search and rescue, transport, and heavy-lift support, as appropriate; engineering support; emergency communications; transportation and logistics; evacuation support; flood-fight activities; debris removal and route clearance; commodity distribution; shelter support; and other life-safety and emergency-support missions.

13. California Volunteers, in coordination with the Governor's Office of Emergency Services and other appropriate agencies, shall prepare to mobilize volunteers and trained service members, consistent with their training, mission, safety requirements, and applicable law, to support state and local preparedness, response, and recovery activities in connection with the El Niño event.
14. The California Conservation Corps shall prepare to deploy Corpsmembers, consistent with its statutory mission, training, available resources, safety requirements, and applicable law, to support severe weather preparedness and response activities in connection with the El Niño event.
15. The California Energy Commission, the Office of Energy Infrastructure Safety, and the State Water Resources Control Board and regional water quality control boards are directed, and the California Public Utilities Commission is requested, to coordinate, consistent with their respective authorities, with electrical, natural-gas, water, wastewater, telecommunications, transportation, and other critical-service providers to enhance readiness and support timely restoration of essential services following storm impacts.
16. The Governor's Office of Emergency Services, in consultation with relevant state agencies, shall expand accessible, multilingual public preparedness communications related to severe weather, flooding, emergency alerts, evacuation readiness, power outages, safe travel, disaster assistance, and household emergency planning.
17. Agencies under my direct authority shall cooperate in their response to this emergency. Other agencies are requested to assist in responding to this emergency, as appropriate.
18. The restrictions set forth in Penal Code section 396, which are automatically triggered upon proclamation of a state of emergency, are suspended, and no such restrictions are imposed, with respect to this El Niño event, at this time.

I FURTHER DIRECT that as soon as hereafter possible, this Proclamation be filed in the Office of the Secretary of State and that widespread publicity and notice be given of this Proclamation.

This Proclamation is not intended to, and does not, create any rights or benefits, substantive or procedural, enforceable at law or in equity, against the State of California, its agencies, departments, entities, officers, employees, or any other person.

IN WITNESS WHEREOF I have
hereunto set my hand and caused
the Great Seal of the State of
California to be affixed this 21st day
of September 2026.

A handwritten signature in black ink, appearing to read 'Gavin Newsom', written over a horizontal line.

GAVIN NEWSOM
Governor of California

ATTEST:

SHIRLEY WEBER, PH. D
Secretary of State

FLOOD EMERGENCY DECLARATION

Reclamation District No. _____

Whereas a strong and likely historic El Nino event is reportedly now increasing water elevations in the Delta and is expected to further increase and continue into the rain season when an atmospheric river of rain is projected to have a 69% percent of occurrence; and

Whereas such conditions are expected to coincide with the rise of King Tides and possible high winds; and

Whereas Reservoirs are mostly at historic levels; and

Whereas such conditions substantially increase the risk of levee and drainage system failure and loss of lives, property and wildlife; and

Whereas the Governor has Proclaimed a related State of Emergency; and

Whereas, District levee and drainage systems have not been designed or improved to withstand the projected events, which have never been experienced; and some planned work has been delayed due to environmental conditions, permitting, rights of way or funding; and

Whereas, the Board hereby finds that such conditions constitute an emergency that will not permit a delay from an advertised competitive solicitation for bids and that the ability to immediately repair levee threats is necessary to respond to this emergency.

It is hereby declared that a state of emergency exists and that any Trustee, the District Engineer, the District Secretary and the District Superintendent are hereby delegated the authority to proceed with repair of District levee facilities, take any directly related and immediate action required and procure the necessary equipment, services, and supplies without giving notice for bids to let contracts.

If determined by the delegate to be practicable an informal solicitation of bids or request for proposals should be attempted and the results documented.

This emergency shall be deemed to have commenced on September 25, 2026 and shall continue until such threats have passed or further action of this Board.

DULY PASSED AND ADOPTED _____

AYES:

NOES:

ABSENT:

CERTIFICATION

I, _____, Secretary of the above District do hereby certify that the above is a true and correct copy of the resolution duly adopted by the Board of Trustees on _____.

Executed on _____.

Historical Venice Island Data

The Venice Island gage reported on the California Data Exchange Center (CDEC) is station "VNI". It is located on the Empire Tract side of Little Connection Slough not far from the Stockton Ship Channel. Water levels at the gage are fairly representative of conditions in the Delta pool. Conditions in the rim of the Delta are dominated by and best represented by River conditions.

The current datum for the VNI gage is NAVD 88 this was changed from NGVD 29 datum in 2005. The conversion of NGVD 29 data to NAVD 88 was to add .50 feet to the NGVD 29 data. In October of 2006 the conversion factor was changed to .35 feet. Trends rather than the specific elevations would appear to be more meaningful. The following data represents a correlation to the VNI gage.

VNI	NGVD 29	+ .35 feet =	NAVD 88	
10.40			10.75	100 yr
10.16			10.51	February 6, 1998
10.04			10.39	December 31, 2005
9.67			10.02	February 21, 1986
9.56			9.91	January 27, 1983
8.76			9.11	1955
5.94			6.29	Typical High Tide
8.35			ALERT For Patrol	

Tide forecast data and CDEC forecasts should give a pretty good idea of the time when water levels will be highest. Predicting the actual water level at any particular location is pretty much a guess, but if forecasted tides are rising other factors could come into play to result in the highest water levels corresponding roughly to the forecasted time of the highest tide. High tides, high river flows, high winds and regional variation in barometric pressure all contribute to the typical Delta pool flood challenge. Other factors such as rodent dens, tunnels and vents, differential settlement, wide swings in tidal elevations and levee anomalies such as old but now buried floodgates all can lead to levee failure. Earthquakes are a popular concern and although not supported by actual occurrences should be a cause for heightened inspection. A variation in barometric pressure of 30.4 inches of Mercury to 29.4 inches could account for a change in water level of 13.55 inches.

For Current Data and Forecasts including realtime data from the VNI gage the California Data Exchange Center (CDEC) is a good source. Use Google or other search engines to get to the CDEC Water site.

Click on "River Forecast" then "Delta Tide Forecast Bulletin" to get the forecast or best guess of DWR for three days.

For Historical data click on "Query Tools" then under Current and Historical Data Plots, next to Single Station click on "real time" insert "VNI", click on "Get Data". At the bottom of the stage readings click on the "plot all VNI sensors" then click on the stage plot window to get to the current plot. You can then set the period for more plots.

NOAA Tide Predictions can be googled for information on numerous tide gauges including San Francisco Golden Gate, Alameda and Wards Island. The Wards Island station is near VNI. You can get a 31-day prediction.

EXHIBIT F

Christopher H. Neudeck

From: Jeff Mueller
Sent: Friday, October 2, 2026 9:45 AM
To: Jeanne Urbani (ngmplcs@pacbell.net)
Cc: Christopher H. Neudeck
Subject: Tidal Gauge Monitoring

Dan,

Based on our conversation last week about El Nino and the recent trend of tidal predictions continually being lower than what is subsequently being recorded, I set up an automated AI routine that pulls data from CDEC and NOAA and provides a table that compares original predictions to actual measurements.

Below is the consolidated daily peak comparison through October 1. Each value is the day's highest observed tide paired with its corresponding astronomical prediction; all elevations are feet NAVD88.

Date	Golden Gate/SF	Alameda	Stockton-RRI ¹
	Pred. / Obs. / Residual	Pred. / Obs. / Residual	Pred. / Obs. / Residual
Sep. 25	5.53 / 6.11 / +0.58	5.89 / 6.53 / +0.65	5.06 / 6.54 / +1.48
Sep. 26	5.75 / 6.39 / +0.64	6.17 / 6.88 / +0.71	5.24 / 6.43 / +1.19
Sep. 27	6.02 / 6.73 / +0.71	6.46 / 7.16 / +0.70	5.50 / 6.70 / +1.20
Sep. 28	6.23 / 6.82 / +0.58	6.71 / 7.34 / +0.63	5.76 / 6.85 / +1.09
Sep. 29	6.37 / 7.17 / +0.80	6.87 / 7.67 / +0.80	5.95 / 7.05 / +1.10
Sep. 30	6.39 / 7.25 / +0.87	6.89 / 7.71 / +0.82	6.02 / 7.21 / +1.19
Oct. 1	6.28 / 7.15 / +0.88	6.74 / 7.57 / +0.83	5.93 / 7.36 / +1.43

The Bay residual rose from roughly +0.6 ft in late September to about +0.9 ft by October 1. Stockton's residual initially eased but then increased to +1.43 ft, producing the period's highest observation, 7.36 ft NAVD88, even as the astronomical tide was declining. This is concerning and warrants continued tracking.

¹ Stockton uses active CDEC Rough & Ready Island observations. NOAA Stockton predictions are converted from MLLW using the approximate +1.52-ft CNRFC NAVD88 adjustment, so Stockton residuals are best used for operational trend tracking rather than survey-grade freeboard determinations.

ITEM 11

SHORT TERM GOALS 2026

1. Revise District Website.
2. Approve Emergency Operations Plan Update.

LONG TERM GOALS

1. Raising Elevation of Southwest Levee.
2. Sediment Removal Project.

ONGOING CONCERNS

1. Central Valley Flood Protection Plan.
2. Repair/Maintenance of Gates on Crown of Southwest Levee.
3. Annual Levee Inspection.
4. Monitor San Joaquin Feasibility Project.
5. Vegetation encroachments.
6. Work on slumping areas.
7. Participate in stakeholder groups.
8. All-Weather Road Resurfacing.

ITEM 12

RD 1608: MASTER CALENDAR

JANUARY

FEBRUARY

- Annual Review of Trustee Compensation
- Send out Form 700s, remind Trustees of April 1 filing date

MARCH

- Yearly Employee Evaluations
- Spring Newsletter
- Review Insurance Proposal (Renews April)

APRIL

- April 1: Form 700s due
- Notify School District of Vegetation Control

MAY

- Draft Budget
- Planning of Levee Tour
- Annual CEQA Exemption
- Subventions Resolution

JUNE

- June 15: Provide notice/make available to the public, documentation/materials regarding determination of Appropriations (15 days prior to meeting at which Appropriations will be adopted) (*Government Code* §7910).
- Approve Audit Contract for expiring fiscal year
- Adopt the Final Budget

JULY

- Adopt Resolution for setting Appropriations and submit to County Assessor's Office.
- Adopt Resolution Establishing Annual Assessments.

AUGUST

- August 1: Deadline to certify assessments for tax-roll and deliver to County (duration of current assessment: FY 2025).
- Send handbills for collection of assessments for public entity-owned properties
- In election years, opening of period for secretary to receive petitions for nomination of Trustees (75 days from date of election.) (*Cal. Wat. Code* §50731.5)
- Submit End of the Year Financial Report.

SEPTEMBER

- In election years, last legal deadline to post notice that petitions for nomination of Trustees may be received (7 days prior to close of closure.) (*Cal. Wat. Code* §50731.5).
- In election years, closing of acceptance of petitions for nomination of Trustees (54 days from date of election.) (*Cal. Wat. Code* §50731.5).
- Letter to Property owners on levee regarding levee standards and permit requirements
- Review Local Agency Biennial Notice – Due early October (even years)

OCTOBER

- Publish Notice of Election, odd numbered years (once per week, 4 times, commencing at least 1 month prior to election.)
- Fall Newsletter.
- Update District Information Sheet.
- Review District Emergency Supplies
- Emergency Plan Review in 2022 (every three years thereafter)
- Deadline to Notify Insurance of Non-Participation in JPRIMA for Subsequent Year

NOVEMBER

- Election: to be held first Tuesday after first Monday of each odd-numbered year.
- Review Levee Standards

DECEMBER

- New Trustee(s) take office, outgoing Trustee(s) term(s) end on first Friday of each odd-numbered year.
- Provide updated version of electronic copies of properties within District

Term of Current Board Members:

Name	Term Commenced	Term Ends
Dan MacDonnell	2025	First Friday of Dec 2029
Dottie Lofstrom	2023	First Friday of Dec 2027
Michael Panzer	2023	First Friday of Dec 2027

Assessment Expires 6/30/2025

Emergency Operation Plan Review – June 2025

Reclamation District Meetings

- **First Wednesday of each month, at 8:00 A.M.
at the offices of:
Neumiller & Beardslee
3121 W. March Lane, Suite 100
Stockton, California 95219**

ITEM 14

Reclamation District 1608
Bills for Approval - November 4, 2026, Board Meeting

NAME	Date	INVOICE #	AMOUNT	TOTAL \$	WARRANT #	CHECK #	RATIFICATION
Reclamation District 1608	10/26/2026		\$40,000.00				
				\$40,000.00	7056		X
Michael Panzer	11/4/2026	Trustee Stipend	\$300.00				
				\$300.00	7057		
Dan MacDonnell	11/4/2026		\$300.00				
2026 Preseason Flood Coordination Workshop	10/22/2026	Trustee Stipend	\$300.00				
				\$600.00	7058		
Dottie Lofstrom	10/7/2026	Trustee Stipend	\$300.00				
2026 Preseason Flood Coordination Workshop	10/22/2026	Trustee Stipend	\$300.00				
				\$600.00	7059		
Elvia Trujillo	10/7/2026	Secretary Fee	\$1,716.15				
(October Services)				\$1,716.15	7060		
Kjeldsen Sinnock & Neudeck	10/26/2026	44538	\$1,204.63				
	10/26/2026	44539	\$4,127.50				
	10/26/2026	44540	\$1,622.60				
	10/26/2026	44541	\$240.00				
	10/26/2026	44542	\$1,185.00				
				\$8,379.73	7061		
Neumiller & Beardslee	10/7/2026	359959	\$2,451.00				
				\$2,451.00	7062		
A.A. & Bob Allen, Inc.	8/14/2026	137944	\$552.63				
	9/18/2026	137318	\$646.58				
	10/8/2026	137295	\$652.10				
				\$1,851.31	7063		
Rhonda Olmo	10/6/2026	9/14/26 & 9/28/26	\$47.96				
				\$47.96	7064		

Reclamation District 1608
Bills for Approval - November 4, 2026, Board Meeting

U.S. Postal Service	10/28/2026		\$202.00				
				\$202.00	7065		
Minuteman Press of Stockton			\$171.25				
				\$171.25	7066		
State Compensation Insurance Fund	9/25/2026	1003630243	\$1,204.00	\$1,204.00		e-Check	
Bank of Stockton Visa	10/19/2026	8/27/26 - 9/28/26	\$2,838.77	\$2,838.77		Online	
ADP, Inc. (payroll)	10/2/2026	732721961	\$96.28	\$96.28		Online	
ADP, Inc. (payroll)	10/16/2026	733995439	\$92.96	\$92.96		Online	
State of California Payroll Taxes		9/30/26 and 10/15/26 Payroll	\$1,114.74	\$1,114.74		Online	
Federal Government Payroll Taxes		9/30/26 and 10/15/26 Payroll	\$5,306.02	\$5,306.02		Online	
Joe L. Bryson (Payroll)	10/1/2026	9/1/26-9/31/26	\$7,033.95	\$7,033.95		Direct Deposit	
Joe C. Godinez Sr. (Payroll)	10/1/2026	9/16/26-9/31/26	\$1,317.37	\$1,317.37		Direct Deposit	
Joe C. Godinez Sr. (Payroll)	10/16/2026	10/1/26-10/15/26	\$1,328.57	\$1,328.57		Direct Deposit	
Carlo D. Boccia (Payroll)	10/1/2026	9/16/26-9/31/26	\$1,663.48	\$1,663.48		Direct Deposit	
Carlo D. Boccia (Payroll)	10/16/2026	10/1/26-10/15/26	\$1,604.33	\$1,604.33		Direct Deposit	
Roger Lamarra (Payroll)	10/1/2026	9/16/26-9/31/26	\$1,548.43	\$1,548.43		Direct Deposit	
Roger Lamarra (Payroll)	10/16/2026	10/1/26-10/15/26	\$980.61	\$980.61		Direct Deposit	
		WARRANT TOTAL:		\$56,319.40			
		CHECKING TOTAL:		\$26,129.51			
		TOTAL BILLS:		\$82,448.91			