



CARMEL AREA WASTEWATER DISTRICT REGULAR BOARD MEETING MINUTES *Thursday, 9:00 a.m., June 24, 2021*

Teleconference Webinar

(See California Executive Order N-08-21 during Covid-19 Pandemic)

CALL TO ORDER - ROLL CALL - The meeting was called to order at 9:03 a.m.

Present: Directors: Greg D' Ambrosio, Robert Siegfried, Charlotte Townsend, Michael Rachel, and President Ken White

Absent: None

A quorum was present.

Others: Barbara Buikema, General Manager, Carmel Area Wastewater District (CAWD or District)

Rachél Lather, District Engineer, CAWD

Patrick Treanor, Plant Engineer, CAWD

Ed Waggoner, Plant Superintendent, CAWD

Kevin Young, Operations Supervisor, CAWD

Chris Foley, Maintenance Superintendent, CAWD

Daryl Lauer, Collections Superintendent, CAWD

Domine Barringer, Administrative Assistant/Board Clerk, CAWD

Kristina Pacheco, Administrative Assistant/Board Clerk, CAWD

Rob Wellington, Wellington Law Offices, CAWD Legal Counsel

Leo Laska, Vice President, Pebble Beach Community Services District (PBCSD)

Mike Niccum, General Manager, PBCSD

Nancy Kay Johnson, PBCSD

Jeff Reese, Founder & Chief Technical Officer (CTO), Exceedio

1. Public Comments:

There were 3 written comments submitted before the meeting:

- Alvarez Technology Group, Inc. requested a chance to become CAWD's Internet Technology (IT) and Cyber Security provider.
- Margaret Robbins wrote of her disappointment with the District for not supporting Carmel River Floodplain Restoration and Environmental Enhancement (CRFREE) moving forward at the last Board of Supervisors meeting.

(The District is in favor of this project moving forward.)

- Larry Levine expressed his desire for the District to not litigate against the CRFREE project.

(Mr. Levine was contacted by the General Manager and was advised that the District is not considering litigation and is in full support of CRFREE.)

The complete submitted comments are located on CAWD's website:

<https://www.cawd.org/2021-06-24-board-of-directors-meeting>.

2. Agenda Changes:

No agenda changes were announced.

- 3.** The staff report for sewer rates for Fiscal Year (FY) 2021-22 was given by Barbara Buikema. A public hearing was opened at 9:06 a.m. No Prop 218 ballots were received; clarification of an effective date was given by staff to the Board; and it was advised by Counsel to have a summary of the ordinance published in the Pine Cone in lieu of the total ordinance. After a brief discussion, the public hearing was closed at 9:13 a.m. The Board then voted on the rates as follows:

Board Action

A motion to approve was made by Director Siegfried and seconded by Director D'Ambrosio. After a Roll Call vote, the Board unanimously approved the 2021-22 Fiscal Year sewer service charges.

The Board also came to a consensus to have a summary of the ordinance published in the Pine Cone in lieu of the full text.

- 4.** An update of CAWD's Network Security Preparedness was given by Chris Foley and a presentation was provided by Jeff Reese from the District's Information Technology (IT) contractor, Exceedio Inc.

CONSENT CALENDAR: APPROVAL OF MINUTES, FINANCIAL STATEMENTS AND MONTHLY REPORTS

The Consent Agenda consists of routine items for which Board approval can be taken with a single motion and vote.

Board Action

After brief discussion, a motion to receive and approve was made by Director Townsend and seconded by Director Siegfried. After a Roll Call vote, the Board unanimously received and approved the following Consent Calendar/Agenda items:

- 5.** May 27, 2021, Regular Board Meeting Minutes
- 6.** Bank Statement Review by Hayashi Wayland for May 2021
- 7.** Schedule of Cash Receipts & Disbursements for May 2021
- 8.** Register of Disbursements - Carmel Area Wastewater District for May 2021
- 9.** Register of Disbursements - CAWD/PBCSD Reclamation Project for May 2021
- 10.** Financial Statements and Supplementary Schedules for May 2021
- 11.** Collection System Superintendent's Report for May, April & March 2021
- 12.** Safety and Regulatory Compliance Report for May 2021
- 13.** Treatment Facility Operations Report for May, April & March 2021
- 14.** Laboratory/Environmental Compliance Report for May 2021
- 15.** Capital Projects Report/Implementation Plan
- 16.** Project Summaries
- 17.** Plant Operations Report for May 2021
- 18.** Maintenance Projects Report for May 2021
- 19.** Principal Engineer Monthly Report of General Engineering for May 2021

ACTION ITEMS BEFORE THE BOARD

Action Items consist of business which requires a vote by the Board. These items are acted upon in the following sequence: (1) Staff Report (2) Board Questions to Staff (3) Public Comments, and (4) Board Discussion and Action.

RESOLUTIONS

20. Resolution No. 2021-27; Report by General Manager, Barbara Buikema

Board Action

A motion to approve the resolution was made by Director D'Ambrosio and seconded by Director Rachel. Following a Roll Call vote, the Board unanimously passed Resolution 2021-27, certifying compliance with state law with respect to the levying of general and special taxes, assessments and property related fees and charges.

21. Resolution No. 2021-28; Report by Barbara Buikema

Board Action

A motion to approve the resolution was made by Director Rachel and seconded by Director Siegfried. Following a Roll Call vote, the Board unanimously passed Resolution 2021-28, determining the Fiscal Year 2021-22 tax proceeds appropriation limitation for the District.

22. Resolution No. 2021-29; Report by Barbara Buikema

Board Action

After extensive discussion, a motion to approve the resolution was made by President White and seconded by Director Rachel. Following a Roll Call vote, the Board unanimously passed Resolution 2021-29, adopting the Budget for the Fiscal Year 2021-22.

23. Resolution No. 2021-30; Report by Barbara Buikema

Board Action

A motion to approve the resolution was made by Director D'Ambrosio and seconded by Director Siegfried. Following a Roll Call vote, the Board unanimously passed Resolution 2021-30, designating employee classification titles for the District and providing for the number of employment positions with monthly salary ranges effective July 1, 2021.

24. Resolution No. 2021-31; Report by Barbara Buikema

Board Action

A motion to approve the resolution was made by Director Siegfried and seconded by Director Rachel. Following a Roll Call vote, the Board passed Resolution 2021-31 (with one abstention), approving a contribution of \$1 million to the "Defend Our Managed

Retreat Restricted Reserve” as part of the budget process for Fiscal Year 2021-22.

- 25. Resolution No. 2021-32;** Report by Barbara Buikema

Board Action

A motion to approve the resolution was made by Director Rachel and seconded by Director D’Ambrosio. Following a Roll Call vote, the Board unanimously passed Resolution 2021-32, authorizing the contract with Beth Ingram for Human Resources services in an amount not to exceed \$65,000.

- 26. Resolution No. 2021-33;** Report by Barbara Buikema

Board Action

A motion to approve the resolution was made by Director Siegfried and seconded by Director Rachel. Following a Roll Call vote, the Board unanimously passed Resolution 2021-33, authorizing a contract with Applied Marine Sciences for Central Coast Long-Term Environmental Assessment Network (CCLEAN) program management for \$482,874 for the first year and \$494,072 for the second year.

- 27. Resolution No. 2021-34;** Report by Principal Engineer, Rachél Lather

Board Action

After brief discussion, a motion to approve the resolution was made by Director Siegfried and seconded by President White. Following a Roll Call vote, the Board unanimously passed Resolution 2021-34, authorizing the rejection of all bids for the 2021 Pipeline Spot Repairs Project #21-01, returning the bid documents and inviting new bidding for the project and then returning to the Board on August 26, 2021, with a contract award recommendation.

- 28. Resolution No. 2021-35;** Report by Plant Engineer, Patrick Treanor

Board Action

A motion to approve the resolution was made by Director Rachel and seconded by Director D’Ambrosio. Following a Roll Call vote, the Board unanimously passed Resolution 2021-35, authorizing the invitation of bids for the construction of Project #18-26 – Reverse Osmosis (RO) Pretreatment Acid Tanks & Containment “Sulfuric Acid and Citric Acid Storage and Feed Systems Project”.

- 29. Resolution No. 2021-36;** Report by Patrick Treanor

Board Action

A motion to approve the resolution was made by Director Siegfried and seconded by President White. Following a Roll Call vote, the Board unanimously passed Resolution 2021-36, authorizing a minor services contract with Trussell Technologies Inc. for \$63,000 for a Microfiltration/Reverse Osmosis (MF/RO) Performance Review and Brine Dilution Modelling.

COMMUNICATIONS

30. General Manager Report - oral report

- A. The Carmel River Floodplain Restoration & Environmental Enhancement (CRFREE) was approved by the Board of Supervisors of Monterey County on June 15, 2021, despite the District's objection due to an absence of a contract between the County and the District for the Mitigation Pipeline Undergrounding Project tied to it. Also, on June 23, 2021, the Coastal Commission notified the District that they may move forward with their project under the District's existing permit.
- B. A public meeting for Project #19-13, the Upper Rancho Canada Pipe Relocation Project, will be held on June 30, 2021 at 6:00 pm.

After extensive discussion on the lack of a contract between the District and the County for the CRFREE Mitigation Pipeline Undergrounding Project, the Board agreed to meet with Supervisor Mary Adams to voice the concerns of the District and then create and send a letter to the County Board of Supervisors expressing the District's position and the desire to have a contract in place so that the District may move forward with its project and to aid in the completion of the entire CRFREE project.

INFORMATION/DISCUSSION ITEMS

31. PBCSD May 28, 2021, Board meeting report given by General Manager, Barbara Buikema.

32. Announcements on subjects of interest to the Board made by members of the Board or Staff

- General Manager for PBCSD mentioned that their Board meeting for tomorrow would be in person with the option for attending remotely.
- Director Siegfried reported on his attendance of the California Extreme Precipitation Symposium.
- Director Townsend is scheduled to attend the June 25, 2021, PBCSD Board meeting and President White is scheduled to attend the July 30, 2021, PBCSD Board meeting.
- Director Townsend is scheduled to attend the July 20, 2021, Special Districts Association of Monterey County meeting.
- President White and Director Townsend are scheduled to attend the Reclamation Management Committee meeting on November 9, 2021.


33. **CLOSED SESSION:** *As permitted by Government Code Section 54956 et seq., the Board of Directors may adjourn to a Closed Session to consider specific matters dealing with litigation, certain personnel matters, real property negotiations, or to confer with the District's Meyers-Milias-Brown representative.*

The Board adjourned to closed session at 10:44 a.m. and convened in closed session at 10:52 a.m. The Board came out of closed session at 11:42 a.m. and Legal Counsel announced that in the closed session the Board had taken up the two matters of performance evaluation and one matter of potential litigation, as listed on the meeting agenda. The matters were discussed, and information was received by the Board Members; no reportable action was taken.

34. ADJOURNMENT

There being no further business to come before the Board, the President adjourned the meeting at 11:43 a.m. The next Regular Meeting will be held at 9:00 a.m., Thursday, July 29, 2021, or an alternate acceptable date, via teleconference webinar.

As Reported To:



Domine Barringer, Secretary to the Board

APPROVED:



Ken White, President