

# Yolo County Flood Control & Water Conservation District

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## AGENDA Board Meeting 34274 State Highway 16 Woodland, CA 95695 Tuesday, October 4, 2005 7:00 P.M.

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In compliance with the Americans with Disabilities Act, if you have a disability and need a disability-related modification or accommodation to participate in this meeting, then please contact Christina Cobey at (530) 662-0265 or (530) 662-4982 fax. Requests must be made as early as possible, and at least one full business day before the start of the meeting.

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## AGENDA

- 7:00 1. Board Consideration: The Board will consider adoption of the minutes of the September 6, 2005 Regular Board Meeting.
- 7:02 2. Open forum (Limited to five minutes): Guest introductions, unscheduled appearances and opportunity for public comment on non-agenda items.
- 7:07 3. Board Consideration: Adding Items to the Posted Agenda.  
In order to add an item to the agenda, it must fit one of the following categories:  
a) A majority determination that an emergency (as defined by the Brown Act) exists; or  
b) A 4/5ths determination that the need to take action that arose subsequent to the agenda being posted.
- 7:10 4. Presentation: Invasive Species Activities  
a) Cache Creek Conservancy  
b) California Dept. of Food and Agriculture
- 7:40 5. Board Consideration: Request of the California Dept. of Food and Agriculture for the District's continued participation in the Hydrilla eradication program in Lake County.
- 7:50 6. Board Consideration: Modification of the District's Investment Policy.
- 7:55 7. Board Consideration: Adoption of an ordinance to implement bidding procedures under the Uniform Public Construction Cost Accounting Act and as associated resolution.

- 8:15 8. Staff Report: Report on the status of the Yolo County Water Supply Financing Corporation and potential amendments to the By-laws and Articles of Incorporation.
- 8:30 9. Directors' Reports: Each member of the Board will have the opportunity to report on meetings and conferences attended during the prior month on behalf of the District.
- 8:40 10. Attorney's Report: The District's attorney will report on the following:  
a) Current legal and legislative activities.
- 8:50 11. General Manager's Report: The Board will receive a report from the General Manager or designated representatives regarding current general activities and projects of the District.  
a) General Activities  
b) Madison Wall Agreement  
c) R.H. Phillips Annexation  
d) Operations, Maintenance and Water Conditions
- 9:20: 12. General Discussion: Opportunity for Board members to ask questions for clarification, provide information to staff, request staff to report back on a matter, or direct staff to place a matter on a subsequent agenda.
- 9:30 13. Board Consideration: The Board will consider the approval and the payments of bills.
- 9:35 14. Closed Session: The Board will confer with legal Counsel under: Brown Act Section 54956.9(b) significant exposure to litigation involving four potential cases;
- 9:49 15. Closed Session Report: Report of any action taken in Closed Session.
- 9:50 16. Adjourn

The public may address the Board concerning an agenda item either before or during the Board's consideration of that agenda item. Public comment on items within the Board's jurisdiction is welcome, subject to reasonable time limits for each speaker. Upon request, agenda items may be moved up to accommodate those in attendance wishing to address that item. Times listed for consideration of agenda items are approximate only. The Board may consider any agenda item at any time during the Board meeting.

I declare that the foregoing agenda was posted at the office of the Yolo County Flood Control and Water Conservation District, 34274 State Highway 16, Woodland, CA on September 30, 2005.

By: \_\_\_\_\_

Christina Cobey, Administrative Assistant

## REGULAR BOARD MEETING MINUTES

October 4, 2005

The regular monthly meeting of the Board of Directors of the Yolo County Flood Control and Water Conservation District was held at 7:00 p.m. on October 4, 2005 at its regular place of business, 34274 State Highway 16, Woodland, California. Chair Brice convened the meeting with Directors Scheuring, Rominger and Tadlock present. Director Vink arrived shortly thereafter. Also in attendance were:

### District Staff and Consultants

Tim O'Halloran, General Manager  
Christy Barton, Assistant General Manager  
Mike Horgan, Engineer  
Max Stevenson, Water Resources Associate  
Paul Bartkiewicz, Legal Counsel  
Francis Borcalli, Engineering Consultant

### **Members of the Public**

Don Rominger, Retired District Director  
Jan Lowrey, Cache Creek Conservancy  
Duane Chamberlain, Yolo County Supervisor  
Robert Leavitt, CA Dept. of Food and Ag  
Blake Harlan, District Water User  
Bob Schneider, Tuleyome

### **INTRODUCTION**

Chair Brice introduced new Board member Ron Tadlock who made some brief comments.

### **MINUTES**

M/S/C approved the minutes of the September 6, 2005 Regular Board meeting as amended.

### **OPEN FORUM**

Chair Brice recognized members of the public in attendance.

Bob Schneider provided the Board with a bound collection of past Tuleyome Tales public articles.

### **CHANGES TO THE POSTED AGENDA**

Mr. O'Halloran requested that an item be added to the agenda. He stated that the item, addressing an issue related to the Department of Water Resources' Water Efficiency Grant to the District, arose after the agenda had been posted and should be acted upon prior to the next Board meeting.

M/S/C by a 5/5<sup>th</sup> vote, the Board approved adding the action item to the General Manager's report in the agenda.

### **INVASIVE SPECIES CONTROL ACTIVITIES**

Mr. O'Halloran stated that in response to a previous Board request, representatives of two agencies receiving District support would present information on their invasive species control activities.

Mr. O'Halloran introduced Mr. Jan Lowrey of the Cache Creek Conservancy (CCC). He stated that the District was in its first year of a three year commitment to assist the CCC in its invasive species control program in Cache Creek. The District's yearly commitment is for \$8,000 and \$2,000 worth of in-kind services.

Mr. Lowrey then provided an update on the CCC tamarisk and arundo eradication project on Cache Creek. He provided details on creek locations being addressed, eradication methodology, equipment and chemicals being used, effectiveness of various eradication actions, and efforts toward developing a watershed-wide program. He provided pictures of areas prior to and after removal efforts.

He outlined planned future activities and funding efforts and thanked the District for its participation in the program.

Mrs. Barton introduced Mr. Leavitt of the California Department of Food and Agriculture (CDFA) who provided an update on Hydrilla eradication efforts in Clear Lake and monitoring work in the Cache Creek watershed.

Mr. Leavitt stated that:

- CDFA has a \$1.8 million budget for Hydrilla eradication and uses about 60% of the funds at Clear Lake.
- CDFA has had ten Hydrilla control programs in eight counties.
- CDFA began work at Clear Lake in 1994 and the District has participated since 1995 in the program.
- The last Hydrilla find in Clear Lake occurred June 25, 2003.
- The program has been very successful.
- Efforts to assess the number of tubers remaining in the lake sediments will be made.
- Efforts and treatments in Clear Lake will continue for three years after the last chemical application for Hydrilla.
- If Hydrilla is not detected during three years following the last treatment, it can be declared eradicated.

- CDFA conducts annual aquatic weed surveys in a portion of Cache Creek above the Capay Diversion Dam, Indian Valley Reservoir and other locations in Lake County.
- It costs about \$1,000 per acre per year for just the chemicals used to control Hydrilla.

Board discussion followed on a number of issues including potential impacts of aquatic herbicides on agricultural crops. Mr. Leavitt stated that residual pesticide concentrations have been small and well below the level of concern for public health and crop impacts.

**CA DEPARTMENT OF FOOD AND AGRICULTURE HYDRILLA PROGRAM FUNDING**

Following the proceeding presentation and discussion, the Board considered funding of the ongoing CDFA Hydrilla Eradication Program.

M/S/C approval of \$10,000 for the State’s 2005/06 Hydrilla Eradication Program.

Director Vink asked that the District’s future participation in the Hydrilla Eradication Program be evaluated within the context of the District’s broader invasive weed control efforts.

**MODIFICATION OF THE DISTRICT’S INVESTMENT POLICY**

Mrs. Barton advised that changes in state law have expanded the investment vehicles available to the District, and changed required procedural practices regarding investment policies and that legal counsel has suggested commensurate changes in the District’s Investment Policy.

The Board discussed the proposed policy changes and Director Vink advised that the Finance Committee recommends adoption of them.

M/S/C adoption of the District’s Investment Policy as modified.

**UNIFORM PUBLIC CONSTRUCTION COST ACCOUNTING ACT (UPCCAA)**

Mrs. Barton stated that, following action at the last Board meeting to initiate adoption of the UPCCAA, the next steps were to adopt an ordinance and resolution on the matter.

She advised that current construction procurement above \$10,000 requires a long and formal bidding process. The UPCCAA allows use of a short form contract for projects up to \$25,000 and provides a mechanism that will help reduce time lags in contracting by identifying potential bidders in advance of projects.

Mr. O’Halloran advised that the District had previously adopted a separate Force Account process for procuring service for maintenance activities.

Mr. Bartkiewicz advised that the legislature passed the UPCCAA to consolidate varying Public

Agency construction procurement policies into a standardized format. This assists contractors in evaluating projects and developing bids.

M/S/C unanimously adopted Resolution No. 05.12 and Ordinance 1-2005, waived reading of Ordinance 1-2005 and instructed staff to complete activities required to implement adoption of the Uniform Public Construction Cost Accounting Act.

### **YOLO COUNTY WATER SUPPLY FINANCING CORPORATION (YCWSFC)**

Mr. Bartkiewicz provided historical background of the YCWSFC and the basis for amending its Bylaws and Articles of Incorporation. Mr. O'Halloran advised that while there is no specific need for the YCWSFC as a funding vehicle at this time, the small filing fee required to retain it outweighs the greater costs and time required to reinstate it at a later date should it become necessary.

Board discussion and questions followed.

Mr. Bartkiewicz described various other financing options, their repayment requirements and usages. He also described the advantage of transferring governance of the YCWSFC to the District's Board of Directors.

M/S/C directed Staff to request the YCWSFC Board convene to amend its Bylaws and Articles of Incorporation to provide that the District's Board serve as the Board of the YCWSFC.

### **DIRECTORS' REPORTS**

Director Scheuring reported the Water Resources Association of Yolo County (WRA) Board met this month; West Sacramento reactivated its membership in the WRA; Reclamation District 2035 joined the WRA as a full member; a \$500,000 Department of Water Resources planning grant for the IRWMP is expected. The grant would require local funding of \$200,000 and \$200,000 of in-kind services; he was concerned with the work load burden on the District staff due to the IRWMP project. The IRWMP includes a public process.

Mr. Borcalli stated that a challenge will be to move projects of equal value forward where funding from individual benefiting parties is limited.

Mr. Schneider stated that: He is cautiously optimistic about the project; He concurs that water security and quality are critical issues and decisions made now are very important to the future.

Mr. Scheuring questioned the role of the WRA after and completion of the project.

Mr. O'Halloran stated that while the Woodland flood control issue was included in the work scope, it would be addressed on a longer, separate time line.

Director Rominger reported that at a recent Yolo County Board of Supervisors/District 2X2 meeting

a range of issues were discussed including the mercury TMDL matter.

### **ATTORNEY'S REPORT**

Mr. Bartkiewicz reported that SB 820 and the Wild and Scenic bill are on the governor's desk. SB 820 is a comprehensive water bill with a new reporting requirement on groundwater reporting.

### **GENERAL MANAGER'S REPORT**

Mr. O'Halloran reported the following:

#### Water Use Efficiency Grant

DWR has previously awarded the District a \$272,000 Water Use Efficiency Grant. The grant contract requires a resolution from the Board prior to being implemented. Mr. Stevenson advised that the grant would fund equipment for twenty-six flow monitoring stations and that with the Board adopting the resolution now the District can begin to receive in-house expenses reimbursements.

M/S/C unanimously adopted Resolution No. 05.13 of the Yolo County Flood Control and Water Conservation District Accepting California Department of Water Resources 2004 Proposition 50 Water Use Efficiency Grant Funds and Designating Applicant's Agent.

#### General Activities

- Functions that District representatives participated in last month included: Yolo Land Trust Day In the Country; Woodland City Council members (2) tour; and Full Belly Farms Hoes Down Festival.
- Update regarding the Indian Valley Dam artifact repatriation work and repair of the campground septic system.
- Status of the University Canal relocation project.
- Initiation of drafting a developer fee policy.
- Progress of the District's mapping (GIS) imitative.
- Potential R.H. Phillips annexation into the District.
- Recharge opportunity projects and long term goals on conjunctive use.

#### Madison Wall Agreement

Mrs. Barton reported that the new property owner has signed an agreement for a one year extension and that the District is awaiting the extensions of the associated permits from Yolo County. The Board inquired if a multi-year extension could be sought to reduce annual staff work. Mrs. Barton advised that she would request this next year.

#### Water Conditions

- Irrigation deliveries will continue as long as feasible.
- Management noted potential system capacity constraints next irrigation season due to the large increase in alfalfa acreage.

**GENERAL DISCUSSION**

Director Scheuring requested a future report on the District's emergency preparedness.

**PAYMENT OF THE BILLS**

M/S/C after review, approved the following claims for payment:

Yolo Flood Control Checks: # 34746-34756

**CLOSED SESSION**

The regular meeting was adjourned to Closed Session under Brown Act Section 54956.9(b) significant exposure to litigation involving four potential cases.

Persons present other than the Board were General Manager O'Halloran, Assistant General Manager Barton and Attorney Bartkiewicz.

**CLOSED SESSION REPORT**

The regular Board meeting was reconvened. Attorney Bartkiewicz reported that during Closed Session, the Board rejected a claim from Farmers Insurance related to a June 26, 2005 vehicle accident and also voted to reject any subsequent claims that may be received related to that accident. All claims related to the accident will indicate rejection is based on merit.

There being no further business to come before the Board, the meeting was adjourned.

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Ann T. Brice, Chair

ATTEST:

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Tim O'Halloran, Secretary