



CARMEL AREA WASTEWATER DISTRICT SPECIAL MEETING OF THE BOARD OF DIRECTORS

***Via Teleconference Webinar and/or In person
Tuesday, 9:00 a.m., August 1, 2023***

Board Members will be attending this meeting In-Person (or otherwise virtually via applicable teleconferencing provisions set forth in the Brown Act).

The public may attend this meeting under either option of a hybrid format: In-person, as noted above, or virtually.

If you plan to attend the meeting in person, please be prepared to show proof of COVID-19 vaccine or a negative COVID-19 test result within 72 hours of the meeting. You may also provide proof of a positive antibody test within the last 90 days. Please note, masks are always required if not vaccinated, except while eating or drinking.

To access the meeting via Zoom please visit our website homepage at www.cawd.org or call 1 (669) 900-9128 or 1 (346) 248-7799 and use Webinar ID: 813 0587 3658 Password: 233876.

If you would like to comment on any item on the Agenda, please submit those in writing to our office at 3945 Rio Road, Carmel CA 93922 or via email at downstream@cawd.org, at least 24 hours before the meeting. You may also submit comments via the “Chat” function available during the teleconference webinar online. All participants have access during the meeting to be recognized and utilize the platform to speak. Please use the virtual “raised hand” to be acknowledged. Please note: all regular and special meetings of the Carmel Area Wastewater District are recorded via Zoom.

If you need assistance in accessing this information, please call the CAWD office at 831-624-1248, Monday through Friday, 8:00 am to 5:00 pm.

ADA Compliance Statement

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Carmel Area Wastewater District administrative office at (831)624-1248, Monday through Friday, 8:00 am to 5:00 pm. Notification prior to the meeting will enable CAWD to make reasonable arrangement to ensure accessibility to this meeting.

NOTICE & AGENDA

CALL TO ORDER - ROLL CALL

D'Ambrosio _____ Rachel _____ Siegfried _____ Urquhart _____ White _____

APPEARANCES, ORDERS OF BUSINESS & ANNOUNCEMENTS:

Estimated Time 9:00 a.m.

- 1. *Appearances/Public Comments:*** *Anyone wishing to address the Board on a matter not appearing on the agenda may do so now. Public comment shall be limited to 3 minutes per person. No action shall be taken on any item not appearing on the agenda. During consideration of any agenda item, public comment shall be limited to 3 minutes per person and will be allowed prior to Board action on the item under discussion.*
- 2. *Agenda Changes:*** *Any requests to move an item forward on the agenda will be considered at this time.*
- 3. **DISCUSSION:**** Estimated Time 9:05 a.m.

*James Gilpin, Partner of Best Best & Krieger, Law Firm concerning general 03
issues and considerations for a local public agency considering the possibility of eminent
domain/condemnation proceedings.*

Presentation material will be added when received

*Please note that the Chair will reconvene back into open session after the closed session is
completed*

- 4. **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. Estimated Time 10:00 a.m.*
 - A. **Conference with Legal Counsel-Potential Litigation:****
*Significant exposure to litigations pursuant to paragraph (2) of subdivision (d)
Government Code section 54956.9 - one potential case*
 - B. **Public Employee Performance Evaluation****
Pursuant to Government Code Section 54957.6 the Board will meet in closed session to consider a Personnel Matter: General Manager Performance

Note: All Times Provided Are Estimates Only

***" - indicates no board attachment or oral report.*

"e" - indicates a separate insert is enclosed.

~ 2 ~

ACTION ITEMS BEFORE THE BOARD: Estimated Time 10:30 a.m.

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

- 5. Resolution No. 2023-50:** A Resolution Approving A Contract with TBC Communications To Continue Contract Work On Pescadero Project #21-05 In The Amount Not To Exceed \$20K- *Report by Rachel Lather, District Principal Engineer* 33
- 6. Resolution No. 2023-51:** A Resolution For The General Manager To Conduct An Engineering Peer Review Regarding The Carmel Meadows Project And Sign A Contract With Carollo Engineering, Incorporated For An Amount Not to Exceed \$150K- *Report by Barbara Buikema, General Manager* 35
- 7. Resolution No. 2023-52:** A Resolution For The General Manager To Contract With An Engineering Consultant To Assist the General Manager In Managing The Engineering Peer Review For the Carmel Meadows Project And Sign A Contract With The Designated Engineering Consulting Firm In An Amount Not To Exceed \$100K- *Report by Barbara Buikema, General Manager* 38

8. ADJOURNMENT

*The next Regular Meeting will be held at 9:00 a.m., Thursday, **August 31, 2023**, or at an alternate acceptable date. NOTE: The meeting will have a teleconference option hosted through Zoom. You may access the Zoom link by visiting our website, www.cawd.org. If you need assistance, please call the District office at 831-624-1248 or send an email to downstream@cawd.org. After staff reports have been distributed, if additional documents are produced by the District and provided to the Board regarding any item on the agenda, they will be made available on the District website.*

Note: All Times Provided Are Estimates Only