



PAJARO VALLEY WATER MANAGEMENT AGENCY

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**Board of Directors Meeting
December 18, 2013, 7:00 p.m.**

**City Council Chambers
275 Main Street, 4th Floor
Watsonville, CA 95076**

BOARD MEETING MINUTES

1. **Call to Order:** The Regular Board Meeting of Pajaro Valley Water Management Agency was called to order at 7:12 p.m. by Chair Imazio, in the City Council Chambers, 275 Main Street, 4th Floor, Watsonville, CA.
2. **Roll Call of the PVWMA Directors:**

Board Members Present: Imazio, Cavanaugh, Lynn, Persoff, Newell, Faurot, Zamora

Board Members Absent: None

Staff Members Present: Brian Lockwood, Sr. Water Resources Hydrologist (SWRH)
Teresa Delfino, Administrative Services Manager (ASM)
Laura R. Taay, Administrative Analyst (AA)
Tony Condotti, Agency Counsel (AC)
3. **Pledge of Allegiance**
4. **Oral Communications:** Greg Caput, Santa Cruz County Supervisor, 4th District, spoke of the Salsipuedes Creek sediment and vegetation removal below the College Lake Weir. The Supervisor distributed a memo dated December 18, 2013 from John Presleigh, Santa Cruz County Director of Public Works, to Supervisor Caput. The memo stated that “no permits have yet been obtained for the proposed maintenance work.” The memo also incorrectly stated that a requested hydrologic study of the College Lake Area “was commenced by the PVWMA as part of the BMP Update but has since stalled due to environmental permitting constraints and the need for additional funding.” In reality, the College Lake Area hydro study was commenced by the Resource Conservation District, and the RCD is the lead agency on the study. It is true that the study has stalled due to funding constraints. Supervisor Caput stressed that if anyone had questions to please contact his office.
5. **Director Comments:** Director Persoff commented on three items: 1) He attended a presentation at Soquel Creek Water District regarding the removal of Chromium 6 from pumped groundwater. The research was completed and was less expensive than thought. Director Persoff was grateful to Soquel Creek in taking the lead on this issue. 2) Trout Unlimited went to the bed of the Pajaro Valley River, both sides of Murphy Crossing, located and dug out at least 100 tires and are now in need of a 4 wheel drive vehicle to get down to the bed of the river for removal and disposal of the tires. 3) He inquired on the state of Harkins Slough and the prevention of possible seawater intrusion during the king tide events in December and at the end of January.
6. **Counsel Report:** Received a copy of Amicus Curiae Letter in Support of Petition of Review sent by Great Oaks Water Company to the California Supreme Court. Also, received a copy of a letter from the Howard Jarvis Tax Payer Association not asking to accept the petition for review but asking the courts to de-publish the Griffith/Pendry decision. If that were to occur, the decision would still be binding on this agency and parties to litigation. The Augmentation charges adopted in 2010 would be upheld but would not be citable by other agencies as precedent to move forward with similar augmentation charges.

7. **General Manager Report:** SWRH sat in for GM who was absent today. SWRH welcomed new Director Zamora to PVWMA Board.

8. **Consent Agenda**

- A. Approved November 20, 2013 minutes.
- B. Approved Financial Reports for October and November 2013.
- C. Received tentative meeting schedule for 2014.

Action: Director Cavanaugh moved for approval of the Consent Agenda; seconded by Director Persoff

Motion carried by the following voice vote:

AYES: Imazio, Cavanaugh, Lynn, Persoff, Newell, Faurot, Zamora

NOES: None

ABSENT: None

ABSTAIN: None

9. **Informational Items**

A. Receive Informational Presentation on Comments to the Draft Environmental Impact Report for the Management Plan Update

With the public comment period now over, PVWMA staff and consultants will prepare a response to comments and Final EIR (FEIR) that considers all comments received. Staff tentative scheduling anticipates presenting the BMP Update and FEIR as a “No Action” item in February or March, followed by a second presentation in March or April for Board adoption of the BMP Update and certification of the FEIR.

10. **Discussion and/or Action Items**

A. Consider approval of audited Financial Statements for Fiscal Year ended June 30, 2013

Danna McGrew, CPA, presented the financial statements and answered questions. Copies were made available for the public at the board meeting. The draft audit resulted in a clean opinion, revealing that the Agency’s financial statements are presented fairly and are found to be in conformity with generally accepted accounting principles and the standards applicable to financial audits contained in Government Auditing Standards, issued by the Comptroller General of the United States.

Action: Director Newell moved to approve the audited Financial Statements for Fiscal Year ended June 30, 2013; Seconded by Director Faurot

Motion carried by the following voice vote:

AYES: Imazio, Cavanaugh, Lynn, Persoff, Newell, Faurot, Zamora

NOES: None

ABSENT: None

ABSTAIN: None

B. Consider approval of contract with Gutierrez Consultants in the amount of \$81,000 for Proposition 50 Grant Program Administration.

Staff is requesting a contract with Gutierrez Consultants, Inc. for continued grant invoicing, reporting, and technical support work. All grant administration costs continue to be reimbursed through the Proposition 50 grant.

Action: Director Cavanaugh moved to approve the contract with Gutierrez Consultants in the amount of \$81,000 for Proposition 50 Grant Program Administration; Seconded by Director Newell

Motion carried by the following voice vote:

AYES: Imazio, Cavanaugh, Lynn, Persoff, Newall, Faurot, Zamora

NOES: None

ABSENT: None

ABSTAIN: None

11. Monthly Reports/Presentations

A. Facility Operations Report

1. Received 2013 Supplemental Water Production Monthly Summary Report
2. Received Harkins Slough Project Update

B. Board Committee Reports available www.pvwater.org

1. Ad Hoc Funding Committee update – Director Cavanaugh provided a brief update noting that no meeting will be held in December 2013.
2. Ad Hoc Agency Act Committee update – No recent meetings.

C. Public Outreach Update – SRWH reported on a recent press conference held to mark the record water delivery of over 4,000 acre-feet, the release of the Winter 2013 Newsletter, and a recent facilities tour with visiting professors from the Research Institute for Humanity and Nature in Kyoto, Japan, San Francisco State University and U.C. Davis.

12. Written Communication/Correspondences: November 15, 2013 to December 12, 2013

13. Future Meetings

- A. Ad Hoc Funding Committee (AHFC) – December 19 *meeting cancelled*
- B. Administrative/Finance Committee — January 14, 2014, 12:30 p.m. – 2:00 p.m., PVWMA Conference Room, 36 Brennan Street, Watsonville, CA.
- C. Board of Directors — January 22, 2014, 7:00 p.m., City Council Chambers, 275 Main Street, Fourth Floor, Watsonville, CA.
- D. Ad Hoc Funding Committee (AHFC), January 23, 2014, 3:00 p.m. – 5:00 p.m. City of Watsonville Water Resources Center, 500 Clearwater Lane, Watsonville, CA
- E. Water Quality & Project Operations Committee – January 29, 2014, 3:00 p.m. PVWMA Conference Room, Watsonville, CA.

**AGENCY OFFICE WILL BE CLOSED:
TUESDAY, DECEMBER 24 & WEDNESDAY, DECEMBER 25 and
TUESDAY, DECEMBER 31 AND WEDNESDAY, JANUARY 1**

14. Future Agenda Items - None

15. Closed Session

- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Initiation of Litigation Pursuant to Cal. Govt. Code §54956.9: 1 Potential Case

Adjourned at 8:18 p.m.