

# Monterey County

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



## Action Minutes

**Monday, January 30, 2017**

**12:00 PM**

**Special Meeting**

## **Water Resources Agency Board of Directors**

*Chair David Hart  
Vice Chair Richard Ortiz  
Ken Ekelund  
Mark Gonzalez  
Claude Hoover  
John Huerta  
Mike Scattini  
Deidre Sullivan  
Glen Dupree  
Glen Dupree*

**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 Eklund, 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.

**Attachments:**    [Board Report](#)  
[Amendment No. 2](#)  
[Amendment No. 1](#)  
[Master Services Agreement](#)  
[Board Order](#)

### **Action Items**

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.**

**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.