



Board of Directors
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Edwin T. McFadden III
Daniel C. Naumann

General Manager
Mauricio E. Guardado, Jr.

Legal Counsel
David D. Boyer

REVISED AGENDA
SPECIAL BOARD MEETING – Groundwater Hearing

Wednesday, June 24, 2020 at 12noon
UWCD Headquarters
1701 N. Lombard Street, Oxnard CA 93030

This is a special meeting of the Board of Directors called in accordance with Government Code 54956. Other than the listed agenda items, no other business will be considered by the Board of Directors.

Meeting attendees should be aware that the meetings of the Board are, as required by law, open to the public and the District has very limited powers to regulate who attends Board meetings. Therefore, attendees must exercise their own judgement with respect to protecting themselves from exposure to COVID-19, as the District cannot ensure that all attendees at public meetings will be free from COVID-19.

In addition to its public Regular Board of Directors meeting, people may choose to participate virtually using the Webex video conferencing application.

To participate in the Board of Directors meeting via Webex, please access:
<https://unitedwaterconservationdistrict.my.webex.com/unitedwaterconservationdistrict.my/j.php?MTID=m3830cbc3e04d82d2558fc2d540cb1400>

Meeting number: 126 061 0434 **Password:** Special (7732425 from phones)

To join by phone (audio only), please call +1-408-418-9388 (toll rates apply)
Access code: 126 061 0434

1. FIRST OPEN SESSION 12:00noon

1a. Directors Roll Call

1b. Public Comments

In accordance with Government Code Section 54954.3: every notice for a special meeting shall provide an opportunity for members of the public to directly address the Board concerning any item that has been described in the notice for the meeting before or during consideration of that item. All comments are subject to a five-minute time limit.

2. EXECUTIVE (CLOSED) SESSION 12:05p.m.

2.a Conference with Legal Counsel – Existing Litigation

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

1. 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. United Water Conservation District v. Federal Energy Regulatory Commission, US Court of Appeals for the DC Circuit Case No. 10-1027
3. City of San Buenaventura v. United Water Conservation District, et al, Santa Barbara County Superior Court Case No. VENCI00401714
4. 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.a 3 and 4 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.

5. City of San Buenaventura v. United Water Conservation District, et al, Santa Barbara County Superior Court Case No. 1467531

2.b Conference with Legal Counsel-Anticipated Litigation

Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2): two (2) case.

3. SECOND OPEN SESSION 1:00 p.m.

3.a Reporting out of Executive (Closed) Session

Presented by District’s Legal Counsel David D. Boyer.

3.b PUBLIC HEARING

Conclusion of Annual Groundwater Hearing, Acceptance of Public Comment and Setting of 2019-20 Zones and Extraction Charges Motion

In accordance with Part 9 of Division 21 of the California Water Code (Section 75500 et seq.), 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 Board on March 25, 2020 and has been available for public review and comment. This hearing was opened on April 8, 2020 and continued until May 13, 2020, at which time it was again continued to June 10, 2020. At the June 10, 2020 hearing, the Board was asked to continue the hearing to a Special Board meeting on June 24, 2020 to allow time for the Board and the public to review and consider an alternative FY 2020-21 Proposed Budget and to receive information from District staff and consultant(s) in support of the establishment of zone(s) within the District and levying of groundwater extraction charges within such zone(s). Public comment will also be accepted. No Board decisions have yet been made. The Board may choose to conclude the hearing today and consider acting to establish zone(s) within the District and to levy groundwater extraction charges within such zone(s) for the 2020-21 water year.

Resolution 2020-10

Making Findings and Determinations from the Evidence Submitted Concerning the Groundwater Conditions of United Water Conservation District.

Motion

Resolution 2020-11

Making Additional Findings and Determinations from the Evidence Submitted Concerning Groundwater Conditions of United Water Conservation District, Determining and Establishing Groundwater Extraction Charge Zones and Levying, Assessing and Fixing Groundwater Extraction Charges against All Persons Operating Groundwater Producing Facilities within Such Zones for the 2020-21 Water Year

Motion

3.c Resolution 2020-12

Adopting the Proposed District Budget Plan-Revised, Financial Policies, Overhead Allocation Method, Staffing Levels and Salary Schedules for Fiscal Year 2020-21 and Appropriation Carryovers for Fiscal Year 2019-20

Motion

The Board will consider adoption of Resolution 2020-12, adopting the Proposed District Budget Plan-Revised, Fiscal Policies, Overhead Allocation Method, Staffing Levels and Salary Schedules for Fiscal Year 2020-21 and Appropriation Carryovers for Fiscal Year 2019-20.

3.d Supplemental Appropriation for Recreation Concessionaire

Motion

The Board will consider authorizing a supplemental appropriation for concessionaire services at Lake Piru Recreation Area in an amount up to \$160,000.

4. ADJOURNMENT

The Board will adjourn to the Regular Board Meeting of Wednesday, July 8, 2020

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 1701 North Lombard Street in Oxnard, CA 93030 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) June 22, 2020 (time) 9am (attest) Kris Sofley
At: United Water Conservation District Headquarters, 1701 North Lombard Street, Oxnard CA 93030

Posted: (date) June 22, 2020 (time) 9:10am (attest) Kris Sofley
At: www.unitedwater.org