



Board of Directors

Brian Brennan, Director
Angelo Spandrio, Director
Pete Kaiser, Director

Neil Cole, Director
Richard Hajas, Director

CASITAS MUNICIPAL WATER DISTRICT Meeting to be held at the

The meeting will be held via teleconference.
To attend the meeting please call US Toll Free
(888) 788-0099 or (877) 853-5247
Enter Meeting ID: 972 3898 2002#
Passcode: 481457#

SPECIAL MEETING AGENDA December 16, 2020 @ 3:00 PM

Right to be heard: Members of the public have a right to address the Board directly on any item of interest to the public which is within the subject matter jurisdiction of the Board. The request to be heard should be made immediately before the Board's consideration of the item. No action shall be taken on any item not appearing on the agenda unless the action is otherwise authorized by subdivision (b) of §54954.2 of the Government Code and except that members of a legislative body or its staff may briefly respond to statements made or questions posed by persons exercising their public testimony rights under section 54954.3 of the Government Code.

1. CALL TO ORDER
2. ROLL CALL
3. PUBLIC COMMENTS - Presentation on District related items that are not on the agenda - three minute limit.
4. CONSENT AGENDA
 - 4.a. Approval of Casitas' cost share of Foothill Road maintenance in the amount of \$231.00 (unbudgeted project).

[Board Memo on Foothill Rd Cost Share 121620.pdf](#)
[Upper Foothill Road HOA Map ATT2.pdf](#)

5. ACTION ITEMS

- 5.a. Discussion and Possible Action on the Draft Casitas MWD Comprehensive Water Resources Plan.

[Memo_Board_CWRP_Dec16-2020.pdf](#)

6. CLOSED SESSION

- 6.a. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Gov. Code §54956.9(a)) Upper Ventura River Groundwater Agency v. Casitas Municipal Water District, Superior Court of California, County of Ventura, Case No. 56-2020-00545336-CU-WM-VTA.
- 6.b. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Government Code Section 54956.9(a)) Santa Barbara Channelkeeper v. State Water Resources Control Board, City of San Buenaventura, et al.; and City of San Buenaventura v Duncan Abbott, et al., Cross Complaint; Superior Court of the State of California, County of Los Angeles, Case No. 19STCP01176.

7. ADJOURNMENT

MEMORANDUM

TO: Board of Directors
From: Michael L. Flood, General Manager
RE: **Approval of Casitas' proposed cost share of Foothill Road maintenance.
(unbudgeted project)**
Date: December 14, 2020

RECOMMENDATION:

Board of Directors approve payment to Upper Foothill Rd. Property Owners Assoc. in the amount of \$231.00 for Casitas MWD's requested cost-share for Foothill Road Resealing.

BACKGROUND:

In October of 2020, District staff was contacted by Diane Bertoy of the Upper Foothill Rd. Property Owners Assoc. regarding Casitas' cost share of private road maintenance.

The project involved resealing of a section of Foothill Road north of Fairview Road with a total cost of \$7,700.00.

Casitas' proportional cost share represents 3.0% of this cost or \$231.00.

This section of Foothill Road is a private road that Casitas MWD uses to access water services and water facilities for operation and maintenance purposes.

Casitas does not currently have a road maintenance agreement for this location.

The Finance Committee reviewed this at their November 2020

DISCUSSION:

This project involved a resealing of a section of Foothill Road north of Fairview Road.

District staff uses this portion of the road on a frequent basis to access the various water facilities along Fairview Road including water services, a pump station and surface reservoir.

In the absence of a road maintenance agreement, State law requires the users of a private road to share in its maintenance costs in proportion to their use:

Appendix E - California Civil Code Section 845

§845 Private Easement Maintenance by Owner of Easement or Land Easement Attached to - Apportionment of Cost - Actions

(a) The owner of any easement in the nature of a private right-of-way, or of any land to which any such easement is attached, shall maintain it in repair.

(b) If the easement is owned by more than one person, or is attached to parcels of land under different ownership, the cost of maintaining it in repair shall be shared by each owner of the easement or the owners of the parcels of land, as the case may be, pursuant to the terms of any agreement entered into by the parties for that purpose. If any owner who is a party to the agreement refuses to perform or fails after demand in writing to pay the owner's proportion of the cost, an action for specific performance or contribution may be brought against that owner in a court of competent jurisdiction by the other owners, either jointly or severally.

(c) In the absence of an agreement, the cost shall be shared proportionately to the use made of the easement by each owner.

Due to the value to the District of the use of this road and a cost that appears commensurate with the project's scope and the District's proportional use (3.0%), staff recommends that the District share in this cost as requested.

The Upper Foothill HOA's contractor invoice for the work along with a map of the location is attached.



WATER TANK

MAIL BOXES

FOOTHILL RD

FARNHAM RD

1797 1777 1787
1705 1731 1700
1781 1651 1634 1655 1698
1566 1620 1626 1676
1489 1495 1496 1608 1624 1598 1600
1447 1459 1477 1492
1465 1488 1476
1435 1464 1458
1429 1405 1434 1428 1422
1417 1404 1416
1362
1393

Smith - Patterson Paving

300 Rocklite Road Ste. A
 Ventura, CA 93001
 (805) 653-1220 Phone
 (805) 653-6908 Fax

Invoice

Date	Invoice #
10/13/2020	7681

Bill To
Upper Foothill Rd. Property Owners Assoc. 1476 Foothill Road Ojai, CA 93023

Ship To
Bill Brothers 303.324.6485

P.O. / P.M. #	Terms	Job Name / Job Location
	DUE UPON RECEIPT	

Qty.	Item Code	Description	Price Ea.	Amount
	Asphalt	Install one coat of Guard Top road sealer to approx. (35,000+/-sf). *one move-in.	7,700.00	7,700.00
	Extra Charge	EXTRA CHARGE: Driver from 1405 Foothill Rd. drove through sealer, telling us they were not going to wait. We had to re-do section of the road. *Per Customer- Do not schedule job until customer says "Go ahead" (after some road work is completed).*	250.00	250.00

Federal Tax ID #95-3241940, Contractors Lic. #399544	Total	\$7,950.00
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**CASITAS MUNICIPAL WATER DISTRICT
MEMORANDUM**

TO: BOARD OF DIRECTORS
FROM: MICHAEL FLOOD, GENERAL MANAGER
SUBJECT: DISCUSSION OF COMPREHENSIVE WATER RESOURCES PLAN
DATE: 12/16/20

RECOMMENDATION:

It is recommended the Board of Directors discuss the goals of the Comprehensive Water Resources Plan, and direct staff as appropriate.

BACKGROUND:

The Board of Directors authorized a consulting services agreement with Stantec in January 2019 to prepare the Comprehensive Water Resources Plan (CWRP).

The CRWP is a high-level strategic document to help guide water resources planning efforts. The plan assesses current water supplies against forecasted demand through the year 2040, and provides a recommended portfolio of projects to address anticipated water supply shortfalls caused by prolonged drought and climate change. The CWRP is anticipated to provide information for the next Urban Water Management Plan Update, which is a required document due to the State every five years. The next UWMP update is due in June 2021.

A planning level analysis of more than 30 different projects and programs were evaluated in the CWRP – including a range of desalination, recycled water, improvements to existing facilities, conservation, groundwater and surface water enhancement projects and programs – using technical, economic, environmental, and social criteria.

Key deliverables in the CWRP effort included the following:

- Early Action Plan
- Probabilistic Lake Casitas Yield Analysis
- Identification of Funding Alternatives
- Draft and Final Report

An overview of the draft CWRP was presented at a Board Workshop held on February 8, 2020, and the draft CWRP report was released for public review from June 26, 2020 through August 24, 2020. The draft report is found on the District's website: <https://www.casitaswater.org/your-water/casitas-water-security>.

Several public comments were received on the draft CWRP report, which were provided to the Board of Directors on September 23, 2020 and December 9, 2020. Based on review of the comments, staff recommends that a revised draft CWRP report be prepared.

On December 9, 2020, the Board of Directors discussed the need for additional Board meetings to discuss the goals of the Comprehensive Water Resources Plan, and provide direction to staff as appropriate.

DISCUSSION:

Staff recommends the Board consider the following items related to discussion of the goals of the Comprehensive Water Resources Plan:

1. The CWRP currently outlines a goal to diversify the water portfolio with outside supplies to improve resilience and sustainability of the Casitas Water System.
 - a. Does the Board agree the plan should address a situation in which an extended drought or other emergency conditions cause supply from Lake Casitas to be unavailable?
 - b. Should the plan include direct connection to alternative supplies that would provide continuity in water service during emergencies?

2. The estimated yield available from Lake Casitas is foundational to alternative supply and demand management goals recommended in the CWRP. The estimated Lake Casitas yield is based on several new recommended planning criteria that consider the risk of lake drawdown. Does the Board agree with the following changes to planning criteria?

Planning Assumptions & Criteria	Previous	Recommended
Lake Casitas Supply	Safe Yield: 20,540 AFY	Safe Demand (w/WEAP*): 10,660 AFY
Future Demand in Casitas Service Area	17,500 AFY	16,000 AFY
Minimum Lake Storage (for planning purposes)	950 AF (Dead Pool)	20,000 AF
Future Hydrology	Historical (only)	Re-sequenced Historical w/ Climate Change
Reliability Goal	100%	95%

*The Water Efficiency Allocation Plan (WEAP) is an existing demand management strategy adopted by the Board, and includes guidance for implementing conservation measures to reduce demand when Lake Casitas storage is low.