

# Yolo County Flood Control & Water Conservation District

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## AGENDA Board Meeting 34274 State Highway 16 Woodland, CA 95695 Tuesday, January 3, 2012 7:00 P.M.

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Public documents relating to any open session item listed on this agenda that are distributed to all or a majority of the members of the Board of Directors less than 72 hours before the meeting are available for public inspection in the customer service area of the District's Administrative Office at the address listed above.

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. Consideration: The Board will consider adoption of the minutes of the December 6, 2011 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. 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. Consideration: Election of Officers for 2012.
- 7:15 5. Staff Report: Review of Brown Act Provisions and the District's Rules of Proceedings for Board of Directors' Meetings.
- 7:25 6. Staff Report: Review of Rate Setting Process.
- 7:40 7. 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.

- 7:45 8. Attorney's Report: The District's attorney will report on the following:  
a) Current legal and legislative activities.
- 7:55 9. 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  
c) A Moment in History
- 8:10 10. 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.
- 8:13 11. Consideration: The Board will consider the approval and the payment of bills.
- 8:15 12. 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 28, 2011.

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



Y O L O C O U N T Y

FLOOD CONTROL &  
WATER CONSERVATION  
DISTRICT

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## **BOARD MEETING MINUTES**

**Tuesday, January 3, 2012, 7:00 PM**

**YCFCWCD Offices  
34274 State Highway 16  
Woodland, CA 95695**

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The regular meeting of the Board of Directors of the Yolo County Flood Control and Water Conservation District was held at 7:00 p.m. on January 3, 2012, at its regular place of business, 34274 State Highway 16, Woodland, California. Chair Rominger convened the meeting. In attendance were:

District Board

Bruce Rominger, Chair  
Jim Mayer, Vice Chair  
Ron Tadlock  
Erik Vink

District Staff

Tim O'Halloran, General Manager  
Christy Barton, Assistant General Manager  
Max Stevenson, Water Resources Associate  
Ryan Bezerra, Legal Counsel

Members of the Public

Duane Chamberlain  
Dave Pratt  
Don Rominger  
Bob Schneider

**1. CONSIDERATION: Approval of Minutes**

M/S/C approved the minutes of the December 6, 2011 Regular Board Meeting as submitted.

**2. OPEN FORUM**

None

**3. CONSIDERATION: Adding Items to the Posted Agenda**

None

**4. CONSIDERATION: Election of Officers for 2012**

Chair Rominger reviewed the Board's rotational procedure regarding the election of new officers and stated under that procedure the offices of 2012 would be James Mayer for Chair, Erik Vink for Vice Chair, Tim O'Halloran for Secretary and Christy Barton for Assistant Secretary.

M/S/C elected James Mayer for Chair, Erik Vink for Vice Chair, Tim O'Halloran for Secretary and Christy Barton for Assistant Secretary.

General Manager O'Halloran thanked outgoing Chair Rominger for his assistance and being available when needed. Chair Mayer presided over the balance of the meeting.

**5. STAFF REPORT: Review of Brown Act Provisions and the District Rules of Proceedings for Board Of Directors Meetings**

Legal Counsel Bezerra reviewed the purpose of the Brown Act, basic rules of the Act, quorum requirements of the District, conflict of interest requirements and 2011 changes to the Brown Act. He reported the changes to Brown Act do not require any modification to the District's Rules of Proceedings.

**6. STAFF REPORT: Review of Rate Setting Process**

General Manager O'Halloran reviewed the District's current rate structure and the rate setting process for the Board in anticipation that a modified rate structure proposal will be presented for consideration at the February Board meeting. O'Halloran provided and reviewed the current rate schedule, adopted in 2008, and how it has functioned to date. O'Halloran noted a couple items of interest:

- a. The schedule encourages conjunctive use by having water rates increasing as the District water supply becomes more limited;
- b. The schedule would be more seamless if there were additional steps/levels created;
- c. The April 1 calculation date does not take into account the impacts of a short season when the water supply is plentiful.

O'Halloran reviewed the Prop 218 process, noting that there will be further discussion of the rate schedule on the agenda for the January 12 Special Board meeting. At the February Board meeting, O'Halloran plans to submit a report that includes a summary of the budget, the reasons for requesting a rate increase, the suggested rate schedule, and a draft notice for the proposed public hearing to be held at the April Board meeting.

## **7. DIRECTORS' REPORTS**

Chair Mayer presented Director Vink with a service award commemorating his 10 years on the District Board of Directors.

## **8. ATTORNEY'S REPORT**

Legal Counsel Bezerra reported that the State Water Resources Control Board (State Board) plans to look at the new Delta/Sacramento River stream flow requirements with the intent to adopt new objectives for the Delta outflow by mid-2013 using a new round of implementation measures and amending various water rights. The water rights most vulnerable are FERC licensed projects that are coming up for relicensing.

Bezerra reviewed the prior Phase 8 process and the collaboration amongst federal, state and local water purveyors to meet the outflow objectives prior to the State Board creating mandates. Bezerra noted that during the Phase 8 process, Cache Creek was identified as not being contiguous to the Delta when the Delta is out of balance, and therefore, not required to contribute water for Delta outflow purposes. However, Bezerra noted that this new process may expand the months of concern for the Delta outflow to include February and March, which could negatively impact the District.

The State Board process is being changed from an evidentiary process to an internal process where staff creates a draft technical report, receives comments on the report for review and creates a final report. The notice of the draft technical report is expected in Mid-March of 2012, followed by a public comment period prior to adopting a final report.

General Manager O'Halloran stated the District will have to look at its potential risks and costs to participate in this new State Board process and will be working with the Northern California Water Association in that regard.

## **9. GENERAL MANAGER'S REPORT**

General Manager O'Halloran reported on the following:

- a. General Activities
  1. Bob Schneider was present at the Board meeting. O'Halloran congratulated Schneider on being appointed to the Regional Water Resources Control Board noting that Schneider is familiar with and understands Yolo County's water issues. Schneider reported that Jennifer Moffitt of Davis is also proposed for appointment to the Regional Board and, if confirmed, will bring a strong agricultural background to the Regional Board.

2. At the December Board meeting, the amount of right-of-way lease payment to the Bureau of Land Management (BLM) had been questioned. General Manager O'Halloran discussed the issue with Rich Burns, BLM, who reported that the directive and cost formula had come from Washington, D.C. and was imposed on all Federal lands. The process is to be reviewed after 5-years, which will be in another three years. O'Halloran reported Congressman Thompson has been briefed. Congressman Garamendi will also be informed of the issues.
  3. The District's Power Purchase Agreement with PG&E at Indian Valley has expired and the District is currently on an extended agreement that will expire on March 22, 2012. Energy Consultant Lon House has submitted a report on the options available to the District, which is currently in review by District staff.
- b. Operations, Maintenance and Water Conditions
1. The Water Conditions report was available at the sign in table.
  2. Various small capital projects are being implemented under the direction of Water Resources Associate Stevenson, Facilities Supervisor Lopez, and Field Supervisor Espinoza. The clear weather has provided an extended opportunity to complete these jobs.
- c. A Moment in History
- A copy of a February 5, 1914 article from the Winters Express titled "Cleaning Cache Creek Bed" was distributed to the Board and attendees.

## **10. GENERAL DISCUSSION**

None.

## **11. CONSIDERATION: Payment of Bills**

M/S/C approval for the following claim(s) for payment:

Yolo County Flood Control Checks: # 46524-46535

## **ADJOURNMENT**

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

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James P. Mayer, Chair

ATTEST:

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Tim O'Halloran, Secretary