



FINAL MINUTES  
Regular Meeting  
Board of Directors  
Monterey Peninsula Water Management District  
November 17, 2014

The meeting was called to order at 7:00 p.m. in the Water Management District conference room.

**CALL TO ORDER/ROLL CALL**

*Directors Present:*

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

*Directors Absent:* None

*General Manager present:* David J. Stoldt

*District Counsel present:* David Laredo

The assembly recited the Pledge of Allegiance.

**PLEDGE OF ALLEGIANCE**

No comments were directed to the Board.

**ORAL COMMUNICATIONS**

On a motion of Brower and second of Byrne, the Consent Calendar was approved on a vote of 7 – 0 by Brower, Byrne, Clarke, Lewis, Markey, Pendergrass and Potter.

**CONSENT CALENDAR**

Approved.

1. Consider Adoption of Minutes of the October 8, 2014 Special Board Meeting and the October 20, 2014 Regular Board Meeting

Approved expenditure of \$10,000.

2. Consider Expenditure for Purchase of Surface Water Computation Software

Approved expenditure of \$41,700.

3. Consider Expenditure of Budgeted Funds for IT Hardware Replacement

Approved.

4. Consider Adoption of Resolution of Congratulations to David J. Stoldt

Approved.

5. Consider Appointment of Director Clarke to Board Committees

Approved.

Approved.

A summary of Mr. Stoldt's presentation is on file at the District office and can be viewed on the Water Management District's website.

Stoldt reported the following. (A) The California Coastal Commission considered California American Water Company's appeal of a decision by the Marina City Council to deny a permit for installation of test slant wells. The Coastal Commission upheld the appeal, and Cal-Am may now begin work on the slant wells. (B) Representatives of plaintiff parties related to the Cease and Desist Order (CDO) lawsuit will meet with State Water Resources Control Board staff next week on deferral of the CDO. (C) The project description has been completed for the EIR on the Pure Water Monterey project. The draft EIR should be completed in March 2015. (D) Staff from the Monterey Regional Water Pollution Control Agency and the Water Management District met with Deputy Director of the Division of Water Rights and the Executive Director of the State Water Resources Control Board on distribution of Proposition 1 funds. (E) The EIR on the Odello water project was recently released. The Board of Directors may consider an ordinance related to the project in March or April 2015.

A summary of Ms. Locke's comments can be reviewed on the Water Management District's website.

No report. The Board of Directors did not meet in closed session at 5:30 pm on November 17, 2014.

No reports submitted to the Board of Directors.

Chair Potter presented Stoldt with a framed resolution signed by the seven directors. Each director expressed appreciation to Stoldt for his accomplishments. Stoldt thanked the Board of Directors for their support.

6. Consider Approval of First Quarter Fiscal Year 2014-15 Investment Report

7. Consider Adoption of Treasurer's Report for September 2014

#### GENERAL MANAGER'S REPORT

8. **Status Report on California American Water Compliance with State Water Resources Control Board Order 2009-0060 and Seaside Groundwater Basin Adjudication Decision**

9. **Update on Development of Water Supply Projects**

10. **Report on Drought Response**

#### ATTORNEY'S REPORT

11. Report on 5:30 pm Closed Session of the Board

#### DIRECTORS' REPORTS (INCLUDING AB 1234 REPORTS ON TRIPS, CONFERENCE ATTENDANCE AND MEETINGS)

12. **Oral Reports on Activities of County, Cities, Other Agencies/Committees/Associations**

#### PRESENTATIONS

13. **Present Resolution of Congratulations to David J. Stoldt – Named General Manager of the Year by the California Special Districts Association**

California State University Monterey Bay students Jordan Duffner, Jeff Toyoshima, Miguel Padilla and Mary Ann Hernandez gave a presentation to the Board that described their proposal for establishment of a fund to implement water saving technologies for agricultural interests that utilize recycled wastewater for irrigation. The reduction in agricultural use could result in additional recycled water for groundwater recharge and urban use. The entire text of the presentation is on file at the District office and can be viewed on the MPWMD website.

No public hearing items were submitted for Board consideration.

On a motion by Markey and second of Byrne, this item was continued to the December 15, 2014 Board meeting. The motion was approved on a vote of 7 – 0 by Markey, Byrne, Brower, Clarke, Lewis, Pendergrass and Potter.

Public comment. Todd Bennett, Planner for the City of Monterey and Vice Chair of the Technical Advisory Committee, requested that the item be continued to the December Board meeting. He stated that the City of Monterey supports rules that reduce water use; however, no data has been presented to prove that outdoor restaurant seating increases water use.

There was no discussion of the Informational Items/Staff Reports.

The meeting was adjourned to closed session at 7:40 pm.

**14. Funding Farms to Save Cities: An Idea for Water Recycling from CSUMB Students**

**PUBLIC HEARINGS**

**ACTION ITEMS**

**15. Consider Adoption of Policy on Outdoor Restaurant Seating**

**INFORMATIONAL ITEMS/STAFF REPORTS**

- 16. Letters Received**
- 17. Committee Report**
- 18. Carmel River Fishery Report**
- 19. Monthly Allocation Report**
- 20. Water Conservation Program Report**
- 21. Monthly Water Supply and California American Water Production Report**
- 22. Receive and File First quarter Financial Activity Report for Fiscal year 2014-15**
- 23. Minutes of Monterey Peninsula Water Supply Project Governance Committee**

**ADJOURN TO CLOSED SESSION**

- 1. Conference with Legal Counsel – Existing Litigation (Gov. Code 54956.9 (a))**
  - A. MPWMD v. SWRCB; Santa Clara 1-10-CV-163328 – CDO (6th District Appellate Case #H039566
  - B. Water Plus v. MPWMD, Case No. M125274
  - C. Monterey Peninsula Taxpayers Association v. MPWMD; Case No. M123512

- D. Thum v. MPWMD; Monterey Case No. M113598; 6th District Appellate Case #H039566)
- 2. **Conference with Real Property Negotiators**  
Address: 1910 General Jim Moore Boulevard, Seaside, CA 93955  
Agency Negotiator: David J. Stoldt, General Manager
- 3. **Public Employee Annual Performance Evaluation (Gov. Code 54957) – General Manager**

The meeting was adjourned at approximately 8:15 pm.

**ADJOURNMENT**

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Arlene M. Tavani, Deputy District Secretary