

County of Monterey

*Board of Supervisors Chambers
168 W. Alisal St, 1st Floor
Salinas, Ca 93901*



Meeting Minutes

Monday, May 19, 2025

12:00 PM

**REVISED AGENDA - ADDENDUM/SUPPLEMENTAL - Addition to
Correspondence**

**Join via Zoom at <https://montereycty.zoom.us/j/99769079850> or BoS
Chambers 168 W. Alisal 1st Fl., Salinas, Ca 93901**

Water Resources Agency Board of Directors

*Mike LeBarre, Chair
Matt Simis, Vice Chair
Mark Gonzalez
Deidre Sullivan
Ken Ekelund
Mike Scattini
Jason Smith
John Baillie
Jon Conatser*

Participation in meetings:

You may attend the Board of Directors meeting through the following methods:

- 1. You may attend in person**
- 2. Attend via Zoom (info below) or observe the live stream of the Board of Directors meetings at http://monterey.granicus.com/ViewPublisher.php?view_id=19 or <http://www.mgtvonline.com/>**
- 3. For ZOOM participation please join by computer audio at: <https://montereycty.zoom.us/j/99769079850>**

OR to participate by phone call any of these numbers below:

**+1 669 900 6833 US (San Jose)
+1 346 248 7799 US (Houston)
+1 312 626 6799 US (Chicago)
+1 929 205 6099 US (New York)
+1 253 215 8782 US
+1 301 715 8592 US**

Enter this Meeting ID number: 997 6907 9850 when prompted. Please note there is no Participant Code, you will just press # again after the recording prompts you.

You will be placed in the meeting as an attendee; when you are ready to make a public comment if joined by computer audio please Raise your Hand; and by phone please push *9 on your keypad.

PLEASE NOTE: IF ALL BOARD MEMBERS ARE PRESENT IN PERSON, PUBLIC PARTICIPATION BY ZOOM IS FOR CONVENIENCE ONLY AND IS NOT REQUIRED BY LAW. IF THE ZOOM FEED IS LOST FOR ANY REASON, THE BOARD OF DIRECTORS MEETING MAY BE PAUSED WHILE A FIX IS ATTEMPTED BUT THE MEETING MAY CONTINUE AT THE DISCRETION OF THE CHAIRPERSON.

- 4. If you choose not to attend the Board of Directors meeting but wish to make a comment on a specific agenda item, please submit your comment via email by 5:00 p.m. on the Friday before the meeting.. Please submit your comment to the Secretary of the Board at WRAPubliccomment@countyofmonterey.gov In an effort to assist the Secretary in identifying the agenda item relating to your public comment please indicate in the Subject Line, the meeting body (i.e. Board of Directors Agenda) and item number (i.e. Item No. 10). Your comment will be placed into the record at the Board meeting.**

Participacion en Reuniones:

Puede asistir a la reunion de la Junta Directiva a traves de los siguientes metodos:

- 1. Podar asistir personalmente a la reunion; o,**
- 2. Asistir por Zoom (informacion a continuacion), que observe la transmisión de la reunión de la Junta Directiva en vivo por http://monterey.granicus.com/ViewPublisher.php?view_id=19 o <http://www.mgtvonline.com/>**
- 3. Para participar for ZOOM, por favor únase for audio de computadora por:
[https://montereycty.zoom.us/j/997 6907 9850](https://montereycty.zoom.us/j/99769079850)**

O para participar for teléfono, llame a cualquiera de los números a continuación:

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+1 253 215 8782 US
+1 301 715 8592 US**

Cuando se le solicite, ingrese este número de reunión: 997 6907 9850. Por favor tenga en cuenta que no hay código de participante, simplemente presione # nuevamente después de que la grabación se lo indique.

Se le colocará en la reunion como asistente; cuando desee hacer un comentario público si esta unido por la computadora utilice la opción de levantar la mano en el chat de la pantalla; o por teléfono presione *9 en su teclado.

TENGA EN CUENTA: SI TODOS LOS MIEMBROS DE LA JUNTA ESTÁN PRESENTES EN PERSONA, LA PARTICIPACIÓN PÚBLICA DE ZOOM ES SOLO POR CONVENIENCIA Y NO ES REQUERIDA POR LA LEY. SI EL FEED DE ZOOM SE PIERDE POR CUALQUIER MOTIVO, LA REUNIÓN DE LA JUNTA DIRECTIVA PUEDE PAUSARSE MIENTRAS SE INTENTA UNA SOLUCIÓN, PERO LA REUNIÓN PUEDE CONTINUAR A DISCRECIÓN DEL PRESIDENTE.

- 4. Si prefiere no asistir a la reunión de la Junta Directiva pero desea hacer un comentario sobre algún tema específico de la agenda, por favor envíe su comentario por correo electrónico antes de las 5:00 p.m. el Viernes antes de la reunion.. Envíe su comentario al Secretario de la junta al correo electronico WRAPubliccomment@countyofmonterey.gov mailto:WRAPubliccomment@countyofmonterey.gov Para ayudar al Secretario a idenficar el**

artículo de la agenda relacionado con su comentario, por favor indique en la línea de asunto del correo electrónico el cuerpo de la reunión (es decir, la Agenda de la Junta Directiva) y el número de artículo (es decir, el Artículo No. 10). Su comentario se colocará en el registro de la reunión de esta Junta.

NOTE: All agenda titles related to numbered agenda items are live web links. Click on the title to be directed to corresponding Board Report.

PUBLIC COMMENT: Members of the public may address comments to the Board concerning each agenda item. The timing of public comment shall be at the discretion of the Chair.

THE BOARD RECESSES FOR CLOSED SESSION AGENDA ITEMS: Closed Session may be held at the conclusion of the Board's Agenda, or at any other time during the course of the meeting, before or after the scheduled time, announced by the Chairperson of the Board. The public may comment on Closed Session items prior to the Board's recess to Closed Session.

Call to Order at 12:00 P.M.

The meeting was called to order at 12:03 p.m.

Roll Call

Present: Mike LeBarre, Matt Simis, Mark Gonzalez, Deidre Sullivan, Ken Ekelund, Mike Scattini (arrived at 12:03 p.m.), John Baillie
Absent: Jason Smith, Jon Conatser

Public Comments on Closed Session Items

None

1. Closed Session under Government Code section 54950, relating to the following items:
 - a. Pursuant to Government Code section 54956.9(d)(2) and (d)(4), the Board will confer with legal counsel regarding one matter of significant exposure to litigation and the potential initiation of litigation.

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

None

Reconvene Meeting at 1:00 P.M.

The meeting reconvened at 1:04 p.m.

Pledge of Allegiance

ADDITIONS AND CORRECTIONS BY CLERK: The Clerk of the Board will announce agenda corrections and proposed additions, which may acted on by the Board as provided in Sections 54954.2 of the California Government Code.

Public Comment

None

Presentations

Board of Directors Comments: None

Public Comments: Nancy Isakson

2. Castroville Seawater Intrusion Project (CSIP) Distribution System Upgrades. (Presenter: Shaunna Murray)

Attachments: [CSIP Optimization Project Update PPT](#)

Consent Calendar

Upon Motion by Director John Baillie and Second by Mark Gonzalez the Board approved the Consent Calendar.

Ayes: Mike LeBarre, Matt Simis, Mark Gonzalez, Deidre Sullivan, Ken Ekelund, Mike Scattini, John Baillie,

Noes: None.

Absent: Jason Smith, Jon Conatser

Abstained: None

Recused: None.

Board of Director Comments: None.

Public Comments: None.

3. Approve the Action Minutes of the Board of Directors meeting held on April 21, 2025.

Attachments: [draft BoD Minutes April 21, 2025](#)

4. Receive the Monterey County Water Resources Agency FY 2024-25 Financial Status Report through March 31, 2025. (Staff: Nan K. Kim)

Attachments: [Board Report](#)
 [FY25 Monthly Reports](#)
 [Board Order](#)

5. Recommend the Monterey County Water Resources Agency Board of Supervisors approve a Request for Bids Package (“RFB”) including Plans and Technical Specifications for the repairs to Nacimiento Dam’s South Access Road and authorize the General Manager to solicit bids for award of a contract for the project’s construction. (Staff: Mark Foxworthy)

Attachments: [Board Report](#)
 [Draft RFB 25-002](#)
 [Draft Technical Specifications](#)
 [Board Order](#)

Action Items

6. Consider recommending that the Monterey County Water Resources Agency Board of Supervisors:
- Approve Amendment No. 4 to the 2015 Amended and Restated Water Recycling Agreement with Monterey One Water for changes in Section 7 and Section 8, related to Payments, Accounting Systems and Reports; and
 - Request the Chair of the Monterey County Water Resources Agency Board of Supervisors to execute the Amendment. (Staff Presenting: Shaunna Murray)

Attachments: [Board Report](#)
 [DRAFT ARWRA Amend #4](#)
 [Amended & Restated Water Recycling Agreement](#)
 [GPP Audit](#)
 [ARWRA Amend. No. 4 PPT](#)
 [Board Order](#)

Upon Motion by Director Mark Gonzalez and Second by Deidre Sullivan the Board recommended that the Monterey County Water Resources Agency Board of Supervisors:

- Approve Amendment No. 4 to the 2015 Amended and Restated Water Recycling Agreement with Monterey One Water for changes in Section 7 and Section 8, related to Payments, Accounting Systems and Reports; and
- Request the Chair of the Monterey County Water Resources Agency Board of Supervisors to execute the Amendment.

Ayes: Mike LeBarre, Matt Simis, Mark Gonzalez, Deidre Sullivan, Ken Ekelund, Mike Scattini, John Baillie,

Noes: None.

Absent: Jason Smith, Jon Conatser

Abstained: None

Recused: None

Board of Director Comments: Ken Ekelund

Public Comments: Norm Groot

7. Consider approving Amendment No.2 to the agreement for Professional Services with FISHBIO to extend the term length by three years to June 30, 2028, to perform fish monitoring services within the Salinas and Gabilan Watersheds as necessary; amend Exhibit B to reflect 2025 billing rates; and authorize the General Manager to execute the amendment. (Staff Presenting: Amy Woodrow)

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

Upon Motion by Director Ken Ekelund and Second by Mark Gonzalez the Board approved Amendment No.2 to the agreement for Professional Services with FISHBIO to extend the term length by three years to June 30, 2028, to perform fish monitoring services within the Salinas and Gabilan Watersheds as necessary; amend Exhibit B to reflect 2025 billing rates; and authorize the General Manager to execute the amendment.

Ayes: Mike LeBarre, Matt Simis, Mark Gonzalez, Deidre Sullivan, Ken Ekelund, Mike Scattini

Noes: John Baillie

Absent: Jason Smith, Jon Conatser

Abstained: None

Recused: None.

Board of Director Comments: John Baillie, Ken Ekelund

Public Comments: Bill Lipe

8. Consider authorizing the Monterey County Water Resources Agency to enter into an agreement with Coastal Conservation and Research to receive \$283,462 in funding for the Regional Adaptation for Climate Resilience of Monterey Bay Coastal Communities Project; and authorizing the Monterey County Water Resources Agency General Manager, or designee, to execute and manage the agreement and any amendments thereto and take such other actions as necessary and appropriate to comply with funding requirements. (Staff Presenting: Amy Woodrow)

Attachments: [Board Report](#)
 [CMSF Press Release](#)
 [CCR Cost-Reim Subaward MCWRA](#)
 [Board Order](#)

Upon Motion by Director Deidre Sullivan and Second by Ken Ekelund the Board authorized the Monterey County Water Resources Agency to enter into an agreement with Coastal Conservation and Research to receive \$283,462 in funding for the Regional Adaptation for Climate Resilience of Monterey Bay Coastal Communities Project; and authorizing the Monterey County Water Resources Agency General Manager, or designee, to execute and manage the agreement and any amendments thereto and take such other actions as necessary and appropriate to comply with funding requirements

Ayes: Mike LeBarre, John Baillie, Matt Simis, Mark Gonzalez, Deidre Sullivan, Ken Ekelund, Mike Scattini,

Noes: None.

Absent: Jason Smith, Jon Conatser

Abstained: None

Recused: None.

Board of Director Comments: Deidre Sullivan, Mike Scattini,

Public Comments: None

Key Information and Calendar of Events

9. May, June and July 2025 Calendars.

Attachments: [May 2025](#)

[June 2025](#)

[July 2025](#)

General Manager's Report

10. · Personnel
- Groundwater Monitoring Program Regulatory Fee
- Nacimiento Emergency Action Plan Functional Exercise
- Monterey One Water Reconciliation Process
- Pajaro Regional Flood Management Agency
- Strategic Planning
- Association of California Water Agencies
- Regulatory/Legislative Activities
- Other

Committee Reports

11. Committee Agenda's and Cancellation Notices for April and May 2025:
- Water Resources Agency Reservoir Operations Advisory Committee
- Water Resources Personnel and Administration Committee Cancellation Notice
- Water Resources Agency Finance Committee
- Water Resources Agency Basin Management Advisory Committee
- Water Resources Agency Planning Committee Cancellation Notice
- Joint Water Resources/Board of Supervisors Leadership Committee Rescheduling Notice

Attachments: [Final ResOps Agenda April 24, 2025](#)
 [Final Finance Agenda May 2, 2025](#)
 [P&A May Cancellation Notice](#)
 [Final BMAC Agenda May 7, 2025](#)
 [Planning May Cancellation Notice](#)
 [JBL May Reschedule Notice](#)

Information Items

- 12.** Salinas Valley Water Conditions Report: Second Quarter of Water Year 2024-2025. (Staff: Amanda Cusenza, Guillermo Diaz-Moreno and Amy Woodrow)

Attachments: [Quarterly Report 2ndQtr WY25](#)

Correspondence

- 13.** 1. Letter dated May 1, 2025, to Carol Jacobs, Baker Tilly Advisory Group from Ara Azhderian, General Manager Monterey County Water Resources Agency RE: Termination of Baker Tilly Advisory Group, LP Agreement for Strategic Planning Services.
2. Letter dated April 25, 2025, to Mike LeBarre, Chair Monterey County Water Resources Board of Directors from Thomas S. Virsik Attorney at Law RE: Conflict of Interest - “public generally” exception.
3. Letter dated April 25, 2025 to Directors Michael Scattini, John Baillie, Matt Simis, Monterey County Water Resources Agency from Christopher B. Burton Assistant Chief, Enforcement Division FPPC RE: FPPC Complaint No. COM-04222025-01091; Matt Simis, Michael Scattini, John Baillie, Monterey County Water Resources Agency.
4. Letter dated April 29, 2025 to Christopher B. Burton State of California Fair Political Practices Commission from: Ara Azhderian, General Manager Monterey County Water Resources Agency RE: FPPC Complaint No. COM-04222025-01091; Matt Simis, Michael Scattini, John Baillie, Monterey County Water Resources Agency.
5. Letter dated April 29, 2025, to FPPC, Enforcement Division from William O. Lipe RE: FPPC Complaint No. COM-04222025-01091 Monterey County Water Resources Agency - Board Member Participation in Zone 2B / CSIP Water Delivery Charge Decisions.
6. Email dated April 29, 2025 to FPPC, Enforcement Division from William O. Lipe RE: Supplemental Submission - FPPC Complaint No. COM-04222025-01091.
7. Letter dated May 2, 2025 to Directors Michael Scattini, John Baillie, Matt Simis, Monterey County

Water Resources Agency from Christopher B. Burton Assistant Chief, Enforcement Division RE: FPPC Complaint No. COM-04222025-01091; Matt Simis, Michael Scattini, Jon Baillie, Monterey County Water Resources Agency.

8. Letter dated May 2, 2025 to William Lipe from Christopher B. Burton Assistant Chief, Enforcement Division RE: FPPC Complaint No. COM-04222025-01091; Matt Simis, Michael, Scattini, John Baillie, Monterey County Water Resources Agency.

Attachments: [LTR Baker Tilly Advisory Group, LP](#)
 [LTR Virsik RE: MCWRA BOD Comment](#)
 [LTR FPPC Notice of Complaint against WRA Directors](#)
 [LTR MCWRA to FPPC RE 04-25-25 Notice of Complaint](#)
 [W. Lipe Supplemental Rebuttal Letter RE WRA 04.29.2025 LTR](#)
 [LTR William Lipe FPPC Supplemental Submission email](#)
 [LTR FPPC to Lipe RE Lipe Complaint](#)
 [LTR FPPC to Respondents RE Lipe Complaint](#)

Board of Directors Comments

Mark Gonzalez

Adjournment

The meeting adjourned at 2:05 p.m.

- 14.** Water Resources Agency Board of Directors Addenda/Revisions to Correspondence on May 19, 2024:

9. Email dated April 22, 2025 to Mike LeBarre, Chair Monterey County Water Resources Board of Directors from Thomas S. Virsik Attorney at Law RE: April 21, 2025, Board of Directors Meeting.

Attachments: [LTR Virsik MCWRA BOD Comment April 21, 2025](#)