

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

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

**San Benito County Board  
Supervisors Chambers  
481 Fourth Street  
Hollister, California**

**November 2, 2007**

**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. Minutes of the September 7, 2007 Meeting**

The minutes of the September 7, 2007 Board meeting are enclosed. **Recommend approval.** (Page 5)

**B. Approval of Payment to RAPS, Inc. for August and September 2007**

**Enclosed** are the August and September 2007 invoices. The Staff Working Group recommended approval. **Recommend approval.** (Page 9)

**C. Approval of Payment to Gutierrez Consultants for August and September 2007**

**Enclosed** are the August and September 2007 invoices for Lidia Gutierrez's work on the Soap Lake Grant Project. The Staff Working Group recommended approval.  
**Recommend approval.** (Page 15)

**D. PRWFPA Insurance**

Invoice for annual agency insurance at \$1,169 is **enclosed**.  
**Recommend approval.** (Page 23)

**7. ADMINISTRATION**

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

Meeting notes from the September 19, 2007 and October 17, 2007 Staff Working Group meeting are **enclosed**.  
(Page 25)

**B. Legislative Outreach Report** **INFORMATION**

Accept oral report. (Hill/Phillips/Palmisano).

**8. PLANNING**

**A. Soap Lake Preservation Project** **RECOMMEND APPROVAL**

The project's scope and agreements are **enclosed**.  
(Gutierrez) (Page 29)

**B. Lower Pajaro River Project** **INFORMATION**

Accept oral report. (Hill/Phillips/Palmisano)

**C. US Army Corps San Benito River Watershed Study** **DISCUSS**

Consider becoming the local sponsor, subject to obtaining/arranging local funding share. Accept oral report. (Gutierrez)

9. CORRESPONDENCE AND ANNOUNCEMENTS

A. Oral

None

B. Written

1. **Enclosed** is a letter from the County of Santa Cruz Flood Control and Water Conservation District – Zone 7 regarding the Pajaro River Levee Reconstruction Project Design Agreement with the Army Corps of Engineers. (Page 73)
2. **Enclosed** is a letter from the County of Santa Cruz Flood Control and Water Conservation District – Zone 7 regarding the Pajaro River Project Design Agreement. (Page 75)
3. **Enclosed** is a letter from Tony Campos, Supervisor, County of Santa Cruz to Ray Becker, Project Manager, DMB Associates regarding the El Rancho San Benito development project. (Page 77)

**Next Meetings:**

January 4, 2008 – Monterey County Water Resources Agency – Salinas, 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.

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

PRWFPA

September 7, 2007

**1. CALL TO ORDER**

The Board of Directors of the Pajaro River Watershed Flood Prevention Authority, Vice Chair Calcagno presiding, convened at 9:00 a.m. on Friday, September 7, 2007 at the Gilroy City Hall, Gilroy, CA.

**2. PLEDGE OF ALLEGIANCE**

Director Campos 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 Sonny Flores		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:** Steve Homan & Shelly Theis, County of Santa Clara; Carol Presley, SCVWD; Colleen Valles, County of Santa Clara; Bill Phillips, MCWRA; Mica Nitschke, SBCWD; Kirk Wheeler, Schaaff & Wheeler; Steve Palmisano, City of Watsonville; Lidia Gutierrez; Gutierrez Consultants; Kenn Reiller & Lois Robin, Sierra Club; Darlene Din, Central Coast Agriculture Task Force; Nicolas Papadakis & Ana Flores, Regional Analysis and Planning Services, Inc. (RAPS, Inc.).

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

NONE

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

NONE

**6. CONSENT AGENDA**

**A. Minutes of the July 6, 2007 Board Meeting**

Minutes for the July 6, 2007 Board of Directors meeting were enclosed for the Board's approval.

**B. Minutes of the July 6, 2007 Workshop**

Minutes for the July 6, 2007 Workshop were enclosed for the Board's approval.

**C. Approval of Payment for RAPS, Inc. for June and July 2007**

Invoices for services rendered by Regional Analysis and Planning Services, Inc. in June and July 2007 were enclosed. The Staff Working Group recommended approval.

**D. Approval of Payment to Gutierrez Consultants for June 2007**

Invoice for services rendered by Gutierrez Consultants in June 2007 was enclosed. The Staff Working Group recommended approval.

**7. ADMINISTRATION**

**A. Staff Working Group Meeting Notes**

The Staff Working Group Meeting Notes for the meeting of August 15, 2007 was enclosed for the Board's information.

**B. Legislative Outreach Report**

Bill Phillips, Monterey County Water Resources Agency reported that the trip to Washington D.C. has been postponed until further notice. The lobbyist for Monterey County recommended that we hold off our trip until the first of the year due to the turmoil with in the administration. The Lower Pajaro Levy Project will not get suitable attention.

Director Campos stressed the importance of the Washington D.C. trip before the first of the year and before all the bills are reviewed.

Bill Phillips also requested that the Board give the SWG authority to work with the State Legislature and Administration to direct funding to PRWFPA. Three areas that the SWG intends to pursue are:

1. Work with the State Department of Water Resources to find monies for the Pajaro River Watershed study.
2. Pursue with the State (including Legislative offices) additional funds from Proposition 50.
3. Work with the State in obtaining monies from Propositions 84 and IE.

Director Calcagno requested status reports from the SWG to the Board between meetings in order to be current and informed at all times.

**Motion made by Director Gage, seconded by Director Campos to give the SWG the authority to work with the State Legislature to direct funding to the PRWFPA. Motion passed unanimously.**

**C. FY 2007/08 Agency Budget Amendment No. 1**

The Executive Coordinator reviewed the enclosed FY 2007/08 Agency Budget Amendment No. 1.

**Motion made by Director Gage, seconded by Director Skillicorn to approve the FY 2007/08 Agency Budget No. 1. Motion passed unanimously.**

**D. Staff Working Group Procedures**

Director Gage thanked Steve Homan, Santa Clara County and the rest of the SWG for their efforts in drafting the Staff Working Group Procedures.

**Motion made by Director Gage, seconded by Director Campos to approve the Staff Working Group Procedures. Motion passed unanimously.**

**8. PLANNING**

**A. Soap Lake Preservation Project**

Lidia Gutierrez, Gutierrez Consultants reported that the State has provided Pajaro Valley Water Management Agency with the draft project sponsor agreements. They will be brought for the Authority's consideration at the November 2, 2007 meeting.

**B. Lower Pajaro River Project**

Bill Phillips, Monterey County Water Resources Agency reported that the U.S. Army Corps of Engineers has slowed down work on the Lower Pajaro River Project due to lack of funding. They need \$600,000 to continue with additional technical work and to develop cost analysis which are needed to complete the EIR/EIS. There are no guarantees in the design agreement that if the local agencies come up with the \$600,000 that the EIR will be completed this year.

Steve Palmisano, City of Watsonville added that the City of Watsonville has approved \$200,000 to the U.S. Army Corps of Engineers in order to supplement their lack of Federal funding for this fiscal year and encouraged all the agencies to do the same. Discussion followed.

Steve Palmisano also suggested that the PRWFPA Board travel to Washington D.C. in mid to late October.

**9. CORRESPONDENCE AND ANNOUNCEMENT**

**A. Oral**

None

**B. Written**

1. Enclosed was a letter to the Honorable Peter Visclosky and the Honorable David Hobson regarding the request for FY 2008 Energy and Water Development Appropriations.
2. Enclosed was a letter to the Honorable Sam Farr from Janet Beautz, Chairperson to the Santa Cruz County Board of Supervisors thanking him for his role in securing \$1 million for the Pajaro River Flood Project for FY 2008.
3. Enclosed was a letter from the Pajaro River Watershed IRWMP Collaborative announcing the first Flood Protection Implementation Team meeting.
4. Enclosed was a letter to the San Benito County Planning and Building Department from the County of Santa Cruz Flood Control and Water Conservation District regarding the proposed El Rancho San Benito Project.

**10. ADJOURN**

The meeting was adjourned at 10:55 a.m.



Consent Item 6.B  
Page 9

**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

September 4, 2007

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 August 1 through August 31, 2007. 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.

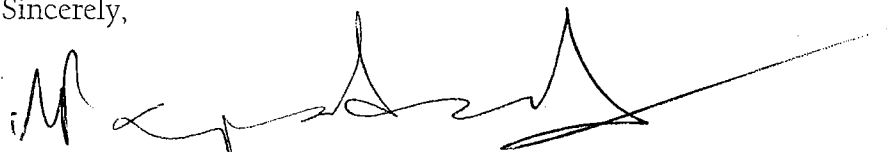
This invoice will be reviewed by the Staff Working Group, and a recommendation will be presented at the Board of Directors Meeting on September 7, 2007.

Work Element 530 - Agency Administration

Executive Coordinator	7 hours @ \$ 240.98	\$ 1,686.86
Associate Planner	8.75 hours @ \$ 92.96	\$ 813.40
Administrative Assistant	21 hours @ \$ 55.00	\$ 1,155.00
	Subtotal	<u>\$ 3,655.26</u>

Total now due: \$ 3,655.26

Sincerely,



Nicolas Papadakis  
Executive Coordinator

Attachments

Regional Analysis and Planning Services  
(RAPS)

Invoice for PRWFPA  
August 1 to August 31, 2007

Position Title	Total Hours	Personnel Cost	Overhead Cost	Total Cost
Executive Coordinator Rate/hr		\$131.96	\$109.02	\$240.98
Project 530 Admin	7	\$ 923.72	\$ 763.14	\$ 1,686.86
Subtotal	7	\$ 923.72	\$ 763.14	\$ 1,686.86
Associate Planner Rate/hr		\$48.08	\$44.88	\$92.96
Project 530 Admin	8.75	\$ 420.70	\$ 392.70	\$ 813.40
Subtotal	8.75	\$ 420.70	\$ 392.70	\$ 813.40
Administrative Assistant Rate/hr		\$29.94	\$25.06	\$55.00
Project 530 Admin	21	\$ 628.74	\$ 526.26	\$ 1,155.00
Subtotal	21	\$ 628.74	\$ 526.26	\$ 1,155.00
Total	37	1,973.16	1,682.10	3,655.26

Tasks Completed:

Executive Coordinator:

WE 530: SWG agenda preparation, distribution, and meeting attendance.

Associate Planner:

WE 530: Meeting attendance, agenda items, map search, document search.

Administrative Assistant:

WE 530: SWG agenda preparation, distribution, and meeting attendance.

BOD agenda preparation and distribution.

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

Consent Item 6.B  
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	WE 530 Admin	TOTAL
Budget*	\$ 37,000.00	\$ 37,000.00
Amount Spent:		
July, 2007	\$ 2,428.80	\$ 2,428.80
August, 2007	\$ 3,655.26	\$ 3,655.26
September, 2007		
October, 2007		
November, 2007		
December, 2007		
January, 2008		
February, 2008		
March, 2008		
April, 2008		
May, 2008		
June, 2008		
Subtotal	\$ 6,084.06	\$ 6,084.06
Balance Available	\$ 30,915.94	\$ 30,915.94

\* 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

October 1, 2007

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 September 1 through September 30, 2007. 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.

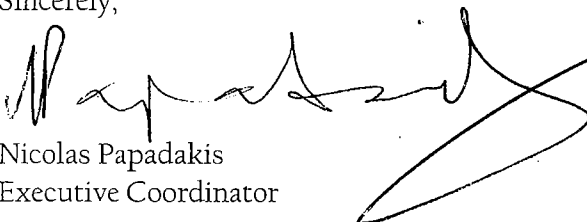
This invoice will be reviewed by the Staff Working Group, and a recommendation will be presented at the Board of Directors Meeting on September 7, 2007.

Work Element 530 - Agency Administration

Executive Coordinator	7 hours @ \$ 240.98	\$ 1,686.86
Associate Planner	0 hours @ \$ 92.96	\$ -
Administrative Assistant	12 hours @ \$ 55.00	\$ 660.00
	Subtotal	<u>\$ 2,346.86</u>

Total now due: \$ 2,346.86

Sincerely,



Nicolas Papadakis  
Executive Coordinator

Attachments

Regional Analysis and Planning Services  
(RAPS)

Invoice for PRWFPA  
September 1-September 30, 2007

Position Title	Total Hours	Personnel Cost	Overhead Cost	Total Cost
Executive Coordinator	Rate/hr	\$131.96	\$109.02	\$240.98
Project 530 Admin	7	\$ 923.72	\$ 763.14	\$ 1,686.86
Subtotal	7	\$ 923.72	\$ 763.14	\$ 1,686.86
Associate Planner	Rate/hr	\$48.08	\$44.88	\$92.96
Project 530 Admin	0	\$ -	\$ -	\$ -
Subtotal	0	\$ -	\$ -	\$ -
Administrative Assistant	Rate/hr	\$29.94	\$25.06	\$55.00
Project 530 Admin	12	\$ 359.28	\$ 300.72	\$ 660.00
Subtotal	12	\$ 359.28	\$ 300.72	\$ 660.00
Total	19	1,283.00	1,063.86	2,346.86

Tasks Completed:

Executive Coordinator:

WE 530: SWG agenda preparation, distribution, and meeting attendance.

Administrative Assistant:

WE 530: BOD meeting attendance 9/7; SWG agenda preparation, distribution, and meeting attendance 9/19.

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	\$ 2,428.80
August, 2007	\$ 3,655.26	\$ 3,655.26
September, 2007	\$ 2,346.86	\$ 2,346.86
October, 2007		
November, 2007		
December, 2007		
January, 2008		
February, 2008		
March, 2008		
April, 2008		
May, 2008		
June, 2008		
Subtotal	<u>\$ 8,430.92</u>	<u>\$ 8,430.92</u>
Balance Available	<u>\$ 28,569.08</u>	<u>\$ 28,569.08</u>

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



**Gutierrez Consultants**

MP  
OK

Consent Item 6.C  
Page 15  
SEP 10 2007

September 5, 2007

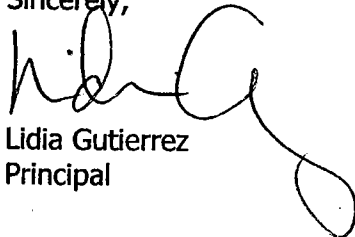
Mr. Nick Papadakis, Executive Director  
Association of Monterey Bay Area Governments  
Post Office Box 809  
Marina, CA 93933-0809

Dear Nick,

Attached is an invoice from Gutierrez Consultants for professional services provided from August 1, 2007 through August 31, 2007. 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 \$1,900.42 and the budget remaining is \$242,574.

Sincerely,



Lidia Gutierrez  
Principal

# Invoice

5000 Lilac Ridge Road  
 San Ramon, CA 94582

Date	Invoice #
9/5/2007	50

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

<b>P.O. No.</b>

Item	Quantity	Description	Rate	Amount
FPA Subtask 1.9 Partner Facilit	1.5	Coordination w/potential acquisition partners	165.00	247.50
FPA Subtask 1.1 Development of	9.5	Revise grant workplan, schedule and budget, prepare for and attend SWG meeting	165.00	1,567.50
Reimb Group		SWG Meeting Rental	49.78	49.78
		SWG Meeting Fuel	27.87	27.87
		Total Reimbursable Expenses		77.65
Markup			10.00%	7.77
<b>Total</b>				\$1,900.42



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

Consent Item 6.C  
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Task	Budget	Job-to-Date	080107 - 083107	Budget Remaining
<b>Task 1: Program Administration</b>				
Subtask 1.1 Grant Agreement	\$8,580	\$3,960	\$1,568	\$3,053
Subtask 1.2 (a) Grant Guidelines	\$31,680	\$0	\$0	\$31,680
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	\$578	\$0	\$11,303
Subtask 1.9 Partner Facilitation	\$23,760	\$0	\$248	\$23,513
<b>Subtotal</b>	<b>\$170,280</b>	<b>\$4,538</b>	<b>\$1,815</b>	<b>\$163,928</b>
<b>Task 3: Land / Easement Acquisition</b>				
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>
<b>Task 6: Other Tasks</b>				
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	\$248	\$85	\$13,966
<b>Total</b>	<b>\$249,260</b>	<b>\$4,786</b>	<b>\$1,900</b>	<b>\$242,574</b>

AVIS

Consent Item 6.C  
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>>Return<< RA Document 267376583  
CAR# 6 7 4 5 @ 4 5 Car Group G  
BLK FORD ESCA 4DR CA 5YBL734

GUTIERREZ, LIDIA

WIZ# = W3G88Z AWD# = A278200

Rate PU/G	@	DY	9	HR		
0	MI	@			.00	=
9	HR	@			23.00	=
0	DY	@			45.99	=
0	WK	@			299.99	=
MIN	1DY/PU/G			180FM		=
Subtotal						45.99
Tax	8.250%					3.79
Total Charges						49.78
AMOUNT DUE		CV		USD		49.78

AVIS

Out SAN RAMON CA 15AUG07/0757  
In SAN RAMON CA 15AUG07/1725  
Miles-Out 6663 Miles-In 6843  
Miles Driven 180 Fuel In 8/8  
Method of pay = CLUB  
VISA XXXXXXXXXXXXX8003

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.

CA09/2AA9/07227/20:25/0

AVIS

THANK YOU FOR CHOO  
SING MTBE FREE GAS

SAN RAMON 76  
2350 SAN RAMON VAL  
SAN RAMON CA  
DLR# 00418558  
DATE: 08/15/07

VISA ACCT#  
XXXX XXXX XXXX 8003  
D4RPP7Q5K3QQ  
INV# 170914 63/H7  
REF# 921 82-034  
AUTH# 00-594460

PUMP# 5 SELF  
UNL 9.171G  
PRICE/GAL \$3.039

FUEL TOTAL \$27.87

COMPLETE A SURVEY  
WWW.GASVISIT.COM  
REGISTER TO WIN

THANK YOU



**Gutierrez Consultants**

Consent Item 6.C  
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October 3, 2007

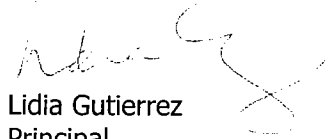
Mr. Nick Papadakis, Executive Director  
Association of Monterey Bay Area Governments  
Post Office Box 809  
Marina, CA 93933-0809

Dear Nick,

Attached is an invoice from Gutierrez Consultants for professional services provided from September 1, 2007 through September 30, 2007. 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 \$2,241.94 and the budget remaining is \$240,331.

Sincerely,



Lidia Gutierrez  
Principal

*Integrated Planning and Funding Solutions*

5000 Lilac Ridge Road  
San Ramon, CA 94582  
925.766.5294

# Invoice

5000 Lilac Ridge Road  
 San Ramon, CA 94582

Date	Invoice #
10/3/2007	51

Bill To
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 1.1 Grant Agreement	13	Revisions to grant workplan, preparation for and attendance at Staff Working Group meeting, preparation for and attendance at Board Meeting	165.00	2,145.00
Reimb Group		9/19 SWG Meeting - Rental	46.13	46.13
		9/19 SWG Meeting - Fuel	42.00	42.00
		Total Reimbursable Expenses		88.13
Markup			10.00%	8.81
			<b>Total</b>	\$2,241.94

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

**Consent Item 6.C**  
**Page 21**

Task	Budget	Job-to-Date	090107 - 093007	Budget Remaining
Task 1: Program Administration				
Subtask 1.1 Grant Agreement	\$8,580	\$5,528	\$2,145	\$907
Subtask 1.2 (a) Grant Guidelines	\$31,680	\$0	\$0	\$31,680
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	\$578	\$0	\$11,303
Subtask 1.9 Partner Facilitation	\$23,760	\$248	\$0	\$23,512
<b>Subtotal</b>	<b>\$170,280</b>	<b>\$6,354</b>	<b>\$2,145</b>	<b>\$161,782</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	\$334	\$97	\$13,869
<b>Total</b>	<b>\$249,260</b>	<b>\$6,687</b>	<b>\$2,242</b>	<b>\$240,331</b>

Thank you for renting with Avis

FPA

Consent Item 6.C  
Page 22

Customer Information:

Customer Name: LIDIA GUTIERREZ  
 Wizard Number:  
 Avis Worldwide Discount Number:  
 Customer Status: AVIS FIRST  
 Method of Payment: VISA  
 Credit Card #: CXXXXXXXXXXXX8003  
 Freq Traveler:

Vehicle Information

Car Group Rented: STANDARD SUV  
 Car Group Charged: INTERMEDIATE  
 Car Make Model: RED SUZU XL7 4DR  
 Plate Number: WA748WMA  
 Car Number: 2148926  
 Mileage Out: 8017 Fuel Out: 8/8  
 Mileage In: 8457 Fuel In: 8/8  
 Mileage Driven: 440

Rental Information

Pickup Date/Time: 19SEP07/0845 Return Date/Time: 22SEP07/0837  
 Pickup Location: AVIS OF SAN RAMON CA .  
 2551 SAN RAMON VALLEY BLVD  
 STE 106  
 SAN RAMON, CA 94583 US  
 925-362-8673  
 Return Location: AVIS OF SAN RAMON CA .  
 2551 SAN RAMON VALLEY BLVD  
 STE 106  
 SAN RAMON, CA 94583 US  
 925-362-8673

Vehicle Charges

Time:	140 miles @ .00	0.00	TAX 8.250%	9.60
	0 hours @ 20.43	0.00	LDW	0.00
	3 days @ 40.84	122.52	Total Charges	125.99
	0 weeks @ 204.20	0.00		
Discount 5.0%		-6.13		
Fuel Service		0.00		
<b>SUBTOTAL</b>		<b>116.39</b>	<b>Amount Due</b>	<b>125.99</b>

SHELL  
 3048 CROW CANYON ROAD  
 D  
 SAN RAMON CA  
 RT# 27441847202

Please  
 If you  
 quest

1 09/20/07 14:56  
 2706519148001 11148 011148  
 US

LIDIA GUTIERREZ NJTH 084822  
 RESCH FUEL QTY FUEL PRICE FUEL TOT  
 2.25 15.1736 2.879 43.68  
 PUMP 4 REGULAR  
 MISC CASHBACK TAX TOTAL  
 0.00 0.00 0.20 46.13

re electr

09/22/07 07:58:59  
 GUTIERREZ/LIDIA  
 VISA Acct#  
 XXXX XXXX XXXX 8003  
 RCPT# 6-0841  
 Inv# 346601  
 Auth# 080396

assistance. If you have a

PUMP# 5  
 REGULAR 7.2276  
 SELF  
 PRICE/GAL \$2.979  
 FUEL TOTAL \$21.53  
 TOTAL \$21.53

SIGNATURE:

I WILL PAY THE TOTAL, ACCORDING TO THE  
 AGREEMENT WITH THE CARD ISSUER.



**RURAL SPECIAL DISTRICTS**  
Insurance Services

A Division of \_\_\_\_\_

SEP 14 2007

Consent Item 6.D

Page 23

**Glatfelter  
Insurance  
Group**

A Tradition of Service, Founded on Trust.

PAJARO RIVER WATERSHED FLOOD  
PREVENTION AUTHORITY  
P.O. BOX 809  
MARINA CA 93933

CUSTOMER NUMBER	INVOICE NUMBER	INVOICE DATE
C28838	47471	9/06/07

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POLICY INFORMATION  
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AMOUNT

Policy Description.....	Package	
Policy Number.....	SP9152999-00	
Insurance Company.....	AAIC - RSDIS	
Transaction Effective Date.....	9/17/07	
Type of Transaction.....	Renewal	
Policy Effective Date.....	9/17/07	
Policy Expiration Date.....	9/17/08	
NAME OF INSURED.....	PAJARO RIVER WATERSHED FLOOD	

===== BILLING INFORMATION =====

Package

1169.00

PLEASE PAY THIS AMOUNT BY 10/17/07 =>

===== 1169.00

REMIT TO: Rural Special Districts Insurance Services  
P.O. Box 64986  
Baltimore, MD 21264-4986

===== TERMS AND CONDITIONS =====

If any policy or coverage is not wanted, please notify us immediately. Otherwise, an earned premium will be due the company for the time the policy or coverage was in force.

Please make checks payable to: Rural Special Districts Insurance Services.

S113

R\* 51

10100 Trinity Parkway, Suite 110 • P.O. Box 7277 • Stockton, California 95267  
(888) 477-3007 • Fax (888) 477-7005 • www.rsdis.com • Agency License #OB17046  
Administered by Glatfelter Underwriting Services, Inc.  
a/k/a Glatfelter Insurance Services in CA, MN, NV, TX and UT and Glatfelter Brokerage Services in NY

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**Pajaro River Watershed  
Flood Prevention Authority  
c/o RAPS, Inc.  
P.O. Box 809  
Marina, CA 93933  
(831) 883-3750**

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**MEETING NOTES**

Pajaro River Watershed Flood Prevention Authority  
Staff Working Group  
**Wednesday, September 19, 2007**  
**10:00 a.m.**  
Gilroy City Hall

- Present:** Scott Wilson and Carol Presley, Santa Clara Valley Water District; Michael Sapunor, Santa Cruz County; Steve Homan and Chris Freitas, Santa Clara County; Jim Slater, Monterey County Water Resources Agency; and Mica Nitschke, San Benito County Water District
- Also Present:** Lidia Gutierrez, Gutierrez Consultants; Steve Palmisano, City of Watsonville; Lloyd Wagstaff, The Nature Conservancy; Megan Tolbert; Kenn Reiller, Sierra Club; Nicolas Papadakis and Ana Flores, RAPS, Inc.

**Soap Lake Area Proposed Projects Referrals**

Kenn Reiller reported that the City of Gilroy has handed out permits to agencies located along Uvas Creek and suggested that the SWG contact the City of Gilroy to determine if they have taken the PRWFPA work into account.

Carol Presley suggested that several presentations to clarify the PRWFPA's authority and work, be made to all planning agencies that have jurisdiction within the Floodplain and everyone that ultimately uses the watershed.

Nick Papadakis will work with Lidia on a draft outline for the next SWG meeting.

Mica Nitschke suggested that the draft outline should include why agencies should participate in the PRWFPA.

**Pajaro River Watershed IRWMP----Planning**

Lidia Gutierrez reported on the IRWMP Flood Implementation Team meeting. Lidia announced that the U.S. Army Corps of Engineers stated that the Watershed Study still has no local sponsor and will have to de-authorize the project. As an incentive the U.S. Army Corps of Engineers will allow agencies to sponsor parts of the project and State funds will be available to match the local share cost.

Lidia Gutierrez suggested that this might be something the PRWFPA would be interested in sponsoring.

Nick Papadakis recommended to introduce the Board to this item at the November 2, 2007 Board of Directors meeting and get approval at the January 4, 2008 meeting.

Lidia Gutierrez will get a scope of work and fee estimate from Dr. Jeff Lewandowski who can provide additional modeling work for this project.

## Administration Item 7.A

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### **Pajaro River Watershed IRWMP – Implementation/Soap Lake Project**

Lidia Gutierrez reported that the draft project sponsor agreement has been sent to Pajaro Valley Water Management Agency's attorney for review and then will be sent to the PRWFPA's attorney. Lidia also reported that the work plan has been finalized and will be sent to the State for their review this week.

Nick Papadakis proposed to transfer Megan Tolbert's tasks and money that totals \$19,158 to Lidia Gutierrez Consultants. Nick stated that the only change would be in the Scope of Work for Lidia Gutierrez and RAPS, Inc. and will be provided to the SWG at the October meeting.

### **Legislative Advocacy**

Bill Phillips, Don Hill and Steve Palmisano will develop a strategy and recommendations to pursue State funding which will be provided to the SWG at the October 2007 meeting.

### **Watershed Study**

This item was discussed along with Item 3.

### **Approval of Invoices**

RAPS, Inc. August 2007 invoice and the August 2007 invoice submitted by Gutierrez Consultants were reviewed.

**Motion made by Steve Homan, seconded by Jim Slater to approve the RAPS, Inc. August 2007 invoice and the August 2007 invoice submitted by Gutierrez Consultants. Motion passed unanimously.**

### **PRWFPA Letterhead**

Ana Flores reviewed the samples of the proposed PRWFPA letterhead.

By consensus, the SWG chose the third letterhead format which had more information on the PRWFPA. The group made recommendations to improve the letter head.

**Motion made by Carol Presley, seconded by Jim Slater to approve the third sample of the PRWFPA letterhead with corrections. Motion passed unanimously.**

### **Other**

Michael Sapunor, Santa Cruz County introduced himself to the SWG.

Mica Nitschke announced that John Gregg has retired and Lance Johnson is the new manager for the San Benito County Water District.

Chris Frietas announced that Santa Clara County has issued a new Drainage Manual which can be downloaded at [www.sccgov.org](http://www.sccgov.org).

\*Submitted by Ana Flores

**Pajaro River Watershed  
Flood Prevention Authority**

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

Administration Item 7.A  
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**MEETING NOTES**

Pajaro River Watershed Flood Prevention Authority  
Staff Working Group  
**Wednesday, October 17, 2007**  
**10:00 a.m.**  
Watsonville City Hall

**Present:** Carol Presley, Santa Clara Valley Water District; Chris Freitas and Shelly Theis, Santa Clara County; Jim Slater, Monterey County Water Resources Agency; Don Hill, Santa Cruz County; Byron Turner and San Benito County

**Also Present:** Lidia Gutierrez, Gutierrez Consultants; Lloyd Wagstaff, The Nature Conservancy; Kenn Reiller and Lois Robin, Sierra Club; Erik Schmidt, Sustainable Conservation; Kris Houser and Bob Rohde, NRCS and Ana Flores, RAPS, Inc.

**Soap Lake Area Proposed Projects Referrals**

None.

**Pajaro River Watershed IRWMP Flood Implementation Team**

Carol Presley announced that the next IRWMP planning meeting will be postponed due to the U.S. Army Corps of Engineers not being able to attend.

**Soap Lake Preservation Project Implementation**

Lidia Gutierrez reported that the State has reviewed the work plan, schedule and budget with only minor comments and revisions. Lidia will distribute to the SWG the Prop 50 Implementation Agreement for comments.

**Pajaro Upper Watershed Permit Coordination Project: CEQA Lead Agency**

Eric Schmidt, Sustainable Conservation gave a presentation on the Upper Pajaro River Watershed Permit Coordination Program. Sustainable Conservation is a non-profit conservation organization founded in 1992 which partners with business, agriculture and government to protect clean water, clean air and health ecosystems. Mr. Schmidt reviewed some incentives to participate in the plan and went over the permit coordination study. Mr. Schmidt requested that the PRWFPA consider being the lead agency on the CEQA document. Staff recommends that Counsel review FPA's authority to act as lead agency and to comment on possible liability issues for FPA.

**Corps San Benito River Watershed Study**

Lidia Gutierrez reported that she has contacted Balance Hydrologics to develop a scope of work and fee estimate for work on the San Benito River Watershed Study. Discussion followed. Lidia clarified to the SWG that the scope of work and fee estimate from Balance Hydrologics is for information only. The State guidelines are going to be issued in January and the FPA should be informed regarding the cost they might have to incur for the San Benito River Watershed Study

**Administration Item 7.A**

**Page 28      Draft Presentation on Authority's Work**

Lidia Gutierrez will work on a draft presentation for the November 2, 2007 PRWFPA Board of Directors meeting. Lidia will distribute the draft presentation to the SWG early next week for comments.

**Legislative Advocacy**

Don Hill reported that Santa Cruz County coordinated a trip to Washington D.C. and is scheduled for November 7, 2007.

**Approval of Invoices**

RAPS, Inc. September 2007 invoice and the September 2007 invoice submitted by Gutierrez Consultants were reviewed.

**Motion made by Jim Slater, seconded by Chris Freitas to approve the RAPS, Inc. September 2007 invoice and the September 2007 invoice submitted by Gutierrez Consultants. Motion passed unanimously.**

**PRWFPA Letterhead**

By consensus, the SWG approved the enclosed letterhead format.

**Draft Board Agenda**

The SWG reviewed the agenda, no corrections were made.

**Other**

Don Hill passed out a letter from the County of Santa Cruz to Ray Becker, DMB Associates, Inc. to be included in the PRWFPA Board of Directors agenda

\*Submitted by Ana Flores

## **PROPOSITION 50 IMPLEMENTATION AGREEMENT**

### **PAJARO VALLEY WATER MANAGEMENT AGENCY**

*AND*

### **PAJARO RIVER WATERSHED FLOOD PREVENTION AUTHORITY**

#### **WATER SECURITY, CLEAN DRINKING WATER, COASTAL AND BEACH PROTECTION ACT OF 2002 (Water Code Section 79500 et seq.)**

THIS AGREEMENT, entered into by and between Pajaro Valley Water Management Agency, herein referred to as the "Agency" and the Pajaro River Watershed Flood Prevention Authority ("Project Sponsor"), a joint powers authority in the Counties of Santa Cruz, Monterey, San Benito and Santa Clara, State of California, duly organized, existing, and acting pursuant to the laws thereof, herein referred to as the "Project Sponsor", which parties do hereby agree as follows:

1. **PURPOSE OF GRANT:** A Grant has been made by the State of California, Department of Water Resources ("DWR") to assist in financing projects associated with the Pajaro River Watershed Integrated Regional Water Management Plan pursuant to Chapter 8 (commencing with Section 79560) of Division 26.5 of the California Water Code, hereinafter collectively referred to as "IRWM Program." Agency has been designated "Grantee" in the Grant Agreement between the Agency and DWR (the "Agency-DWR Agreement"), and is responsible for administering the Grant funds to designated recipients, including Project Sponsor, for various components of the IRWM Program. Project Sponsor is undertaking certain components of the IRWM Program (the "Project") as detailed in Exhibit A, Work Plan, of the Agency-DWR Agreement. This Agreement sets forth the rights and responsibility of Agency and Project Sponsor with respect to Grant funds for the Project.
2. **TERM OF AGREEMENT:** The term of this Agreement begins on January 2, 2008, and terminates when all of Project Sponsor's obligations under this Agreement have been fully satisfied.
3. **SCHEDULE:** Project Sponsor shall diligently perform or cause to be performed all Project work as described in Exhibit A, Work Plan, in accordance with Exhibit B, Schedule.
4. **GRANT AMOUNT:** The maximum amount payable by State under this Agreement shall not exceed \$4,093,402.
5. **PROJECT SPONSOR'S COST:** The reasonable total costs of the Project are estimated to be \$17,443,139 which are summarized in Exhibit C, Budget. Project Sponsor agrees to fund or ensure funding of the difference, if any, between the estimate of Project costs and grant

## Planning Item 8.A

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amount as specified in Exhibit C of the Agency-DWR Agreement. Project Sponsor cost share is estimated to be \$8,084,487.

6. **ELIGIBLE COST:** Project Sponsor shall apply State Grant funds received only to Eligible Costs. Eligible Costs are the reasonable and necessary costs of engineering, design, legal fees, land and easement acquisition, preparation of environmental documentation, environmental mitigation, and project implementation. Only work performed after the effective date of the Agency-DWR Grant Agreement shall be eligible for reimbursement (January 18, 2007). Costs incurred after November 5, 2002, and prior to the effective date of the Agency-DWR grant agreement are not eligible for reimbursement. However, such costs may be considered, at State's discretion, as part of Project Sponsor's funding match, if such costs were otherwise reimbursable. Costs that are not reimbursable with grant funds or eligible for funding match include, but may not be limited to, the following:
  - A. Costs incurred prior to November 5, 2002.
  - B. All travel, per diem and mileage costs.
  - C. Allocable costs.
  - D. Operation and maintenance costs, including post construction performance and monitoring costs.
  - E. Purchase of equipment not an integral part of a project.
  - F. Establishing a reserve fund.
  - G. Purchase of water supply.
  - H. Replacement of existing funding sources for ongoing programs.
  - I. Support of existing agency requirements and mandates.
  - J. Purchase of land in excess of the minimum required acreage necessary to operate as an integral part of a project, as set forth and detailed by engineering and feasibility studies, or land purchased prior to the effective date of this Grant Agreement.
  - K. Payment of principal or interest of existing indebtedness or any interest payments unless the debt is incurred after execution of this Grant Agreement, the State agrees in writing to the eligibility of the costs for reimbursement before the debt is incurred, and the purposes for which the debt is incurred are otherwise eligible costs.
  - L. Overhead not directly related to Program costs.
7. **PROJECT SPONSOR RESPONSIBILITY:** Project Sponsor shall be responsible for work and for persons or entities engaged in work, including, but not limited to, subcontractors, suppliers, and providers of services. Project Sponsor shall provide regular inspections of any construction work in progress. Project Sponsor shall fulfill its obligations under the Agreement, and shall be responsible to keep all work under control.

Project Sponsor shall be responsible for any and all disputes arising out of its contracts for work on the Project, including but not limited to bid disputes and payment disputes with Project Sponsor's representatives, contractors and subcontractors.

8. **RELATIONSHIP OF PARTIES:** Project Sponsor is solely responsible for design, construction, and operation and maintenance of its Project. Review or approval of plans, specifications, bid documents, or other construction documents by Agency is solely for the purpose of

proper administration of grant reimbursement requests by Agency and shall not be deemed to relieve or restrict responsibilities of Project Sponsor under this Agreement.

9. **PROJECT SPONSOR REPRESENTATIONS:** Project Sponsor accepts and agrees to comply with all terms, provisions, conditions, and commitments of this Agreement and the Agency-DWR Agreement, including all incorporated documents, and to fulfill all assurances, declarations, representations, and statements made by Project Sponsor in the documents, amendments, and communications filed in support of its request for California Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002 financing.
10. **PROJECT PERFORMANCE AND ASSURANCES:** Project Sponsor agrees to faithfully and expeditiously perform or cause to be performed all Project work as described in the final plans and specifications under this Agreement and implement the Project in accordance with applicable provisions of the law. In the event Agency finds it necessary to enforce this provision of this Agreement in the manner provided by law, Project Sponsor agrees to pay all costs incurred by Agency including, but not limited to, reasonable attorneys' fees, legal expenses, and costs. In the event State initiates any action to enforce the Agency-DWR Agreement that arises out of Project Sponsor's failure to comply with any of its obligations as specified therein or in this Grant Agreement, Project Sponsor agrees to pay all costs incurred by State or Agency in connection with such action including, but not limited to, reasonable attorneys' fees, legal expenses, and costs.
11. **REQUIREMENTS FOR DISBURSEMENT:** Project Sponsor shall, by February 29, 2008, meet all conditions precedent to the disbursement of money under this Agreement, including Basic Conditions, paragraph 12. Failure by Project Sponsor to comply by this date may result in termination of the Agreement under Exhibit D, Standard Conditions.
12. **BASIC CONDITIONS:** State or Agency shall have no obligation to disburse money under this Agreement unless and until Project Sponsor has satisfied the State's requirements for disbursement in accordance with the California Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002 which include:
  - A. Adoption of an Integrated Regional Water Management Plan.
  - B. Project Sponsor demonstrates the availability of sufficient funds to complete, operate and maintain the project.
  - C. Project Sponsor demonstrates that it has complied with all applicable requirements of the California Environmental Quality Act and the National Environmental Policy Act by submitting copies of any environmental documents, including environmental impact reports, environmental impact statements, negative declarations, mitigation agreements, and environmental permits as may be required prior to beginning construction/implementation.
  - D. For the term of this Agreement, Project Sponsor submits timely periodic progress reports as required by Submission of Reports, paragraph 21.
13. **CONDITIONS FOR DISBURSEMENT:** Prior to disbursement of funds by State, Project Sponsor shall submit to State: