



## **MEINERS OAKS WATER DISTRICT BOARD OF DIRECTORS** **REGULAR MEETING AGENDA**

Due to the ongoing COVID-19 pandemic, all meetings of the Board will be conducted via teleconference until further notice, in accordance with CA AB 361.

**JOIN BY COMPUTER:** <https://global.gotomeeting.com/join/407346221>

**DIAL-IN (US TOLL-FREE):** [1 877 309 2073](tel:18773092073)

**ACCESS CODE:** 407-346-221

*If you require special accommodations for attendance at or participation in this meeting, please notify our office 24 hours in advance at (805) 646-2114.*

*(Govt. Code Section 94594.1 and 94594.2 (a))*

**January 18, 2022 at 6:00 pm.**

- 1. Call meeting to order**
- 2. Roll call**
- 3. Approval of the minutes:** December 21, 2021, Regular Meeting
- 4. Public comment for items not appearing on the agenda**

Right to be heard: Members of the public have a right to address the Board directly on any item of interest to the public that is within the subject matter jurisdiction of the Board, provided that no action shall be taken on any item not appearing on the agenda unless the action is otherwise authorized by subdivision (b) of Section 54954.2.

Please Note: If you have comments on a specific agenda item(s), please fill out a comment card and return it to the Board Secretary. The Board President will call on you for your comments at the appropriate time, either before or during the Board's consideration of that item.

**Closed Session Agenda** - Adjourn to Closed Session (**6:10 pm**): *It is the intention of the Board of Directors to meet in Closed Session to consider the following items:*

### **5. Closed Session Items**

- a) The Board of Directors may hold a closed session to discuss personnel matters or litigation, pursuant to attorney/client privilege, as authorized by Government Code Section 54957, 54956.8, & 54956.9 and 54957.
  - State Case: SBCK vs. SWRCB, San Francisco Superior Court, Case # CPF-14-513875
  - Meiners Oaks Water District vs. Moll, Ostling and Ojai Vista Farms 56-2018-00515474-CU-OR-VTA/

**Regular Agenda (\*\*\*Reconvene Regular Meeting, Estimated Time 6:45 p.m.\*\*\*)**

**6. Financial matters**

Approval of Payroll and Payables from December 16, 2021, to January 15, 2022, in the amount of:

Payables – \$ 108,913.91  
Payroll – \$ 40,647.20  
Total – \$ 149,561.11

**7. Board action and/or discussion**

- a) Approve Resolution 20220118: AB 361 – Brown Act: Remote Meetings During a State of Emergency, subsequent to Resolution 20211221. (Ward) – Attachment  
Recommended Action: Approve Resolution 20220118: AB 361.
- b) Public Hearing: Approval of Ordinance 22-01-18: Director Compensation, replacing Ordinance 98-10-20. (Etchart/Ward) – Attachment  
Recommended Action: Approve Ordinance 22-01-18: Director Compensation.
- c) Approve Resolution 20220118-1: Appointing UVRGA Director & Alternate Director for 2022-2024, replacing Resolution 042021. (Ward) – Attachment  
Recommended Action: Approve Resolution 20220118-1: Appointing UVRGA Director & Alternate Director for 2022-2024.
- d) Approve Fanning & Karrh, CPA Financial Audit engagement agreement for FY 2020-2021. (Martinez/Ward) – Attachment  
Recommended Action: Approve Fanning & Karrh, CPA engagement for FY 2020-2021.
- e) Approve Resolution 20220118-2: VRIF 2 Grant Planning Projects. (Martinez/Ward) – Attachment  
Recommended Action: Approve Resolution 20220118-2: VRIF 2 Grant Planning Projects.
- f) Discuss and provide direction on development of policy for New Meters & Expansion of Services, moratorium on new meters. (Kentosh) – Attachment  
Recommended Action: Provide direction on moratorium for new meters and development of policy.
- g) Discuss of the next steps for nitrate removal from Well 8. (Kentosh) – No Attachment  
Recommended Action: Discussion and provide direction.
- h) Receive update on Meiners Road pressure zones. (Kentosh/Martinez) – No Attachment  
Recommended Action: Receive update.

**8. General Manager's Report**

The Board will receive an update from the General Manager on District Operations and Maintenance.

## **9. Board Secretary's Report**

The Board will receive an update from the Board Secretary on District Administrative and related matters.

## **10. Board Committee Reports**

- Executive Committee
- UVRGA
- Allocation Program Committee
- Budget/Rate Committee
- Emergency Management Committee
- Staff Procedures Ad-hoc Committee
- New Meters & Expansion of Services Committee

## **11. Old Business**

- State Water
- Matilija Dam Removal Update
- Nitrate Removal – CA Wildlife Conservation Grant

## **12. Director Announcements/Reports**

## **13. Adjournment** The next scheduled Regular Board meeting is February 15, 2022.

Regular Meeting  
December 21, 2021  
6:00 pm

Meiners Oaks Water District  
202 W. El Roblar Drive  
Ojai, CA 93023-2211

## **Minutes**

The meeting was called to order at 6:00 pm.

### **1. Call to Order**

The meeting was called to order by the Board President, Mike Etchart, at 6:00 pm via teleconference.

### **2. Roll Call**

**Present:** Board President, Mike Etchart, Board Directors: James Kentosh, Diana Engle, Christian Oakland, and Loni Anderson. Staff Present: General Manager, Justin Martinez, and Board Secretary, Summer Ward. Attorney Present: Stuart Nielson, and Greg Jones - closed session only.

**Absent:** None.

### **3. Approval of the Minutes**

#### **Approval of November 16, 2021, Regular Meeting Minutes**

Director Engle made the motion to approve the November 16, 2021, Regular Meeting minutes. Director Oakland seconded the motion.

Director Kentosh requested the minutes clarify which attorneys are present for closed session only and confirmation of the New Meters & Expansion of Services Committee membership.

No public comment.

Engle/Oakland

#### **Roll Call Vote:**

Etchart - Y      Engle- Y      Kentosh - Y      Oakland – Y      Anderson - Y

All Ayes – M/S/C

### **4. Public Comments** – None.

**\*\*The Board went into closed session at 6:05 pm\*\***

**\*\* G. Jones joined at 6:09 pm\*\***

5. **Closed Session:** The Board of Directors held a closed session to discuss litigation, pursuant to the attorney/client privilege, as authorized by Government Code Sections §54957 & 54956.8, 54956.9, and 54957.

- Meiners Oaks Water District v. Moll, Ostling and Ojai Vista Farms 56-2018-00515474-CU-OR-VTA/

**\*\* G. Jones left at 6:40 pm \*\***

**\*\*The Board adjourned closed session at 6:42 pm\*\***

Attorney S. Nielson stated that the Board discussed current ongoing litigation in closed session, and no actions were taken.

6. **Financial Matters**

**Approval of Payroll and Payables from November 16 to December 15, 2021, in the amount of:**

Payables: \$133,417.99

Payroll: \$ 41,727.52

Total: \$175,145.51

Director Engle made the motion to the Payroll and Payables from November 16 to December 15, 2021. Director Oakland seconded the motion.

Director Engle requested clarification on the status of the Nitrate Removal budget.

No public comment.

Engle/Oakland

**Roll Call Vote:**

Etchart - Y      Engle- Y      Kentosh - Y      Oakland – Y      Anderson - Y

All Ayes – M/S/C

7. **Board Discussion/Actions**

**a. Receive and discuss request from customer D. Hill regarding the Meiners Road tank location. (D. Hill)**

Mr. Hill, owner of the property where the Meiners Rd tank and antenna are located, stated that he is present to discuss the feasibility of the equipment location. Mr. Hill noted that the old tank came down today. He provided photos of a proposed new location, closer to Meiners Rd. Mr. Hill offered to meet with District Directors onsite to discuss options.

Director Kentosh offered to meet with Mr. Hill and Mr. Martinez on site to discuss options. Director Kentosh noted two requirements still need to be assessed and met, including Fire Department and Public Health, and recommended getting a water system

design report. The Board requested this discussion item be added to the next regular meeting agenda.

No Public Comment.

No Motion.

**b. Approve Resolution 20211221: AB 361 – Brown Act: Remote Meetings During a State of Emergency, subsequent to Resolution 20211116. (Ward)**

Ms. Ward presented Resolution 20211221: AB 361 - Brown Act: Remote Meetings During a State of Emergency, subsequent to Resolution 20211116.

Director Anderson made the motion to approve Resolution 20211221: AB 361 - Brown Act: Remote Meetings During a State of Emergency. Director Engle seconded the motion.

No Public Comment.

Anderson/Engle

**Roll Call Vote:**

Etchart - Y    Engle- Y    Kentosh - Y    Oakland – Y    Anderson - Y

All Ayes – M/S/C

**c. Review revised Ordinance: Director Compensation, for public hearing notice to publish on 12/24/2021 and 12/31/2021. (Etchart/Ward)**

Ms. Ward presented the revised Ordinance 22-01-18: Director Compensation, replacing Ordinance 98-10-20. Ms. Ward and Attorney S. Nielson reviewed that the participation in legal, administrative, or other official proceedings on behalf of the District was added to the policy language. The public hearing notice is scheduled to be published in the Ojai Valley News on December 24 and 31, 2021. The public hearing is scheduled for the Regular Board Meeting January 18, 2022.

No Public Comment.

No Motion.

**d. Discuss and approve future District financial auditing standards to be followed per auditor's recommendations. (Ward/Martinez)**

Ms. Ward presented information provided by the District auditor regarding updates to the auditing requirements. The Government Auditing Standards now have independence requirements that Fanning & Karrh, CPAs do not feel they can adhere to under the existing circumstances. The performance of the audit in addition to the preparation of financial statements and preparation of adjusting journal entries present

threats to independence. MOWD is not required to follow the Government Auditing Standards, but rather the generally accepted auditing standards in the US and State Controller's Minimum Audit Requirements for California Special Districts. Should MOWD choose to continue with the Government Auditing Standards, a larger firm or an additional CPA would be required, at an additional expense to the District. If the District chooses to discontinue following the optional standards, Fanning & Karrh, CPAs can continue performing the District financial audits. Ms. Ward noted that Ventura River Water District does not follow the optional Government Auditing Standards.

Director Kentosh recommended discontinuing the optional standards and revisit in a future year. Director Oakland stated that if not required, the District should not spend rate payer money on it.

The Board was in consensus to discontinue following the optional Government Auditing Standards at this time and provided direction to staff to inform the District auditor of its decision.

No Public Comment.

No Motion.

#### **8. General Manager's Report**

Mr. Martinez reported that the Casitas Lake level is at 32.7%. The District is currently on Casitas water, demand has slowed, and the lower connection was turned off 10/28/2021. Mr. Martinez has continued working with Patrick at the Division of Drinking Water on the blending pilot project. The Meiners Road antenna tower project has been completed. The grant applications for source water options and AMI metering are in process, pending update from Regina Hirsch. Mr. Martinez reported the 28-day rainfall totals, 4.52" at Casitas Dam and 6.18" at Matilija Canyon. Mr. Martinez reported that the tank inspection and cleaning was completed, with an official report of recommendations pending. The District's old service truck and golf cart have been listed on GovDeals, with the auction scheduled for 14 days.

No Public Comment.

#### **9. Board Secretary's Report**

Ms. Ward presented the monthly Board Secretary report, highlighting that the District recruitment of the temporary administrative clerk is in process with 78 applicants, the CA Executive Order N-42-20 moratorium on customer disconnections for non-payment is set to expire December 31, 2021, and public records request from UC Berkeley/SPUR regarding customer water shut-offs after March 4, 2020, received December 17, 2021. Ms. Ward noted customer arrearage payments stalled, individual letters are being mailed to account holders with significantly past due balances. The California SWRCB Water Arrearage Payment Program for customer assistance is available, the District had not submitted its application yet due to pending clarification

regarding tax liability for customers receiving those utility credits. Ms. Ward stated the IRS has provided clarification that there would be no tax liability for District customers that receive the utility credits. After discussion, the Board was in agreement to proceed with submission of the Water Arrearage Payment Program application. Ms. Ward reported that work on the Allocation Program billing configuration and bill printing has been completed and will proceed with implementation of the new allocations with the December 31, 2021 bill statements.

No Public Comment.

**10. Board Committee Reports**

- Executive Committee: No update.
- UVRGA: Director Engle reported that the GSA received a lengthy comment letter 24-hrs prior to the public hearing and has postponed the hearing for one month, to allow inclusion of the comments.
- Allocation Committee: See Board Secretary report.
- Budget/Rate Committee: Committee to meet in January.
- Emergency Management Committee: No update.
- Staff Procedures Committee: No update.
- New Meters & Expansion of Services Committee: Committee to meet in January.

**11. Old Business**

- State Water: Director Kentosh stated that Casitas is in negotiations regarding the Ventura connection; Casitas will provide an update.
- Matilija Dam Removal Update: No update.
- Nitrate Removal: Director Kentosh reported that he and Mr. Martinez met with MKN to discuss the draft report, and it looks good; the final report will be provided in January.

**12. Director Announcements/Reports**

- Director Engle: No report.
- Director Oakland: No report.
- Director Kentosh: Encouraged Directors to sign up for direct deposit, it is an easy process and to contact Brandi for enrollment.
- Director Anderson: Attended the Ventura River Watershed meeting on December 2, 2021. Discussions included the instream flow document, grants, fire prevention programs for homeowners, and the CA condor project.
- Director Etchart: No report.



### 13. Meeting Adjournment

There being no further business to conduct at this time, Board President Mike Etchart adjourned the meeting at 7:53 pm.

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**Board Secretary**

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**Board President**

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# Meiners Oaks County Water District, CA

## Check Report

By Vendor Name

Date Range: 12/16/2021 - 01/15/2022

Vendor Number Payable #	Vendor Name Payable Type	Post Date	Payment Date Payable Description	Payment Type	Discount Amount Discount Amount	Payment Amount Payable Amount	Number
<b>Bank Code: AP Bank-AP Bank</b>							
AQUA-F	Aqua-Flo Supply		01/12/2022	Regular	0.00	57.53	10043
<a href="#">CR051885</a>	Credit Memo	12/23/2021	Return Garden Valve		0.00	-47.70	
<a href="#">SI1852881</a>	Invoice	12/23/2021	Hose Bibs/Pressure Gauges		0.00	105.23	
AT&T	AT&T		12/29/2021	Regular	0.00	793.98	10030
<a href="#">01841221</a>	Invoice	12/13/2021	Office Phones		0.00	210.00	
<a href="#">08331221</a>	Invoice	12/19/2021	Office Phones		0.00	583.98	
CALPERS	California Public Employees' Retirement		12/31/2021	Bank Draft	0.00	3,240.80	DFT0001443
<a href="#">INV0001910</a>	Invoice	12/15/2021	Health		0.00	3,240.80	
CALPERS	California Public Employees' Retirement		12/28/2021	Bank Draft	0.00	1,898.82	DFT0001454
<a href="#">121421</a>	Invoice	12/14/2021	Admin. Fee		0.00	1,898.82	
CALPERS	California Public Employees' Retirement		12/31/2021	Bank Draft	0.00	3,240.78	DFT0001456
<a href="#">INV0001922</a>	Invoice	12/31/2021	Health		0.00	3,240.78	
CAL-STATE	Cal-State		01/12/2022	Regular	0.00	237.09	10044
<a href="#">207351</a>	Invoice	01/05/2022	Portable Toilets		0.00	115.73	
<a href="#">207678</a>	Invoice	01/10/2022	Portable Toilet		0.00	121.36	
CMWD	Casitas Municipal Water District		01/12/2022	Regular	0.00	52,678.27	10045
<a href="#">261151221</a>	Invoice	12/30/2021	Fairview Standby		0.00	1,033.31	
<a href="#">261151221-2</a>	Invoice	12/30/2021	Fairview Purchased Water		0.00	50,399.58	
<a href="#">262001221</a>	Invoice	12/30/2021	Hartmann Allocation		0.00	212.07	
<a href="#">300651221</a>	Invoice	12/30/2021	Tico/La Luna Standby		0.00	1,033.31	
CLEANCO	Cleancoast Janitorial		01/12/2022	Regular	0.00	240.00	10046
<a href="#">1441</a>	Invoice	12/30/2021	December Janitorial		0.00	240.00	
CVTDEP	County of Ventura Transport. Dept.		01/12/2022	Regular	0.00	1,625.00	10047
<a href="#">328023</a>	Invoice	12/29/2021	Admin. Excavation Rider Permit		0.00	1,625.00	
CRICKET	Cricket Consulting		12/29/2021	Regular	0.00	1,738.57	10031
<a href="#">1031</a>	Invoice	12/15/2021	SCADA Relocate Telemetry Panel & Anten		0.00	1,738.57	
DATAP	Dataprose LLC		01/12/2022	Regular	0.00	845.32	10048
<a href="#">DP2104703</a>	Invoice	12/31/2021	Billing and Postage		0.00	845.32	
EJHAR	E. J. Harrison Rolloffs, Inc.		12/29/2021	Regular	0.00	310.80	10032
<a href="#">281301221</a>	Invoice	12/14/2021	Office Trash		0.00	89.90	
<a href="#">994261221</a>	Invoice	12/14/2021	3 Yard Dumpster		0.00	220.90	
ERTHSYS	Earth Systems Southern California, Inc.		12/29/2021	Regular	0.00	4,228.50	10033
<a href="#">830333</a>	Invoice	12/15/2021	Soils for Antennae Tower		0.00	4,228.50	
FGLENV	FGL Environmental		12/29/2021	Regular	0.00	170.00	10034
<a href="#">117359A</a>	Invoice	12/16/2021	Samples		0.00	85.00	
<a href="#">117880A</a>	Invoice	12/22/2021	Samples		0.00	85.00	
FGLENV	FGL Environmental		01/12/2022	Regular	0.00	557.00	10049
<a href="#">115599A</a>	Invoice	12/29/2021	Samples		0.00	59.00	
<a href="#">115600A</a>	Invoice	12/29/2021	Samples		0.00	30.00	
<a href="#">115601A</a>	Invoice	12/29/2021	Samples		0.00	30.00	
<a href="#">117373A</a>	Invoice	01/05/2022	Samples		0.00	208.00	
<a href="#">118219A</a>	Invoice	01/05/2022	Samples		0.00	30.00	
<a href="#">118221A</a>	Invoice	01/05/2022	Samples		0.00	30.00	

## Check Report

Date Range: 12/16/2021 - 01/15/2022

Vendor Number Payable #	Vendor Name Payable Type	Post Date	Payment Date Payable Description	Payment Type	Discount Amount Discount Amount	Payment Amount Payable Amount	Number
<a href="#">118223A</a>	Invoice	12/30/2021	Samples		0.00	85.00	
<a href="#">118518A</a>	Invoice	01/04/2022	Samples		0.00	85.00	
GUARDIAN	Guardian		12/29/2021	Regular	0.00	606.56	10028
<a href="#">INV0001911</a>	Invoice	12/15/2021	Dental		0.00	303.30	
<a href="#">INV0001923</a>	Invoice	12/31/2021	Dental		0.00	303.26	
GUARDIAN	Guardian		12/29/2021	Regular	0.00	8.00	10035
<a href="#">7690461221</a>	Invoice	12/14/2021	Admin. Fee		0.00	8.00	
HLTHNE	Health Net Life Insurance Company		12/29/2021	Regular	0.00	22.20	10036
<a href="#">61791221</a>	Invoice	12/09/2021	Life Insurance		0.00	22.20	
MAR	MAR Lawn & Landscape, Inc.		01/12/2022	Regular	0.00	190.00	10050
<a href="#">12534</a>	Invoice	01/01/2022	Landscaping Maintenance		0.00	190.00	
MOHARD	Meiners Oaks Hardware		01/12/2022	Regular	0.00	89.65	10051
<a href="#">989232</a>	Invoice	12/01/2021	Plier/Straps/Anti-Seize		0.00	29.24	
<a href="#">990203</a>	Invoice	12/08/2021	Hillman Fastening		0.00	2.34	
<a href="#">990481</a>	Invoice	12/10/2021	Elbow/Nipple/Bushing,etc.		0.00	26.50	
<a href="#">990487</a>	Invoice	12/10/2021	Coupling		0.00	2.72	
<a href="#">990820</a>	Invoice	12/14/2021	Duct Tape/Wire Brush/Batteries		0.00	28.85	
MKN&A	Michael K. Nunley & Associates, Inc.		01/12/2022	Regular	0.00	2,067.98	10052
<a href="#">10101</a>	Invoice	01/03/2022	Nitrate Removal Work		0.00	2,067.98	
MITEC	MiTec Solutions LLC		12/29/2021	Regular	0.00	374.17	10037
<a href="#">1061576</a>	Invoice	12/14/2021	Remote Labor		0.00	71.25	
<a href="#">1061582</a>	Invoice	12/14/2021	Set up Old and New on Network		0.00	252.92	
<a href="#">75980</a>	Invoice	12/15/2021	Splashtop/Anti-Virus		0.00	50.00	
MITEC	MiTec Solutions LLC		01/12/2022	Regular	0.00	424.85	10053
<a href="#">76404</a>	Invoice	01/01/2022	Domain		0.00	80.00	
<a href="#">76417</a>	Invoice	01/01/2022	Exchange/Web Hosting/Share Sync		0.00	246.85	
<a href="#">76491</a>	Invoice	01/01/2022	Off Site Back Up		0.00	98.00	
NCK&K	Nelson Comis Kettle & Kinney, LLP		01/12/2022	Regular	0.00	1,787.50	10054
<a href="#">5836</a>	Invoice	01/04/2022	Attorney Fees		0.00	1,787.50	
OFFDEP	Office Depot		01/12/2022	Regular	0.00	193.04	10055
<a href="#">208764074002</a>	Invoice	12/29/2021	Hutch		0.00	193.04	
PATHIAN	Pathian Administrators		12/29/2021	Regular	0.00	111.84	10029
<a href="#">INV0001913</a>	Invoice	12/15/2021	HSBS		0.00	55.93	
<a href="#">INV0001925</a>	Invoice	12/31/2021	HSBS		0.00	55.91	
POWER	Power Machinery Center		01/12/2022	Regular	0.00	114.88	10056
<a href="#">W55401</a>	Invoice	12/27/2021	Maintenance on Golf Cart		0.00	114.88	
PERS	Public Employees' Retirement System		12/31/2021	Bank Draft	0.00	250.00	DFT0001442
<a href="#">INV0001909</a>	Invoice	12/15/2021	457 Withholdings		0.00	250.00	
PERS	Public Employees' Retirement System		12/31/2021	Bank Draft	0.00	2,814.74	DFT0001444
<a href="#">INV0001912</a>	Invoice	12/15/2021	PERS		0.00	2,814.74	
PERS	Public Employees' Retirement System		12/31/2021	Bank Draft	0.00	250.00	DFT0001455
<a href="#">INV0001921</a>	Invoice	12/31/2021	457 Withholdings		0.00	250.00	
PERS	Public Employees' Retirement System		12/31/2021	Bank Draft	0.00	2,935.63	DFT0001457
<a href="#">INV0001924</a>	Invoice	12/31/2021	PERS		0.00	2,935.63	
PERS	Public Employees' Retirement System		01/11/2022	Bank Draft	0.00	2,443.25	DFT0001466
<a href="#">10000001666340</a>	Invoice	01/01/2022	Unfunded Accrued Liability		0.00	2,443.25	
PERS	Public Employees' Retirement System		01/11/2022	Bank Draft	0.00	109.17	DFT0001467

## Check Report

Date Range: 12/16/2021 - 01/15/2022

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
Payable #	Payable Type	Post Date	Payable Description	Discount Amount	Payable Amount	
<a href="#">10000001666341</a>	Invoice	01/01/2022	Unfunded Accrued Liability	0.00	109.17	
QUINNNTL	Quinn Rental Services	12/29/2021	Regular	0.00	4,611.91	10038
<a href="#">20350401</a>	Invoice	12/17/2021	Backhoe	0.00	1,804.41	
<a href="#">20358901</a>	Invoice	12/16/2021	Straight Boom	0.00	2,807.50	
SCE	Southern California Edison Co.	12/29/2021	Regular	0.00	2,497.29	10039
<a href="#">OFFELE1221</a>	Invoice	12/22/2021	Office Electricity	0.00	137.12	
<a href="#">TNKFRM1221</a>	Invoice	12/22/2021	Tank Farm	0.00	42.08	
<a href="#">WELL1-1221</a>	Invoice	12/22/2021	Well 1	0.00	96.84	
<a href="#">WELL2-1221</a>	Invoice	12/22/2021	Well 2	0.00	78.68	
<a href="#">WELL4&amp;71221</a>	Invoice	12/22/2021	Well 4&7	0.00	1,438.16	
<a href="#">WELL81221</a>	Invoice	12/22/2021	Well 8	0.00	136.08	
<a href="#">Z-21221</a>	Invoice	12/22/2021	Zone 2	0.00	93.00	
<a href="#">Z-2FIR1221</a>	Invoice	12/22/2021	Zone 2 Fire	0.00	103.86	
<a href="#">Z-2PWR1221</a>	Invoice	12/22/2021	Z-2 Power	0.00	350.98	
<a href="#">Z-3FIR1221</a>	Invoice	12/22/2021	Zone 3 Fire	0.00	20.49	
SCGAS	Southern California Gas Co.	01/12/2022	Regular	0.00	115.54	10057
<a href="#">0521</a>	Invoice	12/31/2021	Office Heat	0.00	115.54	
SWRCB	State Water Resources Board	12/29/2021	Regular	0.00	9,698.73	10040
<a href="#">LW-1037090</a>	Invoice	12/22/2021	Water System Annual Fees	0.00	9,698.73	
T&T	T&T Truck & Crane Service	01/12/2022	Regular	0.00	660.00	10058
<a href="#">57265</a>	Invoice	12/08/2021	Stand Up Antenna	0.00	660.00	
TRI-COUNTY	Tri-County Transportation	01/12/2022	Regular	0.00	820.00	10059
<a href="#">834611</a>	Invoice	12/28/2021	Freight & Dump	0.00	820.00	
TYLER	Tyler Technologies, Inc.	12/29/2021	Regular	0.00	125.00	10041
<a href="#">025-361080</a>	Invoice	12/28/2021	Meter Reader Interface	0.00	125.00	
UAOFSC	Underground Service Alert of So.Ca.	01/12/2022	Regular	0.00	37.29	10060
<a href="#">1220210430</a>	Invoice	01/01/2022	Digalerts	0.00	24.85	
<a href="#">dsb20206572</a>	Invoice	01/01/2022	CA State Fee	0.00	12.44	
USBANK	US Bank Corporate Pmt. System	01/12/2022	Regular	0.00	1,484.30	10061
<a href="#">AGAVE122021</a>	Invoice	12/20/2021	Christmas Dinner	0.00	319.46	
<a href="#">AMAZON120221</a>	Invoice	12/20/2021	Phone Chargers	0.00	46.91	
<a href="#">AMAZON120621</a>	Invoice	12/06/2021	Hats	0.00	135.00	
<a href="#">AMAZON121321</a>	Invoice	12/13/2021	Scale	0.00	48.25	
<a href="#">AMAZON121621</a>	Invoice	12/16/2021	Trash Bags	0.00	13.93	
<a href="#">AMAZON121721</a>	Invoice	12/17/2021	Batteries for Office Alarm	0.00	4.71	
<a href="#">AMAZON121821</a>	Invoice	12/18/2021	Calendar	0.00	15.00	
<a href="#">AMAZON122021</a>	Invoice	12/02/2021	Binders/Batteries	0.00	107.42	
<a href="#">INDEED120221</a>	Invoice	12/02/2021	Job Posting	0.00	150.90	
<a href="#">JN121521</a>	Invoice	12/15/2021	Embroidery on Jackets	0.00	191.19	
<a href="#">LOGMEIN121921</a>	Invoice	12/19/2021	Remote Meetings	0.00	10.00	
<a href="#">LOWES120621</a>	Invoice	12/06/2021	Hanger w/Bolt	0.00	4.42	
<a href="#">OSS121021</a>	Invoice	12/10/2021	Storage Unit	0.00	184.00	
<a href="#">OVNEWS122121</a>	Invoice	12/21/2021	Legal Notice	0.00	103.50	
<a href="#">PRIME122021</a>	Invoice	12/20/2021	Membership	0.00	13.93	
<a href="#">SCR121521</a>	Invoice	12/15/2021	Tank MTX HD	0.00	135.68	
VERIZON	Verizon Wireless	01/12/2022	Regular	0.00	467.58	10063
<a href="#">9896019566</a>	Invoice	12/26/2021	Cell Phones	0.00	467.58	

Check Report

Date Range: 12/16/2021 - 01/15/2022

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
Payable #	Payable Type	Post Date	Payable Description	Discount Amount	Payable Amount	
WRIGHT EXP	WEX Bank	12/29/2021	Regular	0.00	1,740.35	10042
<u>76731855</u>	Invoice	12/15/2021	Fuel	0.00	1,740.35	

Bank Code AP Bank Summary

Payment Type	Payable Count	Payment Count	Discount	Payment
Regular Checks	86	35	0.00	91,730.72
Manual Checks	0	0	0.00	0.00
Voided Checks	0	0	0.00	0.00
Bank Drafts	9	9	0.00	17,183.19
EFT's	0	0	0.00	0.00
	<b>95</b>	<b>44</b>	<b>0.00</b>	<b>108,913.91</b>

PR 40,647.20

### Report of Income as of 12/31/2021

Income	Month of December	Year To Date	Budget Appropriation	Appropriation Balance
Interest	0.25	2,313.86	--	2,313.86
Taxes	99,941.76	106,163.38	--	106,163.38
Pumping Charges	300.66	2,034.99	--	2,034.99
Fire Protection	69.33	760.74	--	760.74
Meter & Inst. Fees	--	--	--	--
Water Sales	47,960.64	405,804.42	--	(405,804.42)
<sup>1</sup> Casitas Water/Standby	25,231.61	82,095.07	--	82,095.07
MWAC Charges	58,665.89	343,747.32	--	(343,747.32)
MCC Chg.	6,361.29	37,746.70	--	(37,746.70)
<sup>2</sup> Misc. Income	219.97	8,316.85	--	8,316.85
Late & Delinquent Chgs.	--	35.00	--	35.00
Conservation Penalty	--	--	--	--
Capital Improvement	--	--	--	--
Drought Surcharge	3,184.28	44,189.43	--	44,189.43
	--	--	--	--
		--	--	--
		--	--	--
<b>TOTAL INCOME</b>	<b>241,935.68</b>	<b>1,033,207.76</b>	<b>--</b>	<b>(1,033,207.76)</b>

Note:

<sup>1</sup> This line item is necessary because these sales are tracked in the expenditures

<sup>2</sup> US Bank NASPO Contract Payment

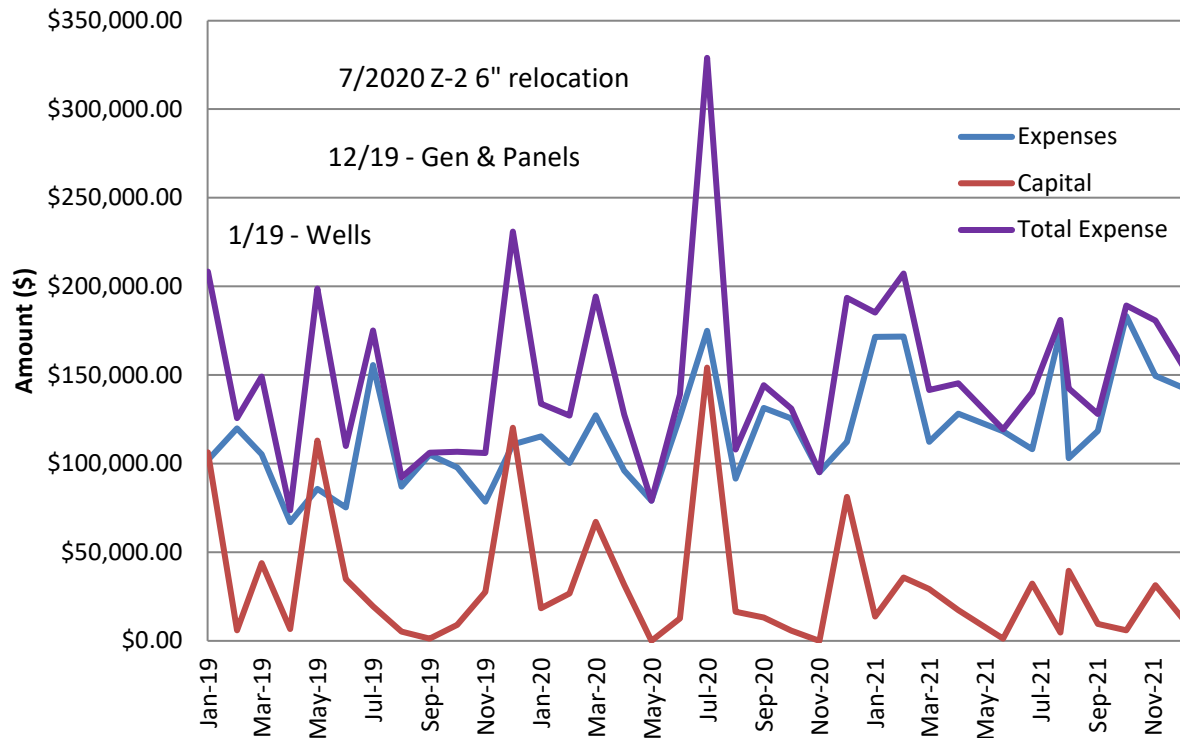
Meiners Oaks Water District

Report of Expenses and Budget Appropriations, Current Bills and Appropriations To Date

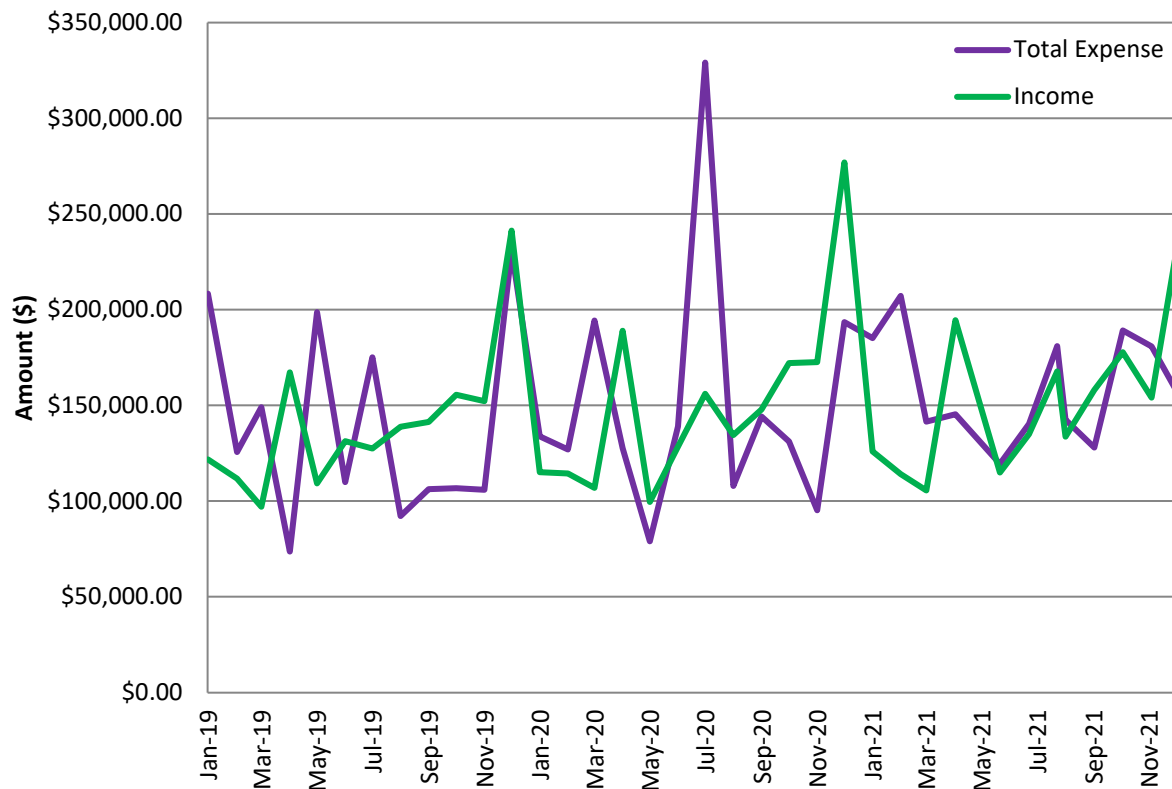
Expenditures	Month of December	Year To Date	Budget Approp	Approp Bal 12/31/21	Current January	Approp FY Bal To Date
Salaries	41,538.75	254,611.70	600,000.00	345,388.30	-	345,388.30
Payroll Taxes	3,165.38	19,965.43	45,000.00	25,034.57	-	25,034.57
Retirement Contributions	5,666.43	28,080.29	55,000.00	26,919.71	-	26,919.71
Group Insurance	7,976.24	36,889.10	96,000.00	59,110.90	-	59,110.90
Company Uniforms	526.19	2,336.01	4,500.00	2,163.99	-	2,163.99
Phone Office	793.98	4,769.92	9,000.00	4,230.08	-	4,230.08
Janitorial Service	667.09	3,908.17	4,400.00	491.83	427.09	64.74
Refuse Disposal	310.80	2,227.33	4,500.00	2,272.67	-	2,272.67
Liability Insurance	-	53,916.53	54,000.00	83.47	-	83.47
Workers Compensation	-	11,436.56	18,000.00	6,563.44	-	6,563.44
Wells	-	69.31	10,000.00	9,930.69	-	9,930.69
Truck Maintenance	114.88	2,138.77	3,500.00	1,361.23	-	1,361.23
Office Equipment Maintenance	184.00	1,602.81	5,000.00	3,397.19	-	3,397.19
Security System	-	568.69	600.00	31.31	-	31.31
Cell Phones	1,093.73	2,340.64	4,500.00	2,159.36	-	2,159.36
System Maintenance	7,678.70	19,053.26	100,000.00	80,946.74	-	80,946.74
Safety Equipment	196.54	1,588.21	6,000.00	4,411.79	-	4,411.79
Laboratory Services	459.00	6,938.00	12,000.00	5,062.00	353.00	4,709.00
Membership and Dues	-	7,316.00	9,000.00	1,684.00	-	1,684.00
Printing and Binding	-	21.96	2,500.00	2,478.04	-	2,478.04
Office Supplies	457.19	3,525.24	6,000.00	2,474.76	-	2,474.76
Postage and Express	845.32	5,942.61	11,000.00	5,057.39	-	5,057.39
B.O.D. Fees	450.00	4,700.00	15,000.00	10,300.00	-	10,300.00
Engineering & Technical Services	-	-	30,000.00	30,000.00	-	30,000.00
Computer Services	1,965.88	10,811.67	17,000.00	6,188.33	424.85	5,763.48
Other Prof. & Regulatory Fees	9,759.12	11,938.25	40,000.00	28,061.75	37.29	28,024.46
Public and Legal Notices	254.40	273.46	2,000.00	1,726.54	-	1,726.54
Attorney Fees	3,182.50	72,490.95	75,000.00	2,509.05	1,787.50	721.55
GSA Fees	-	21,451.57	50,000.00	28,548.43	-	28,548.43
VR/SBC/City of VTA Law Suit	-	11,072.23	75,000.00	63,927.77	-	63,927.77
Rental Equipment	-	-	-	-	-	-
Audit Fees	-	6,000.00	25,000.00	19,000.00	-	19,000.00
Small Tools	140.10	524.31	5,000.00	4,475.69	-	4,475.69
Election Supplies	-	-	2,500.00	2,500.00	-	2,500.00
Water Purchase	50,399.58	200,226.18	150,000.00	(50,226.18)	-	(50,226.18)
CMWD Standby Charges	-	11,191.79	20,000.00	8,808.21	-	8,808.21
Treatment Plant	-	4,360.54	20,000.00	15,639.46	-	15,639.46
Fuel	1,740.35	7,573.11	13,000.00	5,426.89	-	5,426.89
Travel Exp./Seminars	319.46	629.46	2,000.00	1,370.54	-	1,370.54
Utilities	264.42	1,516.46	3,500.00	1,983.54	-	1,983.54
Power and Pumping	2,360.17	29,388.22	80,000.00	50,611.78	-	50,611.78
Meters	-	1,931.44	10,000.00	8,068.56	-	8,068.56
<b>Total Expenditures</b>	<b>142,510.20</b>	<b>865,326.18</b>	<b>1,695,500.00</b>	<b>830,173.82</b>	<b>3,029.73</b>	<b>827,144.09</b>

<b>Water Distribution System</b>	-	-	-	-	-	-
<i>Fairview Connection (FY22-23)</i>	-	-	-	-	-	-
<i>Well 8 Nitrate Removal/Blending</i>	4,982.12	26,852.24	40,000.00	13,147.76	2,067.98	11,079.78
<i>4 Valve Replacements/Deadends</i>	-	-	68,000.00	68,000.00	-	68,000.00
<i>Tank Cleaning</i>	-	-	6,000.00	6,000.00	-	6,000.00
<i>El Sol to Lomita Tie-In Engineering</i>	-	-	5,000.00	5,000.00	-	5,000.00
<i>Repairs to Meiners Rd. 80K Gallon Tank</i>	6,627.07	28,348.28	30,000.00	1,651.72	-	1,651.72
<b>Structures and Improvements</b>	-	-	-	-	-	-
<i>Chlorine Alarms</i>	-	-	40,000.00	40,000.00	-	40,000.00
<i>T.P. Final Eng. 100% Design</i>	-	-	175,000.00	175,000.00	-	175,000.00
<i>Treatment Plant Set-Aside Fund</i>	-	-	200,000.00	200,000.00	-	200,000.00
<i>Wells 4&amp;7 CL 17</i>	-	-	15,000.00	15,000.00	-	15,000.00
<b>Office Machines</b>	-	-	-	-	-	-
<i>Radio/Cellular Meters (FY22/23)</i>	-	-	-	-	-	-
<b>Field Equipment</b>	-	-	-	-	-	-
<i>Sounder</i>	-	-	2,500.00	2,500.00	-	2,500.00
<i>New Truck Generator</i>	-	-	3,500.00	3,500.00	-	3,500.00
<i>Welder</i>	-	-	3,500.00	3,500.00	-	3,500.00
<i>Air Compressor (Tow Behind)</i>	-	-	16,000.00	16,000.00	-	16,000.00
<i>Crane for New Truck</i>	-	14,896.19	15,000.00	103.81	-	103.81
<i>New Truck Tools</i>	-	4,201.80	5,000.00	798.20	-	798.20
<b>Appropriations for Contingencies</b>	-	29,217.14	100,000.00	70,782.86	-	70,782.86
<b>Total CIP Spending</b>	<b>11,609.19</b>	<b>103,515.65</b>	<b>724,500.00</b>	<b>620,984.35</b>	<b>2,067.98</b>	<b>618,916.37</b>
<b>GRAND TOTAL</b>	<b>154,119.39</b>	<b>968,841.83</b>	<b>2,420,000.00</b>	<b>1,451,158.17</b>	<b>5,097.71</b>	<b>1,446,060.46</b>

## MOWD Monthly Expenses



## MOWD Income & Expenses





## **RESOLUTION NO. 20220118:**

### **AB 361-Brown Act: Remote Meetings During a State of Emergency (Subsequent)**

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE MEINERS OAKS WATER DISTRICT PROCLAIMING A LOCAL EMERGENCY, RE-RATIFYING THE PROCLAMATION OF A STATE OF EMERGENCY BY CA EXECUTIVE ORDER N-29-20 MARCH 2020, AND RE-AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE LEGISLATIVE BODIES OF MEINERS OAKS WATER DISTRICT FOR THE PERIOD  
JANUARY 22, 2022 – FEBRUARY 22, 2022 PURSUANT TO BROWN ACT PROVISIONS.

WHEREAS, the MEINERS OAKS WATER DISTRICT is committed to preserving and nurturing public access and participation in meetings of the Board of Directors; and

WHEREAS, all meetings of MEINERS OAKS WATER DISTRICT's legislative bodies are open and public, as required by the Ralph M. Brown Act (Cal. Gov. Code 54950 – 54963), so that any member of the public may attend, participate, and watch the District's legislative bodies conduct their business; and

WHEREAS, the Brown Act, Government Code section 54953(e), makes provisions for remote teleconferencing participation in meetings by members of a legislative body, without compliance with the requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions; and

WHEREAS, a required condition is that a state of emergency is declared by the Governor pursuant to Government Code section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the state caused by conditions as described in Government Code section 8558; and

WHEREAS, a proclamation is made when there is an actual incident, threat of disaster, or extreme peril to the safety of persons and property within the jurisdictions that are within the District's boundaries, caused by natural, technological, or human-caused disasters; and

WHEREAS, it is further required that state or local officials have imposed or recommended measures to promote social distancing, or, the legislative body meeting in person would present imminent risks to the health and safety of attendees; and

WHEREAS, such conditions now exist in the District, specifically, March 4, 2020 CA Governor proclaimed a State of Emergency to exist in California as a result of the threat of COVID-19; despite sustained efforts the virus continues to spread and is impacting nearly all sectors of California; and

WHEREAS, the Ventura County Public Health Officer issued order October 18, 2021 regarding the highly transmissible Delta Variant, recommends vaccinated and unvaccinated persons to mask and social distance until health metric criteria are met or rescinded, superseded, or amended by the Health Officer; and

WHEREAS, the Board of Directors does hereby find that the ongoing risk posed by the highly transmissible COVID-19 virus, will continue to cause, conditions of peril to the safety of persons within the District that are likely to be beyond the control of services, personnel, equipment, and

facilities of the District, and desires to proclaim a local emergency and ratify the proclamation of state of emergency by the Governor of the State of California; and

WHEREAS, as a consequence of the local emergency, the Board of Directors does hereby find that the legislative bodies of MEINERS OAKS WATER DISTRICT shall conduct their meetings without compliance with paragraph (3) of subdivision (b) of Government Code section 54953, as authorized by subdivision (e) of section 54953, and that such legislative bodies shall comply with the requirements to provide the public with access to the meetings as prescribed in paragraph (2) of subdivision (e) of section 54953; and

WHEREAS, all meeting agendas, meeting dates, times and manner in which the public may attend the meeting and offer public comment by call-in option or internet-based service option, are posted at a minimum, on the District website and physically outside the District Office.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF MEINERS OAKS WATER DISTRICT DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. Proclamation of Local Emergency. The Board hereby proclaims that a local emergency now exists throughout the District, and the ongoing risk posed by the highly transmissible COVID-19 virus, and, Ventura County Public Health orders for social distancing has caused, and will continue to cause, conditions of peril to the safety of persons within the District.

Section 3. Re-Ratification of Governor's Proclamation of a State of Emergency. The Board hereby ratifies the Governor of the State of California's Proclamation of State of Emergency, effective as of its issuance date of March 4, 2020.

Section 4. Remote Teleconference Meetings. The General Manager, Board Secretary and legislative bodies of MEINERS OAKS WATER DISTRICT are hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution including, conducting open and public meetings in accordance with Government Code section 54953(e) and other applicable provisions of the Brown Act.

Section 5. Effective Date of Resolution. This Resolution shall take effect immediately upon its adoption and shall be effective until the earlier of February 22, 2022, or such time the Board of Directors adopts a subsequent resolution in accordance with Government Code section 54953(e)(3) to extend the time during which the legislative bodies of MEINERS OAKS WATER DISTRICT may continue to teleconference without compliance with paragraph (3) of subdivision (b) of section 54953.

PASSED AND ADOPTED by the Board of Directors of MEINERS OAKS WATER DISTRICT, this 18 day of JANUARY, 2022, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:



## Ordinance 22-01-18: Director Compensation (Replacing Ordinance 98-10-20)

### AN ORDINANCE TO THE BOARD OF DIRECTORS OF MEINERS OAKS WATER DISTRICT AMENDING DIRECTOR COMPENSATION

WHEREAS, pursuant to California Water Code (“Water Code”) Section 20201, the governing board of a water district may, by ordinance adopted pursuant to Division 10, Chapter 2 of the Water Code and in accordance with Water Code Section 20202, increase the compensation received by members of the governing board for each day’s attendance at meetings of the board, or for each day’s service rendered as a member of the board by request of the board; and

WHEREAS, pursuant to Water Code Section 20202, in any such ordinance increasing the amount of compensation which may be received by members of the governing board of a water district, the increase may not exceed an amount equal to five percent (5%) for each calendar year since the effective date of the last increase; and

WHEREAS, pursuant to Water Code Section 20202, any such ordinance may authorize compensation for a total of up to ten (10) days in any calendar month; and

WHEREAS, pursuant to Ordinance No. 98-10-20 adopted by the Board of Directors (“Board”) of Meiners Oaks Water District (“MOWD”) following a public hearing held on October 20, 1998, the Board last adjusted the amount of compensation authorized to be paid to the members of the Board to the amount of \$150.00 for each full meeting of the Board and \$50.00 for each committee meeting, for up to three (3) meetings in any calendar month; and

WHEREAS, the Board desires to establish the amount of compensation by way of this Ordinance in accordance with the provisions of the Water Code; and

WHEREAS, in accordance with Water Code Section 20203 and Section 6066 of the California Government Code, a public hearing was held on January 18, 2022, at 6:00 p.m., or soon thereafter, and a notice of said hearing was duly published in Ojai Valley News, a newspaper of general circulation, once a week for two weeks as follows: on December 24, 2021 and December 31, 2021;

NOW THEREFORE, THE BOARD OF DIRECTORS OF MEINERS OAKS WATER DISTRICT DOES HEREBY ORDAIN AS FOLLOWS:

**Section 1** The amount of compensation to be received by the members of the Board for each day’s attendance at meetings of the Board and for each day’s service rendered by a member of the Board by request of the Board shall be in the amount of two hundred fifty dollars (\$250). Said increase does not exceed an amount equal to five percent (5%) for each calendar year since the date of the last adjustment. The categories of meetings, services, events, and other types of occasions that constitute the performance of official duties and for which said

compensation shall be paid shall be those specified in the Board Compensation Policy (“Policy”) set forth in Exhibit “A” attached hereto and incorporated herein by reference.

**Section 2** In accordance with Section 20202 of the California Water Code, no member of the Board shall receive the compensation set forth in Section 1 of this Ordinance for more than ten (10) days in any calendar month.

**Section 3** All ordinances, resolutions, or administrative actions by the Board, or parts thereof, that are inconsistent with any provision of this Ordinance are hereby superseded only to the extent of such inconsistency.

**Section 4** The President of the Board shall sign this Ordinance and the Secretary of the Board shall attest thereto, and pursuant to Section 20204 of the California Water Code, this Ordinance shall take effect sixty (60) days from the date of adoption.

**Section 5** If any section, subsection, clause or phrase in this Ordinance is for any reason held invalid, the validity of the remainder of this Ordinance shall not be affected thereby. The Board hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that one or more sections, subsections, sentences, clauses or phrases or the application thereof be held invalid.

**Section 6** The Recitals set forth above are incorporated herein and made an operative part of this Ordinance.

PASSED, APPROVED AND ADOPTED this 18 day of January, 2022, by the following vote:

Ayes:	_____
Noes:	_____
Absent:	_____

\_\_\_\_\_  
Mike Etchart, President  
Board of Directors

ATTEST:

\_\_\_\_\_  
Summer Ward, Board Secretary

## **MEINERS OAKS WATER DISTRICT BOARD COMPENSATION POLICY**

### **General**

Directors receive \$250 per day (“daily meeting stipend”) for each day’s attendance at meetings, as defined in this policy. Such compensation is in addition to any reimbursement for meals, lodging, travel and expenses consistent with District policy.

### **Meetings And Service Subject To Daily Meeting Stipend**

To be entitled to a daily meeting stipend under this policy, the event in question must constitute one of the following:

1. A meeting of the Board within the meaning of Government Code section 54952.2(a);
2. A meeting of a District committee within the meaning of Government Code section 54952(b);
3. An advisory body meeting within the meaning of Government Code section 54952(b);
4. A conference, organized educational activity, or similar gathering conducted in compliance with Government Code section 54952.2(c), including ethics training required by Government Code Section 53234 et seq.;
5. A meeting of any multi-jurisdictional governmental body on which the Director serves as the District’s designated representative;
6. The participation by a Board member in legal, administrative, or other official proceedings on behalf of the District; and
7. Any meeting attended or service provided on a given day which the Board determines constitutes the performance of official duties and for which the Board provides approval of payment of a daily meeting stipend, including, without limitation, attendance at member agency meetings and/or workshops, participation in District staff interviews and/or termination meetings, and production of technical/expert level work of at least two (2) or more hours.

### **Aggregate Limits**

The number of days for which a Director receives a daily meeting stipend will not exceed the aggregate limits established by state law and District policy. Said District policy provides that compensation shall not exceed ten (10) meetings/days per month.

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1 represent MOWD's interest with respect to all matters that come before  
2 the UVR Groundwater Agency Board.

3 5. This resolution shall take effect immediately upon passage and adoption.

4 **WE, THE UNDERSIGNED**, do hereby certify that the above and foregoing

5 Resolution No. 011822-1, *replacing Resolution No. 042021*, was duly adopted and  
6 passed by the Meiners Oaks Water Board of Directors at a regularly scheduled meeting  
7 held on the 18<sup>th</sup> day of January, 2022, by the following vote:

8 AYES:

9 NOES:

10 ABSENT:

11 \_\_\_\_\_  
12 Michel Etchart, President

13 Meiners Oaks Water District

14 ATTEST:

15 \_\_\_\_\_  
16  
17 Summer Ward, Board Secretary



**Fanning & Karrh**

Certified Public Accountants

A Professional Corporation

RECEIVED

JAN 07 2022

BY

PO Box 7464

Ventura, California 93003

Telephone (805) 654-0450

January 5, 2022

To the Board of Directors and Management of  
Meiners Oaks Water District:

We are pleased to confirm our understanding of the services we are to provide Meiners Oaks Water District for the year ended June 30, 2021.

We will audit the financial statements, including the related notes to the financial statements, which collectively comprise the basic financial statements of Meiners Oaks Water District (District) as of and for the year ended June 30, 2021. Accounting standards generally accepted in the United States of America provide for certain required supplementary information (RSI), such as management's discussion and analysis (MD&A), to supplement the District's basic financial statements. Such information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. As part of our engagement, we will apply certain limited procedures to the District's RSI in accordance with auditing standards generally accepted in the United States of America. These limited procedures will consist of inquiries of management regarding the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We will not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance. The following RSI is required by U.S. generally accepted accounting principles and will be subjected to certain limited procedures, but will not be audited:

- 1) Management's Discussion and Analysis.
- 2) CalPERS Schedule of Proportionate Share of the Net Pension Liability
- 3) CalPERS Schedule of Contributions
- 4) Schedule of Changes in the Net OPEB Liability and Related Ratios

#### **Audit Objectives**

The objective of our audit is the expression of an opinion as to whether your financial statements are fairly presented, in all material respects, in conformity with U.S. generally accepted accounting. Our audit will be conducted in accordance with auditing standards generally accepted in the United States of America and the State Controller's Minimum Audit Requirements for California Special Districts, and will include tests of the accounting records of Meiners Oaks Water District and other procedures we consider necessary to enable us to express such an opinion. We will issue a written report upon completion of our audit of Meiners Oaks Water District's financial statements. Our report will be addressed to the Board of Directors of Meiners Oaks Water District. We cannot provide assurance that unmodified opinions will be expressed. Circumstances may arise in which it is necessary for us to modify our opinions or add emphasis-of-matter or other-matter paragraphs. If our opinions are other than unmodified, we will discuss the reasons with you in advance. If, for any reason, we are unable to complete the audit or are unable to form or have not formed opinions, we may decline to express opinions or issue reports, or may withdraw from this engagement.



## **Audit Procedures—General**

An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements; therefore, our audit will involve judgment about the number of transactions to be examined and the areas to be tested. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements. We will plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement, whether from (1) errors, (2) fraudulent financial reporting, (3) misappropriation of assets, or (4) violations of laws or governmental regulations that are attributable to the government or to acts by management or employees acting on behalf of the government.

Because of the inherent limitations of an audit, combined with the inherent limitations of internal control, and because we will not perform a detailed examination of all transactions, there is a risk that material misstatements may exist and not be detected by us, even though the audit is properly planned and performed in accordance with U.S. generally accepted auditing standards. In addition, an audit is not designed to detect immaterial misstatements or violations of laws or governmental regulations that do not have a direct and material effect on the financial statements. However, we will inform the appropriate level of management of any material errors, fraudulent financial reporting, or misappropriation of assets that comes to our attention. We will also inform the appropriate level of management of any violations of laws or governmental regulations that come to our attention, unless clearly inconsequential. Our responsibility as auditors is limited to the period covered by our audit and does not extend to later periods for which we are not engaged as auditors.

Our procedures will include tests of documentary evidence supporting the transactions recorded in the accounts and may include direct confirmation of receivables and certain other assets and liabilities by correspondence with selected individuals, funding sources, creditors, and financial institutions. We will request written representations from your attorneys as part of the engagement, and they may bill you for responding to this inquiry. At the conclusion of our audit, we will require certain written representations from you about your responsibilities for the financial statements and related matters.

## **Audit Procedures—Internal Control**

Our audit will include obtaining an understanding of the government and its environment, including internal control, sufficient to assess the risks of material misstatement of the financial statements and to design the nature, timing, and extent of further audit procedures. An audit is not designed to provide assurance on internal control or to identify deficiencies in internal control. Accordingly, we will express no such opinion. However, during the audit, we will communicate to management and those charged with governance internal control related matters that are required to be communicated under AICPA professional standards.

## **Audit Procedures—Compliance**

As part of obtaining reasonable assurance about whether the financial statements are free of material misstatement, we will perform tests of Meiners Oaks Water District's compliance with the provisions of applicable laws, regulations, contracts, agreements, and grants. However, the objective of our audit will not be to provide an opinion on overall compliance and we will not express such an opinion.

## **Other Services**

We will assist in preparing the financial statements and related notes of Meiners Oaks Water District in conformity with U.S. generally accepted accounting principles based on information provided by you. We will also assist in the preparation of the State Controller's Office Special Districts Financial Transactions Report. The other services are limited to the financial statement services previously defined. We, in our sole professional judgment, reserve the right to refuse to perform any procedure or take any action that could be construed as assuming management responsibilities.

## **Management Responsibilities**

Management is responsible for designing, implementing, establishing, and maintaining effective internal controls relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error, including evaluating and monitoring ongoing activities; for the selection and application of accounting principles; and for the fair presentation of the financial statements in conformity with U.S. generally accepted accounting principles

Management is also responsible for making all financial records and related information available to us and for the accuracy and completeness of that information. You are also responsible for providing us with (1) access to all information of which you are aware that is relevant to the preparation and fair presentation of the financial statements, (2) additional information that we may request for the purpose of the audit, and (3) unrestricted access to persons within the government from whom we determine it necessary to obtain audit evidence.

Your responsibilities include adjusting the financial statements to correct material misstatements and for confirming to us in the written representation letter that the effects of any uncorrected misstatements aggregated by us during the current engagement and pertaining to the latest period presented are immaterial, both individually and in the aggregate, to the financial statements taken as a whole.

You are responsible for the design and implementation of programs and controls to prevent and detect fraud, and for informing us about all known or suspected fraud affecting the government involving (1) management, (2) employees who have significant roles in internal control, and (3) others where the fraud could have a material effect on the financial statements. Your responsibilities include informing us of your knowledge of any allegations of fraud or suspected fraud affecting the government received in communications from employees, former employees, grantors, regulators, or others. In addition, you are responsible for identifying and ensuring that the government complies with applicable laws and regulations.

You agree to assume all management responsibilities for financial statement preparation services and any other nonattest services we provide; oversee the services by designating an individual, preferably from senior management, with suitable skill, knowledge, or experience; evaluate the adequacy and results of the services; and accept responsibility for them

## **Engagement Administration, Fees, and Other**

We understand that your employees will prepare all cash, accounts receivable, or other confirmations and schedules we request and will locate any documents selected by us for testing.

We will provide copies of our reports to Meiners Oaks Water District; however, management is responsible for distribution of the reports and the financial statements. Unless restricted by law or regulation, or containing privileged and confidential information, copies of our reports are to be made available for public inspection.

We expect to begin our audit in February 2022 and to issue our reports no later than April 15, 2022. Cynthia Fanning is the engagement partner and is responsible for supervising the engagement and signing the reports or authorizing another individual to sign them.


Our fee estimate anticipates keeping our time to a reasonable minimum by maximizing the participation of your personnel in routine aspects of the audits, such as preparation of schedules and analyses. We estimate that our fees for these services will range from \$16,000 to \$18,000 for the audit and \$1,100 to \$1,300 for preparation of the State Controller's Office Special Districts Financial Transaction Report. You will also be billed for travel and other out-of-pocket costs such as report production, postage, etc. Additional expenses will not exceed \$500 per year.

Estimating the fees for work to be performed is extremely difficult to do; however, we are willing to perform the proposed engagement with the understanding that our fees will not exceed the above maximum estimate unless unforeseen circumstances arise. If a circumstance such as this arises, we will advise you as soon as possible and obtain agreement on how we should proceed. Should the engagement require less time than is presently anticipated, our fees would be reduced accordingly. Our fees for any additional services you may request will be mutually agreed upon before we commence work. Any amendment must be expressly set forth in writing and signed by both parties.

We appreciate the opportunity to be of service to Meiners Oaks Water District and believe this letter accurately summarizes the significant terms of our engagement. If you have any questions, please let us know. If you agree with the terms of our engagement as described in this letter, please sign the enclosed copy and return it to us.

Sincerely,

Fanning & Karrh

  
Cynthia L. Fanning

RESPONSE:

This letter correctly sets forth the understanding of Meiners Oaks Water District.

Management signature: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Governance signature: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

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1 AYES:

2 NOES:

3 ABSENT:

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Michel Etchart, President

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Meiners Oaks Water District

7 ATTEST:

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10 Summer Ward, Board Secretary

NOTE: THIS WILL BE DISCUSSED AT THE BOARD MEETING IN JANUARY 2022



## MEINERS OAKS WATER DISTRICT

January 6, 2022

### Meeting Minutes for the Committee on New Meters and Expansion of Service

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**Committee** New Meters and Expansion of Service

**Meeting Date** January 6, 2022 at 2:00 PM by videoconference

**Attendance** Justin Martinez – General Manager  
Summer Ward – Board Secretary  
Loni Anderson – Director  
Jim Kentosh – Director  
Chris Oakland – Director (As an observer)

**Topics** Background on draft policy for new meters and expansion of service

The purpose of the meeting was to discuss background information and prior attempts to develop a policy on new meters and expansion of service, an effort that was delayed by the pandemic. A key issue for discussion and resolution is whether MOWD intends to continue its moratorium on new water meters. That, in turn, greatly affects any policy on new meters.

MOWD enacted its moratorium on new meters early in the drought, around 2012. Back then, there were many uncertainties that have since been resolved. For example, we now know that we are able to take 100% of our water supply from Casitas MWD when our wells are inadequate, and in 2018 we signed a water service agreement with them. None of the directors who voted for the original moratorium now serve on the Board. The Committee agreed to bring this issue before the full board to discuss and resolve whether the moratorium should continue. Depending on the outcome, the Committee will revise the draft policy for future consideration by the Board with public input.

Despite nearly 10 years of drought, MOWD is the only local water agency we know of that has enacted a moratorium on new hookups. Our backup water supplier, Casitas MWD, allows a limited number of new water services, normally adding less than 10 acre-

feet of new demand each year. Meanwhile, the housing shortage has created a flurry of State legislation on second dwelling units, lot splits and other measures to increase the housing supply. It's hard to keep up with the new rules.

One option for consideration by the Board would be as follows:

- ◆ When our new policy is adopted, we would rescind our moratorium on new meters.
- ◆ When a property has sufficient existing MOWD water allocation to support a proposed new dwelling, we would reassign their allocation, within limits and allowances to be established by the new policy.
- ◆ If a property does not have sufficient MOWD allocation to support a new dwelling, we would ask the project proponent to purchase additional allocation from Casitas MWD. They would pay Casitas MWD's connection and allocation fees, as required by our agreement with Casitas MWD.
- ◆ Once Casitas MWD transfers the additional allocation to MOWD, we would provide a new meter to the property.

With this approach, MOWD would stay away from regulating land use, which is not our responsibility. Instead, we would rely on Casitas MWD to weigh its regional water supplies and demands before allowing additional water hookups within our area. As a contractor for the State Water Project, which MOWD's customers have helped pay for, Casitas MWD is somewhat responsible for providing a backup water supply for the Ojai Valley and east Ventura.

Details for how this would work would be developed as part of a future policy on new meters and expansion of service, to be adopted by the Board with our customers' input. That might include a 1-page bill stuffer to explain the policy.



**Prepared by:  
MEINERS OAKS WATER DISTRICT**

**For the**

**Ventura County Resource Conservation District, and  
California Wildlife Conservation Board**

***Ventura Watershed Flow Enhancement and Water Resiliency  
Regional Framework Project***

**Project 25 – Pumping and Nutrient Balance Project  
Agreement No. WC-1844AB  
Project ID 2019023**

**January 10, 2022**

## **Quarterly Progress Report – October 1 through December 31, 2021**

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### **( Preliminary Feasibility Study for Nitrate Removal From MOWD Well No. 8 )**

Note: The *Statement of Services* is provided later in this progress report.

#### **Summary of Progress During the Quarter**

Nearly all of the work on the feasibility study was completed by the end of the quarter. Michael K. Nunley & Associates submitted a final review copy of their report *Nitrate Removal Feasibility Report* to MOWD on November 17, 2021. Several MOWD staff and directors reviewed the report and provided comments. A final meeting between MOWD and MKN & Associates was held on December 14, 2021 to discuss the comments and provide direction to them for finalizing the report. The final report is



being prepared and should be delivered soon. A copy of the draft report is available upon request.

Once the final report is delivered, we will have completed all of the work specified in the grant agreement.

One of the grant tasks was to “refine estimates of potential instream flow benefits.” To accomplish that, MOWD prepared a preliminary report titled *Supplemental Report on the Ecological Benefits of Nitrate Removal from MOWD’s Well No. 8*. A copy is attached to this status report. The simple analysis provided in the report suggests that there may be significant benefits to the aquatic environment from using Well No. 8. However, further study is required and might be accomplished with the use of the ground/surface water model being developed by the Department of Water Resources for the Ventura River.

### **Reimbursable Expenses During the Quarter**

We had reimbursable expenses during the quarter, as described and requested herein.

### **Goals for Next Quarter**

Our accomplishments for the October – December 2022 quarter are as follows:

- MKN prepared the final draft report for review by MOWD

- MOWD reviewed the final draft report

- A meeting was held to provide comments to MKN

- The final feasibility report is nearly completed

- A brief report on the potential aquatic benefits of the project was completed.

Our goals for next quarter include the following:

- Complete the final feasibility report

- Post the report on MOWD’s website

- Prepare a final status report on the grant work completed

- Close out the project

As we near completion on this first phase of the project, it is important for MOWD to make plans to proceed to the next phase, beyond the scope of the grant agreement. Based on the results of the feasibility study, it appears that a blending option may be feasible to allow the use of Well No. 8.

This project is not a stand-alone project for MOWD but should be developed as part of an overall strategy for balancing the water demands of people with the need for improving the aquatic environment. A strategy for proceeding with both aspects will be provided in the final status report.

### **Questions**

If there are any questions on this Progress Report, please call Summer at (805) 646-2114 for financial/administrative questions; or Jim Kentosh at (805) 646-2622 or via email at [kentosh@meinersoakswater.com](mailto:kentosh@meinersoakswater.com) with technical questions.

**Ventura Watershed Flow Enhancement and Water Resiliency Regional Framework  
Grant Agreement No. WC-1844AB  
Project ID 2019023  
Period 10/1/2021 through 12/31/2021**

**Statement of Services**

Progress Report #6

**Section 1. Activities performed during the quarter**

Invoiced Services

Invoiced services for the quarter include MOWD's share of an invoice from MKN & Associates. See the attached Disbursement Request Form and attachments for details. Our grant agreement provides us with \$26,700 of grant funding for Task 3, while our matching funds of \$4,395 represents 14% of the Task 3 amount. Therefore we have requested a reimbursement of 86% of the MKN invoice amount.

Match Services

Match services were provided during the quarter, for project management, for collection of information, and for our 86% share of the MKN consulting services for Task 3, as provided in Exhibit B of our grant agreement.

**Section 2. Percentages of Tasks Completed as of the End of the Quarter**

Task 1 – Project Management – 95%

Task 2 – Integrated Water Management Framework and Action Identification – 100%

Task 3 – Final (100%) Design Plans, Due Diligence, and Permitting – 95%

Task 4 – Regional Guidance and Recommendations – Not part of MOWD's work

Task 5 – Education and Outreach – Not part of MOWD's work

**Section 3. Deliverables Completed for Each Task as of the End of the Quarter**

Task 1 – Project Management – 95%

1) Invoices and Progress Reports – 90%

*Six quarterly progress reports have been prepared.*

2) Copies of Executed Subcontracts (>\$10,000) – 100%

*A copy of the consulting subcontract with MKN & Associates was previously provided.*

3) Draft Final and Final Report (including all related data) – 98%

Task 2 – Integrated Water Management Framework and Action Identification – 100%

1) Draft Appendix to Pumping and Nutrient Balance Project Report – 100%

*Completed work on this task in the quarter.*

We have opted to utilize this work as a stand-alone report rather than as an appendix to the Feasibility Report.

2) Management Strategies: Recommendations for Water Managers for Water Resiliency – 100%

*Completed work on this task in the quarter.*

Task 3 – Final (100%) Design Plans, Due Diligence, and Permitting – 98%

Project 25 – Pumping and Nutrient Balance Project – 98%

◆ Feasibility Study – 95%

Evaluate methods of nitrate removal – 100%

*Final recommendation is for the blending option.*

Evaluate brine disposal options – 100%

*Have met with OVSD staff.*

Estimate project costs – 100%

Study blending options – 100%

*A simple blending option has been identified.*

Develop project approach and schedule – 100%

◆ Coordinate with OVSD for brine disposal options – 100%

*Met with OVSD.*

◆ Refined estimate of potential instream flow benefits 100%

*Completed this task as a stand-alone report.*

**Section 4. Problems/Delays and Proposed Resolution**

We expect to meet the project deadline of March 2022.

**Section 5. List of Proposed Activities and Tasks for the Next Quarter**

Our goals for the next quarter are as follows:

Complete the final feasibility report

Post the report on MOWD's website

Prepare a final status report on the grant work completed

Close out the project

Begin to plan for follow-on work after the grant tasks are completed



## **Supplemental Report on the Ecological Benefits of Nitrate Removal from MOWD's Well No. 8**

**Prepared by  
Meiners Oaks Water District  
January 10, 2022**

### **Introduction**

A potential project to remove nitrates from MOWD's Well No. 8 is intended to benefit both people and the aquatic environment: MOWD would develop a supplemental water supply it could use to meet its customers' demands, while the aquatic ecosystem of the Upper Ventura River would benefit from the removal of nitrate-laden groundwater that might otherwise migrate downstream and promote the growth of excess algae when it resurfaced as rising groundwater. The purpose of this supplemental report is to develop a simple evaluation of the relative order of magnitude of the possible ecological benefits of the project. Further analysis would be required to model those benefits and provide more affirmative results.

This supplemental report was prepared by MOWD and is provided as a separate supplement to the *Nitrate Removal Feasibility Report* prepared by Michael K. Nunley & Associates. No review or approval of this supplemental report by MKN is implied.

This supplemental report is also intended to meet part of the requirements of a grant from the California Wildlife Conservation Board. The grant was awarded to and is being managed by the Ventura County Resource Conservation District (VCRCD). The overall multi-agency program is called the *Ventura Watershed Flow Enhancement and Water Resiliency Regional Framework Project*. MOWD's portion of the program is "Project 25 – Pumping and Nutrient Balance Project." MOWD has signed an agreement with VCRCD, No. WC-1844AB, for the work. The work addressed in this supplemental report is to provide a "refined estimate of potential instream flow benefits."

### Net Nitrate Removal by Well No. 8

The first step is to estimate how much nitrate would be removed from the alluvial aquifer system by the preferred project.

During the preparation of the Feasibility Report it was determined that a viable blending option exists, where the high nitrate water from Well 8 would be blended with lower nitrate water from Wells No. 4 and No. 7. Due to its lower capital and operating costs, this is the alternative that is analyzed in this Supplemental Report.

Section 2.2 of the Feasibility Report estimates the average nitrate level of Well No. 8 to be 54 mg/L (Nitrate as  $\text{NO}_3$  – as used in this Supplemental Report.). The nitrate level in Well No. 4 is found to be 9.4 mg/L and Well No. 7 to be 7.1 mg/L. A combined nitrate level of 8 mg/L is assumed in this supplemental report for blending purposes. That value somewhat overstates nitrate levels in the water used for blending, by treating a maximum as a mean. (The net result is a slight underestimate of the amount of nitrate removed from the aquifer.)

Without blending or nitrate removal, MOWD would not use Well No. 8 but would pump more water from Wells No. 4 and No. 7. With blending, MOWD would substitute some of the water that would have been pumped from Wells No. 4 and No. 7 with higher nitrate water from Well No. 8. For each liter of water pumped from Well No. 8, the net benefit to the aquifer would be a reduction in nitrate of  $54 \text{ mg/L} - 8 \text{ mg/L} = 46 \text{ mg/L}$ . This is because a liter of low nitrate water would be left in the ground while a liter of higher nitrate would be pumped out for consumption.

At Well No. 8's nominal pumping capacity of 330 gpm, about 180 pounds of nitrate would be removed from the aquifer each day, compared to the no-project alternative.

While that amount can be removed in the high-demand summer months, it may not be achievable year round, due to seasonal variations in water demands. Table 2-3 of the Feasibility Report finds that a flow of 484 gpm from Wells No. 4 and No. 7 is required to blend with 330 gpm from Well No. 8. Thus, only about 41% of the blended water could be pumped from Well No. 8. During drought periods, when the aquatic environment is under the most stress, MOWD delivers only around 700 AF/yr of water to its customers. Under optimal conditions, deliveries from Well No. 8 would be limited to 41% of that amount, for a total of 280 AF from Well No. 8. That amount of pumping from Well No. 8 would remove around 35,000 pounds of nitrate from the aquifer each year.

**Compare to Nitrates in the River**

Use of Well No. 8 could remove approximately 180 pounds of nitrate from the aquifer system a day, for a maximum of around 35,000 pounds of nitrate a year. Would removal of that amount of nitrate have a significant beneficial impact on the aquatic ecosystem, or is it a relative “drop in the bucket?” To answer that question, a simplified analysis is provided below:

Perhaps the most critical reach in the Ventura River watershed occurs just downstream of the confluence of the Ventura River and San Antonio Creek. The California Department of Fish and Wildlife has identified that reach as critical for the migration and rearing of endangered steelhead trout.

The County of Ventura Environmental Health Division monitors nitrate levels in local groundwater and surface water. They funded the following report:

*Technical Report for the Study of Water Quality Impairments Attributable to Onsite Wastewater Treatment Systems (OWTS) in the Ventura River Watershed,*  
Prepared by Geosyntec Consultants, September 2018. Available online.

This report summarizes nitrate levels at many surface and ground water sampling sites within the County. Surface water sampling location SW-03-U is located in the Ventura River a short distance downstream of the confluence of the Ventura River and San Antonio Creek, as shown in Table 5 and Figure 9 of the report. Table 13 of the report indicates that the average nitrate level at sample location SW-03-U was 1.35 mg/L as N, which is equivalent to 6.0 mg/L as NO<sub>3</sub>. We use that value as indicative of present nitrate levels in the river at that location during dry periods.

The California Department of Fish and Wildlife is studying surface flows in the Ventura River. One of their relevant reports is cited below:

*Study Plan: Habitat and Instream Flow Evaluation for Steelhead in the Ventura River, Ventura County,* by California Department of Fish and Wildlife, January 2017.

Table 1 of that report provides natural flows at several locations that would be expected with no human influences. The location “Ventura River 4” represents the Ventura River a short distance downstream of its confluence with San Antonio Creek. The average dry-year flow at that location from June through November is 1.3 CFS. The average moderate-year flow from June through November is 11 CFS.

If the results of the Fish and Wildlife report are combined with the results of the Ventura County nitrate study, the following results are obtained downstream of the confluence:

- 1) A dry year flow of 1.3 CFS at an average nitrate level of 6.0 mg/L represents 43 pounds per day of nitrate flowing past the sample location.
- 2) A moderate-year flow of 11 CFS flowing past the sample location at an average nitrate level of 6.0 mg/L represents 360 pounds per day of nitrate.

This somewhat surprising result suggests that the nitrates removed from the alluvial aquifer by pumping and blending water from Well No. 8 are on the same order of magnitude as nitrate levels present in the river. In dry years, when oxygen depletion by nutrients is most dangerous for the aquatic environment, around four times more nitrate would be removed by running Well No. 8 than is already present in the surface water of the Ventura River. In moderate years, running Well No. 8 would remove about half as much nitrate as is present in the river.

(Note that modern flows in the Ventura River may be somewhat lower than historical flows. Using those reduced flows in the analysis would increase the apparent benefits of pumping Well No. 8.)

### **More Study Needed**

The preceding analysis is simplistic and provides merely an order-of-magnitude estimate of the relative benefits of pumping and using nitrate laden water from Well No. 8. It does not consider whether or how groundwater will migrate through the aquifer to re-emerge as rising groundwater downstream, and how much that would reduce nitrate levels in surface water. Yet it does suggest that further study might be worthwhile.

The Department of Water Resources is developing a model of surface and ground water in the Ventura River basins. When functional, that model might answer the question of how much of the groundwater in the vicinity of Well No. 8 would eventually reach the surface water of the river downstream, and how much nitrate dilution would occur.

There is not universal agreement on the origin of nitrates in the river and how much of a problem they are for the ecology of aquatic life. High quantities of dead algae found periodically in the upstream reaches of the watershed, far upstream from human influence, suggest that nutrient problems may be intractable. Human sources of nitrates include fertilizers, septic systems, and pet waste.

Well No. 8 is just one of many wells in the Ojai Valley. If consensus is reached that reducing nitrate levels in the aquatic environment would be beneficial, then the results of this simplified analysis suggest that a methodical change to water system operations – prioritizing the removal of higher nitrate water from the aquifers – could be undertaken to achieve those benefits. In essence, removing nitrates from contaminated plumes might be an effective strategy. MOWD’s Well No. 8 project could be a good place to start.





## District Summary/Update

- **Casitas Lake Level: 35.2%** 1/13/2022
- **Purchased Water:** The demand on our system has slowed down and the south casitas connection has been turned off as of 10/28/2021. The Fairview connection was turned off 1-6-2022. MOWD had continued limited blending with Casitas through December.
- **Meiners Rd Tank:** Removal (Complete)
- **Tank Farm:** Tanks have been inspected by CSI (Report In Progress)
- **Vehicles:** Golf Cart and Old Crew Truck sold at auction for \$20,776
- **Wells:** Wells 1 & 2 on-line as of 1-7-2022  
Wells 4 & 7 on-line as of 1-13-2022
- **Grant Funding:** Well Feasibility Study, Land Resiliency Partnership Projects, Advanced Metering Infrastructure (application in process)
- **Seasonal Rain Fall Totals:**

Casitas Dam	15.11"
Matilija Dam	19.63"
Stewart Canyon	15.97"
Nordhoff Ridge	20.43"

### Scheduled/Unscheduled Work

<u>Type of Repair</u>	<u>Cause</u>	<u>Date</u>	<u>Location</u>	<u>Contractor</u>	<u>Amount \$</u>
Tank Removal	Age/Leak	12-21-2021	Meiners Rd	Toro	\$17,268.00
Water Main Leak	Age/Poor Bedding	12/31/2021	Meiners Rd	Sam Hill	TBD
Pave & Backfill	Leak	1/5/2022	Meiners Rd	Sam Hill	TBD
Blending MOWD & CMWD	Well 4&7 Casitas	11-21-2021 11-28-2021		Staff	N/A

### Current Well Levels and Specific Capacity

<b>WELL #1</b>	<b>JAN</b>	<b>FEB</b>	<b>MAR</b>	<b>APR</b>	<b>MAY</b>	<b>JUN</b>	<b>JUL</b>	<b>AUG</b>	<b>SEP</b>	<b>OCT</b>	<b>NOV</b>	<b>DEC</b>
STATIC (ft)	OFF	OFF	31.52	27	34.74	36.1	39.2	31.5	35.35	35.3	32.5	26.6
RUNNING (ft)	OFF	OFF	OFF	41	43.24	38.3	40.95	31.75	OFF	OFF	OFF	OFF
DRAW DOWN (ft)	7.7	OFF	OFF	14	8.5	2.2	1.75	.25	OFF	OFF	OFF	OFF
Gallons Per Minute (GPM)			OFF	191	187	105	104	97	OFF	OFF	OFF	OFF
Specific Capacity (gal/ft DD)	13.0	OFF	OFF	13.86	22	47.73	59.42	ERROR	OFF	OFF	OFF	OFF
<b>WELL #2</b>	<b>JAN</b>	<b>FEB</b>	<b>MAR</b>	<b>APR</b>	<b>MAY</b>	<b>JUN</b>	<b>JUL</b>	<b>AUG</b>	<b>SEP</b>	<b>OCT</b>	<b>NOV</b>	<b>DEC</b>
STATIC (ft)	35.5	28.9	31.23	37	37.4	37	40.95	32.3	34.1	34.4	31.8	25.95
RUNNING (ft)	OFF	OFF	OFF	49.9	47.4	42.4	44.1	33.1	OFF	OFF	OFF	OFF
DRAW DOWN (ft)	OFF	OFF	OFF	12.9	10	5.4	3.15	.8	OFF	OFF	OFF	OFF
Gallons Per Minute (GPM)			OFF	126	127	82	59	59	OFF	OFF	OFF	OFF
Specific Capacity (gal/ft DD)	OFF	OFF	OFF	9.84	12.7	15.19	18.73	73.75	OFF	OFF	OFF	OFF
<b>WELL #4</b>	<b>JAN</b>	<b>FEB</b>	<b>MAR</b>	<b>APR</b>	<b>MAY</b>	<b>JUN</b>	<b>JUL</b>	<b>AUG</b>	<b>SEP</b>	<b>OCT</b>	<b>NOV</b>	<b>DEC</b>
STATIC (ft)	48.9	28.9	45.70	47.9	52.40	57.6	67.3	70.3	60.8	61.7	62	52.3
RUNNING (ft)	97.0	76.8	77.35	80.3	79.90	81.7	80.4	85.55	OFF	OFF	OFF	OFF
DRAW DOWN (ft)	48.1	35.9	31.65	32.4	27.5	24.1	13.1	15.25	OFF	OFF	OFF	OFF
Gallons Per Minute (GPM)			375	388	375	390	197	178	OFF	OFF	OFF	OFF
Specific Capacity (gal/ft DD)	7.3	10.1	11.84	11.98	13.63	16.18	15.03	11.67	OFF	OFF	OFF	OFF
<b>WELL #7</b>	<b>JAN</b>	<b>FEB</b>	<b>MAR</b>	<b>APR</b>	<b>MAY</b>	<b>JUN</b>	<b>JUL</b>	<b>AUG</b>	<b>SEP</b>	<b>OCT</b>	<b>NOV</b>	<b>DEC</b>
STATIC (ft)	53.9	46.9	50.60	54	54.70	60.3	70.2	72.9	63.3	63.7	64.65	55
RUNNING (ft)	62.7	50.1	53.15	58	60.40	64.1	73.5	77.2	OFF	OFF	OFF	OFF
DRAW DOWN (ft)	8.8	3.2	2.55	4	5.7	3.8	3.3	4.3	OFF	OFF	OFF	OFF
Gallons Per Minute (GPM)			292	337	278	280	172	167	OFF	OFF	OFF	OFF
Specific Capacity (gal/ft DD)	32.9	92.5	114.51	84.25	48.77	73.8	52.12	38.83	OFF	OFF	OFF	OFF
<b>WELL #8</b>	<b>JAN</b>	<b>FEB</b>	<b>MAR</b>	<b>APR</b>	<b>MAY</b>	<b>JUN</b>	<b>JUL</b>	<b>AUG</b>	<b>SEP</b>	<b>OCT</b>	<b>NOV</b>	<b>DEC</b>
STATIC (ft)	OFF	OFF	OFF	67.6	65.7	68.3	72.6	71	73	74.05	71.5	65.5
RUNNING (ft)	OFF	OFF	OFF	OFF	OFF	OFF	OFF	OFF	OFF	OFF	OFF	OFF
DRAW DOWN (ft)	OFF	OFF	OFF	OFF	OFF	OFF	OFF	OFF	OFF	OFF	OFF	OFF
Gallons Per Minute (GPM)	OFF	OFF	OFF	OFF	OFF	OFF	OFF	OFF	OFF	OFF	OFF	OFF
Specific Capacity (gal/ft DD)	OFF	OFF	OFF	OFF	OFF	OFF	OFF	OFF	OFF	OFF	OFF	OFF

**Water Pumped, Sold, Purchased & Water Sales**

MONTH	PUMPED (AF)	SOLD (AF)	PURCHASED (AF)	WATER SALES (\$)
JAN	0	40.35	40.35	\$55,869.54
FEB	59.13	43.26	0	\$45,273.85
MAR	45.88	37.35	0	\$38,245.86
APR	54.26	52.05	0	\$52,993.98
MAY	55.31	53.77	0	\$50,789.57
JUN	68.5	68.23	0	\$69,254.64
JUL	74.30	66.27	1.46	\$78,149.92
AUG	46.76	72.24	13.2	\$73,260.72
SEP	0.00	66.49	66.49	\$79,486.92
OCT	3.14	56.89	53.75	\$56,983.68
NOV	2.21	45.07	48.80	\$43,449.12
DEC	2.44	40.98	42.52	\$47,960.64
<b>TOTAL 2021</b>	231.65	423.83	217.77	\$648,269.32
<b>TOTAL 2020</b>	485.71	635.47	197.26	\$657,912.06

**Reserve Funds**

* Balance at the County of Ventura	<b>\$ 1,416,968.70</b>
Total Taxes	\$ 99,941.76
Total Interest from reserve account#	\$ 0.00

**Fiscal Year Total Revenues**

July 1 <sup>st</sup> – December 31 <sup>st</sup>	2020	\$ 887,951.17
July 1 <sup>st</sup> – December 31 <sup>st</sup>	2021	\$ 855,418.19

**Bank Balances**

* LAIF Balance	\$ 230,058.96
Transferred from L.A.I.F. to General	\$ 0.00
(#) Quarterly Interest from LAIF	\$0.00
* Money Market (Mechanics Bank)	\$ 7,622.85
Amount Transferred to Mechanics from County this month	\$0.00
Amount Transferred to General Fund from Money Market	\$ 0.00
Monthly Interest received from Money Market	\$ .13
General Fund Balance	\$ 96,608.57
Trust Fund Balance	\$ 7,234.86
* Capital Improvement Fund	\$ 14,062.07
(#) Quarterly Interest from Capital Account	\$ .12
Total Interest accrued	\$ 00.25

**Capital Improvement Projects for 2021-2022**  
**Budgeted capital funds \$ 724,000.00 FY 2021-2022**

1. Well 8 Nitrate Feasibility Study (In Progress)
2. Engineer design report for the treatment plant (100% In Process)
3. Valve Replacements
4. El Sol and Lomita Tie-in (Engineering, TBD)
5. Tank Cleaning and Inspection (Complete)
6. Remove Meiners Rd Tank & Antenna Tower Install (Complete)
7. Chlorine Gas Alarms at well sites
8. Install CL17 at Wells 4 & 7
9. Crane for New Service Truck (Complete)
10. Air Compressor
11. Service Truck Generator
12. Service Truck Welder
13. Service Truck Tool (Complete)
14. Leak Detector/Sounder
15. Appropriations and Contingencies

## January 2022

### 1. Administrative

- CA Executive Orders N-42-20 moratorium on customer disconnections for non-payment expired December 31, 2021, CA SB 998 now active.
- SWRCB Water Arrearage Payment Program application submitted to cover all residential arrearages accrued between March 2020 – June 2021, plus administrative costs, totalling \$15,000.
- Form 700 Conflict of Interest forms notices have been sent out by Ventura County.
- Public Records requests: UVRGA for updated well level and pumping data Oct 2019 – Sep 2021; Ventura County Public Works request for utility information - Project #81905 (Matilija Dam Removal); VC Reporter attorney contract for adjudication lawsuit and board vote tally for Moll litigation.
- SWRCB Emergency Regulation program adopted January 4, 2022 and effective January 14, 2022, drought contingency plans for water waste. MOWD Drought Contingency Plan last updated 2017, will be updated to reflect current emergency regulations and allocation program changes. Recommend a customer bill insert reminding customers of water conservation measures.

### 2. Financial (any items not covered in separate Financials Report)

- a. Audit for FY 20-21 – *Fanning & Karrh, CPA engagement letter.*
- b. Accounts Receivable –The CA Executive Order 42-20 is set to expire on 12/31/2021. Customers' full balances will be due after 12/31/2021, or they can contact the office to setup a 12-month payment plan per Gov. Code §60372(2). Account holder letters were mailed in December and will receive updated notices in January 2022. The "new" 4/1/2020 SB 998 timeline for disconnects for non-payment (>\$200 @ 60 days) is in effect. CA SWRCB Arrearage Payment Program funds will be credited directly to accounts with balances remaining from March 2020 – June 2021.

### 3. Projects

- a. Allocation Program: new allocations active as of December 31, 2021 billing.
- b. District job description and salary table review and updates.
- c. Policy & Procedure review and web posting.

### 4. Billing/Customer Service

- a. Casitas Connection turned on 7/27/2021.

Month	#Total Service Orders	# Account Owner Changes	Monthly Customer Bill Total	Monthly Casitas Surcharge	Over-Allocation \$ (drought)	Other Conservation Penalties
Jan 20	88	5	\$103,517.04	\$0	\$3,060.00	\$0
Feb 20	75	11	\$102,457.21	\$0	\$1,919.00	\$0
Mar 20	109	11	\$104,012.24	\$0	\$1,849.00	\$0
Apr 20	78	9	\$ 94,817.80	\$0	\$1,106.00	\$0
May 20	112	2	\$124,586.74	\$0	\$5,220.00	\$0
Jun 20	201	7	\$144,471.57	\$0	\$9,483.00	\$0
Jul 20	246	27	\$144,736.42	\$0	\$8,937.00	\$0
Aug 20	147	18	\$148,635.97	\$0	\$10,417.00	\$0
Sep 20	210	18	\$164,667.04	\$0	\$14,472.00	\$0
Oct 20	93	12	\$172,773.27	\$23,868.19	\$9,958.00	\$0
Nov 20	79	7	\$172,514.41	\$37,554.48	\$6,779.00	\$0
Dec 20	74	5	\$130,327.05	\$0	\$5,631.00	\$0
Jan 21	89	12	\$115,479.25	\$0	\$2,730.00	\$0
Feb 21	75	13	\$108,605.39	\$0	\$2,460.00	\$0
Mar 21	73	16	\$108,985.68	\$0	\$1,936.00	\$0
Apr 21	125	9	\$127,363.90	\$0	\$5,084.00	\$0
May 21	134	11	\$129,394.85	\$0	\$5,525.00	\$0
Jun 21	72	20	\$147,682.37	\$0	\$9,566.00	\$0
Jul 21	139	8	\$145,721.09	\$0	\$8,865.00	\$0
Aug 21	151	13	\$153,370.61	\$0	\$10,660.00	\$0
Sep 21	116	10	\$174,988.52	\$29,089.01	\$8,742.00	\$0
Oct 21	93	17	\$163,260.86	\$31,512.78	\$6,206.00	\$0
Nov 21	52	15	\$141,776.01	\$25,886.00	\$3,094.00	\$0
Dec 21	53	6	\$141,663.91	\$27,318.06	\$3,002.00	\$0

Note: May 2020 over-allocation fees increase attributed to very high Ag consumption, (1) account over 500 units, and (2) accounts both over 850 units each. These reads were verified, and meters did not indicate leaks. Jun-Aug meter readings indicated significant abnormally high consumption, several customer leaks, and increased irrigation overall. Aug 2021 70% were due to abnormal consumption during meter reading.

### **Board of Directors**

Board Member	Position	Term Ends	Term Type
Michel Etchart	President	2022	Long Term (Re-elected 2018)
James Kentosh	Vice President	2022	Long Term (Re-elected 2018)
Diana Engle	Director	2024	Long Term (Re-elected 2020)
Christian Oakland	Director	2024	Long Term (Elected 2020)
Loni Anderson	Director	2022	Appointed July 2021

## **5. Complaints & Compliments**

**Recommended Actions:** *Receive an update from the Board Secretary concerning miscellaneous matters and District correspondence. Provide feedback to staff.*

**Attachments:** SWRCB Emergency Regulations – water waste.

**STATE WATER RESOURCES CONTROL BOARD  
RESOLUTION NO. 2022-0002**

**TO ADOPT AN EMERGENCY REGULATION  
TO SUPPLEMENT VOLUNTARY WATER CONSERVATION**

**WHEREAS:**

1. On April 21, May 10, and July 8, 2021, Governor Newsom issued proclamations that a state of emergency exists in a total of 50 counties due to severe drought conditions and directed state agencies to take immediate action to preserve critical water supplies and mitigate the effects of drought and ensure the protection of health, safety, and the environment.
2. On October 19, 2021, Governor Newsom signed a proclamation extending the drought emergency statewide and further urging Californians to reduce their water use.
3. There is no guarantee that winter precipitation will alleviate the current drought conditions.
4. Many Californians have taken bold steps over the years to reduce water use; nevertheless, the severity of the current drought and uncertainty about Water Year 2022 require additional conservation actions from residents and businesses.
5. Water conservation is the easiest, most efficient, and most cost-effective way to quickly reduce water demand and extend supplies into the next year, providing flexibility for all California communities. Water saved is water available next year, giving water suppliers the flexibility to manage their systems efficiently. The more water that is conserved now, the less likely it is that a community will experience such dire circumstances or that water rationing will be required.
6. Most Californians use more water outdoors than indoors. In many areas, 50 percent or more of daily water use is for lawns and outdoor landscaping. Outdoor water use is generally discretionary, and many irrigated landscapes would not suffer greatly from receiving a decreased amount of water.



7. Public information and awareness are critical to achieving conservation goals, and the Save Our Water campaign ([SaveOurWater.com](https://www.SaveOurWater.com)), run jointly by the Department of Water Resources (DWR) and the Association of California Water Agencies, is an excellent resource for conservation information and messaging that is integral to effective drought response.
8. [SaveWater.CA.Gov](https://www.SaveWater.CA.Gov) is an online tool designed to help save water in communities. This website lets anyone easily report water waste from their phone, tablet, or computer by simply selecting the type of water waste they see, typing in the address where the waste is occurring, and clicking send. These reports are filed directly with the State Water Resources Control Board (State Water Board or Board) and relevant local water supplier.
9. Enforcement against water waste is a key tool in conservation programs. When conservation becomes a social norm in a community, the need for enforcement is reduced or eliminated.
10. On October 19, 2021, the Governor suspended the environmental review required by the California Environmental Quality Act to allow State Water Board-adopted drought conservation emergency regulations and other actions to take place quickly to respond to emergency conditions.
11. Water Code section 1058.5 grants the State Water Board the authority to adopt emergency regulations in certain drought years in order to: “prevent the waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion, of water, to promote water recycling or water conservation, to require curtailment of diversions when water is not available under the diverter’s priority of right, or in furtherance of any of the foregoing, to require reporting of diversion or use or the preparation of monitoring reports.”
12. On November 30, 2021, the State Water Board issued public notice that the State Water Board would consider the adoption of the regulation at the Board’s regularly scheduled January 4, 2022 public meeting, in accordance with applicable State laws and regulations. The State Water Board also distributed for public review and comment a Finding of Emergency that complies with State laws and regulations.
13. The emergency regulation sets a minimum standard that many communities are already doing more but not everyone is taking these low-cost, easy to implement actions that can save significant amounts of water during a drought emergency.

14. Disadvantaged communities may require assistance in increasing water conservation, and state and local agencies should look for opportunities to provide assistance in promoting water conservation, including but not limited to translation of regulation text and dissemination of water conservation announcements into languages spoken by at least 10 percent of the people who reside in a water supplier's service area, such as in newspaper advertisements, bill inserts, website homepage, social media, and notices in public libraries.
15. The Board directs staff to consider the following in pursuing any enforcement of section 995, subdivision (b)(1)(A)-(F): before imposing monetary penalties, staff shall provide one or more warnings; monetary penalties must be based on an ability to pay determination, consider allowing a payment plan of at least 12 months, and shall not result in a tax lien; and Board enforcement shall not result in shutoff.
16. The Board encourages entities other than Board staff that consider any enforcement of this regulation to apply these same factors identified in resolved paragraph 15. Nothing in the regulation or in the enforcement provisions of the regulation precludes a local agency from exercising its authority to adopt more stringent conservation measures. Moreover, the Water Code does not impose a mandatory penalty for violations of the regulation adopted by this resolution, and local agencies retain their enforcement discretion in enforcing the regulation, to the extent authorized, and may develop their own progressive enforcement practices to encourage conservation.

THEREFORE BE IT RESOLVED THAT:

1. The State Water Board adopts California Code of Regulations, title 23, section 995, as appended to this resolution as an emergency regulation.
2. State Water Board staff will submit the regulation to the Office of Administrative Law (OAL) for final approval.
3. If, during the approval process, State Water Board staff, the State Water Board, or OAL determines that minor corrections to the language of the regulation or supporting documentation are needed for clarity or consistency, the State Water Board Executive Director or designee may make such changes.

4. This regulation shall remain in effect for one year after filing with the Secretary of State unless the State Water Board determines that it is no longer necessary due to changed conditions or unless the State Water Board renews the regulation due to continued drought conditions, as described in Water Code section 1058.5.
5. The State Water Board directs State Water Board staff to work with the Department of Water Resources and the Save Our Water campaign to disseminate information regarding the emergency regulations.
6. Nothing in the regulation or in the enforcement provisions of the regulation precludes a local agency from exercising its authority to adopt more stringent conservation measures. Local agencies are encouraged to develop their own progressive enforcement practices to promote conservation.

### **CERTIFICATION**

The undersigned Clerk to the Board does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the State Water Resources Control Board held on January 4, 2022.

AYE: Vice Chair Dorene D'Adamo  
Board Member Sean Maguire  
Board Member Laurel Firestone  
Board Member Nichole Morgan

NAY: None

ABSENT: Chair E. Joaquin Esquivel

ABSTAIN: None

  
\_\_\_\_\_  
Jeanine Townsend  
Clerk to the Board

## ADOPTED TEXT OF EMERGENCY REGULATION

### Title 23. Waters

#### Division 3. State Water Resources Control Board and Regional Water Quality Control Boards

#### Chapter 3.5. Urban Water Use Efficiency and Conservation

#### Article 2. Prevention of Drought Wasteful Water Uses

##### § 995. Wasteful and Unreasonable Water Uses.

(a) As used in this section:

(1) "Turf" has the same meaning as in section 491.

(2) "Incidental runoff" means unintended amounts (volume) of runoff, such as unintended, minimal overspray from sprinklers that escapes the area of intended use. Water leaving an intended use area is not considered incidental if it is part of the facility or system design, if it is due to excessive application, if it is due to intentional overflow or application, or if it is due to negligence.

(b)(1) To prevent the unreasonable use of water and to promote water conservation, the use of water is prohibited as identified in this subdivision for the following actions:

(A) The application of potable water to outdoor landscapes in a manner that causes more than incidental runoff such that water flows onto adjacent property, non-irrigated areas, private and public walkways, roadways, parking lots, or structures;

(B) The use of a hose that dispenses water to wash a motor vehicle, except where the hose is fitted with a shut-off nozzle or device attached to it that causes it to cease dispensing water immediately when not in use;

(C) The use of potable water for washing sidewalks, driveways, buildings, structures, patios, parking lots, or other hard surfaced areas, except in cases where health and safety are at risk;

(D) The use of potable water for street cleaning or construction site preparation purposes, unless no other method can be used or as needed to protect the health and safety of the public;

(E) The use of potable water for decorative fountains or the filling or topping-off of decorative lakes or ponds, with exceptions for those decorative fountains, lakes, or ponds that use pumps to recirculate water and only require refilling to replace evaporative losses;

(F) The application of water to irrigate turf and ornamental landscapes during and within 48 hours after measurable rainfall of at least one fourth of one inch of rain. In determining whether measurable rainfall of at least fourth of one inch of rain occurred in a given area, enforcement may be based on records of the National Weather Service, the closest CIMIS station to the parcel, or any other reliable source of rainfall data available to the entity undertaking enforcement of this subdivision; and

(G) The use of potable water for irrigation of ornamental turf on public street medians.

(2) Notwithstanding subdivision (b)(1), the use of water is not prohibited by this section to the extent necessary to address an immediate health and safety need. This may include, but is not limited to, the use of potable water in a fountain or water feature when required to be potable because human contact is expected to occur.

(c)(1) To prevent the unreasonable use of water and to promote water conservation, any homeowners' association or community service organization or similar entity is prohibited from:

(A) Taking or threatening to take any action to enforce any provision of the governing documents or architectural or landscaping guidelines or policies of a common interest development where that provision is void or unenforceable under section 4735, subdivisions (a) and (b) of the Civil Code;

(B) Imposing or threatening to impose a fine, assessment, or other monetary penalty against any owner of a separate interest for reducing or eliminating the watering of vegetation or lawns during a declared drought emergency, as described in section 4735, subdivision (c) of the Civil Code; or

(C) Requiring an owner of a separate interest upon which water-efficient landscaping measures have been installed in response to a declared drought emergency, as described in section 4735, subdivisions (c) and (d) of the Civil Code, to reverse or remove the water-efficient landscaping measures upon the conclusion of the state of emergency.

(2) As used in this subdivision:

(A) "Architectural or landscaping guidelines or policies" includes any formal or informal rules other than the governing documents of a common interest development.

(B) "Homeowners' association" means an "association" as defined in section 4080 of the Civil Code.

(C) "Common interest development" has the same meaning as in section 4100 of the Civil Code.

(D) "Community service organization or similar entity" has the same meaning as in section 4110 of the Civil Code.

(E) "Governing documents" has the same meaning as in section 4150 of the Civil Code.

(F) "Separate interest" has the same meaning as in section 4185 of the Civil Code.

(3) If a disciplinary proceeding or other proceeding to enforce a rule in violation of subdivision (c)(1) is initiated, each day the proceeding remains pending shall constitute a separate violation of this regulation.

(d) To prevent the unreasonable use of water and to promote water conservation, any city, county, or city and county is prohibited from imposing a fine under any local maintenance ordinance or other relevant ordinance as prohibited by section 8627.7 of the Government Code.

(e) The taking of any action prohibited in subdivision (b), (c) or (d) is an infraction punishable by a fine of up to five hundred dollars (\$500) for each day in which the violation occurs. The fine for the infraction is in addition to, and does not supersede or limit, any other remedies, civil or criminal.

(f) A decision or order issued under this section by the Board or an officer or employee of the Board is subject to reconsideration under article 2 (commencing with section 1122) of chapter 4 of part 1 of division 2 of the Water Code.

Authority: Section 1058.5, Water Code.

References: Article X, Section 2, California Constitution; Sections 4080, 4100, 4110, 4150, 4185, and 4735, Civil Code; Section 8627.7, Government Code; Sections 102, 104, 105, 275, 350, 491, and 1122, Water Code; *Light v. State Water Resources Control Board* (2014) 226 Cal.App.4th 1463; *Stanford Vina Ranch Irrigation Co. v. State of California* (2020) 50 Cal.App.5th 976.