

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, September 12, 2018, 12:00 P.M.**  
**Board Room, UWCD G.I. “Irv” Wilde Headquarters**  
**106 North 8<sup>th</sup> Street, Santa Paula, California**

Director Lynn Maulhardt will be joining the meeting via Teleconference Call from  
Residence Inn by Marriott, 6195 E Valley Center Rd, Bozeman, MT 59718  
Phone: (406) 522-1535 (+1 hour MDT)

**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 July 11, 2018 and the Special Board meeting of August 30, 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. **FY 2017-18 Disclosure of Reimbursements**  
**Information Item**  
Receive and file receipts of disclosures of reimbursements for FY 2017-18 pursuant to Government Code §53065.5.

**E. Consideration to Amend Conflict of Interest Policy in Board of Directors Policies and Procedures**

**Motion**

The Board will consider adopting an amended Board of Directors Policies and Procedures, with an updated Conflict of Interest Code.

**F. Wavier of Late Fees and Penalties**

**Motion**

Board will consider waiving penalty and interest charges.

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

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

**4.1 Update Various Financial Policies**

**Motion**

The Board will consider approval of three revised financial policies: Procurement Policy, Expense and Board Member Compensable Activity Policy, and Budget Amendment Policy to better clarify the District's position, thus avoiding any ambiguity and streamlining some processes.

**4.2 New District Logo**

**Motion**

The Board will consider adopting a new District logo, in coordination with the Branding and Outreach efforts.

**4.3 Resolution No. 2018-11 A Resolution of the Board of Directors of the United Water Conservation District Nominating a Candidate for Regular or Alternate Special District Commissioner to Ventura LAFCo**

**Motion**

The Board will consider nominating one District Director as a Regular or Alternate Ventura Local Agency Formation Commission (LAFCo) Alternate Commissioner and adopt Resolution 2018-11.

**4.4 Consideration of Legislative Affairs Policy and Platform**

**Motion**

The Board will consider adopting a Legislative Affairs Policy and Platform

**4.5 Amendment to Memorandum of Understanding with County of Ventura Regarding Participation in Watersheds Coalition of Ventura County Integrated Regional Water Management Planning Efforts**

**Motion**

Board will consider approving the Second Amendment to the 2008 Memorandum of Understanding with the County of Ventura regarding participation in the Watersheds Coalitions of Ventura County Integrated Regional Water Management Planning efforts through July 31, 2023.

**Engineering Department – Maryam Bral**

**4.6 Santa Felicia Dam Outlet Works and Spillway Improvement Projects Board of Consultants in the Amount of \$78,618**

**Motion**

Board will consider authorizing the General Manager or designee to execute three amendments in the total amount of \$78,618 for the Santa Felicia Dam Outlet Works and Spillway Improvement Projects Board of Consultants for FY 18/19.

**4.7 2019 Santa Felicia Dam Functional Exercise Preparation, Award Professional Services Contract in the Amount of \$78,500**

**Motion**

Board will consider authorizing the General Manager to execute a professional service contract in the amount of \$78,500 to Gannett Fleming, Inc. for the 2019 Santa Felicia Dam Functional Exercise Preparation.

**4.8 Lake Piru Modular Office Project Change Orders in the Amount of \$36,396.56.**

**Motion**

Board will consider authorizing the General Manager or designee to execute two contract change orders in the total amount of \$36,396.56 for the Lake Piru Modular Office Project for FY 18/19.

**Groundwater Department – Maryam Bral**

**4.9 Consulting Agreement for Groundwater Modeling Support**

**Motion**

Board shall consider authorizing the General Manager to adopt and execute Consulting Agreements to provide groundwater modeling support services, including groundwater model run scenarios and water supply project evaluations to various public agencies within United's service area.

**5. PRESENTATIONS AND MONTHLY STAFF REPORTS (By Department)**

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

**5.1 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.

**5.2 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**

**5.3 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.

**5.4 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.

**Park and Recreation Division – Clayton Strahan**

**5.5 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.

**Administration Services – Tina Rivera and Christy Ramirez**

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

Summary 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**

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

Summary 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**

**5.8 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.

**Operations and Maintenance – Brian Collins**

**5.9 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.

**6. BOARD OF DIRECTORS READING FILE**

**7. FUTURE AGENDA ITEMS**

**8. ADJOURNMENT**

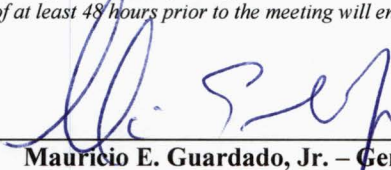
The Board will adjourn to the **Regular Board Meeting on Wednesday, October 10, 2018** or call of the President.

*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) September 10, 2018

(time) 4:45p.m.

(attest) Kris Sofley

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

Posted: (date) September 10, 2018

(time) 4:45p.m.

(attest) Kris Sofley

At: [www.unitedwater.org](http://www.unitedwater.org)

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

**1. REAL PROPERTY MATTERS**

**1.1 Discussion of Real Property Negotiations**

[Government Code Section 54956.8]

Property: [1701 Lombard Street, Oxnard, CA]

Agency Negotiators: Mauricio E. Guardado, Jr.

Negotiating parties: United Water Conservation District (Lessor) and Workrite Uniform Company, Inc. (Lessee)

Under negotiation: instructions to negotiators will concern price and terms of lease buyout and future lease agreements with tenants on behalf of the District

**2. LITIGATION**

**2.1 Conference with Legal Counsel – Existing Litigation**

Pursuant to Government Code Section 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 Section 54956.9(d)(2): three cases

**2.3 Conference with Legal Counsel-Anticipated Litigation**

Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2): three cases



**2.4 Public Employment Discipline/Dismissal/Release**  
In accordance with Government Code Section 54956.95

APPROVED:   
\_\_\_\_\_  
David D. Boyer, Legal Counsel