Monterey County

Monterey County Government Center
Board Chamber
168 W. Alisal St. 1st Floor
Salinas, CA 93901

Meeting Agenda - Final-revised

Tuesday, November 6, 2012

9:00 AM

See separate agenda for Monterey County Board of Supervisors

Board of Supervisors of the Monterey County Water Resources Agency
Call to Order

Roll Call

Public Comment

This portion of the meeting is reserved for persons to address the Board on any matter not on this agenda but under the jurisdiction of the Board of Supervisors. Board members may respond briefly to statement made or questions posed. They may ask a question for clarification; make a referral to staff for factual information, or request staff to report back to the Board at a future meeting.

Closed Session

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

   a. Pursuant to Government Code section 54956.9(a), the Board will confer with legal counsel regarding existing litigation:
      (1) In the Matter of the Application of California-American Water Company (Application 04-09-019)
      (2) Ag Land Trust v. Monterey County Water Resources Agency, et al. (Monterey County Superior Court case no. M110691)
      (3) Application of California-American Water Company (U210W) for Approval of the Monterey Peninsula Water Supply Project: Application 12-04-019
      (4) California-American Water Company v. Marina Coast Water District, et al. (Monterey County Superior Court case no. M120053)

   b. Pursuant to Government Code section 54956.9(c), the Board will confer with legal counsel regarding one matter of potential initiation of litigation.

   c. Pursuant to Government Code section 54956.9(b), the Board will confer with legal counsel regarding one matter of significant exposure to litigation.

Continuance of Closed Session to be held at the conclusion of the Board’s Regular Agenda, or at any other time during the course of the meeting announced by the Chairperson of the Board.

2. a. Authorize the Auditor-Controller to amend the Monterey County Water Resources Agency’s Fiscal Year 2012-2013 Fund 112 (Pajaro Levee Fund) budget to recognize the projected receipt of Prop 50 grant revenues and provide for an increase in appropriations to fund the Pajaro River Bench Excavation Project Phase 1.

   b. Increase appropriation in Fund 112 (Pajaro Levee Fund), Dept. 9300, Unit 8267, Appropriation Unit WRA002, Account 7551 (Construction in Progress) by $1,116,500 (4/5th vote required); and,
c. Increase revenue in Fund 112 (Pajaro Levee Fund), Dept. 9300, Unit 8267, Appropriation Unit WRA002, Account 5020 (Grants-State Aid-Construction Capital) by $1,116,500 (4/5th vote required). (ADDED VIA ADDENDUM)

Attachments: Proposed Refinancing for Pajaro Bench Ex Project

3.

a. Approve an agreement between the Monterey County Water Resources Agency and San Luis Obispo County concerning disputed ALERT and USGS charges that reflects changes in the Continuing Disputes section and modifications to the Temporary Construction Easement; and, 
b. Authorize the Chair of the Monterey County Water Resources Agency Board of Supervisors to sign the agreement. (ADDED VIA ADDENDUM)

Attachments: SLO-ALERT-USGS Settlement Agreement

4. Addendum for Board of Supervisors of the Monterey County Water Resources Agency for Tuesday, November 6, 2012

ADDENDUM

2. a. Authorize the Auditor-Controller to amend the Monterey County Water Resources Agency’s Fiscal Year 2012-2013 Fund 112 (Pajaro Levee Fund) budget to recognize the projected receipt of Prop 50 grant revenues and provide for an increase in appropriations to fund the Pajaro River Bench Excavation Project Phase 1; 
b. Increase appropriation in Fund 112 (Pajaro Levee Fund), Dept. 9300, Unit 8267, Appropriation Unit WRA002, Account 5551 (Construction in Progress) by $1,116,500 (4/5th vote required); and 
c. Increase revenue in Fund 112 (Pajaro Levee Fund), Dept. 9300, Unit 8267, Appropriation Unit WRA002, Account 5020 (Grants-State Aid-Construction Capital) by $1,116,500 (4/5th vote required).

3. a. Approve an agreement between the Monterey County Water Resources Agency and San Luis Obispo County concerning disputed ALERT and USGS charges that reflects changes in the Continuing Disputes section and modifications to the Temporary Construction Easement; and 
b. Authorize the Chair of the Monterey County Water Resources Agency Board of Supervisors to sign the agreement

Adjournment