

AGENDA
EXECUTIVE COMMITTEE MEETING

Monday, March 7, 2022 at 10:30a.m.

UWCD Board Chambers

1701 N. Lombard Street, Oxnard, CA 93030

Meeting attendees should be aware that the meetings of the Committee are, as required by law, open to the public and the District has very limited powers to regulate who attends Committee 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.

OPEN SESSION: Committee Roll Call

1. Public Comment

The public may address the Executive Committee on any matter on the agenda or within the jurisdiction of the Committee. All comments are subject to a five-minute time limit.

EXECUTIVE (Closed) SESSION

2. Conference with Legal Counsel-Anticipated Litigation

Pursuant to Government Code Section 54956.9(d)(2), two (2) cases.

SECOND OPEN SESSION: 11:00a.m.

3. Oral Report Regarding Executive (Closed) Session

Presented by District Legal Counsel David Boyer.

4. Approval of Minutes

Approval of Minutes from the Executive Committee meetings of October 6, 2021, November 2, 2021 and February 1, 2022.

5. Review of Board Policy Amendments

The Committee members will review the proposed Board Policy amendments (Board authorities and Standing Committees schedule change) and consider recommending adoption of the amendments to Board Policy to the full Board.

6. Review of District Directors' Division Boundary Modifications

The Committee members will review the proposed Directors' division boundary modifications and consider recommending the approval of the proposed division boundary modifications to the full Board.

7. General Manager Update

8. Future Agenda Items

ADJOURNMENT



Executive Committee Meeting
March 7, 2022
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Directors:

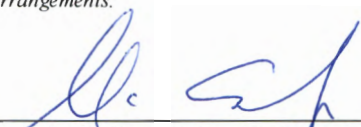
Bruce E. Dandy, Board President
Sheldon G. Berger, Board Vice President
Lynn E. Maulhardt, Board Secretary/Treasurer

Staff:

Mauricio E. Guardado, GM
David D. Boyer, Legal Counsel

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 material 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) March 3, 2022

(time) 9:00 a.m.

(attest) *Kris Sofley*

At: United Water Conservation District Headquarters, 1701 N. Lombard Street, Oxnard CA 93030

Posted: (date) March 3, 2022

(time) 9:00 a.m.

(attest) *Kris Sofley*

At: www.unitedwater.org



Board of Directors
Michael W. Mobley, President
Bruce E. Dandy, Vice President
Sheldon G. Berger, Secretary/Treasurer
Mohammed A. Hasan
Lynn E. Maulhardt
Edwin T. McFadden III
Daniel C. Naumann

General Manager
Mauricio E. Guardado, Jr.

Legal Counsel
David D. Boyer

MINUTES
EXECUTIVE COMMITTEE MEETING
Wednesday, October 6, 2021 at 9:00a.m.
UWCD Board Chambers
1701 N. Lombard Street, Oxnard CA 93030

Meeting attendees should be aware that the meetings of the Committee are, as required by law, open to the public and the District has very limited powers to regulate who attends Committee 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.

OPEN SESSION: President/Chair Mobley called the meeting to order at 9:00a.m. Vice President Dandy, Secretary/Treasurer Berger, and General Manager Mauricio Guardado were present at the meeting.

1. Public Comment

Chair Mobley asked if there were any public comments; none were offered.

2. Approval of Minutes

Approval of Minutes from the Executive Committee meetings of March 24, 2021; April 26, 2021; and September 17, 2021 was done by unanimous vote with no nays or abstaining. Voice vote 3/0.

EXECUTIVE (CLOSED) SESSION

3a. Conference with Legal Counsel-Anticipated Litigation

Pursuant to Government Code Section 54956.9(d)(2), one (1) case.

3b. Conference with Legal Counsel – Existing Litigation

Josey Hollis Dorsey, a minor, through his guardian ad litem Ryan Dorsey; and The Estate of Naya Rivera, through its personal representative, Justin Stiegemeier, v. County of Ventura, a California public entity; United Water Conservation District, a California public entity; and Parks and Recreation Management, d/b/a Parks Management Company, a California corporation; and Does 1-20, inclusive, Superior Court of the State of California for the County of Ventura Case No. 56-2020-00547077-CU-PO-VTA

3c. Public Employee Performance Evaluation (Government Code 54957)

Title: General Manager

SECOND OPEN SESSION

4. Report out of Executive (Closed) session

Chair Mobley stated that the Committee took no action in Executive Session that would be reportable under the Brown Act.

7. General Manager Update

Mr. Guardado reported that he had no updates for the Committee.

8. Future Agenda Items

The Committee members had no suggestions for future agenda items.



ADJOURNMENT

Chair Mobley adjourned the meeting at 10:30am.

I certify that the above is a true and correct copy of the minutes of the UWCD Executive Committee meeting of October 6, 2021.

ATTEST:

Bruce E. Dandy, Chair/President

MINUTES
SPECIAL EXECUTIVE COMMITTEE MEETING

Tuesday, November 2, 2021 at 9:00a.m.
UWCD Board Chambers
1701 N. Lombard Street, Oxnard CA 93030

Committee Members in Attendance:

Michael W. Mobley, Board President
Bruce E. Dandy, Board Vice President
Sheldon G. Berger, Board Secretary/Treasurer

Staff:

Mauricio E. Guardado, General Manager

OPEN SESSION:

President Mobley called the meeting to order at 9a.m.

All three Committee members were in attendance, as well as General Manager Mauricio Guardado.

1. Public Comment

President Mobley asked if there were any public comments. None were offered (Should be noted there were no members of the public in attendance).

2. Approval of Minutes

Motion

Approval of Minutes from the Executive Committee meeting of October 10, 2021. Voice vote: three ayes; none opposed. Motion carries 3/0.

EXECUTIVE (CLOSED) SESSION

President Mobley adjourned the meeting to Executive Session at 9:10a.m.

3. Public Employee Performance Evaluation (Government Code 54957)

Title: General Counsel

SECOND OPEN SESSION

President Mobley called the second open session to order at 10:10am.

4. Report out of Executive (Closed) session

President Mobley reported that the Committee took no action while in Executive Session that is reportable under the Brown Act.

5. General Manager Update

Mr. Guardado had no updates for the Committee.

6. Future Agenda Items

None of the Committee members offered any future agenda items for discussion.



ADJOURNMENT

President Mobley adjourned the meeting at 10:17a.m.

I certify that the above is a true and correct copy of the minutes of the UWCD Executive Committee meeting of November 2, 2021.

ATTEST:

Bruce E. Dandy, Chair/President



Board of Directors
Bruce E. Dandy, President
Sheldon G. Berger, Vice President
Lynn E. Maulhardt, Secretary/Treasurer
Mohammed A. Hasan
Edwin T. McFadden III
Michael W. Mobley
Daniel C. Naumann

General Manager
Mauricio E. Guardado, Jr.

Legal Counsel
David D. Boyer

MINUTES
EXECUTIVE COMMITTEE MEETING

Tuesday, February 1, 2022 at 1:00p.m.

UWCD Board Chambers

1701 N. Lombard Street, Oxnard, CA 93030

Meeting attendees should be aware that the meetings of the Committee are, as required by law, open to the public and the District has very limited powers to regulate who attends Committee 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.

President Dandy called the meeting to order at 1p.m.

OPEN SESSION: Committee Roll Call

All Committee members were present (Dandy, Berger, Maulhardt) as was General Manager Mauricio Guardado.

1. Public Comment

As there were no members of the public in attendance at the meeting, President Dandy did not call for public comment.

2. Approval of Minutes

Motion to approve the Minutes from the Executive Committee meetings of October 6, 2021 and November 2, 2021, Director Berger; Second, Director Maulhardt. Voice vote: three ayes (Berger, Maulhardt, Dandy) Minutes are approved unanimously.

3. Nomination of Director Daniel Naumann for ACWA Region 5 Board seat

(UWCD Board Motion item 5.1) Resolution 2022-05 The Executive Committee members agreed to recommend the adoption of Resolution 2022-05, approving the nomination of Director Daniel C. Naumann to fill the vacancy for the Association of California Water Agencies (ACWA) Region 5 Board seat, to the full Board.

4. United Water Conservation District's Standing Committee Assignments

(UWCD Board Motion item 2.8)

Discussion of the proposed 2022 UWCD Standing Committee schedules, including moving the Finance Committee meetings to the Monday nine days before the Regular Board meeting. President Dandy asked Mr. Guardado to send a letter to AWA VC's Executive Director Kelle Pistone advising her that Director Sheldon Berger would continue as UWCD's representative to the AWA VC and that Director Daniel Naumann would serve as UWCD's alternate representative to the AWA VC.

5. Consideration of United Water Conservation District Special Board Meeting in February

The Executive Committee agreed to schedule a Special meeting of the UWCD Board in February at the District's El Rio facility for the purpose of holding a groundbreaking ceremony for District's Iron and Manganese Treatment Plant construction. Mr. Guardado was tasked with looking into inviting OH users to the ceremonial meeting.

6. Public Employee Performance Evaluation (Government Code 54957) Title: General Manager

The Committee agreed that the Executive Committee would be interviewed with regard to the General Manager's performance evaluation and the Committee would make recommendations to the full Board regarding the General Manager's performance evaluation and terms for his contract renewal.



7. General Manager Update

The General Manager had no updates for the Committee.

8. Future Agenda Items

March Board Meeting – Legal Counsel to provide presentation on revisions and changes to the Brown Act, with regard to public meeting requirements. Legal Counsel also to provide information regarding a policy change to the full Board regarding Board authorities in Executive (Closed) session, which will be adopted through Resolution at the March Board meeting.

ADJOURNMENT 2:30p.m.

I certify that the above is a true and correct copy of the minutes of the UWCD Executive Committee meeting of February 1, 2022.

ATTEST:

Bruce E. Dandy, Chair/President



Staff Report

To: UWCD Executive Committee

Through: Mauricio E. Guardado, Jr., general manager

From: David Boyer, District Legal Counsel

Date: February 28, 2022 (March 7, 2022 Meeting Date)

Agenda Item: 5. Approving UWCD Board Policy Amendments

Staff Recommendation:

The Committee will consider recommending adoption of Resolution 2022-11, approving amendments to existing UWCD Board policies, including: Board authorities (Section 2 – Executive (Closed) Session page 6), Committees (Section 3 – Standing Committee pages 6 and 7 regarding schedule change), and the District’s Board of Directors Conflict of Interest, which has been updated to reflect changes in titles and the addition of new positions to the District’s personnel and a few minor typographical errors in the District’s Board of Directors Policies and Procedures document have been corrected, to the full Board.

Discussion:

District’s Legal Counsel has added an additional policy regarding Executive (Closed) Session under Section 2 Board Meetings (see page 6), clarifying Executive session guidelines for both Board and Committee meetings.

When the Board President made changes to the UWCD Board of Directors Standing Committees in February 2022, the new standing committees schedule was not updated in the UWCD Board of Directors Policies and Procedures document. The proposed amendment to Section 3 Standing Committees section (pages 7 and 8) of the Board Policies and Procedures document reflects the changes that were put in place in February 2022.

Additionally, the UWCD Board of Directors Conflict of Interest Code has been updated to reflect changes in titles and the addition of new positions to the District’s personnel and there were a few minor typographical errors in the UWCD Board of Directors Policies and Procedures document that have been corrected.

Fiscal Impact:

None.

Attachment A – Updated Board Policies and Procedures - redline version
Attachment B - Updated Board Policies and Procedures - clean version



Staff Report

To: UWCD Executive Committee

Through: Mauricio E. Guardado, Jr., General Manager

From: Dan Detmer, Water Resources Manager

Date: February 28, 2022 (March 7, 2022)

Agenda Item: 6. **Resolution 2022-10 A Resolution of the Board of Directors of United Water Conservation District (UWCD) Initiating the Realignment of Directors' Division Boundaries to more Equitably Distribute Population among the Division in Accordance with the 2020 Census**

Staff Recommendation:

The Committee will consider recommending adoption of Resolution 2022-10 initiating the process of proposing new division boundaries within the District to establish a more equitable population balance, to the full Board.

Discussion:

After each census, the District reviews director division boundaries, and, if necessary, redraws the division boundaries to balance population numbers as closely as possible while using voter precincts to align the boundaries. The District previously realigned Directors' division boundaries in 2017 in order to equalize the population of the respective division. The total population within the District based on the 2020 Census is approximately 399,068 so each division should represent a population as close as possible to 57,009. The redrawn divisions leave the disparity between the most and least-populous division to only 3.1% (or 12,367), with Division 4 having 65,146 (highest population) and Division 1 having 52,779 (least population). The new boundaries conform to existing voting precincts and anticipate population growth in certain areas, socio-economic values, and better conform to groundwater basin boundaries and major roadways.

If the Board decides to approve the new boundaries, it must hold a Public Hearing, which has been noticed in the Ventura County Star in both its February 21, 2022 and March 2, 2022 editions, in accordance with Public Hearing Notice procedures which state that a Public Hearing Notice must be published twice with five days intervening between the two notices, and the first notice being published at least 15 days prior to the hearing.

If the new division boundaries are adopted by the Board by its approval of Resolution 2022-10, then the new division boundaries are to be submitted to the County Board of Supervisors for its approval and official mapping.

6. **Resolution 2022-10** A Resolution of the Board of Directors of United Water Conservation District (UWCD) Initiating the Realignment of Directors' Division Boundaries to more Equitably Distribute Population among the Division in Accordance with the 2020 Census
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Fiscal Impact: None

Attachment: A: **Resolution 2022-10**
 B: **Current Division Boundary Maps**
 C: **Proposed Division Boundary Realignment**

RESOLUTION 2022-10
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
UNITED WATER CONSERVATION DISTRICT
INITIATING THE REALIGNMENT OF DIRECTORS' DIVISION BOUNDARIES TO
MORE EQUITABLY DISTRIBUTE POPULATION AMONG THE DIVISION IN
ACCORDANCE WITH THE 2020 CENSUS

WHEREAS, United Water Conservation District ("District") is a Special District formed pursuant to the Water Conservation District Law of 1931 (District's "principal act"); and

WHEREAS, in 1950, The District under its original formation resolution was divided into seven (7) divisions as nearly equal in area as practicable; and

WHEREAS, the State Legislature as part of the District's principal act has enacted the procedures set forth in Water Code Section 74450 et seq. for the re-division of water conservation districts within Ventura County, and

WHEREAS, in 1970, pursuant to the referenced statutory provisions, the District re-divided the seven (7) divisions within the District based upon population; and

WHEREAS, a substantial change in the population of the District's divisions had occurred since the division boundaries were last changed based on the 2010 decennial federal census; and

WHEREAS, in the opinion of the District Board of Directors ("Board") it is desirable to change the boundaries of the District's divisions based upon population so as to equalize as nearly as may be practicable the population of the respective divisions, based upon the 2020 federal decennial census.

NOW THEREFORE BE IT RESOLVED, that a public hearing shall be held before the Board at the District's headquarters located at 1701 N. Lombard Street, in Oxnard, California 93030 on March 9, 2022 at approximately 1:30 p.m.; and

NOW THEREFORE BE IT FURTHER RESOLVED, that notice of said hearing was given by publication in a newspaper of general circulation within the District once a week for two successive weeks with at least five (5) days intervening between the respective publication dates, not counting the publication dates themselves, informing all interested persons that they may be present and heard at said hearing.

We, the undersigned, being the duly qualified and acting President and Secretary, respectively, of the Board of Directors of United Water Conservation District, do hereby certify that the above and foregoing resolution was duly and regularly adopted and passed by resolution of the Board of Directors of said water conservation district at a regular meeting thereof held on March 9, 2022, by the following vote:

Resolution 2022-10, continues

In favor of, Directors:

Abstain, Directors:

Not in favor, Directors:

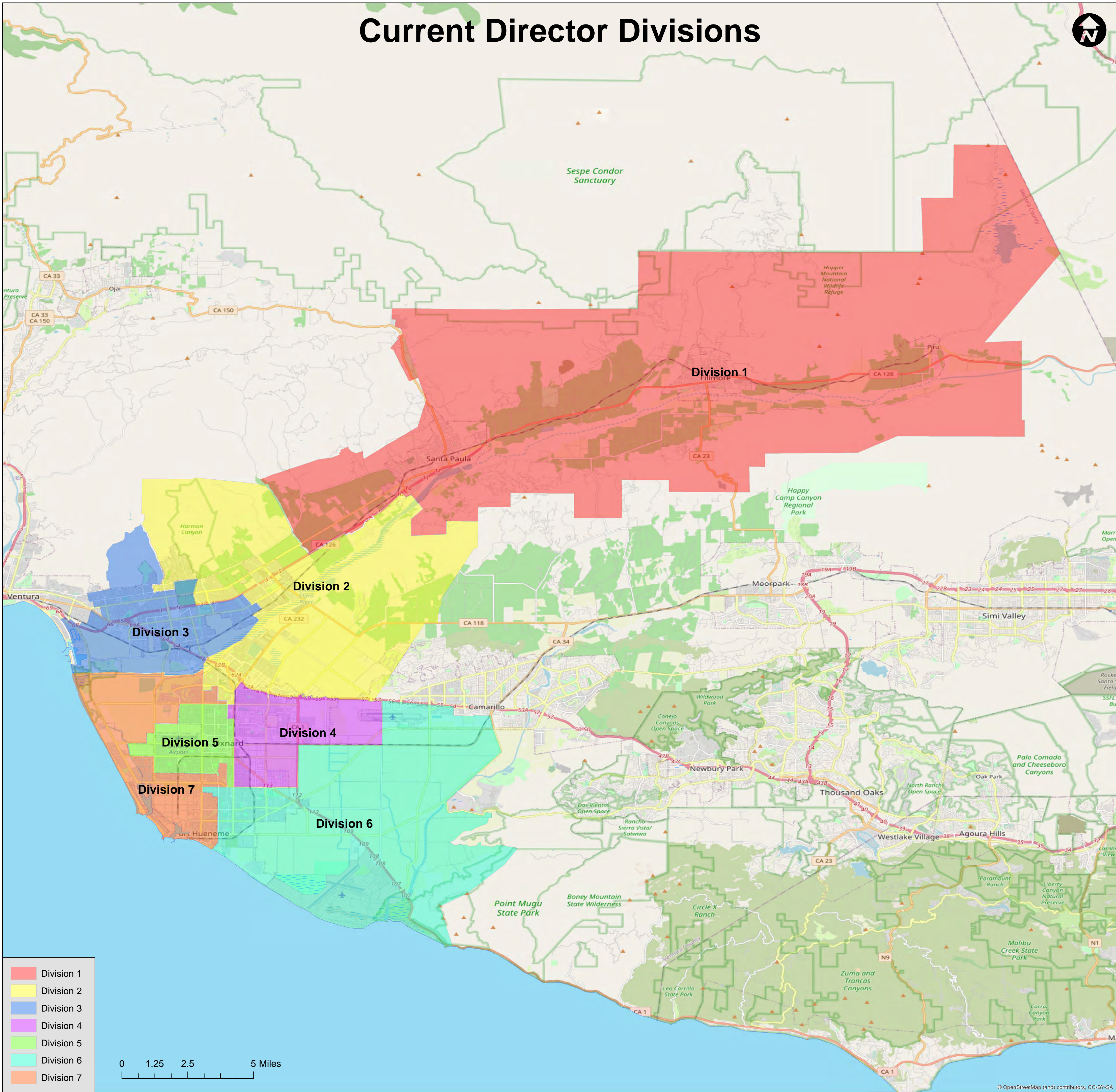
Absent, Directors:

PASSED AND ADOPTED THIS 9TH DAY OF MARCH 2022

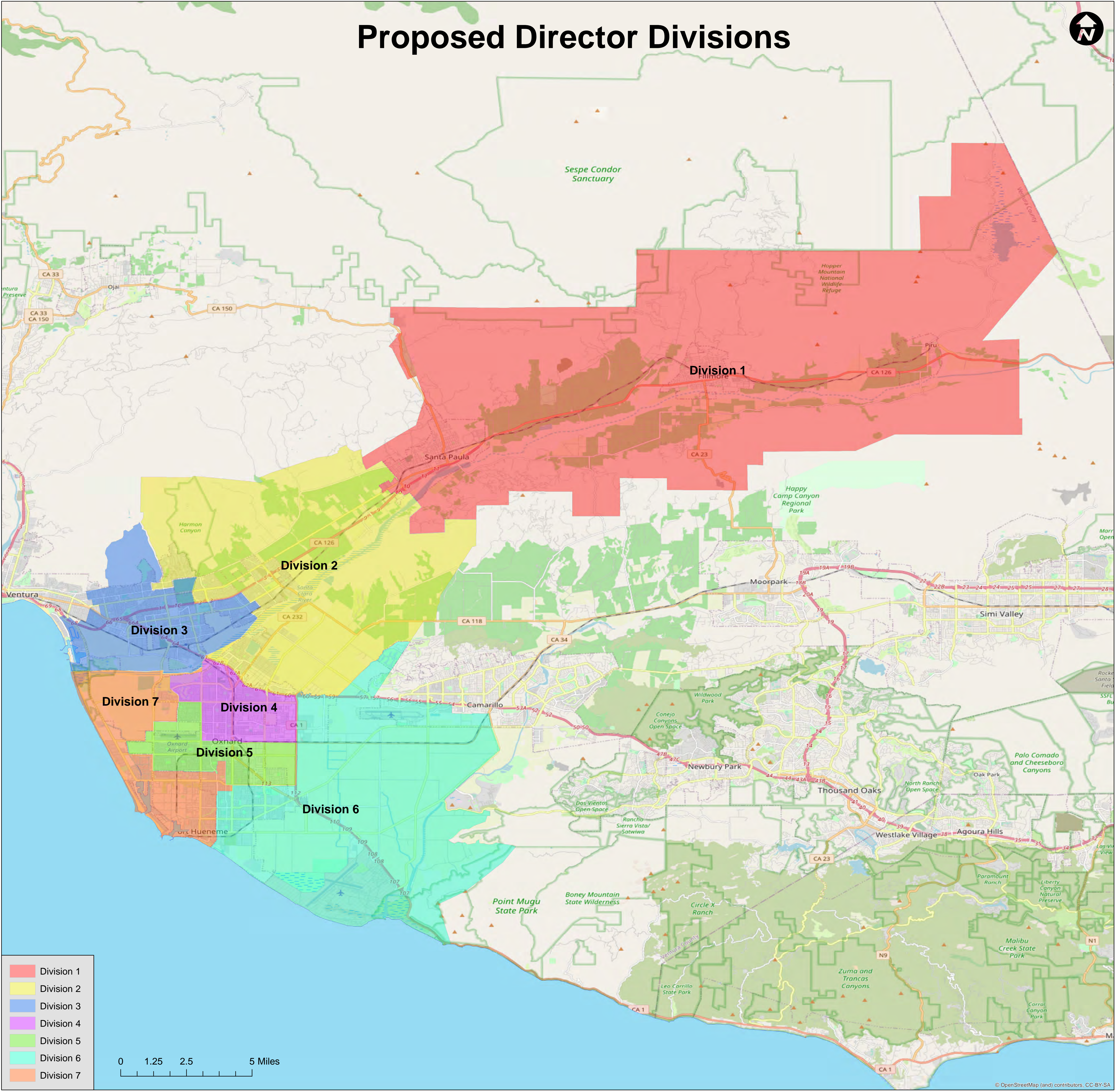
Attest: Bruce E. Dandy, Board President

Attest: Lynn E. Maulhardt, Board Secretary/Treasurer

Current Director Divisions



Proposed Director Divisions



- Division 1
- Division 2
- Division 3
- Division 4
- Division 5
- Division 6
- Division 7

0 1.25 2.5 5 Miles