



Board of Directors  
Bruce E. Dandy, President  
Sheldon G. Berger, Vice President  
Lynn E. Maulhardt, Secretary/Treasurer  
Mohammed A. Hasan  
Catherine P. Keeling  
Gordon Kimball  
Daniel C. Naumann

General Manager  
Mauricio E. Guardado, Jr.

Legal Counsel  
David D. Boyer

**AGENDA**  
**REGULAR BOARD MEETING**

**Wednesday, June 14, 2023, 12:00 P.M.**  
**Board Room, UWCD Headquarters**  
**1701 N. Lombard Street, Oxnard CA 93030**

**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 Members' Activities Report**

**Information Item**

The Board will receive and file information regarding meeting participation provided by each of the Board Members through Monthly Activities (aka per diem) Reports.

**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 Consider Cancellation of August Board Meeting**

**Motion**

As has been the District's tradition, the Board shall consider canceling its regular August 2023 Board meeting.

**2.8 Recognition of Retiring Water Resources Manager Dan Detmer**

**Ceremonial Item**

The Board will recognize Water Resources Manager Dan Detmer, who retires on June 29, 2023, after some 27 years of service 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 May 17, 2023 and Minutes for the Special Board Meeting – Budget Workshop of May 24, 2023.

**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.

#### **4. PRESENTATIONS AND MONTHLY STAFF REPORTS (By Department)**

##### **Operations and Maintenance Department – Anthony Emmert**

##### **4.1 Monthly Operation and Maintenance Department Report**

###### **Information Item**

Presentation and summary report on monthly activities of the Operations and Maintenance Department, including but not limited to the District's facilities (Santa Felicia Dam and hydroplant; the Piru Groundwater Recharge facility; the Freeman Diversion; the Saticoy and El Rio Groundwater Recharge facilities; the Pleasant Valley and Pumping Trough Pipeline systems; and the Oxnard Hueneme Pipeline system), encompassing operating plans, the quantity and quality of water diverted and delivered, fish ladder operations, major maintenance problems and repairs, status of Operations and Maintenance projects and safety and training issues.

##### **Park and Recreation Department – Clayton Strahan**

##### **4.2 Monthly Park and Recreation Department Report**

###### **Information Item**

Presentation and summary report on monthly activities of the Park and Recreation Department, including but not limited to the Lake Piru Recreation Area, encompassing 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.

##### **Water Resources Department – Dan Detmer**

##### **4.3 Monthly Water Resources Department Report**

###### **Information Item**

Summary report on the monthly activities of the Water Resources Department including but not limited to updates to the Ventura Regional Groundwater Flow Model; brackish water treatment feasibility study; upper Santa Clara River Chloride TMDL; hydrologic and well conditions statewide and locally; available Forebay storage; Ventura County well ordinance update; Fox Canyon GMA issues; City of Oxnard's recycled water program; potential water supply and recycled water projects, including use of United's terminal reservoirs; and various user groups (including but not limited to Oxnard Plain and Pumping Trough Pipeline groups) and the activities of the three local Groundwater Sustainability Agencies (GSAs) – Mound Basin GSA, Fillmore and Piru Basins GSA, and the Fox Canyon Groundwater Management Agency, for which the District serves as a member director and the Santa Paula basin (adjudicated) Technical Advisory Committee

##### **Administrative Services Department – Brian Zahn and Josh Perez**

**4.4 Monthly Administrative Services Department Report – Josh Perez and Brian Zahn**

**Information Item**

Presentation and summary report on the monthly activities of the Administrative Services Department including but not limited to 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, 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.

**Engineering Department – Dr. Maryam Bral**

**4.5 Monthly Engineering Department Report**

**Information Item**

Presentation and summary report on the monthly activities of the Engineering Department, including but not limited to water resources, planning efforts and department programs impacting the District, such as project design and construction; dam safety; FERC license compliance; Freeman Diversion; recycled water; pipeline operations and various engineering analysis.

**Environmental Services Department – Marissa Caringella**

**4.6 Monthly Environmental Services Department Report**

**Information Item**

Summary report on the monthly activities of the Environmental Services Department, including but not limited to environmental and regulatory issues of note to the District, 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, and any interactions with Rancho Temescal and Rancho Camulos.

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

**Water Resources Department – Dr. Maryam Bral and Dan Detmer**

**5.1 PUBLIC HEARING Conclusion of Annual Groundwater Hearing, Acceptance of Public Comment and Setting of 2023-24 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 April 4, 2023 and has been available for public review and comment. This hearing was opened on April 12, 2023 and continued until May 17, 2023, at which time it was again continued to June 14, 2023. During the hearing, the Board will 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 2023-24 water year.

**Resolution 2023-07**

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

**Motion**

**Resolution 2023-08**

**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 2023-24 Water Year**

**Motion**

**Administration Services – Brian Zahn and Josh Perez**

**5.2 Resolution 2023-09 Adopting the Proposed District Budget Plan, Overhead Allocation Method, Staffing Levels and Salary Schedules for Fiscal Year 2023-24 and Appropriation Carryovers for Fiscal Year 2022-23**

**Motion**

The Board will consider adopting Resolution 2023-09 approving the proposed District Budget Plan, Overhead Allocation Method, Staffing Levels and Salary Schedules for Fiscal Year 2023-24 and Appropriation Carryovers for Fiscal Year 2022-23.

**5.3 Resolution 2023-10 A Resolution of the Board of Directors of UWCD Requesting the Auditor-Controller to Compute and Affix a Tax Rate for the Fiscal Period 2023-24 Sufficient to Satisfy the State Water Project Charges  
Motion**

The Board will consider adopting Resolution 2023-10, requesting the County Auditor-Controller to compute and affix a tax rate for FY 2023-24 to provide approximately \$5,459,000 in property tax revenue sufficient to satisfy a portion of the voter approved debt for State Water Project costs.

**Engineering Department – Dr. Maryam Bral**

**5.4 Santa Felicia Dam Safety Improvement Project - Outlet Works Improvement Project Construction Management and Inspection Services (CIP 8002) Award of Contract and Fund Transfer**

**Motion**

The Board will consider approval of the motion to authorize the General Manager to award a contract to Black and Veatch Corporation in an amount not to exceed \$1,498,623 for Fiscal Year 2023-24, to provide construction management and inspection services, including an independent review of the constructability of the Santa Felicia Dam Safety Improvement Project – Outlet Works Improvement Project (“Project”) (CIP 8002); and to approve a fund transfer from CIP 8003 to CIP 8002 in the amount of \$757,568.

**5.5 Contract Award to Jacobs Engineering Group Inc., for Extraction Barrier and Brackish Water Treatment (EBB) Project Phase 1 Planning, Design, Construction Oversight, and Related Support Services for Groundwater Monitoring Wells at Naval Base Ventura County-Point Mugu (CIP 8019)**

**Motion**

The Board will consider approving a motion authorizing the General Manager to execute a professional consulting services agreement with Jacobs Engineering Group Inc., (Jacobs) in the amount of \$412,316 [\$374,833 plus 10% contingency (\$37,483)] to provide planning, design, construction oversight, and related support services for installation and aquifer testing of up to twenty groundwater monitoring wells at Naval Base Ventura County-Point Mugu as part of Phase 1 of the EBB Project (CIP 8019).

**Environmental Services Department – Marissa Careingella**

**5.6 Resolution 2023-11 Determining that the Replacement of Water Well No. 5 Project (“Project”) is Exempt from the Provisions of the California Environmental Quality Act and Approving the Project**

**Motion**

The Board will consider approval of Resolution 2023-11, determining that the replacement of Water Well No. 5 Project (“Project”) is exempt from the provisions of the California Environmental Quality Act (“CEQA”) and approving the Project, and directing staff to file the Notice of Exemption in accordance with CEQA.

**Park and Recreation Department – Clayton Strahan**

**5.7 Lake Piru Draft Conceptual Facilities Improvement Plan (CIP 8055)**

**Motion**

The Board will consider adopting the proposed conceptual draft of the Lake Piru Recreation Area Facilities Improvement Plan (FIP) and authorizing the General Manager to direct staff to advance the proposed draft FIP Alternative 2 from 10 percent design to 30 and 60 percent design levels.

**6. BOARD OF DIRECTORS READING FILE**

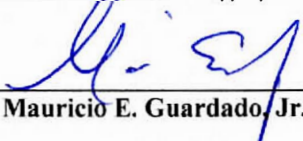
**7. FUTURE AGENDA ITEMS**

**8. ADJOURNMENT**

The Board will adjourn to the **Regular Board Meeting** scheduled for **Wednesday, July 12, 2023** 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 1701 N. Lombard Street, Suite 200, 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 9, 2023 (time) 12:00p.m. (attest) *Kris Sofley*  
At: United Water Conservation District Headquarters, 1701 N. Lombard Street, Oxnard CA 93030

Posted: (date) June 9, 2023 (time) 12:05p.m. (attest) *Kris Sofley*  
At: [www.unitedwater.org](http://www.unitedwater.org)

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

**1. LITIGATION**

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

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

**1.2 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. 19CV06168, pending before the Court of Appeal of the State of California, Second Appellate District, Division 6, Court of Appeal No. B312471.
- B. 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).
- C. OPV Coalition v Fox Canyon Groundwater Management Agency, Superior Court of the State of California, County of Ventura, Case No. 56-2021-00555357-CU-PT-VTA; Complaint for Comprehensive Groundwater Adjudication of the Oxnard Groundwater Subbasin (No. 4-004.02) and Pleasant Valley Subbasin (No. 4-006) Pursuant to Sections 830, *Et Seq.* of the Code of Civil Procedure; Declaratory Relief; Quiet Title; and Petition for Writs of Mandate.
- D. United Water Conservation District v United States, U.S. Court of Federal Claims, Case No. 22-542L; Complaint for Just Compensation under the 5<sup>th</sup> Amendment.
- E. United Water Conservation District v. California Fish and Game Commission, Los Angeles County Superior Court Case No. 2STCP02661; Petition for Writ of Mandate (CESA)
- F. State of California-Department of Transportation v. United Water Conservation District and Southern California Edison, Superior Court of the State of California, County of Ventura, Case No. 56-2023-00575593-CU-EI-VTA; Complaint in Eminent Domain (parcels 81216-1 and 81216-2)