

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, February 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 on the recommended adoption of an ordinance authorizing an increase in Directors' compensation from \$205.00 to \$215.25 per day.
- 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**
Board to approve the Minutes for the Regular Board meeting of January 10, 2018 and Special Board Meeting – Strategic Planning Workshop of January 31, 2018.
 - B. Groundwater Basin Status Reports
Motion**
Board to receive and file Monthly Hydrologic Conditions Report for the District.

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C. FY 2017-18 Second Quarter Financial Report and Request of Budget Modifications

Motion

Board to review the FY 2017-18 Second Quarter Financial Report for the period of July 1, 2017 through December 31, 2017 and approve the proposed modifications to the FY 2017-18 Budget.

D. Appointment of Standing Committees and Representatives to Outside Organizations for 2018

Motion

The President will appoint membership for the District's 2018 standing committees and appoint representatives and alternates to the following organizations: Association of Water Agencies of Ventura County Board of Directors, Association of Water Agencies of Ventura County Water Issues Committee, RiverPark Reclamation JPA, Ventura County Special Districts Association, Oxnard Chamber Water Committee, and ACWA JPIA Board of Directors.

MOTION ITEMS (By Department)

Administrative Department – Christy Ramirez and Tina Rivera

4.1 Award Two-Year Audit Contract Extension

Motion

Board to consider authorizing the General Manager to execute a two-year Auditing Services contract extension with Rogers Anderson Malody & Scott (RAMS) in the amount of \$80,000.

4.2 Adoption of Resolution 2018-01 Authorizing the United Water Conservation District's application and approving negotiation and execution of a cooperative agreement with the United States Bureau of Reclamation for a WaterSMART Drought Resiliency Grant (Funding Opportunity No. BOR-DO-18-F008) for the Iron and Manganese Treatment Project

Motion

Board to consider 1) Adoption of Resolution 2018-01, authorizing the United Water Conservation District's application and approving negotiation and execution of a cooperative agreement with the United States Bureau of Reclamation for a WaterSMART Drought Resiliency Grant (Funding Opportunity No. BOR-DO-18-F008) for the Iron and Manganese Treatment Project; and 2) Authorizing the General Manager or designee to take any and all action which may be necessary for the completion and execution of the project agreement and to take any and all other action which may be necessary for the receipt and administration of the grant funding in accordance with the requirements of the Bureau of Reclamation.

Engineering Department – Jim Grisham

**4.3 Reject all Bids for the Lake Piru Modular Office Site Work
(Specification No. 17-06)**

Motion

Board to consider authorizing staff to reject all bids related to the site work construction for the Lake Piru modular office project (Specification No. 17-06).

**4.4 Lake Piru Recreation Area 2018 Pavement Management Program
Award of Contract to J&H Engineering General Contractors, Inc.**

Motion

Board to consider authorizing the General Manager to execute a contract with J&H Engineering General Contractors, Inc. in the amount of \$251,442.50 for the Lake Piru Recreation Area 2018 Pavement Management Program (Specification 17-05).

**4.5 Authorize a Contract with R2 Resource Consultants for Furthering the
Hardened Ramp as a Freeman Diversion Fish Passage Facility
Alternative**

Motion

Board to consider authorizing the General Manager to execute a professional services agreement with R2 Resource Consultants (R2) in the amount of \$187,500 to provide further modeling and analysis of the Hardened Ramp as a Freeman Diversion Fish Passage Facility alternative.

Operations and Maintenance – Mike Ellis

4.6 2018 Table A State Water Purchases

Motion

Board to consider authorizing the General Manager to negotiate the purchase of Casitas MWD and City of Ventura 2018 Table A State Water allocations.

**4.7 Authorize General Manager to Approve Easement Option Agreement
and Solar Energy Easement Agreement between United Water
Conservation District and Wellhead Energy, LLC Granting Wellhead
an Exclusive Option for a Solar Energy Air Space Easement for a
Potential Electricity Generation Facility**

Motion

Board to consider authorizing the General Manager to approve proposed Easement Option Agreement and Solar Energy Easement Agreement between United Water Conservation District and Wellhead Energy, LLC and granting Wellhead Energy, LLC an exclusive option for an air space rights easement for a potential solar electricity generation facility.

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 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 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. The report may include information with regard to implementation and follow-up legislation concerning the Sustainable Groundwater Management Act of 2014.

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 – Tony Morgan

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.

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5.7 Update on the Fillmore and Piru Basins and the Mound Basin Groundwater Sustainability Agencies

Information Item

Staff will report on the monthly activities of the two Groundwater Sustainability Agencies (Fillmore and Piru Basins and Mound Basin) 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 Wednesday, March 14, 2018** or call of the President.

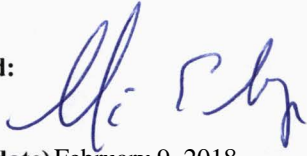
All testimony given before the Board of Directors is recorded.

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.

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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:



Posted: (date) February 9, 2018

(time) 10:00a.m.

(attest) *Kris Sofley*

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

Posted: (date) February 9, 2018

(time) 10:30a.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

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