

County of Monterey

*Board of Supervisors Chambers
168 W. Alisal St 1st Flr,
Salinas, CA 93901*



Meeting Minutes

Monday, July 15, 2024

12:00 PM

Join via Zoom at <https://montereycty.zoom.us/j/99769079850> or

in- person at: 168 W. Alisal, 1st Floor, Salinas CA - Board of Supervisors
Chambers

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
Marvin Borzini*

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 or <mailto: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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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 identificar 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 12:01 p.m.

Roll Call

Present: Mike LeBarre, Matt Simis, Mark Gonzalez, Deidre Sullivan, Ken Ekelund, Mike Scattini (arrived at 12:04 p.m.), Jason Smith, John Baillie, Marvin Borzini
Absent: None

Public Comments on Closed Session Items

None

Recess to Closed Session

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.
 - b. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding one matter of significant exposure to 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.

Reconvene Meeting at 1:00 P.M.

The meeting reconvened at 1:13 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

Directors Comments: Mike LeBarre, Mike Scattini

Public Comment: Christopher Bunn

2. Review of the 2023 Groundwater Extraction Summary Report.
(Staff Presenting: Amy Woodrow & Riley Clark)

Attachments: [Board Report](#)
 [2023 Groundwater Extraction Summary Report Provisional](#)

Consent Calendar

Upon Motion by Director Mark Gonzalez and Second by Matt Simis the Board approved the Consent Calendar.

Ayes: Mike Lebarre, Matt Simis, Mark Gonzalez, Deidre Sullivan, Ken Ekelund, Mike Scattini, Jason Smith John Baille, Marvin Borzini

Noes: None

Absent: None

Abstained: None

Recused: None

3. Approve the Action Minutes of June 17, 2024.

Attachments: [Draft BOD Minutes June 17, 2024](#)

4. Approve Amendment No. 2 to the Professional Services Agreement with AECOM Technical Services, Inc., in the amount of \$103,392 to provide annual safety surveillance and performance evaluation of San Antonio Dam and as-needed general engineering services; and authorize the General Manager to execute the Amendment. (Staff: Manuel Saavedra)

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

5. Approve Amendment No. 4 to the Agreement for Services with Don Chapin Company, Inc. to extend the agreement to June 30, 2027, and increase the dollar amount by \$100,000 for a total contract amount not to exceed \$565,000 for maintenance and repairs to Agency owned facilities related to storm events and restoration; and authorize the General Manager to execute the agreement.
(Staff: Mallory Roberts)

Attachments: [Board Report](#)
 [Amendment No. 4](#)
 [Original Agreement for Services](#)
 [Funding Agreement No. 22ERF06 Amendment No.1](#)
 [Board Order](#)

6. Approve a Professional Services Agreement with Larry Walker Associates for the preparation of an updated Title 22 Engineering Report for the Castroville Seawater Intrusion Project and to assist the Agency in migration to the required Recycled Water Use Permit under the California State General Order for Water Reclamation Requirements, for a total amount not to exceed \$181,390, and authorize the General Manager to execute the contract. (Staff: Peter Vannerus)

Attachments: [Board Report](#)
 [Professional Service Agreement - Larry Walker Associates](#)
 [Board Order](#)

Action Items

7. Consider approving a services contract with Baker Tilly US, LLP for Strategic Planning services for a total amount not to exceed \$212,300, and authorize the General Manager to execute the contract.
(Staff Presenting: Shaunna Murray)

Attachments: [Board Report](#)
 [Baker Tilly's Proposed Work Plan, June 2024](#)
 [Board Order](#)

Upon Motion by Director Ken Ekelund and Second by John Baillie the Board approved a services contract with Baker Tilly US, LLP for Strategic Planning services for a total amount not to exceed \$212,300, and authorize the General Manager to execute the contract.

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

Noes: None
Absent: None
Abstained: None

Director Comments: Deidre Sullivan
Public Comments: Norm Groot

8. Consider recommending that the Monterey County Water Resources Agency Board of Supervisors adopt a resolution authorizing the Monterey County Water Resources Agency to enter into an agreement with the State of California Department of Water Resources to receive \$230,000 in funding for the Carmel River Flood Study; and authorizing the Monterey County Water Resources Agency General Manager, or designee, to execute the agreement and any amendments thereto, and to submit any required documents, invoices, and reports required to obtain State funds on behalf of the Monterey County Water Resources Agency. (Staff Presenting: Amy Woodrow)

Attachments: [Board Report](#)
 [BOS Resolution](#)
 [Board Order](#)

Upon Motion by Director Ken Ekelund and Second by Mark Gonzalez the Board recommended that the Monterey County Water Resources Agency Board of Supervisors adopt a resolution authorizing the Monterey County Water Resources Agency to enter into an agreement with the State of California Department of Water Resources to receive \$230,000 in funding for the Carmel River Flood Study; and authorizing the Monterey County Water Resources Agency General Manager, or designee, to execute the agreement and any amendments thereto, and to submit any required documents, invoices, and reports required to obtain State funds on behalf of the Monterey County Water Resources Agency.

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

Noes: None
Absent: None
Abstained: None

Director Comments: Ken Ekelund
Public Comment None

9. Consider receiving an update on the development of a Groundwater Monitoring Regulatory Program and Fee and receiving an update on the Groundwater Extraction Management System expansion draft ordinance and providing direction to staff as appropriate. (Staff Presenting: Ara Azhderian & Amy Woodrow)

Attachments: [Board Report](#)
 [Groundwater Monitoring Regulatory Program PPT](#)
 [Draft Well Registration.Reporting Ordinance](#)
 [Draft Groundwater Monitoring Regulatory Program Manual](#)
 [Board Order](#)

Upon Motion by Director Matt Simis and Second by Deidre Sullivan the Board received an update on the development of a Groundwater Monitoring Regulatory Program and Fee and receiving an

update on the Groundwater Extraction Management System expansion draft ordinance and providing direction to staff as appropriate.

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

Noes: None

Absent: None

Abstained: None

Director Comments: Matt Simis, Jason Smith, Mark Gonzalez, Mike LeBarre, Deidre Sullivan, Mike Scattini.

Public Comment: Piret Harmon, Margie Kay, Christopher Bunn, Thomas Virsik, Norm Groot, Nancy Isakson.

Key Information and Calendar of Events

10. July, August and September 2024 Calendars.

Attachments: [July 2024](#)
 [August 2024](#)
 [September 2024](#)

General Manager's Report

Directors Comments: John Baillie

Public Comment: None

11.
 - Personnel
 - Dam Safety Funding
 - Monterey One Water Reconciliation
 - Association of California Water Agencies
 - Regulatory/Legislative Activities
 - Other

Committee Reports

12. Committee Agenda's and Cancellation Notices for June and July 2024:
- Water Resources Agency Reservoir Operations Advisory Committee
 - Water Resources Agency Basin Management Advisory Reschedule Notice
 - Water Resources Agency Basin Management Advisory Committee
 - Water Resources Agency Planning Committee
 - Water Resources Personnel and Administration Committee Cancellation Notice
 - Water Resources Agency Finance Committee Cancellation Notice
 - Joint Water Resources/Board of Supervisors Leadership Committee Cancellation Notice

Attachments: [Final ResOps Agenda June 27, 2024](#)
 [BMAC July Reschedule Notice](#)
 [Final BMAC Agenda July 10, 2024](#)
 [Final Planning Agenda July 3, 2024](#)
 [P&A July Cancellation Notice](#)
 [Finance July Cancellation Notice](#)
 [JBL July Cancellation Notice](#)

Information Items

13. Reservoir Storage and Release Update. (Staff: Joseph Klein)

Attachments: [Reservoir Storage Release Update Report](#)

Correspondence

14. Letter dated June 15, 2024 to Glenn Church, Chair, Monterey County Board of Supervisors from League of Women Voters of Monterey County, RE: Deep Aquifer Study.

Attachments: [061524 LTR LWV to Supervisor Church RE: Deep Aquifer Study](#)

Board of Directors Comments

Directors Comments: Mike Scattini, John Baillie, Deidre Sullivan, Mike LeBarre, Jason Smith, Mark Gonzalez

Adjournment

The meeting adjourned at 2:51p.m.