Monterey County

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

Action Minutes - Final

Monday, January 30, 2017
12:00 PM
Special Meeting

Water Resources Agency Board of Directors

Chair David Hart
Vice-Chair Mark Gonzalez
Glen Dupree
Ken Ekelund
Claude Hoover
Richard Ortiz
Mike Scattini
Deidre Sullivan
12:00 P.M. - Call to Order - Roll Call/Establish Quorum

Present  6 - Chair David Hart, Vice Chair Richard Ortiz, Director Ken Ekelund, Director John Huerta, Director Deidre Sullivan, and Director Glen Dupree
Absent  3 - Director Mark Gonzalez, Director Claude Hoover, and Director Mike Scattini

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

   a. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:

      (1) Salinas Valley Water Coalition v. Monterey County Water Resources Agency, Board of Supervisors of Monterey County, et al. (Monterey County Superior Court case no. 17CV000157)

      Note: 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. The public may comment on Closed Session items prior to the Board's recess to Closed Session.

Recess to Closed Session

Reconvene Meeting/Roll Call/Establish Quorum

Present  8 - Chair David Hart, Vice Chair Richard Ortiz, Director Ken Ekelund, Director Mark Gonzalez, Director John Huerta, Director Mike Scattini, Director Deidre Sullivan, and Director Glen Dupree
Absent  1 - Director Claude Hoover

Pledge of Allegiance

Election of Officers

Upon Motion by Director Ortiz and Seconded by Director Ekelund the Directors nominated David Hart as Chair of the Water Resources Agency Board of Directors.

Upon Motion by Director Ortiz and Seconded by Director Ekelund the Directors nominated Mar Gonzalez as Vice-Chair of the Water Resources Agency Board of Directors.

Ayes: Directors Hart, Ortiz Ekelund, Gonzalez, Huerta, Scattini Sullivan and Dupree
Noes: None
Absent: Director Hoover

Public Comments

There were no public comments.

Presentations

2. Update on Agency Reservoirs and Waterways

Brent Buche, Deputy General Manager provided an update on the Agency reservoirs and waterways.

Public Comment: Rich Boyer

Consent Calendar

Upon motion by Director Ekelund and seconded by Director Huerta, the Directors approved the Consent Calendar.

Ayes: Directors Hart, Ortiz, Ekelund, Gonzalez, Huerta, Scattini, Sullivan and Dupree
Noes: None
Absent: Director Hoover

Approve Amendment No. 3 to the General Services Agreement with Industrial Machine in the amount of $150,000 to provide repair, fabrication and machining services of components for facilities and projects owned and managed by MCWRA; extend the terms of the agreement to terminate on June 30, 2019; and, authorizing the General Manager to execute the agreement.

Attachments: Board Report
            Amendment No. 3
            Amendment Nos. 1 and 2
            Agreement for Services
            Board Order

Approve Amendment No. 2 to the Professional Services Agreement with VIASYN Inc., to increase the total amount payable from $50,000 to $71,000 in order to provide continued energy scheduling coordination services, Renewable Energy Credit management, and financial settlement for the Nacimiento Hydroelectric Facility under its Power Purchase Agreement and, authorize the General Manager to execute the Amendment.
Consider recommending the Monterey County Board of Supervisors accept the annual recertification materials required for continued participation in FEMA’s National Flood Insurance Program Community Rating System.

**Attachments:** Board Report
CC-213 Recert Form and Annual Report
Board Order

Upon Motion by Director Ekelund and Seconded by Director Sullivan the Directors recommended that Monterey County Board of Supervisors accept the annual recertification materials required for continued participation in FEMA’s National Flood Insurance Program Community Rating System.

Ayes: Directors Hart, Ortiz, Ekelund, Gonzalez, Huerta, Scattini, Sullivan and Dupree
Noes: None
Absent: Director Hoover

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

a. Authorize the Auditor Controller to amend the WRA FY 2015-16 Adopted Budget to correct an approved appropriation in Board Order WRAG 15-035 by decreasing appropriations in the amount of $500,000 in Fund 303-9300-8267-WRA025-6613 and increasing appropriations in Fund 131-9300-8267-WRA020-6613 reclassifying the Fund appropriation for which the Pajaro Flood Risk Reduction Project Grant match was approved.

**Attachments:** Board Report
Executed BOS Board Order dated 8/25/15
MCWRA Executed Board Order dated 8/24/15
Board Order

Upon Motion by Director Gonzalez and Seconded by Director Ekelund approved and recommended that the Monterey County Water Resources Agency Board of Supervisors: a. Authorize the Auditor Controller to amend the WRA FY 2015-16 Adopted Budget to correct an approved appropriation in Board Order WRAG 15-035 by decreasing appropriations in the amount of $500,000 in Fund 303-9300-8267-WRAG025-6613 and increasing appropriations in Fund 131-9300-8267-WRA020-6613 reclassifying the Fund appropriation for
which the Pajaro Flood Risk Reduction project grant match was approved.

Ayes: Directors Hart, Ortiz, Ekelund, Gonzalez, Huerta, Scattini, Sullivan and Dupree
Noes: None
Absent: Director Hoover

7.

Consider recommending that the Monterey County Water Resources Agency Board of Supervisors adopt a resolution:

a) Authorizing the Monterey County Water Resources Agency to enter into a Grant Agreement with California Department of Water Resources to receive up to $10 million in grant funds for the Interlake Tunnel and Spillway Modification Project; and authorize the General Manager to execute the Grant Agreement.

b) Authorizing the General Manager, subject to review and approval by the County Counsel, to execute up to three (3) amendments to the Grant Agreement that do not materially alter the terms of the Grant Agreement.

Attachments: Board Report
Agreement
Board Order
Resolution

Upon Motion by Director Ekelund and Seconded by Director Gonzalez the Directors recommended that the Monterey County Water Resources Agency Board of Supervisors adopt a resolution: a) Authorizing the Monterey County Water Resources Agency to enter into a Grant Agreement with California Department of Water Resources to receive up to $10 million in grant funds for the Interlake Tunnel and Spillway Modification project; and authorize the General Manager to execute the Grant Agreement. b) Authorizing the General Manager, subject to review and approval by the County Counsel, to execute up to three (3) amendments to the Grant Agreement that do not materially alter the terms of the Grant Agreement.

Public Comment: Bill Lipe, Tom Virsik

Ayes: Directors Hart, Ortiz, Ekelund, Gonzalez, Huerta, Scattini, Sullivan and Dupree
Noes: None
Absent: Director Hoover

8.

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

a. Approve a modification to the Water Resources Agency Organizational Structure to add an Interlake Tunnel and Spillway Modification Fund 426-9300-8267-WRA036 to track a $10 million dollar reimbursable Department of Water Resources grant effective September 13, 2016; and

b. Authorize the Auditor Controller to increase revenue and appropriations in the WRA FY 2016-17 Adopted Budget for the Interlake Tunnel and Spillway Modification Fund 426-9300-8267-WRA036 in the
amount of $4,027,869. (4/5th vote required); and
c. Authorize the Auditor Controller to increase appropriations in the
Monterey County Water Resource FY 2016-17 Adopted Budget Interlake
Tunnel and Spillway Modification Fund 426-9300-8267-WRA036 in the
amount of $1,161,635 financed by Zone 2C Dam Operations Fund
116-9300-8267-WRA006-5415 an operating transfer from the Monterey
County Third Funding and Reimbursement Agreement with the Agency.
(4/5th vote required); and
d. Authorize the Auditor Controller to assign all Agency expenses and
contracts related to the Interlake Tunnel and Spillway Modification to the
Interlake Tunnel and Spillway Modification Fund
426-9300-8267-WRA036.

Attachments:  Board Report
Agreement
Signed Board Order BOS
Signed Resolution BOD
WRA_Budget_Amend_Revision_8_IL_BO

Upon Motion by Director Ortiz and Seconded by Director Ekelund the Directors
approved and recommended that the Monterey County Water Resources Agency
Board of Supervisors: a. Approve a modification to the Water Resources
Agency Organizational Structure to add an Interlake Tunnel and Spillway
Modification Fund 426-9300-8267-WRAG036 to track a $10 million dollar grant
(received on a reimburseable basis) from the Department of Water Resources
effective September 13, 2016; and b. Authorize the Auditor Controller to
increase revenue and appropriations in the WRA FY 2016-17 Adopted Budget
for the Interlake Tunnel and Spillway Modification Fund 426-9300-8267-WRA036
in the amount of $4,027,869; and c. Authorize the Auditor Controller to
increase appropriations in the Monterey County Water Resources FY 2016-17
Adopted Budget Interlake Tunnel and Spillway Modification Fund
426-9300-8267-WRA036 in the amount of $1,161,635 financed by Zone 2C Dam
Operations Fund 116-9300-8267-WRA006-5415 an operating transfer from the
Monterey County Third FUnding and Reimbursement Agreement with the
Agency; and d. Authorize the Auditor Controller to assign all Agency expenses
and contract related to the Interlake Tunnel and Spillway Modification to the
Interlake Tunnel and Spillway Modification Fund 426-9300-8267-WRA036.

Ayes: Directors Hart, Ortiz, Ekelund, Gonzalez, Huerta, Scattini, Sullivan and
Dupree
Noes: None
Absent: Director Hoover

Public Comment: Norm Groot, Tom Virsik, Bill Lipe

Key Information and Calendar of Events

9. February 2017 and March 2017 Board of Directors Calendars

Attachments:  Feb 2017_March 2017 Calendars
General Managers Report

Committee Reports

Information Items

10. 1. Well Permit Application Activities Update
     2. Reservoir Release Update
     3. Salinas Valley Water Conditions for the First Quarter of Water Year 2016-2017
     4. Monterey County Water Recycling Projects and Salinas River Diversion Facility Operations Update

Attachments: Information Agenda Items

Correspondence

11. 1. Letter dated January 3, 2017 from Gregor Blackburn, CFM, Branch Chief, Floodplain Management and Insurance Branch, FEMA to Luis Ochoa, Community Development Analyst, City of Salinas Re: Notice of Finding of No Significant Impact and Notice of Intent to Request Release of Funds for the project known as Soledad Street Housing Community

2. Letter dated January 11, 2017 from Chairperson John Peschong, Supervisor, District 1, San Luis Obispo to Chair David Hart Re: Reconstruction of structures destroyed by the Chimney Fire/825 ft. Floodage Easement

Attachments: Correspondence

Board of Directors Comments

Adjournment

Adjournment at 2:49 p.m.