

FINAL MINUTES
**Technical Advisory Committee of the
Monterey Peninsula Water Management District**
January 5, 2010

Call to Order

The meeting was called to order at 9:00 AM in the District Conference room.

Committee Members Present

City of Carmel-by-the-Sea	Sean Conroy
City of Del Rey Oaks	Daniel Dawson
City of Pacific Grove	Sarah Hardgrave, Chair
City of Seaside	Tim O'Halloran
City of Sand City	Steve Matarazzo

Committee Members Absent:

City of Del Rey Oaks	Daniel Dawson
City of Monterey	Todd Bennett, Vice Chair
County of Monterey	Jennifer Bodensteiner
Monterey Peninsula Airport District	Thomas Greer

District Staff Members Present:

Darby Fuerst, General Manager
Stephanie Pintar, Water Demand Manager
Henrietta Stern, Project Manager
Arlene Tavani, Executive Assistant

District Counsel Present:

David Laredo

Comments from the Public

Sara Hardgrave asked for a status report on the January 27, 2010 hearing on the State Water Resources Control Board Final Cease and Desist Order (CDO) against California American Water, Superior Court Case No. M102101. District Counsel Laredo stated that on January 8, 2010 the court will consider a motion for a change of venue. If the change of venue is granted, the January 27, 2010 hearing on the request for a stay of the CDO may be rescheduled. On December 31, 2009, a motion to intervene was filed on behalf of the cities of Seaside, Sand City and Monterey. Ms. Hardgrave noted that the City of Pacific Grove is developing a declaration in support of the Writs of Mandate that were filed by California American Water and the MPWMD. On January 15, 2010, a hearing will be conducted on requests from the Sierra Club and Carmel River Steelhead Association to intervene. Ms. Hardgrave asked for an update on progress of California American Water Company's Application No. 04-09-019 before the Public Utilities

Commission regarding the Coastal Water Project. Mr. Laredo responded that parties to the proceeding: California American Water, Department of Ratepayer Advocates, Surfrider Foundation and the Public Trust Alliance have conducted meetings subject to a strict confidentiality agreement. Future meetings are scheduled for February 4 and February 9, 2010, when a litigation schedule will be developed. A hearing on a proposed settlement agreement is set for April 12, 2010. Mr. Fuerst reminded the committee members that the Phase 1 water supply options would provide water to replace shortages identified in SWRCB Order 9510. Ms. Hardgrave requested that in the future, the committee should discuss a reassessment of future water needs of the jurisdictions.

Action Items

- 1. Receive Minutes of November 3, 2009 Technical Advisory Committee Meetings**
On a motion by Conroy, and second from O'Halloran the minutes were received unanimously on a vote of 5 – 0.

Discussion Items

- 2. Update on Proposal to Adopt Resolution 2010-01 that Would Implement Stage 3 Water Conservation to Reduce Outdoor Water Use**
Staff provided an update to the committee. No action was taken
- 3. Update on Request from Water Demand Committee to Develop an Ordinance that would Temporarily Suspend Receipt of Applications for Water Distribution Systems in Fractured Rock Formations**
Ms. Stern presented information on the proposed ordinance, and responded to questions from the committee. There was consensus that more information was needed on each jurisdiction's well construction regulations, particularly the County of Monterey because many requests for wells are in the unincorporated area of Monterey County. One important question is that if a well fails or is contaminated, would the property owner gain access to an alternate water source.
- 4. Begin Discussion on Future Development of a Regional Landscape Ordinance**
The committee agreed that a sub-committee of the TAC should be formed to work with District staff on development of one regional landscape ordinance. Ms. Hardgrave and Mr. O'Halloran volunteered to serve on the committee. Ms. Pintar will also contact local builders and architects regarding their participation.

Adjournment

The meeting was adjourned at approximately 10:45 AM.