

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, July 11, 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 1:30 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

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.

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 June 13, 2018.

B. Groundwater Basin Status Reports

Information Item

Receive and file Monthly Hydrologic Conditions Report for the District.

C. 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.

D. Substitute Revised Salary Schedule for FY 2018-19

Motion

The Board shall consider substituting a revised salary schedule for the salary schedule originally contained in the adopted Fiscal Year 2018-19 Budget.

4. MOTION ITEMS (By Department)

Administrative Department – Christy Ramirez and Tina Rivera

4.1 District Position on Proposition 3 - Water Supply and Water Quality Bond Act of 2018

Motion

The Board shall consider taking an official District position in support of Proposition 3, the Water Supply and Water Quality Bond Act of 2018.

4.2 District Position on H.R. 3916 Federally Integrated Species Health Act (FISH Act)

Motion

The Board shall consider taking an official District position in support of H.R. 3916 Federally Integrated Species Health Act (FISH Act).

Engineering Department – Jim Grisham

4.3 California Environmental Quality Act (CEQA) Compliance for Wellhead Energy’s Community Energy Reliability Center Proposal in the amount of \$70,442 for a Mitigated Negative Declaration (MND) or \$104,883 for an Environmental Impact Report (EIR)

Motion

Board to consider authorizing the General Manager to execute a Professional Services Agreement (PSA) with Rincon Consultants, Inc. to complete either a Mitigated Negative Declaration (MND) or an Environmental Impact Report (EIR) based on the information set forth in the initial study. The work would assist United with complying with the California Environmental Quality Act (CEQA) for the proposed Wellhead Energy’s Community Energy Reliability Center (CERC) and authorize an expenditure in the amount of \$70,442 for an MND or \$104,883 for an EIR with either option being fully funded by Wellhead Energy.

4.4 Resolution 2018-09 A Resolution of the Board of Directors of the United Water Conservation District making Certain Findings and Determinations in Accordance with the California Environmental Quality Act (CEQA) for Adoption of a Mitigated Negative Declaration (MND) and Mitigation Monitoring Reporting Program (MMRP) and the Implementation of the Pothole Trailhead Parking Area Project

Motion

Board to consider adopting **Resolution 2018-09** a Resolution of the United Water Conservation District approving and adopting the Mitigated Negative Declaration (MND) and accompanying Mitigation Monitoring and Reporting Program (MMRP), approving the Pothole Trailhead Parking Area Project and authorizing its implementation by the General Manager; and directing the General Manager to file a Notice of Determination in accordance with CEQA.

4.5 Award Design Contract for the Iron and Manganese Treatment for Deep Wells of the El Rio Water Treatment Plant and Oxnard Hueneme Pipeline System (Phase 1)

Motion

Board to consider authorizing the General Manager to execute a professional services agreement in the amount of \$572,675 to Kennedy/Jenks Consultants, Inc. for the engineering design of an iron and manganese treatment plant for deep wells at the El Rio Water Treatment Plant and Oxnard Hueneme Pipeline System, with the design cost to be partially offset by the recent announcement that the U.S. Bureau of Reclamation has accepted the District's grant application for \$300,000 under the WaterSMART Drought Response Program.

4.6 Southern California Edison Request for Overhead Easement (APN 129-0-020-060)

Motion

Board of Directors to consider granting Southern California Edison a ninety-foot (90-foot) wide overhead easement and right-of-way in the Santa Clara River south of North Bank Drive and north of the Ferro Recharge Basin.

Operations and Maintenance – Mike Ellis

4.7 Rehabilitation of Pumping Trough Pipeline Well #1 and Pump Assembly

Motion

Board shall consider authorizing the General Manager to execute a contract for the rehabilitation of Pumping Trough Pipeline Well #1 in an amount up to \$123,000.

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.

Outreach, Legislative, Grants and Training Report – Christy Ramirez

**5.2 Monthly 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

**5.3 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.

Operations and Maintenance – Mike Ellis

**5.4 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.

Environmental Planning and Conservation Department – Anthony Emmert

5.5 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.

5.6 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 – Staff

5.7 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.

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

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.

Park and Recreation Division – Clayton Strahan

**5.9 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, September 12, 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: 
Mauricio E. Guardado, Jr. – General Manager

Posted: (date) July 5, 2018 (time) 4:30p.m. (attest) Kris Sofley
At: United Water Conservation District Headquarters, 106 No. 8th St., Santa Paula, CA

Posted: (date) July 5, 2018 (time) 4:45p.m. (attest) Kris Sofley
At: www.unitedwater.org

EXHIBIT A
EXECUTIVE (CLOSED) SESSION AGENDA

1. LABOR NEGOTIATIONS

- 1.1 Conference with Labor Negotiators (Government Code 54957.6)**
Agency designated representatives: Mauricio E. Guardado, Jr., Alvertina Rivera and Christy Ramirez. Employee organization: SEIU Local 721.

2. REAL PROPERTY MATTERS

- 2.1 Discussion of Real Property Negotiations**
[Government Code Section 54956.8]
APN: **129-0-020-060**
Agency Negotiators: Jim Grisham.
Negotiating parties: United Water Conservation District (Owner) and Southern California Edison
Under negotiation: instructions to negotiator will concern price and terms of payment.

3. LITIGATION MATTERS

- 3.1 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)

- 3.2 Conference with Legal Counsel-Anticipated Litigation**
Significant exposure to litigation pursuant to Government Code §54956.9(d)(2): four cases