

Monterey County

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



Action Minutes - Draft

Monday, July 24, 2017

12:00 PM

Water Resources Agency Board of Directors

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

Call to Order

Director Scattini arrived at 12:20 p.m.

Present 7 - Chair David Hart, Vice Chair Richard Ortiz, Director Ken Ekelund, Director Claude Hoover, Director Mike Scattini, Director Deidre Sullivan, and Director Glen Dupree

Absent 2 - Director Mark Gonzalez, and Mike LeBarre

Public Comments on Closed Session Items

There were no public comments on Closed Session Items.

1. Closed Session under Government Code section 54950, relating to the following items:

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

2. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the General Manager of the Agency.

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 @ 1:00 p.m.

The meeting reconvened at 1:13 p.m. County Counsel stated there was nothing to report with regard to Closed Session Item No. 1 and no action to report regarding Closed Session Item No. 2.

Pledge of Allegiance

Public Comment

None

Presentations

Dennis Javens of Cal Fire, San Luis Obispo presented.

2. Impact of Chimney Fire on the Safety of Communities on Lake Nacimiento
Presented by: Dennis Javens

A short recess was declared at 1:40 p.m. and the meeting reconvened at 1:45 p.m.

Consent Calendar

There was a correction to the June 19, 2017 Action Minutes: John Huerta is no longer a Board Member.

Agenda Item No. 5 was pulled by Director Ekelund for further discussion.

Upon Motion by Director Ortiz and Second by Director Ekelund the Directors approved the Consent Calendar.

Ayes: Directors Hart, Gonzalez, Dupree, Ekelund, Ortiz, Scattini and Sullivan

Noes: None

Absent: Directors Gonzalez and LeBarre

3. Approve the Action Minutes of June 19, 2017

Attachments: [Action Minutes June 19 2017](#)

4. Approve Amendment No. 3 to the Professional Services Agreement with AECOM Technical Services, Inc., in the amount of \$50,150 to provide safety surveillance and performance evaluation of San Antonio Dam; and, authorize the General Manager to execute the Amendment.

Attachments: [Board Report](#)
 [AECOM Amendment No. 3](#)
 [Exhibit E](#)
 [Exhibit F](#)
 [Amendment No. 2](#)
 [Amendment No. 1](#)
 [AECOM PSA](#)
 [Board Order](#)

5. Approve Amendment No. 3 to the Professional Services Agreement with VIASYN Inc., to increase the total amount payable from \$71,000 to \$221,000 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. 3](#)
 [Amendment No. 2](#)
 [Amendment No. 1](#)
 [VIASYN Master Services Agreement](#)
 [Board Order](#)

Upon Motion by Director Ekelund and Second by Director Ortiz the Directors approved Amendment No. 3 to the Professional Services Agreement with VIASYN Inc., to increase the total amount payable from \$71,000 to \$221,000 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.

Ayes: Directors Hart, Gonzalez, Dupree, Ekelund, Ortiz, Scattini and Sullivan

Noes: None

Absent: Directors Gonzalez and LeBarre

6. Receive a report on the funding status of the cost share agreement between the Department of the Army and the Monterey County Water Resources Agency and Santa Cruz County Flood Control and Water Conservation District - Zone 7, for the General Reevaluation Report for Pajaro River, California (FCSA), and their request on June 9, 2017 of \$73,630 from the Water Resources Agency that will be used to prepare the Draft Feasibility Report/Environmental Impact Statement for public review.

Attachments: [Board Report](#)
 [Pajaro River DRAFT NFS Funds Request Monterey Revised 6.9.2017](#)

Scheduled Matters

7. Consider approving and recommending that the Monterey County Board of Supervisors approve a budget amendment for the Monterey County Water Resources Agency's FY 2016-17 Adopted Budget to modify the Agency's annual budget transfer of \$ 3,227,545 from Fund 119 - Water Resources - Zone #6 special assessment revenue to allocate as follows: \$843,340 to Fund 131 - CSIP Operating Fund, \$549,205 to Fund 132 - SVRP Operating Fund, and \$1,835,000 to Fund 303 - CSIP Debt Service Fund. Also transfer the Rate Stabilization Reserve of \$1,500,000 from Fund 303 - Debt Service Fund Unassigned Fund Balance to Fund 131 CSIP Operating Fund balance.
- a. Authorize the Auditor-Controller's Office to amend the Water Resources Agency FY 2016-17 Adopted Budget for Fund 119 - Water Resources - Zone #6 to increase appropriation with object code 7614 Operating

- Transfer Out (119-9300-8267-WRA009-7614) for total of \$3,227,545 financed by Special Assessments revenue source 5415 (119-9300-8267-WRA009-5415) (4/5th vote required) and;
- b. Authorize the Auditor-Controller's Office to amend the Water Resources Agency FY 2016-17 Adopted Budget for Fund 131 - CSIP Operating Fund to increase revenue source in Operating Transfers In account 5940 (131-9300-8267-WRA020-5940) for total of \$843,340 (4/5th vote required) and;
 - c. Authorize the Auditor-Controller's Office to amend the Water Resources Agency FY 2016-17 Adopted Budget for Fund 132 - SVRP Operating Fund to increase revenue source in Operating Transfers In account 5940 (132-9300-8267-WRA021-5940) for total of \$549,205 (4/5th vote required) and;
 - d. Authorize the Auditor-Controller's Office to amend the Water Resources Agency FY 2016-17 Adopted Budget for Fund 303 - CSIP Debt Service Fund to increase revenue source in Operating Transfers In account 5940 (303-9300-8267-WRA025-5940) for total of \$1,835,000 (4/5th vote required) and;
 - e. Authorize the Auditor-Controller's Office to amend the Water Resources Agency FY 2016-17 Adopted Budget for Fund 303 - CSIP Debt Service Fund to transfer \$1,500,000 Unassigned Fund Balance 303-3101 (4/5th vote required) and;
 - f. Authorize the Auditor-Controller's Office to amend the Water Resources Agency FY 2016-17 Adopted Budget for Fund 131 - CSIP Operating Fund to increase revenue source in Operating Transfers In account 5940 (131-9300-8267-WRA020-5940) for total of \$1,500,000 (4/5th vote required)

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

Upon Motion by Director Ekelund and Second by Director Sullivan the Directors approved and recommended that the Monterey County Board of Supervisors approve a budget amendment for the Monterey County Water Resources Agency's FY 2016-17 Adopted Budget to modify the Agency's annual budget transfer of 3,227,545 from Fund 119 – Water Resources – Zone #6 special assessment revenue to allocate as follows: \$843,340 to Fund 131 – CSIP Operating Fund, \$549,205 to Fund 132 – SVRP Operating Fund, and \$1,835,000 to Fund 303 - CSIP Debt Service Fund. Also transfer the Rate Stabilization Reserve of \$1,500,000 from Fund 303 - Debt Service Fund Unassigned Fund Balance to Fund 131 CSIP Operating Fund balance.

a. Authorize the Auditor-Controller's Office to amend the Water Resources Agency FY 2016-17 Adopted Budget for Fund 119 – Water Resources – Zone #6 to increase appropriation with object code 7614 Operating Transfer Out (119-9300-8267-WRA009-7614) for total of \$3,227,545 financed by Special Assessments revenue source 5415 (119-9300-8267-WRA009-5415); and;

- b. Authorize the Auditor-Controller's Office to amend the Water Resources Agency FY 2016-17 Adopted Budget for Fund 131 – CSIP Operating Fund to increase revenue source in Operating Transfers In account 5940 (131-9300-8267-WRA020-5940) for total of \$843,340; and;
- c. Authorize the Auditor-Controller's Office to amend the Water Resources Agency FY 2016-17 Adopted Budget for Fund 132 – SVRP Operating Fund to increase revenue source in Operating Transfers In account 5940 (132-9300-8267-WRA021-5940) for total of \$549,205; and;
- d. Authorize the Auditor-Controller's Office to amend the Water Resources Agency FY 2016-17 Adopted Budget for Fund 303 - CSIP Debt Service Fund to increase revenue source in Operating Transfers In account 5940 (303-9300-8267-WRA025-5940) for total of \$1,835,000; and;
- e. Authorize the Auditor-Controller's Office to amend the Water Resources Agency FY 2016-17 Adopted Budget for Fund 303 - CSIP Debt Service Fund to transfer \$1,500,000 Unassigned Fund Balance 303-3101; and;
- f. Authorize the Auditor-Controller's Office to amend the Water Resources Agency FY 2016-17 Adopted Budget for Fund 131 – CSIP Operating Fund to increase revenue source in Operating Transfers In account 5940 (131-9300-8267-WRA020-5940) for total of \$1,500,000.

Public Comment: Nancy Isakson

Ayes: Directors Hart, Gonzalez, Dupree, Ekelund, Ortiz, Scattini and Sullivan

Noes: None

Absent: Directors Gonzalez and LeBarre

8. Consider authorizing and recommending that the Monterey County Water Resources Agency Board of Supervisors authorize and recommend that the Water Resources Agency Staff enter into negotiations for:

- a. Assignment of the Renewable Energy Power Purchase Agreement from Northern California Power Agency to Bay Area Rapid Transit; and
- b. Adjustment of Renewable Energy Power Purchase Agreement pricing to add a capacity payment and reduce the energy payment.

Attachments: [Board Report](#)
 [Power Purchase Agreement](#)
 [Board Order](#)

Upon Motion by Director Hoover and Second by Director Sullivan the Directors authorized and recommended that the Water Resources Agency Board of Supervisors authorize Staff to enter into negotiations for:

- a. Assignment of the Renewable Energy Power Purchase Agreement from Northern California Power Agency to Bay Area Rapid Transit; and
- b. Adjustment of Renewable Energy Power Purchase Agreement pricing to add a capacity payment and reduce the energy payment.

Public Comment: Jeff Taylor

Ayes: Directors Hart, Gonzalez, Dupree, Ekelund, Ortiz, Scattini and Sullivan

Noes: None

Absent: Directors Gonzalez and LeBarre

- 9.
- a. Consider recommending that the Monterey County Water Resources Agency Board of Supervisors approve an Agreement for Professional Services with GEI Consultants, Inc. to perform spillway condition assessments for the Nacimiento and San Antonio Dam spillways and authorize the General Manager to execute the Agreement; and
 - b. Consider approving and recommending that the Monterey County Water Resources Agency Board of Supervisors:
 - (1) Amend the Monterey County Water Resources Agency's FY 2017-18 Adopted Budget for Fund 116 - Zone 2C Dam Operations Fund to pay a Professional Services Agreement with GEI Consultants, Inc. to perform spillway condition assessments for the Nacimiento and San Antonio Dam spillways for an amount not to exceed \$210,000; and
 - (2) Authorize the Auditor-Controller's Office to amend the Water Resources Agency FY 2017-18 Adopted Budget for Fund 116 -Zone 2C to increase appropriation with object code 6613 Other Professional Fees & Services (116-9300-8267-WRA006-6613) for a total of \$210,000 financed by unassigned Fund balance labeled as Capital Asset Management Plan (CAMP) (116-9300-8267-WRA006) (4/5th vote required)

Attachments: [Board Report](#)
 [Letter from DSOD](#)
 [GEI Professional Services Agreement](#)
 [Board Order](#)

Upon Motion by Director Ekelund and Second by Director Dupree the Directors:

- a. **Recommended that the Monterey County Water Resources Agency Board of Supervisors approve an Agreement for Professional Services with GEI Consultants, Inc. to perform spillway condition assessments for the Nacimiento and San Antonio Dam spillways and authorize the General Manager to execute the Agreement; and**
- b. **Approved and recommended that the Monterey County Water Resources Agency Board of Supervisors:**
 - (1) Amend the Monterey County Water Resources Agency's FY 2017-18 Adopted Budget for to Fund 116 – Zone 2C Dam Operations Fund to pay a Professional Services agreement with GEI Consultants, Inc. to perform spillway condition assessments for the Nacimiento and San Antonio Dam spillways for an amount not to exceed \$210,000; and**
 - (2) Authorize the Auditor-Controller's Office to amend the Water Resources Agency FY 2017-18 Adopted Budget for Fund 116 –Zone 2C to increase appropriation with object code 6613 Other Professional Fees & Services (116-9300-8267-WRA006-6613) for a total of \$210,000 financed by unassigned Fund balance labeled as Capital Asset Management Plan (CAMP) (116-9300-8267-WRA006)**

Ayes: Directors Hart, Gonzalez, Dupree, Ekelund, Ortiz, Scattini and Sullivan

Noes: None

Absent: Directors Gonzalez and LeBarre

10. Receive a Report on the Monthly Groundwater Level Monitoring Program and an Update on Recent Groundwater Level Trends

Attachments: [Board Report](#)

Upon Motion by Director Ekelund and Second by Director Ortiz the Directors received the report on the Monthly Groundwater Level Monitoring Program and an Update on Recent Groundwater level Trends.

Ayes: Directors Hart, Gonzalez, Dupree, Ekelund, Ortiz, Scattini and Sullivan

Noes: None

Absent: Directors Gonzalez and LeBarre

11. Consider approving and recommending that the Monterey County Water Resources Agency Board of Supervisors approve:
- A Joint Funding Agreement with the U.S. Geological Survey in the amount of \$148,096 to develop an operational version of the Salinas Valley Integrated Hydrologic Model calibrated from 1967 - 2014 and provide technical assistance in the use of that model to support the Monterey County Water Resources Agency's Tunnel and San Antonio Spillway Modification Project, subject to review and approval by County Counsel; and
 - A Non-Disclosure Agreement with the U.S. Geological Survey for the sharing of proprietary information.

Attachments: [Board Report](#)
[Joint Funding Agreement](#)
[Non Disclosure Agreement](#)
[Board Order](#)

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

- approve a Joint Funding Agreement with the U.S. Geological Survey in the amount of \$148,096 to develop an operational version of the Salinas Valley Integrated Hydrologic Model calibrated from 1967 – 2014 and provide technical assistance in the use of that model to support the Monterey County Water Resources Agency's Interlake Tunnel and San Antonio Spillway Modification Project, subject to review and approval by County Counsel; and
- approved and recommended that the Monterey County Water Resources Agency Board of Supervisors approve a Non-Disclosure Agreement with the U.S. Geological Survey for the sharing of proprietary information, subject to review and approval by County Counsel; and
- Authorized the General Manager to execute the Agreements.

Public Comment: Tom Virsik, Nancy Isakson, Jeff Taylor

Ayes: Directors Hart, Gonzalez, Dupree, Ekelund, Ortiz, Scattini and Sullivan

Noes: None

Absent: Directors Gonzalez and LeBarre

12. Consider approving and recommending that the Monterey County Water

Resources Agency Board of Supervisors:

- a. Approve a Professional Services Agreement with Amec Foster Wheeler Environmental & Infrastructure, Inc. in the amount of \$621,787 to perform 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 Agreements.

Attachments: [Board Report](#)
 [Professional Services Agreement](#)
 [Exhibit A Work Schedule](#)
 [Exhibit B Fee Schedule](#)
 [Board Order](#)

Upon Motion by Director Dupree and Second by Director Ekelund the Directors approved and recommended that the Monterey County Water Resources Agency Board of Supervisors approve the Professional Services Agreement with Amec Foster Wheeler Environmental & Infrastructure, Inc. in the amount of \$621,787 to perform 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 authorized the General Manager to execute the Agreements.

Public Comment: Jeff Taylor, Tom Virsik

Ayes: Directors Hart, Gonzalez, Dupree, Ekelund, Ortiz, Scattini and Sullivan

Noes: None

Absent: Directors Gonzalez and LeBarre

Key Information and Calendar of Events

General Manager's Report

The General Manager reported on the following: The Pajaro River Project, the Interlake Tunnel and Spillway Modification Project, RMC Litigation and Marina Coast Water District Reimbursements, DSOD Emergency Action Plans for Nacimiento and San Antonio and inundation maps, and IT changes within the Agency.

Committee Reports

The Commtees had nothing to report.

Information Items

13. Information Items:

1. Salinas Valley Water Conditions Quarterly Report
2. Well Permit Application Activities
3. Reservoir Release Update

Attachments: [SV Water Conditions Quarterly Report](#)
[Well Permit Activities](#)
[Reservoir Release Update](#)

Correspondence

14. Correspondence:

1. Letter dated June 19, 2017 from Samuel Schuchat, Executive Officer, Coastal Conservancy to David Chardavoyne, General Manager
Re: Designation of Conservancy manager/Grant Agreement No. 16-125
2. Letter dated June 21, 2017 from Luis Rodriguez, P.E., Director, FEMA, to Chair Mary L. Adams of the Board of Supervisors
Re: FEMA Revalidation 2

Attachments: [Correspondence](#)

Board of Directors Comments

Adjournment

The Board Adjourned at 4:04 p.m.