

Monterey County

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



Action Minutes - Final

Tuesday, December 15, 2015

9:00 AM

See separate agenda for Monterey County Board of Supervisors.

Board of Supervisors of the Monterey County Water Resources Agency

*Chair Simón Salinas
Vice Chair Jane Parker
Supervisor John M. Phillips
Supervisor Dave Potter Supervisor Fernando Armenta*

9:00 A.M. - Call to Order

The meeting was called to order by Chair Salinas.

Roll Call

Present 5 - Supervisor Simón Salinas, Supervisor Fernando Armenta, Supervisor Jane Parker, Supervisor John M. Phillips, and Supervisor Dave Potter

Additions and Corrections for Closed Session

There were no additions or corrections to Closed Session.

Closed Session

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) Monterey Coastkeeper v. Monterey County Water Resources Agency, 6th District Court of Appeal case no. H042623 (Monterey County Superior Court case no. M108858)

CLOSED SESSION REPORT: The Board took no reportable action on item 1.a.

10:30 A.M. - Reconvene

Roll Call

Present 5 - Supervisor Simón Salinas, Supervisor Fernando Armenta, Supervisor Jane Parker, Supervisor John M. Phillips, and Supervisor Dave Potter

Consent Calendar

2. Receive and accept the Monterey County Water Resources Agency (MCWRA) Fourth Quarter Financial Status Report through June 30, 2015.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to receive and accept the Monterey County Water Resources Agency (MCWRA) Fourth Quarter Financial Status Report through June 30, 2015. ALL AYES

Appointments

3. Reappoint Richard Ortiz to the Monterey County Water Resources Agency Board with a term ending December 31, 2019. (Supervisor Salinas)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to reappoint Richard Ortiz to the Monterey County Water Resources Agency Board with a term ending December 31, 2019. (Supervisor Salinas) ALL AYES

1:30 PM - Reconvene

Roll Call

Present 5 - Supervisor Simón Salinas, Supervisor Fernando Armenta, Supervisor Jane Parker, Supervisor John M. Phillips, and Supervisor Dave Potter

1:30 P.M. - Scheduled Matters

4. Consider receiving a report regarding the use of a Public Private Partnership for the Interlake Tunnel Project and Spillway Modification Project under Government Code Sections 5956 - 5956.10, the California Infrastructure Financing Act.
- Public comment: Assemblymember Luis Alejo; Ron Chesshire; Hans Jongens; Nancy Isakson; Norm Groot; Mary Manfinger; Abby Taylor-Silva.**
- A motion was made by Supervisor Fernando Armenta, seconded by Supervisor Jane Parker to receive a report regarding the use of a Public Private Partnership for the Interlake Tunnel Project and Spillway Modification Project (collectively called Projects) under Government Code Sections 5956 - 5956.10, the California Infrastructure Financing Act. ALL AYES**
5. Consider the following in support of progress on the Interlake Tunnel and San Antonio Dam Spillway Modification Project (collectively, the “Projects”):
- a. Approving a Third Reimbursement and Funding Agreement between the County of Monterey and the Monterey County Water Resources Agency, in the amount of \$971,000 for (i) Environmental Consulting Services Phase I work; and, (ii) Program Management Services for the Projects; and,
 - b. Approving a Professional Services Agreement with Horizon Water and Environment, LLC, in the amount of \$1.72 million, to provide environmental consulting services for the Projects; and, authorizing the Monterey County Water Resources Agency General Manager to execute the Agreement, substantially in the form of Agreement attached and subject to approval by County Counsel;
 - c. Approving authorization to proceed with Phase I of the Environmental Consulting Services work.
- Staff advised of a correction and the additional material was submitted to the Board of Supervisors and made available to the public on December 14th.**
- Public comment: Hans Jongens; Ron Chesshire; Norm Groot; Assemblymember Luis Alejo.**

Supervisor Potter left the dias prior to the vote on this item.

A motion was made by Supervisor Fernando Armenta, seconded by Supervisor Jane Parker to approve the following in support of progress on the Interlake Tunnel and San Antonio Dam Spillway Modification Projects (collectively, the "Projects"):

- a. A Third Reimbursement and Funding Agreement between the County of Monterey and the Monterey County Water Resources Agency, in the amount of \$971,000, for (i) Environmental Consulting Services Phase I work; and, (ii) Program Management Services for the Projects, substantially in the form of Agreement attached and subject to approval by County Counsel;
- b. A Professional Services Agreement with Horizon Water and Environment, LLC, in the amount of \$1.72 million, to provide environmental consulting services for the Projects; and, authorize the Monterey County Water Resources Agency General Manager to execute the Agreement; and,
- c. Approved authorization to proceed with Phase I of the Environmental Consulting Services work. 4-0 (Supervisor Potter Absent)

Adjournment

APPROVED:

/s/ Jane Parker

**JANE PARKER, CHAIR
BOARD OF SUPERVISORS**

ATTEST:

BY: /s/ Gail T. Borkowski

**GAIL T. BORKOWSKI
CLERK OF THE BOARD**

APPROVED ON 05-10-2016