

# SOLANO COUNTY WATER AGENCY



## MEETING OF BOARD OF DIRECTORS EXECUTIVE COMMITTEE

**DATE:** Wednesday, March 31, 2010

**TIME:** 6:00 P.M.

**PLACE:** By Tele Conference Call

**Committee Members:** Mike Reagan, Jack Batchelor, Everett Whiting,  
Barbara Kondylis, Harry Price

### AGENDA

1. Review Agenda for April 8, 2010 Board of Directors meeting.

Please call David Okita at (707) 455-1103 if you are not available.

### Teleconference Procedures:

1. At 6:00 p.m., all parties must dial 1-866-398-9973.
2. You will be asked to enter Passcode Number 155346.
3. To terminate the conference, all parties simply need to hang up.
4. Even if you are late, you can still access the conference call - if it is still going on.

Host Number: 8121185

Any materials related to items on this agenda distributed to the Board of Directors of Solano County Water Agency less than 72 hours before the public meeting are available for public inspection at the Agency's offices located at the following address: 6040 Vaca Station Road, Building #84, Elmira, CA 95625. Upon request, these materials may be made available in an alternative format to persons with disabilities.

P.O. Box 349 • 6040 Vaca Station Road, Building 84  
Elmira, California 95625-0349  
Phone (707) 451-6090 • FAX (707) 451-6099  
www.scwa2.com



## BOARD OF DIRECTORS MEETING

**DATE:** Thursday, April 8, 2010

**TIME:** 7:00 p.m.

**PLACE:** Solano Irrigation District  
508 Elmira Road  
Vacaville

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. APPROVAL OF AGENDA
4. PUBLIC COMMENT

Limited to 5 minutes for any one item not scheduled on the Agenda.

5. CONSENT ITEMS

- (A) Minutes: Approval of the Minutes of the Board of Directors meeting on March 11, 2010 is recommended.
- (B) Expenditure Approvals: Approval of the March checking account register and list of checks \$500 and over to be paid is recommended.
- (C) Lower Putah Creek Coordinating Committee Appointment: Appointment of Harvey Olander as the alternate to Solano landowner member Herb Wimmer is recommended.
- (D) Amendment No. 4 to Agreement with Solano Resources Conservation District: Authorization of Chairman to execute Amendment No.4 to the Agreement with the Solano Resource Conservation District to increase funding for the Lake Berryessa Education Program is recommended. Cost is \$14,000, an increase from \$231,202 to \$245,202.
- (E) California Habitat Conservation Planning Coalition – Voluntary 2010 Membership Contributions: Authorization to contribute to funding for the California Habitat Conservation Planning Coalition (CHCPC) is recommended. Cost is \$1,000.

**6. BOARD MEMBER REPORTS**

RECOMMENDATION: For information only.

**7. GENERAL MANAGER'S REPORT**

RECOMMENDATION: For information only.

**8. INTEGRATED REGIONAL WATER MANAGEMENT PLANS**

RECOMMENDATION: Hear report from staff on status of Bay Area and Sacramento Valley Integrated Regional Water Management Planning efforts. Provide direction to staff.

**9. DELTA REPORT**

RECOMMENDATION: Hear report from staff on current Delta activities. Provide direction to staff on Delta matters.

**10. LEGISLATION**

RECOMMENDATION: Take positions on the following bills:

**11. GENERAL MANAGER'S CONTRACT**

RECOMMENDATION: Decide on process for consideration of General Manager's contract renewal.

**12. TIME AND PLACE OF NEXT MEETING**

Thursday, May 13, 2010 at 6:30 pm at the Solano Irrigation District offices.  
CCCC is meeting at 7:00 p.m.

***The Full Board of Directors packet with background materials for each agenda item can be viewed on the Agency's website at [www.scwa2.com](http://www.scwa2.com).***

**ACTION OF  
SOLANO COUNTY WATER AGENCY**

**DATE:** April 8, 2010

**SUBJECT:** California Habitat Conservation Planning Coalition - Voluntary 2010 Membership Contributions

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RECOMMENDATION:

Authorize contribution to the California Habitat Conservation Planning Coalition (CHCPC).

FINANCIAL IMPACT:

The cost to the Water Agency would be \$1,000. There is adequate funding in the budget for this item in unexpended HCP funds.

BACKGROUND:

This statewide Coalition of local governments, wildlife agencies, NGOs and business organizations focuses on improving Habitat Conservation Plans (HCPs) and Natural Community Conservation Plans (NCCPs) in California. The Coalition's goals are:

- Securing adequate federal, state and local funding to assist preparation and implementation of NCCPs and HCPs.
- Coordinating NCCPs and HCPs with other federal, state and regional natural resource protection and permitting programs, including programs for adaptation to climate change.
- Facilitating the development and improving the effectiveness of NCCPs and HCPs.

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Recommended: \_\_\_\_\_

David B. Okita, General Manager

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Approved as recommended       Other (see below)

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Modification to Recommendation and/or other actions:

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I, David B. Okita, General Manager and Secretary to the Solano County Water Agency, do hereby certify that the foregoing action was regularly introduced, passed, and adopted by said Board of Directors at a regular meeting thereof held on April 8, 2010 by the following vote.

Ayes:

Noes:

Abstain:

Absent:

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David B. Okita  
General Manager & Secretary to the  
Solano County Water Agency

**ACTION OF  
SOLANO COUNTY WATER AGENCY**

**DATE:** April 8, 2010

**SUBJECT:** Lower Putah Creek Coordinating Committee Appointment

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RECOMMENDATION:

Appoint Harvey Olander as the alternate to Solano landowner member Herb Wimmer.

FINANCIAL IMPACT:

None.

BACKGROUND:

The Water Agency and other Solano parties to the Putah Creek Settlement Agreement have developed a process to select and confirm members and alternates to the Lower Putah Creek Coordinating Committee. Once approved by the Water Agency Board of Directors, the membership selection is deemed to be approved by the Solano parties to the Settlement Agreement. If any party to the Settlement Agreement objects to the recommended membership, then an alternative method (described in the process) will be used to select the members.

Mr. Olander is a landowner on the Solano side of Putah Creek and has been active in supporting LPCCC restoration efforts.

Recommended: \_\_\_\_\_  
David B. Okita, General Manager

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Approved as recommended       Other (see below)

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Ayes:

Noes:

Abstain:

Absent:

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David B. Okita  
General Manager & Secretary to the  
Solano County Water Agency

**ACTION OF  
SOLANO COUNTY WATER AGENCY**

**DATE:** April 8, 2010

**SUBJECT:** Amendment to Agreement with Solano Resource Conservation District

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RECOMMENDATION:

Authorize Chairman to execute Amendment No.4 to the Agreement with the Solano Resource Conservation District to increase funding for the Lake Berryessa Education Program.

FINANCIAL IMPACT:

Increase in contract amount of \$14,000, an increase from \$231,202 to \$245,202. There is funding available in the fiscal year 2009-2010 Public Education budget for these tasks. Some expenses are expected to be paid in FY 2010-2011 and will need to be budgeted in next years' budget.

BACKGROUND:

On June 11, 2009, the Board approved an Amendment to the Agreement with the Solano Resource Conservation District for watershed and flood control programs for fiscal year 2009-2010. One of the programs was the 2010 Lake Berryessa Education Program. This program focuses on summer activities at Lake Berryessa that promote education that Lake Berryessa is a drinking water supply. Most efforts are toward boaters. The Water Agency's commitment for FY 2009-2010 was \$5,000. This program is funded by several other partners including Solano and Napa County, and Solano cities.

The increase in costs is principally to include invasive mussel inspections in the boater outreach program. Interns will be trained to inspect and identify invasive mussels on boats going into Lake Berryessa along with promoting the use of bilge pads to absorb waste bilge oil in boat engine compartments to promote water quality.

Recommended: \_\_\_\_\_  
David B. Okita, General Manager

Approved as  
recommended

Other  
(see below)

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Modification to Recommendation and/or other actions:

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Ayes:

Noes:

Abstain:

Absent:

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David B. Okita  
General Manager & Secretary  
to the Solano County Water Agency

**ACTION OF  
SOLANO COUNTY WATER AGENCY**

**DATE:** April 8, 2010

**SUBJECT:** California Habitat Conservation Planning Coalition - Voluntary 2010 Membership Contributions

RECOMMENDATION:

Authorize contribution to the California Habitat Conservation Planning Coalition (CHCPC).

FINANCIAL IMPACT:

The cost to the Water Agency would be \$1,000. There is adequate funding in the budget for this item in unexpended HCP funds.

BACKGROUND:

This statewide Coalition of local governments, wildlife agencies, NGOs and business organizations focuses on improving Habitat Conservation Plans (HCPs) and Natural Community Conservation Plans (NCCPs) in California. The Coalition's goals are:

- Securing adequate federal, state and local funding to assist preparation and implementation of NCCPs and HCPs.
- Coordinating NCCPs and HCPs with other federal, state and regional natural resource protection and permitting programs, including programs for adaptation to climate change.
- Facilitating the development and improving the effectiveness of NCCPs and HCPs.

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Recommended: \_\_\_\_\_  
David B. Okita, General Manager

Approved as recommended       Other (see below)

Modification to Recommendation and/or other actions:

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Ayes:

Noes:

Abstain:

Absent:

David B. Okita  
General Manager & Secretary to the  
Solano County Water Agency

- Strengthening understanding of and support for NCCPs and HCPs among decision makers, stakeholders and the public.

During 2009, the Coalition's first year, we have obtained Senator Feinstein's support for an increase in HCP land acquisition grant funding, engaged the U.S. Fish and Wildlife Service and the U.S. Department of the Interior on problems regarding local matches for these grants, begun work on resolving delays in spending land acquisition grants and worked to build the Coalition. The Coalition also began work on a metric for HCP success in conserving species, in response to a request from the White House Office of Management and Budget. These activities were carried through the participation of many individuals in Work Groups and through considerable pro-bono staff time provided by The Nature Conservancy and the Institute for Ecological Health.

#### **Voluntary 2010 Membership Contributions**

In order to sustain and build the coalition's work in 2010 we need a source of funding. This will provide for some staff time and expenses, as well as other costs. We will obtain base funding for the Coalition through a system on voluntary membership contributions. This income will also improve the Coalition's ability to obtain grant funding. There is a tiered schedule of voluntary membership contributions for 2010 to reflect the varying funding capacities of Coalition members:

Approved regional NCCPs:	\$ 5,000
Approved HCPs and small* NCCPs:	\$ 1,000
HCPP/NCCPs in Preparation:	\$ 1,000
Businesses:	\$ 5,000
Small businesses (<20 employees):	\$ 1,000
International NGOs:	\$ 5,000
Smaller NGOs:	\$ 1,000

\*Small approved NCCPs have a Planning Area less than 50,000 acres and an annual budget of less than \$1 million.

In addition, individuals will continue to play a major role through participation in Work Groups and the Steering Committee.

The Institute for Ecological Health (IEH) is the fiscal agent for the coalition. IEH is a 501(c)(3) non-profit corporation, so contributions from taxable entities will be tax deductible as provided by law. There is no overhead, so 100 percent of contributions will fund the Coalition's program.

#### **The 2010 Program and use of Membership Contributions**

Contributions will pay for staff time provided by IEH, as well as other expenses. Staff will provide major support for our calendar 2010 campaign to increase funding for the Cooperative Endangered Species Conservation Fund (Section 6 of the federal Endangered Species Act), with a particular focus on increasing funding for HCP land acquisition grants. Staff will also assist other Work Groups and the Steering Committee, organize Coalition business meetings and other events and begin preparation for a major Coalition summit to take place in Sacramento in the spring of 2011. IEH's rate is \$45 an hour. In addition, IEH will continue to provide some pro bono time.

In addition to supporting efforts to increase federal funding, Membership contributions will help the Coalition address the following issues:

- Resolving the Section 6 local match
- Speeding up spending of Section 6 land acquisition grants
- HCP success metric
- Climate change adaptation funding for habitat conservation
- Regional Greenprints and Blueprints

#### **Management and Reporting**

The Coalition's Steering Committee will oversee spending of the Coalition's funds. There will be quarterly reports and annual reports. Contributors will receive the annual report and, if they wish, the quarterly reports.

**ACTION OF  
SOLANO COUNTY WATER AGENCY**

**DATE:** April 8, 2010

**SUBJECT:** Legislation

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RECOMMENDATION:

Take recommended positions on the following bills:

1. SB 1478/AB 2776 (Senate and Assembly water committees – 3/1/10) – Water conservation: urban water management – SUPPORT
2. AB 1788 (Yamada- 2/10/10) – Water development projects: state financial assistance - SUPPORT
3. AB 1886 (Yamada- 3/17/10) – Water use: Sacramento-San Joaquin Delta watershed: report – SUPPORT
4. AB 2092 (Huffman-2/18/10) – Delta Stewardship Council: Planning and administration: fee – SUPPORT
5. SB 991 (Wolk – 2/8/10) – Water supply reliability, flood control, water resources management, and wildlife preservation – SUPPORT
6. SB 1303 (Wolk- 2/19/10) – Protected species: accidental take: agricultural activities – SUPPORT
7. SB 1334 (Wolk-2/19/10) – Natural community conservation plans – SUPPORT

FINANCIAL IMPACT:

None.

BACKGROUND:

1. SB 1478 and AB 2776 are identical bills that are technical “clean-ups” of SB7X7, the water conservation bill that was approved last year. The bills include an extension of the deadline for submission of Urban Water Management Plans for wholesale agencies (like SCWA) to July 2011 – the same as for retail agencies.
2. AB 1788 increases the eligibility of local entities to receive funding for flood control projects.
3. AB 1886 requires DWR to report, in the California Water Plan, on progress made regions exporting water from the Delta to reduce their reliance on Delta water.

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Recommended: \_\_\_\_\_  
David B. Okita, General Manager

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Approved as recommended       Other (see below)

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Modification to Recommendation and/or other actions:

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Ayes:

Noes:

Abstain:

Absent:

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David B. Okita  
General Manager & Secretary to the  
Solano County Water Agency

1. AB 2092 establishes fees on contractors of the State Water Project (including SCWA) and the Central Valley Project to partially fund the Delta Stewardship Council.
2. SB 991 appropriates funds from Proposition 1E and 84 for flood protection projects, stormwater flood management projects, IRWMP grants, water supply reliability projects, water management demand reduction projects, Delta levees and natural community conservation plans.
3. SB 1303 eliminates the 2011 sunset clause for accidental take of state protected species for ongoing farm and ranch activities
4. SB 1334 requires a natural community conservation plan (including the Bay Delta Conservation Plan) to coordinate with all entities that have local land use authority.

# SOLANO COUNTY WATER AGENCY



## MEMORANDUM

Agenda Item No. 11

**TO:** Board of Directors

**FROM:** David B. Okita, General Manager

**DATE:** April 8, 2010

**SUBJECT:** General Manager's Contract

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My three year contract expires on June 30, 2010. Three years ago, the Board approved a contract (attached) that fixed my salary for the term of the agreement, with the only adjustments being cost of living adjustments the same as SCWA employees (but capped at 2.5%) and a 20 year 2.5% longevity increase. My current salary is \$178,594.

The following are some options for the Board to consider.

1. Renegotiate a new agreement
2. Decide to hire a new General Manager
3. Amend the agreement for a one-year period with the same terms (preferred by General Manager)

The Board may also wish to conduct a performance evaluation of the General Manager.

If you have any questions please contact me at 455-1103 or by e-mail at [dokita@scwa2.com](mailto:dokita@scwa2.com).

Apr.2010.lt11.mem

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