



Corrected

APPROVED

MINUTES
of the Regular Meeting
Monterey Regional Water Pollution Control Agency
Board of Directors
January 28, 2008

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 Russell at 7:00 p.m., on Monday, January 28, 2008, in the Board Room at 5 Harris Court, Building D, Monterey, California.

2. PLEDGE OF ALLEGIANCE

Chair Russell led the Pledge of Allegiance.

3. ROLL CALL

BOARD MEMBERS PRESENT:

Joe Russell, Chair	Del Rey Oaks, Mayor
Dave Pendergrass, Vice Chair	Sand City, Mayor
Ramiro Cortez	Boronda County Sanitation District
Ron Stefani	Castroville Water District, President
Kenneth Nishi	Marina Coast Water District
Jeff Haferman	Monterey, Vice Mayor
Lou Calcagno	Monterey County, Supervisor
Gage Dayton	Moss Landing County Sanitation District
Dan Cort	Pacific Grove, Mayor
Gloria De La Rosa	Salinas, Mayor Pro Tem
Steve Bloomer	Seaside, Mayor Pro Tem
Vacant – Ex-Officio	U.S. Army, Representative

BOARD MEMBERS ABSENT:

None

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MRWPCA STAFF PRESENT:

Keith Israel	General Manager
Rob Wellington	Legal Counsel
John Tiernan	Director of Administrative Services
Tom Buell	Director of Finance
Bob Holden	Recycled Water Project Coordinator
Karen Harris	Community Relations Specialist
Mark Malanka	Field Maintenance Manager
Bill Cronin	Lead Maintenance Mechanic
Eric Synstebly	Maintenance Planner
Leara Ventura	Administrative Support Specialist II
Betty Nebb	Executive Assistant

OTHERS PRESENT:

Carl Niizawa – City of Salinas
Les Turnbeaugh – City of Monterey
Belinda Platts and husband – Dole Food
Bjorn Undergrad – City of Seaside
Eric Tynan – Castroville Water District
Jim Heitzman – Marina Coast Water District
Josh Cort

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Chair Russell called for a Moment of Silence in memory of Mr. Joseph Ruiz, a 24-year employee with the MRWPCA.

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4. INTRODUCTION OF NEW BOARD MEMBERS AND SPECIAL ACKNOWLEDGMENTS

Chair Russell introduced Mr. Ron Stefani as a new MRWPCA Board Member representing Castroville Water District.

Chair Russell also acknowledged receipt of the Certificate of Appreciation from the US National Committee for Employer Support of the Guard and Reserve. Mr. Israel stated that over the course of many years MRWPCA has been able to support our employees when they are called to active duty. Historically, the agency has endeavored to have their original positions available when they return.

We are pleased to receive this acknowledgment and are grateful we can do our part to support their contributions.

5. PUBLIC COMMENTS

At 7:05 p.m., with no comments from the public received, Chair Russell opened and closed Public Comments.

6. CONSENT AGENDA

Mr. Nishi requested Item A, Board Meeting Minutes of November 26, 2007, be pulled as he would have to abstain voting to approve due to his absence at that meeting.

Chair Russell requested Item I be pulled in order to announce the Members who would serve as the Nomination Committee: Ms. De La Rosa as Chair; Mr. Cortez and Mr. Bloomer.

ACTION TAKEN: On a motion by Ms. De La Rosa, seconded by Mr. Cort, the Board approved Consent Items A – H and J – L as follows, noting Mr. Nishi's abstention to approve the Board Meeting Minutes/Report of November 30, 2007:

- A. Approve Board Meeting Minutes/Report for Regular Board Meeting of November 30, 2007.**
- B. Receive Financial Statements – October, November and December 2007**
- C. Receive Comparison Percentage of Budget Expended Through December 2007**
- D. Receive Check Register – November and December 2007**
- E. Receive Plant Flows and Effluent Quality for Connected Agencies, Plus Flow Charts for Salinas, Monterey Peninsula, Marina Plant, Fort Ord, and Castroville for November and December 2007**
- F. Receive Actual vs. Budgeted Fiscal Year 2007/08 Expenditures for the Capital Improvement Program and Capitalized Equipment Fund**
- G. Receive Actual vs. Anticipated Fiscal Year 2007/08 Revenues from Capacity Charges**
- H. Receive Residential Dwelling-Unit Aggregate as of December 31, 2007**
- I. *Pulled by Chair Russell as Board approval is not required for Chair's appointments to Nomination Committee.***
- J. Reject Approval to Purchase and Bids for the Acquisition of a 175 kW Generator**

- K. Approve Award of Design Services Contract for the Chemically Enhanced Primary Treatment (CEPT) Project**
- L. Approve Certificate of Appreciation to Ms. Belinda Platts for her service on behalf of the MRWPCA and the Water Quality and Operations Committee.**

Chair Russell introduced Ms. Belinda Platts and commended her service for over nine years to MRWPCA as an exceptional member and past Vice Chair of the Water Quality and Operations Committee. Because the efforts and expertise of Ms. Platts have enhanced the reputation of MRWPCA and the quality of our recycled water programs, the Board of Directors is pleased to present her with a special Certificate of Appreciation.

Ms. Platts commended the MRWPCA and acknowledged the continuing commitment by the agency to be responsive to the needs and concerns of the farming community by providing the safest water used to irrigate in all the Salinas Valley.

7. COMMITTEE REPORTS AND RELATED ACTION ITEMS

A. Budget/Personnel Committee

- 1. Receive and Approve Committee Minutes/Report of Monday, January 14, 2008**

ACTION TAKEN: On a motion by Mr. Calcagno, seconded by Mr. Cort, the Board unanimously approved the Budget/Personnel Committee Minutes for Monday, January 14, 2008, with the following recommendations:

- **That the Board approve the proposed 2008 meeting dates for the Budget/Personnel Committee.**

B. Recycled Water Storage Committee

- 1. Receive and Approve Committee Minutes/Report, Thursday, January 17, 2008**

Chair Pendergrass announced the minutes and recommended actions are accurately recorded. Mr. Nishi inquired about the comment in the minutes on page 121 regarding “recycled water from our boundary to CSUMB, Seaside golf courses, Del Rey Oaks golf course and resort, and other urban uses has been delayed by Marina Coast Water District due to delays in housing starts” and asked that the letter from the President of MCWD dated January 20, 2008 be acknowledged with the review and approval of the Committee Minutes/Reports.

Legal Counsel Wellington commented the correspondence was included in the materials presented to the Members prior to tonight's meeting and will be referenced in the Minutes of the Board Meeting as correspondence received.

ACTION TAKEN: On a motion by Mr. Pendergrass, seconded by Chair Russell, the Board unanimously approved the Recycled Water Storage Committee Minutes for Thursday, January 17, 2008, with the following recommendations:

- **That the Board approve the General Manager initiate negotiation via a Memoranda of Understanding with Cal Am for their potential purchase of groundwater replenishment water.**
- **That the Board approve a contract amendment with RMC to cover: 1) SRDF pipeline and associated improvements, 2) chlorine contact basin modifications, and 3) SVRP filter drain improvements for an amount not to exceed \$146,033.**
- **That the Board approve the proposed 2008 meeting dates for the Recycled Water Storage Committee.**

8. OTHER ACTION ITEMS BEFORE THE BOARD

A. Approve Contingent Funding for Replenishment Project Design Services Subject to February 6th Watermaster Board Approval

Mr. Israel described the recent discussions with the Watermaster Board and TAC and the pending approval on February 6th of funding for the next three months for design and planning work for the Groundwater Replenishment Project. In an effort to keep the replenishment project on schedule, Mr. Israel requests Board approval to proceed with proposed Scopes of Work by project consultants subject to the Watermaster Board approving this funding. If the Watermaster Board does not go forward with the full approval, the matter will come back before the Recycled Water Storage Committee and be reconsidered by the Board.

ACTION TAKEN: On a motion by Mr. Cort, seconded by Mr. Calcagno, the Board unanimously approved contingent funding for Replenishment Project Design Services subject to February 6th Watermaster Board approval to DCM for \$100,000, SPI for \$167,000, Denise Duffy & Associates for \$21,975 and TRG & Associates for \$28,515.

9. INFORMATIONAL ITEMS

A. Fort Ord Update

No questions or comments.

B. Reclamation Project Status Summary

No questions or comments.

C. Strategic Planning Goals (2005-2008)

No questions or comments.

10. STAFF REPORTS

A. General Manager/Legal Counsel

Mr. Israel announced Mr. Malanka, Maintenance Manager, would provide a presentation about the response by MRWPCA crews to the January storm incidents on the Peninsula.

B. Department Heads

No report.

C. Presentation: Update of Recent Storm Damage and Special Recognition of Employees who Responded to this Emergency Situation

Mr. Malanka, Maintenance Manager, recognized two employees in attendance: Bill Cronin, Maintenance Lead, and Eric Synsteby, Planner/Emergency Generator Mechanic. Both were very instrumental in getting us through the January storm. Mr. Malanka provided a presentation illustrating the activities carried out by the MRWPCA crews during the winter storm of January 4, 5, and 6th. During the course of the storm, there were periods of time when 14 sewage pump stations were running on either fixed or portable generators including all of Pacific Grove, most of Monterey, and parts of Seaside. Fortunately there was advance notice of the storm and so precautions, pre-staging of equipment and work schedules could be addressed in advanced.

Mr. Malanka explained that the most crucial incident for the agency during the storm was the failure of the emergency generator at the Coral Street and Fountain Avenue Pump Station in Pacific Grove. The nearly 60 mph winds resulted in extremely high surf causing seawater to cover the station numerous times and eventually caused water to leak into the pump station and short out the generator. Although agency crews responded and installed emergency equipment and pumps quickly and efficiently, it was not before approximately 500 gallons of wastewater had bypassed into the ocean. Upon review of the situation, it was determined the crew's quick response made it possible to contain the spillage to

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this minimal amount. Eventually power was fully restored to the pump station preventing any sewage backing up into the city streets and homes.

In the after-action review, Mr. Malanka revealed that a major factor to the success of this operation at the Coral Street Pump Station was the support received from Pacific Grove fire, police and public works personnel. Additionally the City of Seaside was ready and talking with us in case extra help was needed. City of Monterey had made a number of improvements to their system at our request that were instrumental in preventing spills in Monterey. This operation is a tribute to all the staff from many disciplines within the agency who pulled together to respond to this emergency situation.

Additional photos were circulated to the Board Members that were taken during the storm period at the Coral Street Pump Station in Pacific Grove.

Mr. Israel added that this was a very dangerous situation with potentially severe consequences to the environment, but our employees were successful in responding to cure the situation. We are grateful for the skill and professionalism they displayed during extreme conditions (at times the waves were so high it was not always possible to even access the station). He continued by stating an agency luncheon meeting is being planned to honor the 22 employees who directly participated in this operation.

Mr. Cort, Mayor of Pacific Grove, expressed appreciation to the crew for their great work and acknowledged the reports he received cited that "MRWPCA is on it. They are helping us, taking over and are doing a great job." He continued by saying thank you for the great work all the men and women who participated in this accomplished. Mr. Haferman echoed the praise and admitted that because of the severity of the storm, it was lucky there wasn't additional damage along the line.

With no further questions or comments, Chair Russell thanked Mr. Malanka for his fine presentation.

11. CORRESPONDENCE

- A. Letter from Castroville Water District confirming appointment of Mr. Ron Stefani to serve on the MRWPCA Board of Directors.
- B. Letter from City of Monterey confirming appointment of Mr. Jeff Haferman to serve on the MRWPCA Board of Directors.

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- C. Letter from the Japanese Consul for Agriculture and Economics in thanks for the presentation and tour of the Regional Treatment Plant
- D. Correspondence with MCWRA:
 - i. Letter from MCWRA regarding Third Amendment Agreement and the progress of the Filter Loading Project
 - ii. Response from MRWPCA General Manager
 - iii. Legal Opinion from Lennihan Law

Chair Russell noted the letter from Marina Coast Water District, dated January 20, 2008, was received too late to be included in the agenda packet but would be noted in the Minutes.

12. BOARD MEMBER COMMENTS

Mr. Nishi commended the MRWPCA crew for a very good job during the storm and offered that the agencies should be looking into a mutual aid package where a sharing of equipment may make emergency response easier.

[Chair Russell adjourned Open Session at 7:30 pm.]

12. CLOSED SESSION

[At 7:35 p.m., Chair Russell called Closed Session to order.]

Mr. Nishi excused himself from the Closed Session, Item A.

A. Negotiations with Marina Coast Water District

- i. Property: Water Rights**
- ii. Negotiator(s): Joe Russell, Dave Pendergrass and General Manager, Keith Israel**
- iii. Negotiating Party: Marina Coast Water District**
- iv. Term: All Terms and Conditions**

Mr. Calcagno excused himself from the Closed Session, Item B.

B. Negotiations with Monterey County Water Resources District

- i. Property: Water Rights**
- ii. Negotiator(s): Keith Israel, General Manager**
- v. Negotiating Party: MCWRA**
- vi. Term: All Terms and Conditions**

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[At 8:45 p.m., the Board came back into Open Session and Legal Counsel Wellington announced the Board received information and gave direction to the General Manager and Legal Counsel. No other action was taken.]

13. ADJOURNMENT

With no further business, Chair Russell adjourned the meeting at 8:46 p.m. to the next regularly scheduled Board Meeting in the Board Room at 5 Harris Court, Building D, on Monday, February 25, 2008, at 7:00 p.m.

/s/ Keith Israel

Keith E. Israel, General Manager
Secretary to the Board

/s/ Joseph Russell

Joseph Russell, Chair
MRWPCA Board of Directors