

Board of Directors
Robert Eranio, President
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Roger E. Orr
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UNITED WATER CONSERVATION DISTRICT
“Conserving Water since 1927”

Legal Counsel
Anthony H. Trembley

General Manager
E. Michael Solomon

AGENDA
REGULAR BOARD MEETING

Wednesday, December 14, 2011, 12:00 P.M.
UWCD Board Room, 106 North 8th Street, Santa Paula, California

BOARD MATTERS

Normally, Action (Motion) Items and Consent Items will be considered and acted upon separately, and Information Items will be considered separately without action.

1. FIRST OPEN SESSION 12:00 P.M.

Items to be discussed in Executive (Closed) Session will be announced.

1.1 Public Comments

Information Item

The public may address the Board on any matter on the Consent Calendar or otherwise not on the agenda within the jurisdiction of the Board. All comments are subject to a five minute time limit.

1.2 EXECUTIVE (CLOSED) SESSION 12:05 P.M.

The Board will discuss matters outlined on the attached Exhibit A.

2. SECOND OPEN SESSION AND CALL TO ORDER 1:30 P.M.

2.1 Pledge of Allegiance

2.2 Public Comment

Information Item

The public may address the Board on any matter on the Consent Calendar or otherwise not on the agenda within the jurisdiction of the Board. All comments are subject to a five minute time limit.

2.3 Approval of Agenda

Motion

Approve agenda as presented.

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**2.4 Oral Report Regarding Executive (Closed) Session
Information Item**

To be given by District Counsel Tony Trembley.

**2.5 Board Communication
Information Item**

Board members may present non-agenda information including, but not limited to, the following: 1) meetings, workshops, conferences and functions attended during the previous month on behalf of the District; 2) meetings, workshops, conferences and functions Directors plan to attend in the upcoming months; and 3) possible conflicts that Directors might have with respect to issues on the Agenda.

**2.6 Board of Director Bylaws
Motion**

The Board will consider adoption of draft bylaws establishing policies and procedures for governance activities by the District's Board of Directors.

**2.7 General Manager's Monthly Report
Information Item**

The General Manager will present information of possible interest to the Board and consequence to the District, including but not limited to the following:

- Regional project planning efforts
- Upper Santa Clara River Chloride TMDL and Alternative Water Resources Management update
- Outreach/meetings attended by the General Manager
- District governance including policy and regulatory matters
- Updates on local, state and federal water issues
- Project priorities and planning
- Announcements of upcoming events and meetings
- Fox Canyon GMA and other outside agency updates
- GREAT Program updates

3. CONSENT CALENDAR: All matters listed under the Consent Calendar are considered to be routine by the Board and will be enacted by one motion. There will be no separate discussion of these items unless an item is pulled by a Board member from the Calendar. Pulled items will be discussed and acted on separately by the Board. Members of the public who want to comment on a Consent Calendar item should do so under Public Comments. (ROLL CALL VOTE REQUIRED)

**A. Approval of Minutes
Motion**

Approval of the minutes of the regular Board meeting of November 9, 2011.

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**B. Monthly Investment Report
Information Item**

Report on the District's investments and the availability or restriction of these funds. All investments are in compliance with the District's investment policy, which is reviewed and approved annually by the Board.

**C. Groundwater Basin Status Reports
Information Item**

A summary of hydrologic information from throughout the District including monthly and annual cumulative precipitation, recharge, diversions and basin specific groundwater levels, groundwater storage and current studies.

**D. Emergency Repair of Pumping Trough Pipeline – Supplemental
Appropriation Request of \$20,000
Motion**

Authorization of a supplemental appropriation from the PTP fund reserves in the amount of \$20,000 for emergency repair of the Pumping Trough Pipeline.

**4. ENVIRONMENTAL PLANNING & CONSERVATION DEPARTMENT-
Catherine McCalvin**

**4.1 Monthly Environmental Issues
Information Item**

Staff will give a monthly report on environmental and regulatory issues of note to the District. The report will include operations of the fish ladder at the Freeman Diversion, various monitoring efforts, and issues associated with the Endangered Species Act, including the Section 10 HCP process, compliance with the District's FERC license/Biological Opinion, studies and operations in and near Piru Creek and interactions with Rancho Temescal.

**4.2 Steelhead Position Paper
Information Item**

Staff will present a report on talking points developed for District Directors and staff regarding common questions about steelhead in the Santa Clara River watershed.

**4.3 Amend Agreements with Consulting Firms Assessing Fish Passage at Santa
Felicia Dam – Not to Exceed \$26,000
Motion**

The Board will consider authorization of an additional \$26,000 for ongoing development by the panel of fish passage experts of the study plan for assessing passage at Santa Felicia Dam and authorization of the General Manager to amend

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the professional services agreements with HDR, Inc. and R2 Resource Consultants, Inc. by \$10,000 and \$16,000, respectively.

**5. ADMINISTRATIVE SERVICES DEPARTMENT – Mary Lindley
Administration Services**

**5.1 Monthly Administrative Services Department Report
Information Item**

Staff will present an update on Administration Division activities.

Finance Division – Christine Williams

**5.2 Monthly Finance Division Report
Information Item**

Staff will present a report of monthly Finance Division activities.

Park & Recreation Division – Clayton Strahan

**5.3 Park & Recreation Monthly Division Report
Information Item**

Staff will give a report on operations and items of note relative to the Lake Piru Recreation Area. Items may include but not be limited to discussion of camping and boating policies at the lake, status of quagga mussel and other invasive species issues, financing and status of facility improvement projects, maintenance activities, security issues and emergency response activities.

Outreach & Legislative Report – Ken Breitag

**5.4 Outreach & Legislative Report
Information Item**

Staff will give a report on outreach activities and legislative issues of note for the District over the past month.

6. ENGINEERING & WATER RESOURCES DEPARTMENT - John Dickenson

**6.1 Engineering & Water Resources Monthly Department Report
Information Item**

Staff will give a report on the status of various Engineering Department programs including developments in and possible implications of Piru Creek Site Specific Probable Maximum Precipitation and Possible Maximum Flood studies, design and construction projects at District facilities, engineering investigations, capital improvement projects and property issues, and Santa Felicia Dam issues, including, but not limited to, FERC license compliance and intake tower.

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6.2 Resolution No. 2011-22 Seawater Barrier Pilot Program CEQA Hearing and Adoption of Mitigated Negative Declaration

Motion

The Board will receive public comment on the Seawater Barrier Pilot Program Initial Study/Mitigated Negative Declaration and consider adoption of Resolution No. 2011-22, considering and adopting the Mitigated Negative Declaration and accompanying Mitigation Monitoring and Reporting Program, approving the pilot program and authorizing its implementation by the General Manager, and directing the General Manger to file a Notice of Determination in accordance with CEQA.

6.3 Pleasant Valley Pipeline Relocation at the Springville Interchange

Motion

The Board will consider authorization of the General Manager to execute documents necessary to accept two new reaches of the Pleasant Valley Pipeline and easements for the same from the City of Camarillo and authorization of the General Manager to execute a future quitclaim to an easement for an abandoned pipeline location, all subject to approval of District counsel.

7. GROUNDWATER DEPARTMENT – Tony Morgan / Steve Bachman

7.1 Groundwater Policy Manager Report – Steve Bachman

Information Item

The Groundwater Policy Manager will present information of possible interest to the Board and consequence to the District, including but not limited to the following:

- Status report on hydrologic conditions to statewide/locally
- Upper Santa Clara River Chloride TMDL and Alternative Water Resources Management update
- Outreach/meetings attended by the Groundwater Policy Manager
- Information regarding local groundwater basins, policies and projects
- Updates on local, state and federal water issues
- Fox Canyon GMA and other outside agency updates

7.2 Monthly Groundwater Departmental Report – Tony Morgan

Information Item

Staff will present a report of monthly Groundwater Department activities, including but not limited to, technical activities associated with updates to the Ventura Regional Groundwater Flow Model, the Santa Paula TAC, and the Local Groundwater Assistance seismic reflection survey.

8. OPERATIONS & MAINTENANCE DEPARTMENT – Mike Ellis

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**8.1 Monthly Operations Report and Reading File
Information Item**

Staff will give its monthly report on the operations and maintenance of District facilities including Santa Felicia Dam and hydroplant, the Piru Spreading Grounds, the Freeman Diversion Dam, the Saticoy and El Rio Spreading Grounds, the Pleasant Valley and Pumping Trough Pipeline systems, and the Oxnard-Hueneme system. The report covers operating plans, the quantity and quality of water diverted and delivered, fish ladder status, major maintenance problems and repairs, status of O&M projects and safety and training issues.

9. ADJOURNMENT

The Board will adjourn to the next **Regular Board Meeting on Wednesday, January 11, 2012** or call of the President.

All testimony given before the Board of Directors is recorded.

Materials which are non-exempt public records and are provided to the Board of Directors to be used in consideration of the above agenda items, including any documents provided subsequent to the publishing of this agenda, are available for inspection at the District's offices at 106 North 8th Street in Santa Paula during normal business hours.

The Americans with Disabilities Act provides that no qualified individual with a disability shall be excluded from participation in, or denied the benefits of, the District's services, programs or activities because of any disability. If you need special assistance to participate in this meeting, or if you require agenda materials in an alternative format, please contact the District Office at (805) 525-4431. Notification of at least 48 hours prior to the meeting will enable the District to make appropriate arrangements.

Approved: EMS

Posted: (date) 12/8/2011 (time) 7:45 a.m. (attest) Michelle Kinnun

At: United Water Conservation District Headquarters, 106 No. 8th St., Santa Paula, CA

Posted: (date) 12/8/2011 (time) 8:00 a.m. (attest) Michelle Kinnun

At: www.unitedwater.org

EXHIBIT A
CLOSED SESSION AGENDA

Litigation Matters
and Real Property Negotiations

1. PERSONNEL MATTERS

1.1 Conference with Labor Negotiators [Govt. Code Sec. 54957.6]

Agency Designated Representatives: General Manager
Employee organization: SEIU Local 771
Unrepresented Employees: District Management Staff

2. LITIGATION MATTERS

2.1 Conference with Legal Counsel – Initiation of Litigation

Possible initiation of litigation pursuant to Government Code 54956.9 (c): 1 case

2.2 Conference with Legal Counsel – Existing Litigation

Pursuant to Government Code 54956.9 (a)

A. City of San Buenaventura v. United Water Conservation District, et al,
Ventura County Superior Court Case No. 56-2011-00401714-CU-WM-
VTA

B. Petition For Review Of Orders of the Federal Energy Regulatory
Commission, United Water Conservation District v. Federal Energy
Regulatory Commission, National Marine Fisheries Service, United States
Court of Appeals For The District Of Columbia Circuit, Case No. 10-
1027; U. S. Federal Energy Regulatory Commission / United Water
Conservation District Santa Felicia Project, Project No. 2153-012
Adjudicatory Proceedings Re: Project Relicensing.

3. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8.

**3.1 Property: Rancho Temescal property below Santa Felicia Dam, Portions of
Assessor Parcel Numbers 016-0-210-020, 055-0-080-060, 055-0-080-070, 055-
0-070-020, and 055-0-070-0230**

Agency Negotiators: Mike Solomon, Tony Trembley, Catherine McCalvin
Negotiating Parties: Tim Cohen, Rancho Temescal
Under Negotiation: Price and terms of payment

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- 3.2 Property: 725 Main Street, Santa Paula**
Agency Negotiators: Mary Lindley, Ken Breitag
Negotiating Parties: MK Santa Paula, LLC
Under Negotiation: Price and terms of lease

- 4. THREAT TO PUBLIC SERVICES OR FACILITIES**
Pursuant to Government Code Section 54957
Consultation with: Security Operations Manager