

Board of Directors
Robert Eranio, President
Daniel C. Naumann, Vice President
Michael W. Mobley, Secretary/Treasurer
Sheldon G. Berger
Bruce E. Dandy
Lynn E. Maulhardt
Edwin T. McFadden III



UNITED WATER CONSERVATION DISTRICT
“Conserving Water since 1927”

General Manager
Mauricio E. Guardado, Jr.

Legal Counsel
David D. Boyer

REVISED AGENDA
REGULAR BOARD MEETING

Wednesday, March 14, 2018, 12:00 P.M.
Board Room, UWCD G.I. “Irv” Wilde Headquarters
106 North 8th Street, Santa Paula, California

BOARD MATTERS

Normally, Action (Motion) Items will be considered and acted upon separately; Consent Items will be considered and acted upon collectively, although a Consent Item may be considered and acted upon separately; and Information Items will be considered separately without action.

The Board of Directors in its discretion may change the order of agenda items.

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

Members of the public may address the Board on any matter on the Closed Session agenda or on any non-agenda item 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 in the attached Executive (Closed) Session Agenda (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

Members of the public may address the Board on any item on the Consent Calendar or on any non-agenda item within the jurisdiction of the Board. No action will be taken by the Board on any non-agenda item. 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**
Presented by District Legal Counsel David D. Boyer.
- 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 General Manager's Report
Information Item**
The General Manager will present information on his activities of possible interest to the Board and that may have consequence to the District.
- 2.7 Public Hearing - Ordinance No. 22
Proposed Ordinance No. 22 Consideration to Increase the Compensation of the Board of Directors
Motion**
The Board will conduct a Public Hearing and consider the adoption of Ordinance 22 authorizing an increase in Directors' compensation from \$205.00 to \$215.25 per day.
- 2.8 Recognition of Ventura County Sheriff's Captain Dave Wareham
Ceremonial Item**
Board to recognize Ventura County Sheriff's Captain Dave Wareham for his 30 years of service to the community, including his support of the United Water Conservation District by assisting in and providing protection of staff and visitors to the Lake Piru Recreation area and for his role in facilitating a fee reduction for the District's contracting with Ventura County Sheriff's Deputies as he recognized the value and importance of this ongoing collaboration in safeguarding the lives and property of the public.
- 2.9 Revisions to Board Policies and Procedures
Motion**
Board to consider approving revisions to the Board Policies and Procedures document.
- 2.10 2018 Richard V. Laubacher Award
Motion**
The Board will consider possible recipients for the Laubacher Award and conduct a vote to determine the 2018 recipient.

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3. **CONSENT CALENDAR: All matters listed under the Consent Calendar are considered routine by the Board and will be enacted by one motion. There will be no separate discussion of these items unless a Board member pulls an item 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 for the Regular Board meeting of February 14, 2018.

B. **Groundwater Basin Status Reports**

Information Item

Receive and file Monthly Hydrologic Conditions Report for the District.

C. **Monthly Investment Report**

Information Item

Receive and file 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.

4. **MOTION ITEMS (By Department)**

Administrative Department – Christy Ramirez and Tina Rivera

4.1 **May 2018 Board Meeting Date Change**

Motion

Board to consider authorizing a date change of the District's regular May 2018 Board meeting from Wednesday, May 9, to Tuesday, May 15, to accommodate Directors and staff attending the Association of California Water Agencies (ACWA) spring conference, which is held May 7-11 in Sacramento. Board should note that staff is also recommending the May Finance Committee meeting be moved to Monday, May 14.

Engineering Department – Jim Grisham

4.2 **Lake Piru Modular Office Site Work Award of Contract to Civic Construction Associates, Inc.**

Motion

Board to consider authorizing the General Manager to execute a contract with Civic Construction Associates, Inc. in the amount of \$182,000 for the Lake Piru Modular Office Site Work (Specification 17-06 REBID) project.

Environmental Planning and Conservation Department – Anthony Emmert

4.3 Surveys for listed riparian birds at Santa Felicia Dam in the Amount of \$25,181 over the course of three years

Motion

Board to consider authorizing the General Manager to amend a professional services agreement with Griffith Wildlife Biology in the amount of \$25,181 to perform surveys for the southwestern willow flycatcher, least Bell's vireo, and yellow-billed cuckoo at the Santa Felicia Dam for three breeding seasons (2018-2020), in support of operations and maintenance activities at the facility and the development of the Santa Felicia Dam Spillway and Outlet Dam Safety projects and the Habitat Improvement Plan.

Operations and Maintenance – Mike Ellis

4.4 Agreement with Casitas Municipal Water District for the Purchase of its 2018 State Water Project Table A Water Allocation

Motion

Board to consider authorizing the General Manager to execute an agreement with the Casitas Municipal Water District for the purchase of its 2018 State Water Project Table A water allocation.

5. PRESENTATIONS AND MONTHLY STAFF REPORTS (By Department)

Administration Services – Tina Rivera and Christy Ramirez

**5.1 Monthly Administrative Services Department Report – Tina Rivera
Information Item**

Staff will report on Administration Department activities including issues associated with budget development, financial performance versus budget plan, financial accounting requirements and procedures, potential debt issuance and related financial services, status of District investments and reserves, updates on its capital improvement programs, human resources and safety, District property and facilities maintenance and administration, the search for new District offices, District records and reports, groundwater extraction statements administration, risk management and District liability insurance matters, management of District contracts, policy development, governance procedures, and supporting activities of Board and staff.

**5.2 Incode Module Overview
Information Item**

Staff will present report on the District's new Incode financial software.

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**5.3 CalPERS Pension Costs Update
Information Item**

Staff will present report on CalPERS pension rates.

Outreach, Legislative, Grants and Training Report – Christy Ramirez

**5.4 Outreach, Legislative, Grants and Training Report
Information Item**

Staff will report on outreach activities, newly proposed legislation for 2018, pending and chaptered state and federal legislation, state and federal legislative issues of note for the District over the past month, potential grants/grant activity, and staff and director training.

Engineering Department – Jim Grisham

**5.5 Monthly Engineering Department Report
Information Item**

Staff will report on various water resources, planning efforts and department programs affecting the District, including, but not limited to design and construction; dam safety; FERC license compliance; Freeman Diversion; recycled water; pipeline operations and various engineering analysis.

Environmental Planning and Conservation Department – Anthony Emmert

**5.6 Monthly Environmental Planning and Conservation Department Report
Information Item**

Summary report on environmental and regulatory issues of note to the District. The report will include water releases, operations of the fish ladder at the Freeman Diversion, various monitoring efforts, study plans and issues associated with the Endangered Species Act, including the Section 10 MSHCP process, future fish passage requirements, compliance with the District's FERC license/Biological Opinion, the Santa Felicia Dam, studies and operations in and near Piru Creek, any interactions with Rancho Temescal and Rancho Camulos.

**5.7 Quagga Mussel Management Efforts Update
Information Item**

Summary report on the ongoing management and monitoring efforts related to the Lake Piru quagga mussel infestation.

Groundwater Department – Tony Morgan

5.8 Monthly Groundwater Department Report

Information Item

Summary report on monthly Groundwater Department activities. Department activities include, but are not limited to, updates to the Ventura Regional Groundwater Flow Model; the Santa Paula Basin Technical Advisory Committee; status of the Santa Paula Basin safe yield and practical measures studies; brackish water treatment feasibility study; upper Santa Clara River Chloride TMDL; hydrologic and well conditions statewide and locally; available Forebay storage; county well ordinance update; Fox Canyon GMA issues; City of Oxnard's GREAT Program; potential recycled water projects, including use of United's terminal reservoirs; user groups (including but not limited to Oxnard Plain and Pumping Trough Pipeline groups); local implementation of the Sustainable Groundwater Management Act of 2014 (including formation of groundwater sustainability agencies in the District's basins, stakeholder and basin user groups, joint powers or governance agreements, development of water markets, and potential basin boundary changes); and potential District solar power facilities.

5.9 Sustainable Groundwater Management Act (SGMA) – Groundwater Sustainability Agency (GSA) Update

Information Item

Summary report on the monthly activities of the two Groundwater Sustainability Agencies (Mound Basin GSA and Fillmore and Piru Basins GSA), for which the District serves as a member director.

Operations and Maintenance – Mike Ellis

5.10 Monthly Operation and Maintenance Department Report

Information Item

Staff will report on monthly operations and maintenance of District facilities including Santa Felicia Dam and hydroplant; the Piru Groundwater Recharge facility; the Freeman Diversion Dam; the Saticoy and El Rio Groundwater Recharge facilities; the Pleasant Valley and Pumping Trough Pipeline systems; and the Oxnard-Hueneme Pipeline 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.

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Park and Recreation Division – Clayton Strahan

**5.11 Monthly Park and Recreation Department Report
Information Item**

Summary report on operations and items of note relative to the Lake Piru Recreation Area. Items may include, but are not limited to, discussion of potential revisions to the existing PMC operating agreement, camping and boating policies at the lake; operations and activities; financing and status of facility improvement projects; maintenance activities; security issues; and emergency response activities.

6. BOARD OF DIRECTORS READING FILE

7. ADJOURNMENT


The Board will adjourn to the **Regular Board Meeting on Wednesday, April 11, 2018** 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: _____


Anthony A. Emmert, Deputy General Manager, UWCD

Posted: (date) March 7, 2018

(time) 10:25a.m.

(attest) *Kris Sofley*

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

Posted: (date) March 7, 2018

(time) 10:45a.m.

(attest) *Kris Sofley*

At: www.unitedwater.org

EXHIBIT A
EXECUTIVE (CLOSED) SESSION AGENDA

1. LITIGATION MATTERS

1.1 Conference with Legal Counsel – Existing Litigation

Pursuant to Government Code §54956.9 (d)(1)

- A. City of San Buenaventura v. United Water Conservation District, et al, Santa Barbara County Superior Court Case No. VENCI00401714
- B. City of San Buenaventura v. United Water Conservation District, et al, Santa Barbara Superior Court Case No. 1414739 (consolidated for purposes of trial with case in subsection A.)

Note: 2.1 A and B consolidated in the California Supreme Court, 2nd Civil No. S226036, Review granted on June 24, 2015 of published decision of Division Six, Second District of the Court of Appeal of the State of California, 2d Civil No. B251810.

- C. City of San Buenaventura v. United Water Conservation District, et al, Santa Barbara County Superior Court Case No. 1467531
- D. Wishtoyo Foundation, et al v. United Water Conservation District, U.S. District Court for the Central District of California, Case No.2:16-cv-03869 GHK (PLAx)

1.2 Conference with Legal Counsel – Anticipated Litigation

Initiation of litigation pursuant to Government Code §54956.9 (d)(4):
one case

1.3 Conference with Legal Counsel – Anticipated Litigation

Significant exposure to litigation pursuant to Government Code §54956.9 (d)(2): one case

2. REAL PROPERTY MATTERS

2.1 Discussion of Real Property Negotiations

[Government Code Section 54956.8]

Property: Harvard location APN 102-0221-035, APN 102-0221-025 and APN 102-0221-015

Agency Negotiators: Mauricio E. Guardado, Jr.

Negotiating parties: United Water Conservation District (Buyer) and Daniel Kashani of TriStar Realty Group (Seller)

Under negotiation: instructions to negotiators will concern price and terms of payment for the purchase of the identified property.