



**MINUTES**  
**of the Regular Meeting**  
**Monterey Regional Water Pollution Control Agency**  
**Board of Directors**  
**October 30, 2006**

**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 Shirrel at 7:04 p.m., on Monday, October 30, 2006, in the Board Room at 5 Harris Court, Building D, Monterey, California.

**2. PLEDGE OF ALLEGIANCE**

Chair Shirrel invited Mayor Joe Russell to lead the Pledge of Allegiance.

**3. ROLL CALL**

**BOARD MEMBERS PRESENT:**

|  |                                    |
|--|------------------------------------|
| Chair Peggy Shirrel                    | Moss Landing Sanitation District   |
| Mayor Joe Russell, Vice Chair          | Del Rey Oaks                       |
| Director Ramiro Cortez                 | Boronda County Sanitation District |
| Director David Lewis                   | Castroville Water District         |
| Director Kenneth Nishi                 | Marina Coast Water District        |
| Councilmember Jeff Haferman            | Monterey                           |
| Supervisor W.B. "Butch" Lindley        | Monterey County                    |
| Councilmember Gloria De La Rosa        | Salinas                            |
| Mayor Dave Pendergrass                 | Sand City                          |
| Councilmember Darryl Choates           | Seaside                            |
| Chief Dewey J. Baird, Utilities Branch | U.S. Army, Ex-Officio              |

**BOARD MEMBERS ABSENT:**

|                |               |
|----------------|---------------|
| Mayor Dan Cort | Pacific Grove |
|----------------|---------------|

**STAFF PRESENT:**

|                |                                     |
|----------------|-------------------------------------|
| Keith Israel   | General Manager                     |
| Jim Heitzman   | Assistant General Manager           |
| Rob Wellington | Legal Counsel                       |
| John Tiernan   | Director of Administrative Services |
| Tom Buell      | Director of Finance                 |
| Don Irving     | Source Control Supervisor           |

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Betty Nebb  
Lonnie Fredrickson

Executive Assistant  
Administrative Support Specialist II

### **AUDIENCE:**

Bjorn Lundegard – Seaside  
Carl Niizawa – Salinas  
Ryan Shaw – Communication Partners  
Les Turnbeaugh - Monterey

#### **4. PUBLIC COMMENTS**

At 7:07 p.m., with no comments received from the public, Chair Shirrel opened and closed Public Comments.

#### **5. CONSENT AGENDA**

Mr. Lindley referenced the Updated Residential Dwelling-Unit Aggregate Allocation, and asked why permits issued to Monterey are “minus 6.” Mr. Buell explained credit is issued when a residential unit has been changed to a commercial property or if a residential parcel has been demolished and fewer residential units are put back on the same parcel. Mr. Israel noted, although we are half-way through the allocation period, less than ten percent of the allocation has been used; the difference in numbers illustrates low activity in housing/construction vs. AMBAG population projections.

In response to a question from Mr. Choates asking how housing development allocations are factored, Mr. Israel explained the report shows only new construction allocations. Mr. Choates suggested verifying the proposed Fort Ord figures. Mr. Israel advised that staff is working with Marina Coast to install a flow meter to increase the accuracy of the numbers and, once installed, an updated report will be brought to the Board.

Mr. Russell asked for further explanation of Item H, which indicates an employee vote must be taken to approve the change to the MRWPCA Contract with CAL PERS. Mr. Heitzman explained CAL PERS mandates a time line and a process which requires an official vote by employees after Board ratification of the Amendment to the Contract between CAL PERS and MRWPCA.

**ACTION TAKEN: On a motion by Mr. Pendergrass, seconded by Mr. Choates, the Board unanimously approved Consent Agenda Items A – L:**

- A. Approve Minutes – Regular Meeting, September 25, 2006
- B. Comparison Percentage of Budget Expended through September 2006 vs. 2005
- C. Receive Check Register – September 2006

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- D. Receive Actual vs. Budgeted Fiscal Year 2006/07 Expenditures for the Capital Improvement Program and Capitalized Equipment Fund
- E. Receive Actual vs. Anticipated Fiscal Year 2006/07 Revenues from Capacity Charges
- F. Receive Residential Dwelling-Unit Aggregate as of September 30, 2006
- G. Receive Plant Flows and Effluent Quality for Connected Agencies, Plus Flow Charts for Salinas, Monterey Peninsula, Marina Plant, Fort Ord, and Castroville for September 2006
- H. Approve MRWPCA Resolution No. 2006-20, A Resolution of Intention to Approve Amendment to Contract Between CAL PERS and MRWPCA
- I. Approve Contract for Salinas Interceptor Cleaning Project
- J. Approve Construction Contract for Seaside Pump Station Low-Flow Pump Replacement
- K. Defer Action Regarding Bids for the Pump Station Lighting Project Pending Review of Bid Protest
- L. Approve Contract for PLC Programming for Biosolids Dewatering Replacement Project

### **6. EMPLOYEE RECOGNITION**

#### **A. Presentation of CWEA Environmental Compliance Inspector Grade II Certificate to Don Irving**

- 1. Chair Shirrel congratulated Don Irving and presented him with a CWEA Environmental Compliance Grade II Certificate as she commended him for his competent work and service to MRWPCA.

### **7. COMMITTEE REPORTS AND RELATED ACTIVITIES**

#### **A. Board Resolution Review Committee**

- 1. Receive and Approve Committee Minutes/Report, Thursday, October 5, 2006.

➤ Information Only – No Action Taken.

#### **B. Recycled Water Storage Committee**

- 1. Receive and Approve Committee Minutes/Report, Thursday, October 12, 2006.

**ACTION TAKEN: On a motion by Mr. Russell, seconded by Mr. Lindley, the Board unanimously received and approved the Recycled Water Storage Committee Minutes for Thursday, October 12, 2006, with the following recommendation:**

- That the Board approve three contracts for Phase II FLEWR Project for twelve months of testing with University of California-Berkeley

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(\$60,750), Dr. Bahman Sheikh (\$36,000), and Dr. James Cook (\$8,000) and direct the General Manager to sign a contract with WaterReuse Foundation for a grant totaling \$150,000 for Phase II of the project.

### **C. Budget/Personnel Committee**

1. Receive and Approve Committee Minutes/Report, Thursday, October 19, 2006.

**ACTION TAKEN: On a motion by Mr. Lindley, seconded by Mr. Haferman, the Board unanimously received and approved the Budget/Personnel Committee Minutes for Thursday, October 19, 2006, with the following recommendation:**

- That the Board approve reclassification of the Accounting Supervisor position from Range 56 of the General Employees Salary Schedule to Range 59, effective July 1, 2006.

## **8. INFORMATIONAL ITEMS**

### **A. Fort Ord Update**

No changes or comments.

### **B. Reclamation Project Status Summary**

No changes or comments.

### **C. Strategic Planning Goals (2005-2008)**

No changes or comments.

## **9. STAFF REPORTS**

### **A. General Manager/Assistant General Manager/Legal Counsel**

Mr. Israel advised the October 30-31 Agricultural WaterReuse Conference in Santa Rosa is the first conference incorporating a three-way partnership with the Department of Agriculture and University of Washington. Bob Holden (MRWPCA) and Dale Huss (Ocean Mist) were presenters and Mr. Israel is serving on a panel to discuss methods of partnering in the future with the Department of Agriculture. Although the conference anticipated attendance of about 75 people, over 200 registered. Mr. Israel advised the Department of Agriculture is very interested in partnering with the recycled water agencies and this conference heightened interest and provided great opportunities to share information. Chair Shirrel suggested staff provide more information at a future Board meeting.

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Mr. Heitzman explained MRWPCA received \$93K from the State of California as a result of efforts by Ms. Cadiante, Accounting Supervisor, who tenaciously followed up to recover MRWPCA money.

Mr. Heitzman also advised that in addition to the Agency receiving the CWEA Best Plant Safety Award, the workers' comp modifier improvement resulted in a \$185K rebate to MRWPCA from the workers comp provider.

### **B. Department Head(s)**

Mr. Tiernan announced another clean Audit Report for Fiscal Year 2005/06 will be brought to the Board in November.

### **C. Presentation: Biosolids Dewatering Project**

Mr. Heitzman provided background and history for this project and explained operation, milestones, costs, construction management/inspection and future expansion capabilities related to the Biosolids Dewatering Project. He advised MRWPCA realized substantial savings on the project because the purchase of the screw presses occurred prior to increases in costs for stainless steel and transportation.

In response to Mr. Baird's question, Mr. Buell stated the construction contract for this project was awarded to Gantry Constructors (an Arizona company) and engineering services by HDR Engineering (from the Bay area).

Discussion continued and included questions about biosolids such as: the percentages of moisture content; uses such as ground cover, hillside cover for plantings and compost; landfill uses and possible marketing opportunities.

Chair Shirrel thanked Mr. Heitzman for the excellent presentation.

## **10. BOARD MEMBER COMMENTS**

Mr. Choates reminded everyone to vote in the upcoming election. Chair Shirrel wished Board members good luck on their campaigns.

Mr. Baird advised his recent association with MRWPCA Source Control Inspectors was an extremely positive experience due to their professionalism and knowledge. He said the Grease/Oil Program is an excellent program which provides many recommendations and benefits the community.

Chair Shirrel reported that during the month she attended meetings with: LAFCO, AMBAG, Budget/Personnel and Special Districts Committees and Ethics Training.

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Chair Shirrel also called attention to *Pipeline News* articles and encouraged everyone to take time to read it. She also encouraged Board members to take advantage the upcoming Orange County trip and commended Mr. Pendergrass for the insight and contributions he makes in this regard.

After some discussion regarding the pumpkin deliveries to area schools, Mr. Russell asked if the Agency-grown pumpkins are edible. Mr. Heitzman advised pumpkins were grown in conjunction with watermelons as an experiment and said both are edible. Conversation turned to the differences between Class A and Class B sludge.

At 7:49 p.m., Chair Shirrel recessed to Closed Session.

### **11. RECESS TO CLOSED SESSION**

#### **A. Conference with Legal Counsel – Anticipated Litigation**

- i. Significant Exposure to and/or Initiation of Litigation Pursuant to Subdivisions (b) and (c) of Section 54956.9 of the Government Code: One Case.

At 8:06 p.m., Chair Shirrel adjourned Closed Session and reconvened Open Session. Legal Counsel Wellington reported the Board received information on the status of the pending matter as noted in the agenda item listed under the Closed Session. No action was taken.

### **12. ADJOURNMENT**

With no further business, Chair Shirrel adjourned the meeting at 8:07 p.m. to the next regularly scheduled Board Meeting in the Board Room at 5 Harris Court, Building D, on Monday, November 27, 2006, at 6:00 p.m.

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Keith E. Israel, General Manager  
Secretary to the Board

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Margaret Shirrel, Ph.D.  
Chair of the Board of Directors