

**Yolo County Flood Control &
Water Conservation District**

**Board Meeting
34274 State Highway 16
Woodland, CA 95695
Tuesday, February 7, 2023
7:00 P.M.**

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 by scheduling an appointment with Christina Cobey at (530) 662-0265, ext. 100 or ccobey@ycfcwcd.org.

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 please contact Christina Cobey. Requests should be made as early as possible, and at least one full business day before the start of the meeting.

AGENDA

- 7:00 1. Consideration: Adoption of the January 3, 2023 Regular Board Meeting Minutes
- 7:02 2. Open forum (Limited to five minutes): Guest introductions, unscheduled appearances, 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: Appointment of District Representatives to Committees and Various Groups
- 7:15 5. Consideration: Changing March 2023 Board of Directors Regular Meeting Time to 6:00 p.m. to Accommodate Public Hearing
- 7:20 6. Consideration: Adoption of Resolution No. 23.03 Concurring in Nomination of John Pang to the Executive Committee of ACWA JPIA

- 7:25 7. Consideration: Adoption of [Resolution No. 23.04](#) to Monitor Groundwater Use During the 2023 Irrigation Season Under Temporary Permit 21440
- 7:30 8. Presentation: Update from Larsen, Wurzel & Associates on Cost-of-Service Study
- 8:15 9. Director’s Report: Report on meetings and conferences attended during the prior month on behalf of the District
- 8:20 10. General Manager’s Report: Report regarding current general activities and projects of the District
 - a) Operations, Maintenance, and Water Conditions
 - b) Financial Report
 - c) Capital Improvement Program
 - d) YSGA Update
 - e) General Activities
 - f) Upcoming Events
- 8:35 11. General Discussion: Opportunity for clarification or additional information request
- 8:40 12. Consideration: Consider the approval and the payment of bills
- 8:45 13. Closed Session: Bay-Delta

Closed session conference with legal counsel for existing administrative proceeding and anticipated litigation/significant exposure to litigation pursuant to Government Code §54956.9, subsections (d)(1) and (d)(2) – State Water Resources Control Board Bay/Delta Plan update proceeding.
- 9:00 14. 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 & Water Conservation District, 34274 State Highway 16, Woodland, CA on February 3, 2023.

By: _____
Christina Cobey, Administrative Assistant

YOLO COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT

AGENDA REPORT

MEETING DATE: February 7, 2023

ITEM #: 1

SUBJECT: Consideration: Adoption of the January 3, 2023 Regular Board Meeting Minutes

INITIATED OR BOARD
REQUESTED BY: STAFF
 OTHER _____

COORDINATED OR
APPROVED BY: Kristin Sicke

ATTACHMENT YES NO
 DIRECTION

INFORMATION
 ACTION: MOTION
 RESOLUTION

BACKGROUND:

Pursuant to Section 54957.5 of the Brown Act, copies of the draft minutes are available to the public on the District's website and at the District office prior to their approval.

In advance of the Board meeting, staff request the Directors notify staff if a correction is needed in the draft minutes to clarify a substantial point or to correct content. Staff will make the appropriate change(s) and submit the revised draft for review to the Board and the public at the meeting.

RECOMMENDATION:

District staff recommend the adoption of the attached minutes with any corrections.



YOLO COUNTY
FLOOD CONTROL &
WATER CONSERVATION
DISTRICT

BOARD MEETING MINUTES
Tuesday, January 3, 2023, 7:00 PM

YCFC&WCD Offices
34274 State Highway 16
Woodland, CA 95695

The regular meeting of the Board of Directors of the Yolo County Flood Control & Water Conservation District (District) was held at 7:00 p.m. on Tuesday, January 3, 2023 at its regular place of business, 34274 State Highway 16, Woodland, California. Chair Vink convened the meeting. The following people were in attendance:

District Board

Erik Vink
Mary Kimball
Tom Barth
Jim Mayer
Shane Tucker

District Staff

Kristin Sicke, General Manager
Andrew Ramos, Legal Counsel

Members of the Public

Scott Brown	Geoff Klein
Ed Carman	Bruce Rominger
Duane Chamberlain	Adam Riley
Fritz Durst	Elisa Sabatini
John Facque	Lee Smith
Blake Harlan	

1. CONSIDERATION: Approval of Minutes

M/S/C approved the minutes of the December 6, 2022 regular Board meeting.

Ayes: Directors Barth, Kimball, Mayer, Tucker, and Vink

Noes: None

Absent: None

Abstain: None

2. OPEN FORUM

There were no comments.

3. CONSIDERATION: Adding Items to the Posted Agenda

There were no changes made to the agenda.

4. CONSIDERATION: Election of Officers

General Manager Sicke reviewed the Board's past policy of rotating Directors through the positions of chair and vice chair. Sicke stated that there was a desire by Director Kimball to pass her rotational Chair position to the next Director in line due to other commitments in 2023. The slate of officers proposed for 2023 was Directors Tom Barth as Chair and Jim Mayer as Vice Chair, and General Manager Kristin Sicke as Secretary.

M/S/C approved the election of Directors Tom Barth as Chair, Jim Mayer as Vice Chair, and General Manager Kristin Sicke as Secretary. Director Barth proceeded to serve as Chair the remainder of the meeting.

Ayes: Directors Barth, Kimball, Mayer, Tucker, and Vink

Noes: None

Absent: None

Abstain: None

5. CONSIDERATION: Adoption of Resolution 23.01 Initiating Proceedings, Providing Intention to Levy Assessments, Preliminarily Approving Engineer's Report, and Providing for Notice of Hearing for the Formation of Special Assessment District and Resolution 23.02 Adopting Proposition 218 Procedures for the 2023 Assessment Ballot Proceedings

General Manager Sicke provided a brief update on the discussion of the December 13, 2022 "focus group" meeting with water customers to discuss the proposed approach for revising the District's funding mechanism. Sicke announced the Community Information meeting scheduled for January 11, 2023 to discuss the District's proposed Revenue Stabilization Program. Adam Riley of Larsen, Wurzel & Associates provided a presentation on the Resolution of Intention to Form a Capital Improvement Assessment District, Preliminary Approval of the Engineer's Report, and the Ballot Proceeding and Public Hearing process.

Director Tucker commented on the relationship with property value and whether there is access to two water sources, and the potential for tenants and landowners to share the cost of a property assessment.

Director Mayer commended previous General Manager Tim O'Halloran's efforts to assess and document all the deferred maintenance throughout the District's system. Mayer also commended O'Halloran's implementation of the new sliding water rate structure, which helped to increase the District revenues, but still did not allow for the ability to fund large infrastructure projects. We're at a point where we need something more equitable and sustainable and there are limitations in the solutions so that taxpayers are protected under the law.

Director Vink appreciated Directors Barth and Tucker's service on the Outreach Committee. Vink stressed the importance for the District to be fiscally sustainable and ensure that all beneficiaries are involved in the process.

Director Kimball emphasized the need for infrastructure improvements and acknowledged farmers' previously requesting investments in these infrastructure improvements. Kimball also underscored the importance for forward-thinking solutions and she commended the District for being fiscally prudent in the past. She commented on a recent event she attended where Former Yolo County Supervisor Helen Thomson remarked that the County had "taken a vow of poverty for agriculture".

Chair Barth commented on the proposed approach for the property assessment being fairly precise in ensuring benefitting landowners are included. Barth acknowledged that landowners and farmers are important to the District and the outreach efforts moving forward will highlight the District's desire to efficiently serve these properties.

M/S/C Adopted Resolution 23.01 Initiating Proceedings, Providing Intention to Levy Assessments, Preliminarily Approving Engineer's Report, and Providing for Notice of Hearing for the Formation of Special Assessment District and Resolution 23.02 Adopting Proposition 218 Procedures for the 2023 Assessment Ballot Proceedings.

Ayes: Directors Barth, Kimball, Mayer, Tucker, and Vink

Noes: None

Absent: None

Abstain: None

6. DIRECTORS' REPORTS

Director Mayer reported on the NCWA meeting with GSAs and NGOs on December 8, 2022, which showcased groundwater recharge projects in North Yolo Management Area and initiated GSP implementation coordination opportunities. Director Kimball also attended this event.

Directors Tucker and Barth reported on the December 13, 2022 Focus Group meeting to discuss the District's Revenue Stabilization Program.

Director Barth also reported on the ACWA JPIA Board meeting at Fall 2022 Conference, which announced a 20% increase in property insurance rates and a 10% reduction in employment benefits. Barth announced that the District received the ACWA JPIA President's award for the Workers' Compensation pool.

Director Vink had nothing to report.

7. ATTORNEY'S REPORT

Legal Counsel Ramos had nothing to report.

8. GENERAL MANAGER'S REPORT

General Manager Sicke provided reports on the following:

- a) Operations, Maintenance, and Water Conditions
- b) Financial Report Summary – Highlights from the December 31, 2022 Financial Statements Report were reviewed, and the actual FY 2022/2023 Budget was compared to the projected FY 2022/2023 Budget.
- c) Capital Improvement Program – An update on the planning activities related to capital projects was provided.
- d) YSGA Update – An update on Yolo Subbasin Groundwater Agency's *2022 Yolo Subbasin Groundwater Sustainability Plan* implementation activities was provided.
- e) General Activities – A list of outreach activities and projects (in-house and coordinated with other agencies) was reviewed.
- f) The following upcoming events were announced:
 1. YSGA and YCFB Monthly Coordination Meeting (January 4)
 2. Clear Lake Hitch Discussion with Lake County Watershed Protection District (Jan. 4)
 3. YSGA: Executive Committee Meeting (January 5 or January 12)
 4. Yolo County's Water Awareness Planning Meeting (January 5)
 5. YSGA Drought Contingency Planning Task Force (January 6)
 6. Operational Area: Yolo County Storm Briefing (January 6)
 7. Monthly Cross-Pilot Water Accounting Platform Coordination Meetings (January 9)
 8. YSGA Board of Directors Meeting (January 9 or January 23)
 9. NCWA Dry Year Task Force Meeting (January 10)
 10. YCFB&WCD Community Information Meetings (January 11 and February 1)
 11. California Irrigation Institute Board Meeting (January 12)
 12. Rolling Acres Ad Hoc/Community Meeting (January 18)
 13. RD 108 Board of Directors Meeting (January 19)
 14. YCFB's 108th Annual Meeting (January 19)

15. NCWA’s Sustainable Conservation Disc. of Statewide Restoration Permits (Jan. 24)
16. YCFB’s Irrigated Lands Regulatory Program Meetings (January 24-26)
17. ACWA Region 4 Board Meeting and Regular Board of Directors Workshop and Meeting (January 30 and February 2-3)

9. GENERAL DISCUSSION

There was no general discussion.

10. CONSIDERATION: Payment of Bills

M/S/C approved the following claims for payment – Yolo County Flood Control & Water Conservation District Checks # 61890-61898.

Ayes: Directors Barth, Kimball, Mayer, Tucker, and Vink

Noes: None

Absent: None

Abstain: None

11. CLOSED SESSION

Closed Session conference with legal counsel for existing administrative proceeding and anticipated litigation/significant exposure to litigation pursuant to Government Code 54956.9, subsections (d)(1) and (d)(2) – State Water Resources Control Board Bay-Delta Plan update proceeding.

Closed Session Report: Chair Barth reported that the Directors, General Manager Sicke, and Legal Counsel Ramos participated in the closed session item and that there was nothing to report.

12. ADJOURNMENT

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

Tom Barth, Chair

ATTEST:

Kristin Sicke, Secretary

YOLO COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT

AGENDA REPORT

MEETING DATE: February 7, 2023

ITEM #: 4

SUBJECT: Consideration: Appointment of District Representatives to Committees and Various Groups

INITIATED OR BOARD
REQUESTED BY: STAFF
 OTHER _____

COORDINATED OR
PREPARED BY: Chair Tom Barth
APPROVED BY: Chair Tom Barth

ATTACHMENT YES NO
 DIRECTION

INFORMATION
 ACTION: MOTION
 RESOLUTION

BACKGROUND:

Annually, the Chair appoints the District's representation to various groups and committees. The proposed 2023 appointments will be announced by the Chair during the meeting.

RECOMMENDATION:

This agenda item is for informational purposes only. No Board action is required.

YOLO COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT

AGENDA REPORT

MEETING DATE: February 7, 2023

ITEM #: 5

SUBJECT: Consideration: Changing March 2023 Board of Directors Regular Meeting Time to 6:00 p.m. to Accommodate Public Hearing

INITIATED OR BOARD
REQUESTED BY: STAFF
 OTHER _____

COORDINATED OR
PREPARED BY: Kristin Sicke
APPROVED BY: Kristin Sicke

ATTACHMENT YES NO
 DIRECTION

INFORMATION
 ACTION: MOTION
 RESOLUTION

BACKGROUND:

On March 7, 2023, at 6:00 p.m., the Board will hold a public hearing on the proposed formation of the Assessment District and the levying of the special benefit assessment. The hearing will be held at the Yolo County Flood Control and Water Conservation District office located at 34274 State Highway 16, Woodland, CA, 95695. At the hearing, any interested person will have the opportunity to make written or oral comments on the proposed assessment and landowners within the proposed Assessment District may submit new or changed assessment ballots. After the close of the public comment portion of the hearing, the Board will direct the assessment ballots to be tabulated in public view, with ballots weighted according to the proportional financial obligation of each parcel. The Board will continue the hearing immediately after tabulation on March 7, 2023, at the same location, at which time the results of the assessment ballot proceeding are expected to be announced. Absent a majority protest, the Board may take a final action regarding the formation of the Assessment District and levying of the special benefit assessment.

RECOMMENDATION:

District staff recommend changing the Board of Directors regular meeting time to 6:00 p.m. to accommodate the public hearing.

YOLO COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT

AGENDA REPORT

MEETING DATE: February 7, 2023

ITEM #: 6

SUBJECT: Consideration: Adoption of [Resolution No. 23.03](#) Concurring in Nomination of John Pang to the Executive Committee of ACWA JPIA

INITIATED OR BOARD
REQUESTED BY: STAFF
 OTHER _____

COORDINATED OR
PREPARED BY: Kristin Sicke
APPROVED BY: Kristin Sicke

ATTACHMENT YES NO
 DIRECTION

INFORMATION
 ACTION: MOTION
 RESOLUTION

BACKGROUND:

The Board of Directors of the Tahoe City Public Utility District (TCPUD) has nominated its former President, John Pang, to run for a position on the ACWA JPIA Executive Committee. TCPUD Board of Directors adopted Resolution 23.01 nominating Director Pang for the ACWA JPIA Executive Committee, along with a Statement of Qualifications for Director Pang.

Director Pang was first elected to the TCPUD Board in 2014 and successfully re-elected twice, in 2018 and 2022. Director Pang was appointed by the TCPUD Board to serve as its member of the ACWA JPIA Board of Directors in January 2015, in recognition of his experience in the areas of risk management and safety. Director Pang has been an actively engaged ACWA JPIA member since his appointment in 2015, attending the spring and fall conferences each year and participating in the ACWA Headwaters Workgroup.

The TCPUD respectfully requested that the District consider adopting a concurring nomination resolution supporting John Pang’s nomination for the ACWA JPIA Executive Committee.

RECOMMENDATION:

As the District’s ACWA JPIA representative, Chair Tom Barth requests the Board adopt [Resolution No. 23.03](#) Concurring in Nomination of John Pang to the Executive Committee of ACWA JPIA.

RESOLUTION NO. 23.03

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE YOLO COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT CONCURRING IN NOMINATION TO THE EXECUTIVE COMMITTEE OF THE ASSOCIATION OF CALIFORNIA WATER AGENCIES JOINT POWERS INSURANCE AUTHORITY (“JPIA”)

WHEREAS, the Yolo County Flood Control and Water Conservation District (“District”) is a member district of the JPIA; and

WHEREAS, the Bylaws of the JPIA provide that in order for a nomination to be made to JPIA’s **Executive Committee**, three member districts must concur with the nominating district; and

WHEREAS, another JPIA member district, the Tahoe City Public Utility District (“TCPUD”), has requested the District concur its nomination of its member of the JPIA Board of Directors to the Executive Committee of the JPIA; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Yolo County Flood Control and Water Conservation District that the District concurs with the nomination of John Pang of Tahoe City Public Utility District to the **Executive Committee** of the JPIA.

BE IT FURTHER RESOLVED that the District Secretary is hereby directed to transmit a certified copy of this resolution to the JPIA at P.O. Box 619082, Roseville, CA 95661-9082, forthwith.

PASSED AND ADOPTED by the Board of Directors of the Yolo County Flood Control and Water Conservation District on February 7, 2023 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Signed and approved by me this 7th day of February 2023.

Tom Barth, Chair

Attest:

Kristin Sicke, Secretary

YOLO COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT
AGENDA REPORT

MEETING DATE: February 7, 2023

ITEM #: 7

SUBJECT: Consideration: Adoption of [Resolution No. 23.04](#) to Monitor Groundwater Use During the 2023 Irrigation Season Under Temporary Permit 21440

INITIATED OR BOARD
REQUESTED BY: STAFF
 OTHER _____

COORDINATED OR
PREPARED BY: Kristin Sicke
APPROVED BY: Kristin Sicke

ATTACHMENT YES NO
 DIRECTION

INFORMATION
 ACTION: MOTION
 RESOLUTION

BACKGROUND:

After consultation with the California Department of Water Resources, California Department of Fish and Wildlife, Central Valley Regional Water Quality Control Board, United States Bureau of Reclamation, and downstream water right holders, District staff submitted a temporary permit application January 5, 2023. The District received a Temporary Permit for Diversion and Use of Water for groundwater recharge on January 26, 2023.

Similar to previous years, the 2023 permit conditions require the District to quantify groundwater extraction and use and determine that the extractions are from water stored by the District and not based on other claims of right. To facilitate the District’s compliance with the “basis of right” term, staff are requesting the Board adopt Resolution No. 23.04 authorizing the District to monitor groundwater use over time to confirm the volume of surface water diverted has been extracted and applied to irrigation during the 2023 irrigation season.

The District’s temporary water right permit can be found on the [State Water Board’s Division of Water Rights Electronic Water Rights Information Management System website](#). If of interest, Delta Hydrology Conditions can be accessed on [DWR’s website](#).

RECOMMENDATION:

District staff recommends the Board approve [Resolution No. 23.04](#) to Monitor Groundwater Use During the 2023 Irrigation Season Under Temporary Permit 21440.

RESOLUTION NO. 23.04

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE YOLO COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT TO MONITOR GROUNDWATER USE DURING THE 2023 IRRIGATION SEASON

WHEREAS, the Yolo County Flood Control and Water Conservation District (“District”) has received a Temporary Permit for Diversion and Use of Water from the State Water Resources Control Board (Temporary Permit 21440); and

WHEREAS, the District will put the water diverted to underground storage under Temporary Permit 21440 to use during the 2023 irrigation season; and

WHEREAS, the District will allow water customers to use the groundwater stored under Temporary Permit 21440 for irrigation purposes prior to their overlying groundwater right during the 2023 irrigation season; and

WHEREAS, the District will utilize the existing groundwater monitoring system to observe the groundwater levels at the start of the irrigation season and observe groundwater use throughout the irrigation season to ensure the volume of surface water diverted has been extracted and applied to irrigation.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Yolo County Flood Control and Water Conservation District that the District will monitor groundwater use over time to confirm the volume of surface water diverted has been extracted and applied to irrigation during the 2023 irrigation season.

PASSED AND ADOPTED by the Board of Directors of the Yolo County Flood Control and Water Conservation District on February 7, 2023 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Signed and approved by me this 7th day of February 2023.

Tom Barth, Chair

Attest:

Kristin Sicke, Secretary

YOLO COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT
AGENDA REPORT

MEETING DATE: February 7, 2023

ITEM #: 8

SUBJECT: Presentation: Update from Larsen, Wurzel & Associates on Cost-of-Service Study

INITIATED OR BOARD
REQUESTED BY: STAFF
 OTHER _____

COORDINATED OR
PREPARED BY: Kristin Sicke
APPROVED BY: Kristin Sicke

ATTACHMENT YES NO
 DIRECTION

INFORMATION
 ACTION: MOTION
 RESOLUTION

BACKGROUND:

At the August 2, 2022 Board of Directors meeting, the District authorized Larsen, Wurzel & Associates (LWA) to proceed with a cost-of-service study, engineer's report, and associated outreach effort to implement an alternative funding mechanism in 2023. On November 10 and December 13, 2022, the District's Outreach Committee, LWA, and outreach facilitator Kim Floyd met with the District Focus Group to discuss the three-phased approach for revising the District's funding mechanism. On January 11 and February 1, 2023, the District hosted Community Information meetings to connect with landowners and water customers on the District's proposed Revenue Stabilization Program.

After the public hearing at the March 7, 2023 Board meeting, the Board of Directors will receive a presentation of the final cost-of-service study to proceed with setting the District's new water rates.

RECOMMENDATION:

This item is for informational purposes only. No Board action is required.