



# PAJARO VALLEY WATER MANAGEMENT AGENCY

36 BRENNAN STREET • WATSONVILLE, CA 95076

TEL: (831) 722-9292 • FAX: (831) 722-3139

email: info@pvwma.dst.ca.us • http://www.pvwma.dst.ca.us

Board of Directors Meeting  
City Council Chambers

March 19, 2008, 7:00 pm  
250 Main Street, Watsonville, CA

## MEETING MINTUES

**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 95076, at 7:03 p.m. By Chair Osmer

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

Board Members Absent: None

Staff Members Present: Mary Bannister, Technical Division Manager (TDM)  
Veronica Barboza, Administrative Analyst (AA)

Others Present: Anthony Condotti, Counsel

**2. Oral Communications.** Doug McKinney read a letter to the Board expressing his concerns regarding the future of the Agency.

**3. Director Comments and Counsel Reports:** Director Dobler commented that, he had communicated with Pajaro Sunny Mesa some time late last year regarding the status of the Agency.

**4. Ad Hoc Executive Committee Comments:** Director Dobler updated the Board on the following:

- Finances & Cash Flow
- Grants & Loans
- Rates
- Agency Staffing and Structure

Director Koenig inquired if the Agency was looking to hire the General Manager Position anytime soon. Director Kegebein responded that the Agency will eventually hire a General Manager in the future.

**5. Consent Agenda**

- A. Approve February 20, 2008 Minutes
- B. Approve Disbursement Ledger for February 2008
- C. Approve Financial Reports for February 2008
- D. Approve Agreement with Ramon's Landscaping Services
- E. Approve Agreement with Berta Rodriguez, Temporary Administrative Services
- F. Approve Amended Proposition 50 DWR Grant Agreement

(Director Eiskamp requested that items 5D-F under Consent Agenda be considered as separate items.)

◆ Motion by Director Dobler to approve the Consent Agenda with items 5A-C and 5D-F as separate items. Motion carried by the following roll call vote:

**AYES:** Osmer, Cervantes, Eiskamp, Kegebein, Imazio, Dobler, Koenig

**NOES:** None

**ABSENT:** None

**ABSTAIN:** None

The Board next considered item 5D. After discussion, the following action was taken:

◆ Motion by Director Eiskamp to approve item 5D, Agreement with Ramon's landscaping as presented. Motion carried by the following roll call vote:

**AYES:** Osmer, Cervantes, Eiskamp, Kegebein, Imazio, Dobler, Koenig

**NOES:** None

**ABSENT:** None

**ABSTAIN:** None

The Board next considered item 5E. After discussion, the following action was taken:

◆ Motion by Director Eiskamp to approve item 5E, Agreement with Berta Rodriguez, Temporary Administrative Services as presented. Motion carried by the following roll call vote:

**AYES:** Osmer, Cervantes, Eiskamp, Kegebein, Imazio, Dobler, Koenig

**NOES:** None

**ABSENT:** None

**ABSTAIN:** None

The Board next considered item 5F. After discussion, the following action was taken:

◆ Motion by Director Koenig to approve item 5F, Amended Proposition 50 DWR Grant Agreement as presented. Motion carried by the following roll call vote:

**AYES:** Osmer, Cervantes, Eiskamp, Kegebein, Imazio, Dobler, Koenig

**NOES:** None

**ABSENT:** None

**ABSTAIN:** None

**6. Discussion and/or Action Items:**

A. Consider approval of Resolution 2008-06, Approving Interim Renewal Contract with USBR: Counsel briefly summarized the contract to the Board and recommended the Ad Hoc Executive Committee to execute Contract No. 14-06-200-3365A-IR10-B, providing for a further extension of the interim renewal contract through February 29, 2010. After discussion, the following action was taken

◆ Motion by Director Imazio to approve Resolution 2008-06, Approving Interim Renewal Contract with USBR, as presented. Motion carried by the following roll call vote:

**AYES:** Osmer, Cervantes, Eiskamp, Kegebein, Imazio, Dobler, Koenig

**NOES:** None

**ABSENT:** None

**ABSTAIN:** None

B. Consider approval of 2007/2008 Budget Amendment: Gary Knutson presented the 2007/2008 Amended to the Board and Public. He stated that the budget was reviewed by the Administrative/Finance Committee at its March 18, 2008 Meeting and was recommended for Board approval. He further stated that the budget incorporated revised budget estimates for both revenues and expenditures, which included some of the reduction of staffing and estimated savings.

Public Comments: Doug McKinney commented that the money that was spent on projects should have been spent on other programs.

After discussion, the following was taken:

◆ Motion by Director Koenig to approve the 2007/2008 Amended Budget as presented. Motion carried by the following roll call vote:

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

**7. Future Meetings and Agenda Items**

- A. Water Quality and Projects Operations Committee – March 21, 2008, 10:00 am – 11:00 am, Waste Water Treatment Facility
- B. Board Meeting- April 2, 2008, 7:00 pm, “Old” Watsonville City Council Chambers
- C. Strategic Planning & Public Outreach (SPPO) Committee- April 7, 2008, 3:00 pm, PVWMA Conference Room
- D. Administrative/Finance Committee- April 9, 2008, 3:00 pm, PVWMA Conference Room
- E. Board Meeting- April 16, 2008, 7:00 pm, “Old” Watsonville City Council Chambers
- F. Water Quality and Projects Operations Committee – April 25, 2008, 10:00 am – 11:00 am, Waste Water Treatment Facility

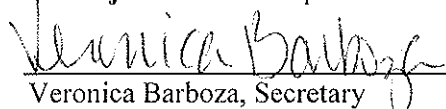
**8. Closed Session**

Conference with Legal Counsel: Liability Claims

- A. Conference with Legal Counsel – Pending Litigation  
Pursuant to Government Code Section 54956.9(a)  
Name of Case: Pajaro Sunny Mesa CSD v. PVWMA – SCSC Case No. CV 159506
- B. Conference with Legal Counsel: Liability Claims  
Claimants: Sunset Bay Farms  
Ortega Berry Farms, LLC  
Claim against: PVWMA

The closed session convened at approximately 8:25 p.m. with Directors Osmer, Imazio, Cervantes, Kegebein, Eiskamp, Dobler and Koenig. Technical Division Manager Bannister and General Counsel Condotti were also present. Prior to the closed session, Director Dobler recused himself from participation in the claim of Ortega Farms, LLC, and Director Cervantes recused himself from participation in the claim of Sunset Bay Farms, LLC. During the closed session the Board took the following actions: By motion (Imazio, 6-1 (Osmer)), the Board authorized and directed legal counsel to defend the action filed against the Agency by Pajaro Sunny Mesa Community Services District. Director Dobler left the meeting at approximately 9:25 p.m. By motion (Koenig, 6-0) accepted the liability claims of Ortega Berry Farms in the amount of \$43,759.36. Director Cervantes left the meeting at approximately 9:30 p.m. By motion, (Koenig, 5-0), the Board accepted the liability claim of Sunset Bay Farms, LLC in the amount of \$1,418.13. All claims pertain to crop losses resulting from the Coastal Distribution System (CDS) construction. The closed session concluded at approximately 8:38 p.m.

**9. Adjourned at 8:38 pm**

  
Veronica Barboza, Secretary

4-16-08  
date approved