



## MONTEREY COUNTY WATER RESOURCES AGENCY

893 BLANCO CIRCLE

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### BOARD OF DIRECTORS

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David Hart, Chair  
Richard Ortiz, Vice Chair  
Ken Ekelund  
Mark Gonzalez  
Claude Hoover  
John Huerta  
Mike Scattini  
Deidre Sullivan  
*Vacant*

#### STAFF

David E. Chardavoyne, General Manager  
Robert Johnson, Deputy General Manager  
Brent Buche, Deputy General Manager  
Cathy Paladini, Finance Manager  
Wini Chambliss, Clerk to the Board  
Jesse Avila, Deputy County Counsel

### REGULAR BOARD OF DIRECTORS MEETING

Monday, July 25, 2016

#### A G E N D A

#### CLOSED SESSION @ 12:00 P.M.

Staff reports relative to the agenda items listed below will be available for public review on the Agency's website by 7:00 PM by Thursday, July 21, 2016 and at the Monterey County Water Resources Agency (Agency), 893 Blanco Circle, Salinas. If additional documents are produced by the Agency and provided to a majority of the Board regarding any item on the agenda after staff reports have been distributed, they will be available at the Agency during normal business hours and posted on the Agency website at [http://www.mcwra.co.monterey.ca.us/BOD/BOD/AgendaCurrent\\_n.htm](http://www.mcwra.co.monterey.ca.us/BOD/BOD/AgendaCurrent_n.htm). For additional information, please contact Wini Chambliss, at (831) 755-4896.

If requested, the agenda and associated documents shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 USC Sec. 12132), and the federal rules and regulations adopted in implementation thereof. Individuals with a disability requiring a modification or accommodation, including auxiliary aids or services, in order to participate in the public meeting may make these requests to Wini Chambliss, at (831) 755-4896. Please notify the Agency at least 72 hours in advance to ensure availability of appropriate equipment.

#### 1. CALL TO ORDER/ESTABLISH QUORUM FOR CLOSED SESSION @ 12:00 PM

## **2. PUBLIC COMMENTS ON CLOSED SESSION ITEMS**

Closed Session under Government Code section 54950, relating to the following items:

- a. Conference with Legal Counsel – Existing Litigation  
Pursuant to Government Code section 54956.9(d)(1), the Board of Directors will confer with legal counsel regarding existing litigation: Water Ratepayers Association of the Monterey Peninsula v. Monterey County Water Resources Agency, et al. (Monterey County Superior Court case no. 16CV001983).
- b. Conference with Legal Counsel – Significant Exposure to Litigation  
Pursuant to Government Code section 54956.9(d)(2), the Board of Directors will confer with legal counsel regarding one matter of significant exposure to litigation.
- c. Conference with Legal Counsel – Public Employee Performance Evaluation  
Pursuant to Government Code section 54957(b)(1), the Board of Directors will confer with legal counsel regarding a Mid-year Performance Evaluation of the Water Resources Agency General Manager.

## **3. ADJOURN TO CLOSED SESSION**

## **4. RECONVENE MEETING/RE-ESTABLISH QUORUM (no earlier than 1:00 P.M.)**

## **5. PLEDGE OF ALLEGIANCE**

## **6. PUBLIC COMMENTS**

*(Limited to three minutes per speaker on matters within Monterey County Water Resources Agency jurisdiction and **not listed** on the agenda. Members of the Public will have the opportunity to ask questions or make statements on agenda items as they are considered by the Board.)*

## **7. PRESENTATIONS:**

- A. Castroville Seawater Intrusion Project Summer 2016 Water Supply – Mark Foxworthy
- B. Status Update on the Interlake Tunnel and Spillway Modification Project – David Chardavoine

## **8. CONSENT CALENDAR**

- A. Approve the Action Minutes of the Special Board of Directors meeting held on May 11, 2016 and the Regular Board of Directors meeting held on June 27, 2016.
- B. Approve Purchase Orders/Contracts and credit card purchases in excess of \$500 for May 2016.
- C. Approve FY 2015-2016 Consultants Expenditures for May 2016.
- D. Receive a report on Salinas Valley Water Conditions for the Third Quarter of Water Year 2015-2016.
- E. Receive Third and Fourth Quarter FY 2015-16 Report to the Monterey County Water Resources Agency Board of Supervisors.
- F. Approve, in accordance with the Monterey County Water Resources Agency Technology Plan Appendix 2017, a three-year lease Agreement with Monterey Bay Systems for two multifunction copiers at a cost not-to-exceed \$72,000; and, authorize the General Manager to execute the Agreement.

**9. ACTION ITEMS**

- A. Consider adopting a resolution amending the Bylaws of the Monterey County Water Resources Agency Board of Directors.
- B. Consider adopting the schedule of Regular Board of Directors meetings to be held in the Monterey County Government Center Board of Supervisors' Chambers, 168 West Alisal Street, Salinas; and, recessing the August 2016 Regular Board of Directors meeting, resuming regular meetings in September 2016.
- C. Consider approving a request that the public and interested parties provide the Agency with any information regarding the current 2B, 2Y and 2Z assessments, water delivery/service charges and corresponding improvements that should be addressed as part of any revised methodology, thereby enabling Raftelis Financial Consultants, Inc. to explore potential alternatives in the assessment methodologies to be prepared for future stakeholders' meetings.
- D. Consider reviewing the Regional Water Quality Control Board's Draft 401 Water Quality Certification for the Salinas River Stream maintenance Program; providing direction to Staff; and, authorizing the General Manager to prepare and submit Public Review Comments.

**10. KEY INFORMATION AND CALENDAR OF EVENTS**

**11. GENERAL MANAGER'S REPORT**

**12. COMMITTEE REPORTS**

- A. Basin Management Plan Committee: Richard Ortiz, Chair
- B. Finance Committee: Claude Hoover, Chair
- C. Personnel/Administration Committee: Mark Gonzalez, Chair
- D. Planning Committee: Deidre Sullivan, Chair
- E. Reservoir Operations Committee: David Hart, Chair

**13. INFORMATION ITEMS**

- A. Development Review
- B. Monterey County Water Recycling Projects & Salinas Valley Water Project/Salinas River Surface Diversion Update
- C. Reservoir Release Update
- D. Well Permit Application Activities Update
- E. Update on 2016 Strategic Planning Process
- F. Update on the Paso Robles Area Basin Boundary Modification Request
- G. Update on Cloud Seeding Efforts

**14. CORRESPONDENCE**

- A. Letter dated July 1, 2016 from Chris Moss, P.E. – MCWRA to Frank Blackett, Regional Engineer – Division of Safety and Dam Inspections  
Re: Nacimiento Dam Project No. 6378, Proposed Plan & Schedule for Sixth Part 12D Report Recommendations

- B. Letter dated June 28, 2016 from Jerry J. Rava II, President and CEO – Rava Ranches Inc.  
Re: Nomination to the MCWRA Reservoir Operations Committee as Representative for the Upper Valley Aquifer
- C. Letter dated June 27, 2016 from Abby Taylor-Silva  
Re: Resignation from Monterey County Water Resources Agency as Grower-Shipper Association Appointee
- D. Letter dated June 27, 2016 from Julie A. Vance, Regional Manager – Department of Fish and Wildlife  
Re: Acceptance of Proposed Protest Dismissal Terms for Water Right Applications (WRAs) 32263A&B, and Suspension of Processing for WRA 32263C
- E. Letter dated June 23, 2016 from Charles J. McKee, County Counsel – Monterey County  
Re: The Otter Project – 60-Day Notice of Intent to Sue for Endangered Species Act & Clean Water Act Violations in Relation to the Salinas Valley Water Project, File No. A16-02094
- F. Letter dated June 22, 2016 from Charles J. McKee, County Counsel – Monterey County  
Re: Water Ratepayer Association of the Monterey Peninsula
- G. Letter dated June 13, 2016 from Eric Morgan, Vice President – Braga Ranch and ASA Farms  
Re: Nomination to the MCWRA Reservoir Operations Committee as Representative for the Forebay

**15. BOARD OF DIRECTORS' COMMENTS**

**16. ADJOURNMENT**