

# **Monterey County**

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



## **Action Minutes - Final**

**Monday, September 17, 2018**

**1:00 PM**

### **Water Resources Agency Board of Directors**

*Chair Mark Gonzalez  
Vice-Chair Deidre Sullivan  
Glen Dupree  
Ken Ekelund  
Richard Ortiz  
Mike Scattini  
Mike LeBarre  
John Baillie  
Vacant*

**Call to Order at 1:00 P.M.**

**Present** 8 - Director Richard Ortiz, Director Ken Ekelund, Director Mark Gonzalez, Director Mike Scattini, Director Mike LeBarre, Director Deidre Sullivan, Director Glen Dupree, and Director John Baillie

**Pledge of Allegiance**

**Public Comment**

**Consent Calendar**

Upon Motion by Director Ortiz and Second by Director Baillie the Board approved Items 1 through 5 of the Consent Calendar. Item No. 6 was pulled for discussion.

**Ayes:** Directors Gonzalez, Sullivan, Dupree, Ekelund, Baillie, Ortiz, Scattini and LeBarre

**Noes:** None

**Absent:** None

1. Approve the Action Minutes of June 18, 2018.  
  
**Attachments:**     [ActionMinutes June 18 2018](#)
2. Approve the Action Minutes of the Special Meeting held on August 20, 2018.  
  
**Attachments:**     [Action Minutes Special Meeting August 20, 2018](#)
3. Approve the Action Minutes of August 20, 2018  
  
**Attachments:**     [Action Minutes August 20, 2018](#)
4. Approve the Action Minutes of the Special Meeting held on September 5, 2018.  
  
**Attachments:**     [Action Minutes for September 5, 2018 Special Meeting](#)
5. Receive the Monterey County Water Resources Agency Fourth Quarter Financial Status Report through June 30, 2018.  
  
**Attachments:**     [Board Report](#)  
                              [FY 2017-18 Fund 111](#)  
                              [FY 2017-18 Financial Summary](#)  
                              [Board Order](#)

6. Approve and recommend that the Monterey County Water Resources Agency Board of Supervisors:
- Approve a Professional Services Agreement with Wood Environmental & Infrastructure, Inc. (formally Amec Foster Wheeler Environmental & Infrastructure, Inc.) in the amount of \$447,688 (remainder of an originally approved \$621,787 agreement) in order to complete 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
  - Authorize the General Manager to execute the Agreement.

**Attachments:**     [Board Report](#)  
[Wood Environmental & Infrastructure, Inc. - PSA](#)  
[Exhibit A - Scope of Work](#)  
[Exhibit B - Budget - Fee Schedule](#)  
[Board Order](#)

A correction was made to the report as follows: The Professional Services Agreement amount is \$459,075 instead of \$447,688.

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

- Approve a Professional Services Agreement with Wood Environmental & Infrastructure, Inc. (formally Amec Foster Wheeler Environmental & Infrastructure, Inc.) in the amount of \$459,075 (remainder of an originally approved \$621,787 agreement) in order to complete the 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
- Authorize the General Manager to execute the Agreement and make any modification to the contract so long as the cost does not increase.

Ayes: Directors Gonzalez, Sullivan, Dupree, Ekelund, Baillie, Ortiz, Scattini and LeBarre

Noes: None

Absent : None

### **Scheduled Matters**

7. Consider authorizing the General Manager of the Monterey County Water Resources Agency to execute agreements up to \$90,000 without Board of Directors approval.

**Attachments:**     [Board Report](#)  
[Board Order](#)

Upon Motion by Director Ortiz and Second by Director Sullivan the Motion to authorize the General Manager of the Monterey County Water Resources

Agency to execute agreements up to \$90,000 without Board of Directors approval is denied.

**Ayes:** Directors Gonzalez, Sullivan, Ekelund, Ortiz, Scattini and LeBarre

**Noes:** None

**Abstain:** Directors Baillie and Dupree

8.

Consider recommending that the Monterey County Water Resources Agency Board of Supervisors approve the Policy Relating to the Reconstruction of Structures Damaged by the 2016 Chimney Fire (“Reconstruction Policy”), which will grant permission to allow reconstruction in the Agency’s Floodage Easement at Nacimiento Reservoir and authorize the General Manager to execute the required agreements.

**Attachments:**     [Board Report](#)  
                              [MCWRA Flood Easement Policy \(MCWRA edits-clean\) 9.6.18](#)  
                              [Summary of the Floodage Easement and Recorded Documents](#)  
                              [Board Order](#)

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

- a. Approve the Policy Relating to the Reconstruction of Structures Damaged by the 2016 Chimney Fire, which will grant permission to allow reconstruction in the Agency’s Floodage Easement at Nacimiento Reservoir; and
- b. Authorize the General Manager to execute the required agreements.

**Ayes:** Directors Gonzalez, Sullivan, Dupree, Ekelund, Baillie, Ortiz, Scattini and LeBarre

**Noes:** None

**Absent :** None

9.

Consider recommending that the Monterey County Water Resources Agency Board of Supervisors authorize the General Manager to execute an easement agreement to set the exact location of the easement that was granted in a Grant Deed recorded on March 2, 1970.

**Attachments:**     [Board Report](#)  
                              [Easement Agreement](#)  
                              [Trigueiro Grant Deed](#)  
                              [Board Order](#)

Upon Motion by Director LeBarre and Second by Director Ortiz the Board recommended that the Monterey County Water Resources Agency Board of Supervisors authorize the General Manager to execute an easement agreement to set the exact location of the easement that was granted in a Grant Deed recorded on March 2, 1970.

**Ayes:** Directors Gonzalez, Sullivan, Dupree, Ekelund, Baillie, Ortiz, Scattini and LeBarre

Noes: None  
Absent : None

10. Consider receiving a report on the status of the Pajaro River Flood Risk Reduction Project and recommending that the Monterey County Water Resources Agency Board of Supervisors authorize the Chair to sign letters on behalf of the Agency requesting inclusion of a contributed funds clause to the existing Feasibility Cost Share Agreement with the United States Army Corps of Engineers as well as a policy-compliant Design Agreement that includes an accelerated funds clause.

Attachments:     [Board Report](#)  
                              [Draft Letter to Lt. Rayfield](#)  
                              [Design Agreement USACOE MoCo and S Cruz Counties](#)  
                              [Board Order](#)

Upon Motion by Director Baillie and Second by Director Sullivan the Board received the report on the status of the Pajaro River Flood Risk Reduction Project and recommended that the Water Resources Agency Board of Supervisors: a. Authorize the Chair to sign letters on behalf of the Agency requesting inclusion of a contributed funds clause to the existing Feasibility Cost Share Agreement with the United States Army Corps of Engineers as well as a policy-compliant Design Agreement that includes an accelerated funds clause.

Ayes: Directors Gonzalez, Sullivan, Dupree, Ekelund, Baillie, Ortiz, Scattini and LeBarre  
Noes: None  
Absent : None

## **Key Information and Calendar of Events**

### **General Manager's Report**

The General Manager reported on the following: The GSA Memorandum of Understanding; Floodplain Management move to RMA; Reconstruction Easement; Biological Opinion/Return Water Agreement for the Desalination Plant; Letter of Credit process; Tunnel Project/Hydrogeologic modeling; Monterey 1 Water Finance recap.

### **Committee Reports**

Planning Committee: Strategic Plan/Management Partners  
Reservoir Operations Advisory Committee: Fishscreen issue  
There were no other Committee reports given.

### **Information Items**

11. Information Items:

1. Well Permit Application Activities Update
2. Reservoir Release Update

**Attachments:**     [Well Permit Application Activities Update](#)  
[Reservoir Release Update](#)

## **Correspondence**

12.

Correspondence:

1. Letter dated July 19, 2018 from Claude Hoover to Supervisor Alejo, Directors Gonzales and Sullivan, General Manager David Chardavoyne, Cathy Paladini, Norm Groot, Monterey County Farm Bureau and Kelly Donlon, Deputy County Counsel  
Re: Resignation from WRA Board of Directors
2. Letter dated August 4, 2018 from the Board of the Carmel Area Wastewater District to the Board of Supervisors and Monterey County Water Resources Agency  
Re: Carmel Lagoon Sandbar Management
3. Letter dated August 20, 2018 from David E. Chardavoyne to Proposition 1 Grant Review Committee, CA Wildlife Conservation Board  
Re: The Salinas River Arundo Eradication Project Phase IV Grant Proposal for the California Wildlife Conservation Board Proposition 1 “California Stream Flow Enhancement Program”
4. Reprint of Article from the Los Angeles Times:  
“Repair costs for Oroville Dam exceed \$1 billion”

## **Board of Directors Comments**

Director Ekelund requested a Referral System be initiated to track Board of Directors requests  
Director Ortiz requested that retiring board members be presented with a resolution acknowledging their contributions to the Board.

## **Adjournment**

Adjournment at 2:50 p.m.

## **SUPPLEMENTAL AGENDA**

**ADDITION to Agenda Item No. 10:**

Consider receiving a report on the status of the Pajaro River Flood Risk Reduction Project and recommending that the Monterey County Water Resources Agency Board of Supervisors authorize the Chair to sign letters on behalf of the Agency requesting inclusion of a contributed funds clause to the existing Feasibility Cost Share Agreement with the United States Army Corps of Engineers as well as a policy-compliant Design Agreement that includes an accelerated funds clause.

An attachment was added to the report: Design Agreement USACOE/MoCo and S Cruz Counties