

Board of Directors
Robert Eranio, President
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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, April 13, 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 1:00 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.

2.3 Approval of Agenda

Motion

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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.

**2.6 2011 Richard V. Laubacher Water Conservation Award
Motion**

The Board will consider adoption of a policy guiding annual selection of a recipient for the District's Richard V. Laubacher Water Conservation Award and will determine a recipient for the 2011 Laubacher Award, which will be presented at the 2011 AWA Symposium on April 21.

**2.7 Resolution No. 2011-06 Recognizing and Commending Ventura County Sheriff Captain Tim Hagel
Motion**

The Board will consider adoption of Resolution No. 2011-06, recognizing and commending Captain Tim Hagel of the Ventura County Sheriff Department for his service to the District and the visitors of the Lake Piru Recreation Area.

**2.8 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:

- Status report on Water Managers' Group
- 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

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)

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- A. Approval of Minutes**
Motion
Approval of the minutes of the regular Board meeting of March 9, 2011.
- 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. Van Ness Feldman Revised Agreement**
Information Item
Information on revisions to the District's agreement with the law firm of Van Ness Feldman.
- E. Lake Piru Recreation Area Asphalt Paving Change Orders and Supplemental Appropriation**
Motion
Approval of two change orders totaling \$25,378 and a supplemental budget appropriation of \$4,808 associated with repaving of parking lot areas and roadways within the Lake Piru Recreation Area.
- F. PTP 30-Inch Valve Replacement – Not to Exceed \$35,000**
Motion
Authorization of the General Manager to execute a construction contract with Blois Construction in an amount of \$33,398 for the replacement of a 30-inch mainline valve on the Pumping Trough Pipeline at Wolff Road, between 5th Street and Pleasant Valley Road.
- G. Authorize CEQA Preparation for a Seawater Barrier Pilot Well – Not to Exceed \$22,000**
Motion
Authorization to execute a consulting services agreement with Rincon Consultants, Inc. for the preparation of CEQA documents for a Seawater Barrier Pilot Well, for an amount not to exceed \$22,000.

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**H. Revised Cell Phone Policy
Information Item**

Information on the revised Cellular Phone Policy establishing procedures for authorizing certain District employees to receive a monthly cellular phone allowance for the use of their personal cellular phone for District business and assigning certain employees a District-issued cellular phone for District business.

**I. Resolution No. 2011-07 Requesting Grant Funding From the California
Department of Boating and Waterways
Motion**

Adoption of Resolution No. 2011-07, approving an agreement with the California Department of Boating and Waterways for \$8,000 in grant funding over a two year period for operating and maintaining the floating restrooms at Lake Piru and authorizing the General Manager to sign the grant agreement on behalf of the District.

**J. Consider the Lake Piru Recreation Area 2011 Operating Plan
Motion**

Approval of the Lake Piru 2011 Recreation Area Operating Plan and authorization of the General Manager to execute approval of the plan.

**K. Noxious Weed Species Baseline Inventory
Motion**

Authorization of the General Manager to execute a professional services agreement with Rincon Consultants, Inc., at a cost not to exceed \$5,250, to complete a baseline inventory for specific noxious weed species at Lake Piru and Santa Felicia Dam.

**L. Proposed Revised Bail Fee Schedule for Violations of United Water
Conservation District Ordinance No. 15
Motion**

Approval of the proposed revised bail fee schedule for violations related to United Water Conservation District Ordinance No. 15.

4. RESOURCE PLANNING – Jim Kentosh/Catherine McCalvin

**4.1 Monthly Water Resource Planning Report – Jim Kentosh
Information Item**

Staff will give its monthly report on ongoing engineering, environmental and planning studies; status of federal grants; water rights, water resource planning studies, management plans, recharge projects, recycled water, and related issues; the Riverpark JPA; issues pertaining to District properties; and public outreach.

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4.2 Update on Riverpark Reclamation Plan - Jim Kentosh
Information Item

Staff will give a report on the status of the reclamation of the gravel basins within the Riverpark development.

4.3 Monthly Environmental Issues – Catherine McCalvin
Information Item

Staff will give a monthly report on environmental and regulatory issues of note over the past month. 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 and compliance with the District's FERC license/Biological Opinion.

4.4 Right of Entry Agreement with Rancho Temescal and Supplemental Appropriation– Catherine McCalvin
Motion

The Board will consider authorization of the General Manager to execute a Right of Entry Agreement with Rancho Temescal and approval of a supplemental budget appropriation in the amount of \$30,000 for payment of the entry fee to Rancho Temescal.

5. ADMINISTRATIVE SERVICES DEPARTMENT – Mary Lindley
Administration Services

5.1 Administrative Services Department Report
Information Item

Staff will present an update on Administration Department activities. The report will address District administrative matters, including financial, property right-of-way, policies and procedures, contract management, risk management, human resources and park and recreation.

5.2 Initiation of Proposition 218 Process for Proposed Rate Increase to the General Fund Groundwater Extraction/Replenishment Charges for FY 2011-12
Motion

The Board will consider authorization of staff to initiate the Proposition 218 process for a proposed rate increase to the General Fund Groundwater Extraction/Replenishment Charge for FY 2011-12 by notifying affected Zone A parcel/well owners and well operators by mail and setting a public hearing for June 8, 2011.

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5.3 Consider Purchase and Sale Agreement for District-Owned Property to MJL Investments (Standard Industries)

Motion

The Board will consider approval of the Purchase and Sale Agreement and Joint Escrow Instructions for the sale of District property to MJL Investments, dba Standard Industries, and authorization of the General Manager to execute the agreement on behalf of the District.

Finance Division – Christine Williams

5.4 Monthly Finance Division Report

Information Item

Staff will present a report of monthly Finance Division activities.

Park & Recreation Division – Clayton Strahan

5.5 Park & Recreation 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

5.6 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 DEPARTMENT - John Dickenson

6.1 Monthly Engineering 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.

7. GROUNDWATER DEPARTMENT – Tony Morgan/Steve Bachman

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**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 statewide and locally
- Upper Santa Clara River Chloride TMDL and Alternative Water Resources Management update
- Outreach/meetings attended by the Groundwater Policy Manager
- Groundwater policy and regulatory matters
- Updates on local, state and federal water issues
- Fox Canyon GMA and other outside agency updates

7.2 PUBLIC HEARING

Opening of Annual Groundwater Hearing to Accept Comment on Groundwater Conditions within the District – Tony Morgan

In accordance with the California Water Code, the Board annually conducts a public hearing to consider the conditions of groundwater resources within the District. An “Annual Investigation and Report of Groundwater Conditions” was submitted to the Secretary/Treasurer of the Board on March 9 of this year and has been available for public review and comment. This hearing will be opened and continued through the regular May and June Board meetings. At this meeting staff will give a report about current groundwater conditions, and members of the public will be permitted to give testimony. At its June meeting, the Board may choose to close the hearing and consider the establishment of zones and the levying of groundwater extraction charges in those zones.

Public comment will be accepted at this time.

This hearing will be continued first until Wednesday, May 18, 2011, and again to Wednesday, June 8, 2011. No Board decisions will be made until the final hearing on June 8, 2011.

**7.3 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 the Santa Paula TAC, AB3030 Piru/Fillmore Groundwater Management Council, East Area 1 Memorandum of Understanding, Calleguas MWD and UWCD Master Services Agreement for groundwater support services, and professional presentations by the staff.

8. OPERATIONS & MAINTENANCE DEPARTMENT – Tony Blankenship

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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, May 18, 2011** 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) 4-7-2011 (time) 10:45 a.m. (attest) Michelle Kinnun

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

Posted: (date) 4-7-2011 (time) 10:50 a.m. (attest) Michelle Kinnun

At: www.unitedwater.org

EXHIBIT A
CLOSED SESSION AGENDA

Personnel Matters, Litigation Matters
and Real Property Negotiations

1. LITIGATION MATTERS

1.1 Conference with Legal Counsel – Anticipated Litigation

Significant exposure to litigation pursuant to Government Code 54956.9 (b):
No cases

1.2 Conference with Legal Counsel – Initiation of Litigation

Possible initiation of litigation pursuant to Government Code 54956.9 (c): No
cases

1.3 Conference with Legal Counsel – Existing Litigation

Pursuant to Government Code 54956.9 (a)

A. Jaime Arredondo, Florencia Alvarez Gomez, et. al. v. Recreation Resource Management, United Water Conservation District, Ventura County Superior Court Case No. 56-2009-00363703-CU-PO-VTA.

B. California Trout, Inc. v. Bureau of Reclamation and United Water Conservation District, United States District Court for the Central District of California Case No. CV09-0312GHK.

2. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8.

2.1 Property: District property occupied by Standard Industries, Portion of Assessor Parcel Number 128-0-040-200

Agency Negotiators: Mike Solomon, Tony Trembley
Negotiating Parties: Standard Industries
Under Negotiation: Price and terms of payment

2.2 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 access