

FINAL MINUTES
**Water Demand Committee of the
Monterey Peninsula Water Management District**
September 18, 2007

Call to Order

The meeting was called to order at 9:05 AM- in the conference room of the Monterey Peninsula Water Management District office.

Committee members present: Larry Foy, Chair
Kristi Markey
David Pendergrass

Staff members present: David A. Berger, General Manager
Stephanie Pintar, Water Demand Manager

District Counsel present: David Laredo, General Counsel

Comments from Public

No comments.

Action Items

1. Receive Minutes of September 11, 2007 Committee Meeting

On a motion by Director Pendergrass and second by Director Markey, the minutes were received on a unanimous vote of 3 – 0.

2. Review Draft Contingency Plan to Implement Stages 4 through 7 of the Expanded Conservation and Standby Rationing Plan in Case of Drought

The committee reviewed the list of policy decisions and responses that were developed at the September 11, 2007 Water Demand Committee meeting. The committee confirmed all responses to the policy decisions as recorded in the staff report. However, additional clarification and direction was provided on the following items.

Board Policy Questions related to Personnel

1.B – The Board should consider fringe benefits to be received by rationing staff as recommended by the District's Human Resources Specialist.

Confirmed by committee members, however; Director Foy expressed reluctance to agree fully with the finding.

1.C – The Board should consider the efficiency of temporarily relocating the Water Demand Division to the same building/space as the rationing program vs. two distinct locations utilizing shared files, or authorize a massive electronic filing effort prior to rationing.

Committee requested that two plans be developed. Plan A would evaluate converting the existing office space for use by additional staff, and Plan B would evaluate leasing additional office space. The advantages and disadvantages of each option should also be presented to the Board with the Plan A and Plan B options.

Board Policy Questions related to Policy Changes

1.A – Moratorium timing. The Board should consider adoption of some flexibility to the October 1 Stage 5 and Stage 6 moratorium Implementation dates when necessary to reduce future water demand at dates other than the May Board meeting. A four-month period should elapse before the moratorium would be in effect.

Directors Pendergrass and Foy agreed. Director Markey was not prepared to take a position.

1.C – The Board should consider decreasing CAW's production limit from the Monterey Peninsula Water Resources System to reflect resource limitations set by SWRCB Order No. 95-10 or the Seaside Groundwater Adjudication decision.

Consensus that the production limits of CAW and non CAW water users should not be adjusted. However, the District would assert its authority to subject the CAW and non CAW water users to rationing regulations. Reductions in the CAW distribution system would be based on the Quarterly Water Supply Budget at that time. Reductions for non CAW users subject to the Seaside Basin Adjudication decision would be based on the production limit of the water resource at the time of program implementation.

1.D – Production limits for non CAW users subject to the Seaside Basin Adjudication decision should be considered by adjustment based on the court's ruling. Other water distribution systems within the constricted areas should also be included in any production limit adjustments.

Committee consensus outlined in item 1-C.

1.E – The Board should consider directing staff to establish production limits for water distribution systems subject to rationing.

For systems that have a production limit, use that as a basis. For systems that do not have a production limit, a conservation rationing baseline would be developed based on the average of 10 years of production records. If those records are not available, the conservation rationing baseline would be set based on the responses to a questionnaire that lists all types of water uses at the property.

1.F – Include CAW Laguna Seca Subsystems in rationing of the main CAW system due to the Seaside Adjudication decision.

See above.

1.G – Add emergency excess use rate to CAW subsystems effective upon implementation of Stage 5.

Consensus was to support implementation of the emergency excess use rate for Stages 5 through 7.

1.H – Consider grouping multiple meters that service one user together. The grouped meters would be assigned a single ration.

Agreed.

1.K – The Board should direct staff to amend the June 2000 Non-Disclosure Agreement with CAW, to protect the ratepayers from public disclosure of their water use.

Agreed.

I.L – The WDC recommended that a moratorium on construction meters occur in Stage 6 and above.

Consensus that the rules should specify that a construction meter will be granted during Stage 6 rationing if the applicant has a water permit. No new permit for a construction meter will be issued if the applicant does not have a water permit for the project.

David Laredo departed from the meeting at 10:55 AM.

The committee reviewed the list of Board Actions Required Prior to Plan Implementation. The committee approved the list, and requested that an additional item be added to specify that the non-disclosure agreement with CAW be obtained.

Other Items

The committee set the next meeting for October 16, 2007 at 1:30 PM.

Adjournment

The meeting was adjourned at 11:15 AM.