



PAJARO VALLEY WATER MANAGEMENT AGENCY

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Board of Directors Meeting
City Council Chambers

July 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 7:00 p.m. by Chair Dobler.

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

Board Members Absent: Imazio

Staff Members Present: Bruce Laclergue, General Manager (GM)
Linda Contreras, Administrative Division Manager (ADM)
Phil Rodriguez, Accounting Supervisor & Grant Administrator
Veronica Barboza, Administrative Analyst (AA)

Others Present: Anthony Condotti, Counsel

- 2. Oral Communications.** None.

- 3. Director and General Manager Comments** Director Koenig inquired if the back flow prevention issue had been resolved. GM responded and stated that it is still being discussed. GM also noted that he heard back from Washington D.C and that \$2 million had been appropriated for the Title XVI grant reimbursements for the 2008 federal fiscal year.

- 4. Consent Agenda.**

- A. Approve Minutes of June 20, 2007
- B. Approve Disbursement Ledger for June 2007
- C. Approve Financial Reports for June 2007

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

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

- 5. Discussion and/or Action Items**

- Consider Contract Engineering Services with Fred Miles, P.E., in an amount not to exceed \$200,000: GM reminded the board that this item was originally scheduled for the June 6, 2007, workshop agenda, but was pulled to provide the staff with an opportunity to explore options to pursue other professional engineering services or to sole source this proposed contract. The GM explained to the board that the Engineering Division Manager resigned from his position with the Agency on June 2, 2007 and in order to provide a continuation of engineering services needed during the construction of the Watsonville Area Recycled Water Project and the Coastal

Distribution System, the GM recommended a contract with Fred Miles, P.E., be approved. After further discussion the following action was taken.

◆ Motion by Director Koenig to approve a Contract for Engineering Services with Fred Miles, P.E., in an amount not to exceed \$200,00, as presented. Motion carried by the following roll call vote

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

- B. Consider change to Agency Organizational Chart (Resolution 2007-15), and three related salary adjustments: The GM briefly summarized to the board the proposed changes to the Agency's organizational chart. GM stated that the first organizational change involved elimination of the Engineering Division Manager position and placing that division's function back under the Technical Division Manager. The second was to fill the Senior Water System Operator. A downward salary adjustment range was recommended for that position. GM further stated that an upward salary adjustment was proposed for the vacant Assistant Civil Engineer position and similarly for the existing Hydrologist position. After further discussion, the following action was taken.

◆ Motion by Director Osmer to approve Resolution 2007-15, as presented. Motion carried by the following roll call vote:

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

- C. Continued discussion on Implementing a Proposition 218 Compliant Approval Process to Establish a Groundwater Charge: The GM re-introduced this item to the board, following a previous discussion at the June 20, 2007, Board Meeting. GM referenced the Agency Counsel's supplemental memo dated June 20, 2007, in which counsel had identified and discussed two approaches: 1) a majority protest, 2) a two-thirds vote of the owners of parcels subject to charges. The GM stated that the majority protest approach would require a mailed notice 45 days prior to a public hearing. The other approach would involve seeking an affirmative majority vote of owners.

Public Comments:

- Darlene Din, Santa Cruz County Farm Bureau. Mrs. Din read a letter on behalf of the Santa Cruz County Farm Bureau stating that the farm bureau was in support of an affirmative process approach rather than a majority protest approach.
- Harold Griffith agreed with Darlene Din and stated that the community would want a two-thirds voter approval.

Board Action: After more discussion, the board agreed to continue this discussion at the next board workshop meeting.

6. Reports/Information Presentations

A. Counsel Reports

1. Litigation update. Counsel reported that a petition for a re-hearing was submitted on June 29, 2007, and the Agency should hear back within 90 days.

B. Board Committee Reports. None.

C. Staff Reports.

1. Project operations report- TDM reported that water deliveries were at about 7 to 9 acre-feet per day.
2. Basin Management Plan implementation report -None
3. 2006 BMP Construction Program update
 - a. Coastal Distribution System- TDM reported that the construction project is about 50% complete and is going well; the piping is currently being laid through the Trafton/Bluff area.
 - b. Recycled Water facility-TDM reported that the Agency and City were still discussing the integration of the Agency's SCADA equipment into the RWF Instrumentation Control System.
4. Water Conservation report- WPC reported that approximately 15 growers have signed up for the mobile lab services and about 7 or 8 are likely to sign up in the near future. He also reported that due to the interim budget cuts, the nutrients test services and the gasket exchange program have been discontinued, although pump tests, efficiency and distribution testing and follow-up meetings are still being offered. WPC also mentioned that during the months of May, June, and July, he attended a series of meetings with Water Awareness Committees of Santa Cruz County to develop a series of radio ads. Lastly, WPC reminded the board of this year's Santa Cruz County Fair Booth in September. Outdoor landscaping and conservation practices will be this year's theme.
5. Consolidated Grants update- The Grant Administrator reported to the board that he met with the seven local sponsors and a Department of Water Resources Representative Natalia Deardorff in regards to the Proposition 50 Implementation Grant.

7. Written Communication/Correspondence

8. Future Meetings and Agenda Items

- A. Strategic Planning/Public Outreach Committee- July 30, 2007, 3:00 pm, PVWMA Conference Room
- B. Board Meeting – August 1, 2007, 1:30 pm Watsonville City Council Chamber
- C. Administrative/Finance Committee – Tuesday, August 14, 2007, 3:00 pm, PVWMA Conference Room
- D. Projects Committee- August 15, 2007, 4:00 pm, PVWMA Conference Room
- E. Board Meeting – August 15, 2007, 7:00 pm Watsonville City Council Chamber-**Cancelled**
- F. Water Quality and Operations Committee – August 23, 2007, 2:00 pm, Wastewater Treatment Facility

9. Closed Session

A. Conference with Real Property Negotiators

Pursuant to Government Code Section 54956.8:
Agency Negotiators: General Manager, General Counsel
Properties: APN: 117-022-001
Property Owner: Sunset Farms, Inc.

B. Conference with Legal Counsel: Liability Claims

Claimant: Reiter Berry Farms
Claimant: Augustin A. Urbina
Claimant: Juan A. Vasquez
Claimant: K.L. Farms
Claims against: Pajaro Valley Water Management Agency

The closed session convened at approximately 8:55 p.m. with Directors Dobler, Eiskamp, Kegebein, Cervantes, Osmer and Koenig, along with General Manager Bruce Laclergue, General Counsel Anthony Condotti and consultant Richard Smith. During the closed session the Board took the following actions:

- By motion (Osmer, 6-0) approved an amendment to easement grant deed between PVWMA and Sunset Farms, Inc., pertaining to Monterey County APN 117-022-01

- By motion (Kegebein, 6-0) approved the following liability claims pertaining to crop losses in connection with the CDS construction project:
 - Reiter Berry Farms (\$7,259.04)
 - Augustin A. Urbina (\$3,853.96)
 - Juan A. Vasquez (\$3,346.86)
 - Ken Lazarini (\$28,437.04)

The meeting concluded at approximately 9:30 p.m. with no members of the public present.

10. **Adjourned:** 9:30 pm



Bruce Laclergue, General Manager
- for -
Linda Contreras, Secretary

August 22, 2007
date approved