



## FINAL

### MINUTES

#### Regular Meeting

#### Board of Directors

#### Monterey Peninsula Water Management District

*April 15, 2019*

Board Chair Evans called the meeting to order at 7:00 pm in the MPWMD conference room.

#### CALL TO ORDER/ROLL CALL

#### *Directors Present:*

Molly Evans – Chair, Division 3  
Alvin Edwards, Vice Chair, Division 1  
George Riley, Division 2  
Jeanne Byrne – Division 4  
Gary D. Hoffmann, P.E. – Division 5  
Mary Adams – Monterey County Board of Supervisors Rep.  
David Potter - 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

Byrne offered a motion that was seconded by Potter to consider agenda item 15 before item 14. The motion was approved on a unanimous vote of 7 – 0 by Byrne, Potter, Adams, Edwards, Evans, Hoffmann and Riley.

#### ADDITIONS AND CORRECTIONS TO AGENDA

Stoldt noted a correction to agenda item 6; the recommendation should be amended to remove the word “either” as follows, “...recommends the Board approve ~~either~~ Amendment 3 to the Cost Sharing Agreement..” Stoldt announced that the April 8, 2019 Administrative Committee was cancelled due to lack of a quorum, so the Board might have questions about items 3 and 7 as they were not reviewed by the committee.

The following comments were presented to the Board of Directors during Oral Communications. **(a) Dan Turner**, resident of Monterey, expressed support for funding studies on expansion of the Pure Water Monterey Project (PWM). He suggested that the District investigate the possibility of joining with the cities of Salinas and Santa Cruz, and also San Benito County on development of a regional desalination project. **(b) Tom Rowley**, Monterey Peninsula Taxpayers Association (MPTA), requested that the Board of

#### ORAL COMMUNICATIONS

Directors respond to misstatements made by Public Water Now in a letter dated March 18, 2019 regarding water demand estimates for the community. He asserted that additional water is needed for new residential and commercial uses.

On a motion by Byrne and second by Riley, the Consent Calendar was approved except for items 4, 5, 6, 7 and 11 that were pulled for separate consideration. The motion was approved unanimously on a vote of 7 – 0 by Byrne, Riley, Adams, Edwards, Evans, Potter and Riley.

Adopted.

Authorized an additional expenditure of \$20,000.

Authorized an expenditure of \$221,003.63

On a motion by Riley and second of Potter, the Board authorized an additional expenditure of \$12,879. The motion was approved unanimously on a vote of 7 – 0 by Riley, Potter, Adams, Byrne, Edwards, Evans and Hoffmann.

On a motion by Byrne and second of Potter, an expenditure of \$95,600 plus a contingency of \$4,400 were approved on a vote of 6 – 1 by Byrne, Potter, Adams, Edwards, Evans and Riley. Hoffmann was opposed.

On a motion by Edwards and second of Byrne, Amendment 3 to the Cost Sharing Agreement was approved on a vote of 6 – 1 by Edwards, Byrne, Adams, Evans, Potter and Riley. Hoffmann was opposed.

On a motion by Potter and second of Byrne, a payment not to exceed \$18,000 was authorized on a unanimous vote of 7 – 0 by Potter, Byrne, Adams, Edwards, Evans, Hoffmann, and Riley.

Adopted.

Confirmed.

## CONSENT CALENDAR

1. **Consider Adoption of Minutes of the March 18, 2019 Regular Board Meetings**
2. **Consider Approval to Purchase Pit Tag Antennae Array Equipment, Expendable Pit Tags, and Other Disposable Tagging Supplies for the Remainder of Calendar Year 2019**
3. **Consider Authorization of Additional Expenditure for November 6, 2018 Election Costs**
4. **Consider Approval of Additional Expenditure to Brown and Caldwell for North Monterey County Drought Contingency Plan**
5. **Consider Approval for Retaining Consultant Services to Prepare a Proposal to the Department of Water Resources for Proposition 1 Integrated Regional Water Management Implementation Grant Funds**
6. **Consider Approval of Amendment 3 to the Cost Sharing Agreement with the Monterey One Water for the Pure Water Monterey Project Expansion**
7. **Consider Authorization of Tax Payment to Internal Revenue Service**
8. **Consider Adoption of 2019-20 Legislative Advocacy Plan**
9. **Confirm Appointments to the Ordinance No. 152 Oversight Panel**

Received.

On a motion by Evans and second of Edwards, the Report was received on a unanimous vote of 7 – 0 by Evans, Edwards, Adams, Byrne, Hoffmann, Potter and Riley.

Received.

Adopted.

A summary of General Manager Stoldt's report is on file at the District office and can be viewed on the agency's website. He reported that for the period of October 1, 2018 through April 13, 2019, rainfall was recorded at 28.5 inches, which was 152% of average. For the period of October 1, 2018 through March 31, 2019, unimpaired streamflow was 125,000 acre-feet or 240% of average; and useable storage was at 100% of long-term average. Staff estimates that production from the Aquifer Storage and Recovery Project could reach 1,250 acre-feet this year, which is half of 2016-17 production - the highest recorded. The District and Cal-Am will confer and determine how to overcome some of the problems experienced this year, in order to maximize production in the next injection season.

Stephanie Locke introduced representatives from a Water Link Team funded by Ecology Action now that conducted a door-to-door campaign offering water saving fixtures to residences and businesses in areas identified as disadvantaged communities. The presentation given by the Water Link Team representatives summarized the results of their campaign and can be viewed on the MPWMD website.

Counsel Laredo reported that the Board discussed item 3 on the Closed Session agenda. The Board received a status report on the negotiations and provided general direction. No reportable action was taken.

**10. Receive and File District-Wide Annual Water Distribution System Production Summary Report for Water Year 2018**

**11. Receive and File District-Wide Annual Water Production Summary Report for Water Year 2018**

**12. Receive Fiscal Year 2017-2018 Mitigation Program Annual Report**

**13. Consider Adoption of Treasurer's Report for February 2019**

#### **GENERAL MANAGER'S REPORT**

**14. Status Report on California American Water Compliance with State Water Resources Control Board Order 2016-0016 and Seaside Groundwater Basin Adjudication Decision**

#### **PRESENTATIONS**

**15. Presentation by Stephanie Locke, Water Demand Manager, on Retrofits - HEART Program Achievements**

#### **ATTORNEY'S REPORT**

**16. Report on 6:30 pm Closed Session of the Board**

**3. Conference with Labor Negotiators (Gov. Code 54957.6)**  
Agency Designated Representatives:  
David Stoldt; Suresh Prasad and Mi Ra Park  
Employee Organization: General Staff and Management Bargaining Units Represented by United Public Employees of California/LIUNA, Local 792

Director Hoffmann reported that he attended the Special District Leadership Academy in San Diego. He found it to be very informative and recommended that other Directors participate in future sessions of the Academy.

On a motion by Potter and second of Byrne, the first reading of Revised Draft Ordinance No. 181 was approved on a unanimous roll-call vote of 7 – 0 by Potter, Byrne, Adams, Edwards, Evans, Hoffmann and Riley. No comments were directed to the Board during the public hearing on this item.

General Manager Stoldt noted that the second reading could include a requirement that posting of river work permits would occur at the office and on the District’s website.

On a motion by Byrne and second of Adams, the first reading of Draft Ordinance No. 182 was approved on a unanimous roll-call vote of 7 – 0 by Byrne, Adams, Edwards, Evans, Hoffmann, Potter and Riley. No comments were directed to the Board during the public hearing on this item.

Byrne offered a motion that was seconded by Adams to receive the report. The motion was approved on a unanimous vote of 7 – 0 by Byrne, Adams, Edwards, Evans, Hoffmann, Potter and Riley.

Public Comment: Tom Rowley, representing the MPTA, urged the Board to direct the General Manager to present a plan in early 2020 for phasing out the user fee and the water supply charge.

Potter offered a motion that was seconded by Riley to receive public comment that evening, and then defer the item to the May 20, 2019 Board meeting. The motion was approved unanimously on a vote of 7 – 0 by Potter, Riley, Adams, Byrne, Edwards, Evans and Hoffmann. No comments were directed to the Board during the public comment period on this item.

No discussion of these items.

**DIRECTORS’ REPORTS (INCLUDING AB 1234 REPORTS ON TRIPS, CONFERENCE ATTENDANCE AND MEETINGS)**

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

**PUBLIC HEARINGS**

18. **Consider First Reading of a Revised Draft Ordinance No. 181 Amending District Rules and Regulations to Modify the Extent of the Carmel River Riparian Corridor (*Subject to review according to California Environmental Quality Act Guidelines Section 15153 - Use of an EIR from an Earlier Project*)**
19. **Consider First Reading of Ordinance No. 182 – Amending Rules 11, 20, 21, 22, 23, 23.8, 24, 25, 25.5, 33, 141, 142, 161, and 180 (*Exempt from CEQA pursuant to CEQA Guidelines section 15307 (14 Cal. Code Regs., § 15307)*)**

**ACTION ITEMS**

20. **Receive 2018 Ordinance No. 152 Oversight Panel Annual Report**
21. **Consider Approval of 1-Year and 3-Year Strategic Planning Goals**


**INFORMATIONAL ITEMS/STAFF REPORTS**

22. **Report on Activity/Progress on Contracts Over \$25,000**
23. **Status on Measure J/Rule 19.8 Spending**
24. **Receive Notice of Appointment to Carmel River Advisory Committee**
25. **Letters Received**

26. **Committee Reports**
27. **Monthly Allocation Report**
28. **Water Conservation Program Report**
29. **Quarterly Carmel River Riparian Corridor Management Report**
30. **Carmel River Fishery Report for March 2019**
31. **Monthly Water Supply and California American Water Production Report**

The meeting was adjourned at 9:15 pm.

**ADJOURNMENT**

  
Arlene M. Tavani, Deputy District Secretary

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