



Monterey One Water

Providing Cooperative Water Solutions

ACTION MINUTES

APPROVED
November 26, 2018

Regular Meeting Monterey One Water Board of Directors

October 29, 2018

1. **CALL TO ORDER**

The Regular Meeting of the Board of Directors of the Monterey One Water was called to Order by Acting Chair Stefani at 6:01 p.m., on Monday, October 29, 2018 in the Board Room of the Monterey One Water Administrative Office located at 5 Harris Court, Building D, Monterey, California.

2. **ROLL CALL**

BOARD MEMBERS PRESENT:

Rudy Fischer, Chair (<i>arrived at 6:39 pm</i>)	Pacific Grove
Ron Stefani, Vice Chair	Castroville Community Services District
Linda Grier (<i>arrived at 6:10 pm</i>)	Boronda County Sanitation District
John M. Phillips	County of Monterey
Dennis Allion	Del Rey Oaks
Thomas P. Moore (<i>arrived at 6:05 pm</i>)	Marina Coast Water District
Alan Haffa (<i>Alternate</i>)	Monterey
Mary Ann Carbone	Sand City
Ralph Rubio	Seaside

BOARD MEMBERS ABSENT:

Gloria De La Rosa	Salinas
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MRWPCA STAFF PRESENT:

Paul A. Sciuto	General Manager
Rob Wellington	Legal Counsel
Tamsen McNarie	Assistant General Manager
Fred Marsh	Business Services Manager/CFO
Alma Garcia	Administrative Support Specialist
Bob Holden	Principal Engineer
Rachel Gaudoin	Public Outreach Coordinator
Leara Sampson	Human Resources Manager
Mike McCullough	Government Affairs Administrator
Jennifer Gonzalez	Engineering Manager
Jose O. Guzman	Interim Operations Supervisor
Dave Lindow	Pure Water Monterey Program Manager

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Yohana Vargas
Richard Gilliam
Tom Kouretas
Chayito Ibarra

Contracts Administrator
Interim Plant O&M Manager
Associate Engineer
Executive Assistant/Board Clerk

OTHERS PRESENT:

Andrea Bochling, Raftelis
Habib Isaac, Raftelis
Dave Chardavoyne, MCWRA

3. PLEDGE OF ALLEGIANCE

Member Rubio led the pledge of allegiance.

Acting Chair Stefani asked if there were any emergency items to add to the agenda.

Legal Counsel Wellington stated that staff is recommending that the Board approve adding one item under closed session which came to light after the agenda was published. Mr. Wellington noted that the item was pursuant to government code 54956.9 (d)(2), anticipated litigation, one item.

Acting Chair Stefani stated that adding an item requires approval from the Board and asked for a motion.

ACTION TAKEN: It was moved by Member Rubio, seconded by Member Phillips to add the following item under closed session: Conference with Legal Counsel – Anticipated Litigation, Pursuant to Government Code 54956.9 (d)(2), Significant Exposure to Litigation – One Potential Case, and carried by the following vote:

Ayes: Allion, Carbone, Phillips, Stefani, Haffa, Rubio

Noes: None

Absent: Grier, Moore, Fischer, De La Rosa

4. PUBLIC COMMENTS

Acting Chair Stefani called for Public Comments, after hearing none; he closed the Public Comment period.

Member Moore was seated at 6:05 pm

5. CONSENT AGENDA

Member Allion asked a question about Item 5-E, (Receive WDR and NPDES Reports; Plant and Community Influent Flows; and Effluent Water Quality for September 2018) and questioned the cause for the huge spike in the flows for Marina for the month of September which nearly doubled from last month.

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General Manager Sciuto said that staff would review the data and would let the Board know the cause for the spike.

ACTION TAKEN: It was moved by Member Rubio, seconded by Member Phillips, to approve Consent Agenda Items A through H, and carried by the following vote:

Ayes: Moore, Allion, Carbone, Phillips, Stefani, Haffa, Rubio

Noes: None

Absent: Grier, Fischer, De La Rosa

- A. Consider Approval of Board Minutes for Regular Board Meeting of September 24, 2018
- B. Consider Approval of Board Minutes for Special Board Meeting of October 12, 2018
- C. Receive Schedule of Cash and Investments as of August 2018
- D. Receive Check Register for September 2018
- E. Receive WDR and NPDES Reports; Plant and Community Influent Flows; and Effluent Water Quality for September 2018
- F. Consider Approval of Resolution 2018-17, Authorizing the purchase of (5) Ford Hall Company Inc. Automated Weir Wolf Cleaning Systems without Formal Competitive Bidding in the Amount not to exceed \$86,345.00
- G. Consider Approval of Resolution 2018-18 Amending the Conflict-of-Interest Code to Revise the List of Designated Employees/Positions
- H. Consider Approval of a Contract Amendment with Larry Walker Associates for NPDES Permitting and Other Related Regulatory Services for the Pure Water Monterey Groundwater Replenishment Project for a Not-to-Exceed Cost of \$50,000

6. COMMITTEE REPORTS

A. BUDGET/PERSONNEL COMMITTEE (BPC) – OCTOBER 12, 2018

- 1. Receive BPC Draft Minutes of October 12, 2018

ACTION TAKEN: It was moved by Member Carbone, seconded by Member Allion to receive the BPC Draft Minutes of October 12, 2018 and carried by the following vote:

Ayes: Allion, Carbone, Phillips, Stefani, Haffa, Rubio, Moore

Noes: None

Absent: Grier, Fischer, De La Rosa

- B. RECYCLED WATER COMMITTEE (RWC) – OCTOBER 18, 2018
1. Receive RWC Draft Minutes of October 18, 2018

ACTION TAKEN: It was moved by Member Rubio, seconded by Member Allion to receive the RWC Draft Minutes of October 18, 2018 and carried by the following vote:

Ayes: Allion, Carbone, Phillips, Stefani, Haffa, Rubio, Moore

Noes: None

Absent: Grier, Fischer, De La Rosa

7. ACTION ITEMS

- A. Consider Approval of a Contract Amendment with Covello, a Psomas Company, for Construction Management of the Blanco Drain and Reclamation Ditch Diversion Facilities for a Not-to-Exceed Cost of \$250,000
Associate Engineer Kouretas presented this item and answered questions from the Board.

Member Grier was seated at 6:10 pm

ACTION TAKEN: It was moved by Member Allion, seconded by Member Rubio to Approve a Contract Amendment with Covello, a Psomas Company, for Construction Management for the Blanco Drain and Reclamation Ditch Diversion Facilities Project for a Not-to-Exceed cost of \$250,000, for a Total Contract Amount of \$1,049,380, and carried by the following vote:

Ayes: Allion, Carbone, Phillips, Stefani, Haffa, Rubio, Grier, Moore

Noes: None

Absent: Fischer, De La Rosa

- B. Consider Approval to Execute the Memorandum of Agreement Between M1W and the City of Salinas Related to the Electrical Improvements at the Industrial Wastewater Treatment Facility
Government Affairs Administrator McCullough presented this item and answered questions from the Board.

ACTION TAKEN: It was moved by Member Phillips, seconded by Member Allion to Approve the Memorandum of Agreement Between M1W and the City of Salinas related to the electrical improvements at the Industrial Wastewater Treatment Facility, Subject to Non-Substantive Changes Approved by Legal Counsel, and carried by the following vote:

Ayes: Allion, Carbone, Phillips, Stefani, Haffa, Rubio, Grier, Moore

Noes: None

Absent: Fischer, De La Rosa

- C. Consider receiving the New Source Water Supply Study Final Report prepared by Raftelis Consulting for the Castroville Seawater Intrusion Project
Government Affairs Administrator McCullough introduced Habib Isaac, Senior Manager with Raftelis, who presented this item and answered questions from the Board.

Chair Fischer was seated at 6:39 pm

Public Comments:

Dave Chardavoyne, MCWRA, stated that one of the things this analysis determined was significant savings on pumping of the wells and hopes the Growers will be able to see that. He stated that with regard to the "Amended and Restated Water Recycling Agreement" between M1W and MCWRA, the agreement has a requirement that the Regional Board sign off that no further treatment will be required of the water in the Blanco Drain. This is a significant benefit to the Growers, as the Blanco Drain costs are significant and the Growers can get assurance that they are not going to have to contribute down the road to further treatment before this water goes to the Regional Treatment Plant.

ACTION TAKEN: It was moved by Member Rubio, seconded by Member Moore to Receive the New Source Water Supply Study Final Report Prepared by Raftelis Consulting for the Castroville Seawater Intrusion Project and carried by the following vote:

Ayes: Fischer, Allion, Carbone, Phillips, Stefani, Haffa, Rubio, Grier, Moore

Noes: None

Absent: De La Rosa

8. INFORMATIONAL ITEMS

A. Pure Water Monterey Project Update

Pure Water Monterey Program Manager Lindow provided an update on the Pure Water Monterey Project.

B. Presentation on Infrastructure Vulnerability Identification and Mitigation, Tammy McNarie, Assistant General Manager

Assistant General Manager McNarie gave a presentation on Infrastructure Vulnerability Identification and Mitigation.

9. STAFF REPORTS

A. General Manager/Assistant General Manager/Legal Counsel

General Manager Sciuto reported on the following activities he participated in during the month of September:

- Attended a retirement Luncheon for Mid-Pacific Regional Director David Murillo
- At the September 28 FORA Board meeting, approved \$2.3M worth of reimbursements
- Reminded the Board about the Annual Board of Directors Dinner at Tarpys on November 26, immediately after the Board meeting

Assistant General Manager McNarie introduced Jose Guzman and Nathan Clark who were recently promoted to Operations Supervisors.

10. Board Member Comments/Reports

Chair Fischer recessed Open Session at 7:11 pm and commenced Closed Session at 7:13 PM

11. CLOSED SESSION

A. Conference with Legal Counsel – Anticipated Litigation
Pursuant to Government Code 54956.9 (d)(2)
Significant Exposure to Litigation – One Potential Case

B. Conference with Labor Negotiators
Pursuant to Government Code Section 54957.6
Unrepresented Employee: General Manager

12. ANNOUNCEMENTS FROM CLOSED SESSION

The Board came back into open session at 7:45 p.m, at which time Legal Counsel announced that with regard to the item listed on the closed session agenda as 11-A, information had been provided to the Board, and no reportable action was taken.

As to Item 11-B, the Board discussed the matter of the Genal Manager compensation, which matter will be taken up at this time for any action in open session.

13. ACTION ITEMS (Cont'd)

A. Consider Possible Action by the Board Regarding the Matter of an Adjustment in the Compensation of the General Manager

Member Moore made a motion to approve the following amendments, over the next three years, to the General Manager's compensation agreement:

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- Year 1, commencing on January 1, 2019, the annual base salary shall be increased to \$250,000, with an additional payment of \$10,000 to the General Manager's 457(b) deferred compensation Plan.
- Year 2, commencing on January 1, 2020, if the General Manager has received a satisfactory annual performance evaluation, the annual base salary shall be increased to \$260,000, with an additional payment of \$10,000.00 to the General Manager's 457(b) deferred compensation Plan and an additional payment of \$5,000 to the 457(b) Plan if during the year the General Manager has successfully stewarded the Agency to complete the construction of the Pure Water Monterey Project
- Year 3, commencing on January 1, 2021, if the General Manager has received a satisfactory annual performance evaluation, the annual base salary shall be increased to \$270,000, with an additional payment of \$10,000.00 to the General Manager's 457(b) deferred compensation Plan and an additional payment of \$5,000 to the 457(b) Plan if during the year water from the Pure Water Monterey Project has been delivered to the Seaside Aquifer and accepted by California American Water.

Member Rubio seconded the motion.

ACTION TAKEN: It was moved by Member Moore, seconded by Member Rubio to amend the General Manager's contract in accordance with the motion as listed above, and carried by the following vote:

Ayes: Allion, Carbone, Phillips, Stefani, Haffa, Rubio, Grier, Moore, Fischer

Noes: None

Absent: De La Rosa

14. ADJOURNMENT

At 7:49 pm with no further business, Chair Fischer adjourned the meeting to the next regular meeting on Monday, November 26, 2018 at 6:00 p.m.



Paul A. Sciuto, General Manager
Secretary to the Board



Rudy Fischer, Board Chair
M1W Board of Directors