



Board of Directors
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Lynn E. Maulhardt, Vice President
Catherine P. Keeling, Secretary/Treasurer
Keith Ford
Mohammed A. Hasan
Steve Huber
Gordon Kimball

General Manager
Mauricio E. Guardado, Jr.

Legal Counsel
David D. Boyer

AGENDA REGULAR BOARD MEETING

Wednesday, October 9, 2024, 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.

ROLL CALL

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 Executive (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**

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**

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 Fiscal Year 2023-2024 Fourth Quarter Financial Report (July 1, 2023 – June 30, 2024)
Information Item**

Review the Fiscal Year End 2023-24 Financial Reports for the period of July 1, 2023, through June 30, 2024, as well as receive a presentation from the District's chief financial officer.

**2.8 Ventura Local Agency Formation Commission Nomination for Ventura LAFCo Special District Regular Member
Motion Item**

The Board will consider nominating a candidate to fill the position expiring December 31, 2024 and adopt a Resolution nominating a board member.

**2.9 Overview of the District's Strategic Plan
Information Item**

The General Manager will present an overview of the District's Strategic Plan.

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)

**3.1 Approval of the September 11, 2024 Regular Meeting Minutes
Motion**

Approve the minutes.

**3.2 Groundwater Basin Status Reports
Information Item**

Receive and file Monthly Hydrologic Conditions Report for the District.

**3.3 Investment Monthly Report (August 2024)
Information Item**

Receive and review the most current investment report.

3.4 Approval of the Request from Sierra Pacific Farms, Inc. to Waive the Penalties and Interest Charges for Late Submission and Payment

Motion Item

Approve the request from Sierra Pacific Farms, Inc.'s to waive penalties and interest charges of \$11,079.48 for a late payment and filing for well numbers 04N19W26P02S, 04N18W19P02S, 03N20W03P01S, 03N20W03J02S, 04N19W26J03S, and 04N18W30E01S.

3.5 Adopt a Resolution Approving and Adopting the California Environmental Quality Act Initial Study-Mitigated Negative Declaration and issuance of the Notice of Determination for the Groundwater Recharge Capacity Expansion Project – Ferro Recharge (CIP 8018)

Motion Item

Adopt a Resolution approving and adopting the Initial Study-Mitigated Negative Declaration (IS-MND) and accompanying Mitigation Monitoring and Reporting Program (MMRP) for the Groundwater Recharge Capacity Expansion Project – Ferro Recharge (Project), authorizing its implementation by the General Manager, and directing the Environmental Services Manager to file a Notice of Determination in accordance with the California Environmental Quality Act (CEQA).

4. MONTHLY REPORTS BY DEPARTMENT

4.1 Operations and Maintenance Department Monthly Report

Craig Morgan

Information Item

Summary report and presentation 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.

4.2 Park and Recreation Department Monthly Report

Craig Morgan

Information Item

Summary report and presentation 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.

4.3 Water Resources Department Monthly Report and Update on Activities of Local Groundwater Sustainability Agencies (GSAs)

John Lindquist

Information Item

Summary report and presentations on the monthly activities of the Water Resources Department including but not limited to updates to the District's Groundwater Flow Model; reservoir releases; importation of State Water Project (SWP) water; optimization of diversion and recharge operations; hydrologic and well conditions; available Forebay storage; support of design of the Extraction Barrier and Brackish (EBB) Water Treatment Project; other potential water supply and sustainability water projects; outreach and educational activities; and various user groups (including but not limited to Oxnard Plain and Pumping Trough Pipeline groups) including monthly activities of the three local Groundwater Sustainability Agencies (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 (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).

4.4 Administrative Services Department Monthly Report

Josh Perez and Brian Zahn

Information Item

Summary report and presentation 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.

4.5 Engineering Department Monthly Report

Dr. Maryam Bral

Information Item

Summary report and presentation 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.

4.6 Environmental Services Department Monthly Report
Marissa Caringella
Information Item

Summary report and presentation 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.

5. MOTION ITEMS

5.1 Adopt a Resolution Approving the Revised Owners Dam Safety Program and Overarching Dam Safety Program Policy dated October 2024 (CIP 8002-8003)

Dr. Maryam Bral

Motion

Adopt a Resolution approving the revised Santa Felicia Dam Owners Dam Program, revision 10.0 dated October 2024, and the Overarching Dam Safety Program Policy.

5.2 Approve a Construction Contract with Toro Enterprises, Inc., in the Amount of \$5,092,286 for the Construction of the Recycled Water Connection – Laguna Road Pipeline Project (CIP 8043)

Dr. Maryam Bral

Motion

Approve a construction contract with Toro Enterprises, Inc., in the amount of \$5,092,286 for the construction of the Recycled Water Connection – Laguna Road Pipeline Project (CIP 8043) subject to and conditioned upon United obtaining additional grant funding to cover the budget shortfall and authorizing the General Manager to execute the construction contract upon securing such additional funding.

5.3 Approve an Amendment to the Professional Services Agreement with Cramer Fish Sciences for Final Analyses and Deliverables Associated with the Santa Felicia Dam Fish Passage Program Pre-Implementation Study Plan in the Amount of \$149,687

Marissa Caringella, Environmental Services Manager

Motion Item

Approve an amendment to the professional consulting services agreement with Cramer Fish Sciences in the amount of \$149,687 to develop final project analyses and deliverables associated with the "Santa Felicia Dam Fish Passage Program Pre-Implementation Study Plan" and authorize the General Manager to execute the amendment.

6. BOARD OF DIRECTORS READING FILE


7. FUTURE AGENDA ITEMS

8. ADJOURNMENT

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 Guardado, General Manager

This agenda was posted Thursday, October 3, 2024, at 4:30 p.m. at the United Water Conservation District Headquarters, Oxnard, CA and www.unitedwater.org.


Tracy J. Oehler, Clerk of the Board

**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), three (3) cases.

1.2 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

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

- A. 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).

- B. 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.