Monterey County

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

Action Minutes - Final

Monday, September 17, 2018
1:00 PM

Water Resources Agency Board of Directors

Chair Mark Gonzalez
Vice-Chair Deidre Sullivan
Glen Dupree
Ken Ekelund
Richard Ortiz
Mike Scattini
Mike LeBarre
John Baillie
Vacant
Call to Order at 1:00 P.M.

Present 8 - Director Richard Ortiz, Director Ken Ekelund, Director Mark Gonzalez, Director Mike Scattini, Director Mike LeBarre, Director Deidre Sullivan, Director Glen Dupree, and Director John Baillie

Pledge of Allegiance

Public Comment

Consent Calendar

Upon Motion by Director Ortiz and Second by Director Baillie the Board approved Items 1 through 5 of the Consent Calendar. Item No. 6 was pulled for discussion.

Ayes: Directors Gonzalez, Sullivan, Dupree, Ekelund, Baillie, Ortiz, Scattini and LeBarre
Noes: None
Absent: None

1. Approve the Action Minutes of June 18, 2018.

   Attachments: Action Minutes June 18, 2018

2. Approve the Action Minutes of the Special Meeting held on August 20, 2018.

   Attachments: Action Minutes Special Meeting August 20, 2018

3. Approve the Action Minutes of August 20, 2018

   Attachments: Action Minutes August 20, 2018

4. Approve the Action Minutes of the Special Meeting held on September 5, 2018.

   Attachments: Action Minutes for September 5, 2018 Special Meeting


   Attachments: Board Report
   FY 2017-18 Fund 111
   FY 2017-18 Financial Summary
   Board Order
6. Approve and recommend that the Monterey County Water Resources Agency Board of Supervisors:
   a. Approve a Professional Services Agreement with Wood Environmental & Infrastructure, Inc. (formerly Amec Foster Wheeler Environmental & Infrastructure, Inc.) in the amount of $447,688 (remainder of an originally approved $621,787 agreement) in order to complete hydrologic and hydrogeologic modeling necessary to develop and evaluate the operational components of the Monterey County Water Resources Agency’s Interlake Tunnel and San Antonio Spillway Modification Project, subject to review and approval by County Counsel; and
   b. Authorize the General Manager to execute the Agreement.

   **Attachments:**
   - Board Report
   - Wood Environmental & Infrastructure, Inc. - PSA
   - Exhibit A - Scope of Work
   - Exhibit B - Budget - Fee Schedule
   - Board Order

   A correction was made to the report as follows: The Professional Services Agreement amount is $459,075 instead of $447,688.

   Upon Motion by Director LeBarre and Second by Director Ortiz the Board approved and recommended that the Monterey County Water Resources Agency Board of Supervisors:
   a. Approve a Professional Services Agreement with Wood Environmental & Infrastructure, Inc. (formerly Amec Foster Wheeler Environmental & Infrastructure, Inc.) in the amount of $459,075 (remainder of an originally approved $621,787 agreement) in order to complete the hydrologic and hydrogeologic modeling necessary to develop and evaluate the operational components of the Monterey County Water Resources Agency’s Interlake Tunnel and San Antonio Spillway Modification Project, subject to review and approval by County Counsel; and
   b. Authorize the General Manager to execute the Agreement and make any modification to the contract so long as the cost does not increase.

   Ayes: Directors Gonzalez, Sullivan, Dupree, Ekelund, Baillie, Ortiz, Scattini and LeBarre
   Noes: None
   Absent: None

**Scheduled Matters**

7. Consider authorizing the General Manager of the Monterey County Water Resources Agency to execute agreements up to $90,000 without Board of Directors approval.

   **Attachments:**
   - Board Report
   - Board Order

   Upon Motion by Director Ortiz and Second by Director Sullivan the Motion to authorize the General Manager of the Monterey County Water Resources...
Agency to execute agreements up to $90,000 without Board of Directors approval is denied.

Ayes: Directors Gonzalez, Sullivan, Ekelund, Ortiz, Scattini and LeBarre
Noes: None
Abstain: Directors Baillie and Dupree

8. Consider recommending that the Monterey County Water Resources Agency Board of Supervisors approve the Policy Relating to the Reconstruction of Structures Damaged by the 2016 Chimney Fire (“Reconstruction Policy”), which will grant permission to allow reconstruction in the Agency’s Floodage Easement at Nacimiento Reservoir and authorize the General Manager to execute the required agreements.

Attachments: Board Report
MCWRA Flood Easement Policy (MCWRA edits-clean) 9.6.18
Summary of the Floodage Easement and Recorded Documents
Board Order

Upon Motion by Director Ekelund and Second by Director LeBarre the Board recommended that the Monterey County Water Resources Agency Board of Supervisors:

a. Approve the Policy Relating to the Reconstruction of Structures Damaged by the 2016 Chimney Fire, which will grant permission to allow reconstruction in the Agency’s Floodage Easement at Nacimiento Reservoir; and
b. Authorize the General Manager to execute the required agreements.

Ayes: Directors Gonzalez, Sullivan, Dupree, Ekelund, Baillie, Ortiz, Scattini and LeBarre
Noes: None
Absent: None

9. Consider recommending that the Monterey County Water Resources Agency Board of Supervisors authorize the General Manager to execute an easement agreement to set the exact location of the easement that was granted in a Grant Deed recorded on March 2, 1970.

Attachments: Board Report
Easement Agreement
Trigueiro Grant Deed
Board Order

Upon Motion by Director LeBarre and Second by Director Ortiz the Board recommended that the Monterey County Water Resources Agency Board of Supervisors authorize the General Manager to execute an easement agreement to set the exact location of the easement that was granted in a Grant Deed recorded on March 2, 1970.

Ayes: Directors Gonzalez, Sullivan, Dupree, Ekelund, Baillie, Ortiz, Scattini and LeBarre
Consider receiving a report on the status of the Pajaro River Flood Risk Reduction Project and recommending that the Monterey County Water Resources Agency Board of Supervisors authorize the Chair to sign letters on behalf of the Agency requesting inclusion of a contributed funds clause to the existing Feasibility Cost Share Agreement with the United States Army Corps of Engineers as well as a policy-compliant Design Agreement that includes an accelerated funds clause.

*Attachments:*
- Board Report
- Draft Letter to Lt. Rayfield
- Design Agreement USACOE_MoCo and S Cruz Counties
- Board Order

Upon Motion by Director Baillie and Second by Director Sullivan the Board received the report on the status of the Pajaro River Flood Risk Reduction Project and recommended that the Water Resources Agency Board of Supervisors: a. Authorize the Chair to sign letters on behalf of the Agency requesting inclusion of a contributed funds clause to the existing Feasibility Cost Share Agreement with the United States Army Corps of Engineers as well as a policy-compliant Design Agreement that includes an accelerated funds clause.

Ayes: Directors Gonzalez, Sullivan, Dupree, Ekelund, Baillie, Ortiz, Scattini and LeBarre
Noes: None
Absent: None

**Key Information and Calendar of Events**

**General Manager's Report**

The General Manager reported on the following: The GSA Memorandum of Understanding; Floodplain Management move to RMA; Reconstruction Easement; Biological Opinion/Return Water Agreement for the Desalination Plant; Letter of Credit process; Tunnel Project/Hydrogeologic modeling; Monterey 1 Water Finance recap.

**Committee Reports**

Planning Committee: Strategic Plan/Management Partners
Reservoir Operations Advisory Committee: Fishscreen issue
There were no other Committee reports given.

**Information Items**

11. Information Items:
1. Well Permit Application Activities Update
2. Reservoir Release Update

**Attachments:**
- Well Permit Application Activities Update
- Reservoir Release Update

**Correspondence**

12. Correspondence:

1. Letter dated July 19, 2018 from Claude Hoover to Supervisor Alejo, Directors Gonzales and Sullivan, General Manager David Chardavoyne, Cathy Paladini, Norm Groot, Monterey County Farm Bureau and Kelly Donlon, Deputy County Counsel
   Re: Resignation from WRA Board of Directors

2. Letter dated August 4, 2018 from the Board of the Carmel Area Wastewater District to the Board of Supervisors and Monterey County Water Resources Agency
   Re: Carmel Lagoon Sandbar Management

3. Letter dated August 20, 2018 from David E. Chardavoyne to Proposition 1 Grant Review Committee, CA Wildlife Conservation Board
   Re: The Salinas River Arundo Eradication Project Phase IV Grant Proposal for the California Wildlife Conservation Board Proposition 1 “California Stream Flow Enhancement Program”

4. Reprint of Article from the Los Angeles Times:
   “Repair costs for Oroville Dam exceed $1 billion”

**Board of Directors Comments**

Director Ekelund requested a Referral System be initiated to track Board of Directors requests
Director Ortiz requested that retiring board members be presented with a resolution acknowledging their contributions to the Board.

**Adjournment**

Adjournment at 2:50 p.m.

**SUPPLEMENTAL AGENDA**
ADDITION to Agenda Item No. 10:

Consider receiving a report on the status of the Pajaro River Flood Risk Reduction Project and recommending that the Monterey County Water Resources Agency Board of Supervisors authorize the Chair to sign letters on behalf of the Agency requesting inclusion of a contributed funds clause to the existing Feasibility Cost Share Agreement with the United States Army Corps of Engineers as well as a policy-compliant Design Agreement that includes an accelerated funds clause.

An attachment was added to the report: Design Agreement USACOE/MoCo and S Cruz Counties