

RESOLUTION NO. 22-131

**RESOLUTION OF THE BOARD OF SUPERVISORS OF THE VENTURA COUNTY
WATERSHED PROTECTION DISTRICT APPROVING THE TRANSFER OF 250 ACRE-
FEET OF CASITAS MWD'S 2022 STATE WATER PROJECT TABLE A WATER
SUPPLY TO CENTRAL COAST WATER AUTHORITY**

- A. WHEREAS, in 1944, the Ventura County Watershed Protection District ("**VCWPD**") was created as a flood control district by special act of the Legislature; and that special act designates the Ventura County Board of Supervisors to act and serve as the District's Board of Supervisors and also designates Ventura County officers and employees to act and serve as the District's officers and employees.
- B. WHEREAS, the Casitas Municipal Water District ("**Casitas MWD**") is a Municipal Water District formed pursuant to the Municipal Water District Act (California Water Code Section 71000 - 73001)
- C. WHEREAS, in 1963, following the voters' 1960 approval of the California Water Resources Development Bond Act, the Ventura County Watershed Protection District ("**VCWPD**") and the Department of Water Resources ("**DWR**"), acting on behalf of the State of California, executed an agreement ("**State Water Contract**") dated December 2, 1963 for the supply and delivery of State Water Project ("**SWP**") water in the annual amount of 20,000 acre-feet ("**Table A amount**").
- D. WHEREAS, on June 23, 1970, the VCWPD and Casitas MWD entered into an agreement whereby Casitas MWD assumed full responsibility for all of the VCWPD's obligations pursuant to the State Water Contract.
- E. WHEREAS, in 1963, the Santa Barbara County Flood Control and Water Conservation District ("**SBCFCWCD**") and the DWR, acting on behalf of the State of California, executed a State Water Contract agreement dated February 26, 1963 for the supply and delivery of SWP water.
- F. WHEREAS, on November 12, 1991, the SBCFCWCD and the Central Coast Water Authority ("**CCWA**"), a joint powers agency consisting of cities and special districts in Santa Barbara County, entered into an agreement whereby CCWA assumed full responsibility for all of the SBCFCWCD's obligations pursuant to the State Water Contract.
- G. WHEREAS, on March 18, 2022, in light of drought conditions throughout California, the DWR notified the parties that contract with DWR for SWP water ("**State Water Contractors**") that SWP deliveries would be reduced to five percent of each State Water Contractor's annual allocation of the SWP water supply for the upcoming water year. Accordingly, the State Water Contract Table A amount of 20,000 acre-feet per year contracted by Casitas MWD is reduced to available supply of 1,000 acre-feet for 2022.
- H. WHEREAS, several participants of the CCWA have a current need for water to supplement their respective annual SWP water supplies. For that purpose, CCWA seeks to purchase of

up to 250 AF of the 2022 Annual Table A Amount, as that term is defined in the State Water Contract, allocated to Casitas MWD (the "**Transfer**").

- I. WHEREAS, the terms and conditions of the proposed Transfer are described in the 2022 Water Transfer Letter Agreement between Casitas MWD and CCWA ("Agreement"), a true and correct copy of which is attached hereto as Exhibit A.
- J. WHEREAS, in the Agreement, the CCWA has agreed to pay all costs associated with the Transfer.
- K. WHEREAS, the State Water Contract, as amended by the Water Management Amendment ("**MWA**"), allows for transfers of Annual Table A Amount. Casitas MWD has up to 250 AF of Annual Table A Amount available for transfer to CCWA in 2022.
- L. WHEREAS, the Transfer is subject to the terms and conditions of the State Water Contract, as amended by the Water Management Amendment, and requires DWR's approval. DWR's approval of the Transfer is anticipated in the form of an agreement between DWR, the VCWPD and the SBCFCWCD ("**DWR Agreement**").
- M. WHEREAS, by email dated April 20, 2022, CCWA's Executive Director transmitted a copy of the Agreement all State Water Contractors and to the Water Transfers Committee of the State Water Contractors Association.
- N. WHEREAS, Casitas MWD is requesting the VCWPD's execution of the DWR Agreement, on behalf of Casitas MWD, pursuant to the June 23, 1970 agreement between Casitas MWD and the VCWPD.

THEREFORE, BE IT RESOLVED as follows:

SECTION 1.

The above recitals are true and correct and are incorporated herein as though set forth in full.

SECTION 2.

As required by Article 57(g) of the State Water Contract, the Ventura County Watershed Protection District finds:

- 1. The VCWPD has complied with all applicable laws.
- 2. The VCWPD has provided any required notices to public agencies and the public.
- 3. The relevant terms of the Transfer has been provided to all contractors and to the Water Transfers Committee of the State Water Contractors Association.
- 4. The VCWPD is informed and believes that the Transfer will not harm other contractors.
- 5. The VCWPD is informed and believes that the Transfer will not adversely impact SWP operations.

6. The VCWPD is informed and believes that the Transfer will not affect its ability to make all payments, including payments when due under the State Water Contract for CCWA's share of the financing costs of the State's Central Valley Project Revenue Bonds.
7. The VCWPD has considered the potential impacts of the Transfer within its service area.

SECTION 3.

Based on the findings set forth herein, the VCWPD approves the Transfer.

SECTION 4.

Casitas MWD will be bound to the terms, conditions, and requirements of that certain agreement between the VCWPD and Casitas MWD, dated June 23, 1970, and attached hereto as Exhibit B.

SECTION 5.

The Ventura County Board of Supervisors authorizes the VCWPD Director to negotiate and execute an agreement with DWR to effectuate the Transfer between the Casitas MWD and CCWA provided such agreement with DWR is consistent with the Transfer as described herein.

SECTION 6.

This Resolution shall take effect immediately.

Upon motion of Supervisor Parks, seconded by

Supervisor Huber, and duly carried, the Board hereby approves

and adopts this resolution on the 26 day of July, 2022.



Chair, Board of Supervisors
County of Ventura

ATTEST:

SEVET JOHNSON
Interim Clerk of the Board of Supervisors
County of Ventura, State of California.

By: Don Key
Deputy Clerk of the Board

