



Daniel R. Ferons  
SAN JUAN BASIN AUTHORITY  
and the Board of Directors thereof

## **AGENDA**

**SAN JUAN BASIN AUTHORITY  
BOARD OF DIRECTORS' MEETING  
SANTA MARGARITA WATER DISTRICT  
BOARD ROOM  
September 10, 2013  
1:30 p.m.**

*Upon Request, this agenda will be made available in appropriate alternative formats to persons with disabilities, as required by Section 202 of the Americans with Disabilities Act of 1990. Any person with a disability who requires a modification or accommodation in order to participate in a meeting should direct such request to Daniel Ferons, Secretary, Board of Directors, at (949) 459-6590 at least 48 hours before the meeting if possible.*

### **ITEMS DISTRIBUTED TO THE BOARD LESS THAN 72 HOURS PRIOR TO MEETING**

Pursuant to Government Code section 54957.5, non-exempt public records that relate to open session agenda items and are distributed to a majority of the Board less than seventy-two (72) hours prior to the meeting will be available for public inspection in the lobby of the Authority's business office located at 26111 Antonio Parkway, Rancho Santa Margarita, California 92688, during regular business hours. When practical, these public records will also be made available on the San Juan Basin Authority's Internet Web Site, accessible at <http://www.sjbauthority.com>. All documents available for public review are on file with the Authority's Secretary located at 26111 Antonio Parkway, Rancho Santa Margarita, California 92688.

- I. CALL MEETING TO ORDER
- II. PLEDGE OF ALLEGIANCE
- III. ADMINISTRATION OF OATH OF OFFICE
- IV. ORAL COMMUNICATIONS

- A. Persons wishing address the Board of Directors on matters not listed on the Agenda may do so at this time. "Request to be Heard" forms are available at the entrance to the Board Room. Comments are limited to three minutes, unless further time is granted by the Presiding Officer. Please submit the form to the Secretary prior to the beginning of the meeting.

Those wishing to address the Board of Directors on any items listed on the Agenda should submit a "request to be Heard" form to the Secretary before the Presiding Officer announces that agenda item. Your name will be called to speak at that time.

V. CONSENT CALENDAR

- A. Consideration and Action on Minutes of Regular Meeting of August 13, 2013..... **Page 3**

**Staff Recommendation:** Approve subject minutes.

Note: Items on the CONSENT CALENDAR will be considered for approval without discussion in one vote. A Director may request that an item be taken off the Consent Calendar for full discussion.

**[END OF CONSENT CALENDAR]**

VI. ACTION ITEMS

- A. Presentation on San Juan Basin Groundwater Management and Facilities Plan and Acceptance of Public Comments ..... **Page 7**

**Staff Recommendation:** Receive public comments.

VII. CHAIRMAN'S REPORT

VIII. ATTORNEY'S REPORT

IX. OTHER MATTERS

- A. Open Discussion or items received too late to be agendized.

X. INFORMATION ITEMS

- A. Update on Metropolitan Water District of Southern California Foundational Actions Funding Program ..... **Page 8**

XI. ADJOURNMENT

The next Regular Board of Directors' meeting is scheduled for **October 8, 2013 at 1:30 p.m.** at the Santa Margarita Water District, 26111 Antonio Parkway, Rancho Santa Margarita, California.

**SAN JUAN BASIN AUTHORITY  
BOARD OF DIRECTORS' MEETING  
SANTA MARGARITA WATER DISTRICT  
BOARD ROOM  
August 13, 2013**

**UNAPPROVED**

**ADMINISTRATION OF OATH OF OFFICE**

Attorney Locklin administered the Oath of Office to Betty H. Olson, Charles T. Gibson and Dr. Roy L. Byrnes.

A Meeting of the Board of Directors (Board) of the San Juan Basin Authority (SJBA) was held on Tuesday, August 13, 2013 at its principal place of business located at 26111 Antonio Parkway, Suite A, Rancho Santa Margarita, CA 92688. The following Directors and/or Alternate Directors were present:

**Directors Present:**

LARRY McKENNEY, Moulton Niguel Water District  
LARRY KRAMER, City of San Juan Capistrano  
BETTY H. OLSON, Santa Margarita Water District  
RICK ERKENEFF, South Coast Water District

Chairman  
Director  
Director  
Alternate Director

**Directors Absent:** None

**Support Services Present:**

DANIEL R. FERONS Administrator  
WEST CURRY Administrator

**Others Present:**

Vanessa Locklin, Legal Counsel Stradling Yocca Carlson & Rauth, P.C

I. **CALL MEETING TO ORDER**

Director McKenney called the meeting to order at 1:36 p.m.

II. **PLEDGE OF ALLEGIANCE**

Director McKenney led the Pledge of Allegiance

III. **ADMINISTRATION OF OATH OF OFFICE**

Item not required for this meeting.

IV. **ORAL COMMUNICATIONS**

V. **CONSENT CALENDAR**

A. Consideration and Action on Minutes of Regular Meeting of July 9, 2013.

B. Consideration and Action on Preliminary Financial Statements for June 2013.

**MOTION NO. 2013-18**

Thereafter, upon a motion duly made by Director Kramer, seconded by Director Olson, to approve the Consent Calendar (Item A - Consideration and Action on Minutes of Regular Meeting of July 9, 2013. Item B - Consideration and Action on Preliminary Financial Statements for June 2013). Motion passed 4-0.

VI. ACTION ITEMS

- A. Consideration and Action on Authorization of First Amendment to Operating Lease Agreement between City of San Juan Capistrano as Lessee and San Juan Basin Authority as Lessor.

Mr. Ferons noted there was a technical error in the Operating Lease Agreement that incorrectly stated the termination date of the lease to be December 1, 2035. The parties originally intended the Operating Lease Agreement to continue in effect until October 1, 2057, to terminate concurrently with the underlying Property Lease from the City of San Juan Capistrano, to the Authority

Director McKenney recognized John Perry, Capistrano Taxpayers Association, to address the Board regarding the operating lease.

Mr. Perry asked what affect will the lease change would have on the Malcolm Pirnie report written for the City of San Juan Capistrano.

A discussion ensued regarding water rights and how those water rights are managed and controlled.

Staff will follow up on the question posed by Mr. Perry.

**MOTION NO. 2013-19**

Thereafter, upon a motion duly made by Director Olson, seconded by Director Kramer, to approve the First Amendment to the Operating Lease Agreement between the City of San Juan Capistrano as Lessee and the San Juan Basin Authority as Lessor. Motion passed 4-0.

VI. CHAIRMAN'S REPORT

No report for this meeting.

VII. ATTORNEY'S REPORT

No report for this meeting.

VIII. OTHER MATTERS

No topics for this item.

IX. INFORMATION ITEMS

- A. Update on Santa Margarita Water District Canada Gobernadora Multipurpose Basin.

Don Bunts provided an update. He explained The Cañada Gobernadora Multipurpose Basin project is located within an unincorporated portion of southeastern Orange County, just south of the community of Coto de Caza.

The proposed basin will capture and naturally treat urban runoff and storm flows, and use that water to help meet irrigation demands in the nearby community.

The Gobernadora Basin project will consist of a storm retention basin and a natural treatment system, a system to capture and divert flows to the wetlands, a pump station, and a pipeline to deliver flows to the Portola Reservoir, a recycled water reservoir located in Coto de Caza.

There are two phases: Phase 1 is expected to be completed by the end of 2013; and Phase II to be completed July 2014.

The project benefits are:

- Reduce downstream erosion and sedimentation of Gobernadora Creek, a major tributary of San Juan Creek.
- Enhance local water supplies by capturing urban flows for outdoor irrigation use, decreasing the need for imported potable water.
- Improve the water quality in the Gobernadora Creek, which flows downstream to the Gobernadora Ecological Restoration Area (GERA).

Mr. Ferons noted this project is outside the SJBA Groundwater Management Plan.

Regarding the updated SJBA Ground Water Management Plan Mr. Ferons reported no comments have been received to date. In addition to the regularly scheduled Board meeting on September 10, 2013, a public hearing will be conducted during which public input will be received. He encouraged reviewers to provide written comments prior to the September 10 meeting.

Depending upon the outcome of Public Hearing at the September 10, 2013 meeting, the Board has tentatively scheduled an adjourned meeting for September 16, 2013 to conclude and address any outstanding items.

Mr. Ferons noted a copy of the draft San Juan Basin Groundwater Management and Facilities Plan is available through the website.

X. ADJOURNMENT

There being no further business before the Board of Directors the meeting was adjourned at 2:02 p.m.

Respectfully submitted,

Sharon D. Brimer, Recording Secretary

**UNAPPROVED**

I DO HEREBY CERTIFY that the foregoing Minutes are true and correct copy of the Minutes adopted by the Board of Directors of the SAN JUAN BASIN AUTHORITY.

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West Curry, Administrator  
SAN JUAN BASIN AUTHORITY



## SAN JUAN BASIN AUTHORITY

26111 Antonio Parkway • Rancho Santa Margarita, CA 92688 (949) 459-6400 FAX (949) 459-6463

**TO:** Board of Directors **DATE:** September 10, 2013

**FROM:** Dan Ferons

**SUBJECT:** Presentation on San Juan Basin Groundwater Management and Facilities Plan and Acceptance of Public Comments

### **SUMMARY**

**Issue:** The Authority released a draft of the San Juan Basin Groundwater Management and Facilities Plan in July 2013 and requested public comments. The release provided notice that the public would be provided an opportunity to comment at the regularly scheduled meeting in September.

**Recommendation:** Receive public comments

**Fiscal Impact:** No fiscal impact.

**Previously Related Action:** At the July 2013 Board meeting, the Authority released the document for review and comment by the member agencies.

### **DISCUSSION**

Wildermuth Environmental has prepared a draft update of the Groundwater Management and Facilities Plan (GWMFP) for the San Juan Basin. The document has been released for review by the member agencies and is proposing to release the draft document for public review following the September Board meeting. Wildermuth Environmental will make a brief presentation on the draft document at the September Board meeting. It is anticipated that all member agency comments will be received by the September 10, 2013 Board meeting.

The Authority will hold a public hearing with notice pursuant to Section 6066 of the Government Code to consider a resolution of intention to adopt a groundwater management plan at the October meeting, at which time a final draft that addresses those comments submitted shall be released. The Authority will schedule a subsequent hearing at the November Board meeting to consider adoption of the plan and shall also consider any protests to the adoption of the Plan.



## SAN JUAN BASIN AUTHORITY

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**TO:** Board of Directors

Date: September 10, 2013

**FROM:** Dan Ferons

**SUBJECT:** Update on The Metropolitan Water District of Southern California Foundational Action Funding Program

### **DISCUSSION**

The Municipal Water District of Orange County submitted an application for funding under the MWD Foundational Action Funding Program on behalf of the Authority. The project, along with the Doheny Desalination Project, has been recommended for funding by the MWD review team and its Board of Directors is considering authorization at its September 10, 2013 meeting. The recommendation relating to the Authority's project that is being forwarded to the MWD Board of Directors is for a \$200,000 grant.

If approved, the Authority Technical Advisory Committee (TAC) will convene along with MWDOC and the Doheny Desalination TAC to develop the final scope of work for each project to ensure overlapping issues are adequately addressed to maximize the value of the grants and advancement of the respective projects.