

This meeting has been noticed according to the Brown Act rules. The Board of Directors meets regularly on the third Monday of each month. The meetings begin at 7:00 PM.



AGENDA

**Special Joint Meeting of the
Monterey Peninsula Water Management District
and
Monterey Regional Water Pollution Control Agency
Board of Directors**

Thursday, January 14, 2016, 1 pm

**Administrative Office Board Room, Monterey Regional Water Pollution Control Agency
5 Harris Court, Building D, Monterey, CA 93940**

Staff notes will be available on the Water Management District web site at
<http://www.mpwmd.net/asd/board/boardpacket/2016>
by 5 PM on January 12, 2016.

1. CALL TO ORDER

2. ROLL CALL

3. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

4. ADJOURN TO CLOSED SESSION

As permitted by Government Code Section 54956 et seq., the Board may adjourn to closed or executive session to consider specific matters dealing with pending or threatened litigation, certain personnel matters, or certain property acquisition matters.

Conference with Legal Counsel – Existing Litigation (Gov. Code 54956.9 (a))

1. Application of California American Water to CPUC (No. 12-04-019) – Monterey Peninsula Water Supply Project

5. 2:00 PM – RECONVENE OPEN SESSION

6. ANNOUNCEMENTS FROM CLOSED SESSION

The Board will report out on any reportable action taken during Closed Session, and may take additional action in Open Session as appropriate.

7. PLEDGE OF ALLEGIANCE

MPWMD Board of Directors

Jeanne Byrne, Chair – Division 4
Robert S. Brower, Sr., Vice Chair – Division 5
Brenda Lewis – Division 1
Andrew Clarke - Division 2
Molly Evans – Division 3
David Pendergrass, Mayoral Representative
David Potter, Monterey County Board of Supervisors Representative

General Manager

David J. Stoldt

This agenda was posted at the District office at 5 Harris Court, Bldg. G Monterey on January 12, 2016. Staff reports regarding these agenda items will be available for public review on January 13, 2016, at the District office and at the Carmel, Carmel Valley, Monterey, Pacific Grove and Seaside libraries. After staff reports have been distributed, if additional documents are produced by the District and provided to a majority of the Board regarding any item on the agenda, they will be available at the District office during normal business hours, and posted on the District website at <http://www.mpwmd.net/asd/board/boardpacket/2016>. Documents distributed at the meeting will be made available in the same manner. The next special meeting of the Board of Directors is scheduled for January 27, 2016 at 3:30 pm.

8. PUBLIC COMMENTS

Anyone wishing to address the Boards of Directors on matters not listed on the agenda may do so now for not more than three (3) minutes. Comments on any other matter listed on the agenda are welcome at the time the matter is being considered by the Board.

9. ACTION ITEM(S)

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

A. Provide Direction to Staff on Pure Water Monterey Purchase Agreement and Cost Issues

Staff Recommendation: That the MRWPCA and MPWMD Board approve form of Water Purchase Agreement for Pure Water Monterey project and direct submittal to the California Public Utilities Commission.

10. BOARD MEMBER COMMENTS/REPORTS

Board Members may ask a question for clarification, make a brief announcement or make a brief comment or report on his or her own activities within the jurisdiction of the Agency. No discussion or action is appropriate other than referral to staff for consideration or setting a matter as a future agenda item.

11. ADJOURNMENT

Upcoming MPWMD Board Meetings			
Thurs. January 27, 2016	Special Board Meeting	3:30 pm	
Wed. February 17, 2016	Regular Board Meeting	7:00 pm	District conference room
Mon. March 21, 2016	Regular Board Meeting	7:00 pm	District conference room
Mon. April 18, 2016	Regular Board Meeting	7:00 pm	District conference room

Upon request, MPWMD will make a reasonable effort to provide written agenda materials in appropriate alternative formats, or disability-related modification or accommodation, including auxiliary aids or services, to enable individuals with disabilities to participate in public meetings. MPWMD will also make a reasonable effort to provide translation services upon request. Please submit a written request, including your name, mailing address, phone number and brief description of the requested materials and preferred alternative format or auxiliary aid or service by 5:00 PM on Wednesday, January 13, 2016. Requests should be sent to the Board Secretary, MPWMD, P.O. Box 85, Monterey, CA, 93942. You may also fax your request to the Administrative Services Division at 831-644-9560, or call 831-658-5600.

**MONTEREY REGIONAL WATER
POLLUTION CONTROL AGENCY**

*** * * AGENDA TRANSMITTAL FORM * * ***

MEETING DATE:	JANUARY 14, 2016		
AGENDA ITEM:	9 - A		
AGENDA TITLE:	PROVIDE DIRECTION TO STAFF ON PURE WATER MONTEREY PURCHASE AGREEMENT AND COST ISSUES		
	Consent (X)	Action ()	Informational ()
CONTACT:	PAUL A. SCIUTO		
Phone:	(831) 372-3367		
DEPARTMENT SUMMARY AND REQUESTED BOARD ACTION:			
<p>California American Water (Cal Am) has been working with the Monterey Regional Water Pollution Control Agency (MRWPCA) and the Monterey Peninsula Water Management District (MPWMD) on a Water Purchase Agreement (WPA) for the Pure Water Monterey project. The agreement is an essential part of the Pure Water Monterey SRF loan as it represents the revenue stream for repaying the loan. The three-way agreement accounts for water that is treated, conveyed and injected into the Seaside Groundwater Basin by MRWPCA, purchased by MPWMD, and then sold to Cal Am when it is extracted from the Basin. As part of the settlement agreement, the water purchase agreement was an item that needs to be completed prior to the testimony phase of the CPUC hearings on January 22, 2016.</p> <p>The three parties have been exchanging draft versions of the agreement since February 2015. There are a couple of conditions that still need to be negotiated, but the remainder of the agreement is close to final. We hope to provide the Board with a copy of the draft Water Purchase Agreement at or prior to the Special Board meeting on Thursday, January 14.</p>			
FINANCIAL IMPACT:	()	Yes	(X) No
FUNDING SOURCE:	No funding required. This is a revenue source		
BUDGET RECAP:	Total Estimated Cost:	\$0	
	Amt Expended to Date:	\$0	
	Amt Budgeted FY 15/16:	\$0	

**MONTEREY REGIONAL WATER
POLLUTION CONTROL AGENCY**

*** * * AGENDA TRANSMITTAL FORM * * ***

	New Funding Required:	No
	New Revenue:	No
	Revenue Impact:	None
	New Personnel?	No
	Change in Board Policy?	No
PRIOR BOARD ACTIONS:	None	
ALTERNATIVES:	Sell advanced treated water to another entity	
COMMITTEE REVIEW AND ACTION:	N/A	
MANAGER RECOMMENDATION:	Recommend approval.	
ATTACHMENTS:	None. A copy of the draft Water Purchase Agreement will be provided at or before the Special Board meeting.	
RECOMMENDED MOTION:	That the Board Approve form of Water Purchase Agreement for Pure Water Monterey Project and direct submittal to the California Public Utilities Commission.	

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