



APPROVED

MINUTES
of the Regular Meeting
Monterey Regional Water Pollution Control Agency
Board of Directors
August 27, 2007

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, August 27, 2007, in the Board Room at 5 Harris Court, Building D, Monterey, California.

2. **PLEDGE OF ALLEGIANCE**

Mr. Bloomer 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
David Lewis	Castroville Water District, President
Kenneth Nishi	Marina Coast Water District, Vice President
Jeff Haferman	Monterey, Vice Mayor
Gage Dayton	Moss Landing County Sanitation District
Gloria De La Rosa	Salinas, Mayor Pro Tem
Dan Cort	Pacific Grove, Mayor
Steve Bloomer	Seaside, Mayor Pro Tem

BOARD MEMBERS ABSENT:

Lou Calcagno	Monterey County, Supervisor
Dewey J. Baird – Ex-Officio	U.S. Army, Chief – Utilities Branch

MRWPCA STAFF PRESENT:

Keith Israel	General Manager
Rob Wellington	Legal Counsel

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John Tiernan	Director of Administrative Services
Tom Buell	Director of Finance
Bob Holden	Recycled Water Project Coordinator
Mark Malanka	Maintenance Manager
Leara Ventura	Administrative Support Specialist II
Betty Nebb	Executive Assistant

OTHERS PRESENT: Carl Niizawa – City of Salinas
Les Turnbeaugh – City of Monterey

AUDIENCE: 1

4. PUBLIC COMMENTS

At 7:03 p.m., with no comments from the public received, Chair Russell opened and closed Public Comments.

5. CONSENT AGENDA

Legal Counsel Wellington commented that in regard to approval of the Board Minutes for the July 30, 2007 meeting, he noted a modification should be made in the comments from Closed Session regarding Item A, to add the following: The Board approved a salary adjustment for the General Manager as noted in "Schedule C" of his proposal (attached) and confirmed an increase of 4% for salary and 3.5% for deferred compensation.

ACTION TAKEN: On a motion by Mr. Lewis, seconded by Ms. De La Rosa , the Board unanimously approved Consent Items A – G, as follows:

- A. Approve Board Meeting Minutes/Reports for Regular Board Meeting of July 30, 2007 (including modification to the comments from the Closed Session as noted above)**
- B. Receive Percentage of Budget Expended Through July 2007**
- C. Receive Check Register – July 2007**
- D. Receive Plant Flows and Effluent Quality for Connected Agencies, Plus Flow Charts for Salinas, Monterey Peninsula, Marina Plant, Fort Ord, and Castroville for July 2007**
- E. Receive Actual vs. Budgeted Fiscal Year 2007/08 Expenditures for the Capital Improvement Program and Capitalized Equipment Fund**

- F. Receive Actual vs. Anticipated Fiscal Year 2007/08 Revenues from Capacity Charges
- G. Approve Sewer System Management Plan (SSMP) Development Plan and Schedule

6. COMMITTEE REPORTS AND RELATED ACTION ITEMS

A. Recycled Water Storage Committee

1. Receive and Approve Committee Minutes/Report Thursday, August 9, 2007

Mr. Pendergrass stated the minutes accurately reflect the Committee's discussion and recommended action. Mr. Pendergrass moved, and Mr. Russell seconded a motion, to accept the Budget/Personnel Committee minutes of August 9, 2007.

Discussion followed regarding the language of the Leadership Task Force MOU (Draft 6). Mr. Pendergrass stated it was the intention of the Committee to allow the approval process to continue although FORA had most recently approved the MOU with "water programs" and the word "conservation" eliminated. Mr. Israel indicated that a final draft was being prepared by Monterey Peninsula Water Management District and would be distributed to all entities. Mr. Cort suggested that "conservation" should remain as part of the document, and Mr. Pendergrass indicated that "water programs" assumes conservation is a part of any water program.

Mr. Haferman called for a point of order to specify that this first item of the Committee's recommendations was separate from approving the Minutes of the meeting. He also asked for budget information regarding hiring outside engineering consulting services. Mr. Israel stated funds were available for this and that the option being considered represented an extremely qualified individual available at less cost than if a consulting firm were considered for these services.

ACTION TAKEN: Mr. Pendergrass amended his motion to accept the Leadership Task Force MOU (Draft 6) with the modification of deleting the word "conservation" in the last paragraph of page 1 so that the final language would read "water programs." Motion was seconded by Mr. Russell. The Board approved the motion with a vote of 8 to 2. (Mr. Cort and Mr. Nishi voting nay.)

ACTION TAKEN: On a motion by Mr. Lewis, seconded by Mr. Cort, the Board unanimously approved the Recycled Water Storage Committee Minutes for

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Thursday, August 9, 2007, including the remaining two Committee recommendations:

- That the Board approve the proposed Replenishment Project logo.
- That the Board approve a contract for engineering assistance with Mr. James Crook beginning in September 2007 until December 2008, at a cost not to exceed \$135,000 plus normal Agency benefits.

B. Budget/Personnel Committee

1. Receive and Approve Committee Minutes/Report, Monday, August 13, 2007

Mr. Russell indicated the minutes were correct and encouraged any questions from the members.

ACTION TAKEN: On a motion by Mr. Lewis, seconded by Mr. Cort, the Board approved the Budget/Personnel Committee Minutes for Monday, August 13, 2007, with the following recommendations:

- That the Board approve the change for Distribution Mechanic/Operator I & II positions from Ranges 44 and 48 to Ranges 46 and 50.
- That the Board approve payment of \$21,829 for our portion of FY 06/07 CCLEAN expense, in addition to the \$105,000 budgeted and paid in FY 06/07.

7. ACTION ITEMS

A. Review and Approve Proposed Replenishment Project Logo

Ms. Lois Humphreys, TRG & Associates, presented information regarding the proposed Replenishment Project logo. The Recycled Water Storage Committee had selected the proposed logo after considering several options. Ms. Humphreys distributed a media fact sheet to illustrate how the logo would look.

Discussion followed with suggestion that the water drop have more sheen in order to be more prominent and that the lettering should be in better alignment with the logo. Mr. Israel stated these changes would be made and a revision of the logo would once again be presented to the Board for final approval.

8. 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)

Mr. Israel stated the goals have been updated to reflect progress. Mr. Haferman asked about the goals assigned to the AGM and Mr. Israel stated that options for filling the position would be discussed at the next Budget/Personnel Committee meeting. He would also be requesting Board member input regarding duties and responsibilities that members felt were important to consider for this position.

9. CORRESPONDENCE

A. Letter from MRWPCA Board Chair to MCWD President Howard Gustafson expressing commitment to proceed expeditiously with the recycled water negotiations.

B. Letter from MCWD President agreeing to cooperate in scheduling weekly meetings to continue progress to final agreement.

10. STAFF REPORTS

A. General Manager/Legal Counsel

Mr. Israel stated the Monterey County Fair was held last week and MRWPCA once again had a very successful booth providing information about recycled water. He continued by saying information gathered from participation at the fair would be provided to the members at a future meeting.

Mr. Israel also stated he had upcoming presentations scheduled for the Seaside Rotary and Monterey Peninsula Water Management District on the Replenishment Project. Additionally, he and other staff would be attending the WaterReuse Conference in Florida as presenters and moderators.

B. Department Heads

No comments or questions.

11. BOARD MEMBER COMMENTS

No comments or questions.

[At 7:22 p.m., Chair Russell adjourned Open Session for a short recess prior to Closed Session.]

12. CLOSED SESSION

[Mr. Nishi excused himself from the Closed Session.]

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

[At 9:25 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 9:26 p.m. to the next regularly scheduled Board Meeting in the Board Room at 5 Harris Court, Building D, on Monday, September 24, 2007, 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