

Board of Directors  
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**UNITED WATER CONSERVATION DISTRICT**  
“Conserving Water since 1927”

Legal Counsel  
Anthony H. Trembley

General Manager  
E. Michael Solomon

**REVISED**  
**AGENDA**  
**REGULAR BOARD MEETING**

**Wednesday, February 8, 2012, 12:00 P.M.**  
**UWCD Board Room, 106 North 8<sup>th</sup> 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.*

**NOTICE:** This meeting will include teleconferencing as authorized by and in accordance with Government Code section 54953. The teleconferencing location will be 2531 Topaz Court, Oxnard, California. This agenda will be posted at the teleconferencing location, which will be accessible to the public.

**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 1:00 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.

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**2.3 Approval of Agenda**  
**Motion**

**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 Appointment of Members to Standing Committees and Representatives to Outside Organizations for 2012**  
**Information Item**

The President will appoint membership for 2012 of the District's standing committees and appoint representatives and alternates to the following organizations: Fox Canyon Groundwater Management Agency, Association of Water Agencies of Ventura County Board of Directors, Association of Water Agencies of Ventura County Water Issues Committee, RiverPark Reclamation JPA, Ventura County Special Districts Association, Oxnard Chamber Water Committee and Piru-Fillmore Groundwater Management Council.

**2.7 Creation and Appointment of Members to Two Ad Hoc Advisory Committees: Habitat Conservation Plan Negotiation Committee and ESA Cost Allocation Policy Committee**  
**Action Item**

The Board will create, and the President will appoint, membership of two District ad hoc advisory committees: the Habitat Conservation Plan Negotiation Committee, which will provide direction to staff with respect to negotiation of a successful Habitat Conservation Plan for the Freeman Diversion, and the Endangered Species Act Cost Allocation Policy Committee, which will review and advise with respect to allocating District expenses associated with complying with the ESA among the District's separate funds

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**2.8 Public Hearing - Ordinance No. 17**  
**Proposed Ordinance No. 17 to Increase the Compensation of the Board of Directors**

**Motion**

The Board will consider an increase in Board member compensation from \$170.60 to \$179.10 per day, consistent with California Water Code Section 20202.

**2.9 Integrated Regional Water Management Plan Update**  
**Information Item**

The Board will receive a report from county staff Lynn Rodriguez and Sue Hughes on the Watersheds Coalition of Ventura County efforts to develop, update and receive state funding pursuant to a local Integrated Regional Water Management Plan.

**2.10 Standard Industries Proposed Landscape Maintenance Easement**  
**Motion**

The Board will consider conceptual approval of a request by Standard Industries for a landscape maintenance easement, subject to reaching acceptable terms with Standard Industries concerning price and terms of payment, for the granting of a landscape maintenance easement for a portion of the District's undeveloped property adjacent to Standard's facility at 1905 Lirio Avenue, Saticoy.

**2.11 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

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- 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 January 11, 2012.
- 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. Resolution No. 2012-01 Authorizing Destruction of Personnel Records**  
**Motion**  
Adoption of Resolution No. 2012-01, authorizing the destruction of personnel records and documents of the District, in compliance with the Personnel Records Management and Destruction Policy.
- E. Amendment to Board Policies & Procedures**  
**Motion**  
Amendment of the District's Board Policies & Procedures to include the Piru-Fillmore Groundwater Management Council as an outside organization to which a District representative and alternate will annually be appointed and for which attendance at its meetings by the representative and alternate will qualify as compensable activities.
- F. FY 2011-12 Second Quarter Financial Report**  
**Information Item**  
Receipt of the District's FY 2011-12 Second Quarter Financial Report (October 1, 2011 through December 31, 2011).

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**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.

**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. The report may include issues associated with human resources and safety, District property and facilities maintenance and administration, risk management and District liability insurance matters, management of District contracts, policy development, governance procedures and Board and staff support activities.

**5.2 Supplemental Budget Appropriation in the Amount of \$ \$23,949.84 and  
Total Expenditure of \$40,269.84 for Flood Flow Water Storage (Roll Call  
Vote)**

**Motion**

The Board will consider a supplemental budget appropriation in the amount of \$23,949.84 and total expenditures of \$40,269.84 for storage of flood flow waters in Castaic Lake.

**5.3 Transfer of 18 Acre Feet of Good Deed Trust Credit to Nyeland Acres  
Mutual Water Company**

**Motion**

The Board will consider a one-time transfer of 18 acre-feet of the District's Good Deed Credit Trust to Nyeland Acres Mutual Water Company.

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**Finance Division – Christine Williams**

**5.4 Monthly Finance Division Report**

**Information Item**

Staff will present a report of monthly Finance Division activities. The report may include information with respect to budget development, status of District financial performance versus plan, the District's quarterly and annual financial report, accounting requirements and procedures, status of District investments and reserves, and updates on its capital improvement program.

**Park & Recreation Division – Clayton Strahan**

**5.5 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, recreation concessionaire's contract, operations and activities, financing and status of facility improvement projects, maintenance activities, security issues and emergency response activities.

**5.6 Lake Piru Patrol Vessel Contract Award – Not to Exceed \$80,000**

**Motion**

The Board will consider authorization of the General Manager to execute a contract with the lowest qualified bidder in amount to be presented at the February Board meeting (in an amount not to exceed \$80,000) to build a new patrol vessel for Lake Piru in compliance with the District's California Department of Boating and Waterways equipment grant.

**Outreach & Legislative Report – Ken Breitag**

**5.7 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 Department Report**

**Information Item**

Staff will give a report on the status of various water resources planning efforts and Engineering Department programs including developments in and possible implications of Piru Creek Site Specific Probable Maximum Precipitation and

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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.

**6.2 Water Plan Development & Oxnard Recycled Water Status Report**  
**Information Item**

Staff will give a report on current water resources planning approaches, including the water management scenarios as they relate to Oxnard's GREAT Project.

**7. GROUNDWATER DEPARTMENT – Tony Morgan / Steve Bachman**

**7.1 Groundwater Policy Monthly 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 statewide and locally
- Upper Santa Clara River Chloride TMDL and Alternative Water Resources Management update
- Outreach activities and 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.

**7.3 Los Angeles County Water Discharge Influence on Ventura County Water Supply – Murray McEachron**  
**Information Item**

Staff will give a report on the effect on Ventura County water supply of Los Angeles County wastewater discharge to the Santa Clara River.

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**8. OPERATIONS & MAINTENANCE DEPARTMENT – Mike Ellis**

**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, March 14, 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 8<sup>th</sup> 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) 2/2/2012 (time) 8:30 a.m. (attest) Michelle Kinnun**  
**At: United Water Conservation District Headquarters, 106 No. 8<sup>th</sup> St., Santa Paula, CA**  
**Posted: (date) 2/2/2012 (time) 8:45 a.m. (attest) Michelle Kinnun**  
**At: [www.unitedwater.org](http://www.unitedwater.org)**

**EXHIBIT A**  
**CLOSED SESSION AGENDA**

**Personnel Matters, 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 – Anticipated Litigation**

Significant exposure to litigation pursuant to Government Code 54956.9 (b): 1 case

A. Claim of City of San Buenaventura for Refund of Groundwater Charges;  
Claim available for public inspection pursuant to Govt. Code 54957.5

**2.2 Conference with Legal Counsel – Initiation of Litigation**

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

**2.3 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.

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**3. CONFERENCE WITH REAL PROPERTY NEGOTIATORS**

Pursuant to Government Code Section 54956.8.

**3.1 Property: Portion of District property, Assessor Parcel Number 128-0-040-200**

Agency Negotiators: Mary Lindley, Mike Solomon, Tony Trembley

Negotiating Parties: Standard Industries

Under Negotiation: Price and terms of payment