

Board of Directors
Robert Eranio, President
Daniel C. Naumann, Vice President
Lynn Maulhardt, Secretary/Treasurer
Sheldon G. Berger
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Roger E. Orr
F.W. Richardson



UNITED WATER CONSERVATION DISTRICT
“Conserving Water since 1927”

Legal Counsel
Anthony H. Trembley

General Manager
E. Michael Solomon

AGENDA
REGULAR BOARD MEETING

Wednesday, May 18, 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

Agenda
Regular Board Meeting
May 18, 2011

2.4 Oral Report Regarding Executive (Closed) Session
Information Item

To be given by District Counsel Tony Trembley. This will include a report on a settlement agreement reached with respect to Executive Session item 2.3(a).

2.5 Board Communication
Information Item

Board members may present non-agenda information.

2.6 Consideration of Amending the General Manager's Compensation Package
Motion

The Board will consider amending the total compensation package offered to the District's General Manager. Included in this action will be the General Manager's FY 2010-11 Performance Merit Pay and step-in range salary adjustment, based on performance, for FY 2011-12.

2.7 Casitas MWD Lawsuit Presentation
Information Item

The Board will receive report from Casitas MWD General Counsel John Mathews on status of that agency's lawsuit against the federal government for the water loss of water at the Robles Diversion Dam for fish flows.

2.8 Appointment of a Habitat Conservation Plan Negotiation Ad Hoc Committee
Information Item

The President will announce the formation of an ad hoc committee, as recommended by the Environmental Committee, made up of two members of the Board to provide direction to staff as they negotiate actions necessary to complete a successful Habitat Conservation Plan (HCP) for the Vern Freeman Diversion Dam.

2.9 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

**Agenda
Regular Board Meeting
May 18, 2011**

- 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 April 13, 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. FY 2010-11 Third Quarter Financial Report**
Information Item
The Third Quarter (July 1, 2010 - March 31, 2011) Financial Report for FY 2010-11 will be presented to the Board.
- E. FY 2010-11 Supplemental Budget Appropriations for Three Completed Capital Improvement Projects Totaling \$56,589**
Motion
Approval of supplemental appropriations in the amount of \$56,589 to fund overages in three Capital Improvement Projects in FY 2010-11: the Lake Piru Recreation Area Water System, the El Rio Yard Sewer Connection and the Santa Felicia Dam Shop.
- F. District Rate Study Adoption**
Motion
Adoption of the District's final 2011 Water Rate Study, Parts 1, 2 and 3, as a non-binding guide to support future Board policy on its water rate structure.

Agenda
Regular Board Meeting
May 18, 2011

G. Groundwater Supply Enhancement Assistance Program Grant Agreement

Motion

Approval of agreements with the Fox Canyon GMA to accept grants for two projects: Aquifer Delineation within the Oxnard Forebay Groundwater Basin using Surface Geophysics and Santa Clara River Recharge Evaluation – Forebay Groundwater Basin.

H. Data Integration Platform – Not to Exceed \$36,500

Motion

The Board will consider approval to purchase a Rockwell Automation Vantage Point Historian software program in an amount not to exceed \$36,500 to assist with data collection and retrieval.

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 the District's ongoing engineering and planning studies, water resource studies, management plans, permitting efforts, water resource issues, State Water purchases, seawater barrier pilot well, potable and recycled water programs, new surface water recharge facilities, partnerships with other agencies, the Riverpark JPA, hydrologic conditions, right-of-way matters and issues pertaining to District properties, weather, status of grants, water rights, and public outreach.

4.2 Review Proposed 2011 Urban Water Management Plan and Set a Public Hearing Date – Jim Kentosh

Motion

Staff will provide a presentation on the proposed 2011 Urban Water Management Plan and the Board will be asked to set the date of June 8 for a required Public Hearing on the Plan. The Plan update includes information on urban water conservation as required by State law.

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.

Agenda
Regular Board Meeting
May 18, 2011

4.4 Progress Report on the Habitat Conservation Planning Process – Catherine McCalvin

Information Item

The District has been working on its Habitat Conservation Plan (HCP) since 2008 and has recently made substantial progress on developing the content of the plan. Staff has revised the schedule for completion of the HCP process and narrowed the scope of the HCP to a simpler, more streamlined effort. Staff will provide a progress report that explains this new approach and the future steps necessary to complete the HCP.

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 Revocable Communications Site License Agreement with AT&T for a Cell Tower at Lake Piru

Motion

The Board will be asked to consider approval of a Revocable Communications Site License Agreement with AT&T for the installation and operation of a cell phone tower and future microwave dish at Lake Piru to improve emergency communications. The Agreement includes a ten-year term and monthly license fees of \$800.

5.3 FY 2011-12 Proposed Budget Overview/Future Budget Review Meetings

Information Item

Staff will present the Proposed FY 2011-12 Budget, and the Board will set future date(s) and time(s) for at least one budget study session to occur before June 8, 2011.

Finance Division – Christine Williams

5.4 Monthly Finance Division Report

Information Item

Staff will present a report of monthly Finance Division activities.

**Agenda
Regular Board Meeting
May 18, 2011**

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, 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 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

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
- Groundwater policy and regulatory matters
- Updates on local, state and federal water issues
- Fox Canyon GMA and other outside agency updates

Agenda
Regular Board Meeting
May 18, 2011

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 Santa Paula TAC, AB3030 Piru/Fillmore Groundwater Management Council, Calleguas MWD and UWCD Master Service Agreement for groundwater support activities, and the Saline Water Barrier Pilot Well.

7.3 PUBLIC HEARING

Continuation 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 Board on March 9 of this year and has been available for public review and comment. Additionally, a public hearing was opened at the regular Board meeting on April 13 and will be continued through the regular June Board meeting. During the Board’s 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.** No Board decisions will be made until the final hearing on June 8, 2011.

8. OPERATIONS & MAINTENANCE DEPARTMENT – Tony Blankenship

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, June 8, 2011** or call of the President.

**Agenda
Regular Board Meeting
May 18, 2011**

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) 5/11/2011 (time) 9:00 a.m. (attest) Michelle Kinnun
At: United Water Conservation District Headquarters, 106 No. 8th St., Santa Paula, CA
Posted: (date) 5/11/2011 (time) 9:15 a.m. (attest) Michelle Kinnun
At: www.unitedwater.org

EXHIBIT A
CLOSED SESSION AGENDA

Personnel Matters, Litigation Matters
and Real Property Negotiations

1. PERSONNEL MATTERS

1.1 Employee Evaluation

Public Employee Performance Evaluation (Government Code 54957: General Manager). The Board will review the Executive Committee's evaluation of the General Manager's performance.

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

Agency Designated Representatives: Executive Committee
Unrepresented Employee: General Manager

2. LITIGATION MATTERS

2.1 Conference with Legal Counsel – Anticipated Litigation

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

2.2 Conference with Legal Counsel – Initiation of Litigation

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

2.3 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.

2. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8.

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

Agency Negotiators: Mike Solomon, Tony Trembley

Agenda
Regular Board Meeting
May 18, 2011

Negotiating Parties: Standard Industries
Under Negotiation: Price and terms of payment

3.2 Property: 4780 Piru Canyon Road, Piru, CA 93040

Agency Negotiators: Mike Solomon, Mary Lindley, Tony Trembley, Nancy Schreiner

Negotiating Parties: Jerry Ambrose, New Cingular Wireless PCS

Under Negotiation: Price and terms of lease