

CALLEGUAS MUNICIPAL WATER DISTRICT
BOARD OF DIRECTORS MEETING
June 02, 2021

MINUTES

The meeting of the Board of Directors of Calleguas Municipal Water District was held telephonically and via videoconference in accordance with Executive Orders N-25-20, N-29-20, and N-33-20 of the State of California on June 02, 2021.

The meeting was called to order by Steve Blois, President of the Board, at 5:00 p.m.

A. CALL TO ORDER, PLEDGE OF ALLEGIANCE, AND ROLL CALL

Directors Present Via Videoconference: Steve Blois, President
Andres Santamaria, Vice President
Scott Quady, Treasurer
Raul Avila, Secretary
Andy Waters, Director

Staff Present at District Headquarters and Participating Via Videoconference: Anthony Goff, General Manager
Kristine McCaffrey, Manager of Engineering
Dan Drugan, Manager of Resources
Steve Sabbe, I.T. Coordinator

Staff Present Via Videoconference: Henry Graumlich, Associate General Manager
Dan Smith, Manager of Administrative Services
Jennifer Lancaster, Principal Resource Specialist
Kara Wade, Clerk of the Board
Kayde Wade, Administrative Assistant

Legal Counsel Present Via Videoconference: Robert Cohen, Cohen & Burge, LLP, District Counsel

B. MINUTES

On a motion by Director Avila, seconded by Director Quady, the Board of Directors voted 5-0 to approve the May 19, 2021 minutes.

AYES: Directors Waters, Avila, Quady, Santamaria, Blois

NOES: None

C. WRITTEN COMMUNICATION

1. Coalition Letter Opposing AB 1434 (Friedman) – Indoor Residential Water Use Standards

The Manager of Resources said that, through this letter, Calleguas reiterates its opposition to AB 1434 which would prematurely change the indoor water use standards established by AB 1668 (Friedman, 2018). This bill is counter to agreements that were made when AB 1668 and SB 606 were passed and signed into law, including the requirement for the Department of Water Resources (DWR) to submit a report on the results of its indoor water use studies as a basis for future recommendations on water use standards. No action was taken.

2. Coalition Letter Opposing AB 377 (R. Rivas) – Water Quality: Impaired Waters

The Manager of Resources said that, through this letter, Calleguas reiterates its opposition to AB 377 which would overhaul the existing National Pollutant Discharge Elimination System permitting process in California by removing Regional Water Quality Control Board discretion to make decisions based on local conditions. Permits issued under the various discharge programs are incredibly diverse and complex, and attempting to enact a uniform statewide regulation would have unintended consequences because of the broad scope of the legislation and the variety of permits and permittees affected. No action was taken.

D. PUBLIC FORUM/ORAL COMMUNICATION

None

E. GENERAL MANAGER

1. General Manager's Report

The General Manager gave a report on recent meetings that he attended.

- On May 24, the General Manager hosted a Purveyor Managers Meeting. Topics included: a presentation by Municipal Water District of Orange County's Water Loss Control Programs Supervisor on municipal leak detection efforts, including regulations driving water loss audits; lessons learned from applied programs; potential funding availability through the Metropolitan Water District of Southern California (Metropolitan); and a legislative update from the Manager of Resources.
- On June 2, the General Manager and Associate General Manager met with the Deputy City Manager for the City of Oxnard and the City's water resource planning consultant to discuss ongoing water resource issues.

2. May 2021 Monthly Status Report

The Board asked questions, which the General Manager and department managers answered. No action was taken.

F. ADMINISTRATIVE SERVICES

1. Finance Committee Report

Director Quady presented the report. He said the committee discussed the following:

1. Changes to the District's Investment Policy
2. Other post-employment benefits (OPEB) and Pension Liabilities

No action was taken.

2. April 2021 Financial Statements

The Manager of Administrative Services presented the report. No action was taken.

3. Discussion regarding approval by the Board, acting as Fiscal Agent for the TMDL stakeholders, for contract services by Larry Walker and Associates to implement the Calleguas Creek Watershed TMDLs in an amount not to exceed \$1,885,000.

The Manager of Administrative Services said that the Board acts as Fiscal Agent to secure contract services for the stakeholders implementing total maximum daily loads (TMDLs) on the watershed. As Fiscal Agent, Calleguas collects funding for TMDL contract services from the parties and administers the contracts on their behalf. All TMDL funds are accounted for separately from the District's general and construction funds.

The purpose of this requested action is for the Board, acting as Fiscal Agent, to approve the agreement for Larry Walker Associates to implement the Calleguas Creek Watershed TMDLs for the TMDL stakeholders. All funds necessary to pay for these services will be collected from the parties before payments are made.

On a motion by Director Waters, seconded by Director Avila, the Board of Directors voted 5-0, acting as TMDL Fiscal Agent, to approve the contract services.

AYES: Directors Waters, Avila, Quady, Santamaria, Blois
NOES: None

- 4. Discussion regarding approval by the Board, acting as Fiscal Agent for the TMDL stakeholders, for contract services by the California Conservation Corps to collect trash from the Revolon Slough and Beardsley Wash in an amount not to exceed \$77,040.**

The Manager of Administrative Services said that the Board acts as Fiscal Agent to secure contract services for the stakeholders implementing TMDLs on the watershed. As Fiscal Agent, Calleguas collects funding for TMDL contract services from the parties and administers the contracts on their behalf. All TMDL funds are accounted for separately from the District's general and construction funds.

The purpose of this requested action is for the Board, acting as Fiscal Agent, to approve the agreement for California Conservation Corps to collect trash from the Revolon Slough and Beardsley Wash for the TMDL stakeholders. All funds necessary to pay for these services will be collected from the parties before payments are made.

On a motion by Director Quady, seconded by Director Avila, the Board of Directors voted 5-0, acting as TMDL Fiscal Agent, to approve the contract services.

AYES: Directors Waters, Avila, Quady, Santamaria, Blois

NOES: None

- 5. Discussion regarding approval by the Board, acting as Fiscal Agent for the TMDL stakeholders, for contract services by the Ventura Land Trust to provide monitoring, reporting and educational outreach services for the Revolon Slough and Beardsley Wash trash TMDL in an amount not to exceed \$45,670.**

The Manager of Administrative Services said that the Board acts as Fiscal Agent to secure contract services for the stakeholders implementing TMDLs on the watershed. As Fiscal Agent, Calleguas collects funding for TMDL contract services from the parties and administers the contracts on their behalf. All TMDL funds are accounted for separately from the District's general and construction funds.

The purpose of this requested action is for the Board, acting as Fiscal Agent, to approve the agreement for the Ventura Land Trust to provide monitoring, reporting and educational outreach services for the Revolon Slough and Beardsley Wash trash TMDL. All funds necessary to pay for these services will be collected from the parties before payments are made.

On a motion by Director Waters, seconded by Director Santamaria, the Board of Directors voted 5-0, acting as TMDL Fiscal Agent, to approve the contract services.

AYES: Directors Waters, Avila, Quady, Santamaria, Blois

NOES: None

6. Discussion regarding approval by the Board, acting as Fiscal Agent for the TMDL stakeholders, for contract services by the Ventura County Watershed Protection District to assist the TMDL stakeholders with the management of the TMDL program in an amount not to exceed \$51,840.

The Manager of Administrative Services said that the Board acts as Fiscal Agent to secure contract services for the stakeholders implementing TMDLs on the watershed. As Fiscal Agent, Calleguas collects funding for TMDL contract services from the parties and administers the contracts on their behalf. All TMDL funds are accounted for separately from the District's general and construction funds.

The purpose of this requested action is for the Board, acting as Fiscal Agent, to approve the agreement for the Ventura County Watershed Protection District to assist the TMDL stakeholders with the management of the TMDL program. All funds necessary to pay for these services will be collected from the parties before payments are made.

On a motion by Director Quady, seconded by Director Avila, the Board of Directors voted 5-0, acting as TMDL Fiscal Agent, to approve the contract services.

AYES: Directors Waters, Avila, Quady, Santamaria, Blois
NOES: None

G. OPERATIONS AND MAINTENANCE

None

H. RESOURCES AND PUBLIC AFFAIRS

1. Public hearing and discussion regarding Draft 2020 Urban Water Management Plan, Water Shortage Contingency Plan, and Addendum to 2015 Urban Water Management Plan.

At 5:32 p.m., President Blois opened the Public Hearing. There was no public comment. At 5:33 p.m., President Blois closed the Public Hearing.

The Manager of Resources noted that two comment letters were received: one from Fox Canyon Groundwater Management Agency on May 27, 2021 and one from Ventura County Public Works on May 28, 2021. All substantive changes were incorporated into the 2020 Urban Water Management Plan and the letters were attached as appendices to the plan.

2. Discussion regarding proposed Resolution No. 2018 adopting Final 2020 Urban Water Management Plan, Water Shortage Contingency Plan, and Addendum to 2015 Urban Water Management Plan.

RESOLUTION NO. 2018
RESOLUTION OF THE BOARD OF DIRECTORS
OF CALLEGUAS MUNICIPAL WATER DISTRICT
ADOPTING THE 2020 URBAN WATER MANAGEMENT PLAN,
WATER SHORTAGE CONTINGENCY PLAN,
AND ADDENDUM TO THE 2015 URBAN WATER MANAGEMENT PLAN
FOR CALLEGUAS MUNICIPAL WATER DISTRICT

The Manager of Resources said that this action is to adopt the Final 2020 Urban Water Management Plan (UWMP), Water Shortage Contingency Plan (WSCP), and Addendum to 2015 UWMP.

Upon adoption, staff will submit the 2020 UWMP, WSCP, and Addendum to 2015 UWMP to DWR. The deadline for submittal to DWR is July 1. Staff must post the documents on Calleguas' website within 30 days of adoption.

On a motion by Director Avila, seconded by Director Quady, the Board of Directors voted 5-0 to adopt Resolution No. 2018. Resolution No. 2018 is attached and made part of these minutes.

AYES: Directors Waters, Avila, Quady, Santamaria, Blois
NOES: None

I. ENGINEERING AND CONSTRUCTION

None

J. WATER POLICY AND STRATEGY

None

K. DISTRICT COUNSEL

District Counsel said that a Case Management Conference for the Las Posas adjudication is scheduled for June 9, 2021. There will be a pre-trial meet and confer on June 7, 2021.

Legal Counsel stated that two conditions need to be met before a return to in-person Board meetings would be prudent: (1) Revision, revocation or replacement of Executive Orders N-25-20, N-29-20, and N-33-20; and (2) Revisions to Cal/OSHA's Emergency Temporary Standards for COVID-19 recommendations.

It is not known when these changes will occur such that Calleguas can complete its Back to Work Plan.

1. Discussion regarding approval of an increase in the hourly fee paid to Cohen & Burge

The General Manager said that Bob Cohen has served as District Counsel since June 5, 2013. Since July 1, 2019, Cohen & Burge has been paid at \$285 per hour, and staff recommends that, starting on July 1, 2021, the hourly rate for Cohen & Burge be increased by \$10 to \$295, a 3.5% increase. For perspective, the 24-month change in consumer price index, which is used to calculate cost-of-living adjustments applied to the District's salary schedule, was 4.3%.

Bob Cohen and his associates have done excellent work for Calleguas over the past eight years. They continue to provide excellent oversight and continuity with groundwater counsel in the Las Posas Basin adjudication. They are highly responsive, detail oriented, proactive, excellent negotiators, solutions-oriented, and able to capably tackle the diverse range of legal issues that Calleguas must address.

On a motion by Director Avila, seconded by Director Quady, the Board of Directors voted 5-0 to approve an increase in the hourly fee paid to Cohen & Burge.

AYES: Directors Waters, Avila, Quady, Santamaria, Blois

NOES: None

L. BOARD OF DIRECTORS

1. Oral reports on meetings attended by Board members

Pursuant to Government Code Section 53232.3(d), Board members provided oral reports on meetings attended at the expense of the District.

2. Discussion regarding upcoming meetings to be attended by Board members

The table of upcoming meetings was provided as a packet insert.

3. Metropolitan update

Director Blois reported that, on May 25, 2021, the Metropolitan Board held a joint workshop with member agency managers to hear an expert panel discussion on the implications of climate change for water supplies and demands. He also provided an update on the Metropolitan general manager selection process. The Board has selected a candidate and a back-up candidate with a projected June 8 Board meeting agenda item to consider an employment contract. Director Blois noted an increase in the intensity of Board discussions related to procedural and substantive issues associated with the recruitment.

N. OTHER BUSINESS

None


O. FUTURE AGENDA ITEMS

None

P. ADJOURNMENT

Director Blois declared the meeting adjourned at 6:05 p.m.

Respectfully submitted,

DocuSigned by:

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Raul Avila, Board Secretary