



APPROVED
September 25, 2017

MINUTES
of the Regular Meeting
Monterey Regional Water Pollution Control Agency
Board of Directors
August 28, 2017

1. CALL TO ORDER

The Regular Meeting of the Board of Directors of the Monterey Regional Water Pollution Control Agency was Called to Order by Chair Fischer at 6:02 p.m., on Monday, August 28, 2017 in the Board Room at 5 Harris Court, Building D, Monterey, California.

2. ROLL CALL

BOARD MEMBERS PRESENT:

Rudy Fischer, Chair	Pacific Grove
Ron Stefani, Vice Chair	Castroville Community Services District
John M. Phillips	County of Monterey
Dennis Allion	Del Rey Oaks
Timothy Barrett	Monterey
James R. Cochran	Moss Landing County Sanitation District - Ex-Officio
Gloria De La Rosa	Salinas
Mary Ann Carbone	Sand City
Ralph Rubio	Seaside
Thomas P. Moore	Marina Coast Water District
Vacant – Ex-Officio	United States Army

BOARD MEMBERS ABSENT:

Linda Grier	Boronda County Sanitation District
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MRWPCA STAFF PRESENT:

Paul A. Sciuto	General Manager
Tori Hannah	Chief Financial Officer
Bob Holden	Principal Engineer
Rob Wellington	Legal Counsel
Mike McCullough	Government Affairs Administrator
Michelle Bumgardner	Customer Service Rep. II

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Alma Garcia	Admin Support Specialist
Wyatt Troxel	Interim Transition AGM
Jennifer Gonzalez	Engineering Manager
Leara Sampson	HR Manager
Neil Steiner	Operator II
Robert Locke	Operator III
Stefan Wilson	Operator I
Bret Boatman	Field Maintenance Supervisor
Alison Imamura	Associate Engineer
Nathan Clark	Operator III
Bill Cronin	Plant Maintenance Supervisor

OTHERS PRESENT:

Maureen Hamilton, Water Resources Engineer, WPWMD
Mark Malanka, Retired - Former MRWPCA Employee
George Riley, Public Water Now

3. PLEDGE OF ALLEGIANCE

Member Cochrane led the pledge of allegiance.

4. PUBLIC COMMENTS

Chair Fischer called for Public Comments - none received.

5. EMPLOYEE RECOGNITIONS

A. MRWPCA Resolution No. 2017-29, a Resolution of Appreciation Presented to Mr. Mark Malanka Upon Retirement for His 36 Years of Service to the MRWPCA

Mr. Sciuto recognized Mr. Malanka for his 36 years of service to MRWPCA. Mr. Sciuto stated that Mr. Malanka worked his way up through the maintenance department to Maintenance Manager, and that it has been just great working with him, and that his retirement is a loss to the Agency.

Mr. Malanka spoke and thanked his Supervisors, Maintenance Crew, Operations Staff and the Board for their support.

ACTION TAKEN: It was moved by Member Moore, seconded by Member Barrett to approve MRWPCA Resolution No. 2017-29, a Resolution of Appreciation Presented to Mr. Mark Malanka Upon Retirement for His 36 Years of Service to the MRWPCA, and carried by the following vote:

Ayes: Fischer, Stefani, Phillips, Allion, Barrett, De La Rosa, Carbone, Rubio, Moore

Noes: None

Absent: Grier

6. CONSENT AGENDA

ACTION TAKEN: Member Barrett requested Item F be pulled to discuss further. It was moved by Member De La Rosa, seconded by Member Barrett to approve Consent Agenda minus Item F, and carried by the following vote:

Ayes: Fischer, Stefani, Phillips, Allion, Barrett, De La Rosa, Carbone, Rubio, Moore

Noes: None

Absent: Grier

ACTION TAKEN: Member Barrett requested a description of Item F and wanted to understand how much of the \$60,000 had already been spent that was not reimbursable through the SRF loan. Once Mr. Sciuto explained that most of the \$60,000 was available for outreach in the future, it was moved by Member De La Rosa, seconded by Member Barrett to approve Consent Agenda Item F: Consider Approval of a Budget Amendment to Allocate Budget for Pure Water Monterey Community Relations Activity, and carried by the following vote:

Ayes: Fischer, Stefani, Phillips, Allion, Barrett, De La Rosa, Carbone, Rubio, Moore

Noes: None

Absent: Grier

- A. Consider Approval of Board Minutes for Regular Board Meeting of July 31, 2017
- B. Receive Schedule of Cash and Investments as of July 31, 2017
- C. Receive Check Register for July 2017
- D. Receive Waste Discharge Report for July 2017; NPDES Monitoring Report for July 2017; and Plant Flows and Effluent Quality for Connected Agencies, Plus Flow Charts for RTP, Salinas, Monterey Peninsula, Marina, Fort Ord, and Castroville for July 2017
- E. Consider Award of Contract for the Construction of CP291 Primary Clarifier No. 5 Cleanouts Project
- F. Consider Approval of a Budget Amendment to Allocate Budget for Pure Water Monterey Community Relations Activity
- G. Consider Approval of a Budget Amendment to Record Loan Proceeds from the State Revolving Fund Loan and Related Expenses

7. COMMITTEE REPORTS

A. BUDGET/PERSONNEL COMMITTEE (BPC) – August 11, 2017

1. Receive BPC Draft Minutes of August 11, 2017

ACTION TAKEN: It was moved by Member Carbone, seconded by Member De La Rosa to receive the BPC Draft Minutes of August 11, 2017 and carried by the following vote:

Ayes: Fischer, Stefani, Phillips, Allion, Barrett, De La Rosa, Carbone, Rubio, Moore

Noes: None

Absent: Grier

B. RECYCLED WATER COMMITTEE (RWC) – August 17, 2017

1. Receive RWC Draft Minutes of August 17, 2017

ACTION TAKEN: It was moved by Member Rubio, seconded by Member Barrett to receive the RWC Draft Minutes of August 17, 2017 and carried by the following vote:

Ayes: Fischer, Stefani, Phillips, Allion, Barrett, De La Rosa, Carbone, Rubio, Moore

Noes: None

Absent: Grier

8. ACTION ITEMS

Mr. Wellington, Legal Counsel for MWPCA spoke on behalf of Mr. McCullough, and requested a vote from the Board to add Item D1. Resolution 2017-32 - A Resolution of the Board of Directors of the Monterey Regional Water Pollution Control Agency ("MRWPCA") Authorizing the General Manager to Enter Into a Funding Agreement with the State Water Resources Control Board for the Implementation of the MRWPCA and City of Salinas Stormwater Projects for the Salinas Region. Mr. Wellington stated the Resolution was passed back in January but the State requested a different form for the Resolution.

ACTION TAKEN: It was moved by Member Rubio, seconded by Member Barrett to add Item D1, Resolution 2017-32 to the agenda, carried by the following vote:

Ayes: Fischer, Stefani, Phillips, Allion, Barrett, De La Rosa, Carbone, Rubio, Moore

Noes: None

Absent: Grier

A. Consider Approval of An Agenda Management Services

Ms. Hannah stated the purpose of this software (BoardSync) is to increase efficiency and that it facilitates the transition to a paperless agenda, so staff is no longer printing the agenda and delivering it. Ms. Hannah also stated the agenda management software would be available to the Board on iPads.

Several Board members stated their preference to continue to receive the agenda in paper format.

ACTION TAKEN: It was moved by Member Allion, seconded by Member De La Rosa to have a demo of BoardSync, the agenda management services at the next Board meeting before money is invested, and carried by the following vote:

Ayes: Fischer, Stefani, Phillips, Allion, Barrett, De La Rosa, Carbone, Rubio, Moore

Noes: None

Absent: Grier

B. Consider Approval of An Engagement of Pinnacle Advanced Reliability Technologies to Assist Staff with Implementation of Asset Management, Interim Assistant General Manager and Technical Transition Management Plan

Mr. Sciuto stated that Mr. Troxel has been here since April acting as the interim Assistant General Manager, and during that time the analyses that were completed by PinnacleART highlighted the need for investing in asset management, infrastructure and the training of staff, and that the need of a more defined asset management plan to manage all the assets as well as the renewal and the replacement of assets is critical to the ongoing nature of the business. Mr. Sciuto also stated that this engagement with PinnacleART is for six months, and that he will return to the Board at that time to provide an update.

ACTION TAKEN: It was moved by Member Allion, seconded by Member Phillips to approve an Engagement of Pinnacle Advanced Reliability Technologies to Assist Staff with Implementation of Asset Management, Interim Assistant General Manager and Technical Transition Management Plan for six months in conformance with the proposed scope and schedule of services and return to the Board by February 2018 for subsequent consideration, and carried by the following vote:

Ayes: Fischer, Stefani, Phillips, Allion, Barrett, De La Rosa, Carbone, Rubio, Moore
Noes: None
Absent: Grier

C. Consider Approval of a Staff Addition for a Senior Source Control Inspector

Mr. Sciuto noted that the Source Control Department consists of one Supervisor and two source control people for a total of three people, and with the indication that the Supervisor may retire in mid-2018, plus the department taking a greater involvement in stormwater inspections justifies the need for an addition to staff.

Mr. Sciuto stated that the position of Senior Source Control Inspector was not included in the budget that was just approved, but that by adding this position will assist with succession planning and the ability to take on additional workload to meet the needs of member entities in stormwater inspections.

ACTION TAKEN: It was moved by Member Phillips, seconded by Member Rubio to approve a Staff Addition for a Senior Source Control Inspector, and carried by the following vote:

Ayes: Fischer, Stefani, Phillips, Allion, Barrett, De La Rosa, Carbone, Rubio, Moore
Noes: None
Absent: Grier

D1. Consider Approval of Resolution 2017-32 - A Resolution of the Board of Directors of the Monterey Regional Water Pollution Control Agency ("MRWPCA") Authorizing the General Manager to Enter Into a Funding Agreement with the State Water Resources Control Board for the Implementation of the MRWPCA and City of Salinas Stormwater Projects for the Salinas Region

Mr. McCullough stated that he was in the final stages of the agreement with the State Water Resources Control Board when they indicated that the Resolution that was passed in January did not meet their requirements.

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Mr. McCullough asked the Board to approve the Resolution as amended to allow him to discuss the next agenda item which was the final agreement.

ACTION TAKEN: It was moved by Member Barrett, seconded by Member De La Rosa to approve Resolution 2017-32 - A Resolution of the Board of Directors of the Monterey Regional Water Pollution Control Agency (“MRWPCA”) Authorizing the General Manager to Enter Into a Funding Agreement with the State Water Resources Control Board for the Implementation of the MRWPCA and City of Salinas Stormwater Projects for the Salinas Region, and carried by the following vote:

Ayes: Fischer, Stefani, Phillips, Allion, Barrett, De La Rosa, Carbone, Rubio, Moore

Noes: None

Absent: Grier

D. Consider Approval of the Executed Final Agreement for the Prop 1 Stormwater Grant

Mr. McCullough stated that this was the final agreement for the Prop 1 Stormwater Grant and requested the Board’s approval.

ACTION TAKEN: It was moved by Member Allion, seconded by Member Rubio to approve the Executed Final Agreement for the Prop 1 Stormwater Grant, and carried by the following vote:

Ayes: Fischer, Stefani, Phillips, Allion, Barrett, De La Rosa, Carbone, Rubio, Moore

Noes: None

Absent: Grier

E. Consider Approval of the Contract with E2 Consulting Engineers, Inc. for the Design of the Salinas Treatment Facility Storage and Recovery Project, a Component of the Pure Water Monterey Project and the Salinas Area Proposition 1 Storm Water Grant

Ms. Imamura stated that this is moving ahead with the engineering design of the last piece of the stormwater grant suite of projects that needs to have an engineering design completed. Ms. Imamura also stated this project is being called the Salinas Treatment Facility Storage and Recovery, a project that changes winter stormwater into summer water that can be used for recycling.

ACTION TAKEN: It was moved by Member Rubio, seconded by Member De La Rosa to approve the Contract with E2 Consulting Engineers, Inc. for the Design of the Salinas Treatment Facility Storage and Recovery Project, a Component of the Pure Water Monterey Project and the Salinas Area Proposition 1 Storm Water Grant, and carried by the following vote:

Ayes: Fischer, Stefani, Phillips, Allion, Barrett, De La Rosa, Carbone, Rubio, Moore

Noes: None

Absent: Grier

F. Consider Approval of An Increase To the Contract with Perkins Coie for Environmental Services and CPUC Legal Support

Mr. Holden stated that a notice was received from the Administrative Law Judge from the CPUC about the next set of hearings, and that Mr. Sciuto has been asked to give testimony. Mr. Holden also stated that he was asking for \$100,000 for Perkins Coie, predominately for the CPUC process, to prepare testimony and to prepare Mr. Sciuto in giving testimony as well as attending different meetings, both by phone and in person.

Public Comment:

Mr. Riley stated that what is being done by the agency may change the nature of the future water supply going forward. Mr. Riley also stated that what the CPUC has done has raised an opportunity for the community to rethink some of the decisions that have been made in the past. Mr. Riley also noted that he is really pleased with the Agency because this is the water of the future.

Ayes: Fischer, Stefani, Phillips, Allion, Barrett, De La Rosa, Carbone, Rubio, Moore

Noes: None

Absent: Grier

G. Consider Approval of an Increase to the Contract with Trussell Technologies Inc. for Continued Operational Support for the Pure Water Monterey Advanced Water Purification Demonstration Facility

Mr. Holden stated that he was asking for almost \$200,000 for Trussell Technologies for help in various areas, but specifically for work on the demo facility, help with interpretation of data, help with different approaches that will help with the design and to figure out how to run the big facility. Mr. Holden also stated that this additional money is also for some of the things Mr. Troxel talked about on how to adjust the treatment facility to respond to different waters.

ACTION TAKEN: It was moved by Member Phillips, seconded by Member De La Rosa to approve an Increase to the Contract with Trussell Technologies Inc. for Continued Operational Support for the Pure Water Monterey Advanced Water Purification Demonstration Facility, and carried by the following vote:

Ayes: Fischer, Stefani, Phillips, Allion, Barrett, De La Rosa, Carbone, Rubio, Moore

Noes: None

Absent: Grier

H. Consider Approval of an Increase to the Injection Wells Phase 2 Design Contract with Kennedy Jenks to Include Additional Relay Stations Design

Ms. Hamilton stated that the Injection Wells Design Phase 2 includes design of the communication signal between the injection wells located on the Former Fort Ord and the central control room located in Marina. Ms. Hamilton also stated that the type of radio signal needed to transmit requires a clear line of sight, and the maximum height to build a radio tower is 30 feet, so to stay within those parameters additional communication towers are needed

ACTION TAKEN: It was moved by Member Barrett, seconded by Member Carbone to approve an Increase to the Injection Wells Phase 2 Design Contract with Kennedy Jenks to Include Additional Relay Stations Design, and carried by the following vote:

Ayes: Fischer, Stefani, Phillips, Allion, Barrett, De La Rosa, Carbone, Rubio, Moore

Noes: None

Absent: Grier

I. Consider Approval of General Manager's Goals for Fiscal Year 2017/2018

Chair Fischer stated that over the last several months the Board discussed the goals for the general manager as well as salary adjustments, and that at the last meeting the Board came up with these goals. Chair Fischer also stated that he divided two of the goals because they were subsets of the first goal. Chair Fischer proposed the goals for the Fiscal Year 2017/2018 to the Board.

ACTION TAKEN: It was moved by Member Rubio, seconded by Member De La Rosa to approve the General Manager's Goals for Fiscal Year 2017/2018, and carried by the following vote:

Ayes: Fischer, Stefani, Phillips, Allion, Barrett, De La Rosa, Carbone, Rubio, Moore

Noes: None

Absent: Grier

J. Consideration of and Possible Action by the Board Regarding the Matter of an Adjustment in the Compensation of the General Manager

Chair Fischer stated that discussions in closed session have taken place over several meetings regarding the General Manager's salary adjustments. Chair Fischer also stated that both he and Mr. Stefani met with the General Manager on adjustments to his salary. Chair Fischer noted the following adjustments to the General Manager's compensation:

- Increase annual base salary to \$232,000, retroactive to July 1, 2017
- Regular increases over the next three fiscal years, tied to the San Francisco/Oakland/San Jose CPI index – minimum of 2% and a maximum of 5% (this matches what the employees have)
- One-time bonus of \$10,000 – not added to base pay
- Continuation of General Manager's PERS contribution

ACTION TAKEN: It was moved by Member De La Rosa, seconded by Member Carbone to amend the General Manager's contract in accordance with the motion, and carried by the following vote:

Ayes: Fischer, Stefani, Phillips, Allion, Barrett, De La Rosa, Carbone, Rubio, Moore

Noes: None

Absent: Grier

9. INFORMATIONAL ITEMS

A. Pure Water Monterey Update

Mr. Sciuto provided an update on Pure Water Monterey and indicated that an approval of the dewatering and diversion plan is pending review from the Fish and Wildlife Department.

B. Receive Update on Pure Water Monterey Project Costs and the Estimated Cost of Water

Ms. Hannah stated she originally had a presentation set-up for this item, but will continue instead to next month's Board meeting.

C. Quarterly Financial Updates

Ms. Hannah stated that normally quarterly financial updates are placed under consent and that for this month they were placed under Informational Items, and that at the time this agenda was prepared they were still doing some year-end accruals, so these are preliminary numbers. If there are additional updates they will be provided at next month's meeting.

10. STAFF REPORTS

A. General Manager/Assistant General Manager/Legal Counsel

Mr. Sciuto provided an update on the Assistant General Manager recruitment and indicated five interviews already took place with an additional three interviews taking place on Wednesday.

Mr. Sciuto provided an update on his presentation to the California Association of Sanitation Agencies, specifically related to the Prop 218 Notice and to costs of water.

Mr. Sciuto stated that Mr. McCullough spoke at the WateReuse Association Northern California Chapter meeting on August 18th in Palo Alto.

11. BOARD MEMBER COMMENTS/REPORTS

Member Barrett reminded everyone about the Economic Conference scheduled for September 10 – 13, 2017 in Monterey.

Member Carbone indicated the League of California Cities will be taking place on September 13-15 in Sacramento.

Chair Fischer recessed Open Session and commenced Closed Session at 8:04 PM

12. RECESS TO CLOSED SESSION


- A. Conference with Real Property Negotiators
Pursuant to Government Code 54956.8
Property: Conveyance Pipeline
Agency Negotiator: Paul A. Sciuto, General Manager
Negotiating Parties: Marina Coast Water District
Under Negotiation: All Terms and Conditions

13. ANNOUNCEMENTS FROM CLOSED SESSION

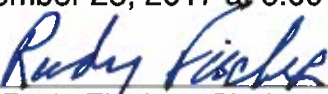
Legal Counsel Wellington reported that the Board came back into open session at 8:18 PM and Legal Counsel reported that in the closed session the Board had considered agenda item 12.A (Conference with Real Property Negotiator), and that no reportable action was taken.

14. ADJOURNMENT

At 8:19 PM with no further business, Chair Fischer adjourned the meeting to the next regular Board Meeting to be held in the Board Room at 5 Harris Court, Building D, in Monterey, California on Monday, September 25, 2017 at 6:00 p.m.



Paul A. Sciuto, General Manager
Secretary to the Board



Rudy Fischer, Chair
MRWPCA Board of Directors