



**MONTEREY COUNTY WATER RESOURCES AGENCY
BOARD OF DIRECTORS**

BOARD OF DIRECTORS:

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

STAFF:

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

Monday February 23, 2015 @ 1:00 PM

REGULAR BOARD OF DIRECTORS MEETING

AMENDED MINUTES

1. CALL TO ORDER/ESTABLISH QUORUM

Chair Hoover convened the meeting @ 12:01 PM and a quorum was established.

Directors Present: Hoover, Scattini, Bernardi, Ekelund, Hart, Ortiz and Sullivan

Directors Absent: Gonzalez and Huerta

2. PUBLIC COMMENTS ON CLOSED SESSION ITEMS – None.

3. ADJOURN TO CLOSED SESSION @ 12:02 PM

4. RECONVENE MEETING/RE-ESTABLISH QUORUM @ 1:02 PM

Deputy County Counsel Jesse Avila reported the Board took no reportable actions in Closed Session. No direction was given on any of the items listed on the agenda.

5. PLEDGE OF ALLEGIANCE

~~6. ELECTION OF OFFICERS~~

7. PUBLIC COMMENTS: Nancy Isakson, Salinas Valley Water Coalition; John Baillie, member of the Reservoir Operations Committee.

8. CONSENT CALENDAR

A. Approve purchase orders/contracts in excess of \$500 and credit card purchases over \$500 in December 2014/January 2015.

- B. Receive the Monterey County Water Resources Agency (MCWRA) 2nd Quarterly Financial Status report through December 2014.
- C. Approve the Water Resources Agency's FY 2014-15 Three-Year Forecast; and, recommend that the full Board approve its inclusion in Monterey County's Countywide Three-Year Forecast FY 2014-15 through FY 2017-18 Report.

Public Comment: None.

ACTION: On motion and second by Directors Ortiz and Ekelund, approved the Consent Calendar Items.

VOTE: Unanimously by those members present.

9. ACTION ITEMS

Action Item H was moved up to be considered first.

- H. Consider directing the General Manager to notify the Monterey Peninsula Water Management District and the Monterey Regional Water Pollution Control Agency that the proposed facilities for Source Waters and Water Recycling are acceptable, and the Parties to the October 8, 2014 Memorandum of Understanding should now focus on the Financial Plan and Agreement preparation for Phase I.

David Stoldt, Monterey Peninsula Water Management District (MPWMD) General Manager, presented this item for consideration.

Public Comment: Nancy Isakson, Salinas Valley Water Coalition.

ACTION: On motion and second by Directors Ekelund and Hart, directed the General Manager to notify the Monterey Peninsula Water Management District and the Monterey Regional Water Pollution Control Agency that the proposed **facilities approach** outline for Source Waters and Water Recycling **is** acceptable, and the Parties to the October 8, 2014 Memorandum of Understanding should now focus on the Financial Plan and Agreement preparation for Phase I.

VOTE: Yes: Hoover, Scattini, Bernardi, Ekelund, Hart and Sullivan
No: Ortiz
Absent: Mark Gonzalez and John Huerta

- A. Consider receiving the Annual Report for the Salinas River Stream Maintenance Program, Phase I.

Shaunna Juarez, Associate Water Resources Engineer, presented this item for consideration.

Public Comment: Steve Shimek, Coastkeeper; Richard Boyer, retired; John Baillie, Reservoir Operations Committee member.

ACTION: On motion and second by Directors Sullivan and Hart, received the Annual Report for the Salinas River Stream Maintenance Program, Phase I.

VOTE: Unanimous by those members present.

- B. Consider authorizing the General Manager to negotiate and execute an agreement with The Nature Conservancy for an expenditure of up to \$75,000 to complete the necessary Two-Dimensional Flood Model for Phase 2 of the Salinas River Stream Maintenance Program, subject to approval as to form by County Counsel.

Shaunna Juarez, Associate Water Resources Engineer, presented this item for consideration.

Public Comment: Darlene Din, North County resident.

ACTION: On motion and second by Directors Hart and Bernardi, authorized the General Manager to negotiate and execute an agreement with The Nature Conservancy for an expenditure of up to \$75,000 to complete the necessary Two-Dimensional Flood Model for Phase 2 of the Salinas River Stream Maintenance Program, subject to approval as to form by County Counsel.

VOTE: Unanimous by those members present.

- C. Consider authorizing Agency Staff to prepare an application to partner with the Bureau of Reclamation and local agencies in the WaterSMART Basin Study program and authorize the General Manager to submit a Letter of Interest to the Bureau of Reclamation.

Elizabeth Krafft, Senior Hydrologist, presented this item for consideration. (Slides were included)

Public Comments: Rich Boyer, Monterey County resident; Larry Hampson, District Engineer with Monterey Peninsula Water Management District; Nancy Isakson, SVWC; Michael (last name indiscernible), Monterey Regional Water Pollution Control Agency.

ACTION: On motion and second by Directors Hoover and Ekelund, authorized Agency staff to submit a Letter of Interest to the Bureau of Reclamation but withhold actual participation in the Study until receipt of further information regarding benefits to the Agency.

VOTE: Unanimous by those members present.

- D. Consider receiving a report on the Salinas River Lagoon, Salinas River Lagoon Management Plan update, permitting needs for lagoon sandbar activities; and, provide direction to Staff.

Elizabeth Krafft, Senior Hydrologist, presented this item for consideration.

Public Comments: Rich Boyer, Nancy Isakson.

ACTION: On motion and second by Directors Hart and Ekelund, re-convened the working group and report back to the Board of Directors.

VOTE: Unanimous by those members present.

- E. Consider receiving information regarding California Department of Water Resources' Local Levee Assistance Program Grant Opportunity under Proposition 84 of 2008; and, provide direction to Staff on proceeding with the application.

Elizabeth Krafft, Senior Hydrologist, presented this item for consideration.

Public Comments: None

ACTION: On motion and second by Directors Ekelund and Hart, received information regarding California Department of Water Resources' Local Levee Assistance Program Grant Opportunity under Proposition 84 of 2008; but, not proceed with the application.

VOTE: Unanimous by those members present.

- F. Consider approving and recommending that the Monterey County Water Resources Agency Board of Supervisors:
- i. Approve a Second Reimbursement and Funding Agreement between the County of Monterey and the Monterey County Water Resources Agency for Preliminary Engineering and Design; Further Water Rights Analysis; Spillway Modification Feasibility; Technical Support to the Monterey County Water Resources Agency during design; Environmental Consulting Services; and Program Management for the Interlake Tunnel Project; and,
 - ii. Increase the amount reimbursable to the Agency to include the additional scope of work.

Cathy Paladini, Finance Manager, presented this item for consideration.

Public Comments: Nancy Isakson

ACTION: On motion and second by Directors Sullivan and Bernardi, approved and recommend that the Monterey County Water Resources Agency Board of Supervisors:

- i. Approve a Second Reimbursement and Funding Agreement between the County of Monterey and the Monterey County Water Resources Agency for Preliminary Engineering and Design; Further Water Rights Analysis; Spillway Modification Feasibility; Technical Support to the Monterey County Water Resources Agency during design; Environmental Consulting Services; and, Program Management for the Interlake Tunnel Project; and,
- ii. Increase the amount reimbursable to the Agency to include the additional scope of work **as shown in Exhibit 1 – Development capital cash flow forecast dated February 5, 2015.**

VOTE: Unanimous by those members present.

G. Consider:

- a. Approving and recommending that the Monterey County Water Resources Agency Board of Supervisors approve Amendment No. 3 to the Professional Services Agreement with EPC Consultants, Inc. updating the scope of work for the first phase of the Interlake Tunnel Project to include the Spillway Modification Feasibility Study and technical support to the Agency during design and environmental consulting work; and,
- b. Authorizing the General Manager to execute Amendment No. 3 to the Agreement.

Cathy Paladini, Finance Manager, presented this item for consideration.

Public Comments: None

ACTION: On motion and second by Directors Hart and Sullivan:

- i. Approved and recommended that the Monterey County Water Resources Agency Board of Supervisors approve Amendment No. 3 to the Professional Services Agreement with EPC Consultants, Inc. updating the scope of work for the first phase of the Interlake Tunnel Project to include the Spillway Modification Feasibility Study and technical support to the Agency during design and environmental consulting work; and,
- ii. Authorized the General Manager to execute Amendment No. 3 to the Agreement.

VOTE: Unanimous by those members present.

I. Consider approving and recommending that the Monterey County Water Resources Agency Board of Supervisors:

- c. Approve a Non-Exclusive Agreement for Specialized Attorney Services for the continued provision of legal services to the Agency for various transactional, advisory and pre-litigation matters; and,
- d. Approve the recommendation from the Monterey County Water Resources Agency Board of Supervisors authorizing the Water Resources Agency General Manager to execute the Agreement.

Cathy Paladini, Finance Manager, presented this item for consideration.

Public Comments: None

ACTION: On motion and second by Directors Hoover and Ekelund, approved and recommended that the Monterey County Water Resources Agency Board of Supervisors:

- i. Approve a Non-Exclusive Agreement for Specialized Attorney Services for the continued provision of legal services to the Agency for various transactional, advisory and pre-litigation matters; and,
- ii. Approve the recommendation from the Monterey County Water Resources Agency Board of Supervisors authorizing the Water Resources Agency General Manager to execute the Agreement.

VOTE: Unanimous by those members present.

10. KEY INFORMATION AND CALENDAR OF EVENTS – No changes in scheduling.

11. GENERAL MANAGER'S REPORT

General Manager David Chardavoyne reported:

- a) Meetings with Assembly Member Alejo on January 30, 2015 about the Interlake Tunnel Project.
- b) Special Districts Lunch on January 27, 2015
- c) Meeting with Supervisor John Phillips on February 5, 2015
- d) GSMA
- e) 2/19 meeting to establish a four member steering committee (mayor, supervisor, director and landowners)
- f) 2/17 meeting with Dave Gutierrez of DWR on our status on GSMA
- g) Visit from NOAA Fisheries last week to tour facilities: Potrero Tidegates, SRDF, an RMU on Salinas River, and a couple of growers operations.
- h) Monitoring Plan for CASGEM compliance has been submitted.
- i) Coming attractions:
 - i. 2/25 – Staff and BOD will meet with SRWQCB
 - ii. 2/25 – Oral argument re: Settlement Agreement (Cal-Am can recover the \$1.9 million Reimbursement Agreement)
 - iii. 2/26 – Will attend 94th Annual Awards celebration at Salinas Valley Chamber of Commerce
 - iv. 2/26 – meeting with NRMAC at Lake Nacimiento

Public Comments: Nancy Isakson

12. **COMMITTEE REPORTS** - Tri-Counties Club correspondence should be brought to next P&A Committee.
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13. INFORMATION ITEMS

Directors had no questions or comments on information items.

14. CORRESPONDENCE

Directors had no questions or comments on items of correspondence.

15. BOARD OF DIRECTORS' COMMENTS

Director Ortiz requested the Drought Contingency Plan be brought to the next Board meeting.

16. ADJOURNMENT @ 4:05 PM

SUBMITTED BY: Wini Chambliss
APPROVED ON: September 28, 2015

Wini Chambliss, Clerk to the Board

APPROVED