

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

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

**Wednesday, April 11, 2018, 12:00 P.M.**  
**Board Room, UWCD G.I. “Irv” Wilde Headquarters**  
**106 North 8<sup>th</sup> 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 1:30 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**



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

**Administrative Department – Christy Ramirez and Tina Rivera**

**4.1 District Organization**

**Motion**

The Board shall consider approving a position title change from Deputy General Manager/Groundwater Resources Manager to Chief Engineer.

**4.2 Ventura Local Agency Formation Commission (LAFCo) Countywide Oversight Board Nominations**

**Motion**

The Board shall consider nominating a candidate(s) to represent independent special districts on the Ventura LAFCo Countywide Oversight Board.

**Engineering Department – Jim Grisham**

**4.3 Santa Felicia Dam Outlet Works Improvement Project Phase 2 Design – Request for Supplemental Funding of \$11,600 and Amendment to Agreement with GEI Consultants, Inc.**

**Motion**

Board to consider: 1) authorizing a supplemental budget appropriation of \$11,600 to cover engineering activities associated with the Santa Felicia Dam Outlet Works Improvement Project, and 2) authorizing the General Manager to amend the professional services agreement with GEI Consultants, Inc. (GEI) to document the penstock hydraulic parameters to support findings of the Environmental Impact Report (EIR) for the project.

**Environmental Planning and Conservation Department – Anthony Emmert**

**4.4 Multiple Species Habitat Conservation Plan Development and Support**

**Motion**

Board to consider authorizing the General Manager to execute an Amendment to the Agreement with R2 Resources Consultants, Inc. (R2 Resources) in the amount of \$149,850 for support in revising Chapters 5 (Conservation Program) and 6 (Effects Analysis) of the District's Multiple Species Habitat Conservation Plan (MSHCP) and providing technical assistance with hydrology modeling.

**4.5 Quagga Mussel Monitoring and Control Planning and Management – Professional Services Agreement - \$117,400**

**Motion**

Board to consider authorizing the General Manager to execute a professional services agreement with Catalyst Environmental Solutions in the amount of \$117,400 to provide consulting services to support United’s Quagga Mussel Monitoring and Control Program during 2018 and 2019.

**4.6 Quagga Mussel Population Control/Eradication Plan Development and Permitting Support – Professional Services Agreement - \$521,500**

**Motion**

Board to consider authorizing the General Manager to execute a professional services agreement with Catalyst Environmental Solutions in the amount of \$521,500 to perform an ecological risk assessment, conduct all necessary permitting application processes, and develop a detailed treatment plan for extreme population control aimed at eradication of quagga mussels from Lake Piru, Piru Creek, the Santa Felicia Dam infrastructure, and the Santa Felicia Dam spillway plunge pool.

**4.7 Pre-implementation Studies in Support of Federal Energy Regulatory Commission Fish Passage Assessment – Amendment to Professional Services Agreement with Cramer Fish Sciences - \$277,700**

**Motion**

Board to consider authorizing the General Manager to execute an amendment to the professional services agreement with Cramer Fish Sciences in the amount of \$277,700 to conduct studies outlined in the “Santa Felicia Dam Fish Passage Program Pre-Implementation Study Plan.”

**4.8 Supplemental FY 2017-18 Budget Appropriations for Legal Expenditures Related to Wishtoyo Litigation**

**Motion**

Board to consider approving supplemental appropriations totaling \$600,000 for legal expenditures related to the Wishtoyo litigation.

**Groundwater Department – Tim Moore**

**4.9 PUBLIC HEARING  
Opening of Annual Groundwater Hearing to Accept Comment on Groundwater Conditions within the District**

In accordance with the District’s principal act in 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 13, 2018 and has been available for public review and comment. This hearing will be opened and continued to the regular May 2018 and June 2018 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 13, 2018 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 Tuesday, May 15, 2018, and again to Wednesday, June 13, 2018. No Board decisions will be made until the final hearing on June 13, 2018.

**Parks and Recreation Department – Clayton Strahan**

**4.10 Limited Peace Officer Authority for District Park Services Officer Staff**

**Motion**

Board to consider authorizing the General Manager to 1) initiate the process for granting Park Service Officer staff limited Peace Officer authority per California Penal Code Section 830.31(b); 2) change the Park Service Officer job title to Park Ranger and revise the job description and authorities accordingly; 3) convey changes to job title, description and authorities to Service Employees International Union (SEIU), the District's labor union; and 4) execute an agreement with Lexipol LLC (Lexipol), in the amount of \$2,500 for the development of a Policy Manual for Park Rangers, including an annual subscription for online updates.

**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**

Summary of 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.

**Outreach, Legislative, Grants and Training Report – Christy Ramirez**

**5.2 Monthly Outreach, Legislative, Grants and Training Report  
Information Item**

Summary of 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**

**5.3 Monthly Engineering Department Report  
Information Item**

Summary 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**

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

Staff will 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.

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

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

**Groundwater Department – Staff**

**5.6 Monthly Groundwater Department Report**

**Information Item**

Staff will 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.

**5.7 Update on Groundwater Sustainability Agencies (GSAs) and Sustainable Groundwater Management Act (SGMA)**

**Information Item**

Staff will 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**

**5.8 Monthly Operation and Maintenance Department Report**

**Information Item**

Summary 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.

**Park and Recreation Division – Clayton Strahan**

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

Staff will 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 Tuesday, May 16, 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 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:   
Mauricio E. Guardado, Jr. – General Manager

Posted: (date) April 5, 2018 (time) 3:00p.m. (attest) Kris Sofley  
At: United Water Conservation District Headquarters, 106 No. 8<sup>th</sup> St., Santa Paula, CA

Posted: (date) April 5, 2018 (time) 3:30p.m. (attest) Kris Sofley  
At: www.unitedwater.org



**EXHIBIT A**  
**EXECUTIVE (CLOSED) SESSION AGENDA**

**1. EMPLOYMENT**

- 1.1 Public Employment (Government Code § 54957(b)(1))**  
Title: Chief Engineer

**2. LITIGATION MATTERS**

- 2.1 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, 2<sup>nd</sup> 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)

- 2.2 Conference with Legal Counsel-Anticipated Litigation**  
Significant exposure to litigation pursuant to Government Code §54956.9(d)(2): one case

**3. REAL PROPERTY MATTERS**

- 3.1 Discussion of Real Property Negotiations**  
[Government Code Section 54956.8]  
Property: [550 Camarillo Center Drive, Camarillo, CA 93010]  
APN 229-0-010-535 Agency Negotiators: Mauricio E. Guardado, Jr.  
Negotiating parties: United Water Conservation District (Buyer) and Equity Commercial Real Estate Services (Seller)  
Under negotiation: instructions to negotiators will concern price and terms of payment for the purchase of the identified property