

Monterey County

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



Action Minutes - Final

Tuesday, December 12, 2017

10:30 AM

**See separate agendas for Monterey County Board of Supervisors and
Board of Supervisors governed Agencies and Special Districts.**

Board of Supervisors of the Monterey County Water Resources Agency

*Chair Mary L. Adams, District 5
Vice Chair Luis Alejo, District 1
Director John M. Phillips, District 2
Director Simón Salinas, District 3
Director Jane Parker, District 4*

10:30 A.M. - Call to Order

The meeting was called to order by Chair Adams.

Roll Call

Present 5 - Supervisor Mary L. Adams, Supervisor Luis Alejo, Supervisor John M. Phillips, Supervisor Simón Salinas, and Supervisor Jane Parker

Public Comment

Bill Lipe.

Appointments

1. Reappoint Deidre Sullivan to the Monterey County Water Resources Agency for a term ending December 31, 2021. (Supervisor Parker)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Luis Alejo to reappoint Deidre Sullivan to the Monterey County Water Resources Agency for a term ending December 31, 2021. (Supervisor Parker) ALL AYES

Consent Calendar

2.
 - a. Accept the Notice of Completion for the Project for installation and construction of channel improvements known as the Bryant Canyon Channel Improvement Project performed by UCP Soledad, LLC.; and
 - b. Authorize the General Manager of Monterey County Water Resources Agency to execute and record within ten days with the County Recorder a Notice of Completion for said aforementioned public work pursuant to the provisions of California Civil Code Section 9204; and
 - c. Accept from UCP Soledad LLC, a Certificate of Acceptance for the completed channel improvements known as the Bryant Canyon Channel Improvement Project for the purpose of operations and maintenance; and
 - d. Accept a Warranty Security held by the Hanover Insurance Company, Maintenance Bond No. 1053486 in the amount of \$354,220 for a period of one year following the acceptance by the Monterey County Water Resources Agency Board of Supervisors and filing of the Notice of Completion of the work and Improvements against any defective work or labor done or defective materials furnished; and
 - e. Approve the release of Security Bond for Faithful Performance and for Payment held by the Philadelphia Indemnity Insurance Company, No. PB03010403806 in the amount of \$1,948,210 and \$885,550 respectively, after the passage of time for recording claims or liens; and
 - f. Authorize the Chair to execute the Certificate of Acceptance and Consent to

Recordation; and

g. Authorize and direct the Clerk of the Board to submit the executed Certificate of Acceptance to the County Recorder.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to:

- a. Accept the Notice of Completion for the Project for installation and construction of channel improvements known as the Bryant Canyon Channel Improvement Project performed by UCP Soledad, LLC.; and**
- b. Authorize the General Manager of Monterey County Water Resources Agency to execute and record within ten days with the County Recorder a Notice of Completion for said aforementioned public work pursuant to the provisions of California Civil Code Section 9204; and**
- c. Accept from UCP Soledad LLC, a Certificate of Acceptance for the completed channel improvements known as the Bryant Canyon Channel Improvement Project for the purpose of operations and maintenance; and**
- d. Accept a Warranty Security held by the Hanover Insurance Company, Maintenance Bond No. 1053486 in the amount of \$354,220 for a period of one year following the acceptance by the Monterey County Water Resources Agency Board of Supervisors and filing of the Notice of Completion of the work and Improvements against any defective work or labor done or defective materials furnished; and**
- e. Approve the release of Security Bond for Faithful Performance and for Payment held by the Philadelphia Indemnity Insurance Company, No. PB03010403806 in the amount of \$1,948,210 and \$885,550 respectively, after the passage of time for recording claims or liens; and**
- f. Authorize the Chair to execute the Certificate of Acceptance and Consent to Recordation; and**
- g. Authorize and direct the Clerk of the Board to submit the executed Certificate of Acceptance to the County Recorder. ALL AYES**

- 3.** Adopt a Resolution authorizing the Auditor-Controller to amend the Water Resources Agency FY 2017-18 Budget for Fund 116 Administration (116-9300-8267-WRA006) by increasing revenue and appropriations by \$500,000 financed by unassigned fund balance in Fund 116 BSA 3101. (4.5 vote required)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to adopt Resolution No. 17-530 authorizing the Auditor-Controller to amend the Water Resources Agency FY 2017-18 Budget for Fund 116 Administration (116-9300-8267-WRA006) by increasing revenue and appropriations by \$500,000 financed by unassigned fund balance in Fund 116 BSA 3101. (4.5 vote required) ALL AYES

- 4.** Adopt a Resolution to:
- a. Authorize the Auditor-Controller to amend the Water Resources Agency FY 2017-18 Budget to include the projected costs of repair and maintenance of the Castroville Seawater Intrusion Project (CSIP) Fund 131, and the Salinas River Diversion Facility (SRD) Fund 134; and
 - b. Authorize the Auditor-Controller to amend the Agency's FY 2017-18 Budget

for Fund 131 CSIP (131-9300-8267-WRA020-6613) by increasing appropriations in the amount of \$100,000 financed by unassigned fund balance in Fund 131 with BSA 3101 (4/5 vote required); and

c. Authorize the Auditor-Controller to amend the Agency's FY 2017-18 Budget for Fund 134 SRDF (134-9300-8267-WRA028-6613) by increasing appropriations in the amount of \$210,000 financed by unassigned fund balance in Fund 134 with BSA 3101 (4/5 vote required).

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to adopt Resolution No. 17-534:

- a. Authorize the Auditor-Controller to amend the Water Resources Agency FY 2017-18 Budget to include the projected costs of repair and maintenance of the Castroville Seawater Intrusion Project (CSIP) Fund 131, and the Salinas River Diversion Facility (SRD) Fund 134; and**
- b. Authorize the Auditor-Controller to amend the Agency's FY 2017-18 Budget for Fund 131 CSIP (131-9300-8267-WRA020-6613) by increasing appropriations in the amount of \$100,000 financed by unassigned fund balance in Fund 131 with BSA 3101 (4/5 vote required); and**
- c. Authorize the Auditor-Controller to amend the Agency's FY 2017-18 Budget for Fund 134 SRDF (134-9300-8267-WRA028-6613) by increasing appropriations in the amount of \$210,000 financed by unassigned fund balance in Fund 134 with BSA 3101 (4/5 vote required). ALL AYES**

5.

Adopt a Resolution to:

- a. Approve the Annual Joint Funding Agreement with the United States Geological Survey for stream gaging work in Monterey County in the amount of \$165,850; and
- b. Authorize the Auditor-Controller to amend the Water Resources Agency FY 2017-18 Budget for Fund 113 Countywide 113-9300-8267-WRA003 by increasing appropriations in the amount of \$32,000 financed by unassigned fund balance in Fund 113 BSA 3101 (4/5 vote required); and
- c. Authorize the Auditor-Controller to amend the Water Resources Agency FY 2017-18 Budget for Fund 116 Dam O&M 116-9300-8267-WRA006 by increasing appropriations in the amount of \$100,000 financed by unassigned fund balance in Fund 116 BSA 3101 (4/5 vote required);
- d. Authorize the Auditor-Controller to amend the Water Resources Agency FY 2017-18 Budget for Fund 122 Reclamation Ditch 122-9300-8267-WRA012 by increasing appropriations in the amount of \$20,000 financed by unassigned fund balance in Fund 122 BSA 3101 (4/5 vote required); and
- e. Authorize the Auditor-Controller to amend the Water Resources Agency FY 2017-18 Budget for Fund 123 Monterey Penn/Carmel Valley 123-9300-8267-WRA013 by increasing appropriations in the amount of \$9,000 financed by unassigned fund balance in Fund 123 BSA 3101 (4/5 vote required); and
- f. Authorize the Auditor-Controller to amend the Water Resources Agency FY 2017-18 Budget for Fund 124 San Lorenzo Creek 124-9300-8267-WRA014 by increasing appropriations in the amount of \$9,000 financed by unassigned fund

balance in Fund 124 BSA 3101 (4/5 vote required).

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to adopt Resolution No. 17-531 to:

- a. Approve the Annual Joint Funding Agreement with the United States Geological Survey for stream gaging work in Monterey County in the amount of \$165,850; and**
- b. Authorize the Auditor-Controller to amend the Water Resources Agency FY 2017-18 Budget for Fund 113 Countywide 113-9300-8267-WRA003 by increasing appropriations in the amount of \$32,000 financed by unassigned fund balance in Fund 113 BSA 3101 (4/5 vote required); and**
- c. Authorize the Auditor-Controller to amend the Water Resources Agency FY 2017-18 Budget for Fund 116 Dam O&M 116-9300-8267-WRA006 by increasing appropriations in the amount of \$100,000 financed by unassigned fund balance in Fund 116 BSA 3101 (4/5 vote required);**
- d. Authorize the Auditor-Controller to amend the Water Resources Agency FY 2017-18 Budget for Fund 122 Reclamation Ditch 122-9300-8267-WRA012 by increasing appropriations in the amount of \$20,000 financed by unassigned fund balance in Fund 122 BSA 3101 (4/5 vote required); and**
- e. Authorize the Auditor-Controller to amend the Water Resources Agency FY 2017-18 Budget for Fund 123 Monterey Penn/Carmel Valley 123-9300-8267-WRA013 by increasing appropriations in the amount of \$9,000 financed by unassigned fund balance in Fund 123 BSA 3101 (4/5 vote required); and**
- f. Authorize the Auditor-Controller to amend the Water Resources Agency FY 2017-18 Budget for Fund 124 San Lorenzo Creek 123-9300-8267-WRA014 by increasing appropriations in the amount of \$9,000 financed by unassigned fund balance in Fund 124 BSA 3101 (4/5 vote required). ALL AYES**

- 6.** Adopt a resolution authorizing and directing the General Manager to determine the probable compensation due to any private property owner for actual damage to property, and for substantial interference with its possession and use, as a result of Agency access to conduct soil and water testing, boring and related Geotechnical Studies.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to adopt Resolution No. 17-840 authorizing and directing the General Manager to determine the probable compensation due to any private property owner for actual damage to property, and for substantial interference with its possession and use, as a result of Agency access to conduct soil and water testing, boring and related Geotechnical Studies. ALL AYES

- 7.** Approve the Board of Supervisor's of the Monterey County Water Resources Agency Draft Action Meeting Minutes for Tuesday, October 10, 2017, Tuesday, October 17, 2017 and Tuesday, October 24, 2017.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to approve the Board of Supervisor's of the Monterey County Water Resources Agency Draft Action Meeting Minutes for Tuesday, October 10, 2017, Tuesday, October 17, 2017 and Tuesday, October 24, 2017. ALL AYES

Adjournment

APPROVED:

/ s/ Luis A. Alejo

**LUIS ALEJO, CHAIR
BOARD OF SUPERVISORS**

ATTEST:

BY: / s/ Nicholas E. Chiulos

NICHOLAS E. CHIULOS

ACTING CLERK OF THE BOARD

APPROVED ON February 6, 2018