

**SANTA YNEZ RIVER WATER CONSERVATION DISTRICT  
IMPROVEMENT DISTRICT NO. 1  
JANUARY 28, 2020 SPECIAL MEETING MINUTES**

A Special Meeting of the Board of Trustees of the Santa Ynez River Water Conservation District, Improvement District No.1, was held at 3:00 p.m. on **Tuesday, January 28, 2020** in the Conference Room at 1070 Faraday Street, Santa Ynez.

Trustees Present:     Harlan Burchardi             Michael Burchardi  
                                 Jeff Clay                             Brad Joos  
                                 Lori Parker

Trustees Absent:     None

Others Present:     Paeter Garcia             Mary Martone             Karen King  
                                 Eric Tambini             Joe Come'             Richard Armstrong  
                                 Gary Kvistad             Kevin Walsh             Fred Kovol  
                                 Frances Komoroske     Kevin Crossley

**I.     CALL TO ORDER AND ROLL CALL:**

President Clay called the meeting to order at 3:00 p.m., he stated this was a Special Meeting of the Board of Trustees. Ms. Martone reported all members of the Board were present.

**II.    PLEDGE OF ALLEGIANCE:**

President Clay led the Pledge of Allegiance.

**III.   REPORT BY THE SECRETARY TO THE BOARD REGARDING COMPLIANCE WITH THE REQUIREMENTS FOR POSTING OF THE AGENDA:**

Ms. Martone presented the affidavit of posting of the agenda, along with a true copy of the agenda for this meeting. She reported that the agenda was posted in accordance with the California Government Code commencing at Section 54950, specifically Section 54956 related to noticing for a Special Meeting and also pursuant to Resolution No. 340 of the District. The affidavit is filed as evidence of the posting of the agenda items contained therein.

**IV.   PUBLIC COMMENT:**

There was no public comment.

**V.    CONSIDERATION OF THE MINUTES OF THE SPECIAL MEETING OF DECEMBER 12, 2019:**

The Minutes of the Special meeting of December 12, 2019 were presented for consideration.

President Clay asked if there were any changes or additions to the Special Meeting Minutes of December 12, 2019. There were no changes or additions requested.

It was **MOVED** by Trustee H. Burchardi, seconded by Trustee Parker, and carried by a unanimous 5-0-0 voice vote, to approve the Special Meeting Minutes of December 12, 2019 as presented.

**VI.   CONSIDERATION OF THE MINUTES OF THE SPECIAL MEETING OF JANUARY 7, 2020:**

The Minutes of the Special meeting of January 7, 2020 were presented for consideration.

President Clay asked if there were any changes or additions to the Special Meeting Minutes of January 7, 2020. There were no changes or additions requested.

It was **MOVED** by Trustee H. Burchardi, seconded by Trustee Parker, and carried by a unanimous 5-0-0 voice vote, to approve the Special Meeting Minutes of January 7, 2020 as presented.

**VII. ADDITIONS OR CORRECTIONS, IF ANY, TO THE AGENDA:**

Mr. Garcia stated there were no additions or corrections to the agenda.

**VIII. CONSENT AGENDA:**

The Consent Agenda report was provided in the Board packet.

Mr. Garcia reviewed the Consent Agenda Report for the month of January.

It was **MOVED** by Trustee M. Burchardi, seconded by Trustee Parker, and carried by a unanimous 5-0-0 voice vote, to approve the Consent Agenda as presented.

**IX. MANAGER REPORTS - STATUS, DISCUSSION AND POSSIBLE BOARD ACTION ON THE FOLLOWING SUBJECTS:**

**A. OPERATIONS AND MAINTENANCE**

1. Personnel Snapshots

- a) Distribution & Operations Supervisor – Richard Armstrong
- b) Construction & Maintenance Supervisor – Joseph Come’

Items IX. A.1 (a) & (b) were presented together. Mr. Garcia informed the Board that the Personnel Snapshots are intended to provide an opportunity for the District Team to introduce themselves to the Board and to the public, discuss their experience, and highlight their respective areas of responsibility at the District. Mr. Garcia indicated that additional Personnel Snapshots are likely to follow in coming months.

Mr. Garcia introduced Mr. Richard Armstrong, Distribution & Operations Supervisor and Mr. Joe Come’, Construction & Maintenance Supervisor, to the Board and public.

Mr. Armstrong and Mr. Come’ each introduced themselves and provided information related to their previous work history, experience, special certifications, and roles and responsibilities at the District. The Board members expressed their appreciation and thanked Mr. Armstrong and Mr. Come’ for their professional capabilities and dedication to the District.

**B. DISTRICT ADMINISTRATION**

1. Financial Report on Administrative Matters

- a) Presentation of Monthly Financial Statements – Revenues and Expenses

The Board was provided the Statement of Revenues and Expenses for the month of December.

Ms. Martone reviewed the Statement of Revenues and Expenses for the month of December. She reported the revenues exceeded the expenses by \$520,018.58 for the month and the year-to-date net income was \$1,856,268.43. She reported the majority of surplus revenue received during the month was a result of the first of two installments that were received from the Santa Barbara County Special Tax Assessment in the amount of \$463,138.40. Ms. Martone explained that any surplus revenues accumulated during the fiscal year initially will be earmarked and utilized for the District’s annual State Water Project and COMB Bond payments due in June 2020. Ms. Martone stated that District staff will be working on budgeted Capital Improvement Projects during the remainder of the fiscal year and provided a summary of anticipated projects.

b) Approval of Accounts Payable

The Warrant List was provided in the handout material for Board action. The Warrant List covered warrants 22794 through 22873, for the period of December 12, 2019 through January 28, 2020 in the amount of \$424,664.32.

It was **MOVED** by Trustee H. Burchardi, seconded by M. Burchardi, and carried by a unanimous 5-0-0 voice vote to approve the Warrant List as presented.

c) Continuing Disclosure Document & Rate Covenant Coverage for 2019 Series "A" CCWA Bond

Ms. Martone reported that pursuant to the Central Coast Water Authority Bond Indenture, the District is required to annually submit financial information to the Bond Trustees to ensure that the District is complying with the 1.25% rate covenant requirement of the Bond. Ms. Martone explained that the District met and exceeded the rate covenant requirement at 1.91%. She reported that the District submitted FY 2018-2019 disclosure information to CCWA on January 8<sup>th</sup>. Ms. Martone stated that staff will be preparing similar information for the 2004 Series A COMB Bond which will be submitted in March.

**X. REPORT, DISCUSSION AND POSSIBLE BOARD ACTION ON THE FOLLOWING SUBJECTS:**

**A. CACHUMA PROJECT - U.S. BUREAU OF RECLAMATION CONTINUING OPERATIONS**

1. Cachuma Project Water Service Contract No. I75r-1802R, Water Deliveries, Exchange Agreement, Entitlement, Water Storage, Accounting, Water Supply Projections & SWRCB Permits

Mr. Garcia reported that issues pertaining to the Cachuma Project, water deliveries, the Exchange Agreement, water storage, and related issues were presented earlier as part of the Consent Agenda report.

2. 2020 Water Service Contract

Mr. Garcia reported that he attended the Mid Pacific Water Users Conference in Reno, Nevada during the week of January 20<sup>th</sup>, where he had the opportunity to meet with representatives from the U.S. Bureau of Reclamation (USBR) regarding the 2020 Water Service Contract. He stated that as part of a public presentation, USBR representative Michael Jackson indicated it is possible that the current contract will go into an interim status. Mr. Garcia explained that the current contract is due to expire on September 30, 2020 and there has been no activity made known to the Cachuma Member Units regarding negotiations for the new contract. He stated the District has requested on multiple occasions for USBR to look at alternative frameworks for making the District and other Cachuma Member Units direct signatories to the next contract, however the Santa Barbara County Water Agency has insisted that the contract remain a two-party arrangement between USBR and the County only. Mr. Garcia stated that further information will be provided to the Board once it is available.

**B. SUSTAINABLE GROUNDWATER MANAGEMENT ACT**

1. Update for Eastern Management Area

Mr. Garcia gave a brief update on the Eastern Management Area (EMA) activities. He explained that the ID No.1 Board of Trustees approved the Intra-Basin Administrative Agreement at their December 12, 2019 Meeting, and that the Agreement also has been approved by the Parent District. He indicated that the Agreement is being presented for approval by the other GSA-related agencies throughout the Basin.

Mr. Garcia reported that the EMA Citizens Advisory Group (EMA CAG) met on January 9<sup>th</sup> to review the Draft Data Management Plan. He stated that the EMA CAG

will present their comments at the next EMA GSA Committee meeting scheduled for February 27, 2020.

Mr. Garcia stated that the public is welcome and strongly encouraged to attend any meeting of the GSA Committees to participate and provide input as the SGMA process will affect the community, public agencies, and stakeholders throughout the Basin.

2. Meeting Dates for Groundwater Sustainability Agencies

The Board packet included a 2020 schedule of all meetings for each of the GSA Committees, including the Central, Eastern, and Western Management Area GSAs, along with a meeting schedule for the Santa Ynez River Water Conservation District (Parent District).

3. SGMA Statewide

The Board packet included materials reflecting the adoption of two Groundwater Sustainability Plans in Santa Barbara County, one for the Paso Robles Basin and one for the Cuyama Basin, both of which are designated as high-priority basins in critical overdraft with GSP deadlines of January 31, 2020.

Mr. Garcia reported that video footage is available online at the Department of Water Resources SGMA website regarding recent SGMA workshops hosted by DWR. He stated the workshops covered topics such as GSP evaluation and assessment, DWR and SWRCB interaction during GSP evaluation, annual reporting requirements and process, and DWR and SWRCB assistance programs that will support GSP implementation and future GSP updates.

Mr. Fred Kovol, Ms. Frances Komoroske, and Mr. Kevin Walsh provided public comments to the Board.

**XI. REPORTS BY THE BOARD MEMBERS OR STAFF, QUESTIONS OF STAFF, STATUS REPORTS, ANNOUNCEMENTS, COMMITTEE REPORTS, OBSERVATIONS AND OTHER MATTERS AND/OR COMMUNICATIONS NOT REQUIRING ACTION:**

Mr. Garcia summarized each of the report items included in the Board packet, including a December 2, 2019 letter from the District discussing the Systemwide Water Meter Replacement Program; a January 16, 2020 news article regarding Governor Newsom’s administration seeking input on the State’s Draft Water Resilience Portfolio; the January 13, 2020 Santa Barbara County IRWMP Meeting Agenda and packet materials; a January 17, 2020 news article regarding the Third Annual “Women in Water Conference” at Cuyamaca College; January 9, 2020 information relating to the Santa Barbara County 2020-2021 Cloud Seeding Program; an ACWA News Release regarding election of ACWA’s new President and Vice President; and the December 2019 Family Farm Alliance Monthly Briefing.

Trustee Harlan Burchardi reported that he attended the CCWA Finance Committee and Board of Directors meetings on January 23<sup>rd</sup> and summarized the topics discussed at the Board of Directors meeting.

Mr. Garcia reported that the California Special Districts Association has announced a notice of vacancy for the Coastal Network Board of Directors, wherein applications must be submitted by March 6, 2020.

**XII. CORRESPONDENCE: GENERAL MANAGER RECOMMENDS THE ITEMS NOT MARKED WITH AN ASTERISK (\*) FOR FILE:**

The Correspondence list was received by the Board.

**XIII. REQUESTS FOR ITEMS TO BE INCLUDED ON THE NEXT REGULAR MEETING AGENDA:**

There were no requests from the Board.

**XIV. NEXT MEETING OF THE BOARD OF TRUSTEES:**

President Clay stated the next regular meeting of the Board of Trustees is scheduled for February 18, 2020 at 3:00 p.m.

**XV. CLOSED SESSION:**

The Board adjourned at 4:46 p.m. for a brief recess. At 4:50 p.m. the Board reconvened and adjourned to closed session to discuss agenda items XV. A. & B.

**A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

[Subdivision (d)(1) of Section 54956.9 of the Government Code - 4 cases]

1. Name of Case: Adjudicatory proceedings pending before the State Water Resources Control Board regarding Permits 11308 and 11310 issued on Applications 11331 and 11332 to the United States Bureau of Reclamation and complaints filed by the California Sport fishing Protection Alliance regarding the operating of the Cachuma Project and State Board Orders WR73-37, 89-18 and 94-5; and proposed changes to the place of use of waters obtained through aforementioned permits for the Cachuma Project
2. Name of Case: Adjudicatory proceedings pending before the State Water Resources Control Board regarding Permit 15878 issued on Application 22423 to the City of Solvang regarding petitions for change and extension of time and protests to the petitions
3. Name of Case: Santa Barbara Superior Court Case No. 18CV05437, Santa Ynez River Water Conservation District, Improvement District No.1 v. Holland, et al.
4. Name of Case: Santa Barbara Superior Court Case No. 19CV01873, Cachuma Operation and Maintenance Board v. Santa Ynez River Water Conservation District, Improvement District No.1

**B. CONFERENCE WITH LEGAL COUNSEL - POTENTIAL LITIGATION**

[Subdivision (d)(2) of Section 54956.9 of the Government Code]

1. Significant exposure to litigation against the agency - 1 case

**XVI. RECONVENE INTO OPEN SESSION**

[Sections 54957.1 and 54957.7 of the Government Code]

The Board reconvened to open session at 6:50 p.m. Mr. Garcia announced that the Board met in closed session concerning Agenda Items XV. A. & B. He reported that there was no reportable action on Agenda Items XV. A. & B.

**XVII. ADJOURNMENT:**

Being no further business, it was **MOVED** by Trustee Parker, seconded by Trustee M. Burchardi, and carried by a unanimous 5-0-0 voice vote, to adjourn the meeting at 6:51 p.m.

**THE JANUARY 28, 2020 SPECIAL MEETING MINUTES WERE APPROVED AT THE FEBRUARY 18, 2020 REGULAR MEETING.**