

**AGENDA**  
***Pajaro River Watershed***  
***Flood Prevention Authority***

c/o RAPS, Inc.  
P. O. Box 809  
Marina, CA 93933  
(831) 883-3750  
info@ambag.org

**Monterey County Water  
Resources Agency  
893 Blanco Circle  
Salinas, California**

**September 5, 2008**

**9:00 a.m.**

**RECOMMENDED ACTION**

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. ROLL CALL
4. ORAL COMMUNICATIONS FROM THE BOARD  
ON ITEMS NOT ON THE AGENDA
5. ORAL COMMUNICATIONS FROM THE PUBLIC  
ON ITEMS NOT ON THE AGENDA
6. CONSENT AGENDA

**RECOMMEND APPROVAL**

**A. June 27, 2008 Meeting Recommendations**

The following items were recommended for approval by the Board of Directors, when they met as a committee of the whole in June 27, 2008.

**1. Minutes of the May 2, 2008 Meeting**

The minutes of the May 2, 2008 Board meeting are enclosed. Recommend approval. (Page 5).

**2. Approval of Payments to RAPS, Inc., for April and May 2008**

**Enclosed** are the April and May 2008 invoices. The Staff Working Group recommended approval. **Recommend approval.** (Page 9)

**3. Approval of Payment to Gutierrez Consultants for April and May 2008**

**Enclosed** are the April and May 2008 invoices for Lidia Gutierrez's work on the Soap Lake Preservation Project. The Staff Working Group recommended approval. **Recommended approval.** (Page 15)

**4. FY 2008/09 Agency Budget**

Staff memorandum and the proposed FY 2008/09 agency budget are **enclosed.** **Recommend approval.** (Page 25)

**5. Contract with RAPS, Inc. for July 1 to December 31, 2008**

**Enclosed** is a proposed contract with Regional Analysis & Planning Services, Inc. in the amount of \$20,000 to provide administrative services to the Pajaro River Watershed Flood Prevention Authority for the period of July 1 to December 31, 2008. **Recommend approval.** (Page 27)

**6. FY 2008/09 Contract with Downey/Brand**

**Enclosed** is a proposed contract with Downey/Brand in the amount of \$8,000 to provide legal services to the Pajaro River Watershed Flood Prevention Authority in FY 2008/09. **Recommend approval.** (Page 31)

**7. Soap Lake Preservation Project (Page )**

Draft Guidelines, Project Assessment and Evaluation Plan and the Grant Program Timeline for Grant submittals are **separately enclosed.** **Recommended approval.** (Page )

**B. Minutes of the June 27, 2008 Meeting**

The minutes of the June 27, 2008 Board meeting are **enclosed.** **Recommend approval.** (Page 35)

**C. Approval of Payment to RAPS, Inc. for June and July 2008**

**Enclosed** are the June and July 2008 invoices. The Staff Working Group recommended approval. **Recommend approval.** (Page 39)

**D. Approval of Payment to Gutierrez Consultants for June and July 2008**

**Enclosed** are the June and July 2008 invoices for Lidia Gutierrez's work on the Soap Lake Preservation Project. The Staff Working Group recommended approval. **Recommend approval.** (Page 45)

7. ADMINISTRATION

**A. Staff Working Group Meeting Notes** **INFORMATION**

Meeting notes from the July 16 and August 20, 2008 Staff Working Group meetings are **enclosed.** (Page 55)

**B. Legislative Meeting Report** **ACCEPT**

**Enclosed** is a report summarizing the Legislative Meeting that was held on August 14, 2008 at the Community Room of the Ausonio Library in Castroville. (Papadakis/Phillips/Palmisano/Laclergue). (Page 59)

8. PLANNING

**A. Soap Lake Preservation Project** **ACCEPT**

Accept oral report. (Gutierrez).

**B. Lower Pajaro River Project** **ACCEPT**

Accept oral report. (Laclergue)

9. CORRESPONDENCE AND ANNOUNCEMENTS

**A. Oral**

None

**B. Written**

1. **Enclosed** is a letter from Monterey County Water Resources Agency and the Santa Cruz County & Water Conservation District to Lt. Col. Laurence M. Farrell, U.S. Army Corps of

Engineers welcoming him to the San Francisco District Office.  
(Page 61)

## 10. ADJOURNMENT

### **Next Meetings:**

November 7, 2008: Gilroy City Hall – Gilroy, 9 a.m.  
January 2, 2009: Watsonville Council Chambers – Watsonville, 9 a.m.

**Note:** Action listed for each Agenda item represents the staff recommendation. The Board of Directors may, at its discretion, take any action on the items listed in the Agenda. If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 USC Sec. 12132), and the federal rules and regulations adopted in implementation thereof.

If you have a request for disability-related modification or accommodation, including auxiliary aids or services, contact AMBAG, 883-3750, or email [info@ambag.org](mailto:info@ambag.org), at least 48 hours prior to the meeting date.

**Mission:** The purpose of the Authority is to identify, evaluate, fund and implement environmentally sound flood prevention and control strategies in the Pajaro River Watershed, on an intergovernmental, cooperative basis as required by the Pajaro River Watershed Flood Prevention Authority Act.

MINUTES OF THE PROCEEDINGS  
OF THE BOARD OF DIRECTORS OF THE  
**Pajaro River Watershed Flood Prevention Authority**

PRWFPA

May 2, 2008

**1. CALL TO ORDER**

The Board of Directors of the Pajaro River Watershed Flood Prevention Authority, Chair Calcagno presiding, convened at 9:00 a.m. on Friday, May 2, 2008 at the Watsonville City Hall, Gilroy, CA.

**2. PLEDGE OF ALLEGIANCE**

Director Gage led the Pledge of Allegiance.

**3. ROLL CALL**

<b>Members – Board of Directors</b>	<b>Representative</b>	<b>Present</b>	<b>Absent</b>
County of San Benito	Supervisor Don Marcus	X	
County of Santa Cruz	Supervisor Tony Campos	X	
County of Monterey	Supervisor Louis Calcagno	X	
County of Santa Clara	Supervisor Donald Gage	X	
Monterey County Water Resources Agency	Director Silvio Bernardi	X	
San Benito County Water District	Director Frank Bettencourt	X	
Santa Clara County Water District	Director Sig Sanchez	X	
Zone 7 Flood Control District	Director Dale Skillicorn	X	
City of Gilroy (Associate Member)	Saeid Vaziry, Sr. Environ. Engineer		X
City of Hollister (Associate Member)	Councilmember Doug Emerson		X
City of Morgan Hill (Associate Member)	Councilmember Mark Grzan		X

**Others Present:** Scott Wilson and Carol Presley, SCVWD; Jim Slater, MCWRA; Lidia Gutierrez; Gutierrez Consultants; Bruce Laclergue, County of Santa Cruz; Clara Spaulding and Colleen Valles, Santa Clara County; Leilani Barnett, Rod Meade and Craig Page, DMB; Craige Edgerton, Silicon Valley Land Conservancy; Nick Papadakis & Ana Flores, Regional Analysis and Planning Services, Inc. (RAPS, Inc.).

**4. ORAL COMMUNICATIONS FROM THE BOARD ON ITEMS NOT ON THE AGENDA**

Director Campos invited those in attendance to the grand opening of the new Civic Plaza Building at 2:30 p.m.

**5. ORAL COMMUNICATIONS FROM THE PUBLIC ON ITEMS NOT ON THE AGENDA**

There were no public comments.

**6. PRESENTATION**

Rod Meade, Vice President for Regulatory Affairs, DMB, gave a presentation to the Board on the El Rancho San Benito Development.

**7. CONSENT AGENDA**

**A. Minutes of the March 7, 2008 Meeting**

Minutes for the March 7, 2008 Board of Directors meeting were enclosed for the Board's approval.

**B. Approval of Payments for RAPS, Inc. for February and March 2008**

Invoices for services rendered by Regional Analysis and Planning Services, Inc. in February and March 2008 were enclosed. The Staff Working Group recommended approval.

**C. Approval of Payment to Gutierrez Consultants for February and March 2008**

Invoices for services rendered by Gutierrez Consultants in February and March 2008 were enclosed. The Staff Working Group recommended approval.

**Motion made by Director Campos, seconded by Director Marcus to approve the Consent Agenda. Motion passed unanimously.**

**8. ADMINISTRATION**

**A. Staff Working Group Meeting Notes**

The Staff Working Group Meeting Notes for the meeting of March 19, 2008 and April 16, 2008 were enclosed for the Board's information.

**B. Legislative Outreach Report**

Bruce Laclergue reported on the trip to Washington D.C. on April 2, 2008, with representatives from Monterey County, Santa Cruz County and the City of Watsonville in attendance. Mr. Laclergue stated that they were able to meet with Senator Barbara Boxer, Congressman Sam Farr and the U.S. Army Corps of Engineers.

**C. Proposed Meeting Date Change**

The Executive Coordinator asked that the July 11, 2008 Board of Directors meeting be moved to June 27, 2008

**Motion made by Director Campos, seconded by Director Gage to approve the rescheduling of the July 11, 2008 Board of Directors meeting to June 27, 2008. Motion passed unanimously.**

**9. PLANNING**

**A. Soap Lake Preservation Project**

Lidia Gutierrez, Gutierrez Consultants stated that the Staff Working Group has reviewed the draft guidelines and are currently making revisions. The guidelines will be provided at the June 27, 2008 Board of Directors meeting for approval to release for public review.

**B. Lower Pajaro River Project**

Bruce Laclergue reported that Monterey County and Santa Cruz County met with Lieutenant Colonel Craig Kiley on April 24, 2008. Mr. Laclergue reported that Lieutenant General Lawrence Farrell will be replacing Lieutenant Colonel Craig Kiley

**10. CORRESPONDENCE AND ANNOUNCEMENT**

**A. Oral**

None

**B. Written**

1. Enclosed was a letter from Thomas R. Kendall, Chief of Planning Branch, ETS, U.S. Army Corps of Engineers received March 24, 2008 regarding the Pajaro River Watershed Study.

**10. ADJOURN**

The meeting was adjourned at 10:03 a.m.

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REGIONAL ANALYSIS PLANNING SERVICES, INC.

A non-profit corporation chartered by the Association of Monterey Bay Area Governments

445 Reservation Road, Suite G  
P.O. Box 809, Marina, CA 93933-0809

(831) 883-3750  
(831) 883-3755

May 16, 2008

Board of Directors  
Pajaro River Watershed Flood Prevention Authority

RE: Contract for Services Dated July 1, 2000, and amended July 6, 2001, August 9, 2002, July 11, 2003, July 2, 2004, July 1, 2005, September 22, 2006 and July 6, 2007.

This letter is our billing for services rendered in the period April 1 through April 30, 2008. The services included work under items 1 through 9 of Exhibit A of the referenced contract. The following breakdown of charges is summarized in accordance with Exhibit B of the referenced contract. Data is from the official time records under Work Element No. 530.

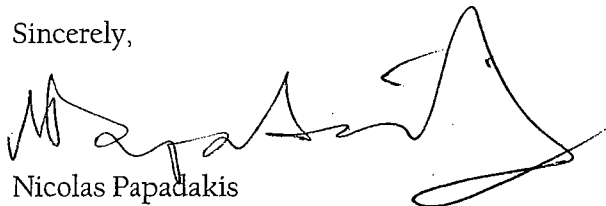
This invoice will be reviewed by the Staff Working Group, and a recommendation will be presented at the Board of Directors Meeting on June 27, 2008.

Work Element 530 - Agency Administration

Executive Coordinator	3 hours @	\$ 240.98	\$ 722.94
Associate Planner	0 hours @	\$ 92.96	\$ -
Management Assistant	12.5 hours @	\$ 55.00	\$ 687.50
		Subtotal	<u>\$ 1,410.44</u>

Total now due: \$ 1,410.44

Sincerely,



Nicolas Papadakis  
Executive Coordinator

Attachments

Regional Analysis and Planning Services  
(RAPS)

Invoice for PRWFPA  
April 1-April 30, 2008

Position Title	Rate/hr	Total Hours	Personnel Cost	Overhead Cost	Total Cost
Executive Coordinator			131.96	109.02	240.98
Project 530 Admin		3.00	395.88	327.06	722.94
Subtotal		3.00	395.88	327.06	722.94
Associate Planner			48.08	44.88	92.96
Project 530 Admin		-	-	-	-
Subtotal		-	-	-	-
Administrative Assistant			29.94	25.06	55.00
Project 530 Admin		12.50	374.25	313.25	687.50
Subtotal		12.50	374.25	313.25	687.50
Total		15.50	770.13	640.31	1,410.44

Tasks Completed:

Executive Coordinator:

WE 530: SWG agenda preparation and meeting attendance

Administrative Assistant:

WE 530: SWG agenda preparation, distribution and meeting attendance

Regional Analysis and Planning Services  
Status of WE 530  
Year-to-Date vs Budget  
FY2007/08

	<u>WE 530 Admin</u>	<u>TOTAL</u>
Budget*	\$ 37,000.00	\$ 37,000.00
Amount Spent:		
July, 2007	\$ 2,428.80	\$ 34,571.20
August, 2007	\$ 3,655.26	\$ 30,915.94
September, 2007	\$ 2,346.86	\$ 28,569.08
October, 2007	\$ 1,733.92	\$ 26,835.16
November, 2007	\$ 1,995.88	\$ 24,839.28
December, 2007	\$ 1,589.90	\$ 23,249.38
January, 2008	\$ 1,589.90	\$ 21,659.48
February, 2008	\$ 2,752.84	\$ 18,906.64
March, 2008	\$ 3,317.30	\$ 15,589.34
April, 2008	\$ 1,410.44	\$ 14,178.90
May, 2008		
June, 2008		
Subtotal	<u>\$ 22,821.10</u>	<u>\$ 14,178.90</u>
Balance Available		<u>\$ 14,178.90</u>

\* Per approved budget effective (11/03/06).

REGIONAL ANALYSIS PLANNING SERVICES, INC.

A non-profit corporation chartered by the Association of Monterey Bay Area Governments

445 Reservation Road, Suite G  
P.O. Box 809, Marina, CA 93933-0809

(831) 883-3750  
(831) 883-3755

June 12, 2008

Board of Directors  
Pajaro River Watershed Flood Prevention Authority

RE: Contract for Services Dated July 1, 2000, and amended July 6, 2001, August 9, 2002, July 11, 2003, July 2, 2004, July 1, 2005, September 22, 2006 and July 6, 2007.

This letter is our billing for services rendered in the period May 1 through May 31, 2008. The services included work under items 1 through 9 of Exhibit A of the referenced contract. The following breakdown of charges is summarized in accordance with Exhibit B of the referenced contract. Data is from the official time records under Work Element No. 530.

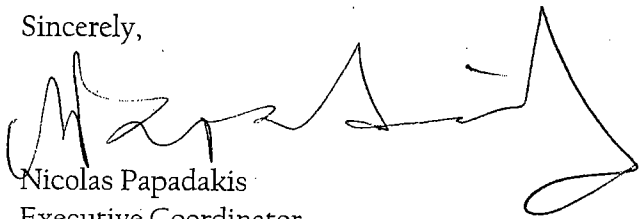
This invoice will be reviewed by the Staff Working Group, and a recommendation will be presented at the Board of Directors Meeting on June 27, 2008.

Work Element 530 - Agency Administration

Executive Coordinator	3 hours @ \$ 240.98	\$ 722.94
Associate Planner	0 hours @ \$ 92.96	\$ -
Management Assistant	15 hours @ \$ 55.00	\$ 825.00
	Subtotal	<u>\$ 1,547.94</u>

Total now due: \$ 1,547.94

Sincerely,



Nicolas Papadakis  
Executive Coordinator

Attachments

Regional Analysis and Planning Services  
(RAPS)

Invoice for PRWFPA  
May 1-May 31, 2008

Position Title	Total Hours	Personnel Cost	Overhead Cost	Total Cost
Executive Coordinator Rate/hr		131.96	109.02	240.98
Project 530 Admin	3.00	395.88	327.06	722.94
Subtotal	3.00	395.88	327.06	722.94
Associate Planner Rate/hr		48.08	44.88	92.96
Project 530 Admin				
Subtotal				
Management Assistant Rate/hr		29.94	25.06	55.00
Project 530 Admin	15.00	449.10	375.90	825.00
Subtotal	15.00	449.10	375.90	825.00
Total	18.00	844.98	702.96	1,547.94

Tasks Completed:

Executive Coordinator:

WE 530: SWG agenda preparation and meeting attendance

Administrative Assistant:

WE 530: SWG agenda preparation, distribution and meeting attendance

Regional Analysis and Planning Services  
Status of WE 530  
Year-to-Date vs Budget  
FY2007/08

	<u>WE 530 Admin</u>	<u>TOTAL</u>
Budget*	\$ 37,000.00	\$ 37,000.00
Amount Spent:		
July, 2007	\$ 2,428.80	\$ 34,571.20
August, 2007	\$ 3,655.26	\$ 30,915.94
September, 2007	\$ 2,346.86	\$ 28,569.08
October, 2007	\$ 1,733.92	\$ 26,835.16
November, 2007	\$ 1,995.88	\$ 24,839.28
December, 2007	\$ 1,589.90	\$ 23,249.38
January, 2008	\$ 1,589.90	\$ 21,659.48
February, 2008	\$ 2,752.84	\$ 18,906.64
March, 2008	\$ 3,317.30	\$ 15,589.34
April, 2008	\$ 1,410.44	\$ 14,178.90
May, 2008	\$ 1,547.94	\$ 12,630.96
June, 2008		
Subtotal	<u>\$ 24,369.04</u>	<u>\$ 12,630.96</u>
Balance Available		<u>\$ 12,630.96</u>

\* Per approved budget effective (11/03/06).



**Gutierrez Consultants**

May 25, 2008

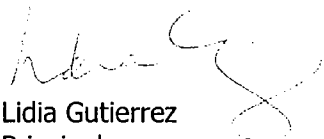
Mr. Nick Papadakis, Executive Director  
Association of Monterey Bay Area Governments  
Post Office Box 809  
Marina, CA 93933-0809

Dear Nick,

Attached is an invoice from Gutierrez Consultants for professional services provided from March 31, 2008 through May 4, 2008. The services were provided in accordance with the Soap Lake Floodplain Preservation Project Contract approved by the Pajaro River Watershed Flood Prevention Authority on March 2, 2007.

The invoice is for a total amount of \$9,149.45 and the budget remaining is \$217,696.

Sincerely,



Lidia Gutierrez  
Principal

**Invoice Budget Summary**  
*for*  
**Soap Lake Preservation Project**

Task	Budget	Job-to-Date	3/31/08- 5/4/08	Budget Remaining
Task 1: Program Administration				
Subtask 1.1 Grant Agreement	\$8,580	\$8,580	\$0	\$0
Subtask 1.2 (a) Grant Guidelines	\$31,680	\$4,455	\$9,075	\$18,150
Subtask 1.2 (b) Develop RFP	\$23,100	\$0	\$0	\$23,100
Subtask 1.3 Open Enrollment RFP	\$18,480	\$0	\$0	\$18,480
Subtask 1.4 Review Proposals	\$29,040	\$0	\$0	\$29,040
Subtask 1.5 Grant Recommendations	\$10,560	\$0	\$0	\$10,560
Subtask 1.6 Grant Agreements	\$6,600	\$0	\$0	\$6,600
Subtask 1.7 Easement Provisions	\$6,600	\$0	\$0	\$6,600
Subtask 1.8 Public Outreach Program	\$11,880	\$6,600	\$0	\$5,280
Subtask 1.9 Partner Facilitation	\$23,760	\$1,651	\$0	\$22,109
<b>Subtotal</b>	<b>\$170,280</b>	<b>\$21,286</b>	<b>\$9,075</b>	<b>\$139,919</b>
Task 3: Land / Easement Acquisition				
Subtask 3.1 Land Owner Outreach	\$3,960	\$0	\$0	\$3,960
Subtask 3.2 Obtaining Land/Ease.	\$3,960	\$0	\$0	\$3,960
Subtask 3.3 Annual Monitoring	\$3,960	\$0	\$0	\$3,960
Subtask 3.4 Ag Mitigation Bank	\$0	\$0	\$0	\$0
<b>Subtotal</b>	<b>\$11,880</b>	<b>\$0</b>	<b>\$0</b>	<b>\$11,880</b>
Task 6: Other Tasks				
Subtask 6.1: Program Eval/Monitor	\$26,400	\$0	\$0	\$26,400
Subtask 6.2: Site Visits	\$6,600	\$0	\$0	\$6,600
Subtask 6.3: Compliance / Reporting	\$19,800	\$0	\$0	\$19,800
<b>Subtotal</b>	<b>\$52,800</b>	<b>\$0</b>	<b>\$0</b>	<b>\$52,800</b>
Other Direct Charges	\$14,300	\$1,129	\$74	\$13,097
<b>Total</b>	<b>\$249,260</b>	<b>\$22,415</b>	<b>\$9,149</b>	<b>\$217,696</b>



# Invoice

Gutierrez Consultants  
5000 Lilac Ridge Road  
San Ramon, CA 94582

Date	Invoice #
5/25/2008	104

<b>Bill To</b>
Pajaro River Watershed FPA Nick Papadakis C/O RAPS, Inc. P.O. Box 809 Marina, CA 93933-0809

P.O. No.

Item	Quantity	Description	Rate	Amount
FPA Subtask 1.2a Grant Guidelin	55	Develop draft grant guidelines; prepare for and attend Staff Working Group Meeting; Participate in conference call regarding Draft Grant Guidelines; revise Draft Grant Guidelines; Prepare for and attend Board of Directors meeting	165.00	9,075.00
Reimb Group		Rental	27.05	27.05
		Fuel	40.64	40.64
		Total Reimbursable Expenses		67.69
ODCs		10% Markup	6.76	6.76
<b>Total</b>				\$9,149.45



**Gutierrez Consultants**

June 12, 2008

Mr. Nick Papadakis, Executive Director  
Association of Monterey Bay Area Governments  
Post Office Box 809  
Marina, CA 93933-0809

Dear Nick,

Attached is an invoice from Gutierrez Consultants for professional services provided from May 5, 2008 through May 31, 2008. The services were provided in accordance with the Soap Lake Floodplain Preservation Project Contract approved by the Pajaro River Watershed Flood Prevention Authority on March 2, 2007.

The invoice is for a total amount of \$2,445.77 and the budget remaining is \$215,250.

Sincerely,

A handwritten signature in black ink, appearing to read 'Lidia Gutierrez', written over a light-colored background.

Lidia Gutierrez  
Principal

**Invoice Budget Summary**  
for  
**Soap Lake Preservation Project**

Task	Budget	Job-to-Date	5/5/08- 5/31/08	Budget Remaining
Task 1: Program Administration				
Subtask 1.1 Grant Agreement	\$8,580	\$8,580	\$0	\$0
Subtask 1.2 (a) Grant Guidelines	\$31,680	\$13,530	\$2,228	\$15,923
Subtask 1.2 (b) Develop RFP	\$23,100	\$0	\$0	\$23,100
Subtask 1.3 Open Enrollment RFP	\$18,480	\$0	\$0	\$18,480
Subtask 1.4 Review Proposals	\$29,040	\$0	\$0	\$29,040
Subtask 1.5 Grant Recommendations	\$10,560	\$0	\$0	\$10,560
Subtask 1.6 Grant Agreements	\$6,600	\$0	\$0	\$6,600
Subtask 1.7 Easement Provisions	\$6,600	\$0	\$0	\$6,600
Subtask 1.8 Public Outreach Program	\$11,880	\$6,600	\$0	\$5,280
Subtask 1.9 Partner Facilitation	\$23,760	\$1,651	\$0	\$22,109
<b>Subtotal</b>	<b>\$170,280</b>	<b>\$30,361</b>	<b>\$2,228</b>	<b>\$137,692</b>
Task 3: Land / Easement Acquisition				
Subtask 3.1 Land Owner Outreach	\$3,960	\$0	\$0	\$3,960
Subtask 3.2 Obtaining Land/Ease.	\$3,960	\$0	\$0	\$3,960
Subtask 3.3 Annual Monitoring	\$3,960	\$0	\$0	\$3,960
Subtask 3.4 Ag Mitigation Bank	\$0	\$0	\$0	\$0
<b>Subtotal</b>	<b>\$11,880</b>	<b>\$0</b>	<b>\$0</b>	<b>\$11,880</b>
Task 6: Other Tasks				
Subtask 6.1: Program Eval/Monitor	\$26,400	\$0	\$0	\$26,400
Subtask 6.2: Site Visits	\$6,600	\$0	\$0	\$6,600
Subtask 6.3: Compliance / Reporting	\$19,800	\$0	\$0	\$19,800
<b>Subtotal</b>	<b>\$52,800</b>	<b>\$0</b>	<b>\$0</b>	<b>\$52,800</b>
Other Direct Charges	\$14,300	\$1,203	\$218	\$12,879
<b>Total</b>	<b>\$249,260</b>	<b>\$31,564</b>	<b>\$2,446</b>	<b>\$215,250</b>

Gutierrez Consultants

5000 Lilac Ridge Road  
San Ramon, CA 94582

# Invoice

Date	Invoice #
6/12/2008	105

<b>Bill To</b>
Pajaro River Watershed FPA Nick Papadakis C/O RAPS, Inc. P.O. Box 809 Marina, CA 93933-0809

				P.O. No.	
Item	Quantity	Description	Rate	Amount	
FPA Subtask 1.2a Grant Guidelin	7.5	Revise draft grant guidelines	165.00	1,237.50	
FPA Subtask 1.2a Grant Guidelin Reimb Group	6	Revise draft grant guidelines	165.00	990.00	
		Fuel: 5/2 Board Meeting	39.02	39.02	
		Rental: 5/2 Board Meeting	39.69	39.69	
		Fuel: 5/21 SWG Meeting	55.42	55.42	
		Rental: 5/21 SWG Meeting	64.30	64.30	
		Total Reimbursable Expenses		198.43	
Markup			10.00%	19.84	
			<b>Total</b>	<b>\$2,445.77</b>	

EP1A

>>Return<< RA Document 917064632  
CAR# 0 9 9 0 0 9 1 4 Car Group 6  
GRN PONT TORR 4DR CA 6CPC590

GUTIERREZ, LIDIA

WIZ# = W3G68Z AWD# = A278200

Out SAN RAMON CA D01MAY08/0831  
In SAN RAMON CA D09MAY08/0845  
Miles-Out 5100 Miles-In 5989  
Miles Driven 889 Fuel In 8/8  
Method of pay = CLUB  
VISA XXXXXXXXXXXX8003  
Coupon # = TUDA089

Rate 2K/G	8 DY	0 HR	
89 MI @		.00	=
0 HR @		26.13	=
1 DY @		52.24	=
1 WK @		256.49	=
2K/G	800FH		
Discount	5.0%		=
Adjustments (C 2)			=
Subtotal			=
Tax	8.250%		=
Total Charges			=
AMOUNT DUE	CV USD		=

238.12/6 = #39.69

The amount that appears in "Amount Due" has been billed to your VISA Card.  
All charges are subject to audit and change if any errors are found.  
For local inquiries call 925-362-8673. Thank you for renting from Avis.

CA09/2AA9/08133/11:42/F

FPA

FPA

> C G G K O I M M V C T A F C	>>Return<< RA Document 392472124 CAR# 0 1 0 2 3 8 7 5. Car Group E WHI MERC GRMA 4DR CA 6AWA031 GUTIERREZ, LIDIA WIZ# = W3G88Z AWD# = A278200 Out SAN RAMON CA 20MAY08/0909 In FRESNO NORTH 23MAY08/1047 Miles-Out 15959 Miles-In 16778 Miles Driven 819 Fuel In 8/8 Method of pay = CLUB VISA XXXXXXXXXXXX8003	Rate 17/E 3 DY 2 HR 0 MI @ .00 = 0 HR @ 51.00 = 0 DY @ 49.80 = 1 WK @ 263.99 = 263.99 17/E 819FM Discount 10.0% - = 26.40 Subtotal = 237.59 Tax 8.250% + = 19.60 Total Charges = 257.19 AMOUNT DUE CV USD = 257.19
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\$257.19 / 4 = \$64.30

The amount that appears in "Amount Due" has been billed to your VISA Card.  
 All charges are subject to audit and change if any errors are found.  
 For local inquiries call 925-362-8673. Thank you for renting from Avis.

NFFC/0240/08144/13:47/0

FPA

Pilot #365  
2271/ 18 1/2 Ave  
Hadera CA 93637

Invoice # 76201  
Date 05/02/08  
Time 15:06  
Auth # 097532

U1  
Acct#  
XXXXXXXXXXXXXXXXXXXX

Pump Gallons Price  
18 10.272 \$ 3.799

Product Amount  
Unleaded \$ 39.02

Total Sale \$ 39.02

SALE - Card Swiped  
Approved

Thank You For  
Choosing Pilot  
Please Come Again

STEVENS CREEK  
VALERO  
2211 STEVENS CREEK

VALERO 7118

STATION NUMBER  
064561330

05/21/08 12:33  
LIDIA GUTIERREZ  
VISA CREDIT

PUMP# 4 UNLEAD  
GALLONS 13.720  
@ \$4.00/GAL  
FUEL 155.42

TOTAL

SEQ NUM  
AUTH# 226095

SAN JOSE, CA  
(415) 877-1649

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## FY 2008/09 Budget

June 27, 2008

	FY 2007-08 Amend. No. 1 9/7/2007	FY 2008-09 Proposed 6/27/2008
<b>REVENUE</b>		
<b>NEW REVENUE</b>		
Member Agencies Contributions - Legal (none recommended)	\$ -	\$ -
Member Agencies Contributions - Agency Admin. & Study (8 x \$8k)	\$ 64,000	\$ 64,000
Proposition 50 Funds - Soap Lake Preservation Project	\$ 158,000	\$ 107,200
<b>Total</b>	<b>\$ 222,000</b>	<b>\$ 171,200</b>
<b>PRIOR PERIOD REVENUE (Carry-Over)</b>		
Member Agencies Contributions - Legal	\$ 8,000	\$ 4,000
Member Agencies Contributions - Agency Admin.	\$ 6,569	\$ 7,000
From Reserve	\$ -	\$ -
Unallocated Reserves	\$ -	\$ -
Legal Reserve	\$ 49,998	\$ 49,998
Rural Special Districts Insurance policy corrections refund*	\$ 67,308	\$ -
General Reserve		\$ 73,877
<b>Total</b>	<b>\$ 131,875</b>	<b>\$ 134,875</b>
<b>Total Revenue</b>	<b>\$ 353,875</b>	<b>\$ 306,075</b>
<b>EXPENDITURES</b>		
Agency Administration		
RAPS, Inc./Other Entity	\$ 37,000	\$ 40,000
Legal Fees	\$ 8,000	\$ 8,000
Liability Insurance	\$ 1,100	\$ 1,200
Travel	\$ 6,000	\$ 6,000
Misc. Expense (audit, mileage, etc.)	\$ 2,000	\$ 2,000
Soap Lake Preservation Project		
RAPS, Inc.	\$ 23,000	\$ 27,200
Gutierrez Consultants	\$ 120,000	\$ 70,000
Legal	\$ -	\$ 10,000
Consulting Services (Grant Seeking, Eng. Support, etc.)	\$ 18,400	\$ 18,000
Gutierrez Consultants for advance Soap Lake Preservation Project work	\$ 5,000	\$ -
U.S. Army Corps of Engineers	\$ -	\$ 17,000
Amount expensed by Gutierrez**	\$ 10,000	\$ -
<b>Total</b>	<b>\$ 230,500</b>	<b>\$ 199,400</b>
<b>BALANCE FORWARD</b>		
Legal Reserve	\$ 49,998	\$ 53,998
General Reserve	\$ 73,377	\$ 52,677
<b>Total</b>	<b>\$ 123,375</b>	<b>\$ 106,675</b>
<b>Total Expenditures</b>	<b>\$ 353,875</b>	<b>\$ 306,075</b>

\* Amount refunded from insurance company for FY 03/04 to FY 05/06.

\*\* Paid by Authority: expense to be reimbursed by Prop. 50.

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CONTRACT FOR SERVICES

This Amendment No. ~~5-6-7-8~~ 9 to the Contract for Services dated July 21, 2000 between the Pajaro River Watershed Flood Prevention Authority (Authority) and Regional Analysis & Planning Services, Inc. (Contractor) amends the following sections of the original agreement.

- 1. SCOPE OF WORK. The Scope of Work is attached as Exhibit A.
- 3. COMPENSATION. For all services listed in Exhibit A, Contractor shall be reimbursed for actual costs incurred, (time and material). A rate schedule is attached as Exhibit B.
- 5. TERM OF AGREEMENT. The term of this agreement shall commence on **July 1, 2008** (Commencement Date), and shall continue until **December 31, 2008** (Termination Date), or until the parties mutually determine that the work required hereunder is satisfactorily completed, whichever occurs first.
- 6. COST LIMITATIONS. The total amount of compensation under this agreement shall not exceed ~~\$18,553.00 for Study Administration and \$17,000.00; \$18,500.00 \$35,185 \$37,000 \$20,000~~ for Agency Administration.

In witness whereof, the parties hereto have executed this agreement this ~~1<sup>st</sup> 6<sup>th</sup> 22<sup>nd</sup>~~ **6<sup>th</sup> 27<sup>th</sup>** day of ~~July, 2005; January; September~~ **July, 2007 June 2008** at ~~Gilroy Salinas Gilroy Gilroy Salinas~~ California.

REGIONAL ANALYSIS & PLANNING SERVICES, INC.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

Nicolas Papadakis  
Chief Executive Officer

PAJARO RIVER WATERSHED FLOOD PREVENTION AUTHORITY

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

Lou Calcagno  
Chair of the Board of Directors

Approved as to Form

\_\_\_\_\_  
Kevin O'Brien  
Attorney at Law

\_\_\_\_\_  
Date

## EXHIBIT A

### Scope of Services

#### AGENCY ADMINISTRATION

1. Organize, schedule and notice meetings, workshops and hearings of the Authority.
2. Organize and schedule meetings of the Authority's Staff Working Group.
3. Prepare/distribute agendas, take minutes, activate/set up public address systems, record proceedings and carry out similar work related to the meetings.
4. Prepare basic non-technical reports to and correspondence from the combined agencies based on input from the Staff Working Group.
5. Insure that all participating agencies are kept up to date and informed (through the use of mail, e-mail and fax) of proposed agenda items, correspondence and other information related to the efforts of the Authority.
6. Process correspondence, maintain files and carry out related work.
7. Provide a range of clerical and administrative staff support to insure the most effective, efficient and fiscally responsible staffing level for the respective tasks.
  - 7.1 Provide liaison with the legal counsel and administer legal contract.
  - 7.2 Maintain FPCC filing responsibility.
8. Act as the fiscal agent for the Authority.
9. Administer contract(s) agreement(s).
10. Fulfill other tasks as needed, and directed by the Authority's Board of Directors.
11. **Maintain PRWEPA website.**

**EXHIBIT B****Hourly Costs**

	PERSONNEL		OVERHEAD*TOTAL			
Management Assistant	\$34.70	\$43.49	\$27.80	\$35.52	\$55.00	\$79.01
Executive Coordinator	\$131.96	\$135.42	\$109.02	\$110.61	\$240.98	\$246.03
Associate Planner	\$50.90	\$62.01	\$42.06	\$50.65	\$92.96	\$112.66
<b>GIS Coordinator</b>	<b>\$75.03</b>		<b>\$61.29</b>		<b>\$136.32</b>	

\*Overhead Costs include: insurance, rent, utilities, office supplies, computer services, communications (telephone, postage, fax, e-mail), in-house printing, transportation, and accounting services.

Note 1.) Itemized monthly invoices will include hours worked for each major task (to the quarter hour). Staff time records shall be available for review upon request.

Note 2.) There is a flat 15% fee for administrative overhead and administration of contractors agreements.

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## CONTRACT FOR SERVICES

This agreement is made and entered into as of the date and place set forth below by and between The Pajaro River Watershed Flood Prevention Authority, hereinafter referred to as Authority, and, Downey-Brand hereinafter referred to as Contractor upon the following terms and conditions:

1. Authority hereby engages contractor and contractor hereby agrees to perform all services as hereinafter described. The contractor, who represents that he is qualified and will perform services described in the "Scope of Work", Attachment 1.
2. For all of the services described above and all goods and material supplied by contractor, Authority shall pay the Contractor according to the "Fee Schedule", Attachment 2. Payment will be made monthly within forty-five (45) days upon submittal of invoices and completion of tasks as mutually agreed upon.
3. Invoices for services must be presented to Authority. Receipts for expenditures and invoices for services should be presented in accordance with the payment schedule above. Authority shall pay the Contractor promptly after Authority receives and invoice, as appropriate, and accepts the invoice for payment.
4. The work to be performed under this agreement shall commence on or about July 1, 2008, and shall remain in effect until June 30, 2009, or until the work required is satisfactorily completed, whichever occurs first. Any extension beyond the Termination Date must be requested in writing two weeks prior to the Termination Date, and approved and signed by both parties.
5. The contract amount shall not exceed Eight Thousand Dollars (\$8,000.00). No interest or carrying charges shall accrue to contractor by reason of delayed payment. Contractor shall not be entitled to extra compensation for services or materials not otherwise authorized under this agreement, unless Authority has first authorized such extra services or materials in writing.
6. Contractor is an independent contractor and shall not be considered an agent or employee of Authority, its member agencies or AMBAG.
7. Contractor shall, at all times during the terms of this agreement, carry worker's compensation insurance covering all of its employees, public liability, errors and omissions insurance and property damage insurance, and automotive insurance as required by current statute, and shall comply with all state and federal laws relating to employees. All insurance coverages shall be maintained in full force by the contractor for the duration of this agreement, and shall name Authority as an additional insured on such policies of insurance.
8. Authority may terminate this agreement without cause, at any time, upon giving thirty (30) days advance written notice to contractor. Such notice will set forth the effective date of the termination. An oral stop work order may be used to temporarily halt work by the contractor in anticipation of written notice of termination. The written notice of termination immediately discontinue all services under this agreement and deliver all products, and other items developed in the performance of this contract.

**Consent Item 6.A.6**

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9. None of the services or work to be provided under this contract may be subcontracted to another contractor.

10. This Agreement constitutes the sole and only agreement between the parties hereto relating to the work described under this agreement, and correctly sets forth the rights, duties, and modifications of each to the other as of its date. Any prior agreement, promises, negotiations, or representations not expressly set forth in this agreement are of no force and effect. Any modification of this agreement must be in writing.

In witness whereof, the parties hereto have executed this contract this 27<sup>th</sup> day of June, 2008 at Gilroy, California.

AUTHORITY

CONTRACTOR

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

Name: Louis Calcango  
Title: Chair

Name: Kevin O'Brien  
Title: Attorney at Law



## Attachment 1

### Scope of Work

1. Advise the Authority on a broad range of legal matters including, without limitations compliance with:
  - a. The Ralph M. Brown Quality Act.
  - b. The California Environmental Quality Act.
  - c. Conflict of interest laws.
  - d. Laws relating to the functions of joint powers authorities.
2. Advise the Authority, as appropriate, concerning flood control and flood liability issues.

## Attachment 2

### Fee Schedule

Kevin O'Brien	\$195.00 per hour
Gwyn-Mohr Tully	\$140.00 per hour
Helena Bialowas	\$ 80.00 per hour

MINUTES OF THE PROCEEDINGS  
OF THE BOARD OF DIRECTORS OF THE  
Pajaro River Watershed Flood Prevention Authority

PRWFPA

June 27, 2008

**1. CALL TO ORDER**

The Board of Directors of the Pajaro River Watershed Flood Prevention Authority, Vice Chair Campos presiding, convened at 9:10 a.m. on Friday, June 27, 2008 at the Monterey County Water Resources Agency, Salinas, CA.

**2. PLEDGE OF ALLEGIANCE**

Director Marcus led the Pledge of Allegiance.

**3. ROLL CALL**

Members – Board of Directors	Representative	Present	Absent
County of San Benito	Supervisor Don Marcus	X	
County of Santa Cruz	Supervisor Tony Campos	X	
County of Monterey	Supervisor Louis Calcagno		X
County of Santa Clara	Supervisor Donald Gage		X
Monterey County Water Resources Agency	Director Silvio Bernardi		X
San Benito County Water District	Director Frank Bettencourt	X	
Santa Clara County Water District	Director Sig Sanchez	X	
Zone 7 Flood Control District	Director Dale Skillicorn		X
City of Gilroy (Associate Member)	Saeid Vaziry, Sr. Environ. Engineer		X
City of Hollister (Associate Member)	Councilmember Doug Emerson		X
City of Morgan Hill (Associate Member)	Councilmember Mark Grzan		X

**Others Present:** Carol Presley, SCVWD; Jim Slater, MCWRA; Lidia Gutierrez; Gutierrez Consultants; Bruce Laclergue, County of Santa Cruz; Clara Spaulding, Santa Clara County; Nick Papadakis & Ana Flores, Regional Analysis and Planning Services, Inc. (RAPS, Inc.).

***Lacking a quorum the PRWFPA met as committee of the whole.  
(Actions taken will be considered by the Board of Directors at a subsequent meeting)***

**4. ORAL COMMUNICATIONS FROM THE BOARD ON ITEMS NOT ON THE AGENDA**

There were no oral communications from the Board.

**5. ORAL COMMUNICATIONS FROM THE PUBLIC ON ITEMS NOT ON THE AGENDA**

There were no oral communications from the public.

**6. CONSENT AGENDA**

**A. Minutes of the May 2, 2008 Meeting**

Minutes for the May 2, 2008 Board of Directors meeting was enclosed for the Board's approval.

**B. Approval of Payments for RAPS, Inc. for April and May 2008**

Invoices for services rendered by Regional Analysis and Planning Services, Inc. in April and May 2008 were enclosed. The Staff Working Group recommended approval.

**C. Approval of Payment to Gutierrez Consultants for April and May 2008**

Invoices for services rendered by Gutierrez Consultants in April and May 2008 were enclosed. The Staff Working Group recommended approval.

**Motion made by Director Marcus, seconded by Director Sanchez to approve the Consent Agenda. Motion passed unanimously.**

**7. ADMINISTRATION**

**A. Staff Working Group Meeting Notes**

The Staff Working Group Meeting Notes for the meeting of May 21, 2008 and June 18, 2008 were enclosed for the Board's information.

**B. Legislative Outreach Report**

The Executive Coordinator updated the Board on the status of the Legislative meeting on August 14, 2008 at the Community Room of the Ausonio Library in Castroville. Director Campos requested that the list of invitees be sent to the Boardmembers.

Bruce Laclergue reported on the appropriation markups on Capital Hill.

**C. FY 2008/09 Agency Budget**

The Executive Coordinator reviewed the proposed agency budget.

**Motion made by Director Sanchez, seconded by Director Marcus to approve the FY 2008/09 Agency Budget. Motion passed unanimously.**

**D. Contract with RAPS, Inc. for July 1 to December 31, 2008**

The Executive Coordinator reviewed the proposed contract with RAPS, Inc. in the amount of \$20,000.

**Motion made by Director Marcus, seconded by Director Bettencourt to approve the contract with RAPS, Inc. for July 1 to December 31, 2008.**