



PAJARO VALLEY WATER MANAGEMENT AGENCY

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**Board of Directors Meeting
City Council Chambers**

**April 18, 2007, 7:00 p.m.
250 Main Street, Watsonville, CA**

BUSINESS MEETING MINUTES

- 1. Call to Order, Roll Call of the PVWMA Directors, and Pledge of Allegiance:** The Regular Board Meeting of Pajaro Valley Water Management Agency was called to order in the City Council Chambers, 250 Main Street, Watsonville, CA, at 7:05 p.m. by Chair Dobler.

Board Members Present: Dobler, Imazio, Eiskamp, Kegebein, Cervantes, Osmer,

Board Members Absent: Koenig

Staff Members Present: Bruce Laclergue, General Manager (GM)
Linda Contreras, Administrative Division Manager (ADM)
Mary Bannister, Technical Division Manager (TDM)
Fred Miles, Engineering Division Manager (EDM)
Veronica Barboza, Administrative Analyst (AA)

Others Present: Anthony Condotti, Counsel

- 2. Oral Communications:** Dave McCabe commented on the recent trip to Washington D.C. by the GM, Director Osmer, and Agency Counsel. Joseph Pendry thanked the WPC for his water conservation presentation at the previous Board meeting. Mr. Pendry expressed his ongoing concerns regarding lack of leadership and public involvement on community water issues.

- 3. Director and General Manager Comments:** None.

4. Consent Agenda

- A. Approve Minutes of February 7, 2007 Workshop Meeting
- B. Approve Minutes of February 21, 2007 Business Meeting
- C. Approve Minutes of March 7, 2007 Workshop Meeting
- D. Approve Minutes of April 4, 2007 Workshop Meeting
- E. Approve Disbursement Ledger for February 2007
- F. Approve Financial Reports for February 2007

◆ Motion by Director Osmer to approve the Consent Agenda as presented. Motion carried by the following roll call vote:

AYES: Dobler, Imazio, Eiskamp, Kegebein, Cervantes, Osmer,
NOES: None
ABSENT: Koenig
ABSTAIN: None

5. Discussion and/or Action Items

- A. Consider approval of contract extension with Troutman Sanders Public Affairs Group, LLC for legislative advocacy services through April 2008 at a cost not to exceed \$82,000. The GM introduced this proposed contract renewal, explained that it provided for a continuation of federal government affairs services, such as broadening the foundation of Congressional support for the BMP and the Recycling Water Facility Project, and recommended approval. After discussion, the following action was taken:

◆ Motion by Director Kegebein to approve the above-referenced contract extension with Troutman Sanders Public Affairs Group, LLC. Motion carried by the following roll call vote:

AYES: Dobler, Imazio, Eiskamp, Kegebein, Cervantes, Osmer
NOES: None
ABSENT: Koenig
ABSTAIN: None

- B. Consider Resolution 2007-08, Consenting to Enter the Joint Protection Programs of the Association of California Water Agencies/Joint Powers Insurance Authority. The GM explained that although this proposed resolution was a necessary companion piece to Resolution 2007-07 approved by the Board on April 4th, it was inadvertently not been submitted at the previous meeting. He stated that it was necessary in order to satisfy the Agency's application for membership in ACWA/JPIA's workers compensation insurance program. After discussion, the following action was taken:

◆ Motion by Director Cervantes to approve Resolution 2007-08, Consenting to Enter the Joint Protection Programs of the ACWA/JPIA, as presented. Motion carried by the following roll call vote:

AYES: Dobler, Imazio, Eiskamp, Kegebein, Cervantes, Osmer,
NOES: None
ABSENT: Koenig
ABSTAIN: None

- C. Consider approval of Resolution 2007-09, Proclaiming May 2007 "Water Awareness Month." The GM reminded the Board that the month of May is traditionally considered "Water Awareness Month." The WPC is coordinating activities with ACWA and the Water Education Foundation and neighboring agencies, including Soquel Creek Water District, City of Santa Cruz, Scotts Valley Water District and the City of Watsonville.

◆ Motion by Director Kegebein to approve Resolution 2007-09 as presented. Motion carried by the following roll call vote:

AYES: Dobler, Imazio, Eiskamp, Kegebein, Cervantes, Osmer
NOES: None
ABSENT: Koenig
ABSTAIN: None

- D. Consider Resolution 2007-10, Amending Signing Authority for Citigroup Smith

Barney Brokerage Account. The GM introduced this item, by stating that the Agency had received a request from Citigroup Smith Barney to update the Agency's list of authorized signatories as part of the financial institution's annual recordkeeping. This would necessitate replacing former Director and Treasurer Ralph Miljanich with current Director and Treasurer Warren Koenig. After discussion, the following action was taken:

◆ Motion by Director Dobler to approve Resolution 2007-10 as presented. Motion carried by the following roll call vote:

AYES: Dobler, Imazio, Eiskamp, Kegebein, Cervantes, Osmer
NOES: None
ABSENT: Koenig
ABSTAIN: None

6. Reports/Informational Presentations

A. Counsel Reports

1. Litigation update: Counsel had no new information to report.
2. Santa Clara Valley Water District Long Term Contract Renewal. Counsel reported in regards to the USBR and Santa Valley Water District, that operations and maintenance costs comments were received and executed.

B. Board Committee Reports. The ADM recommended that the May 9, 2007 Administrative/Finance Committee Meeting be rescheduled at a later date.

C. Staff Reports

1. Project operations report. The EDM reported that about 525 acre-feet of water had been diverted from Harkins Slough. He also reported that diversion pumping was limited to about four hours per day due to the lack of rain.
2. Basin Management Plan implementation report. The TDM had no new information to report.
3. 2006 BMP Construction Program Update:
 - a. Coastal Distribution System. The EDM reported that construction activity was well under its way.
 - b. Recycled Water Facility. The GM reported that the project is in construction, although there is some scheduling issue as far as the completion date.
4. Water Conservation Report: The GM reported that the Agency's 2006 Pajaro Valley Water Management Agency Annual Report had recently been mailed, that copies were available at the Agency, and would soon be posted on the Agency's website.

7. Written Communication/Correspondence: None.

8. Future Meetings and Agenda Items

- A. Administrative/Finance Committee Meeting- April 25, 2007, 3:00 pm, PVWMA Conference

Room

- B. Strategic Planning/Public Outreach Committee-April 30, 2007, 3:00 pm, PVWMA Conference Room
- C. Board Workshop Meeting- May 2, 2007, 1:30 pm, Watsonville City Council
- D. ACWA Spring Conference- May 8-11, 2007, Sacramento, CA
- E. Administrative/Finance Committee- May 9, 2007 – **CANCELLED**
- F. Projects Committee- May 16, 2007, 3:00 pm, PVWMA Conference Room
- G. Board Meeting- May 16 2007, 7:00 pm, Watsonville Council Chambers

9. Closed Session

- A. Conference with Legal Counsel – Anticipated Litigation

Initiation of litigation pursuant to Government Code Section 54956.9(c):
One (1) potential case

- B. Conference with Legal Counsel – Pending Litigation

Pursuant to Government Code Section 54956.9(a)
Name of Cases: James P. Scurich et al. v. PVWMA (SCSC Case No. CV 144843;
6th Civil No. H025776); PVWMA v. All Persons Interested (Case No. CV 146754;
6th Civil No.H027817); (SCSC Case No. 150716); San Andreas Mutual
Water Company v. PVWMA (SCSC Case No. 150923)

- C. Public Employee Performance Evaluation pursuant to Government Code Section 54957 Labor Negotiations pursuant to Government Code Section 54957.6.

Position/Employee: General Manager
Agency Designated Representative: General Counsel

The closed session convened at approximately 8:35 p.m. with Directors Dobler, Imazio, Eiskamp, Kegebein, Cervantes and Osmer present. Staff members in attendance were Laclergue, Contreras and Condotti. Contreras left the meeting at approximately 8:45 p.m. after the Board considered Item A. Item B. was pulled from the agenda at the request of General Counsel. During the discussion of Item C the Board directed that a proposed contract amendment be prepared for consideration in open session at the May business meeting. The meeting adjourned at approximately 9:30 p.m. with no members of the public present.

10. Adjourned at: 9:30 pm

/s/ Linda Contreras

Linda Contreras, Secretary

May 16, 2007

date approved