



## PAJARO VALLEY WATER MANAGEMENT AGENCY

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**Board of Directors Meeting**  
**October 6, 2010, 7:00 pm**

**City Council Chambers**  
**275 Main Street, 4<sup>th</sup> Floor**  
**Watsonville, CA**

### BOARD MEETING MINUTES

#### 1. Call to Order

2. **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, 275 Main Street, 4<sup>th</sup> Floor, Watsonville, CA, at 7:07 p.m. by Chair Imazio.

Board Members Present: Imazio, Cavanaugh, Eiskamp, Dobler, Osmer, Koenig

Board Members Absent: None

Staff Members Present: Mary Bannister, General Manager (GM)  
Veronica Barboza, Administrative Analyst (AA)  
Others Present: Anthony Condotti, Agency Counsel

#### 3. Pledge of Allegiance

#### 4. Oral Communications: None

5. **Director Comments:** Director Osmer suggested that in the future, the Board should consider joining other community groups and get more information on “hoop houses” the current trend of tenting berries preventing recharge and causing runoff. He also acknowledged and congratulated Brian Lockwood, Staff Hydrologist in co-authoring in Groundwater magazine’s article on MODFLOW. Director Dobler expressed his feeling regarding the recent Griffith lawsuit, suggesting that rural residential customers not be billed, as they are not creating the overdraft problem.

#### 6. Counsel Report: None

7. **General Manager Report:** GM reported that the Agency had received \$868,000 from State of California- Department of Water Resources for the Proposition 50 IRWMP grant funding. GM also reported on the Washington DC Trip and stated that during the week of September 27, 2010, she, Director Osmer, Lidia Gutierrez of Gutierrez Consultants, and Steve Palmisano with the City of Watsonville, met with a number of federal legislative representatives and staff to promote the Agency’s request for reimbursement on our Title XVI funding for the Watsonville Area Recycled Water Facility.

#### 8. Consent Agenda

A. Approve October 6, 2010 Minutes

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

**AYES:** Imazio, Cavanaugh, Eiskamp, Dobler, Osmer, Koenig  
**NOES:** None

**ABSENT:** None

**ABSTAIN:** None

## 9. Discussion and/or Action Items

- A. Discuss proposed 6-month Work Plan in relation to Agency Mission, Draft Vision and Goals: GM gave a power point presentation of the proposed 6-month work plan. She stated that landowners and water users voted in favor of increasing augmentation and delivered water charges for groundwater extraction in the Agency's service area. The new rates will take effect October 1, 2010 and will be reflected in the December billing. GM stated that staff is developing an action plan to complete the administrative, legal and technical tasks required to provide necessary agency services. No action was taken, as this was a discussion item only.
- B. Discuss Basin Management Plan Update Development Process Approach: GM reported that with the successful approval of the new rates, the Agency can continue to address the groundwater overdraft in the Pajaro Basin, operate and maintain water supply facilities, and perform the critical functions of the Agency. A critical component of the action plan is to update the Basin Management Plan (BMP) which was adopted in 2002. Changes in local, regional and statewide water resources conditions require a shift in the water supply strategy recommended in the 2002 BMP. GM stated that Community involvement will be an integral element of the BMP Update. The various community groups, large and small growers, inland and coastal growers, rural and urban residents, all have an interest in preserving the Pajaro Basin and have expressed interest in supporting the Agency update of the BMP. Meetings and workshops will be conducted throughout the development of the BMP Update. Staff has identified three alternative methods in which the community, staff and Board involvement could be structured. These include:
1. No Committee (staff directs BMP Update), reports to/receives direction from the Board at regular/special meetings
  2. Ad-Hoc BMP Committee (Board members lead committee, report and provide recommendations to full board)
  3. BMP Steering Committee (stakeholders lead committee)

### Public Comments:

Skip Fehr commented that he sees the same people at every board meeting and felt a bit discouraged. Agency needs a small steering committee.

Dave Kegebein stated that community groups are all working together, farmers/landowners are coming together to bring up the BMP, recommends alternative 3

Kelley Bell stated that she concurs with Dave Kegebein, many community groups are working together. She recommends alternative 3.

No action was taken, as this was a discussion item only.

- C. Consider Ordinance 2010-04 Pertaining to Expiration of Augmentation Charge: GM stated that at its May 19, 2010 Board Meeting, Ordinance 2010-02 adopting the amending augmentation charge, includes section 9 which states as follow:

**Section 9. Expiration.** The augmentation charge increase approved by this ordinance shall expire five years after the effective date of the increase unless the augmentation charge increase is extended, increased or reduced *by the Board of Directors* prior to the expiration of the five-year period.

She stated that at the last meeting, the Board discussed clarification of the above referenced language to include a requirement to obtain voter approval as a prerequisite to any extension of the current ordinance beyond five (5) years.

Public Comments:

Skip Fehr stated that the Agency is better off not putting anything at all, as stated in the previous ordinance.

Dave Kegebein stated that when he was an active Board Member, the discussion was very clear that there would be a five (5) year sunset clause for the new funding.

After Board discussion, the following action was taken:

◆ Motion by Director Dobler to approve Consider Ordinance 2010-04 Pertaining to Expiration of Augmentation Charge as presented. Motion carried by the following roll call vote:

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

**10. Written Communication/Correspondence:** The September 2010 correspondences were included in the board packet.

**11. Reports/Information Presentations**

- A. Board Committee Reports: None to report
- B. Staff Reports
  - 1. Facility Operations Report: GM reported that staff has delivered total 2700 a/f of supplemental project water.

**12. Future Meetings and Agenda Items**

- A. Administrative/Finance Committee Meeting- October 12, 2010, 4:00-5:00 pm, PVWMA Conference Room
- B. Board Meeting- October 20, 2010, 7:00 pm, City of Watsonville, 275 Main Street, 4<sup>th</sup> Floor
- C. Water Quality and Project Operations Committee Meeting- TBD

**13. Closed Session**

- A. Conference with Legal Counsel: Existing Litigation (Pursuant to Cal. Govt. Code §54956.9)  
Name of case: *John G. Eiskamp v. PVWMA* – SCSC Case No. CISCV168446
- B. Conference with Legal Counsel: Existing Litigation (Pursuant to Cal. Govt. Code §54956.9)  
Name of case: *Harold Griffith v. PVWMA* – SCSC Case No. CISCV168936

The Board recessed to closed session at approximately 8:50 p.m. with Directors Imazio, Koenig, Dobler, Cavanaugh and Osmer present. General Manager Bannister and General Counsel Condotti were in attendance. The meeting adjourned at approximately 9:40 p.m. No action was reported. Prior to the closed session, Director Eiskamp recused himself due to a financial conflict of interest.

**14. Adjourned at: 8:50 pm**

  
Veronica Barboza, Secretary

10.20.10  
Date Approved