

# Yolo County Flood Control & Water Conservation District

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## AGENDA Board Meeting 34274 State Highway 16 Woodland, CA 95695 Tuesday, December 6, 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 November 1, 2005 Special and Regular Board Meetings.
- 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. Board Presentation: Update Report by NCWA Executive Director
- 7:30 5. Board Consideration: Approval of amendment to the Articles of Incorporation and Bylaws of the Yolo County Water Supply Finance Corporation.
- 7:40 6. Board Consideration: Setting a hearing date and time to consider a resolution setting fees and charges related to providing special services and information.
- 7:50 7. Board Consideration: Approval of contracts and scopes of work for Wood Rodgers, Inc. and Lucy and Company related to the Yolo County Integrated Regional Water Resources Management Program.

- 8:05 8. Board Consideration: Update the Board's policy regarding records inspection, copying, retention and disposal.
- 8:15 9. Board Consideration: Highland Ditch Surplus Property Declaration.
- 8:30 10. Board Consideration: Authorizing temporary use of funds for Madison elevation project to offset delays in FEMA reimbursement funding.
- 8:40 11. 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.
- 8:50 12. Attorney's Report: The District's attorney will report on the following:  
a) Current legal and legislative activities.
- 9:00 13. 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) Operations, Maintenance and Water Conditions
- 9:20 14. 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.
- 9:25 15. Board Consideration: The Board will consider the approval and the payments of bills.
- 9:30 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 December 2, 2005.

By: \_\_\_\_\_  
Christina Cobey, Administrative Assistant

## REGULAR BOARD MEETING MINUTES

December 6, 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 December 6, 2005 at its regular place of business, 34274 State Highway 16, Woodland, California. Chair Brice convened the meeting with Directors Rominger, Tadlock and Vink present. Director Scheuring was absent. 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

### **Members of the Public**

Bob Schneider, Tuleyome  
Larry John, Granite Bay Holding  
Debra Chase, Tuleyome  
David Chase, Tuleyome  
Dave Pratt  
Mark Mudgett, Granite Bay Holding

### **MINUTES**

M/S/C approved the minutes of the November 1, 2005 Special and November 1, 2005 Regular Board meetings as mailed.

### **OPEN FORUM**

Mr. Schneider provided the Board with a copy of the report, Biological Conservation Opportunities in Yolo County and the Blue Ridge Region.

### **MODIFYING THE POSTED AGENDA**

Mr. O'Halloran requested that agenda Item 9 regarding the Highland Ditch be moved forward to accommodate representatives from Granite Bay Holding. The Board agreed to the modification.

### **HIGHLAND DITCH SURPLUS PROPERTY**

Mr. Horgan provided an overview of the District's ownership interests on two properties planned for residential development within the City of Winters and the request by one developer for

District abandonment of its interests in the ditch. He also outlined options available to the District to take such action and the basis for doing so.

Board and staff discussion followed. Mr. Bartkiewicz advised that a declaration of the Highland Ditch as surplus property could be made at a subsequent Board meeting.

M/S/C authorization for the General Manager to enter into negotiations with Granite Bay Holding for sale of the District's Highland Ditch property interests and to report to the Board at a future meeting.

#### **UPDATE REPORT BY NCWA EXECUTIVE DIRECTOR**

Mr. O'Halloran introduced Mr. David Guy, Executive Director of the Northern California Water Association (NCWA). Mr. Guy highlighted activities of NCWA and spoke on the following topics:

- NCWA budget cost containment efforts.
- Appellate court action on water right fees.
- Region-wide programs addressing the future of water management in California and funding grants for project planning and implementation.
- Water quality ag waiver program; its dynamics, successes, obstacles and details of the \$1 million per year program.
- Legal issues including the Bureau of Reclamation Term 91 requirements and groundwater jurisdiction court cases.
- Upcoming legislation on flood control and infrastructure bond funding.

Board and staff discussion with Mr. Guy followed, covering:

- Regional flood issues including funding and NCWA participation.
- Calfed funding sources.
- Potential assessment of DWR's future.
- Relationship and differences between the Sacramento Valley and Yolo County's IRWMPs and requirements for multiagency coordination for DWR implementation program funding.
- The anticipated scope of the proposed water bond.

Mr. Guy also informed the Board that NCWA had changed its state lobbyist to obtain exclusive Northern California interest representation.

#### **AMENDMENT TO THE ARTICLES OF INCORPORATION AND BYLAWS OF THE YOLO COUNTY WATER SUPPLY FINANCE CORPORATION**

Mrs. Barton provided an overview of the draft amendment to the Articles of Incorporation and draft restated Bylaws of the Yolo County Water Supply Finance Corporation.

The Board discussed various aspects of the proposed action.

M/S/C adoption of Resolution 05.15 Approving Amendment to the Articles of Incorporation of the Yolo County Water Supply Financing Corporation and Amended and Restated Bylaws.

**FEES AND CHARGES RELATED TO PROVIDING SPECIAL SERVICES AND INFORMATION**

Mr. O'Halloran introduced the development of a fee schedule for District provided services.

Mrs. Barton provided an overview of a proposed resolution which would set fees and charges. In her presentation she highlighted the following:

- The Board needs to consider the proposed action and resolution in a public hearing, which was suggested for the regular January meeting.
- The basis for fees and charges would be staff time including benefits and overhead and expenses, and the cost of consultant services with an administrative surcharge.
- A deposit would be required for services with provisions for refund of unused monies.
- The District will still be providing some services without compensation.

M/S/C setting a public hearing on the proposed fees and charges for 8:00 p.m. at the Board's January 2006 meeting.

**YOLO COUNTY INTEGRATED REGIONAL WATER RESOURCES MANAGEMENT PROGRAM (IRWMP)**

Mr. O'Halloran provided background information on the District's agreement with the WRA to act as its fiscal agent in administering a Proposition 50 grant funding the Yolo County IRWMP. He also summarized the subsequent need for the District to approve the contracts and scopes of work for Wood Rodgers, Inc. and Lucy and Company related to the Yolo County IRWMP.

Board and staff discussion followed addressing costs incurred by the District, cost reimbursement, DWR project effective date confirmation, scheduling of the consultants' work, consultant work tasks and overall project time schedule.

Mr. Schneider advised that Tuleyome had entered into the project development process and complimented Mr. O'Halloran and Director Scheuring on their involvement.

Additional discussion followed. In response to Board questions, Mr. O'Halloran stated that the WRA Technical and Executive Committees had reviewed the scopes of work and that the District Board's approval actions were purely administrative in nature.

M/S/C authorized the execution of the two contracts based on the scope of work subject to formal

WRA Executive Committee approval.

### **RECORDS AND INSPECTION, COPYING RETENTION AND DISPOSAL**

Mr. O'Halloran requested, and the Board agreed, to pull consideration of an update to the District records policy.

### **MADISON ELEVATION PROJECT**

Mrs. Barton summarized the history of the District's various efforts to mitigate flooding in the town of Madison. She also described the current effort to elevate a home in Madison and the difficulties involving funding the work. Due to the lag time involved with receiving payments from FEMA, temporary funding is now needed to secure the interest of prospective contractors. FEMA will reimburse a portion of the costs for the project but has a December 31, 2005 deadline. The District would need to receive an extension to the current FEMA deadline prior to authorizing moving forward with the project.

M/S/C authorized for the District to spend up to \$80,000 to pay the contractor in a timely fashion that portion of the project cost that will be reimbursed by FEMA and to request an extension from FEMA to complete the Madison Elevation Project.

### **DIRECTORS' REPORTS**

Director Brice requested information on committee assignments for recently appointed Director Tadlock. Mr. O'Halloran responded that Director Tadlock is already involved with several District matters and that Board committee assignments will be determined early next year.

In response to a question, Mr. O'Halloran reported on the Colusa Basin Drain project status stating that the Phase I Study had indicated that there were no significant benefits to urban water users and that funding for the \$220,000 next phase is in question.

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

Mr. O'Halloran reported the following:

#### General Activities:

- His November 15, 2005 presentation to the Yolo County Board of Supervisors was received positively.
- The recent public meeting on the IRWMP drew about 100 people.
- The Woodland-Cache Creek flood control matter will be handled in a separate, but, parallel process with the IRWMP flood control work.

- He attended a recent Cache Creek Watershed Forum meeting at Lower Lake; broad participation was evident including tribal interests; the meeting focused on invasive species and water quality with concerns expressed about chemical controls and associated trade-offs.
- The District's Christmas party is scheduled for December 10, 2005.

Operations, Maintenance and Water Conditions:

- The Hungry Hollow Canal was rewatered, after prior shutdown of the entire system, in order to serve newly planted alfalfa and to assess the District's restart response. Due to the efforts required to restart irrigation deliveries, Mr. O'Halloran stated that a separate rate may be appropriate and that he will bring a policy addressing rewatering to the Board.

Board and staff discussion followed on current year water sales and income variations from the budget.

**PAYMENT OF THE BILLS**

M/S/C approval of the following claims for payment:

Yolo Flood Control Checks: # 35083-35095

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