

Monterey County

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



Action Minutes - Draft

Tuesday, November 5, 2019

9:00 AM

Board of Supervisors of the Monterey County Water Resources Agency

*Chair Supervisor John M. Phillips - District 2
Vice Chair Supervisor Chris Lopez - District 3
Supervisor Luis A. Alejo - District 1
Supervisor Jane Parker - District 4
Supervisor Mary L. Adams - District 5*

9:00 A.M. - Called to Order

The meeting was called to order by Chair Supervisor John M. Phillips.

Roll Called

Present: 5 - Supervisor Mary L. Adams, Supervisor Jane Parker, Supervisor John M. Phillips, Supervisor Chris Lopez and Supervisor Luis A. Alejo

Staff Present

Charles McKee, County Administrative Officer, Les Girard Acting County Counsel and Valerie Ralph, Clerk of the Board

Additions and Corrections for Closed Session by County Counsel

There were no additions and corrections for Item No. 1.a.(1)(2).

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) Salinas Valley Water Coalition v. Monterey County Water Resources Agency, et al. (Monterey County Superior Court case number 17CV000157)
 - (2) Salinas Valley Water Coalition v. Monterey County Water Resources Agency, et al. (Monterey County Superior Court case number 19CV002430)

Public Comment

Open for public comment; no public comments made.

The Board Recessed for Closed Session Agenda Items

10:30 A.M. - Reconvened on Public Agenda Items

Roll Called

Present: 5 - Supervisor Mary L. Adams, Supervisor Jane Parker, Supervisor John M. Phillips, Supervisor Chris Lopez and Supervisor Luis A. Alejo

Staff Present

Charles McKee, County Administrative Officer, Les Girard Acting County Counsel and Valerie Ralph, Clerk of the Board

Pledge of Allegiance

The Pledge of Allegiance was led by Chair Supervisor John M. Phillips.

Announcement of the Interpreter

Maria Avila, Spanish Interpreter present and announced Spanish interpreter services.

Additions and Corrections by the Clerk

There were no additions and corrections to the agenda.

Consent Calendar

Open for public comment; no public comments made.

2. Adopt a resolution to amend the Water Resources Agency's FY 2019-20 Adopted Budget for Fund 134 - Salinas River Diversion Facility Operations Fund (134-9300-8497-WRA028) by increasing appropriations in the amount of \$110,000 financed by Unassigned Fund Balance. (4/5 vote required)

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Jane Parker to adopt Resolution No. 19-376 to:

Amend the Water Resources Agency's FY 2019-20 Adopted Budget for Fund 134 - Salinas River Diversion Facility Operations Fund (134-9300-8497-WRA028) by increasing appropriations in the amount of \$110,000 financed by Unassigned Fund Balance. (4/5 vote required)

ALL AYES

3. a. Approve the contract fund amendment for Monterey One Water to increase the FY 2019-20 contract amount by \$563,525 for a total amount of \$2,130,525 in Fund 131 - Castroville Seawater Intrusion Project Operations (CSIP); and
b. Approve the contract fund amendment for Monterey One Water to increase the FY 2019-20 contract amount by \$211,254 for a total amount of \$2,999,254 in Fund 132 - Salinas Valley Reclamation Project Operations (SVRP); and
c. Approve the contract fund amendment for Monterey One Water to increase the FY 2019-20 contract amount by \$241,254 for a total amount of \$845,254 in Fund 134 - Salinas River Diversion Facility Operations (SRDF).

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Jane Parker to:

- a. Approve the contract fund amendment for Monterey One Water to increase**

the FY 2019-20 contract amount by \$563,525 for a total amount of \$2,130,525 in Fund 131 - Castroville Seawater Intrusion Project Operations (CSIP);
b. Approve the contract fund amendment for Monterey One Water to increase the FY 2019-20 contract amount by \$211,254 for a total amount of \$2,999,254 in Fund 132 - Salinas Valley Reclamation Project Operations (SVRP); and
c. Approve the contract fund amendment for Monterey One Water to increase the FY 2019-20 contract amount by \$241,254 for a total amount of \$845,254 in Fund 134 - Salinas River Diversion Facility Operations (SRDF).
ALL AYES

4. Approve that approximately 561 acres of vacant land owned by the Monterey County Water Resources Agency be leased for grazing purposes.
- A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Jane Parker to
Approve that approximately 561 acres of vacant land owned by the Monterey County Water Resources Agency be leased for grazing purposes.
ALL AYES

12:00 P.M. - Recessed to Lunch

1:30 P.M. - Reconvened

Roll Called

Present: 5 - Supervisor Mary L. Adams, Supervisor Jane Parker, Supervisor John M. Phillips, Supervisor Chris Lopez and Supervisor Luis A. Alejo

Staff Present

Charles McKee, County Administrative Officer, Les Girard Acting County Counsel and Valerie Ralph, Clerk of the Board

Announcement of the Interpreter

Maria Avila, Spanish Interpreter present and announced Spanish interpreter services.

1:30 P.M. - Scheduled Matters

5. Consider approving and authorizing the Monterey County Water Resources Agency General Manager to sign an agreement with Wallace Group to prepare an Engineer's Report and provide assistance with holding a Proposition 218 special assessment election for deferred maintenance at Nacimiento and San Antonio Reservoirs for the term November 5, 2019 to June 30, 2022 in the amount of \$300,000; and authorize the General Manager to execute up to two (2) Amendments to this Agreement that do not exceed ten percent (10%) (\$30,000) of the original agreement and do not significantly alter the scope of services.

Fabricio Chombo, Finance Manager and Brent Buche, Deputy General Manager with Water Resources Agency presented via PowerPoint presentation.

Open for public comment, Carrie Wagner commented.

A motion was made by Supervisor Mary L. Adams, seconded by Supervisor Chris Lopez to:

Approve and authorize the Monterey County Water Resources Agency General Manager to sign an agreement with Wallace Group to prepare an Engineer's Report and provide assistance with holding a Proposition 218 special assessment election for deferred maintenance at Nacimiento and San Antonio Reservoirs for the term November 5, 2019 to June 30, 2022 in the amount of \$300,000; and authorize the General Manager to execute up to two (2) Amendments to this Agreement that do not exceed ten percent (10%) (\$30,000) of the original agreement and do not significantly alter the scope of services.
ALL AYES

6. Consider receiving a report on the September 19, 2019 workshop with the Monterey County Water Resources Agency Board of Supervisors and Board of Directors related to funding for Water Resources Agency projects and programs; and approving staff's recommendation to seek funding on deferred maintenance at Nacimiento and San Antonio Reservoirs, including rehabilitation of the San Antonio spillway.

Item No. 6 was called out of order and before Item No. 5.

Fabricio Chombo, Finance Manager and Brent Buche, Deputy General Manager with Water Resources Agency presented via PowerPoint presentation.

The Board received a report on the September 19, 2019 workshop with the Monterey County Water Resources Agency Board of Supervisors and Board of Directors related to funding for Water Resources Agency projects and programs; and approving staff's recommendation to seek funding on deferred maintenance at Nacimiento and San Antonio Reservoirs, including rehabilitation of the San Antonio spillway.

Open for public comment; Kelly Donlon, Deputy County Counsel, Nancy Isaacson, Bill Lipe and Mark Gonzales commented.

A motion was made by Supervisor Mary L. Adams, seconded by Supervisor John M. Phillips with Supervisor Luis A. Alejo voting no to:
Authorize staff to seek funding for the deferred maintenance of Nacimiento and San Antonio Reservoirs through grant funding and other available sources of funds;
Direct staff to come back with a further report with a more refined potential scope for a 218 which addresses the minimum necessary to meet the DSOD requirements and then move on with the agreement with the Wallace Group.
Motion passed 4 to 1

Read Out from Closed Session

CLOSED SESSION REPORT (Taken up at 11:53 a.m. and read into the record at this time)

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, et al. (Monterey County Superior Court case number 17CV000157)

(2) Salinas Valley Water Coalition v. Monterey County Water Resources Agency, et al. (Monterey County Superior Court case number 19CV002430)

CLOSED SESSION REPORT: The Board took no reportable actions on items 1.a.(1)(2).

Adjourned

The meeting was adjourned by Chair Supervisor John M. Phillips.