AGENDA
Regular Meeting
Board of Directors
Monterey Peninsula Water Management District
****
Monday, August 17, 2026 at 6:00 p.m. [PST]

Meeting Location: MPWMD – Main Conference Room
5 Harris Court, Building G, Monterey, CA 93940
[This is an in-person meeting. Remote participation via Zoom may be offered, but it is optional and not required for the meeting to proceed. **Please note the meeting will proceed as normal even if there are technical difficulties accessing Zoom.** The District will do its best to resolve any technical issues as quickly as possible.]

To Join via Zoom- Teleconferencing means, please click the link below:
https://mpwmd-net.zoom.us/j/81526726542?pwd=SjeemoVkOncXcVNRjxDSpDgnFqrhoF.1

Webinar ID: **815 2672 6542** | Passcode: **081726** | To Participate by Phone: **(669) 900-9128**

For detailed instructions on how to connect to the meeting, please click the link below:
https://www.mpwmd.net/instructions-for-connecting-to-the-zoom-meetings/

The public may also view the live broadcast of the meeting on Comcast Channel 24 or the live webcast on AMP https://accessmediaproductions.org/ scroll down to the bottom of the page and select AMP 1.

Copies of the agenda packet are available for review on the District website (www.mpwmd.net) and at 5 Harris Court, Bldg. G, Monterey, CA.

Under the Brown Act, public comment for matters on the agenda must relate to that agenda item and public comments for matters not on the agenda must relate to the subject matter jurisdiction of this legislative body. This is a warning that if a member of the public attending this meeting remotely or in-person violates the Brown Act by failing to comply with these requirements, then the Chair may request that speaker be muted. If a member of the public attending this meeting in-person engages in disruptive behavior that disturbs the orderly conduct of the meeting, they may be removed from the meeting after a warning.

Board of Directors
Ian Oglesby, Chair – Mayoral Representative
Rebecca Lindor, Vice-Chair – Division 3
Alvin Edwards – Division 1
George Riley – Division 2
Karen Paull – Division 4
Marianne Gawain – Division 5
Kate Daniels – Monterey County Board of Supervisors Representative

General Manager
David J. Stoldt

Assistant General Manager
Mike McCullough

Mission Statement
Sustainably manage and augment the water resources of the Monterey Peninsula to meet the needs of its residents and businesses while protecting, restoring, and enhancing its natural and human environments.

Vision Statement
Model ethical, responsible, and responsive governance in pursuit of our mission.

Board's Goals and Objectives
Are available online at: https://www.mpwmd.net/who-we-are/mission-vision-goals/

CALL TO ORDER / ROLL CALL

PLEDGE OF ALLEGIANCE

ADDITIONS AND CORRECTIONS TO THE AGENDA – *The General Manager will announce agenda corrections and proposed additions, which may be acted on by the Board as provided in Sections 54954.2 of the California Government Code.*

ORAL COMMUNICATIONS – *Anyone wishing to address the Board on Consent Calendar, Information Items, Closed Session items, or matters not listed on the agenda may do so only during Oral Communications. Please limit your comment to three (3) minutes. The public may comment on all other items at the time they are presented to the Board.*

CONSENT CALENDAR - *The Consent Calendar consists of routine items for which staff has prepared a recommendation. Approval of the Consent Calendar ratifies the staff recommendation. Consent Calendar items may be pulled for separate consideration at the request of a member of the public, or a member of the Board. Following adoption of the remaining Consent Calendar items, staff will give a brief presentation on the pulled item. Members of the public are requested to limit individual comment on pulled Consent Items to three (3) minutes. Unless noted with double asterisks "**", Consent Calendar items do not constitute a project as defined by CEQA Guidelines section 15378.*

1. Consider Adoption of Minutes of the Regular Board Meeting on July 20, 2026
2. Recommend an Internship Program and Approve Accompanying Resolution No. 2026-09 Providing Workers' Compensation
3. Consider Recommendation to Approve Contract Amendments for Rutan & Tucker and Shute, Mihaly & Weinberger
4. Consider Update to District Financial Policy and Repeal of Certain Rules Through Subsequent Ordinance
5. Consider Approval of Contribution to National Water Research Institute for Funding Phase 3 of the CalVal Initiative
6. Consider Approving a Scope of Work from the Fergusion Group for Federal Grant Application Services
7. Consider Adoption of Treasurer's Report for June 2026
8. Consider Approval of Fourth Quarter Fiscal Year 2025-2026 Investment Report

GENERAL MANAGER'S REPORT

9. General Manager's Report *(Verbal Report)*
10. Recognition of CFO for Government Finance Officers Association Award *(Verbal Report)*
11. Results for Summer Splash 2026 *(Verbal Report)*

REPORT FROM DISTRICT COUNSEL

12. Report from District Counsel – General Report of Pending Litigation

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

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

PUBLIC HEARING – *Public Comment will be received. Please limit your comments to three (3) minutes per*

item.

14. Consider First Reading of Ordinance No. 202 – Deleting Rules 18, 19, 19.5, 26, 32, 80, 81, 82, 100, and 129, and Amending Rules 42, 52, 54, 56, 64, 101,110, 123, 128, and 161

    Recommended Action: The Board will consider the first reading or Ordinance No. 202 clarifying and updating various District rules which do not have a relevant Committee for initial review.

DISCUSSION ITEM – Public Comment will be received. Please limit your comments to three (3) minutes per item.

15. Discuss Proposed Response to City of Carmel Letter

    Recommended Action: The Board will provide general direction to staff to release the letter or to come back to the Board with a more formal policy.

16. Update on Strategic Goals and Objectives

    Recommended Action: The Board will receive a progress report from the General Manager on the Strategic Goals and Objectives adopted on March 16, 2026.

17. Update on Citizen's Water Panel

    Recommended Action: The Board will receive a status update from the Assistant General Manager

18. Update on the Cease and Desist Order

    Recommended Action: The Board will receive an update on the status of the Cease and Desist Order.

INFORMATIONAL ITEMS/STAFF REPORTS - *The public may address the Board on Informational Items and Staff Reports during the Oral Communications portion of the meeting. Please limit your comments to three minutes.*

19. Report on Activity/Progress on Contracts Over $25,000
20. Status Report on Expenditures – Public's Ownership of Monterey Water System
21. Letters Received and Sent Supplemental Letter Packet
22. Committee Reports
23. Monthly Allocation Report
24. Water Efficiency Program Report for July 2026
25. Carmel River Fishery Report for July 2026
26. Monthly Water Supply and California American Water Production Report
    [Exempt from environmental review per SWRCB Order Nos. 95-10 and 2016-0016, and the Seaside Basin Groundwater Basin adjudication decision, as amended and Section 15268 of the California Environmental Quality Act (CEQA) Guidelines, as a ministerial project; Exempt from Section 15307, Actions by Regulatory Agencies for Protection of Natural Resources]

ADJOURNMENT

Board Meeting Schedule		
Monday, September 28, 2026	*Regular*	6:00 p.m.
Monday, October 19, 2026	*Regular*	6:00 p.m.

Accessibility

In accordance with Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), 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. Submit requests at least 48 hours prior to the scheduled meeting date/time to Sara Reyes, Board Clerk by e-mail at sara@mpwmd.net or at (831) 658-5610.

Options for Providing Public Comment

Attend In-Person
The Board meeting will be held in the Main Conference Room at **5 Harris Court, Building G, Monterey, CA 93942** and has limited seating capacity.

Submission of Written Public Comment
Send written comments to District Office, 5 Harris Court, Building G, Monterey, CA or online at comments@mpwmd.net. Include the following subject line: "PUBLIC COMMENT ITEM #" (insert the agenda item number relevant to your comment). Written comments must be received by 2:00 PM on the day of the meeting. All submitted comments will be provided to the Board of Directors, compiled as part of the record, and placed on the District's website as part of the agenda packet for the meeting. Correspondence is not read during the public comment portion of the meeting.

Instructions for Connecting to the Zoom Meeting can be found at
https://www.mpwmd.net/instructions-for-connecting-to-the-zoom-meetings/

Refer to the Meeting Rules to review the complete Rules of Procedure for MPWMD Board and Committee Meetings:
https://www.mpwmd.net/who-we-are/board-of-directors/meeting-rules-of-the-mpwmd/

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ITEM: CONSENT CALENDAR

1. CONSIDER ADOPTION OF MINUTES OF THE REGULAR BOARD MEETING ON JULY 20, 2026

Meeting Date:	**August 17, 2026**	**Budgeted:**	**N/A**
From:	**David J. Stoldt, General Manager**	**Program/ Line Item No.:**	**N/A**
Prepared By:	**Sara Reyes**	**Cost Estimate:**	**N/A**

General Counsel Review: N/A
Committee Recommendation: N/A
CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.

SUMMARY: Attached for Board consideration are the draft minutes of the MPWMD Board of Directors' Regular Meeting held on July 20, 2026 **(Exhibit 1-A)**.

RECOMMENDATION: Adopt the draft minutes of the July 20, 2026 Regular Board Meeting.

EXHIBIT
1-A Draft Minutes – MPWMD Board of Directors' July 20, 2026 Regular Board Meeting

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EXHIBIT 1-A

Draft Minutes
Regular Meeting
Board of Directors
Monterey Peninsula Water Management District
July 20, 2026 at 6:00 p.m.

Meeting Location: District Office, Main Conference Room
5 Harris Court, Building G, Monterey, CA 93940 AND
By Teleconferencing Means - *Zoom*

CALL TO ORDER
Chair Oglesby called the regular session to order at 6:00 p.m.

ROLL CALL

Board Members Present:
Ian Oglesby, Chair
Rebecca Lindor, Vice-Chair
Alvin Edwards
George Riley
Karen Paull
Marianne Gawain

Board Members Absent:
Kate Daniels

District Staff Members Present:
David Stoldt, General Manager
Mike McCullough, Assistant General Manager
Nishil Bali, Chief Financial Officer/Administrative Services Manager
Sara Reyes, Clerk of the Board / Executive Assistant
Jonathan Lear, Water Resources Manager
Mollie Wooden, Water Demand Manager
Cory Hamilton, Senior Fisheries Biologist

District Counsel Present:
Michael Laredo, De Lay & Laredo

PLEDGE OF ALLEGIANCE
The assembly recited the Pledge of Allegiance.

ADDITIONS AND CORRECTIONS TO THE AGENDA
General Manager David Stoldt reported that a revised Item 7 and Exhibit 7-A had been distributed in advance of the meeting. He also noted that revised Item 2 had been distributed to reflect a correction to the total disbursement amount for May 2026, and that typographical edits had been made to Exhibit 2-C and Item 11.

ORAL COMMUNICATIONS
Chair Oglesby opened the Oral Communications period; however, no comments were received.

CONSENT CALENDAR
Chair Oglesby introduced the item.

Chair Oglesby opened Public Comment; however, no comments were received.

Director Paull made a motion, seconded by Director Gawain, to approve the Consent Calendar. The motion passed by voice vote, 6 Ayes (Edwards, Lindor, Paull, Oglesby, Gawain, and Riley) and 0 Noes.

The following agenda items were accepted as part of the Consent Calendar:

1. **Consider Adoption of Minutes of the Regular Board Meeting on June 15, 2026**
2. **Consider Adoption of Treasurer's Report for May 2026**
3. **Consider Approval of the 2026 Annual Memorandum of Agreement for Releases from Los Padres Reservoir Among California American Water, the California Department of Fish and Wildlife, and the Monterey Peninsula Water Management District**

GENERAL MANAGER'S REPORT
Chair Oglesby introduced the item.

4. **General Manager's Report**
   General Manager David Stoldt reported that correspondence from the City of Carmel would be addressed by the Water Demand Committee. He stated that water supply and demand were tracking well, with no unusual demand trends and total storage near 9,300 acre-feet, representing more than one year of system demand. The presentation is available on the District's website.

REPORT FROM DISTRICT COUNSEL
Chair Oglesby introduced the item.

5. **Report on Action taken During the Special Closed Session Meeting on July 14, 2026; and General Report on Pending Litigation**
   District Counsel Michael Laredo reported that, during the July 14, 2026, closed session, the Board, with Director Daniels absent, unanimously directed staff to participate in a joint lawsuit against the State Lands Commission.

   Counsel Laredo referenced the litigation report on page 31 of the meeting packet and briefly summarized ongoing legal matters.

   Chair Oglesby opened Public Comment, and the following comments were received:

   1) Tom Rowley expressed concern about the District's legal expenses and ongoing litigation and urged the Board to consider ending certain legal proceedings to conserve resources.

   2) Susan Schiavone expressed support for the District's legal efforts, including the Cal-Am acquisition process and actions related to Cal-Am's desalination project, and disagreed with suggestions to discontinue those efforts.

DIRECTORS' REPORTS (INCLUDING AB 1234 REPORTS ON TRIPS, CONFERENCE ATTENDANCE AND MEETINGS)
Chair Oglesby introduced the item.

6. **Oral Reports on Activities of County, Cities, Other Agencies/Committees/Associations**
   - Director Riley reported attending a two-hour Financial Management training conducted by the California Special Districts Association (CSDA).

ACTION ITEMS
Chair Oglesby introduced the item.

7. **Consider Adoption of Resolution No. 2026-08—Calling an Election for Directors in Voter Divisions 1, 2, and 5 on November 3, 2026, and Approval of a Services Agreement with the County of Monterey Elections Department**

General Manager Dave Stoldt provided a brief overview and answered questions from the Board.

Chair Oglesby opened the Public Comment period; however, no comments were received.

Director Edwards made a motion, seconded by Director Paull to adopt Resolution No. 2026-08 and authorize the General Manager to enter into a services agreement with the Monterey County Elections Department to conduct the election. The motion passed by voice vote, with 6 Ayes (Edwards, Lindor, Paull, Gawain, Oglesby, and Riley) and 0 Noes.

8. Consider Approval of a Scope of Work with Denise Duffy & Associates for Coastal Monitoring Well CEQA Services

Assistant General Manager Mike McCullough provided an overview. Water Resources Manager Jonathan Lear reported that staff proposed five coastal monitoring wells to improve groundwater monitoring and protect Seaside Groundwater Basin assets. The Board discussed the proposal. The presentation is available on the District's website.

Chair Oglesby opened the Public Comment period; however, no comments were received.

Director Lindor made a motion, seconded by Director Riley, to approve a professional agreement with Denise Duffy & Associates for Coastal Monitoring Well CEQA and permitting services in an amount not to exceed $121,000. The motion passed by voice vote, with 6 Ayes (Edwards, Lindor, Paull, Gawain, Oglesby, and Riley) and 0 Noes.

DISCUSSION ITEM

Chair Oglesby introduced the item.

9. Update on the Cease and Desist Order

General Manager David Stoldt reported that the State Water Board would hold a hearing on proposed modifications to the Cease and Desist Order, including relief from the moratorium on new water meters and conditions for reinstating it. Written testimony and exhibits are due August 19, and a hybrid public participation meeting is scheduled for November 5, and the record will close November 10. A decision is expected after the first of the year.

Chair Oglesby opened the Public Comment period, during which the following comment was received:

1) Susan Schiavone thanked the District and Director Edwards for advancing the proposed CDO modification and expressed interest in supporting future public participation efforts.

INFORMATIONAL ITEMS / STAFF REPORTS

Chair Oglesby introduced the item and asked if Board members had any comments or questions.

10. Report on Activity/Progress on Contracts Over $25,000
11. Status Report on Spending – Public's Ownership of Monterey Water System
12. Letters Received and Sent
13. Committee Reports
14. Monthly Allocation Report
15. Water Efficiency Program Report for June 2026
16. Carmel River Fishery Report for June 2026
17. Quarterly Carmel River Riparian Corridor Management Program Report
18. Monthly Water Supply and California American Water Production Report

These items were informational only, and no action was taken. Copies of these reports are available at the District office and on the District website.

ADJOURNMENT

There being no further business, Chair Oglesby adjourned the meeting at 7:02 p.m.

_____
Sara Reyes, Deputy District Secretary

Minutes approved by the MPWMD Board of Directors on _____.

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ITEM: CONSENT CALENDAR

2. RECOMMEND AN INTERNSHIP PROGRAM AND APPROVE ACCOMPANYING RESOLUTION NO. 2026-09 PROVIDING WORKER'S COMPENSATION

Meeting Date:	**August 17, 2026**	**Budgeted:**	**N/A**
From:	**David Stoldt, General Manager**	**Program/ Line Item No.:**	**N/A**
Prepared By:	**Simona Mossbacher**	**Cost Estimate:**	**$23,000**

General Counsel Review: N/A
Committee Recommendation: The Finance and Administration Committee reviewed this item on August 10, 2026, and recommended approval.
CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.

SUMMARY: District staff recommends establishing an internship program to provide students with meaningful public sector experience while supporting District projects that are appropriate for temporary and educational assignments. An internship program will also provide the District with an opportunity to engage students pursuing careers in water resources, environmental science, engineering, communications, public administration, and related fields. The internship program will consist of one paid internship position and one unpaid internship position, providing the District with flexibility to utilize a model that best meets operational needs, available funding, and educational partnership opportunities.

The District would partner with California State University, Monterey Bay (CSUMB) to offer an unpaid internship for academic credit. The unpaid internship would be structured as an educational experience designed to complement the student's coursework and provide exposure to local government operations. The District would work with CSUMB to ensure internships meet applicable academic and program requirements.

The paid internship would be established as one temporary hourly position titled Conservation Assistant (CA). The CA classification would be similar to the District's existing Water Resources Assistant (WRA) position and would provide support for operational and administrative projects requiring a greater level of responsibility than the unpaid internship.

The Conservation Assistant position will be established as a part-time, temporary position and will be limited to a maximum of 990 hours worked per fiscal year. The position will not participate in the District's CalPERS retirement program. Instead, the employee will contribute to Social Security through payroll deductions. As a temporary, part-time position, the Conservation Assistant will also not be eligible for or covered by the District's employee benefits.

Staff recommends an hourly wage of $22.00 per hour, which is consistent with maintaining equity among the District's temporary student positions. Because the position is temporary and limited

to a maximum of 20 hours per week during the academic semester, the fiscal impact is expected to be minimal and will be managed within existing budget appropriations.

Interns may assist with a variety of projects, including:

- Data collection, organization, and compilation.
- Filing, records management, and document organization.
- Public outreach support, including educational mailers and communications.
- Research and special projects.
- Administrative support functions.
- Other assignments appropriate to the educational objectives of the internship.

The paid internship may also perform additional project support responsibilities under staff supervision consistent with the attached job description (**Exhibit 2-A**). The internship program will provide the District with several benefits, including:

- Developing relationships with local colleges and universities.
- Providing students with meaningful experience in local government and water resource management.
- Introducing students to careers in the water industry and public service.
- Bringing fresh perspectives and ideas to District projects.
- Providing staff with additional assistance on short-term projects that are educational in nature.

The proposed positions and associated job descriptions are attached as **Exhibits 2-A** and **2-B**.

RECOMMENDATION: The Finance and Administration Committee recommends that the Board approve:

A. The establishment of the District Internship Program, approving the creation of one Paid Conservation Assistant position at $22.00 per hour; and the creation of one Unpaid College Internship position titled Conservation Intern, to be offered in partnership with CSUMB for academic credit.

B. Approve a resolution declaring unpaid interns and other designated volunteers to be employees of the District solely for the purpose of workers' compensation coverage pursuant to California Labor Code Section 3363.5. Adoption of this resolution will allow the District's workers' compensation carrier, SDRMA, to provide coverage for unpaid interns while they are performing authorized services on behalf of the District. The resolution does not establish an employment relationship or confer any compensation, benefits, or other rights afforded to District employees; rather, it ensures that interns participating in the District's internship program are protected in the event of a work-related injury while engaged in approved internship activities.

EXHIBITS

2-A Conservation Assistant Job Description
2-B Conservation Internship Job Description
2-C Draft Resolution No. 2026-09

EXHIBIT 2-A

MONTEREY PENINSULA WATER MANAGEMENT DISTRICT

CONSERVATION ASSISTANT (PAID INTERNSHIP)

Position Summary

The Conservation Assistant supports the Monterey Peninsula Water Management District by assisting staff with projects that further the District's conservation, permitting, and public outreach efforts. The intern performs meaningful work while gaining hands-on experience in local government, environmental management, and water resource conservation.

The position works primarily within the Water Demand Division and may assist the Water Resources and Environmental Resources Departments as workload allows.

Typical Duties

- Assist with water conservation and permitting projects.
- Research regulations, policies, and water management practices.
- Prepare correspondence, reports, spreadsheets, and presentations.
- Assist with data collection, entry, and quality control.
- Organize electronic and paper records.
- Support public outreach events and educational initiatives.
- Assist with website updates and informational materials.
- Participate in inspections and field visits as appropriate.
- Attend staff meetings and training sessions.
- Complete special projects assigned by supervisors.

Preferred Qualifications

- Current enrollment in or recent graduate of a college or university.
- Major in environmental science, engineering, sustainability, public administration, geography, biology, planning, communications, or related field.
- Strong written and verbal communication skills.
- Microsoft Office proficiency.
- Ability to analyze information and solve problems.
- Strong organizational skills.
- Valid California driver's license (preferred).

Desired Skills

- Ability to manage multiple assignments.
- Attention to detail.
- Professional customer service.
- Initiative and willingness to learn.
- Ability to work independently and as part of a team.

Learning Opportunities

Interns will gain experience with:

- Water conservation planning.
- Local government administration.
- Public policy implementation.
- Regulatory compliance.
- Public outreach.
- Geographic and water resource data.
- Professional project management.

EXHIBIT 2-B

MONTEREY PENINSULA WATER MANAGEMENT DISTRICT

CONSERVATION INTERN
(UNPAID – FOR ACADEMIC CREDIT AT CSUMB)

Position Summary

The Conservation Intern assists staff with a variety of projects while gaining practical experience in water management, conservation, and local government. The internship is designed to provide exposure to the District's history, mission, regulatory responsibilities, and the role of water management on the Monterey Peninsula.

The intern will work primarily with the Water Demand Department and may occasionally assist the Water Resources or Environmental Resources departments to gain a broader understanding of District operations.

Typical Duties

- Assist staff with special projects and day-to-day departmental activities.
- Learn about the District's history, ordinances, rules, and water management programs.
- Organize and digitize files and historical records.
- Assist with data entry, scanning, filing, and document organization.
- Help prepare educational materials, presentations, and public outreach resources.
- Conduct basic research on water conservation and District programs.
- Attend staff meetings, training opportunities, and field visits as appropriate.
- Observe customer service interactions and permitting processes.
- Perform other related duties as assigned.

Learning Objectives

Through this internship, participants will gain an understanding of:

- The history and evolution of the Monterey Peninsula Water Management District.
- Water conservation and demand management programs.
- Local water supply challenges and future planning efforts.
- Public agency operations and regulatory processes.
- Career opportunities in water resources, environmental management, and public service

Minimum Qualifications

- Current enrollment in college (CSUMB)
- Interest in environmental science, public administration, engineering, sustainability, or a related field.
- Strong organizational and communication skills.
- Basic computer proficiency, including Microsoft Office (Word and Excel).
- Willingness to learn and work collaboratively in a professional environment.

MONTEREY PENINSULA WATER MANAGEMENT DISTRICT

EXHIBIT 2-C

DRAFT
RESOLUTION NO. 2026-09

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE MONTEREY PENINSULA WATER MANAGEMENT DISTRICT DECLARING THAT VOLUNTEERS SHALL BE DEEMED TO BE EMPLOYEES OF THE DISTRICT FOR THE PURPOSE OF PROVIDING WORKERS' COMPENSATION COVERAGE FOR SAID CERTAIN INDIVIDUALS WHILE PROVIDING THEIR SERVICES

WHEREAS, the Monterey Peninsula Water Management District hereby adopts the following Resolution:

WHEREAS, Section 3363.5 of the California Labor Code provides that a person who performs voluntary service for a public agency as designated and authorized by the Governing Body of the agency or its designee, shall, upon adoption of a resolution by the Governing Body of the agency so declaring, be deemed to be an employee of the agency for the purpose of Division 4 of said Labor Code while performing such services; and

WHEREAS, the Board of Directors wishes to extend Workers' Compensation coverage as provided by State law to the following designated categories of persons as indicated by a checkmark in the box to the left of the descriptions:

- All persons performing voluntary services without pay other than meals, transportation, lodging or reimbursement for incidental expenses
- Individuals on Work-study programs
- Interns
- Other Volunteers

THEREFORE, BE IT RESOLVED THAT, such persons coming within the categories specified above, including designated individuals be deemed to be employees of the Monterey Peninsula Water Management District for the purpose of Workers' Compensation coverage as provided in Division 4 of the Labor Code while performing such service. However, said individuals will not be considered an employee of the Monterey Peninsula Water Management District for any purpose other than for such Workers' Compensation coverage, nor grant nor enlarge upon any other right, duty, or responsibility of such Governing Body Members or other designated individuals, nor allow such persons to claim any other benefits or rights given to paid employees of the Monterey Peninsula Water Management District.

PASSED AND ADOPTED this ___ day of ____ 2026 on a motion by Director ____ ,seconded

by Director ____ by the following vote:

AYES:
NAYS:
ABSENT:

I, David J. Stoldt, Secretary to the Board of Directors of the Monterey Peninsula Water Management District, hereby certify that the foregoing resolution was duly adopted on the __ day of ____.

Dated: _____

_____
David J. Stoldt
Secretary to the Board

ITEM: CONSENT CALENDAR

3. CONSIDER RECOMMENDATION TO APPROVE CONTRACT AMENDMENTS FOR RUTAN & TUCKER AND SHUTE, MIHALY & WEINBERGER

Meeting Date:	**August 17, 2026**	**Budgeted:**	**N/A**
From:	**David J. Stoldt** **General Manager**	**Program/** **Line Item:**	**N/A**
Prepared By:	**Nishil Bali**	**Cost Estimate:**	$360,000 (Rutan & Tucker) $360,000 (Shute, Mihaly & Weinberger)

General Counsel Review: N/A
Committee Recommendation: The Finance and Administration Committee reviewed this item on August 10, 2026, and recommended approval.
CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines section 15378.

SUMMARY: In December 2023, the District filed an eminent domain action to acquire California American Water Company's (Cal-Am) Monterey Water System. A bench trial is scheduled for October 2026. The initial phase will address the District's appeal of LAFCO's decision limiting MPWMD's authority to acquire Cal-Am's water system facilities. A subsequent "Right-to-Take" trial in Spring 2027 will determine whether the acquisition and the findings in the District's Resolution of Necessity serve the public interest. To prepare for these proceedings, the District must continue discovery, including document review and physical inspection of the Monterey Water System.

Rutan & Tucker and Shute, Mihaly & Weinberger (SMW) continue to serve as special counsel on discrete aspects of the District's litigation. Rutan & Tucker is the lead Special Counsel in District's Eminent Domain Filing MPWMD v. Cal-Am (Monterey County Superior Court Case No. 23CV4102) and SMW is the lead Special Counsel on LAFCO and Cal-Am's Appeal - MPWMD v. LAFCO (Sixth District Court of Appeal Case No. H051849). Existing contract authority for both firms has been exhausted due to extensive litigation activities, including pleadings, hearings, case management conferences, discovery, and coordination with District staff. Both firms continue to provide specialized expertise on the LAFCO appeal and anticipated amicus briefing on eminent domain and latent powers issues.

As the litigation enters its most active phase, staff recommends increasing each contract's not-to-exceed amount by $360,000 to support anticipated legal services through the LAFCO appeal and the Right-to-Take trial over the next 12 to 18 months. The FY 2026–27 Adopted Budget includes $1.8 million to fund the public acquisition of the Monterey water system.

RECOMMENDATION: The Finance and Administration Committee recommends that the Board authorize the General Manager to execute a contract amendment with Rutan & Tucker for

continued legal representation in the eminent domain and related proceedings in an amount not to exceed $360,000; and execute a contract amendment with Shute, Mihaly & Weinberger for continued legal services related to the LAFCO appeal and associated litigation in an amount not to exceed $360,000.

IMPACT TO STAFF/RESOURCES: Funding for the proposed contract amendments is included in the FY 2026–27 Adopted Budget under project expenditures for the Public Acquisition of the Monterey Water System, which totals $1.8 million.

BACKGROUND: On December 16, 2019, the Board authorized a $250,000 contract with Rutan & Tucker to assist the General Manager and District Counsel in preparing the Resolution of Necessity and related findings. That authorization was subsequently used to support the filing of the District's eminent domain action in December 2023 and related litigation, which amended the contract by an additional not-to-exceed amount of $200,000. The authorized funding has now been exhausted, and continued legal representation is necessary to support ongoing discovery, trial preparation, and anticipated amicus briefing.

On December 23, 2020, the District retained Shute, Mihaly & Weinberger with a budget of $25,000 to defend the District in litigation challenging the environmental review supporting the District's LAFCO application concerning the potential acquisition of the Monterey Water System (Monterey County Superior Court Case No. 20CV003201).

On January 5, 2022, the District entered into an engagement with Shute, Mihaly & Weinberger, with an initial budget of $125,000, to represent the District in litigation challenging LAFCO's denial of the District's latent authority to provide retail water service. The Board subsequently authorized an additional $100,000 in March 2025 for eminent domain litigation, including work on the District's Motion for Summary Adjudication and opposition to Cal-Am's Motion for Summary Judgment, and another $100,000 in December 2025 to continue litigation support.

The contract authorities for Rutan & Tucker and Shute, Mihaly & Weinberger have now been exhausted due to extensive briefing, hearings, case management conferences, and coordination with the District team. Both firms continue to provide specialized expertise on the LAFCO appeal and latent powers issues arising in the eminent domain proceedings. A list of recent and pending activities for both firms is outlined below.

a. Recent/Pending Activities for Rutan & Tucker, which is providing ongoing support for eminent domain discovery, preparation, analysis, discussion, and advice to Shute Mihaly & Weinberger on the Latent Power matter.
    - Argued Motions 12/12/25
    - Case Management Conference 2/24/26
    - Filings due for Bench Trial (Latent Powers) August and September
    - Case Management Conference 10/16/26
    - Bench Trial (Latent Powers) 10/19/26
    - Bench Trial (Right to Take) Spring 2027
    - Jury Trial (Valuation) Late 2027

b. Recent/Pending Activities for Shute, Mihaly & Weinberger, which is providing ongoing support for LAFCO-related issues.
   - Filed District's Reply Brief 7/10/26
   - Oral Arguments TBD

In anticipation of the above activities, each firm is expected to provide the services below:

- Anticipated Rutan & Tucker services include but are not limited to: analysis of Cal-Am briefs and summary adjudication rulings; discovery and document review for the right-to-take trial; research on standards of review, valuation issues, legislative history, and relevant case law; coordination with Cal-Am counsel; expert witness support; and preparation of amicus briefing and responses to anticipated discovery stay requests.

- Anticipated Shute, Mihaly & Weinberger services include but are not limited to: review of Cal-Am and LAFCO appellate briefs; legislative history and legal research; trial management, strategy, and preparation; discovery planning and drafting; research regarding CPUC condemnation authority; development of factual and legal arguments; preparation and revision of appellate briefs, reply briefs, opposition briefs, and supporting filings; and coordination regarding evidence, expert witnesses, and trial proceedings.

The litigation is entering a complex and resource-intensive phase, including the bifurcated bench trials addressing the District's latent powers under the LAFCO appeal and the Right-to-Take issues in the eminent domain action. Staff therefore recommends increasing each firm's contract authority by $360,000 to support anticipated legal services through these proceedings.

EXHIBIT
None

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ITEM: CONSENT CALENDAR

4. CONSIDER UPDATE TO DISTRICT FINANCIAL POLICY AND REPEAL OF CERTAIN RULES THROUGH SUBSEQUENT ORDINANCE

Meeting Date:	**August 17, 2026**	**Budgeted:**	**N/A**
From:	**David Stoldt**	**Program/ Line Item No.:**	**N/A**
Prepared By:	**Nishil Bali**	**Cost Estimate:**	**N/A**

General Counsel Review: N/A
Committee Recommendation: The Finance and Administration Committee reviewed this item on August 10, 2026, and recommended approval.
CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.

SUMMARY: On October 13, 2025, the Board adopted a series of financial policies to strengthen the District's financial stability and long-term sustainability. These policies established guidelines for maintaining target reserve levels, reducing the District's Pension and Other Post-Employment Benefits liabilities, reclaiming unclaimed funds, and managing the District's debt obligations.

District Rules 18, 19, and 19.5 (Exhibit A) address financial guidelines related to fund transfers and the use of excess reserves to modify the District's fee schedule. Staff recommends repealing these rules through a subsequent ordinance and incorporating the applicable provisions into the District's financial policies. Unlike District rules, which are adopted by ordinance and are legally binding, financial policies provide administrative guidance and flexibility for implementation. Because Rules 18, 19, and 19.5 are either redundant, outdated, or require administrative discretion, staff believes they are more appropriately addressed through policy rather than ordinance.

RECOMMENDATION: The Finance and Administration Committee recommends that the Board adopt the amended Debt Management Policy and direct staff to prepare a subsequent ordinance repealing District Rules 18, 19, and 19.5.

BACKGROUND: The District's financial policies were developed to proactively manage future financial obligations, mitigate risk, and ensure the District remains well-positioned to meet anticipated liabilities. The Debt Management Policy has been developed in anticipation of the potential acquisition of the local water distribution system, which could require significant debt financing. The policy also satisfies the requirements of California Government Code Section 8855, which requires public agencies issuing debt to adopt debt management policies meeting specified criteria, and supports the District's creditworthiness, which directly influences borrowing costs.

District Rules 18, 19, and 19.5 (Exhibit A) address financial guidelines related to intra-fund transfers and the use of excess reserves to adjust the District's fee schedule. Staff recommends

repealing these rules through a subsequent ordinance and incorporating the relevant provisions of Rule 18 into the Debt Management Policy for the following reasons:

- Rule 18 – Policy Favoring Intra-District Fund Transfers: Staff recommends incorporating this rule into the District's Debt Management Policy. The rule aligns more closely with the policy's subject matter and requires administrative judgment in its implementation, making it more appropriate as a policy than a legally binding rule.

- Rule 19 – Authorization for Fund Transfers: Staff recommends repealing this rule because fund transfers are governed through the District's budget process and pooled treasury operations. Under the District's Budget Policy, budgetary control is maintained at the Division level, allowing account-level adjustments, provided Division budgets remain within their authorized appropriations. In addition, the District utilizes a pooled treasury system that consolidates cash balances into a limited number of bank and investment accounts to optimize liquidity, maximize investment earnings, and reduce borrowing costs. As a result, the account-to-account transfers contemplated by this rule are no longer necessary under the District's current financial management practices.

- Rule 19.5 – Fee Schedule Reduction Through Excess Revenues: Staff recommends repealing this rule because the use of excess revenues is governed by Article XIII B of the California Constitution (the Gann Limit), established by Proposition 4. Under these constitutional requirements, when state or local governments collect revenues in excess of the appropriations limit, the excess must generally be returned to taxpayers within two years through tax rate reductions, fee adjustments, or direct rebates. Because these requirements are established in state law, this District rule is unnecessary.

EXHIBITS
4-A Copy of District Rules 18, 19, and 19.5
4-B Revised Debt Management Policy

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EXHIBIT 4-A

Rules proposed to be removed

RULE 18 - POLICY FAVORING INTRA-DISTRICT FUND TRANSFERS

The General Manager, Treasurer or other fiscal officer may limit the borrowing of money or the incurring of indebtedness from commercial lenders in favor of transfers, loans, and/or advances from District-held funds whenever District funds are available for transfer, loan and/or advance and the public's interest is best served by not incurring the commercial indebtedness. The interests of the District shall include the amount of funds needed, the period for repayment, competing requirements for the use of funds, the cost of the funds, and other limitations, which may be imposed on those funds.

Added by Ordinance No. 32 (2/8/88) (Deletes and supersedes Ordinance No. 29)

RULE 19 - AUTHORIZATION REQUIRED FOR FUND TRANSFERS

All intra-District fund transfers, loans and/or advances shall be made pursuant to prior authorization of the Board of Directors. The General Manager, Treasurer, and/or fiscal officer may be granted continuing authority by resolution of the Board of Directors to make temporary or revolving fund transfers to accommodate routine fiscal activities of the District.

Any transfer, loan and/or advance of District funds from one account to another for a duration in excess of forty-five (45) calendar days shall only be authorized pursuant to a separate resolution of the Board of Directors, and shall be evidenced by a note which states the principal amount transferred, loaned or advanced, the terms for repayment, interest rates, if any, and any other conditions which may apply to the transfer, loan or advance. Each note which has been issued shall be reviewed by the Board of Directors at the time the annual District budget is approved, and a resolution of the Board of Directors shall be adopted approving the continuation of those terms each year for which any portion of the loan, transfer or advance remains unpaid to the originating fund account.

Added by Ordinance No. 32 (2/8/88) (Deletes and supersedes Ordinance No. 29)

RULE 19.5 - FEE SCHEDULE REDUCTION BY USE OF EXCESS REVENUES

To the extent that a temporary suspension of tax rates is infeasible, impractical, or not cost effective, the General Manager, Treasurer, and/or fiscal officer shall use any proceeds of taxes received by the Monterey Peninsula Water Management District in excess of State Constitutional expenditure limitations for the payment of expenses which would otherwise result in an increase to District fee schedules. This activity shall be itemized to the Board of Directors at the time the annual District budget is approved, and shall be ratified by resolution of the Board of Directors.

Added by Ordinance No. 32 (2/8/88) (Deletes and supersedes Ordinance No. 29)

EXHIBIT 4-B

Debt Management Policy

The Debt Management Policy provides guidelines for managing the District's debt obligations. The policy outlines the circumstances under which the District can utilize debt for short- or long-term purposes and establishes parameters for debt issuance, including types of debt, debt limits, controls, and debt administration procedures. The policy establishes the following guidelines:

1. Purpose and Goals: The purpose of the policy is to ensure responsible and prudent debt management practices that support the District's long-term financial health and creditworthiness.
    i. The District will plan the use of debt in a manner that sustains financing payments at manageable levels.
    ii. Debt will be issued for a capital project only when the magnitude of costs justifies debt financing; the project meets a critical need; if a secure revenue source is identified to repay the debt; and when it is an appropriate means to achieve a fair allocation of costs between current and future beneficiaries.
    iii. The District will make every effort to use pay-as-you-go financing for capital improvement projects. Debt financing for a project may be used if the overall project cost exceeds anticipated available resources.
2. Approval: All debt issuances will be approved by the District Board. Where Official Statements (OS) are issued for debt, the OS will be approved by the Board as a non-consent item.
3. Criteria: Debt financing will only be used in the following situations:
    i. When excess District funds are not available for transfer, loan and/or advance and the public's interest is best served by incurring commercial indebtedness. In these cases, authorization for fund transfers outside the level of budgetary control will be made during the annual budget adoption or budget amendment process.
    ii. To fund long-term capital improvement projects with a useful life exceeding the term of the financing and for which the project revenues or specific identified revenue sources are sufficient to service the long-term debt, i.e. the term for repayment of long-term financing for capital improvements will not exceed the expected useful life of the project.

The District will not issue long-term debt to finance current operations.

Refunding opportunities will be identified by periodic review of outstanding debt obligations. Refunding will be considered when there is a net economic benefit from the refunding.

4. Attention to Creditworthiness: Debt will be issued to maintain financial flexibility and minimize borrowing costs. The District shall seek to maintain the highest possible credit ratings for debt instruments, striving to at least maintain an investment grade standing (ranging from AAA to BBB) in the municipal market without compromising the District's policy objectives.

5. Types of Financing Instruments: The District may consider various types of debt instruments to finance long-term capital projects, including but not limited to revenue bonds, bond or grant anticipation notes, general obligation bonds (when allowed), certificates of participation, lease-financing, tax increment financing, special tax bonds, conduit financing, lines of credit, bank loans, and capital leases. These debt issuances may involve the services of externally qualified consultants such as Municipal Advisors, Bond Counsel, Underwriters, and Fiscal Agents to issue and manage debt. Generally, the District may use a lease-purchase method of financing for equipment if the lease rates are more favorable than the District's expected overall investment rate of return.

6. Debit Limits: Debt issuances may be restricted by existing debt covenants, including minimum debt coverage ratios. If applicable, the District will not incur general obligation indebtedness for public improvements that exceed in aggregate 15% of the assessed value of all real and personal property of the District as specified in the California Government Code Section 43605. Unless specific compelling reasons exist, the District will not consider "balloon" bond repayment schedules consisting of low annual payments and one large payment due at the end. The District will only issue fixed-rate debt. Such debt provides absolute certainty, at the time of the bond sale, as to the level of principal and interest owed annually.

7. Reporting and Controls:

    i. The District will comply with ongoing disclosure requirements associated with the agency's debt as stipulated by the Securities and Exchange Commission, Rule 15c2-12, and monitor compliance with those requirements. Staff will be responsible for ongoing disclosure information to the Municipal Securities Rulemaking Board's Electronic Municipal Market Access system, as well as reporting requirements issued by the California Debt and Investment Advisory Commission.

ii. The District shall establish and maintain a system of record keeping and reporting to comply with bond covenants, ensure that the proceeds of the proposed debt issuance will be directed to the intended use, and meet the arbitrage rebate compliance requirements as required by the tax code. The District will monitor all forms of debt annually in conjunction with the budget preparation process and report concerns and remedies, if necessary, to the Board. As part of its recordkeeping, the District shall maintain the following documents for the term of each issue of debt:

   i. A copy of the debt closing transcript(s) and other relevant documentation in connection with the closing of the issue of debt.

   ii. A copy of all material documents relating to capital expenditures financed by debt proceeds, including (without limitation) construction contracts, purchase orders, invoices, trustee requisitions, and payment records, reimbursed with debt proceeds, and records identifying the assets or portion of assets that are financed or refinanced with debt proceeds.

   iii. Copies of records of investments, investment agreements, arbitrage reports, and underlying documents, including trustee statements.

8. Use of Debt Proceeds: The District will monitor the use of debt proceeds and the use of debt-financed assets (e.g., facilities, furnishings, or equipment) throughout the term of the debt and beyond if stipulated to ensure compliance with covenants and restrictions set forth in applicable financing documents, resolutions, and tax certificates.

ITEM: CONSENT CALENDAR

5. CONSIDER APPROVAL OF CONTRIBUTION TO NATIONAL WATER RESEARCH INSTITUTE FOR FUNDING PHASE 3 OF THE CALVAL INITIATIVE

Meeting Date:	**August 17, 2026**	**Budgeted:**	**N/A**
From:	**Mike McCullough, Assistant General Manager**	**Program/ Line Item No.:**	**N/A**
Prepared By:	**Mike McCullough**	**Cost Estimate:**	**$10,000**

General Counsel Review: N/A
Committee Recommendation: The Finance and Administration Committee reviewed this item on August 10, 2026 and recommended approval.
CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.

BACKGROUND: MPWMD and Monterey One Water were original supporters of a grass roots, utility-driven concept of validating the wastewater treatment processes for consistently producing safe and healthy recycled water for Indirect Potable Reuse Projects in California. This concept of providing uniform guidance for IPR projects has been shortened to CalVal = California Validation. This mimics a program developed in Australia which utilized regulators from the California Division of Drinking Water who provided input into a concept called WaterVal.

The initial CalVal concept was supported by 26 utilities, two non-profits as well as 11 engineering firms. Over $270,000 was raised and the project team leveraged those dollars to win a $150,000 grant from the Water Research Foundation. These dollars fully funded Phase 1($462,000) which provided the first comprehensive look at how treatment barrier validation for indirect potable reuse (IPR) has been performed in California. The project team reviewed 13 approved IPR facilities across California, evaluating how common treatment technologies—such as membrane filtration, reverse osmosis, and UV advanced oxidation—are credited, monitored, and reported.

CURRENT STATUS: Phase 2 of CalVal is on-going and developing integrated and updated industry-sourced guidance into "modules" that are specific to the core treatment processes in Full Advanced Treatment (membrane filtration, reverse osmosis, and ultraviolet advanced oxidation process.) Phase 2 is 75% complete and has encumbered close to $3M in expenses. Guidance documents are expected to be completed in early 2027.

NEXT STEPS: Even though Phase 2 is still ongoing, the Project Team is starting to plan the scope for Phase 3 work. Phase 3 looks to examine "modules" such as Chlorine, Ozone, Membrane Bioreactors, and Underground Retention Time (URT). The Project Team is currently soliciting donations to help raise the appropriate funds to complete Phase 3. The amount needed to complete Phase 3 is >$6M.

RECOMMENDATION: The Finance and Administration Committee recommends a $10,000 contribution for unrestricted Phase 3 work of the CalVal initiative to be approved by the Board.

EXHIBIT
5-A NWRI Sponsorship Letter

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NATIONAL WATER RESEARCH INSTITUTE
18700 Ward St. • Fountain Valley, CA 92708

August 1, 2026

Monterey Peninsula Water Management District
Attn: Mr. David J. Stoldt
5 Harris Ct Building G
Monterey, CA 93940

Dear Dave,

On behalf of National Water Research Institute, I would like to invite Monterey Peninsula Water Management District to partner again with us by making a **$10,000 contribution** in support of our CalVal Phase Three project efforts.

We recognize that your agency may wish to direct its support toward a specific component of Phase Three, such as the **Underground Retention Time (URT)** or **ozone** treatment systems. We would be pleased to honor a restricted gift designated for either of these project elements. At the same time, we respectfully note that an **unrestricted contribution supporting all Phase Three efforts** provides the greatest flexibility and allows us to manage project funding more efficiently. Unrestricted support enables us to allocate resources where they are needed most, respond to changing project priorities, and maximize the overall impact of every dollar invested.

A contribution from your agency will play an important role in advancing this critical work and strengthening our ability to deliver long-term benefits to the communities we serve.

We appreciate your consideration of this request and your continued partnership. We would welcome the opportunity to discuss the project further and answer any questions you may have. Thank you for your commitment to improving water resources and supporting infrastructure that benefits our region.

Sincerely,
National Water Research Institute

Kevin M. Hardy, JD
Executive Director

ITEM: CONSENT CALENDAR

6. CONSIDER APPROVING A SCOPE OF WORK FROM THE FERGUSON GROUP FOR FEDERAL GRANT APPLICATION SERVICES

Meeting Date:	**August 17, 2026**	**Budgeted:**	**Yes**
From:	**Mike McCullough** **Assistant General Manager**	**Program/** **Line Item:**	**Monitoring Wells** **35-03-785502**
Prepared By:	**Jonathan Lear**	**Cost Estimate:**	**Estimated $22,950**

General Counsel Review: N/A
Committee Review: The Finance and Administration Committee reviewed this item on August 10, 2026, and recommended approval.
CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines section 15378.

BACKGROUND: During the 2026 Strategic Planning Session, the Board identified three goals that had the Highest Priority label. The third Highest Priority Goal was Collaborate on Protecting Assets in the Seaside Groundwater Basin.

SUMMARY: MPWMD is focusing on protecting the Seaside Groundwater Basin. Two areas of concern for District staff include studying the flow divide from the Basin towards the Northern boundary and how the current pumping of the basin can affect the water levels in the basin in a positive or negative manner.

The District is eager to add more monitoring well infrastructure to assess native groundwater and injected water flow patterns in the northern portion of the basin. The District plans to expand our network of monitoring wells and generate new information from these monitoring wells.

To effectively manage the groundwater basin now and into the future, the District needs to better understand the interactions between geological characteristics, hydrology, and water usage patterns of the basin.

DISCUSSION: As the District plans to expend funds over the next fiscal year for project readiness (environmental review and easement acquisition) prior to drilling and installing the new monitoring wells in the northern boundary of the Seaside Groundwater Basin, District staff would like to leverage the District dollars spent on the project with a possible match from the Federal government. To win a grant from the Federal government, it requires additional expertise the District does not have at this current time. Utilizing specialized grant writing skills to prepare a credible and compelling package is needed to put the District in the best position possible to win an award.

The Ferguson Group (TFG) has extensive experience and success with submitting and winning Bureau of Reclamation grant awards. Since MPWMD is an existing Advocacy customer of TFG, the District will receive a 15% discount on grant writing services.

COST: TFG has proposed a scope for contract services related to federal grant application not to exceed $22,950 for the upcoming fiscal year 2026-27. A copy of the proposed agreement is included as **Exhibit 6-A**.

RECOMMENDATION: The Finance and Administration Committee recommends that the Board approve the attached Scope of Services for Federal Grant Application Services and authorize the District to enter into a contract with The Ferguson Group in an amount not to exceed $23,000.

EXHIBIT
6-A TFG Scope of Services U.S. Bureau of Reclamation Application

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June 15, 2026

Mike McCollough
Assistant General Manager
Monterey Peninsula Water Management District
5 Harris Court
Monterey, CA 93940

Re: TFG Grant Writing Services – Monterey Peninsula Water Management District – FY25 WaterSMART Applied Science (Second Round) Application

Dear Mike:

The Ferguson Group, LLC (TFG) welcomes the opportunity to provide grant writing services to Monterey Peninsula Water Management District. TFG's expert grant writers will partner with the District to prepare and submit a an application package to the U.S. Bureau of Reclamation for the FY25 WaterSMART Applied Science (Second Round). The targeted date for submission of the package is no later than April 13, 2027.

Scope of Services

TFG will work collaboratively with District staff and provide the following grant writing services:

- Program vetting, project development, and organizational readiness
- Drafting all required grant application forms
- Drafting all required grant project narratives
- Reviewing grant budget and preparing the budget narrative
- Providing feedback and advice to ensure competitive submission
- Assistance with grant submission portals, as requested

Successfully securing competitive grants is a team activity and requires communication, collaboration, and information sharing between District personnel and the TFG grant team. To support the grant writing process, the District has the responsibility of furnishing all essential supporting documents and background information related to the proposed project. Additionally, the District will review and approve all requisite narratives, gather the necessary resolutions and community support letters, and submit the grant application through the required grant submission portal. The District will have access to all final documents prepared and submitted.

Terms and Conditions

The duration of this agreement will be from July 1, 2026, through April 13, 2027. As a TFG retainer client, the District receives a 15% discount on grant writing projects, as highlighted below. TFG will provide all grant services outlined in this agreement to the District with a total fixed fee reflected in the quote below. If needed, TFG is available for post application support at an hourly rate.

Product	Standard Fee	Discounted Fee	Total
Level 3 Grant Application Medium, full grant application.	$27,000.00	15 %	$22,950.00
Project Readiness Program Vetting, Project Development, and Organizational Readiness	$7,000.00		$5,950.00
Application Development and Submission	$20,000.00		$17,000.00
		Total	$22,950.00

A total of four hours of post-application submission responses and/or support are included in the total fixed fee. Any additional hourly work required will be pre-approved in advance of initiating work and billed separately at $255.

TFG fees include all direct labor, overhead (including general and administrative expenses), other direct costs, subcontractor costs, fixed fees, miscellaneous incidental services, and all applicable taxes. While the TFG Grants Division usually works virtually, if the District prefers an on-site meeting, travel time and estimated expenses will be billed in advance.

We are grateful for the opportunity to partner with the Monterey Peninsula Water Management District, and we look forward to a productive relationship.

Sincerely,

Kristi More

Kristi More
Managing Partner of Grants

AGREED TO AND ACCEPTED:

_____ _____

ITEM: CONSENT CALENDAR

7. CONSIDER ADOPTION OF TREASURER'S REPORT FOR JUNE 2026

Meeting Date:	**August 17, 2026**	**Budgeted:**	**N/A**
From:	**David J. Stoldt, General Manager**	**Program/ Line Item No.:**	**N/A**
Prepared By:	**Nishil Bali**	**Cost Estimate:**	**N/A**

General Counsel Review: N/A
Committee Recommendation: The Finance and Administration Committee reviewed this item on August 10, 2026, and recommended approval.
CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.

SUMMARY: Exhibit 7-A comprises the Treasurer's Report for June 2026. **Exhibit 7-B** includes listings of check disbursements for the period June 1-30, 2026. Checks, virtual checks (AP Automation), direct deposits of employee paychecks, payroll tax deposits, and bank charges resulted in total disbursements for the period in the amount of $2,461,099.52. **Exhibit 7-C** reflects the unaudited version of the Statement of Revenues and Expenditures for the month ending June 30, 2026.

RECOMMENDATION: The Finance and Administration Committee recommends that the Board adopt the June 2026 Treasurer's Report and Statement of Revenues and Expenditures and ratify the disbursements made during the month.

EXHIBITS
7-A Treasurer's Report
7-B Listing of Cash Disbursements
7-C Statement of Revenues and Expenditures

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EXHIBIT 7-A

MONTEREY PENINSULA WATER MANAGEMENT DISTRICT
TREASURER'S REPORT FOR JUNE 2026

	Description	Checking	MPWMD Money Market	California CLASS	L.A.I.F.	Multi-Bank Securities*	MPWMD Total	PB Reclamation Money Market
	Beginning Balance (A)	**$2,376,081.51**	**$2,166,450.20**	**$1,056,697.57**	**$14,756,414.24**	**$10,892,439.64**	**$31,248,083.15**	**$481,247.18**
	Fees/Deposits		2,847,653.12				2,847,653.12	305,703.71
	MoCo Tax & WS Chg Installment Pymt						0.00	
	Interest Received			3,212.78		38,069.86	41,282.64	
	Transfer - Checking/CLASS						0.00	
	Transfer - Money Market/LAIF		-				0.00	
	Transfer - Money Market/Checking	1,500,000.00	(1,500,000.00)				0.00	
	Transfer - Money Market/Multi-Bank						0.00	
	Transfer to CAWD						0.00	(636,000.00)
	Sub-total - Receipts/Transfers (B)	*$1,500,000.00*	*$1,347,653.12*	*$3,212.78*	*-*	*$38,069.86*	*$2,888,935.76*	*($330,296.29)*
[1]	AP Automation Payments	(197,347.38)					(197,347.38)	
[2]	General Checks	(1,829,372.61)					(1,829,372.61)	
[3]	Bank Draft Payments	(16,526.59)					(16,526.59)	
[3]	Payroll Tax/Benefit Deposits	(210,468.59)					(210,468.59)	
[4]	Rebate Payments	(10,700.00)					(10,700.00)	
*	Payroll Checks/Direct Deposits	(195,279.76)					(195,279.76)	
**	Bank Charges/Other	(2,203.87)					(2,203.87)	
	Reversals of Outstanding Payments	799.28					799.28	
	Voided Checks	-					0.00	
	Credit Card Fees						0.00	
	Returned Deposits						0.00	
	Sub-total - Disbursements (C)	*(2,461,099.52)*	*-*	*-*	*-*	*-*	*(2,461,099.52)*	*-*
	Ending Balance (A+B+C)	**$1,414,981.99**	**$3,514,103.32**	**$1,059,910.35**	**$14,756,414.24**	**$10,930,509.50**	**$31,675,919.39**	**$150,950.89**

Refer to Exhibit B for payments totalling [1], [2], [3], and [4]

* Total amount of District Employee and Board payroll

** Merchant account fees from Bank of America

* Fixed Income investments are reported at face value

Check Report

Monterey Peninsula Water Management District

By Check Number

Date Range: 06/01/2026 - 06/30/2026

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
Bank Code: APBNK	**-Bank of America Checking**					
Payment Type: Regular						
00274	Monterey One Water	06/15/2026	Regular	0.00	1,824,249.24	41087
01020	Sandra Alonso - Petty Cash Custodian	06/15/2026	Regular	0.00	582.13	41088
09982	Kyle Smith	06/26/2026	Regular	0.00	796.08	41092
068068	Mollie Grosser	06/26/2026	Regular	0.00	3,745.16	41093
			Total Regular:	**0.00**	**1,829,372.61**	

[2]

Check Report **Date Range: 06/01/2026 - 06/30/2026**

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
Payment Type: Virtual Payment						
00763	ACWA-JPIA	06/12/2026	Virtual Payment	0.00	337.00	APA021604
41145	Advance Cleaning 365, Inc.	06/12/2026	Virtual Payment	0.00	1,850.00	APA021605
04043	Campbell Scientific, Inc.	06/12/2026	Virtual Payment	0.00	2,737.26	APA021606
01001	CDW Government	06/12/2026	Virtual Payment	0.00	26.20	APA021607
18734	DeVeera Inc.	06/12/2026	Virtual Payment	0.00	481.12	APA021608
18225	DUDEK	06/12/2026	Virtual Payment	0.00	736.25	APA021609
04717	Inder Osahan	06/12/2026	Virtual Payment	0.00	1,417.20	APA021610
06999	KBA Document Solutions, LLC	06/12/2026	Virtual Payment	0.00	496.81	APA021611
31191	Keith Day	06/12/2026	Virtual Payment	0.00	5,077.76	APA021612
13431	Lynx Technologies, Inc	06/12/2026	Virtual Payment	0.00	1,725.00	APA021613
00222	M.J. Murphy	06/12/2026	Virtual Payment	0.00	84.21	APA021614
05829	Mark Bekker	06/12/2026	Virtual Payment	0.00	507.37	APA021615
00223	Martins Irrigation Supply	06/12/2026	Virtual Payment	0.00	1,029.05	APA021616
00242	MBAS	06/12/2026	Virtual Payment	0.00	877.00	APA021617
18325	Minuteman Press Monterey	06/12/2026	Virtual Payment	0.00	125.44	APA021618
00756	Monterey Bay Air Resources District	06/12/2026	Virtual Payment	0.00	816.00	APA021619
16182	Monterey County Weekly	06/12/2026	Virtual Payment	0.00	480.00	APA021620
00274	Monterey One Water	06/12/2026	Virtual Payment	0.00	204.60	APA021621
13396	Navia Benefit Solutions, Inc.	06/12/2026	Virtual Payment	0.00	206.00	APA021622
00154	Peninsula Messenger Service	06/12/2026	Virtual Payment	0.00	826.00	APA021623
00176	Sentry Alarm Systems	06/12/2026	Virtual Payment	0.00	221.75	APA021624
19700	Shute, Mihaly & Weinberger LLP	06/12/2026	Virtual Payment	0.00	7,985.60	APA021625
09989	Star Sanitation Services	06/12/2026	Virtual Payment	0.00	187.51	APA021626
04359	The Carmel Pine Cone	06/12/2026	Virtual Payment	0.00	680.00	APA021627
00767	AFLAC	06/16/2026	Virtual Payment	0.00	394.32	APA021628
05371	June Silva	06/16/2026	Virtual Payment	0.00	1,570.20	APA021629
05830	Larry Hampson	06/16/2026	Virtual Payment	0.00	1,499.18	APA021630
01012	Mark Dudley	06/16/2026	Virtual Payment	0.00	540.00	APA021631
21460	MoGo Urgent Care	06/16/2026	Virtual Payment	0.00	60.00	APA021632
00036	Parham Living Trust	06/16/2026	Virtual Payment	0.00	850.00	APA021633
00271	UPEC, Local 792	06/16/2026	Virtual Payment	0.00	1,312.50	APA021634
18734	DeVeera Inc.	06/18/2026	Virtual Payment	0.00	7,806.86	APA021635
27302	Kyocera Document Solutions America, Inc.	06/18/2026	Virtual Payment	0.00	535.75	APA021636
00222	M.J. Murphy	06/18/2026	Virtual Payment	0.00	139.90	APA021637
00223	Martins Irrigation Supply	06/18/2026	Virtual Payment	0.00	35.17	APA021638
12595	Monterey County Assessor	06/18/2026	Virtual Payment	0.00	265.00	APA021639
17968	Rutan & Tucker, LLP	06/18/2026	Virtual Payment	0.00	34,698.40	APA021640
40998	RWG Law	06/18/2026	Virtual Payment	0.00	1,680.00	APA021641
00988	SDRMA - Workers Comp. Insurance	06/18/2026	Virtual Payment	0.00	83,099.96	APA021642
20230	Zoom Video Communications Inc	06/18/2026	Virtual Payment	0.00	552.25	APA021643
12601	Carmel Valley Ace Hardware	06/26/2026	Virtual Payment	0.00	41.59	APA021676
14036	City of Sand City	06/26/2026	Virtual Payment	0.00	1,558.75	APA021677
00281	CoreLogic Information Solutions, Inc.	06/26/2026	Virtual Payment	0.00	1,445.01	APA021678
04041	Cynthia Schmidlin	06/26/2026	Virtual Payment	0.00	1,221.84	APA021679
18734	DeVeera Inc.	06/26/2026	Virtual Payment	0.00	2,321.55	APA021680
00192	Extra Space Storage	06/26/2026	Virtual Payment	0.00	510.00	APA021681
41000	IGM US Holdings, Inc	06/30/2026	Virtual Payment	0.00	-23,000.00	APA021682
41000	IGM US Holdings, Inc	06/26/2026	Virtual Payment	0.00	23,000.00	APA021682
40997	Innovasea Systems	06/26/2026	Virtual Payment	0.00	290.28	APA021683
06999	KBA Document Solutions, LLC	06/26/2026	Virtual Payment	0.00	30.00	APA021684
04715	Matthew Lyons	06/26/2026	Virtual Payment	0.00	202.90	APA021685
26785	Monterey Bay Pest Control, Inc.	06/26/2026	Virtual Payment	0.00	140.00	APA021686
16182	Monterey County Weekly	06/26/2026	Virtual Payment	0.00	970.00	APA021687
13396	Navia Benefit Solutions, Inc.	06/26/2026	Virtual Payment	0.00	1,546.23	APA021688
08925	Quinn Company	06/26/2026	Virtual Payment	0.00	2,773.71	APA021689
00251	Rick Dickhaut	06/26/2026	Virtual Payment	0.00	616.00	APA021690
00176	Sentry Alarm Systems	06/26/2026	Virtual Payment	0.00	221.75	APA021691
04359	The Carmel Pine Cone	06/26/2026	Virtual Payment	0.00	680.00	APA021692
09425	The Ferguson Group LLC	06/26/2026	Virtual Payment	0.00	6,615.00	APA021693
17965	The Maynard Group	06/26/2026	Virtual Payment	0.00	1,870.92	APA021694

Check Report

Date Range: 06/01/2026 - 06/30/2026

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
04366	Tom Lindberg	06/26/2026	Virtual Payment	0.00	1,401.23	APA021695
23550	WellmanAD	06/26/2026	Virtual Payment	0.00	8,736.00	APA021696
			Total Virtual Payment:	**0.00**	**197,347.38**	**[1]**

Check Report **Date Range: 06/01/2026 - 06/30/2026**

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
Payment Type: Bank Draft						
00269	U.S. Bank	06/10/2026	Bank Draft	0.00	11,926.29	DFT0004254
00266	I.R.S.	06/12/2026	Bank Draft	0.00	22,616.50	DFT0004262
00266	I.R.S.	06/12/2026	Bank Draft	0.00	4,550.52	DFT0004263
00267	Employment Development Dept.	06/12/2026	Bank Draft	0.00	8,964.21	DFT0004264
00266	I.R.S.	06/12/2026	Bank Draft	0.00	332.88	DFT0004265
00266	I.R.S.	06/12/2026	Bank Draft	0.00	-732.15	DFT0004266
00266	I.R.S.	06/12/2026	Bank Draft	0.00	-126.08	DFT0004267
00267	Employment Development Dept.	06/12/2026	Bank Draft	0.00	-355.28	DFT0004268
00266	I.R.S.	06/12/2026	Bank Draft	0.00	74.38	DFT0004269
00266	I.R.S.	06/12/2026	Bank Draft	0.00	318.06	DFT0004270
29035	BlueTriton Brands Inc	06/18/2026	Bank Draft	0.00	217.94	DFT0004271
00993	Harris Court Business Park	06/18/2026	Bank Draft	0.00	396.54	DFT0004272
00769	Laborers Trust Fund of Northern CA	06/18/2026	Bank Draft	0.00	46,436.00	DFT0004273
00256	PERS Retirement	06/18/2026	Bank Draft	0.00	25,875.14	DFT0004274
00282	PG&E	06/18/2026	Bank Draft	0.00	2,808.67	DFT0004275
00766	Standard Insurance Company	06/18/2026	Bank Draft	0.00	1,321.84	DFT0004276
00266	I.R.S.	06/26/2026	Bank Draft	0.00	19,334.23	DFT0004277
00266	I.R.S.	06/26/2026	Bank Draft	0.00	4,249.70	DFT0004278
00267	Employment Development Dept.	06/26/2026	Bank Draft	0.00	7,891.69	DFT0004279
00266	I.R.S.	06/26/2026	Bank Draft	0.00	231.32	DFT0004280
00252	Cal-Am Water	06/26/2026	Bank Draft	0.00	407.82	DFT0004281
00758	FedEx	06/26/2026	Bank Draft	0.00	31.74	DFT0004282
00768	MissionSquare Retirement- 302617	06/26/2026	Bank Draft	0.00	10,289.83	DFT0004283
00256	PERS Retirement	06/26/2026	Bank Draft	0.00	24,413.73	DFT0004284
04736	Pitney Bowes Global Financial Svc, LLC	06/26/2026	Bank Draft	0.00	437.59	DFT0004285
07627	Purchase Power	06/26/2026	Bank Draft	0.00	300.00	DFT0004286
00768	MissionSquare Retirement- 302617	06/26/2026	Bank Draft	0.00	10,289.83	DFT0004289
00256	PERS Retirement	06/26/2026	Bank Draft	0.00	24,492.24	DFT0004290
			Total Bank Draft:	**0.00**	**226,995.18**	**[3]**

From Treasurer's Report:

Bank Draft Payments	16,526.59
Payroll Tax/Benefit Deposits	210,468 .59
Total	226,995.18

[3]

Check Report

Monterey Peninsula Water Management District

By Check Number

Date Range: 06/01/2026 - 06/30/2026

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
Bank Code: REBATES-02-Rebates: Use Only For Rebates						
Payment Type: Virtual Payment						
06897	Alan Garofalo	06/25/2026	Virtual Payment	0.00	125.00	APA021644
06896	Alice Y Mann	06/25/2026	Virtual Payment	0.00	125.00	APA021645
06887	Alvaro Perez Lucas	06/25/2026	Virtual Payment	0.00	500.00	APA021646
06900	Barrington McCleary	06/25/2026	Virtual Payment	0.00	125.00	APA021647
06880	Bert Ihlenfeld	06/25/2026	Virtual Payment	0.00	500.00	APA021648
06891	Blaine Helton	06/25/2026	Virtual Payment	0.00	500.00	APA021649
21309	Bruce Teigen	06/25/2026	Virtual Payment	0.00	200.00	APA021650
06879	Charlene Chavez	06/25/2026	Virtual Payment	0.00	500.00	APA021651
06903	Charles Adams	06/25/2026	Virtual Payment	0.00	200.00	APA021652
06892	Eddie Johnson	06/25/2026	Virtual Payment	0.00	500.00	APA021653
06881	Garth Bearman	06/25/2026	Virtual Payment	0.00	500.00	APA021654
06885	George Max Brown	06/25/2026	Virtual Payment	0.00	500.00	APA021655
06883	Gianni F Flores	06/25/2026	Virtual Payment	0.00	500.00	APA021656
06884	Ivonne M Allantar-Sanchez	06/25/2026	Virtual Payment	0.00	500.00	APA021657
06888	Jean Lew-Martin	06/25/2026	Virtual Payment	0.00	500.00	APA021658
06902	Jeffrey Flack	06/25/2026	Virtual Payment	0.00	200.00	APA021659
06901	Judi Ricupero	06/25/2026	Virtual Payment	0.00	200.00	APA021660
20706	Karen Wood	06/25/2026	Virtual Payment	0.00	200.00	APA021661
06894	Kathryn Cullen	06/25/2026	Virtual Payment	0.00	500.00	APA021662
06882	Kilsoon Franklin	06/25/2026	Virtual Payment	0.00	500.00	APA021663
06889	Kipra Fritzhand	06/25/2026	Virtual Payment	0.00	500.00	APA021664
06886	Kristen Sweeney	06/25/2026	Virtual Payment	0.00	500.00	APA021665
06895	Melissa Richardson	06/25/2026	Virtual Payment	0.00	500.00	APA021666
06905	Michael Eckstrom	06/25/2026	Virtual Payment	0.00	75.00	APA021667
06890	Rudolf Kachlik	06/25/2026	Virtual Payment	0.00	500.00	APA021668
23403	Stefan Weber	06/25/2026	Virtual Payment	0.00	75.00	APA021669
06899	Stephen Hooper	06/25/2026	Virtual Payment	0.00	125.00	APA021670
06904	Tex Otto	06/25/2026	Virtual Payment	0.00	200.00	APA021671
06907	Thomas G Moylan	06/25/2026	Virtual Payment	0.00	75.00	APA021672
06893	Tom Russo	06/25/2026	Virtual Payment	0.00	500.00	APA021673
06906	Vincent Hunt	06/25/2026	Virtual Payment	0.00	150.00	APA021674
06898	Willem Braak	06/25/2026	Virtual Payment	0.00	125.00	APA021675
			Total Virtual Payment:	**0.00**	**10,700.00**	

[4]

EXHIBIT 7-C

MONTEREY PENINSULA WATER MANAGEMENT DISTRICT
STATEMENT OF REVENUES AND EXPENDITURES
FOR THE MONTH JUNE 30, 2026

	Mitigation	Conservation	Water Supply	Current Period Activity	Current FY Year-to-Date Actual	Current FY Annual Budget	Prior FY Year-to-Date Actual
REVENUES							
Property taxes	$ -	$ -	$ 121,201	$ 121,201	$ 3,042,889	$ 3,000,000	$ 2,910,734
User fees	131,918	121,751	440,491	694,160	7,459,166	7,800,000	7,661,639
PWM Water Sales			1,284,541	1,284,541	19,610,102	19,284,012	14,619,500
Capacity fees			51,948	51,948	810,760	600,000	491,694
Permit fees	-	22,965		22,965	275,081	250,000	203,865
Investment income	21,256	21,489	22,374	65,119	949,797	750,000	1,172,124
Miscellaneous	215	136	173	524	7,127	15,000	8,458
Sub-total district revenues	**153,389**	**166,341**	**1,920,728**	**2,240,458**	**32,154,923**	**31,699,012**	**27,068,015**
Project reimbursements	-	11,280	37,570	48,850	397,187	1,024,693	1,088,502
Legal fee reimbursements		600		600	7,424	15,000	16,498
Grants	-	-	-	-	5,848,665	6,788,929	9,774,109
Recording fees		6,235		6,235	68,718	65,000	57,210
Sub-total reimbursements	**-**	**18,115**	**37,570**	**55,685**	**6,321,995**	**7,893,622**	**10,936,319**
From Reserves	-	-	-	-	-	2,645,259	-
Total revenues	**153,389**	**184,456**	**1,958,298**	**2,296,143**	**38,476,917**	**42,237,892**	**38,004,334**
EXPENDITURES							
Personnel:							
Salaries	122,795	98,023	180,777	401,595	3,925,770	4,042,800	3,425,553
Retirement	11,402	8,037	16,722	36,161	1,068,764	1,152,715	941,235
Unemployment Compensation	-	-	-	-	-	10,100	-
Auto Allowance	195	195	585	975	9,614	11,000	6,937
Deferred Compensation	247	247	740	1,234	12,173	21,614	11,407
Temporary Personnel	-	-	-	-	-	10,000	-
Workers Comp. Ins.	4,866	517	4,478	9,861	99,231	107,950	76,441
Employee Insurance	23,622	20,348	28,704	72,674	703,900	732,922	640,884
Medicare & FICA Taxes	1,854	1,827	2,656	6,337	62,115	82,188	52,989
Personnel Recruitment	46	44	49	139	4,242	11,500	38,453
Other benefits	66	64	70	201	6,867	2,000	3,096
Staff Development	360	376	240	975	17,440	26,400	18,367
Sub-total personnel costs	**165,452**	**129,679**	**235,020**	**530,152**	**5,910,118**	**6,211,189**	**5,215,361**
Services & Supplies:							
Board Member Comp	802	802	826	2,430	26,730	37,000	31,050
Board Expenses	46	45	49	140	7,509	10,000	8,258
Rent	593	163	604	1,360	16,320	30,000	14,770
Utilities	1,231	1,194	1,306	3,730	48,131	45,200	44,733
Telephone	1,085	1,025	910	3,020	35,310	40,800	36,061
Facility Maintenance	2,645	2,565	2,805	8,015	73,506	95,100	72,809
Bank Charges	727	705	771	2,204	49,684	68,000	14,962
Office Supplies	108	105	278	492	46,719	46,700	11,838
Courier Expense	230	223	244	697	7,909	7,600	7,434
Postage & Shipping	119	116	127	362	29,073	30,500	2,701
Equipment Lease	179	114	144	438	1,782	13,200	7,472
Equip. Repairs & Maintenance	-	-	-	-	628	5,100	2,869
Printing/Duplicating/Binding	-	-	-	-	2,428	2,600	2,092
IT Supplies/Services	10,890	10,587	11,523	33,000	269,652	299,100	243,380
Operating Supplies	650	12	166	829	26,667	26,100	28,895
Legal Services	-	-	-	-	410,967	400,000	464,861
Professional Fees	5,734	9,698	6,081	21,513	354,853	411,200	379,386
Transportation	844	860	777	2,481	38,148	58,700	47,646
Travel	792	807	913	2,513	24,110	32,600	8,154

MONTEREY PENINSULA WATER MANAGEMENT DISTRICT
STATEMENT OF REVENUES AND EXPENDITURES
FOR THE MONTH JUNE 30, 2026

	Mitigation	Conservation	Water Supply	Current Period Activity	Current FY Year-to-Date Actual	Current FY Annual Budget	Prior FY Year-to-Date Actual
Meeting Expenses	611	593	648	1,852	31,149	17,200	31,746
Insurance	8,649	8,387	9,174	26,210	314,619	342,000	285,634
Legal Notices	-	-	-	-	-	5,700	2,145
Membership Dues	-	-	-	-	41,539	54,900	41,789
Public Outreach	-	-	-	-	9,601	5,500	10,145
Assessors Administration Fee	-	-	-	-	23,650	25,100	20,596
Miscellaneous	-	-	-	-	125	3,500	419
Sub-total services & supplies costs	**35,938**	**38,001**	**37,346**	**111,285**	**1,890,811**	**2,113,400**	**1,821,845**
Project expenditures	11,233	25,264	1,920,659	1,957,157	28,937,230	33,030,104	21,070,645
Fixed assets	2,125	2,061	2,254	6,440	24,470	37,200	67,699
Contingencies	-	-	-	-	-	70,000	-
Election costs	-	-	-	-	-	250,000	92,576
Capital equipment reserve	100,000	100,000	126,000	326,000	326,000	326,000	313,000
Pension reserve	34,000	30,000	36,000	100,000	100,000	100,000	100,000
OPEB reserve	34,000	30,000	36,000	100,000	100,000	100,000	100,000
Sub-total other	**181,358**	**187,325**	**2,120,913**	**2,489,597**	**29,487,700**	**33,913,304**	**21,743,919**
Total expenditures	**382,748**	**355,005**	**2,393,280**	**3,131,034**	**37,288,630**	**42,237,892**	**28,781,126**
Excess (Deficiency) of revenues over expenditures	**$ (229,360)**	**$ (170,549)**	**$ (434,982)**	**$ (834,891)**	**$ 1,188,287**	**$ (0)**	**$ 9,223,208**

ITEM: CONSENT CALENDAR

8. CONSIDER APPROVAL OF THE FOURTH QUARTER FISCAL YEAR 2025-2026 INVESTMENT REPORT

Meeting Date:	**August 17, 2026**	**Budgeted:**	**N/A**
From:	**David J. Stoldt, General Manager**	**Program/ Line Item No.:**	**N/A**
Prepared By:	**Nishil Bali**	**Cost Estimate:**	**N/A**

General Counsel Review: N/A
Committee Recommendation: The Finance and Administration Committee reviewed this item on August 10, 2026, and recommended approval.
CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.

SUMMARY: The District's investment policy requires the Board of Directors to receive and approve a quarterly report on investments held by the District. **Exhibit 8-A** is the report for the quarter ending June 30, 2026. District staff has determined that the portfolio includes sufficient liquid funds to meet anticipated expenditures for the next six months and is in compliance with the District's current investment policy. This portfolio is also in compliance with the California Government Code and the permitted investments of Monterey County.

RECOMMENDATION: The Finance and Administration Committee recommends that the Board approve the Fourth Quarter Fiscal Year 2025-2026 Investment Report.

EXHIBIT
8-A Investment Report as of June 30, 2026.

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MONTEREY PENINSULA WATER MANAGEMENT DISTRICT
INVESTMENT REPORT AS OF JUNE 30, 2026

MPWMD

Issuing Institution Security Description	Purchase Date	Maturity Date	Cost Basis	Par Value	Market Value	Rate of Return	Portfolio Distribution
Local Agency Investment Fund[1]			$14,756,414	$14,756,414	$14,756,414	3.83% *	46.59%
Bank of America:							
Public Funds Interest (Money Market)			3,514,103	3,514,103	3,514,103	0.20%	
Checking			1,414,982	1,414,982	1,414,982	0.00%	
			$4,929,085	$4,929,085	$4,929,085	0.00%	15.56%
California CLASS Fund			$1,059,910	$1,059,910	$1,059,910	3.70% *	3.35%
Multi-Bank Securities Cash Account			22,510	22,510	22,510	0.00%	0.07%
Multi-Securities Bank Securities:							
Interest Bearing Certificate of Deposit	7/22/2021	7/22/2026	$ 250,000	$250,000	$249,952.50	0.95%	
Interest Bearing Certificate of Deposit	10/27/2021	10/27/2026	$ 250,000	$250,000	$248,042.50	1.05%	
Interest Bearing Certificate of Deposit	1/11/2022	1/7/2027	$ 250,000	$250,000	$247,017.50	1.50%	
Interest Bearing Certificate of Deposit	3/10/2022	3/10/2027	$ 250,000	$250,000	$247,540.00	2.50%	
Interest Bearing Certificate of Deposit	5/11/2022	5/11/2027	$ 250,000	$250,000	$247,827.50	3.05%	
Interest Bearing Certificate of Deposit	5/12/2022	5/12/2027	$ 250,000	$250,000	$248,112.50	3.20%	
Interest Bearing Certificate of Deposit	7/12/2022	7/12/2027	$ 245,000	$245,000	$243,000.80	3.35%	
Interest Bearing Certificate of Deposit	9/15/2022	9/15/2027	$ 250,000	$250,000	$248,252.50	3.60%	
Interest Bearing Certificate of Deposit	9/30/2022	9/30/2027	$ 250,000	$250,000	$249,447.50	4.00%	
Interest Bearing Certificate of Deposit	2/10/2023	2/10/2028	$ 250,000	$250,000	$250,082.50	4.25%	
Interest Bearing Certificate of Deposit	3/23/2023	3/23/2028	$ 250,000	$250,000	$252,507.50	4.90%	
Interest Bearing Certificate of Deposit	7/26/2023	7/26/2028	$ 250,000	$250,000	$253,515.00	5.00%	
Interest Bearing Certificate of Deposit	7/26/2023	7/26/2028	$ 250,000	$250,000	$253,515.00	5.00%	
Interest Bearing Certificate of Deposit	8/22/2023	8/22/2028	$ 250,000	$250,000	$253,115.00	4.90%	
Interest Bearing Certificate of Deposit	10/27/2023	10/27/2026	$ 250,000	$250,000	$251,020.00	5.50%	
Interest Bearing Certificate of Deposit	12/8/2023	12/8/2027	$ 250,000	$250,000	$252,582.50	5.00%	
Interest Bearing Certificate of Deposit	1/29/2024	1/29/2029	$ 249,000	$249,000	$247,799.82	4.10%	
Interest Bearing Certificate of Deposit	3/28/2024	3/29/2027	$ 249,000	$249,000	$250,162.83	4.75%	
Interest Bearing Certificate of Deposit	4/12/2024	4/12/2028	$ 249,000	$249,000	$249,620.01	4.40%	
Interest Bearing Certificate of Deposit	4/29/2024	4/30/2029	$ 244,000	$244,000	$245,107.76	4.50%	
Interest Bearing Certificate of Deposit	8/15/2024	8/15/2029	$ 223,000	$223,000	$222,462.57	4.25%	
Interest Bearing Certificate of Deposit	9/30/2024	3/27/2028	$ 248,000	$248,000	$246,836.88	3.95%	
Interest Bearing Certificate of Deposit	9/30/2024	9/25/2029	$ 245,000	$245,000	$239,595.30	3.60%	
Interest Bearing Certificate of Deposit	12/11/2024	12/11/2029	$ 249,000	$249,000	$246,320.76	4.00%	
Interest Bearing Certificate of Deposit	12/17/2024	12/17/2029	$ 245,000	$245,000	$242,689.65	4.05%	
Interest Bearing Certificate of Deposit	3/21/2025	3/22/2027	$ 249,000	$249,000	$249,057.27	4.10%	
Interest Bearing Certificate of Deposit	3/27/2025	3/25/2027	$ 249,000	$249,000	$248,900.40	4.00%	
Interest Bearing Certificate of Deposit	3/31/2025	3/29/2027	$ 249,000	$249,000	$248,843.13	4.00%	
Interest Bearing Certificate of Deposit	4/16/2025	4/16/2030	$ 249,000	$249,000	$246,440.28	4.05%	
Interest Bearing Certificate of Deposit	5/21/2025	5/21/2030	$ 249,000	$249,000	$245,075.76	3.90%	
Interest Bearing Certificate of Deposit	9/12/2025	9/12/2028	$ 249,000	$249,000	$247,040.37	3.90%	
Interest Bearing Certificate of Deposit	9/22/2025	9/10/2030	$ 245,000	$245,000	$237,993.00	3.60%	
Interest Bearing Certificate of Deposit	11/21/2025	11/21/2028	$ 245,000	$245,000	$241,694.95	3.70%	
Interest Bearing Certificate of Deposit	11/28/2025	11/29/2027	$ 249,000	$249,000	$247,309.29	3.70%	
Interest Bearing Certificate of Deposit	11/28/2025	11/29/2027	$ 245,000	$245,000	$243,356.05	3.70%	
Interest Bearing Certificate of Deposit	11/28/2025	11/28/2028	$ 245,000	$245,000	$241,663.10	3.70%	
Interest Bearing Certificate of Deposit	12/4/2025	12/4/2028	$ 249,000	$249,000	$245,088.21	3.60%	
			$ 9,168,000	$ 9,168,000	$ 9,128,588	3.82%	28.94%
Multi-Securities Bank Securities:							
U.S. Government Bonds	02/26/26	02/26/31	$600,000	$600,000	$592,518	4.14%	
U.S. Government Bonds	3/10/2022	3/10/2027	$250,000	$250,000	$247,295	2.52%	
U.S. Government Bonds	06/23/26	06/23/31	$390,000	$390,000	$389,364	4.45%	
U.S. Treasury	05/31/26	05/31/31	$500,000	$500,000	$509,375	4.53%	
			$1,740,000	$1,740,000	$1,738,552	4.09%	5.49%
TOTAL MPWMD			**$31,675,919**	**$31,675,919**	**$31,635,060**	**3.23%**	100.00%

CAWD/PBCSD WASTEWATER RECLAMATION PROJECT

Issuing Institution Security Description	Purchase Date	Maturity Date	Cost Basis	Par Value	Market Value	Annual Rate of Return	Portfolio Distribution
Bank of America:							
Money Market Fund			150,951	150,951	$150,951	0.000%	100.00%
TOTAL WASTEWATER RECLAMATION PROJECT			**$150,951**	**$150,951**	**$150,951**	**0.000%**	

These investments do include sufficient liquid funds to meet anticipated expenditures for the next six months as reflected in the FY 2025-2026 annual budget adopted on June 16, 2025.
[1] Includes Pooled Money Investment Account Average Monthly Effective Yield
* Includes thirty day average yields

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August 12, 2026

TO: Chair Oglesby, Members of the Board and General Manager Stoldt

FROM: Michael D. Laredo, General Counsel

RE: General Report of Pending Litigation effective August 12, 2026

This memo presents a public summary of litigation matters that are deemed to be open and active. This is a recurring memo; the newly updated data is shown in ***highlighted text***.

1 – *MPWMD v. Cal-Am*; 23CV004102

This lawsuit embodies District efforts to fulfill the electoral mandate of Measure J to acquire ownership and operation of Cal-Am's Monterey Division water supply facilities by eminent domain. Cal-Am contends the District lacks the power to both acquire the water system, or to operate a retail potable water system. The District disputes Cal-Am's contentions and objections.

On December 12, 2025 Judge Rivamonte reviewed two competing motions filed by MPWMD and Cal-Am, respectively, to narrow the scope of this proceeding. Judge Rivamonte denied both motions and ruled a trial is necessary to resolve several factual disputes

At the February 24, 2026 Case Management Conference (CMC) Judge Rivamonte set a bench trial in Department 14 to begin October 19. 2026. This trial shall focus solely on LAFCO issues. The trial is estimated to take two to four days. A Management Conference for the trial is set for October 16, 2026 in Department 14, at 10:00 a.m.

2 – *MPWMD v. Local Agency Formation Commission (LAFCO); Cal-Am*; 22CV000925
6th Dist. Court of Appeal H051849

The District successfully challenged LAFCO's decisions affecting and limiting MPWMD's power to acquire Cal-Am water system facilities as directed by the voter mandate in Measure J. LAFCO and Cal-Am then appealed the 2023 decision of Judge Thomas Wills. The matter is on appeal before the Sixth District Court of Appeal.

MPWMD's brief was filed in November 2025. LAFCO and Cal-Am filed their respective briefs in April. MPWMD timely prepared and filed its reply brief earlier this month. The matter has not yet been set for oral argument.

3 – *City of Marina; MPWMD, et al, v. California Coastal Commission (CCC); Cal-Am*; Trial Case 22CV004063; 6th District Appellate Case H053560

The trial court judgment entered on May 29, 2025 found the CCC did not exceed its jurisdiction or abuse its discretion in this matter. Parties City of Marina, Marina Coast Water District (MCWD), and MPWMD jointly filed a Notice of Appeal on July 24, 2025.

Respondents have not yet filed their reply briefs.

4 – Matters before the California Public Utilities Commission (CPUC) pertaining to Cal-Am.

The following actions are separate proceedings in which MPWMD is involved due to their impact on the Monterey area or upon the Cal-Am water system.

4.a A.25-07-003 Cal-Am 2025 General Rate Case (GRC)

Cal-Am filed its latest triennial rate request with the CPUC on July 1, 2025. This request is part of the regular three-year rate cycle by which the CPUC reviews and authorizes Cal-Am's rates and charges, and also by which the CPUC authorizes Cal-Am to modify its operating system. Evidentiary Hearings were held in San Francisco from April 20 to April 24, 2026. The District conducted cross examination of witnesses to provide a basis to comment on Cal-Am's proposed settlement. At the time of the hearing the proposed settlement had been orally described, but no written summary was made available.

California American Water and Cal Advocates filed their proposed settlement on June 8, 2026. The projected increase is 16%, down from the almost 28% increase originally proposed. It includes operation and maintenance expenses, labor and benefits, capital budgets, various account balance recovery and other requests. For 2027, the Central Division (Monterey) Operating Revenues will approach $116 million to maintain Cal-Am's rate of return at 7.68%.

MPWMD filed comments on the Settlement Agreement on July 8, 2026 with reply comments submitted on July 23, 2026. Opening briefs on the overall application were submitted June 29 with reply briefs filed July 20th. A Proposed Decision is anticipated in October with Commission approval sometime before the end of 2026.

4.b R.22-04-003 CPUC Acquisition Rulemaking

This action is a statewide CPUC Rulemaking matter that addresses statewide public utility system policy regarding water system acquisitions, with specific impact on the Cal-Am system. The matter is assigned to Commissioner Darcie Houck.

A Proposed Decision was issued May 29, 2026, containing many revisions to the existing procedures specifically advocated for by MPWMD. New revisions include mandatory detailed impact analyses for both existing and acquired customers, expanded public notice requirements, and mandatory community engagement. The primary focus of the acquisition process is on failing, at-risk, and potentially at-risk

systems identified by the SWRCB with expedited review timelines and refined incentives. The Commission adopted the recommendations at the July 2, 2026, meeting. California Water Association and Small Water Companies filed a Joint Application for Rehearing of Decision 26-07-031 on August 10, 2026.

4.c C.26-06-021 MPWMD, MCWD, City of Marina v. Cal-Am

On June 16, 2026, MPWMD, Marina Coast Water District, and the City of Marina filed a joint Complaint against Cal-Am for violation of D.18-09-017, various sections of the California Public Utilities Code, and the California Constitution. The parties allege Cal-Am is proceeding with a desalination project of a smaller size in violation of a Commission order. Commissioner Matthew Baker and Administrative Law Judge Gerald Kelly were assigned to this proceeding on July 7, 2026.

Cal-Am timely filed an Answer and a Motion to Dismiss on August 6, 2026. A Prehearing Conference is scheduled for August 19, 2026, in San Francisco.

5 –MPWMD v. SWRCB. Case No. 1-10-CV-163328 (Santa Clara County Superior Court) 10/27/2009.

This matter was filed in 2010 to challenge the Cease & Desist Order (CDO) issued by the SWRCB. The case asserted four causes of action against the SWRCB related to the Cease & Desist Order. Originally filed in Monterey County, the case was transferred to Santa Clara County.

After the action was dismissed by the July 2025 motion of the Sierra Club and Carmel River Steelhead Association (CRSA), the Sierra Club filed a Motion Award of Attorney's Fees against Cal-Am and MPWMD, requesting payment of approximately $450,000 in total fees, costs and interest thereon. De Lay & Laredo defended MPWMD's interests before the trial court.

Following briefing and a hearing on the merits, Santa Clara County Superior Court, Judge Beth McGowen denied Sierra Club's request in its entirety, finding Sierra Club's request (1) was flawed due to procedural deficiencies, (2 Sierra Club failed to make " 'a clear showing of some unique contribution to the litigation" and also (3) Sierra Club had "not met its burden to establish that "an action involving a successful party 'has resulted in the enforcement of an important right affecting the public interest….' "

Sierra Club has filed a Notice of Appeal and has designated the Record for Appeal. The 6th District Court of Appeal assigned Case # H054345 to this case.

Appellant's opening brief and appendix is required to be served and filed within 70 days from the date of filing the notice of election under Rule 8.212(a)(1)(B) of the California Rules of Court). De Lay & Laredo will continue to represent District interests as lead appellate council in this appeal.

6. – Hearing to Consider Modification of California American Water Company Cease and Desist Order (State Water Board Orders WR2016-0016 and WR2009-0060).

On October 24, 2025, MPWMD submitted an Application seeking modification of the State Water Resource Control Board (SWRCB) Cease and Desist Order (State Water Board Orders WR2016-0016 and WR2009-0060) ("Application"). The Application was filed under California Water Code § 1832 which allows the Water Board, after notice and opportunity for hearing, upon receipt of an application from an aggrieved person, to modify, revoke, or stay in whole or in part a cease and desist order.

On June 19, 2026, SWRCB Senior Hearing Officer Megan S. Knize issued a "Notice of Hearing" establishing a briefing schedule and hearing date. On July 1, 2026, the SWRCB received an objection from Cal-Am to the proposed deadline of July 20, 2026, for submitting testimony, and all deadlines thereafter. The objection requested an extension of 30 days for each deadline, which was granted on July 9, 2026.

The amended Hearing Schedule is as follows:

- **August 19, 2026:** Written testimony and exhibits addressing the hearing questions.
- **September 18, 2026:** Written rebuttal to testimony and exhibits.
- **November 5, 2026:** Opportunity for public comments and presentation of policy statements. This will be conducted as a hybrid hearing with the opportunity to participate in person at the CalEPA Building in Sacramento or online on the Zoom platform.
- **November 10, 2026:** Closing briefs due.

MPWMD is currently preparing testimony and exhibits to be submitted to the SWRCB by August 19, 2026.

ITEM: PUBLIC HEARING

14. CONSIDER FIRST READING OF ORDINANCE NO. 202 – DELETING RULES 18, 19, 19.5, 26, 32, 80, 81, 82, 100 AND 129, AND AMENDING RULES 42, 52, 54, 56, 64, 101, 110, 123, 128, AND 161

Meeting Date:	**August 17, 2026**	**Budgeted:**	**N/A**
From:	**David Stoldt** **General Manager**	**Program/** **Line Item No.:**	**N/A**
Prepared By:	**David Stoldt** **Stephanie Locke**	**Cost Estimate:**	**N/A**

General Counsel Review: To be completed prior to second reading.
Committee Recommendation: N/A
CEQA Compliance: This action is not subject to the California Environmental Quality Act (CEQA) because it does not constitute a "project" as defined by CEQA Guidelines Section 15378. The action consists of administrative activities that will not result in either a direct physical change or a reasonably foreseeable indirect physical change in the environment. (Cal. Code Regs., tit. 14, §§ 15060(c)(2)-(3), 15378(a) & (b)(5).)

SUMMARY: Draft Ordinance No. 202 (**Exhibit 14-A**) is the second of several ordinances intended to update and clarify the District's Rules and Regulations in support of the Board's mid-level Strategic Goal #6: "Update and Prioritize District Rules and Regulations." This ordinance focuses on deleting non-functional and outdated rules, relocating policies for better flow, and updating other policies that do not require review by a District committee (i.e., Water Demand Committee or Finance and Administration Committee) or outside stakeholders (e.g., Monterey Association of Realtors or the Technical Advisory Committee).

Draft Ordinance No. 202 is presented in the revised format that was used for Ordinance No. 201: The draft ordinance refers to exhibits for each amended rule. Each amended rule has both a redlined version (showing the proposed changes) and a "clean" version where the amendments have been accepted so the reader can see how the text reads with the changes. Rules proposed to be deleted are shown only in their original form, but marked for deletion.

The ordinance will be reviewed by legal counsel prior to second reading and consideration of adoption.

RECOMMENDATION: Following a public hearing, staff recommends the Board move Draft Ordinance No. 202 to second reading at the September 21, 2026, meeting.

EXHIBIT
14-A Draft Ordinance No. 202

EXHIBIT 14-A

FIRST READING DRAFT

ORDINANCE NO. 202
AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE MONTEREY PENINSULA WATER MANAGEMENT DISTRICT DELETING RULES 18, 19, 19.5, 26, 32, 80, 81, 82, 100 AND 129, AND AMENDING RULES 42, 52, 54, 56, 64, 101, 110, 123, 128, AND 161

FINDINGS

1. The Monterey Peninsula Water Management District was created to address ground and surface water resources in the Monterey Peninsula area, which the Legislature found required integrated management, and was endowed with the powers set forth in the Monterey Peninsula Water Management District Law (Chapter 527 of the Statutes of 1977, found at West's Water Code, Appendix, Section 118-1, et seq.).

2. Draft Ordinance No. 202 is the second of several ordinances intended to update and clarify the District's Rules and Regulations in support of the Board's 2026 mid-level Strategic Goal #6: Update and Prioritize District Rules and Regulations. This ordinance deletes non-functional and outdated rules, relocates policies for better flow, and updates older rules.

3. Ordinance No. 202 deletes obsolete and/or redundant rules 18, 19, 19.5, 26, 32, 80, 81, 82, 100, and 129.

4. Ordinance No. 202 updates reporting requirements for large Water Distribution Systems (Section Four).

5. Ordinance No. 202 updates Rules 52, 54, and 56 by relocating provisions formerly contained in Rules 80, 81, and 82, which are deleted by this ordinance (Section Five).

6. Ordinance No. 202 updates Rule 64 to acknowledge the District's annual budget considerations (Section Six).

7. Ordinance No. 202 updates Rule 101 to current circumstances (Section Seven). It was last updated in 2006.

DRAFT

8. Ordinance No. 202 relocates and makes minor edits to clarify billing for charges and penalties in Rule 110 (Section Eight).

9. Ordinance No. 202 makes minor edits and clarifications to the District's river management activities (Section Nine).

10. Ordinance No. 202 revises the title of Rule 123 and clarifies that the District is not responsible for the detection, prevention, control, or mitigation of erosion, flooding, or flood damage (Section Ten).

11. Ordinance No. 202 amends Rule 161 to remove reporting requirements found elsewhere in the District's Rules and Regulations (Section Eleven).

12. This ordinance is not subject to the California Environmental Quality Act (CEQA) because it does not constitute a "project" as defined by CEQA Guidelines Section 15378. The action consists of administrative activities that will not result in either a direct physical change or a reasonably foreseeable indirect physical change in the environment. (Cal. Code Regs., tit. 14, §§ 15060(c)(2)-(3), 15378(a) & (b)(5).)

NOW THEREFORE, be it ordained:

DRAFT

ORDINANCE

Section One: **<u>Short Title</u>**

This ordinance shall be known as the "Second 2026 Rule Update Ordinance" of the Monterey Peninsula Water Management District.

Section Two: **<u>Purpose</u>**

This ordinance is the second of several ordinances intended to update and clarify the District's Rules and Regulations in support of the Board's mid-level Strategic Goal #6: "Update and Prioritize District Rules and Regulations." This ordinance focuses on deleting non-functional and outdated rules, relocates policies for better flow, and updates older rules.

Section Three: **Deletion of Unnecessary Rules**

The following rules shall be deleted in their entirety, and their rule numbers shall be added to the list of deleted rules in Rule 10. Copies of the deleted rules are shown in **Exhibit A** to this ordinance.

A. RULE 18 - POLICY FAVORING INTRA-DISTRICT FUND TRANSFERS. Intra-District shall be deleted from fund transfer policy is in the District's financial policies and is redundant in the Rules and Regulations.

B. RULE 19 - AUTHORIZATION REQUIRED FOR FUND TRANSFERS. The process for fund transfers is in the District's financial policies and is redundant in the Rules and Regulations.

C. RULE 19.5 - FEE SCHEDULE REDUCTION BY USE OF EXCESS REVENUES. The process for use of excess revenues is in the District's financial policies and is redundant in the Rules and Regulations.

D. RULE 26 – RESUBMISSION OF DENIED APPLICATION. This rule is outdated and no longer reflects the current practice for resubmission of denied applications.

E. RULE 32 – WATER RESOURCE SYSTEM PRODUCTION AND SALES LIMITS. This rule is obsolete: Rule 160 reflects the District's current practice for managing annual water production, and Rules 23, 24, and 30 codify the practices and policies for documenting Water Use Capacity.

F. RULE 80 – REGISTRATION. Content moved to Rule 52.

G. RULE 81 – METERING. Content moved to Rule 54.

H. RULE 82 – REPORTING. Content moved to Rule 56.

I. RULE 100 – WATER RESOURCE OPERATIONS PLAN. This rule was adopted in 1984 and is obsolete.

J. RULE 129 – EFFECTIVE DATES. This rule reflects the date of adoption of an ordinance and does not belong in the Rules and Regulations.

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Section Four: **Amendments to MPWMD Rule 42, Mandatory Release of Customer Information from Water Distribution Systems**

Rule 42 shall be amended as shown in **Exhibit B-1** (redlined version of the rule) and **Exhibit C-1** (clean version of the rule after redlines have been accepted).

Section Five: **Amendments to MPWMD Rules 52, 54, and 56 (Well Monitoring)**

Rules 52, 54, and 56 are amended to add language pertaining to Well monitoring and reporting formerly found in Rules 80, 81, and 82 (deleted by this ordinance). The redlined version of Rule 52 is **Exhibit B-2**, and the clean version is **Exhibit C-2**. The redlined version of Rule 54 is **Exhibit B-3**, and the clean version is **Exhibit C-3**. The redlined version of Rule 56 is **Exhibit B-4**, and the clean version is **Exhibit C-4**.

Section Six: **Amendments to MPWMD Rule 64, Water Distribution System User Fees**

Rule 64 shall be amended as shown in **Exhibit B-5** (redlined version of the rule) and **Exhibit C-5** (clean version of the rule after redlines have been accepted).

Section Seven: **Amendments to MPWMD Rule 101, Forecast of Water Supply**

Rule 101 shall be amended as shown in **Exhibit B-6** (redlined version of the rule) and **Exhibit C-6** (clean version of the rule after redlines have been accepted).

Section Eight: **Amendments to MPWMD Rule 110, General Enforcement**

Rule 110 shall be amended as shown in **Exhibit B-7** (redlined version of the rule) and **Exhibit C-7** (clean version of the rule after redlines have been accepted).

Section Nine: **Amendments to MPWMD Rule 123, River Management Activities**

Rule 123 shall be amended as shown in **Exhibit B-8** (redlined version of the rule) and **Exhibit C-8** (clean version of the rule after redlines have been accepted).

Section Ten: **Amendments to MPWMD Rule 128, Limitations**

Rule 128 shall be amended as shown in **Exhibit B-9** (redlined version of the rule) and **Exhibit C-9** (clean version of the rule after redlines have been accepted).

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Section Eleven: Amendments to MPWMD Rule 161, General Provisions

Rule 161 shall be amended as shown in **Exhibit B-10** (redlined version of the rule) and **Exhibit C-10** (clean version of the rule after redlines have been accepted).

Section Twelve: Effective Date

This ordinance shall take effect at 12:01 a.m. thirty days after its adoption at second reading.

Section Thirteen: Severability

If any section, paragraph, sentence, clause or phrase of this ordinance is, for any reason, held to be invalid or unenforceable by a court of competent jurisdiction, such invalidity shall not affect the validity or enforcement of the remaining portions of this ordinance, or of any other provisions of the Monterey Peninsula Water Management District Rules and Regulations. It is the District's express intent that each remaining portion would have been adopted independently irrespective of the fact that one or more subdivisions, paragraphs, sentences, clauses, or phrases be declared invalid or unenforceable.

DRAFT

PASSED AND ADOPTED on this _____ day of _____ on a motion by Director _____, with a second by Director _____ by the following vote:

AYES:

NAYS:

ABSENT:

I, David J. Stoldt, Secretary to the Board of Directors of the Monterey Peninsula Water Management District, hereby certify the foregoing ordinance was duly adopted on the ___ day of _____ 2026.

Dated:

_____

David J. Stoldt,
Secretary to the Board

Ordinance No. 202
Exhibit A
Deleted Rules

RULE 18 - POLICY FAVORING INTRA-DISTRICT FUND TRANSFERS

The General Manager, Treasurer or other fiscal officer may limit the borrowing of money or the incurring of indebtedness from commercial lenders in favor of transfers, loans, and/or advances from District-held funds whenever District funds are available for transfer, loan and/or advance and the public's interest is best served by not incurring the commercial indebtedness. The interests of the District shall include the amount of funds needed, the period for repayment, competing requirements for the use of funds, the cost of the funds, and other limitations, which may be imposed on those funds.

Added by Ordinance No. 32 (2/8/88) (Deletes and supersedes Ordinance No. 29)

DELETED

RULE 19 - AUTHORIZATION REQUIRED FOR FUND TRANSFERS

All intra-District fund transfers, loans and/or advances shall be made pursuant to prior authorization of the Board of Directors. The General Manager, Treasurer, and/or fiscal officer may be granted continuing authority by resolution of the Board of Directors to make temporary or revolving fund transfers to accommodate routine fiscal activities of the District.

Any transfer, loan and/or advance of District funds from one account to another for a duration in excess of forty-five (45) calendar days shall only be authorized pursuant to a separate resolution of the Board of Directors, and shall be evidenced by a note which states the principal amount transferred, loaned or advanced, the terms for repayment, interest rates, if any, and any other conditions which may apply to the transfer, loan or advance. Each note which has been issued shall be reviewed by the Board of Directors at the time the annual District budget is approved, and a resolution of the Board of Directors shall be adopted approving the continuation of those terms each year for which any portion of the loan, transfer or advance remains unpaid to the originating fund account.

Added by Ordinance No. 32 (2/8/88) (Deletes and supersedes Ordinance No. 29)

DELETED

RULE 19.5 - FEE SCHEDULE REDUCTION BY USE OF EXCESS REVENUES

To the extent that a temporary suspension of tax rates is infeasible, impractical, or not cost effective, the General Manager, Treasurer, and/or fiscal officer shall use any proceeds of taxes received by the Monterey Peninsula Water Management District in excess of State Constitutional expenditure limitations for the payment of expenses which would otherwise result in an increase to District fee schedules. This activity shall be itemized to the Board of Directors at the time the annual District budget is approved, and shall be ratified by resolution of the Board of Directors.

Added by Ordinance No. 32 (2/8/88) (Deletes and supersedes Ordinance No. 29)

DELETED

RULE 26 - RESUBMISSION OF DENIED APPLICATION

Permission of the General Manager shall be secured prior to resubmission of any application denied by the District within the preceding twelve (12) months.

Rule added by Ordinance No. 1 (2/11/80); amended by Ordinance No. 6 (5/11/81); Ordinance No. 8 (1/14/81); Ordinance No. 125 (9/18/2006)

DELETED

RULE 32 - WATER RESOURCE SYSTEM PRODUCTION AND SALES LIMITS

A. RESOURCE LIMITS

The total annual Production Limit from the Monterey Peninsula Water Resource System shall be established annually pursuant to Rule 160 and reflected in Table XV-4 as "Carryover Storage Needs for Next Year Demand".

B. ACCOUNTING

Each new water Connection or Water Permit for expanded water use shall be strictly accounted for, and each new water use shall be debited from the appropriate Jurisdiction or Entitlement.

Rule added by Ordinance No. 70 (6/21/93); amended by Ordinance No. 81 (11/20/95); Ordinance No. 83 (4/15/96); Ordinance No. 86 (12/12/96); Ordinance No. 87 (2/27/97; Ordinance No. 125 (9/18/2006); Ordinance No. 177 (9/18/2017).

DELETED

RULE 80 - REGISTRATION

Violation of Rule 52 may subject the Owner or Operator of a Well to criminal prosecution for a misdemeanor and punishment by a fine not exceeding $500 per separate violation, pursuant to Section 348 and Section 360 of the Monterey Peninsula Water Management District Law.

Rule added by Ordinance No. 3 (7/11/80); amended by Ordinance No. 6 (5/11/81); Ordinance No. 122 (8/15/2005)

DELETED

RULE 81 - METERING

Violation Rule 56 may subject the Owner or Operator of a Well to criminal prosecution for a misdemeanor and punishment by a fi ne not exceeding $500 per separate violation, or by imprisonment in the county jail for a period not exceeding six months, or by both such fine and imprisonment, pursuant to Sections 360 and 361 of the Monterey Peninsula Water Management District Law.

Rule added by Ordinance No. 3 (7/11/80); amended by Ordinance No. 6 (5/11/81); Ordinance No. 122 (8/15/2005)

DELETED

RULE 82 -- REPORTING

Violation of Rule 54 may subject the Owner or Operator of a Well to criminal prosecution of a misdemeanor and punishment by a fi ne not exceeding $500 per separate violation or by imprisonment in the county jail for a period not exceeding six months, or by both such fi ne and imprisonment pursuant to Section 361 of the Monterey Peninsula Water Management District Law.

Rule added by Ordinance No. 3 (7/11/80); amended by Ordinance No. 6 (5/11/81); Ordinance No. 122 (8/15/2005)

DELETED

RULE 100 - WATER RESOURCE OPERATIONS PLAN

Commencing in February 1985, and annually thereafter, the Board shall adopt and amend a Two-Year Operations Plan for water resources within the District. This operations plan shall be based upon a computer simulation of water supply and water resources within the District, operating on a time step of one month or less, that accounts for all known sources and sinks of water greater than 100 acre feet per year. The operations plan may comprise a system of simulation models operating at different degrees of resolution or with different time steps. The operations plan shall provide an operative model for Water Distribution System operations during the two succeeding Water Years. The Board shall seek consistency between successive operations plans.

Rule added by Ordinance No. 7 (7/13/81); amended by Ordinance No. 19 (12/10/84); Ordinance No. 125 (9/18/2006)

DELETED

RULE 129 - EFFECTIVE DATES

Rules Nos. 20, 120 123, 124 and 127 as amended by Ordinance No. 69 shall be given effect at 12:01 a.m. July 21, 1993.

Rule added by Ordinance No. 10 (7/26/83); amended by Ordinance No. 14 (11/12/84); Ordinance No. 22 (3/11/85); Ordinance No. 69 (6/21/93)

DELETED

Ordinance No. 202
Exhibit B
Red-Lined Rules

RULE 42 - MANDATORY ~~RELEASE OF CUSTOMER~~REPORTING OF INFORMATION FROM WATER DISTRIBUTION SYSTEMS

A. DEFINITIONS

All references to the terms "water use records" or "water use data" made by this rule and Regulation IV of the District Rules and Regulations shall refer to data respecting water production, water storage, water delivery, and water consumption. The terms "water use records" or "water use data" shall not be construed to require a Water Distribution System to provide data or records on its internal financial matters or on its billing or accounts payable or accounts receivable. Data shall be in the form and manner specified by the General Manager and may be subject to a non-disclosure agreement with the Water Distribution System Owner/Operator. Each failure to respond in full to such written request by the date specified therein shall result in a penalty to the Water Distribution System of five-hundred dollars ($500) per day for each day or portion thereof that the response is delayed.

B. WATER USE DATA

Each Water Distribution System with fifty (50) or more Connections shall annually provide the District with a report of water consumption by political jurisdiction and by User categories (i.e., Residential, Multi-Family, Non-Residential, Industrial, Municipal, Non-Revenue, Golf Course, etc.) both as annual totals and monthly totals. Such data shall be based on the Water Year ending September 30 each year and shall be transmitted to the District by December 1.

C. WATER PRODUCTION DATA

Water Distribution Systems with fifty (50) or more Connections, if requested by the District, shall (a) provide a monthly report to the District of daily water production by each source in the Water Distribution System, (b) other monthly summary reports as the District should request, and (c) any quarterly or annual compliance reports required by the State Water Resources Control Board, or the California Public Utilities Commission.

D. WATER USE EFFICIENCY (WUE) DATA

Within thirty (30) days of the State's annual filing deadline, each Water Distribution System subject to the California Urban Water Use Efficiency Standards, Objectives, and Performance Measures found in Title 23 of the California Code of Regulations shall provide the District a copy of the required Water Use Efficiency (WUE) filing, including but not limited to:

- Annual Water Supply and Demand Assessment Summary Report (Also referred to as "Annual Water Shortage Report";
- Annual Urban Water Use Objective Reporting forms;
- Annual Water Loss Audit Reports;

- Urban Water Management Plans; and

- Any other WUE reporting required under the State policy "Making Conservation a California Way of Life" including data review and confirmation reporting.

~~B.~~E. WATER USE SURVEY DATA

~~Within ninety (90) days of the effective date of this rule, e~~Each Water Distribution System with fifty (50) or more Connections shall notify the District of the name, address, and water use category of Users included within any~~the~~ District~~'s~~ annual Non-Residential Connection water use survey request. ~~Those Water Distribution Systems shall further provide the District all periodic and cumulative water use data pertaining to these customers beginning with the 1986-1987 water year.~~

~~C.~~F. WATER WASTE DATA

All Water Distribution Systems with fifty (50) or more Connections shall provide in writing to the District periodic and cumulative water use data on customers within the District's jurisdiction identified by the District as using water excessively or ~~Wasting~~ committing Water Waste. This information is to be provided by the Water Distribution System within thirty (30) days of a written request from the District.

~~D.~~G. HIGH WATER USE DATA

Within thirty (30) days of a written request from the District, each Water Distribution System shall identify by name and address the ten (10) highest Water Users within that Water Distribution System's Service Area for the period subject to the request. ~~Upon request by the District, each Water Distribution System shall further provide to the District all periodic and cumulative water use data on these high water use customers, beginning with the 1980-1981 water year.~~

~~E.~~H. WATER AUDIT DATA

~~Within thirty (30) days of the effective date of this rule, t~~The California American Water Distribution System shall ~~identify by name and address each customer found by the California American Water 1986 water consumption audit to have been assigned to an incorrect municipal Jurisdiction and California American Water shall provide the District the periodic and cumulative water use data on these customers for the 1985-1986 fiscal year. Similar information on other customer use data hereafter found to have been mis-coded shall be supplied to the District~~provide any customer water audit data, within thirty (30) days of the District's request~~discovery by California American Water~~.

~~F.~~I. DATA SYSTEMS MANAGEMENT

~~Within ninety (90) days of the effective date of this rule, a~~All Water Distribution Systems with fifty (50) or more Connections shall provide the District a comprehensive list of the nature and types of water use records and water data reports maintained by it on a regular or special basis. The list is to include the following:

1. The name of each water use record system;

2. The categories of individual or business entities on whom water use records are maintained;

3. The categories of water use records maintained;

4. The manner or method by which each water use record is maintained.

~~Twenty-four (24) months following the effective date of this rule, and every two (2) years thereafter,~~ From time to time the District General Manager shall notify each Water Distribution System of this provision, and upon receipt of that notice each Water Distribution System shall update and correct the information previously provided to the District.

~~G.~~J. DATA RETENTION SCHEDULES

~~Within ninety (90) days of the effective date of this rule, a~~All Water Distribution Systems with fifty (50) or more Connections shall inform the District of that Water Distribution System's water use record retention, destruction, and disposal practices and schedules, through the provision to the District of copies of any written policy, procedure or practice relating to the retention, destruction, or disposal of each water use record system it maintains.

~~H.~~K. DATA DESTRUCTION NOTIFICATION

All Water Distribution Systems with fifty (50) or more Connections shall notify the District General Manager in writing at least ninety (90) days prior to destruction or disposal of those water use records identified in writing by the District and allow the District the opportunity to transfer or copy such records for use by the District. The Water Distribution System shall have no duty to notify the District of records destruction or disposal in the event destruction or disposal is undertaken in accord with the record retention schedule provided to the District in accord with the preceding paragraph.

The District shall notify a Water Distribution System of its intent to copy

specific records within thirty (30) days following receipt of notice of intent to destroy or dispose of records or thirty (30) days prior to the scheduled destruction date where records are destroyed in accord with a record retention schedule. The District shall, at that time, inform the Water Distribution System of the methods and procedure it intends to use to transfer or copy the water use records. The choice of methods and procedures used to transfer or copy water use records shall be made solely by the District, but shall be made in consultation with the Water Distribution System to assure an efficient transfer and to minimize disruption to the Water Distribution System. Transfer, copying, or extraordinary retention by the Water Distribution System of these records shall be done at the District's expense.

~~I.~~L. GENERAL WATER USE DATA

All Water Distribution Systems with fifty (50) or more Connections shall provide the District water use data in response to other reasonable requests made by the District General Manager. Such information is to be provided within thirty (30) days of a written request from the District.

~~J.~~M. PRIVACY OF DATA

All water use data obtained by the District from a Water Distribution System by reason of this rule shall be used only for purposes consistent and compatible with the purposes for which the District exists. The District shall restrict access to and distribution of personally identifiable information consistent with privacy protections and requirements and trade secret protections. Personal information acquired by the District under this rule shall be available to District staff only on a need-to-know basis.

~~K. IMPLEMENTATION DATES~~

~~Unless otherwise provided, all water use data or water use records required to be provided by Water Distribution Systems with fifty (50) or more Connections to the District shall be provided within thirty (30) days of adoption of this rule and on or before September 30 of each following water year. This rule shall be in force and take effect thirty (30) days after final adoption.~~

Rule added by Ordinance No. 28 (4/13/87); amended by Ordinance No. 125 (9/18/2006)

RULE 52 - REGISTRATION REQUIRED

All existing or new Wells located within ~~a Groundwater charge zone~~the District shall be registered by the Owner or Operator with the District or the District's delegated registrar. All existing Wells shall be registered pursuant to Rule 52-A. All new Wells shall be registered pursuant to Rule 52-B.

A. EXISTING WELL REGISTRATION

After ~~On or about~~ January 9, 1981, the Owner or Operator of any existing Well shall register such Well by filing with the District or the District's delegated registrar, for each such Well:

1. A completed registration statement, in the form prescribed by the General Manager;

2. An executed Water Well Registration Form; and

3. The Well registration fee prescribed in Rule 60.

~~Registration of existing Wells after the above date must be submitted to the District along with the fee prescribed in Rule 60.~~

B. NEW WELL REGISTRATION

No later than thirty (30) days following the Completion of a Well, the Owner or Operator of any new Well shall register such Well by fi-ling with the District or the District's delegated registrar for each such Well:

1. The completed application form(s) required by the Monterey County ~~Department~~ Environmental~~of~~ Health Bureau prior to the issuance of a ~~w~~Well construction permit ~~pursuant to County Ordinance No. 1967~~;

2. An executed Water Well Registration Form; and

3. The Well registration fee prescribed in Rule 60.

~~C. FEES FOR DELINQUENT WELL REGISTRATION~~

~~The District shall impose the following schedule of fees and charges on or after July 1, 1992, upon the registration of each Well to defray the costs of administration and enforcement of the Well registration requirement set forth by Regulation V.~~

~~Date of Registration Delinquent Registration Fee~~

~~July 1, 1992 to September 30, 1992: $ 250.00~~
~~October 1, 1992 and thereafter: $ 500.00~~

~~The delinquent registration fee required by this rule shall not apply to the registration of any new Well, provided that Well is registered within 90 days of its completion, or within 90 days of its first use, or within 90 days of the date the Well first becomes operable, whichever date occurs first.~~

C~~D~~. USE OF UNREGISTERED WELLS IS PROHIBITED

~~On and after October 1, 1992,~~ T~~t~~he General Manager shall ~~use the best efforts of the District to~~ enforce Section 357 of the Water Management District Act ~~as applied~~ to each Well that has been completed for at least 90 days, and which has not been registered with the District as required by this regulation. Section 357 states, in part,

"The superior court... may issue a temporary restraining order prohibiting operation of any water producing facility upon the filing by the District with such court of a petition or complaint setting forth that... (the) water-producing facility... has not been registered with the District...."

In each such action, the District shall also request that the court award fees to the Water Management District in accord with Section 348 and Section 360 of the Water Management District Act, in addition to the schedule of fees and charges set forth in Paragraph C of this rule for the administrative costs of delinquent Well registration.

Prior to initiating any action under this provision, in addition to any other notice required by law, the District shall fi-rst publish the name of the Owner or Operator (if known) and location of the unregistered Well on the District's Consent Calendar.

D. FINES AND PENALTIES

Violation of Rule 52 may subject the Owner or Operator of a Well to criminal prosecution for a misdemeanor and punishment by a fine not exceeding $500 per separate violation, pursuant to Section 348 and Section 360 of the Monterey Peninsula Water Management District Law.

Rule added by Ordinance No. 3 (7/11/80); formerly Rule 503, renumbered by Ordinance No. 6 (5/11/81); amended by Ordinance No. 56 (11/25/91); Ordinance No. 96 (3/19/2001); Ordinance No. 120 (3/21/2005); Ordinance No. 122 (8/15/2005); Ordinance No. 124 (7/17/2006)

RULE 54 – REPORTING

A. REPORTING REQUIRED

Each Owner or Operator of a Well located within the boundaries of the Monterey Peninsula Water Management District shall file an~~with the District~~ ~~A~~annual w~~W~~ater ~~P~~production ~~statement~~ report in the form and manner prescribed by the District. The ~~statement~~ report shall ~~set forth~~record the water production from each Well for the preceding Water Year ~~(the 12 month period commencing on October 1 of the preceding calendar year, and concluding on September 30 of the current calendar year)~~and may request additional information such as the types of uses, etc.

B. REPORTING STATUS

Reporting status refers to the computation method ~~selected~~ allowed for each Well by the District to calculate water production on the ~~Annual Water Production statement~~annual water production report. The reporting status for each Well shall be either by the water meter method~~,~~ or by the land use method~~,~~ as ~~required~~ allowed by the provisions of this rule.

C. WELLS NOT REQUIRED TO HAVE WATER METERS

Water meters shall not be required for the following classes of Wells:

1. All Wells outside the boundaries of the Monterey Peninsula Water Resource System ~~(MPWRS) (defined by Rule 11)~~ which meet each of the following criteria:

    a. Wells that were completed before February 23, 1992;~~,~~ and

    b. that were registered and reporting water use by June 30, 1992; and

    c. that produce less than five (5) Acre-Feet ~~AF~~ in each ~~water reporting year (the 12 month period commencing on October 1 of the preceding calendar year, and concluding on September 30 of the current calendar year),~~Water Year; and

    d. where the total land area of~~(~~ all Parcels~~)~~ served by that Well does not exceed ~~2 1/2~~2.5 acres.

2. Wells within the boundaries of the ~~MPWRS~~ Monterey Peninsula Water Resource System which meet each of the following criteria:

a. Wells that were completed before February 23, 1992;~~,~~ and

b. that were registered and reporting water use by June 30, 1992; and

c. that produce less than five (5) Acre-Feet ~~AF~~ in each ~~water reporting year (the 12 month period commencing on October 1 of the preceding calendar year, and concluding on September 30 of the current calendar year)~~Water Year; and

d. where the total land area of ~~(~~all Parcels~~)~~ served by that Well does not exceed ~~2 1/2~~2.5 acres; and

e. that are located on property which has not had a Change of Ownership ~~change of title due to sale of property~~ after June 30, 1992.

3. Any Well that ~~has been~~was issued a well construction permit from the Monterey County Environmental Health ~~Department~~ Bureau on or before November 30, 2000, (inside or outside the boundaries of the ~~MPWRS~~Monterey Peninsula Water Resource System) which ~~has been~~was granted a variance from this standard pursuant to Rule 57.

D. WELLS REQUIRED TO HAVE WATER METERS

Water meters shall be required for the following classes of Wells within the boundaries of the Monterey Peninsula Water Management District:

1. All new Wells ~~(inside or outside the boundaries of the Monterey Peninsula Water Resource System (MPWRS),~~ which are completed on or after February 23, 1992.

2. All Wells within the boundaries of the ~~MPWRS~~ Monterey Peninsula Water Resource System that:

   a. were completed before February 23, 1992; and

   b. did not register with the MPWMD by June 30, 1992.

3. All Wells ~~(inside or outside the boundaries of the MPWRS)~~ which produce five (5) Acre-Feet (or more) in any single Water ~~Year (the 12 month period commencing on October 1 of the preceding calendar year, and concluding on September 30 of the current calendar year)~~.

4. All Wells ~~(inside or outside the boundaries of the MPWRS)~~ where the total

land area (of all Parcels) served is larger than 2 1/2 acres. A property owner can apply for a variance from this standard pursuant to Rule 57.

5. All Wells upon property within the boundaries of the MPWRS Monterey Peninsula Water Resource System for which a title transfer is made upon resaleChange of Ownership occurred after June 30, 1992.

6. Any Well that has been issued a well construction permit from the Monterey County Environmental Health Department Bureau on or after December 1, 2000, must be metered and report using the water meter method, regardless of parcel size, location, type of use or annual production.

E. FINES AND PENALTIES

Violation of Rule 54 may subject the Owner or Operator of a Well to criminal prosecution of a misdemeanor and punishment by a fine not exceeding $500 per separate violation or by imprisonment in the county jail for a period not exceeding six months, or by both such fine and imprisonment pursuant to Section 361 of the Monterey Peninsula Water Management District Law.

Rule added by Ordinance No. 3 (7/11/80); amended by Ordinance No. 4 (2/11/81); Ordinance No. 6 (5/11/81); Ordinance No. 10 (7/26/83); Ordinance No. 48 (3/12/90); Ordinance No. 56 (11/25/91); Ordinance No. 96 (3/19/2001); Ordinance No. 105 (12/16/2002); Ordinance No. 122 (8/15/2005); Ordinance No. 125 (9/18/2006)

RULE 56 - WATER METER METHOD

~~A. REPORTING REQUIRED~~

~~Each Owner or Operator of a Well located within the boundaries of the Monterey Peninsula Water Management District, whose Well is identified in Rule 54-D as being in a class of Wells which require a water meter, shall file with the District an Annual Water Production statement in the form and manner prescribed by the District. The statement shall set forth the water production from each Well for the preceding Water Year (the 12 month period commencing on October 1 of the preceding calendar year, and concluding on September 30 of the current calendar year) based upon the water meter method.~~

~~B.~~A. REPORTING METHOD

Water production for Wells identified in Rule 54-D shall be computed based upon actual water meter readings derived from an approved water meter and reported to the District on the ~~Annual Water Production statement~~annual water production report. Water production ~~from each Wellon which an approved water meter is installed~~ shall be computed by the District from the beginning and ending totalizer reading on the water meter during the reporting period ~~as reported on the Annual Water Production statement filed by the Owner or Operator of the Well~~.

~~C.~~B. WATER METER INSTALLATION

Each Owner or Operator of a Well listed in Rule 54-D ~~which is located within the boundaries of the Monterey Peninsula Water Management District~~ shall install and maintain a District-approved water meter on the Well according to the time-table set forth in this rule. It shall be the Owner or Operator's ~~joint and several~~ responsibility to install, maintain, and repair the water meter required by this rule.

Water meters satisfactory to the District shall be capable of recording water production within an accuracy of plus or minus five percent (5%). The General Manager shall maintain a list of meters satisfactory to the District. The water meter shall also be equipped with a totalizer, susceptible to correction only by changing mechanical gear equipment.

~~D.~~C. CONFIGURATION OF WATER METER INSTALLATION

Each water meter shall be installed ~~so as to~~to permit access for inspection and testing as the District may, from time to time, deem necessary. The installation configuration shall be in accordance with good design practices and shall include the following elements to ~~insure~~ensure meter accuracy:

1. Each meter shall be situated to provide a minimum of eight (8) diameters of straight pipe (no bends or valves) both upstream and downstream of the water meter~~, in order to~~to limit turbulence at the meter point; and

2. Each meter shall be situated to provide a minimum of one (1) foot increase in elevation of the pipe from meter point to the discharge opening~~, in order to~~to have a full pipe at the meter point.

~~E.~~D. TIMING OF WATER METER INSTALLATION

~~All water meters required by Rule 54-D shall be installed on or before July 1, 1992. In the case of a new Well, the~~A District-approved water meter shall be installed upon Completion of a Well. ~~In the case of any Well which requires a meter because it is situated upon property for which a title transfer is made upon resale after June 30, 1992, the water meter shall be installed on or before the close of escrow.~~For any Well requiring a meter due to a Change of Ownership after June 30, 1992, the water meter shall be installed no later than the transfer of title. In either case, The water meter shall be installed sufficiently in advance to allow the District, or its delegated registrar, to inspect and approve the meter and its installation within the prescribed time period.~~the installation of the water meter shall be scheduled in such a timely fashion as to permit inspection and approval of the meter and the meter installation by the District or the District's delegated registrar within the prescribed time period.~~

The installation of all water meters required by this Regulation shall be completed on the following schedule:

1. ~~Each~~ Existing Wells requiring a water meter by Rule 54-D shall be metered on or before July 1, 1992.

2. Each new Well completed on or after February 23, 1992, shall be metered within 90 days of its ~~C~~completion, or within 90 days of its first use, or within 90 days of the date the Well first becomes operable, whichever date occurs first.

3. Each Well within the Monterey Peninsula Water Resource System shall be metered before the close of escrow upon ~~resale~~ Change of Ownership ~~of that property~~ after June 30, 1992.

After a Well has been fitted with a meter, all production reports shall be based upon water meter readings unless otherwise authorized by written approval of the District.

~~F.~~E. MAINTENANCE OF ACCURACY

The Owner or Operator of a Well which requires a water meter shall maintain meter accuracy within a minimum of plus or minus five percent (5%). It shall be the Owner or Operator's joint and several responsibility to repair or replace the meter. Such actions shall be taken as necessary or where it is shown to the Owner or Operator bywhen the District determines that the meter fails to comply with this specification.

G.F. VERIFICATION OF WELL METER INSTALLATION AND ACCURACY

To implement this Regulation, the General Manager or the General Manager's designee, acting pursuant to Section 362(c) of the District Law and Rule 58, may enter upon any land for purposes consistent with this Regulation V, including investigations relating to water production.

Upon presentation of credentials, an authorized District representative shall have the right to enter premises on which a water-producing facility is located to inspect the facility, verify the accuracy of Water-Measuring Devices, and inspect records required to be maintained in connection with the facility by federal, state, or local law, order, ordinance, regulation, or rule. When required by the circumstances, entry shall be made pursuant to an inspection warrant obtained under Title 13 (commencing with Section 1822.50) of Part 3 of the California Code of Civil Procedure.
To implement this Regulation, the General Manager or his delegated agent, acting in accord with the provisions of Section 362 (c) of the District law and pursuant to Rule 58, may enter on to any land for purposes consistent with this Regulation V and for the purpose of making investigations relating to water production. For such purposes, the authorized representative of the District, upon presentation of credentials, or, if necessary under the circumstances, after obtaining an inspection warrant pursuant to Title 13 (commencing with Section 1822.50) of Part 3 of the Code of Civil Procedure, shall have the right of entry to any premises on which a water-producing facility is located for the purpose of inspecting such facility, including verifying accuracy of Water-Measuring Devices or any records required to be maintained in connection therewith by federal, state, or local law, order, ordinance, regulation, or rule.

H.G. PROHIBITION AGAINST PRODUCTION FROM A WELL WITHOUT THE INSTALLATION OF ANY REQUIRED WATER METER

It shall be unlawful for any Owner or Operator of a Well located within the District to produce water from that facility unless that water-producing facility has been registered with the District and has been equipped with a water meter as required by Rules 54 and 56 of this Regulation. A violation of this regulation shall also be a violation of Section 360 of the District law (production without a required water meter) and shall be punishable by a fine not to exceed five hundred dollars ($500). E; each day of Wwell operation in violation of this rule shall constitute a separate

offense.

~~I.~~H. LIMITATION ON USE OF DATA FROM METERED WELLS

District staff shall not use any data collected pursuant to this Regulation for the purpose of imposing a charge or levy against any overlying land where the water production was from a resource naturally occurring in the Groundwater basin, and the water use was on the overlying land.

I. FINES AND PENALTIES

Violation of Rule 56 may subject the Owner or Operator of a Well to criminal prosecution for a misdemeanor and punishment by a fine not exceeding $500 per separate violation, or by imprisonment in the county jail for a period not exceeding six months, or by both such fine and imprisonment, pursuant to Sections 360 and 361 of the Monterey Peninsula Water Management District Law.

Rule added by Ordinance No. 3 (7/11/80); amended by Ordinance No. 6 (5/11/81); Ordinance No. 48 (3/12/90); Ordinance No. 56 (11/25/91); Ordinance No. 105 (12/16/2002); Ordinance No. 122 (8/15/2005); Ordinance No. 124 (7/17/2006); Ordinance No. 125 (9/18/2006)

RULE 64 - WATER DISTRIBUTION SYSTEM USER FEES

A. Each Water Distribution System which possesses 50 or more Connections and derives all or a part of its Potable water supply from the Carmel River watershed, or from Carmel Valley aquifers shall be subject to a Water Distribution System User fee as established by the Board from time to time through Ordinance or Resolution. The Owner or Operator of each Water Distribution System shall pay the fee specified herein.

B. Prior to setting the User fee and surcharge to be collected for each fiscal year, the District Board shall conduct a public hearing regarding District needs which provide a benefit and/or service to existing water Users for which the fee shall be collected. At the close of such hearing, the Board shall determine by resolution:

1. The amount of money needed to fund District activities which provide a benefit and/or service to existing water Users for which the fee shall be collected.

2. The User fee rate, as a percentage, to be collected on the Water Distribution System monthly bill pursuant to this Rule 64.

The public hearing which results in the adoption of the District's annual budget shall satisfy the requirements of this Rule.

C. Water Distribution System User fees established by the Board shall be collected from each applicable Water Distribution System. Each Water Distribution System shall pay its User fee to the District in monthly installments during the ~~following~~ fiscal year. Water Distribution Systems are required by this Rule 64 to tender payment of User fees within thirty (30) days of the monthly Water Distribution System billing cycle. An alternate collection and remittance cycle may be established by agreement between the District and the Water Distribution System.

Rule added by Ordinance No. 10 (7/26/83); amended by Ordinance No. 12 (4/9/84); Ordinance No. 125 (9/18/2006); Ordinance No. 176 (1/25/2017)

RULE 101 - FORECAST OF WATER SUPPLY

A. GENERAL MANAGER'S WATER SUPPLY FORECAST ~~REPORT~~

The General Manager shall annually by May l, compile a summary forecast ~~report which analyzes rainfall in the preceding twelve (12) months and~~ which estimates the amount of water in reservoirs, ~~and~~ aquifers, and other Sources of Supply available for use by each Water Distribution System with more than three thousand (3,000) Connections. The water supply forecast ~~report~~ shall ~~also include a summary of operation~~include equipment operational status ~~submitted by each Water Distribution System~~ including, but not limited to, all Wells and pumps, transmission mains, treatment plants, pumping stations, auxiliary reservoirs and tanks. The forecast report shall further evaluate the projected demands of the applicable Water Distribution Systems and determine the number of months that the water available for use will support the projected demands. The General Manager's forecast report shall ~~, consistent with the Board's operations plan,~~ set forth a draft Water Supply Management Strategy for use in the remaining and following Water Year by each such Water Distribution System. The Water Supply Management Strategy shall also support the requirements of District Rule 160.~~which derives its Source of Supply from more than one Hydrological Management Unit.~~

~~If equipment failures or other emergencies reduce the present or projected long-term delivery capability of any Water Distribution System below current demand rates, the General Manager shall also compile or revise the water supply forecast report for each Water Distribution System which experiences equipment failures or other emergencies that threaten to reduce long-term delivery capabilities of that system below current demand rates.~~

B. WATER SUPPLY MANAGEMENT STRATEGIES

The Board shall quarterly hold a public hearing to determine District-wide water supply management strategies. ~~The Water Supply Management Strategy adopted for California American Water shall include a goal that no more than 29% of that Water Distribution System's total production be derived from surface diversion and a goal that at least 71% of its total production be derived from subsurface water in Carmel Valley and Seaside.~~ The Board shall review the General Manager's water supply forecast report, information, and models which may be provided by the Owner or Operator of any affected Water Distribution System in the District.

The Board shall further determine if the water in resources projected to be available for use by each subject Water Distribution System is less than that needed to meet the near~~long~~-term projected demands of that system. Where such a finding is made, the Board shall direct the General Manager to institute an active conservation program and institute active voluntary rationing for all Users within that system ~~and may declare a Water Supply Emergency. Where the Board determines that the water resources projected to be available for use by any Water Distribution System is~~

~~inadequate to supply current or near-term demand, the Board shall declare a Water Supply Emergency and follow provisions under~~pursuant to Regulation XVI, ~~Expanded~~ The ~~2016~~ Monterey Peninsula Water Conservation and ~~Standby~~ Rationing Plan, as set forth in these Rules and Regulations, as amended.

C. DRAFT OPERATIONAL WATER SUPPLY BUDGETS PREPARED BY WATER DISTRIBUTION SYSTEMS

Each Water Distribution System with more than three thousand (3,000) Connections~~which derives its Source of Supply from more than one Hydrological Management Unit~~ shall, in the form and manner set by the General Manager, on or before June 1st, submit a draft Operational Water Supply Budget for the forthcoming water quarter to meet the demand projected in the General Manager's water supply forecast report and to comply with the water supply management strategies adopted by the Board. The draft Operational Water Supply Budget shall forecast the anticipated production by the Water Distribution System from each Hydrological Management Unit for each month of the forthcoming water quarter and shall specify target withdrawals for each Hydrological Management Unit, either as absolute amounts or as percentages to total production.

D. APPROVAL OF OPERATIONAL WATER SUPPLY BUDGETS

The Board shall quarterly hold a public hearing to review the draft Operational Water Supply Budget submitted by each Water Distribution System with more than three thousand (3,000) Connections~~,~~ and determine if that draft budget complies with District-wide water supply management strategies. Based upon the General Manager's water supply report, each draft Operational Water Supply Budget, information, and models which may be provided by the Owner or Operator of any affected Water Distribution System, and other evidence, the Board shall approve and/or modify an Operational Water Supply Budget for the following Water Year for each ~~Multi-Source~~subject Water Distribution System in the District.

E. DAILY PRODUCTION REPORTS PREPARED BY WATER DISTRIBUTION SYSTEMS

On or before the Friday prior to the second Monday of each month, during the Water Year, each Water Distribution System with more than three thousand (3,000) Connections shall report its actual daily production from each Water-Gathering Facility during the preceding month, and if necessary, shall submit a revised draft operational budget for the remainder of the Water Year. Each subject Water Distribution System shall, in the form and manner requested, further provide operational information to the District upon written request of the General Manager. Each revision of an operational budget shall be submitted to the Board in accord with the process set forth in Subdivision D of this rule.

F. EMERGENCY REVISION OF OPERATIONAL WATER SUPPLY BUDGETS

Where a Water Distribution System with more than three thousand (3,000) Connections provides written notice to the General Manager that immediate revision of the Operational Water Supply Budget is required due to equipment or facilities failure, or when no other Source of Supply is able to meet consumptive demand, then the Water Distribution System may deviate from the Board approved Operational Water Supply Budget upon approval of the General Manager. This notice shall state the reasons for the deviation, the anticipated length of time for the deviation, and the actions to be taken by the Water Distribution System to alleviate the need for the deviation. The General Manager, upon receipt of the notice, shall determine whether to suspend the Operational Water Supply Budget, or to require compliance with the existing budget. Determinations of the General Manager may be appealed pursuant to the provisions of Rule 70 of these Rules and Regulations.

Rule added by Ordinance No. 7 (7/13/81); amended by Ordinance No. 19 (12/10/84); Ordinance No. 41 (3/13/89); Ordinance No. 125 (9/18/2006)

RULE 110 – GENERAL ENFORCEMENT

A. The General Manager is charged with ~~the~~ enforcement of these Rules and Regulations~~,~~ and all other policies adopted by the District. To meet this charge, insofar as inspection of property may be necessary, and in any circumstance where consent to inspect has been sought but is refused or is otherwise unobtainable, the General Manager, or his designee, may obtain an inspection warrant in accord with the Code of Civil Procedure, Section 1822.50 et seq., and may conduct such inspections as are necessary to enforce these Rules and Regulations.

Rule added by Ordinance No. 7 (7/13/81)

B. Charges and Penalty Assessments

The General Manager may bill and collect all charges and penalties assessed pursuant to these Rules and Regulations~~.~~, including but limited to:

- Well registration and reporting pursuant to Rules 52, 54, and 56;
- Exceedance of production targets pursuant to Rule 103; and
- Water Waste pursuant to Rule 162.

Further, failure to pay fees and charges under any District rule and/or identified in the Rule 60 Fees and Charges Table, may result in other penalties or enforcement as identified in Regulation XI.

Rule added by Ordinance No. 7 (7/13/81); Renumbered by Ordinance No. 133 (5/19/2008)

C. Cease & Desist Order/Compliance Order

1. If General Manager determines that water or property in the District is being used or maintained in a manner that creates or fosters the creation of a Public Nuisance and/or results in Water Waste, the General Manager shall issue a Cease & Desist Order and/or Administrative Compliance Order to the owner of the subject property, the occupant of the subject property and/or to any other Person(s) responsible for creating or fostering the creation of the Public Nuisance or creating or fostering water waste.

2. The Cease & Desist Order and/or Compliance Order shall:

   a. Describe the nature of the Public Nuisance, Water Waste or other activity that was created maintained or fostered by or on the subject

property; and

b. Specify a compliance date by which the Public Nuisance, Water Waste or other activity shall cease.

c. Specify a compliance date by which remedial activity shall be completed to ameliorate the effects of the Public Nuisance, Water Waste or other activity.

d. State the proposed financial penalty.

3. A Cease & Desist Order and/or Administrative Compliance Order shall be deemed to be prima facie evidence that the activities, behaviors, conditions or situations described in the order are creating or fostering the creation of a Public Nuisance and/or Water Waste unless and until a Hearing Officer or a court of competent jurisdiction determines otherwise.

Rule added by Ordinance No. 133 (5/19/2008)

D. Permit Rule Noncompliance

Creation, Establishment, Expansion, Extension or Amendment of a Water Distribution System without a written Permit from the District is a misdemeanor punishable as an infraction as provided by Section 256 of the Monterey Peninsula Water Management District Law, Statutes of 1981, Chapter 986. The District may seek criminal prosecution and/or civil enforcement of its rules pursuant to this Rule.

Rule added by Ordinance No. 118 (12/13/04); amended by Ordinance No. 125 (9/18/06); renumbered by Ordinance No. 133 (5/19/2008)

E. General Enforcement

Any Person, firm, or corporation, whether as principal, agent, employee, or otherwise, violating or causing or permitting the violation of any of the provisions of these Rules and Regulations; or, any contractor who installs or removes plumbing fixtures contrary to the provisions of these Rules and Regulations with the intent to defeat the purposes of these regulations, shall be guilty of a misdemeanor punishable as an infraction as provided by Section 256 of the Monterey Peninsula Water Management District Law, Statutes of 1981, Chapter 986. Violations carry a maximum penalty of $250 for each offense. Each separate day or portion thereof during which any violation occurs or continues without a good-faith effort by the Responsible Party to correct the violation,

shall be deemed to constitute a separate offense, and upon conviction thereof, shall be separately punishable.

Rule added by Ordinance No. 141 (11/16/2009)

F. Public Nuisance

1. Any building or structure set up, erected, constructed, altered, enlarged, converted, moved, maintained, sold, or the use of which is changed, contrary to the provisions of these Rules and Regulations, and/or any use of any land, building, or premises, established, conducted, operated, or maintained contrary to the provisions of these Rules and Regulations, shall be, and the same is hereby declared to be a violation of these Rules and Regulations and a Public Nuisance.

2. The District may summarily abate the Public Nuisance, and the Board of Directors or District Attorney may cause or maintain a civil suit or other action, to enjoin or abate the nuisance.

3. Each day any violation of this regulation continues shall be regarded as a new and separate offense. The remedies provided in this regulation shall be cumulative and not exclusive.

4. Should any Person, firm, or corporation violate the terms of this Regulation, and any action is authorized either by the Board of Directors, or District Attorney, or is in fact commenced, no other action shall be taken on any application filed by or on behalf of said Person, firm, or corporation until the action has been concluded or resolved.

Rule added by Ordinance No. 141 (11/16/2009); amended by Ordinance No. 145 (9/20/2010)

RULE 123 - RIVER MANAGEMENT ACTIVITIES

The following activities fall within the purview of the Carmel River Management Plan and may be undertaken by the District as discretionary acts to the extent that funds are reasonably available.

A. EROSION PROTECTION AND PREVENTION

1. Formulation of Standards

Develop technical standards and a structural master plan to guide all riverbank and channel modification projects. Guidelines may (a) set the optimum channel width and bank steepness to depth relationships, (b) address coordination requirements among nearby property owners, (c) evaluate the cost and effectiveness of alternative bank stabilization solutions, (d) establish preferred solutions, (e) define acceptable circumstances and processes for sediment management, (f) set general engineering requirements for material and design, (g) establish requirements for covering, replanting and maintaining works once completed. Standards shall be reviewed to reflect experience gained during implementation of the program, and (h) establish aesthetic requirements for erosion works.

2. Assessment~~nnual Review~~

Review aerial photos as required to remain familiar with the changing environment of the river; regularly inspect the Riverbed. Review areas that may be subject to erosion during high flows.

3. Removal of Hazardous Trees

Identify trees that appear to be diseased or likely to fall into the river. Attempt to effect removal, ~~or~~ modification, or replacement of such trees where ~~their~~ removal or modification does not conflict with shade or wildlife requirements.

4. Snag Removal

Remove or modify snags and debris from the channel that increase the risk of bank erosion at high flows.

5. Technical Assistance

Provide technical assistance through staff as follows:

a. Permits

Coordinate issuance of River Work Permits with the requirements of the County of Monterey, the California Department of Fish and Wildlife, the U.S. Army Corps of Engineers, the Regional Water Quality Control Board, and any other agency that regulates activities in the Riverbed.

b. Design of Works

Provide design, engineering and construction supervision upon request to landowners proposing riverbank or channel protection projects.

c. Landowners

Assist landowners to carry out appropriate projects by providing information on standards~~ and costs~~.

d. ~~Government~~Regulatory

~~Monitor the availability of outside funding and~~Regularly monitor and review proposed legislation and regulations affecting the program or the interests of the Carmel River.

e. Funding

Participate in specific River Works projects as feasible and desired by the Board. Financial participation may be partial or full at the discretion of the Board. Monitor the availability of grants and/or other outside funding.

6. Project Sponsor

Administer grant funds, donations, and District projects with multiple other governmental agencies, non-profits, or property owner participation.

7. Construction

Construct riverbank and channel works.

8. Maintenance of Works

Operate and maintain District projects and works related to riverbank and

Riverbed erosion along the Carmel River.

B. MAINTENANCE OF VEGETATION

1. Monitoring

Review aerial photos, conduct inspections of the Riparian Corridor and use other monitoring data to determine changes in the health of the riparian vegetation and stability of riverbanks. Maintain records showing changes in the Riparian Corridor.

2. Planting and Revegetation

Replant areas as needed and prioritize areas for planting. Costs of planting may be borne fully or partially by the District.

3. Technical Assistance

As District resources and priorities allow, provide technical assistance through staff as follows:

a. Permits

Assist individuals seeking permits to revegetate and change the vegetation type along the Riparian Corridor.

b. Design

Provide design, engineering, and construction support upon request to landowners proposing Irrigation Systems for watering riparian vegetation in the corridor.

4. Construction of Irrigation Systems

Design District Irrigation System standards and specifications~~,~~ and identify reaches where such irrigation is necessary for~~to~~ the health of the Riparian Corridor. Prioritize areas for irrigation. Irrigation development and construction costs may be borne fully or partially by the District at the discretion of the Board.

5. Operations and Maintenance

Monitor and maintain District Irrigation Systems. Operation should integrate

monitoring of plant health.

6. Channel Clearing

Monitor reaches where vegetation or debris has become established in the Riverbed. If feasible, maintain an adequate clearance within the Riverbed to safely pass debris or reduce the risk of erosion due to blockages that could cause damage to streambanks and riparian habitat due to storm flows within the Riverbed.

C. INSPECTION

1. Erosion Protection Works

Inspect bank work and channel modification projects to obtain compliance with standards and permit conditions.

1. Vegetation Removal

Monitor activities along the river to prevent unauthorized vegetation removal, grading and works.

D. EDUCATION

1. Erosion Works and Prevention

Educate landowners and the general public regarding river management and erosion prevention. Initiate forums with landowners to provide information on the cost, effectiveness, and liabilities of bank modification.

2. Vegetation

Assist property owners to encourage planting of desirable species and to discourage removal of native vegetation. Provide information on desirable species, spacing and maintenance.

3. Grading

Develop and distribute information on grading.

4. Regulation

Develop and distribute standards and conditions to be met in River Work Permits and emergency River Work Permits pursuant to Rule 127. Distribute information as to those activities which may be undertaken without a River

Work Permit, and activities which are defined as "minor works" pursuant to Rule 127.

E. RESEARCH

Research stream geomorphology, erosion potential, fishery and vegetation to understand the system dynamics and to maintain appropriate standards.

F. EASEMENTS AND AGREEMENTS

Accept and acquire easements or agreements needed to provide right-of-way for Irrigation Systems and access to undertake works, and accept other property interests deeded to the District.

G. EMERGENCY

Provide emergency response to remove or modify snags and to minimize damage where the river is causing erosion or threatening to erode.

A. PERIODICALLY REVIEW AND UPDATE MAPS SHOWING THE LIMITS OF THE RIPARIAN CORRIDOR

Develop and periodically update a geo-referenced set of maps showing property lines, the 10-year flowline, and the limits of the Riparian Corridor.

B. OTHER RELATED ACTIVITIES

Manage the Riparian Corridor, examine sedimentation from non-riparian drainage areas and evaluate culvert design at tributary junctions in conjunction with the Monterey County Department of Public Works. Monitor existing trails for impact upon the Riparian Corridor. Develop and propose trail standards. Accept river management funds, grants, and deeds from public and private sources.

Rule added by Ordinance No. 10 (7/26/83); amended by Ordinance No. 22 (3/11/85); Ordinance No. 69 (6/21/93); Ordinance No. 111 (1/29/2004); Ordinance No. 125 (9/18/2006); Ordinance No. 177 (9/18/2017); Ordinance No. 181 (5/20/2019)

RULE 128 – ~~LIMITATIONS~~ LIMITATION OF DISTRICT RESPONSIBILITY FOR FLOODING AND EROSION

~~Notwithstanding any other provision of this regulation, neither the Monterey Peninsula Water Management District nor their Directors, officers, members, employees or staff shall be responsible by operation of these Rules and Regulation for the detection, prevention, or mitigation of erosion, floods or flood damage~~The District is not responsible for the detection, prevention, control, or mitigation of erosion, flooding, or flood damage within the Monterey Peninsula Water Management District.

Rule added by Ordinance No. 10 (7/26/83); amended by Ordinance No. 22 (3/11/85); Ordinance No. 14 (11/12/84)

RULE 161 - GENERAL PROVISIONS

A. All Water Users within the Monterey Peninsula Water Management District shall comply with the District's Water Waste Prohibitions of Rule 162 and with the requirements of MPWMD Regulation XIV, Water Conservation.

B. California American Water shall amend its Urban Water Management Plan and its Rule 14.1.1 (Standard Practice U-40-W), Water Shortage Contingency Plan - Monterey County District, to conform to this Regulation. A copy of Rule 14.1.1 shall be filed with the California Public Utilities Commission (CPUC) and the District within thirty (30) days of the effective date of this Regulation and any amendment thereto.

C. Water Distribution Systems regulated by the CPUC shall amend their Rule 14.1 (or 14.1.1) to conform to this Regulation. A copy of Rule 14.1 (or 14.1.1) shall be filed with the California Public Utilities Commission (CPUC) and the District within thirty (30) days of the effective date of this Regulation and any amendment thereto.

~~D. At least ten (10) days prior to a first reading of amendments to Regulation XV, a copy of the proposed changes shall be provided to the CPUC Office of Ratepayer Advocates (ORA).~~

~~E. California American Water shall provide the District with monthly consumption reports by customer classification and jurisdiction in a format approved by the District. A Water Year summary report shall be provided by December 1 of the next Water Year. Monthly reports shall be provided within fifteen (15) days of the close of the preceding month.~~

~~F. Each Water Distribution System Operator shall provide individual consumption data pertaining to any Water User of that Water Distribution System upon written request of the General Manager. Data shall be in the form and manner specified by the General Manager and may be subject to a non-disclosure agreement with the Water Distribution System Owner/Operator. Each failure to respond in full to such written request by the date specified therein shall result in a penalty to the Water Distribution System of five-hundred dollars ($500) per day for each day or portion thereof that the response is delayed.~~

~~G. The General Manager shall retain and use any data received under this provision for the sole purposes of testing, administering, evaluating or enforcing Water Rationing, Water Waste, or other provisions of the Rules and Regulations.~~

~~H.~~D. California American Water shall maintain Non-Revenue Water in its Water District Systems at or below seven (7) percent. Average losses of more than seven (7) percent during the most recent twelve-month period shall be considered Water Waste.

~~I.~~E. Each Water Distribution System Operator shall provide written notice of any adjustment

to a Water Conservation or Rationing Stage to every customer via first class mail at least thirty (30) days before any change in Stage is imposed. At all times during Stages 2 through 4 each affected Water Distribution System shall send monthly conservation reminders.

~~J.~~F. During a Water Supply Emergency, or at the direction of the Board of Directors, each Owner or Operator or Extractor of a private water Well, Water Distribution System, or other Water-Gathering Facility shall comply with the provisions of this Regulation, as they relate to such Well, Water Distribution System, or other Water-Gathering Facility.

~~K.~~G. The owner and/or manager of rental property shall provide current and new tenants with information about the water conservation requirements, including the Water Waste and Non-Essential Water Use regulations of the District. This information shall be readily accessible on a tenant portal website with annual notification of its presence, or when notice is not provided electronically, the owner and/or manager shall annually provide written information to existing tenants and to new tenants as they move in.

Rule added by Ordinance No. 92 (1/29/99); amended by Ordinance No. 134 (8/18/2008); Ordinance No. 137 (12/8/2008); Ordinance No. 142 (1/28/2010); deleted by Ordinance No. 169 (2/17/2016); Rule added by Ordinance No. 169 (2/17/2016); Ordinance No. 182 (5/20/2019).

Ordinance No. 202
Exhibit C
Clean Version of Rules

RULE 42 - MANDATORY REPORTING OF INFORMATION FROM WATER DISTRIBUTION SYSTEMS

A. DEFINITIONS

All references to the terms "water use records" or "water use data" made by this rule and Regulation IV of the District Rules and Regulations shall refer to data respecting water production, water storage, water delivery, and water consumption. The terms "water use records" or "water use data" shall not be construed to require a Water Distribution System to provide data or records on its internal financial matters or on its billing or accounts payable or accounts receivable. Data shall be in the form and manner specified by the General Manager and may be subject to a non-disclosure agreement with the Water Distribution System Owner/Operator. Each failure to respond in full to such written request by the date specified therein shall result in a penalty to the Water Distribution System of five-hundred dollars ($500) per day for each day or portion thereof that the response is delayed.

B. WATER USE DATA

Each Water Distribution System with fifty (50) or more Connections shall annually provide the District with a report of water consumption by political jurisdiction and by User categories (i.e., Residential, Multi-Family, Non-Residential, Industrial, Municipal, Non-Revenue, Golf Course, etc.) both as annual totals and monthly totals. Such data shall be based on the Water Year ending September 30 each year and shall be transmitted to the District by December 1.

C. WATER PRODUCTION DATA

Water Distribution Systems with fifty (50) or more Connections, if requested by the District, shall (a) provide a monthly report to the District of daily water production by each source in the Water Distribution System, (b) other monthly summary reports as the District should request, and (c) any quarterly or annual compliance reports required by the State Water Resources Control Board, or the California Public Utilities Commission.

D. WATER USE EFFICIENCY (WUE) DATA

Within thirty (30) days of the State's annual filing deadline, each Water Distribution System subject to the California Urban Water Use Efficiency Standards, Objectives, and Performance Measures found in Title 23 of the California Code of Regulations shall provide the District a copy of the required Water Use Efficiency (WUE) filing, including but not limited to:

- Annual Water Supply and Demand Assessment Summary Report (Also referred to as "Annual Water Shortage Report";
- Annual Urban Water Use Objective Reporting forms;
- Annual Water Loss Audit Reports;
- Urban Water Management Plans; and
- Any other WUE reporting required under the State policy "Making Conservation a California Way of Life" including data review and confirmation reporting.

E. WATER USE SURVEY DATA

Each Water Distribution System with fifty (50) or more Connections shall notify the District of the name, address, and water use category of Users included within any District annual Non-Residential Connection water use survey request.

F. WATER WASTE DATA

All Water Distribution Systems with fifty (50) or more Connections shall provide in writing to the District periodic and cumulative water use data on customers within the District's jurisdiction identified by the District as using water excessively or committing Water Waste. This information is to be provided by the Water Distribution System within thirty (30) days of a written request from the District.

G. HIGH WATER USE DATA

Within thirty (30) days of a written request from the District, each Water Distribution System shall identify by name and address the ten (10) highest Water Users within that Water Distribution System's Service Area for the period subject to the request.

H. WATER AUDIT DATA

The California American Water Distribution System shall provide any customer water audit data, within thirty (30) days of the District's request.

I. DATA SYSTEMS MANAGEMENT

All Water Distribution Systems with fifty (50) or more Connections shall provide the District a comprehensive list of the nature and types of water use records and water data reports maintained by it on a regular or special basis. The list is to include the following:

1. The name of each water use record system;

2. The categories of individual or business entities on whom water use records are maintained;

3. The categories of water use records maintained;

4. The manner or method by which each water use record is maintained.

From time to time the District General Manager shall notify each Water Distribution System of this provision, and upon receipt of that notice each Water Distribution System shall update and correct the information previously provided to the District.

J. DATA RETENTION SCHEDULES

All Water Distribution Systems with fifty (50) or more Connections shall inform the District of that Water Distribution System's water use record retention, destruction, and disposal practices and schedules, through the provision to the District of copies of any written policy, procedure or practice relating to the retention, destruction, or disposal of each water use record system it maintains.

K. DATA DESTRUCTION NOTIFICATION

All Water Distribution Systems with fifty (50) or more Connections shall notify the District General Manager in writing at least ninety (90) days prior to destruction or disposal of those water use records identified in writing by the District and allow the District the opportunity to transfer or copy such records for use by the District. The Water Distribution System shall have no duty to notify the District of records destruction or disposal in the event destruction or disposal is undertaken in accord with the record retention schedule provided to the District in accord with the preceding paragraph.

The District shall notify a Water Distribution System of its intent to copy specific records within thirty (30) days following receipt of notice of intent to destroy or dispose of records or thirty (30) days prior to the scheduled

destruction date where records are destroyed in accord with a record retention schedule. The District shall, at that time, inform the Water Distribution System of the methods and procedure it intends to use to transfer or copy the water use records. The choice of methods and procedures used to transfer or copy water use records shall be made solely by the District, but shall be made in consultation with the Water Distribution System to assure an efficient transfer and to minimize disruption to the Water Distribution System. Transfer, copying, or extraordinary retention by the Water Distribution System of these records shall be done at the District's expense.

L. GENERAL WATER USE DATA

All Water Distribution Systems with fifty (50) or more Connections shall provide the District water use data in response to other reasonable requests made by the District General Manager. Such information is to be provided within thirty (30) days of a written request from the District.

M. PRIVACY OF DATA

All water use data obtained by the District from a Water Distribution System by reason of this rule shall be used only for purposes consistent and compatible with the purposes for which the District exists. The District shall restrict access to and distribution of personally identifiable information consistent with privacy protections and requirements and trade secret protections. Personal information acquired by the District under this rule shall be available to District staff only on a need-to-know basis.

Rule added by Ordinance No. 28 (4/13/87); amended by Ordinance No. 125 (9/18/2006)

RULE 52 - REGISTRATION REQUIRED

All existing or new Wells located within the District shall be registered by the Owner or Operator with the District or the District's delegated registrar. All existing Wells shall be registered pursuant to Rule 52-A. All new Wells shall be registered pursuant to Rule 52-B.

A. EXISTING WELL REGISTRATION

After January 9, 1981, the Owner or Operator of any existing Well shall register such Well by filing with the District or the District's delegated registrar, for each such Well:

1. A completed registration statement, in the form prescribed by the General Manager;

2. An executed Water Well Registration Form; and

3. The Well registration fee prescribed in Rule 60.

B. NEW WELL REGISTRATION

No later than thirty (30) days following the Completion of a Well, the Owner or Operator of any new Well shall register such Well by filing with the District or the District's delegated registrar for each such Well:

1. The completed application form(s) required by the Monterey County Environmental Health Bureau prior to the issuance of a Well construction permit;

2. An executed Water Well Registration Form; and

3. The Well registration fee prescribed in Rule 60.

C. USE OF UNREGISTERED WELLS IS PROHIBITED

The General Manager shall enforce Section 357 of the Water Management District Act to each Well that has been completed for at least 90 days, and which has not been registered with the District as required by this regulation. Section 357 states, in part,

"The superior court... may issue a temporary restraining order prohibiting operation of any water producing facility upon the filing by the District with such court of a petition or complaint setting forth that... (the) water-producing facility... has not been registered with the District...."

In each such action, the District shall also request that the court award fees to the Water Management District in accord with Section 348 and Section 360 of the Water Management District Act, in addition to the schedule of fees and charges set forth in Paragraph C of this rule for the administrative costs of delinquent Well registration.

Prior to initiating any action under this provision, in addition to any other notice required by law, the District shall first publish the name of the Owner or Operator (if known) and location of the unregistered Well on the District's Consent Calendar.

D. FINES AND PENALTIES

Violation of Rule 52 may subject the Owner or Operator of a Well to criminal prosecution for a misdemeanor and punishment by a fine not exceeding $500 per separate violation, pursuant to Section 348 and Section 360 of the Monterey Peninsula Water Management District Law.

Rule added by Ordinance No. 3 (7/11/80); formerly Rule 503, renumbered by Ordinance No. 6 (5/11/81); amended by Ordinance No. 56 (11/25/91); Ordinance No. 96 (3/19/2001); Ordinance No. 120 (3/21/2005); Ordinance No. 122 (8/15/2005); Ordinance No. 124 (7/17/2006)

RULE 54 – REPORTING

A. REPORTING REQUIRED

Each Owner or Operator of a Well located within the boundaries of the Monterey Peninsula Water Management District shall file an annual water production report in the form and manner prescribed by the District. The report shall record the water production from each Well for the preceding Water Year and may request additional information such as the types of uses, etc.

B. REPORTING STATUS

Reporting status refers to the computation method allowed for each Well by the District to calculate water production on the annual water production report. The reporting status for each Well shall be either by the water meter method or by the land use method as allowed by the provisions of this rule.

C. WELLS NOT REQUIRED TO HAVE WATER METERS

Water meters shall not be required for the following classes of Wells:

1. All Wells outside the boundaries of the Monterey Peninsula Water Resource System which meet each of the following criteria:

    a. Wells that were completed before February 23, 1992; and

    b. that were registered and reporting water use by June 30, 1992; and

    c. that produce less than five (5) Acre-Feet in each Water Year; and

    d. where the total land area of all Parcels served by that Well does not exceed 2.5 acres.

2. Wells within the boundaries of the Monterey Peninsula Water Resource System which meet each of the following criteria:

    a. Wells that were completed before February 23, 1992; and

    b. that were registered and reporting water use by June 30, 1992; and

    c. that produce less than five (5) Acre-Feet in each Water Year; and

    d. where the total land area of all Parcels served by that Well does not

exceed 2.5 acres; and

e. that are located on property which has not had a Change of Ownership after June 30, 1992.

3. Any Well that was issued a well construction permit from the Monterey County Environmental Health Bureau on or before November 30, 2000, (inside or outside the boundaries of the Monterey Peninsula Water Resource System) which was granted a variance from this standard pursuant to Rule 57.

D. WELLS REQUIRED TO HAVE WATER METERS

Water meters shall be required for the following classes of Wells within the boundaries of the Monterey Peninsula Water Management District:

1. All new Wells which are completed on or after February 23, 1992.

2. All Wells within the boundaries of the Monterey Peninsula Water Resource System that:

   a. were completed before February 23, 1992; and

   b. did not register with the MPWMD by June 30, 1992.

3. All Wells which produce five (5) Acre-Feet (or more) in any single Water.

4. All Wells where the total land area of all Parcels served is larger than 2 1/2 acres. A property owner can apply for a variance from this standard pursuant to Rule 57.

5. All Wells within the boundaries of the Monterey Peninsula Water Resource System for which a Change of Ownership occurred after June 30, 1992.

6. Any Well that has been issued a well construction permit from the Monterey County Environmental Health Bureau on or after December 1, 2000, must be metered and report using the water meter method, regardless of parcel size, location, type of use or annual production.

E. FINES AND PENALTIES

Violation of Rule 54 may subject the Owner or Operator of a Well to criminal prosecution of a misdemeanor and punishment by a fine not exceeding $500 per separate violation or by imprisonment in the county jail for a period not exceeding six

months, or by both such fine and imprisonment pursuant to Section 361 of the Monterey Peninsula Water Management District Law.

Rule added by Ordinance No. 3 (7/11/80); amended by Ordinance No. 4 (2/11/81); Ordinance No. 6 (5/11/81); Ordinance No. 10 (7/26/83); Ordinance No. 48 (3/12/90); Ordinance No. 56 (11/25/91); Ordinance No. 96 (3/19/2001); Ordinance No. 105 (12/16/2002); Ordinance No. 122 (8/15/2005); Ordinance No. 125 (9/18/2006)

RULE 56 - WATER METER METHOD

A. REPORTING METHOD

Water production for Wells identified in Rule 54-D shall be computed based upon actual water meter readings derived from an approved water meter and reported to the District on the annual water production report. Water production shall be computed by the District from the beginning and ending totalizer reading on the water meter during the reporting period.

B. WATER METER INSTALLATION

Each Owner or Operator of a Well listed in Rule 54-D shall install and maintain a District-approved water meter on the Well according to the timetable set forth in this rule. It shall be the Owner or Operator's responsibility to install, maintain, and repair the water meter required by this rule.

Water meters satisfactory to the District shall be capable of recording water production within an accuracy of plus or minus five percent (5%). The General Manager shall maintain a list of meters satisfactory to the District. The water meter shall also be equipped with a totalizer, susceptible to correction only by changing mechanical gear equipment.

C. CONFIGURATION OF WATER METER INSTALLATION

Each water meter shall be installed to permit access for inspection and testing as the District may, from time to time, deem necessary. The installation configuration shall be in accordance with good design practices and shall include the following elements to ensure meter accuracy:

1. Each meter shall be situated to provide a minimum of eight (8) diameters of straight pipe (no bends or valves) both upstream and downstream of the water meter to limit turbulence at the meter point; and

2. Each meter shall be situated to provide a minimum of one (1) foot increase in elevation of the pipe from meter point to the discharge opening to have a full pipe at the meter point.

D. TIMING OF WATER METER INSTALLATION

A District-approved water meter shall be installed upon Completion of a Well. For any Well requiring a meter due to a Change of Ownership after June 30, 1992, the

water meter shall be installed no later than the transfer of title. In either case, The water meter shall be installed sufficiently in advance to allow the District, or its delegated registrar, to inspect and approve the meter and its installation within the prescribed time period.

The installation of all water meters required by this Regulation shall be completed on the following schedule:

1. Existing Wells requiring a water meter by Rule 54-D shall be metered on or before July 1, 1992.

2. Each new Well completed on or after February 23, 1992, shall be metered within 90 days of its completion, or within 90 days of its first use, or within 90 days of the date the Well first becomes operable, whichever date occurs first.

3. Each Well within the Monterey Peninsula Water Resource System shall be metered before the close of escrow upon Change of Ownership after June 30, 1992.

After a Well has been fitted with a meter, all production reports shall be based upon water meter readings unless otherwise authorized by written approval of the District.

E. MAINTENANCE OF ACCURACY

The Owner or Operator of a Well which requires a water meter shall maintain meter accuracy within a minimum of plus or minus five percent (5%). It shall be the Owner or Operator's responsibility to repair or replace the meter. Such actions shall be taken as necessary when the District determines that the meter fails to comply with this specification.

F. VERIFICATION OF WELL METER INSTALLATION AND ACCURACY

To implement this Regulation, the General Manager or the General Manager's designee, acting pursuant to Section 362(c) of the District Law and Rule 58, may enter upon any land for purposes consistent with this Regulation V, including investigations relating to water production.

Upon presentation of credentials, an authorized District representative shall have the right to enter premises on which a water-producing facility is located to inspect the facility, verify the accuracy of Water-Measuring Devices, and inspect records required to be maintained in connection with the facility by federal, state, or local law, order, ordinance, regulation, or rule. When required by the circumstances, entry shall be made pursuant to an inspection warrant obtained under Title 13 (commencing

with Section 1822.50) of Part 3 of the California Code of Civil Procedure.

G. PROHIBITION AGAINST PRODUCTION FROM A WELL WITHOUT THE INSTALLATION OF ANY REQUIRED WATER METER

It shall be unlawful for any Owner or Operator of a Well located within the District to produce water from that facility unless that water-producing facility has been registered with the District and has been equipped with a water meter as required by Rules 54 and 56 of this Regulation. A violation of this regulation shall also be a violation of Section 360 of the District law (production without a required water meter). Each day of Well operation in violation of this rule shall constitute a separate offense.

H. LIMITATION ON USE OF DATA FROM METERED WELLS

District staff shall not use any data collected pursuant to this Regulation for the purpose of imposing a charge or levy against any overlying land where the water production was from a resource naturally occurring in the Groundwater basin, and the water use was on the overlying land.

I. FINES AND PENALTIES

Violation of Rule 56 may subject the Owner or Operator of a Well to criminal prosecution for a misdemeanor and punishment by a fine not exceeding $500 per separate violation, or by imprisonment in the county jail for a period not exceeding six months, or by both such fine and imprisonment, pursuant to Sections 360 and 361 of the Monterey Peninsula Water Management District Law.

Rule added by Ordinance No. 3 (7/11/80); amended by Ordinance No. 6 (5/11/81); Ordinance No. 48 (3/12/90); Ordinance No. 56 (11/25/91); Ordinance No. 105 (12/16/2002); Ordinance No. 122 (8/15/2005); Ordinance No. 124 (7/17/2006); Ordinance No. 125 (9/18/2006)

RULE 64 - WATER DISTRIBUTION SYSTEM USER FEES

A. Each Water Distribution System which possesses 50 or more Connections and derives all or a part of its Potable water supply from the Carmel River watershed, or from Carmel Valley aquifers shall be subject to a Water Distribution System User fee as established by the Board from time to time through Ordinance or Resolution. The Owner or Operator of each Water Distribution System shall pay the fee specified herein.

B. Prior to setting the User fee and surcharge to be collected for each fiscal year, the District Board shall conduct a public hearing regarding District needs which provide a benefit and/or service to existing water Users for which the fee shall be collected. At the close of such hearing, the Board shall determine by resolution:

1. The amount of money needed to fund District activities which provide a benefit and/or service to existing water Users for which the fee shall be collected.

2. The User fee rate, as a percentage, to be collected on the Water Distribution System monthly bill pursuant to this Rule 64.

The public hearing which results in the adoption of the District's annual budget shall satisfy the requirements of this Rule.

C. Water Distribution System User fees established by the Board shall be collected from each applicable Water Distribution System. Each Water Distribution System shall pay its User fee to the District in monthly installments during the fiscal year. Water Distribution Systems are required by this Rule 64 to tender payment of User fees within thirty (30) days of the monthly Water Distribution System billing cycle. An alternate collection and remittance cycle may be established by agreement between the District and the Water Distribution System.

Rule added by Ordinance No. 10 (7/26/83); amended by Ordinance No. 12 (4/9/84); Ordinance No. 125 (9/18/2006); Ordinance No. 176 (1/25/2017)

RULE 101 - FORECAST OF WATER SUPPLY

A. GENERAL MANAGER'S WATER SUPPLY FORECAST

The General Manager shall annually by May l, compile a summary forecast which estimates the amount of water in reservoirs, aquifers, and other Sources of Supply available for use by each Water Distribution System with more than three thousand (3,000) Connections. The water supply forecast shall include equipment operational status including, but not limited to, all Wells and pumps, transmission mains, treatment plants, pumping stations, auxiliary reservoirs and tanks. The forecast report shall further evaluate the projected demands of the applicable Water Distribution Systems and determine the number of months that the water available for use will support the projected demands. The General Manager's forecast report shall set forth a draft Water Supply Management Strategy for use in the remaining and following Water Year by each such Water Distribution System. The Water Supply Management Strategy shall also support the requirements of District Rule 160.

B. WATER SUPPLY MANAGEMENT STRATEGIES

The Board shall quarterly hold a public hearing to determine District-wide water supply management strategies. The Board shall review the General Manager's water supply forecast report, information, and models which may be provided by the Owner or Operator of any affected Water Distribution System in the District.

The Board shall further determine if the water in resources projected to be available for use by each subject Water Distribution System is less than that needed to meet the near-term projected demands of that system. Where such a finding is made, the Board shall direct the General Manager to institute an active conservation program and institute active voluntary rationing for all Users within that system pursuant to Regulation XVI, The Monterey Peninsula Water Conservation and Rationing Plan, as set forth in these Rules and Regulations, as amended.

C. DRAFT OPERATIONAL WATER SUPPLY BUDGETS PREPARED BY WATER DISTRIBUTION SYSTEMS

Each Water Distribution System with more than three thousand (3,000) Connections shall, in the form and manner set by the General Manager, on or before June 1st, submit a draft Operational Water Supply Budget for the forthcoming water quarter to meet the demand projected in the General Manager's water supply forecast report and to comply with the water supply management strategies adopted by the Board. The draft Operational Water Supply Budget shall forecast the anticipated production by the Water Distribution System from each Hydrological Management Unit for each month of the forthcoming water quarter and shall specify target withdrawals for each Hydrological Management Unit, either as absolute amounts or as percentages to total production.

D. APPROVAL OF OPERATIONAL WATER SUPPLY BUDGETS

The Board shall quarterly hold a public hearing to review the draft Operational Water Supply Budget submitted by each Water Distribution System with more than three thousand (3,000) Connections and determine if that draft budget complies with District-wide water supply management strategies. Based upon the General Manager's water supply report, each draft Operational Water Supply Budget, information, and models which may be provided by the Owner or Operator of any affected Water Distribution System, and other evidence, the Board shall approve and/or modify an Operational Water Supply Budget for the following Water Year for each subject Water Distribution System in the District.

E. DAILY PRODUCTION REPORTS PREPARED BY WATER DISTRIBUTION SYSTEMS

On or before the Friday prior to the second Monday of each month, during the Water Year, each Water Distribution System with more than three thousand (3,000) Connections shall report its actual daily production from each Water-Gathering Facility during the preceding month, and if necessary, shall submit a revised draft operational budget for the remainder of the Water Year. Each subject Water Distribution System shall, in the form and manner requested, further provide operational information to the District upon written request of the General Manager. Each revision of an operational budget shall be submitted to the Board in accord with the process set forth in Subdivision D of this rule.

F. EMERGENCY REVISION OF OPERATIONAL WATER SUPPLY BUDGETS

Where a Water Distribution System with more than three thousand (3,000) Connections provides written notice to the General Manager that immediate revision of the Operational Water Supply Budget is required due to equipment or facilities failure, or when no other Source of Supply is able to meet consumptive demand, then the Water Distribution System may deviate from the Board approved Operational Water Supply Budget upon approval of the General Manager. This notice shall state the reasons for the deviation, the anticipated length of time for the deviation, and the actions to be taken by the Water Distribution System to alleviate the need for the deviation. The General Manager, upon receipt of the notice, shall determine whether to suspend the Operational Water Supply Budget, or to require compliance with the existing budget. Determinations of the General Manager may be appealed pursuant to the provisions of Rule 70 of these Rules and Regulations.

Rule added by Ordinance No. 7 (7/13/81); amended by Ordinance No. 19 (12/10/84); Ordinance No. 41 (3/13/89); Ordinance No. 125 (9/18/2006)

RULE 110 – GENERAL ENFORCEMENT

A. The General Manager is charged with enforcement of these Rules and Regulations and all other policies adopted by the District. To meet this charge, insofar as inspection of property may be necessary, and in any circumstance where consent to inspect has been sought but is refused or is otherwise unobtainable, the General Manager, or his designee, may obtain an inspection warrant in accord with the Code of Civil Procedure, Section 1822.50 et seq., and may conduct such inspections as are necessary to enforce these Rules and Regulations.

Rule added by Ordinance No. 7 (7/13/81)

B. Charges and Penalty Assessments

The General Manager may bill and collect all charges and penalties assessed pursuant to these Rules and Regulations, including but limited to:

- Well registration and reporting pursuant to Rules 52, 54, and 56;
- Exceedance of production targets pursuant to Rule 103; and
- Water Waste pursuant to Rule 162.

Further, failure to pay fees and charges under any District rule and/or identified in the Rule 60 Fees and Charges Table, may result in other penalties or enforcement as identified in Regulation XI.

Rule added by Ordinance No. 7 (7/13/81); Renumbered by Ordinance No. 133 (5/19/2008)

C. Cease & Desist Order/Compliance Order

1. If General Manager determines that water or property in the District is being used or maintained in a manner that creates or fosters the creation of a Public Nuisance and/or results in Water Waste, the General Manager shall issue a Cease & Desist Order and/or Administrative Compliance Order to the owner of the subject property, the occupant of the subject property and/or to any other Person(s) responsible for creating or fostering the creation of the Public Nuisance or creating or fostering water waste.

2. The Cease & Desist Order and/or Compliance Order shall:

   a. Describe the nature of the Public Nuisance, Water Waste or other activity that was created maintained or fostered by or on the subject

property; and

b. Specify a compliance date by which the Public Nuisance, Water Waste or other activity shall cease.

c. Specify a compliance date by which remedial activity shall be completed to ameliorate the effects of the Public Nuisance, Water Waste or other activity.

d. State the proposed financial penalty.

3. A Cease & Desist Order and/or Administrative Compliance Order shall be deemed to be prima facie evidence that the activities, behaviors, conditions or situations described in the order are creating or fostering the creation of a Public Nuisance and/or Water Waste unless and until a Hearing Officer or a court of competent jurisdiction determines otherwise.

Rule added by Ordinance No. 133 (5/19/2008)

D. Permit Rule Noncompliance

Creation, Establishment, Expansion, Extension or Amendment of a Water Distribution System without a written Permit from the District is a misdemeanor punishable as an infraction as provided by Section 256 of the Monterey Peninsula Water Management District Law, Statutes of 1981, Chapter 986. The District may seek criminal prosecution and/or civil enforcement of its rules pursuant to this Rule.

Rule added by Ordinance No. 118 (12/13/04); amended by Ordinance No. 125 (9/18/06); renumbered by Ordinance No. 133 (5/19/2008)

E. General Enforcement

Any Person, firm, or corporation, whether as principal, agent, employee, or otherwise, violating or causing or permitting the violation of any of the provisions of these Rules and Regulations; or, any contractor who installs or removes plumbing fixtures contrary to the provisions of these Rules and Regulations with the intent to defeat the purposes of these regulations, shall be guilty of a misdemeanor punishable as an infraction as provided by Section 256 of the Monterey Peninsula Water Management District Law, Statutes of 1981, Chapter 986. Violations carry a maximum penalty of $250 for each offense. Each separate day or portion thereof during which any violation occurs or

continues without a good-faith effort by the Responsible Party to correct the violation, shall be deemed to constitute a separate offense, and upon conviction thereof, shall be separately punishable.

Rule added by Ordinance No. 141 (11/16/2009)

F. Public Nuisance

1. Any building or structure set up, erected, constructed, altered, enlarged, converted, moved, maintained, sold, or the use of which is changed, contrary to the provisions of these Rules and Regulations, and/or any use of any land, building, or premises, established, conducted, operated, or maintained contrary to the provisions of these Rules and Regulations, shall be, and the same is hereby declared to be a violation of these Rules and Regulations and a Public Nuisance.

2. The District may summarily abate the Public Nuisance, and the Board of Directors or District Attorney may cause or maintain a civil suit or other action, to enjoin or abate the nuisance.

3. Each day any violation of this regulation continues shall be regarded as a new and separate offense. The remedies provided in this regulation shall be cumulative and not exclusive.

4. Should any Person, firm, or corporation violate the terms of this Regulation, and any action is authorized either by the Board of Directors, or District Attorney, or is in fact commenced, no other action shall be taken on any application filed by or on behalf of said Person, firm, or corporation until the action has been concluded or resolved.

Rule added by Ordinance No. 141 (11/16/2009); amended by Ordinance No. 145 (9/20/2010)

RULE 123 - RIVER MANAGEMENT ACTIVITIES

The following activities fall within the purview of the Carmel River Management Plan and may be undertaken by the District as discretionary acts to the extent that funds are reasonably available.

A. EROSION PROTECTION AND PREVENTION

1. Formulation of Standards

Develop technical standards and a structural master plan to guide all riverbank and channel modification projects. Guidelines may (a) set the optimum channel width and bank steepness to depth relationships, (b) address coordination requirements among nearby property owners, (c) evaluate the cost and effectiveness of alternative bank stabilization solutions, (d) establish preferred solutions, (e) define acceptable circumstances and processes for sediment management, (f) set general engineering requirements for material and design, (g) establish requirements for covering, replanting and maintaining works once completed. Standards shall be reviewed to reflect experience gained during implementation of the program, and (h) establish aesthetic requirements for erosion works.

2. Assessment

Review aerial photos as required to remain familiar with the changing environment of the river; regularly inspect the Riverbed. Review areas that may be subject to erosion during high flows.

3. Removal of Hazardous Trees

Identify trees that appear to be diseased or likely to fall into the river. Attempt to effect removal, modification, or replacement of such trees where removal or modification does not conflict with shade or wildlife requirements.

4. Snag Removal

Remove or modify snags and debris from the channel that increase the risk of bank erosion at high flows.

5. Technical Assistance

Provide technical assistance through staff as follows:

a. Permits

Coordinate issuance of River Work Permits with the requirements of the County of Monterey, the California Department of Fish and Wildlife, the U.S. Army Corps of Engineers, the Regional Water Quality Control Board, and any other agency that regulates activities in the Riverbed.

b. Design of Works

Provide design, engineering and construction supervision upon request to landowners proposing riverbank or channel protection projects.

c. Landowners

Assist landowners to carry out appropriate projects by providing information on standards.

d. Regulatory

Regularly monitor and review proposed legislation and regulations affecting the program or the interests of the Carmel River.

e. Funding

Participate in specific River Works projects as feasible and desired by the Board. Financial participation may be partial or full at the discretion of the Board. Monitor the availability of grants and/or other outside funding.

6. Project Sponsor

Administer grant funds, donations, and District projects with multiple other governmental agencies, non-profits, or property owner participation.

7. Construction

Construct riverbank and channel works.

8. Maintenance of Works

Operate and maintain District projects and works related to riverbank and Riverbed erosion along the Carmel River.

B. MAINTENANCE OF VEGETATION

1. Monitoring

Review aerial photos, conduct inspections of the Riparian Corridor and use other monitoring data to determine changes in the health of the riparian vegetation and stability of riverbanks. Maintain records showing changes in the Riparian Corridor.

2. Planting and Revegetation

Replant areas as needed and prioritize areas for planting. Costs of planting may be borne fully or partially by the District.

3. Technical Assistance

As District resources and priorities allow, provide technical assistance through staff as follows:

a. Permits

Assist individuals seeking permits to revegetate and change the vegetation type along the Riparian Corridor.

b. Design

Provide design, engineering, and construction support upon request to landowners proposing Irrigation Systems for watering riparian vegetation in the corridor.

4. Construction of Irrigation Systems

Design District Irrigation System standards and specifications and identify reaches where such irrigation is necessary for the health of the Riparian Corridor. Prioritize areas for irrigation. Irrigation development and construction costs may be borne fully or partially by the District at the discretion of the Board.

5. Operations and Maintenance

Monitor and maintain District Irrigation Systems. Operation should integrate monitoring of plant health.

6. Channel Clearing

Monitor reaches where vegetation or debris has become established in the Riverbed. If feasible, maintain an adequate clearance within the Riverbed to safely pass debris or reduce the risk of erosion due to blockages that could cause damage to streambanks and riparian habitat due to storm flows within the Riverbed.

C. INSPECTION

1. Erosion Protection Works

Inspect bank work and channel modification projects to obtain compliance with standards and permit conditions.

1. Vegetation Removal

Monitor activities along the river to prevent unauthorized vegetation removal, grading and works.

D. EDUCATION

1. Erosion Works and Prevention

Educate landowners and the general public regarding river management and erosion prevention. Initiate forums with landowners to provide information on the cost, effectiveness, and liabilities of bank modification.

2. Vegetation

Assist property owners to encourage planting of desirable species and to discourage removal of native vegetation. Provide information on desirable species, spacing and maintenance.

3. Grading

Develop and distribute information on grading.

4. Regulation

Develop and distribute standards and conditions to be met in River Work Permits and emergency River Work Permits pursuant to Rule 127. Distribute information as to those activities which may be undertaken without a River

Work Permit, and activities which are defined as "minor works" pursuant to Rule 127.

E. RESEARCH

Research stream geomorphology, erosion potential, fishery and vegetation to understand the system dynamics and to maintain appropriate standards.

F. EASEMENTS AND AGREEMENTS

Accept and acquire easements or agreements needed to provide right-of-way for Irrigation Systems and access to undertake works, and accept other property interests deeded to the District.

G. EMERGENCY

Provide emergency response to remove or modify snags and to minimize damage where the river is causing erosion or threatening to erode.

A. PERIODICALLY REVIEW AND UPDATE MAPS SHOWING THE LIMITS OF THE RIPARIAN CORRIDOR

Develop and periodically update a geo-referenced set of maps showing property lines, the 10-year flowline, and the limits of the Riparian Corridor.

B. OTHER RELATED ACTIVITIES

Manage the Riparian Corridor, examine sedimentation from non-riparian drainage areas and evaluate culvert design at tributary junctions in conjunction with the Monterey County Department of Public Works. Monitor existing trails for impact upon the Riparian Corridor. Develop and propose trail standards. Accept river management funds, grants, and deeds from public and private sources.

Rule added by Ordinance No. 10 (7/26/83); amended by Ordinance No. 22 (3/11/85); Ordinance No. 69 (6/21/93); Ordinance No. 111 (1/29/2004); Ordinance No. 125 (9/18/2006); Ordinance No. 177 (9/18/2017); Ordinance No. 181 (5/20/2019)

RULE 128 – LIMITATION OF DISTRICT RESPONSIBILITY FOR FLOODING AND EROSION

The District is not responsible for the detection, prevention, control, or mitigation of erosion, flooding, or flood damage within the Monterey Peninsula Water Management District.

Rule added by Ordinance No. 10 (7/26/83); amended by Ordinance No. 22 (3/11/85); Ordinance No. 14 (11/12/84)

RULE 161 - GENERAL PROVISIONS

A. All Water Users within the Monterey Peninsula Water Management District shall comply with the District's Water Waste Prohibitions of Rule 162 and with the requirements of MPWMD Regulation XIV, Water Conservation.

B. California American Water shall amend its Urban Water Management Plan and its Rule 14.1.1 (Standard Practice U-40-W), Water Shortage Contingency Plan - Monterey County District, to conform to this Regulation. A copy of Rule 14.1.1 shall be filed with the California Public Utilities Commission (CPUC) and the District within thirty (30) days of the effective date of this Regulation and any amendment thereto.

C. Water Distribution Systems regulated by the CPUC shall amend their Rule 14.1 (or 14.1.1) to conform to this Regulation. A copy of Rule 14.1 (or 14.1.1) shall be filed with the California Public Utilities Commission (CPUC) and the District within thirty (30) days of the effective date of this Regulation and any amendment thereto.

D. California American Water shall maintain Non-Revenue Water in its Water District Systems at or below seven (7) percent. Average losses of more than seven (7) percent during the most recent twelve-month period shall be considered Water Waste.

E. Each Water Distribution System Operator shall provide written notice of any adjustment to a Water Conservation or Rationing Stage to every customer via first class mail at least thirty (30) days before any change in Stage is imposed. At all times during Stages 2 through 4 each affected Water Distribution System shall send monthly conservation reminders.

F. During a Water Supply Emergency, or at the direction of the Board of Directors, each Owner or Operator or Extractor of a private water Well, Water Distribution System, or other Water-Gathering Facility shall comply with the provisions of this Regulation, as they relate to such Well, Water Distribution System, or other Water-Gathering Facility.

G. The owner and/or manager of rental property shall provide current and new tenants with information about the water conservation requirements, including the Water Waste and Non-Essential Water Use regulations of the District. This information shall be readily accessible on a tenant portal website with annual notification of its presence, or when notice is not provided electronically, the owner and/or manager shall annually provide written information to existing tenants and to new tenants as they move in.

Rule added by Ordinance No. 92 (1/29/99); amended by Ordinance No. 134 (8/18/2008); Ordinance No. 137 (12/8/2008); Ordinance No. 142 (1/28/2010); deleted by Ordinance No. 169 (2/17/2016); Rule added by Ordinance No. 169 (2/17/2016); Ordinance No. 182 (5/20/2019).

ITEM: DISCUSSION ITEM

15. DISCUSS PROPOSED RESPONSE TO CITY OF CARMEL LETTER

Meeting Date:	**August 17, 2026**	**Budgeted:**	**N/A**
From:	**David Stoldt** **General Manager**	**Program/** **Line Item No.:**	**N/A**
Prepared By:	**David Stoldt**	**Cost Estimate:**	**N/A**

General Counsel Review: N/A.
Committee Recommendation: This was reviewed by the Water Demand Committee on August 6, 2026. The Committee recommended requesting additional comments from the Technical Advisory Committee and review by the full Board.
CEQA Compliance: This does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.

SUMMARY: On July 13, 2026, the District received a letter (**Exhibit 15-A**) from the Mayor of Carmel-by-the-Sea, co-signed by its Acting City Administrator, requesting clarification by the District on its policy for future allocation of water.

The General Manager has proposed a response (**Exhibit 15-B**.)

The Water Demand Committee was requested to review the proposed response at its August 6, 2026, meeting and to provide general guidance on whether the letter is a sufficient response, or whether a more formal policy should be developed and adopted by the District. The Committee recommended requesting additional comments from the Technical Advisory Committee and review by the full Board.

EXHIBITS
15-A Letter from the City of Carmel
15-B Proposed Response

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Board of Directors
Monterey Peninsula Water Management District
5 Harris Court, Building G
Monterey, CA 93940

Subject: Request for Formal Written Policy Guidance on Future Water Allocations

Dear Chair and Members of the Board,

On behalf of the Carmel-by-the-Sea City Council, we are writing to request formal, written policy guidance from the Monterey Peninsula Water Management District (MPWMD) Board of Directors regarding the future allocation of water made available under District Ordinance No. 197.

The City is grateful for the District's work to make additional water available to local jurisdictions. The allocation provided to Carmel-by-the-Sea has already supported meaningful residential and commercial reinvestment that would not otherwise have been possible.

As we administer these water resources and plan for the future, a fundamental tension between expectations has emerged, requiring written policy guidance from the MPWMD Board. California expects Carmel-by-the-Sea to plan for 349 housing units under its Regional Housing Needs Allocation (RHNA). The City must also reserve water capacity for future municipal facilities and essential public services. At the same time, we understand from informal staff guidance that MPWMD expects jurisdictions to substantially utilize existing allocations before seeking additional allocations. These two expectations are difficult to balance without clearer direction from the Board. The long-term planning consequences of getting that balance wrong -- for housing compliance, for public facilities, and for our community -- are significant.

Our Council therefore respectfully requests the following policy guidance, in writing:

1. The District's expectations for when a jurisdiction should seek additional water allocations relative to their remaining balances;
2. The criteria that will be used to evaluate such requests;
3. The process and anticipated timeline for District consideration;
4. How RHNA obligations and public facility needs will be weighted in future allocation decisions; and
5. Whether the District intends to develop a formal policy framework applicable to all jurisdictions regarding future allocation requests.

We are not requesting additional water at this time. Rather, we are requesting the written policy guidance necessary to make responsible, informed decisions on behalf of our community and in compliance with state law. We believe this guidance would benefit every jurisdiction on the Monterey Peninsula facing the same challenge.

The City of Carmel-by-the-Sea appreciates the District's partnership and looks forward to continued collaboration. We would welcome the opportunity to meet with the Board and District staff to further discuss these matters and work toward obtaining formal written guidance.

Sincerely,

Dale Byrne
Mayor
City of Carmel-by-the-Sea

Brandon Swanson
Acting City Administrator
City of Carmel-by-the-Sea

cc: Carmel-by-the-Sea City Council
Monterey Peninsula Water Management District General Manager

EXHIBIT 15-B

August 18, 2026

Hon. Dale Byrne, Mayor
City of Carmel-by-the-Sea
P.O. Box CC
Carmel-by-the-Sea, CA 93921

RE: Policy Guidance on Future Water Allocations

Dear Mayor:

Thank you for your letter of July 13, 2026, requesting guidance from the Monterey Peninsula Water Management District ("District") regarding future water allocations.

Your letter raises five very thoughtful and important questions, each of which I will address below. Before doing so, however, it is helpful to revisit the assumptions and methodology the District used in establishing the initial allocations to each jurisdiction in March 2025.

2025 Water Allocation Process

Water usage on the Monterey Peninsula is approximately two-thirds residential and one-third non-residential. The District maintains historical water-use data by jurisdiction and established a baseline for each jurisdiction using a recent 5-year average that included a representative mix of dry, normal and wet water years.

The District then projected each jurisdiction's water demand over a 25-year planning horizon using the Association of Monterey Bay Area Governments ("AMBAG") 2022 Regional Growth Forecast ("RGF"), together with updates available through 2024. Residential demand projections were based on AMBAG's population growth forecasts, non-residential water demand projections were based on employment growth forecasts.

Since the District completed its allocation process, AMBAG has adopted its 2026 Regional Growth Forecast, which reflects slightly lower projected growth rates than those used in the District's original analysis.

Using these projected 25-year water needs, the District allocated approximately one-third of each jurisdiction's anticipated demand while retaining approximately 2,100 acre-feet in reserve for future allocations.

The District is Not a Land Use Agency

The District has encouraged the jurisdictions to release water for projects on a first-come, first-

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served basis through the Water Release Form process. Some jurisdictions, however, have developed water allocation policies that split their allocation into categories – or "buckets" – and have prioritized certain project types over others.

These categories are local policy decisions. The District does not recognize such distinctions and does not intend to assist a jurisdiction refill a bucket, when sufficient water exists in other buckets. Doing so would require the District to engage in land use planning, which is outside its statutory mission and authority.

When Should a Jurisdiction Seek Additional Allocation?

Although the District has not adopted a formal policy establishing a specific threshold, the following expectations provide general guidance:

- When one or more jurisdictions have released approximately 80 percent of their allocated water through Water Release Forms, the District is prepared to begin discussions regarding future needs, particularly if pending development inquiries exceed the remaining available allocation.

- If significant amounts of released water have not resulted in the timely issuance of Water Permits or Building Permits, those discussions will necessarily include a review of the jurisdiction's progress in utilizing previously released water.

- The District does not intend to consider additional allocations solely at the request of an individual jurisdiction. Instead, it will evaluate all jurisdiction's progress, remaining allocations, and demonstrated need before considering another round of allocations.

What Criteria Will be Used to Evaluate Such Requests?

The District intends to evaluate future allocation requests using the considerations described above, including each jurisdiction's demonstrated progress in utilizing existing allocations, projected future water demand, and the relative needs of all jurisdictions.

What is the Process and Timeline for Consideration?

District Ordinance No. 197 amended Rule 33-F-2 to read:

"The Board of Directors shall examine the Allocations at least every four years following the AMBAG Regional Growth Forecast. Allocations may be reviewed more frequently at the discretion of the Board."

Any revised allocation would also require amendment of Rule 33-A., Table 5, through adoption of a new District ordinance. Accordingly, if the District determines that additional allocations are warranted after reviewing jurisdictional needs, the ordinance would require both first and second readings before adoption.

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Assuming requests are received, jurisdictional needs are evaluated, and a new allocation proposal is recommended, the overall process would likely require a minimum of four months.

How are RHNA Obligations and "Public Facility Needs" Weighed?

State Senate Bill 375 synchronized AMBAG's four-year Regional Growth Forecast and Metropolitan Transportation Plan/Sustainable Communities Strategy ("MTP/SCS") with the State's eight-year Regional Housing Needs Allocation ("RHNA") cycle. In 2022, all three planning documents were adopted concurrently and will again align in 2030. Although AMBAG's 2022 MTP/SCS states that "The 2045 MTP/SCS includes an updated RHNA. The 6th Cycle Regional Housing Needs Determination (RHND) from HCD to AMBAG is 33,274 units,"[1] the District found significant inconsistencies between AMBAG's population forecasts and housing allocations assigned to individual jurisdictions.

For example, AMBAG projected Carmel-by-the-Sea's population to increase by only 35 residents by 2045 while simultaneously assigning the City 349 housing units under the Sixth Cycle RHNA. Because water demand is driven by occupancy rather than housing units alone, those projections are difficult to reconcile

To account for this disparity, the District independently estimated the water demand associated with full buildout of the RHNA allocation by assuming a reasonable mix of housing types, occupancy, plumbing fixtures, and water-use characteristics. For Carmel, that analysis produced an estimated demand of approximately 40 acre-feet if all 349 units were constructed and occupied:

	Very Low Income	Low Income	Moderate		Above Moderate		Total Allocation
	100% Multifamily	100% Multifamily	50% Multifamily	50% Singlefamily	33% Multifamily	67% Singlefamily	Total Allocation
Carmel							
# Units	113	74	22	22	39	79	349
Served by Others	0	0	0	0	0	0	0
Net # Units	113	74	22	22	39	79	349
Water per Unit (AF)	0.0895	0.0895	0.0895	0.1800	0.0895	0.1800	
Water Required (AF)	10.11	6.62	1.97	3.96	3.49	14.22	40.38

By comparison, AMBAG's projected population increase alone would have generated demand for only about 4 acre-feet. As a reasonable compromise between these conflicting forecasts, the District allocated 22 acre-feet for future residential demand. Combined with 21 acre-feet projected for non-residential growth, Carmel's total projected 25-year need was calculated at 43 acre-feet. Applying the District's one-third allocation methodology resulted in an allocation of 14 acre-feet.

[1] The 2022 MTP/SCS, "Moving Forward Monterey Bay 2045", AMBAG, p. 4-38.

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The District hopes that AMBAG will better reconcile these inconsistencies in the 2030 Regional Growth Forecast and Seventh Cycle RHNA. In the meantime, the District has taken reasonable steps to account for the disparity.

With respect to public facility needs, the District assumes that anticipated public infrastructure growth is already reflected within each jurisdiction's non-residential water demand. Furthermore, renovations receive water-use credit for demolished square footage, with only the net increase in floor area requiring additional allocation.

Because these projects generally fall within the District's Group I non-residential use category, they typically require relatively small amounts of new water. The District remains willing to evaluate individual public facility projects on a case-by-case basis.

Does the District Intend to Develop a Formal Policy for Future Allocations?

No.

The District believes that retaining flexibility is preferable to adopting a rigid allocation policy. Future allocation decisions should continue to be based on demonstrated need, actual utilization of existing allocations, regional growth conditions, and the availability of water at the time requests are considered.

I hope this correspondence provides the City of Carmel-by-the-Sea with sufficient guidance regarding the District's approach to future water allocations.

The District's immediate priorities remain twofold: first, to successfully modify the State's Cease and Desist Order this autumn to allow new water meters to be set; and second, to encourage all jurisdictions to advance projects from approval to construction. As those projects move forward, the District will gain a clearer understanding of each jurisdiction's demonstrated housing and employment needs, as well as its utilization of existing water allocations. That information will help inform any future allocation decisions made by the District.

Sincerely,

David J. Stoldt
General Manager

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ITEM: DISCUSSION ITEM

16. UPDATE ON STRATEGIC GOALS AND OBJECTIVES

Meeting Date:	**August 17, 2026**	**Budgeted:**
From:	**Mike McCullough** **Assistant General Manager**	**Program/** **Line Item No.:**
Prepared By:	**Mike McCullough**	**Cost Estimate:**

General Counsel Approval: N/A
Committee Recommendation: N/A
CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.

SUMMARY: At its March 16, 2026, meeting the Board adopted strategic planning goals and objectives for the current year. The Goals were broken down into Highest Priority, Mid-Level and Ongoing.

Since 2021 the strategic planning process was revised to be an annual process as follows:

Jan/Feb	Establish strategic goals with updated objectives.
July/Aug	Mid-year update to the Board and public
Nov/Dec	Year-end review and General Manager performance appraisal

This year, the Board held a strategic planning workshop on March 6th. Goals were established ahead of the budget cycle in order to ensure any new initiatives that require funding could be included in the budget draft in May and final in June.

RECOMMENDATION: The General Manager recommends that the Board of Directors receive the summary attached as **Exhibit 16-A**.

EXHIBIT
16-A Summary of Status of 2026 District Strategic Goals

EXHIBIT 16-A

Summary of Status of 2026 District Strategic Goals

Goal Area	Status
Highest Priority Goals	
Goal #1: Seek Modification of Cease and Desist Order	
Objectives:	
• Engage State Water Board on modifying the Cease and Desist Order (CDO) & moratorium on new meters, regulatory triggers, and reporting.	• In Progress
• Exert legal rights to a timely hearing, if necessary.	• In Progress
• Keep local jurisdictions and public aware of progress.	• In Progress
• Develop strategy to ensure Advice Letter gets filed at CPUC if successful at State Water Board.	• Possible Future Action
Goal #2: Implement Public Ownership of Monterey Water System as Directed by the Voters	
Objectives:	
• Pursue "bench trial" on the public "right to take," including discovery and due diligence.	• Trial – Oct. 19th
• Resolve latent powers (LAFCO) issue.	• Trial – Oct. 19th
• Plan for financing, rates, staffing, and operations.	• Possible Future Action
• Provide timely information to the public.	• Website updated; More to come
Goal #3: Collaborate on Protecting Assets in the Seaside Groundwater Basin	
Objectives:	
• Collaborate with Seaside Basin Watermaster, and other stakeholders.	• In Progress
• Evaluate requirements for additional storage of water – sources, cost, infrastructure, amounts, timing.	• Partially Completed
• Communicate District activities, studies, and/or results to public.	• Ongoing

Mid-Level Goals	
Goal #4: Implement State Policies Related to "Conservation as a California Way of Life"	
Objectives:	
• Maintain focus on long-term supply and demand forecasting to inform future needs.	• In Progress
• Implement/monitor new regulatory requirements (Urban Water Management Plan, Water Use Efficiency Standards, Non-Functional Turf policy, annual Supply and Demand Assessment, etc.)	• √ Accomplished & Ongoing
• Provide timely information to the public on programs.	• Future Action
Goal #5: Optimize ASR (Aquifer Storage & Recovery)	
Objectives:	
• Examine alternatives for increasing ASR injection capacity.	• Working with Cal Am
• Implement preferred alternative.	• Ongoing dialogue with stakeholders
Goal #6: Update & Prioritize District Rules & Regulations	
Objectives:	
• Conform District rules to new State regulatory requirements.	• In Progress
• Identify and revise outdated rules & regulations.	• Partially completed
• Simplify where possible.	• √ Accomplished & Ongoing
Goal #7: Advance Los Padres Dam Alternatives	
Objectives:	
• Engage with Cal-Am, consultant AECOM, and fisheries regulators on (i) flood study, and (ii) cultural resources study.	• No action at this time
• Continue working with County Water Resources Agency on flood safety study.	• √ Accomplished
• Ensure public outreach on any proposed alternative with respect to cost, timing, and outcomes.	• No action at this time
• Develop strategy and timing for possible change petition to water rights.	• Paused

On Going Goals	
Goal #8: Protect, Enhance, and Maintain District's Financial Health	
Objectives:	
• Complete refund of Water Supply Charge to District constituents.	• √ Accomplished
• Consider cost of service analysis of District capacity fees and permit fees.	• Future Action
• Ensure fiscal stability in face of litigation activities, Pure Water Monterey reserve accumulation, refunds, & other.	• √ Accomplished
• Regularly report on exposure, risk policy, grants.	• Ongoing
• Maintain GFOA award and CSDA transparency certificate of compliance.	• √ Accomplished
• Continue to develop strategy for PERS and OPEB liabilities in budget planning.	• √ Accomplished & Ongoing
Goal #9: Provide Ratepayer Advocacy	
Objectives:	
• Provide testimony in General Rate Case.	• √ Accomplished
• Communicate rate-related issues through public outreach.	• Ongoing
• Monitor costs and conditions of approval of desalination project.	• Ongoing
• Monitor proposed legislation as may affect constituents.	• Ongoing

ITEM: INFORMATIONAL ITEM/STAFF REPORT

19. REPORT ON ACTIVITY/PROGRESS ON CONTRACTS OVER $25,000

Meeting Date:	**August 17, 2026**	**Budgeted:**	**N/A**
From:	**David J. Stoldt, General Manager**	**Program/ Line Item No.:**	**N/A**
Prepared By:	**Nishil Bali**	**Cost Estimate:**	**N/A**

General Counsel Review: N/A
Committee Recommendation: N/A
CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.

SUMMARY: Attached for review as **Exhibit 19-A** is a monthly status report on contracts over $25,000 for the period June 2026. Contracts associated with District grants are provided in a separate section for reference. This status report is provided for information only, no action is required.

EXHIBIT
19-A Status on District Open Contracts (over $25k)

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EXHIBIT 19-A

Monterey Peninsula Water Management District
Status on District Open Contracts and Grants
For The Period June 2026

	Contract	Description	Date Authorized	Contract Amount	Prior Period Expended To Date	Current Period Spending*	Total Expended To Date	Current Period Acitivity	P.O. Number
1	Shute, Mihaly & Weinberger LLP	LAFCO Litigation	3/17/2025	$ 355,000.00	$ 351,648.66	$ -	$ 351,648.66		PO03882
2	Albert A. Webb Associates	Consultant for Public's Acquisition of Monterey Water System (Cal-Am)	11/18/2024	$ 1,200,000.00	$ 117,465.00	$ -	$ 117,465.00		PO03880
3	Close and Associates	Utility consultant for Public's Acquisition of Monterey Water System	11/18/2024	$ 965,000.00	$ 131,346.33	$ -	$ 131,346.33		PO03876
4	TM Process & Controls	ASR Well Turbidity Control	8/19/2024	$ 57,749.00	$ 54,390.49	$ -	$ 54,390.49		PO03852
5	TJC and Associates	Perform a review of our electrical system, capacity, and provide overall support for the ASR project	6/27/2024	$ 45,000.00	$ 8,682.00	$ -	$ 8,682.00		PO03829
8	Montgomery & Associates	Groundwater Modeling Montgomery Contract	6/27/2024	$ 55,000.00	$ -	$ -	$ -		PO03750
9	Colantuono, Highsmith, & Whatley, PC	MTA Legal services for appeal to Water Supply Charge	9/15/2021	$ 100,000.00	$ 97,222.22	$ -	$ 97,222.22		PO03715
10	Rutan & Tucker, LLP	Measure J/Rule 19.8 Eminent Domain Phase IV	2/24/2023	$ 450,000.00	$ 376,089.06	$ 50,639.60	$ 426,728.66	Current period billing	PO03639
11	Raftelis Financial Consultants	Measure J/Rule 19.8 Appraisal/Rate Study Phase 4	8/21/2023	$ 200,000.00	$ 36,190.00	$ -	$ 36,190.00		PO03491
12	Schaaf & Wheeler	Drawing Support Services	4/23/2023	$ 30,000.00	$ 29,425.00	$ -	$ 29,425.00		PO03474
13	Maggiora Bros. Drilling, Inc	ASR Support from Maggiora Bros for Well Work	6/20/2023	$ 50,000.00	$ -	$ -	$ -		PO03407
14	Pueblo Water Resources, Inc.	ASR Operations Support	6/20/2023	$ 25,000.00	$ 1,997.50	$ -	$ 1,997.50		PO03406
15	Montgomery & Associates	Tularcitos ASR Feasibility Study	3/20/2023	$ 119,200.00	$ 112,296.00	$ 123.50	$ 112,419.50	Current period billing	PO03368
16	Kevin Robert Knapp/ Tierra Plan LLC	Surface Water Data Portal	11/14/2022	$ 27,730.00	$ 27,400.81	$ -	$ 27,400.81		PO03302
17	Montgomery & Associates	Annual Groundwater Modeling Support	6/20/2022	$ 50,000.00	$ 37,929.00	$ -	$ 37,929.00		PO03193
19	Pueblo Water Resources, Inc.	Seaside Groundwater Basin Geochemical Study	1/24/2018	$ 68,679.00	$ 57,168.85	$ -	$ 57,168.85		PO01628
20	Pueblo Water Resources, Inc.	SSAP Water Quality Study	8/21/2017	$ 94,437.70	$ 47,282.61	$ -	$ 47,282.61		PO01510
21	CSC	Recording Fees	7/1/2025	$ 60,000.00	$ 40,000.00	$ -	$ 40,000.00		PO03957
22	The Ferguson Group LLC	Contract for Legislative Services for FY 2025-2026	7/1/2025	$ 75,600.00	$ 69,300.00	$ 6,300.00	$ 75,600.00	Current period billing	PO03979
23	John K. Cohan dba Telemetrix	Consultant Services for Sleepy Hollow Facility 25-26	7/1/2025	$ 35,408.00	$ 11,364.12	$ -	$ 11,364.12		PO03974
24	WellmanAD	Public Outreach Consultant 2025-2026	7/1/2025	$ 94,500.00	$ 87,250.00	$ 2,450.00	$ 89,700.00	Current period billing	PO03965
25	Lynx Technologies, Inc	GIS Consultant Contract for 2025-2026	7/1/2025	$ 35,000.00	$ 33,825.00	$ -	$ 33,825.00		PO03938
26	JEA & Associates	Legislative and Administrative Services 25-26	7/1/2025	$ 54,000.00	$ 49,500.00	$ 4,500.00	$ 54,000.00	Current period billing	PO03980
27	Kennedy/Jenks Consultants, Inc.	Urban Water Management Plan Services	7/1/2025	$ 134,860.00	$ 72,410.27	$ -	$ 72,410.27		PO04025
28	Deveera Inc	IT Managed Services & Subscriptions	7/2/2025	$ 95,500.00	$ 87,354.25	$ 7,806.86	$ 95,161.11	Current period billing	PO03982
29	RWG Law	California Coastal Commission and Cal-Am Case	3/16/2026	$ 40,000.00	$ 30,853.44	$ -	$ 30,853.44		PO04117
30	IGM Holdings	Budget Suite software	12/2/2025	$ 52,704.00	$ -	$ 23,000.00	$ 23,000.00	Current period billing	PO04067

Monterey Peninsula Water Management District
Status on District Open Contracts and Grants
For The Period June 2026

	Contract	Description	Date Authorized	Contract Amount	Prior Period Expended To Date	Current Period Spending*	Total Expended To Date	Current Period Acitivity	P.O. Number
Contracts related to District Grants									
1	Monterey One Water	PWM ExpansionUrban Community Drought Grant	9/22/2022	$ 11,935,206.00	$ 10,741,685.28	$ -	$ 10,741,685.28		PO03726
2	DUDEK	Grant administration services for the Proposition 1 IRWM Implementation	12/14/2020	$ 114,960.00	$ 75,025.00	$ -	$ 75,025.00		PO02847
3	DUDEK	IRWM IR2 Grant Administration	10/1/2022	$ 90,510.00	$ 20,872.50	$ 371.25	$ 21,243.75	Current period billing	PO03718
4	City of Sand City	IRWM Round 1 Grant Reimbursement	3/28/2022	$ 1,084,322.50	$ 83,428.75	$ -	$ 83,428.75		PO03093
5	County of Monterey	IRWM Grant Round 2 Reimbursement	5/19/2023	$ 898,451.00	$ -	$ -	$ -		PO03879
6	City of Monterey	IRWM Grant Round 2 Reimbursement	5/19/2023	$ 500,000.00	$ 85,767.60	$ -	$ 85,767.60		PO03878

ITEM: INFORMATIONAL ITEM/STAFF REPORT

20. STATUS REPORT ON EXPENDITURES – PUBLIC'S OWNERSHIP OF MONTEREY WATER SYSTEM

Meeting Date:	**August 17, 2026**	**Budgeted:**	**N/A**
From:	**David J. Stoldt, General Manager**	**Program/ Line Item No.:**	**N/A**
Prepared By:	**Nishil Bali**	**Cost Estimate:**	**N/A**

General Counsel Review: N/A
Committee Recommendation: N/A
CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.

SUMMARY: Attached for review as **Exhibit 20-A** is a monthly status report on spending – Public's Ownership of Monterey Water System for the period June 2026. This status report is provided for information only; no action is required.

EXHIBIT
20-A Status Report on Spending – Public's Ownership of Monterey Water System

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EXHIBIT 20-A

Monterey Peninsula Water Management District
Status on Public's Ownership of Monterey Water System - Phase IV
Eminent Domain Proceedings through Bench Trial
Through June 2026

	Contract	Date Authorized	Authorized Amount	Prior Period Spending	Current Period Spending	Total Expended To Date	Spending Remaining	Project No.
1	Eminent Domain Legal Counsel (Rutan)	12/16/2024	$ 450,000.00	$ 376,089.06	$ 50,639.60	$ 426,728.66	$ 23,271.34	PA00009-01
2	Eminent Domain Legal Counsel (SMW)*	3/17/2025	$ 355,000.00	$ 351,280.63		$ 351,280.63	$ 3,719.37	PA00009-02
3	Financial Services (Raftelis)	8/21/2023	$ 200,000.00	$ 36,190.00		$ 36,190.00	$ 163,810.00	PA00009-03
5	Utility Consultant (Close & Associates)	12/16/2024	$ 965,000.00	$ 131,346.33		$ 131,346.33	$ 833,653.67	PA00009-07
6	Consulting Civil Engineer (Webb Associates)	11/18/2024	$ 1,200,000.00	$ 117,465.00		$ 117,465.00	$ 1,082,535.00	PA00009-07
	Total		**$ 3,170,000.00**	**$ 1,012,371.02**	**$ 50,639.60**	**$ 1,063,010.62**	**$ 2,106,989.38**	

	District Legal Counsel		$ 120,000.00	$ 129,394.51		$ 129,394.51	$ (9,394.51)	PA00009-05

Status on Public's Ownership of Monterey Water System - Phase III
Appraisal through Resolution of Necessity
Through October 2023

	Contract	Date Authorized	Authorized Amount	Prior Period Spending	Current Period Spending	Total Expended To Date	Spending Remaining	Project No.
1	Eminent Domain Legal Counsel	12/16/2019	$ 200,000.00	$ 98,283.28		$ 98,283.28	$ 101,716.72	PA00007-01
2	Appraisal Services	4/17/2023	$ 220,000.00	$ 220,000.75		$ 220,000.75	$ (0.75)	PA00007-03
3	District Legal Counsel	12/16/2019	$ 100,000.00	$ 63,065.50		$ 63,065.50	$ 36,934.50	PA00007-05
4	Real Estate Appraiser	8/15/2022	$ 80,000.00	$ 53,309.64		$ 53,309.64	$ 26,690.36	PA00007-06
6	Water Rights Appraisal	8/15/2022	$ 75,000.00	$ 45,490.46		$ 45,490.46	$ 29,509.54	PA00007-10
7	Contingency/Miscellaneous	12/16/2019	$ -	$ -		$ -	$ -	PA00007-20
	Total		**$ 675,000.00**	**$ 480,149.63**	**$ -**	**$ 480,149.63**	**$ 194,850.37**	

Status on Public's Ownership of Monterey Water System - Phase II

EIR & LAFCO Application

Through September 2022

	Contract	Date Authorized	Authorized Amount	Prior Period Spending	Current Period Spending	Total Expended To Date	Spending Remaining	Project No.
1	Eminent Domain Legal Counsel	9/20/2021	$ 345,000.00	$ 168,265.94		$ 168,265.94	$ 176,734.06	PA00005-01
2	CEQA Work	12/16/2019	$ 134,928.00	$ 134,779.54		$ 134,779.54	$ 148.46	PA00005-02
3	Appraisal Services	9/20/2021	$ 430,000.00	$ 188,683.75		$ 188,683.75	$ 241,316.25	PA00005-03
4	Operations Plan	12/16/2019	$ 145,000.00	$ 94,860.00		$ 94,860.00	$ 50,140.00	PA00005-04
5	District Legal Counsel	12/16/2019	$ 40,000.00	$ 162,254.16		$ 162,254.16	$ (122,254.16)	PA00005-05
6	MAI Appraiser	6/15/2020	$ 170,000.00	$ 76,032.00		$ 76,032.00	$ 93,968.00	PA00005-06
7	Jacobs Engineering	12/16/2019	$ 87,000.00	$ 86,977.36		$ 86,977.36	$ 22.64	PA00005-07
8	LAFCO Process	11/15/2021	$ 240,000.00	$ 217,784.62		$ 217,784.62	$ 22,215.38	PA00005-08
9	PSOMAS	9/20/2021	$ 28,000.00	$ 25,900.00		$ 25,900.00	$ 2,100.00	PA00005-09
10	Contingency/Miscellaneous/Uncommitted	12/16/2019	$ 289,072.00	$ 38,707.08		$ 38,707.08	$ 250,364.92	PA00005-20
	Total		**$ 1,909,000.00**	**$ 1,194,244.45**	**$ -**	**$ 1,194,244.45**	**$ 714,755.55**	
1	Measure J CEQA Litigation Legal Services*	12/23/2020	$ 200,000.00	$ 140,303.06		$ 140,303.06	$ 59,696.94	PA00005-15
1	Measure J LAFCO Litigation Legal Services*	1/1/2022	$ 400,000.00	$ 398,750.20		$ 398,750.20	$ 1,249.80	PA00005-16

Status on Public's Ownership of Monterey Water System - Phase I

Financial Feasibility

Through November 2019

	Contract	Date Authorized	Authorized Amount	Prior Period Spending	Current Period Spending	Total Expended To Date	Spending Remaining	Project No.
1	Eminent Domain Legal Counsel	12/17/2018	$ 100,000.00	$ 160,998.16		$ 160,998.16	$ (60,998.16)	PA00002-01
2	Investment Banking Services	2/21/2019	$ 30,000.00	$ 27,000.00		$ 27,000.00	$ 3,000.00	PA00002-02
3	Valuation & Cost of Service Study Consultant	2/21/2019	$ 355,000.00	$ 286,965.17		$ 286,965.17	$ 68,034.83	PA00002-03
4	Investor Owned Utility Consultant	2/21/2019	$ 100,000.00	$ 84,221.69		$ 84,221.69	$ 15,778.31	PA00002-04
5	District Legal Counsel		$ 35,000.00	$ 41,897.59		$ 41,897.59	$ (6,897.59)	PA00002-05
6	Contingency/Miscellaneous		$ 30,000.00	$ 45,495.95		$ 45,495.95	$ (15,495.95)	PA00002-10
	Total		**$ 650,000.00**	**$ 646,578.56**	**$ -**	**$ 646,578.56**	**$ 3,421.44**	

* Amount amended to match totals for PO03882 with Shute Mihaly & Weinberger for LAFCO Litigation as stated in the Contracts Report

ITEM: INFORMATIONAL ITEM/STAFF REPORT

21. LETTERS RECEIVED AND SENT

Meeting Date:	**August 17, 2026**	**Budgeted:**	**N/A**
From:	**David J. Stoldt, General Manager**	**Program/ Line Item No.:**	**N/A**
Prepared By:	**Sara Reyes**	**Cost Estimate:**	**N/A**

General Counsel Review: N/A

Committee Recommendation: N/A

CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.

The letters listed below were sent to and/or received by the Board Chair and/or General Manager from July 17 through August 12, 2026. These letters are included in the Board meeting packet to provide transparency for the Board and the public.

Copies are available for review at the District office; reproduction fees may apply.

Digital versions are also available on the District's website at www.mpwmd.net.

Author	Addressee	Date	Topic
Robert J. Swan	Dave Stoldt	7/24/26	President's Special Acknowledgement Award – Property/Liability Program

ITEM: INFORMATIONAL ITEM/STAFF REPORT

22. COMMITTEE REPORTS

Meeting Date:	**August 17, 2026**	**Budgeted:**	**N/A**
From:	**David J. Stoldt, General Manager**	**Program/ Line Item No.:**	**N/A**
Prepared By:	**Sara Reyes**	**Cost Estimate:**	**N/A**

General Counsel Review: N/A
Committee Recommendation: N/A
CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.

The final minutes of the committee meetings listed below are submitted for review.

EXHIBITS
22-A MPWMD Water Demand Committee Meeting of June 4, 2026
22-B MPWMD Finance and Administration Committee Meeting of June 8, 2026

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MONTEREY PENINSULA WATER MANAGEMENT DISTRICT

EXHIBIT 22-A

Final Minutes
Water Demand Committee Meeting
Thursday, June 4, 2026, at 1:30 p.m.
Meeting Location: Zoom

Call to Order / Roll Call
Chair Edwards called the meeting to order at 1:30 p.m.

Committee Members Present
Alvin Edwards
Ian Oglesby
Marianne Gawain

Committee Members Absent
None

District Staff Members Present
Dave Stoldt, General Manager
Mike McCullough, Assistant General Manager
Mollie Wooden, Water Demand Manager
Stephanie Locke
Sara Reyes, Board Clerk

District Counsel Present
Michael Laredo, De Lay & Laredo
Fran Farina, De Lay & Laredo

Additions and Corrections to the Agenda
None

Comments from the Public
Chair Edwards opened the Public Comment period; however, no comments were received.

Action Items
Chair Edwards introduced the item.

1. **Consider Adoption of Committee Meeting Minutes from April 2, 2026**
   On a motion by Gawain, seconded by Oglesby, the minutes of the April 2, 2026, committee meeting were approved by a voice vote of 3 Ayes (Oglesby, Gawain, and Edwards) and 0 Noes.

2. **Discuss Policy Questions Related to Upcoming Amendments to Rules and Regulations**
   Stephanie Locke presented the item and reported that the Committee was asked to provide policy direction on potential updates to water permit and efficiency requirements. Topics included expanding deed restrictions to all water permits, requiring high-efficiency appliances, such as dishwashers, clothes washers, and toilets, and considering rebates or credits. The presentation is available on the District's website.

   Chair Edwards opened the public comment period, during which the following comment was received:

   1) Andrew Myrick representing the City of Seaside, expressed support for the Committee's approach but cautioned that requiring new appliances could disproportionately burden households that do not currently have dishwashers or clothes washers, raising equity concerns.

He encouraged the Committee to consider this issue as discussions proceed to the Technical Advisory Committee.

Discussion Items
Chair Edwards introduced this item.

3. Personnel Update
Mollie Wooden introduced herself to the Committee as the new Water Demand Manager. She shared recent staffing changes and noted that efforts are underway to hire an inspector to maintain service and compliance.

Chair Edwards opened the public comment; however, no comments were received.

4. Summary of Jurisdictional Water Allocation Policies
General Manager Dave Stoldt presented this item and referenced his report in the meeting packet. He highlighted recent jurisdictional policies and positions, noting the County's proposed policy remains under consideration and is prescriptive in defining development limits (e.g., size, bathrooms, and fixture counts). He also noted that the City of Monterey is not currently releasing water allocations pending State Water Board action, which is affecting business expansions, remodels, and residential projects. Staff will work to improve online access to this information.

Chair Edwards opened the public comment period, during which the following comments were received:

1) Monique Olson, a Monterey resident and property owner expressed frustration over the City of Monterey eliminating the water waiting list without clear notice. She stated her previously approved single-family project is now disadvantaged by the city's prioritization of affordable housing for water allocations. She urged reconsideration of policies to prioritize individuals who were on the waiting list, citing fairness concerns and feeling excluded from the current process.

2) Andrew Myrick, City of Seaside, noted concerns that jurisdictions may appear underutilizing water due to allocation strategies aimed at reserving supply for future priority projects. He suggested a potential policy allowing water allocations to be replenished incrementally as projects are completed, rather than waiting until allocations are fully depleted. This approach could provide greater flexibility and confidence in approving smaller projects, and he recommended further discussion at a Technical Advisory Committee meeting.

5. Update on Application to Modify CDO
Mike McCullough, Assistant General Manager provided a verbal update on efforts related to the Cease and Desist Order, including meeting with Senator John Laird, submitting correspondence and supplemental materials (including the Urban Water Management Plan) to the State Water Resources Control Board, and raising procedural questions. Despite these efforts, the District has not yet received any response or confirmation from the State Water Board.

6. Status of SB 1139 (Non-Functional Turf Enforcement)
Mike McCullough, reported that the Assembly Committee on Water, Parks, and Wildlife is scheduled to hear the bill on June 16 at 9:00 a.m. The General Manager is expected to attend in person and provide public comment as needed. Staff have communicated with a committee staffer and provided additional information on the bill but have not received further feedback. Preparations are underway, and the hearing is expected to proceed as scheduled.

7. Update on Summer Splash Water Challenge Giveaway Event
Stephanie Kister Campbell, Water Demand Analyst, outlined plans for the 7th annual Summer Splash game, launching July 1, focused on Global Water Use. The program includes interactive online activities and videos, culminating in a personal water footprint calculator. Game materials are being updated with new graphics, and prizes remain similar to prior years to encourage participation. An image of the gameboard was shared with the Committee and is available on the District's website.

8. Update on Mulch Madness Event
Stephanie Kister Campbell reported plans for a fall mulch distribution event, likely in October, with the exact date to be determined based on staffing. The half-day event allows residents to receive free mulch in an efficient drive-through format, either by truckload or bagged options.

9. Update on Rosie's Garden Project
Kyle Smith, Water Demand Analyst, provided an update on the Rosie's Garden Project, noting that the Board approved funding in October 2025. He shared before, during, and after photos of the completed project. The full presentation is available on the District's website.

Suggest Items to Be Placed on a Future Agenda
No items were presented.

Adjournment
There being no further business, Chair Edwards adjourned the meeting at 2:52 p.m.

/s/ Sara Reyes

_____
Sara Reyes, Board Clerk to the
MPWMD Water Demand Committee

Approved by the MPWMD Water Demand Committee on August 6, 2026.

Received by the MPWMD Board of Director's on August 17, 2026.

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MONTEREY PENINSULA WATER MANAGEMENT DISTRICT

EXHIBIT 22-B

FINAL MINUTES
Finance and Administration Committee
June 8, 2026, at 2:00 p.m.

Meeting Location: District Office, Main Conference Room
5 Harris Court, Building G., Monterey, CA 93940
(*Hybrid: Meeting Held In-Person and via Zoom – Teleconferencing means)*

Call to Order
Chair Riley called the meeting to order a 2:00 p.m.

Committee Members Present
George Riley, Chair
Karen Paull
Rebecca Lindor

Committee Members Absent
None

District Staff Members Present
Dave Stoldt, General Manager
Mike McCullough, Assistant General Manager
Jon Lear, Water Resources Manager
Maureen Hamilton, District Engineer
Mollie Wooden, Water Demand Manager
Kyle Smith, Water Demand Analyst
Thomas Christensen, Environmental Resources Manager
Keith Rayburn, Accountant
Sara Reyes, Executive Assistant/Board Clerk
Sandra Alonso, Office Specialist 1

District Counsel Present
Michael Laredo, De Lay & Laredo

Additions / Corrections to Agenda
None

Comments from the Public
None

Action Items
Chair Riley introduced the item.

1. **Consider Adoption of May 11, 2026, Committee Meeting Minutes**
   On a motion by Riley, seconded by Paull, the minutes of the May 11, 2026, committee meeting were approved 3-0.

2. **Consider Adoption of Resolution No. 2026-06 – Amending Fees and Charges Table – Rule 60**

On a motion by Riley, seconded by Paull, the Finance and Administration Committee recommended that the Board adopt Resolution No. 2026-05, Amending Rule 60, Fees and Charges Table. The motion passed unanimously, 3-0.

3. **Consider Recommendation to Authorize a Contract with Truepoint Solutions for Maintenance of and Improvements to the Accela Database**
   On a motion by Paull, seconded by Lindor, the Finance and Administration Committee recommended that the Board approve the expenditure of up to $19,500 for Accela improvements and maintenance. The motion passed unanimously, 3-0.

4. **Consider Adoption of Resolution No. 2026-07 – Annual Update to Rule 24, Table 3, Capacity Fee History**
   On a motion by Paull, seconded by Riley, the Finance and Administration Committee recommended that the Board support the adoption of Resolution No. 2026-07 to update Rule 24, Table 3, Capacity Fee History. The motion passed unanimously, 3-0.

5. **Authorize Funds to Contract for Limited-Term Field Positions During FY 2026-2027**
   On a motion by Lindor, seconded by Paull, the Finance and Administration Committee recommended that the Board approve the limited-term Water Resources Assistant position s for up to a total of 2,970 hours of work. The motion passed unanimously, 3-0.

6. **Consider Authorization of Funds to Hire Well Contractor to Support Repairs on ASR on an As-Needed Basis**
   On a motion by Paull, seconded by Lindor, the Finance and Administration Committee recommended that the Board authorize the District staff to use up to $55,000 to hire C-57 contractors to repair District owned ASR facilities. The motion passed unanimously, 3-0.

7. **Consider Recommendation to Authorize the General Manager to Enter into a Contract with Isaacson Painting Services at ASR**
   On a motion by Paull, seconded by Lindor, the Finance and Administration Committee recommended that the Board authorize the District staff to enter into a contract with Isaacson Painting to paint the ASR wellheads and discharge piping at the Santa Margarita ASR Facility in the amount not to exceed $ 28,000. The motion passed unanimously, 3-0.

8. **Consider Authorizing Monterey Bay Analytical Services to Provide Laboratory Support for Aquifer Storage and Recover, Watermaster Monitoring and Maintenance Plan, and Carmel Valley Alluvial Aquifer Water Quality Monitoring**
   On a motion by Riley, seconded by Paull, the Finance and Administration Committee recommended that the Board authorize the General Manager to approve expenditures in an amount not-to-exceed $30,0000 to complete laboratory analysis related to the ASR, Watermaster, and District Programs FY 2026-2027. The motion passed unanimously, 3-0.

9. **Consider Authorization to Enter into a Contract Amendment with Montgomery and Associates to Provide Groundwater Modeling Support to the District**
   On a motion by Riley, seconded by Paull, the Finance and Administration Committee recommended that the Board authorize and direct the General Manager to enter into a contract amendment with Montgomery and Associated to provide groundwater modeling support to the District in an amount not-to-exceed $55,000. The motion passed unanimously, 3-0.

10. **Consider Extension of Cooperative Agreement with the United States Geological Survey for Streamflow Gaging in Water Year 2027**

On a motion by Paull, seconded by Lindor, the Finance and Administration Committee recommended that the Board authorize the General Manager to execute the agreement with the USGS providing cooperative investigation of the water resources within the District for Water year (WY) 2027 for an amount not-to-exceed $21,000. The motion passed unanimously, 3-0.

11. Consider Adoption of Treasurer's Report for April 2026
On a motion by Lindor, seconded by Paull, the Finance and Administration Committee recommended that the Board adopt the April 2026 Treasurer's Report and Statement of Revenues and Expenditures, and ratify the disbursements made during the month. The motion passed unanimously, 3-0.

Informational Items
Chair Riley introduced the item.

12. Report on Activity/Progress on Contracts Over $25,000
This item was presented as information to the committee. No action was required or taken by the committee.

13. Status Report on Spending Expenditures – Public's Ownership of Monterey Water System
This item was presented as information to the committee. No action was required or taken by the committee.

Discussion Items
Chair Riley introduced the item.

14. Review Draft June 15, 2026, Regular Board Meeting Agenda
Dave Stoldt, General Manager, reviewed the draft agenda with the committee and noted that a revised version had been provided. The committee had no changes

Adjournment
There being no further business, Chair Riley adjourned the meeting at 3:04 p.m.

/s/ Sara Reyes

_____
Sara Reyes, Committee Clerk to the
MPWMD Finance and Administration Committee

Reviewed and Approved by the MPWMD Finance and Administration Committee on August 10, 2026
Received by the MPWMD Board of Directors on August 17, 2026.

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ITEM: INFORMATIONAL ITEM/STAFF REPORT

23. MONTHLY ALLOCATION REPORT

Meeting Date:	**August 17, 2026**	**Budgeted:**	**N/A**
From:	**David J. Stoldt, General Manager**	**Program: Line Item No.:**	**N/A**
Prepared By:	**Kyle Smith**	**Cost Estimate:**	**N/A**

General Counsel Review: N/A
Committee Recommendation: N/A
CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines section 15378.

SUMMARY: On March 1, 2025, the District released the first Allocation of water from Pure Water Monterey ("Pure Water") via Ordinance No. 197. **Exhibit 23-A** shows the amount of water allocated to each Jurisdiction from Pure Water, the balance of water available by Jurisdiction from the Paralta Well Allocation and Pre-Paralta credits, the amount of "Public Water Credit" remaining, and the quantities of water permitted by Jurisdiction in July 2026 ("changes"), and the balances remaining. The table includes balances for Quail Meadows and Water West, which were specific amounts dedicated to properties located in specific areas of Monterey County.

Exhibit 23-B is the Monthly Entitlement Report which shows water available to Water Entitlement Holders. Entitlements were established by the following ordinances: The Pebble Beach Company (Ordinance Nos. 39 and 109), Hester Hyde Griffin Trust (Ordinance No. 39), J. Lohr Properties Inc. (Ordinance No. 39), the City of Sand City (Ordinance No. 132), Cypress Pacific Investors LLC (Water Distribution System Permit approved September 15, 2014), Malpaso Water Company LLC (Ordinance No. 165), D.B.O. Development No. 30, a California Limited Liability Company (Ordinance No. 166), the City of Pacific Grove (Ordinance No. 168), and the City of Seaside (Ordinance No. 194).

BACKGROUND: The District's Water Allocation Program, associated resource system supply limits, and Jurisdictional Allocations have been modified by a number of key ordinances. These key ordinances are listed in **Exhibit 23-C**.

EXHIBITS
23-A Monthly Allocation Report
23-B Monthly Entitlement Report
23-C District's Water Allocation Program Ordinances

EXHIBIT 23-A
MONTHLY ALLOCATION REPORT
Reported in Acre-Feet
For the month of July 2026

Jurisdiction	Pure Water Monterey Allocation Available 3/1/2025	Changes During Period	Balance Remaining	Paralta & Pre-Paralta Water Balance 3/1/2025	Changes During Period	Balance Remaining	Public Credits Balance 3/1/2025	Changes During Period	Balance Remaining	Total Available
Airport District	39.773	0.000	39.773	5.197	0.000	5.197	0.000	0.000	0.000	44.970
Carmel-by-the-Sea	12.976	0.028	12.948	2.479	0.000	2.479	0.182	0.000	0.182	15.609
Del Rey Oaks	5.516	0.000	5.516	0.030	0.000	0.030	0.000	0.000	0.000	5.546
Dept of Defense	27.000	0.000	27.000	0.000	0.000	0.000	0.000	0.000	0.000	27.000
Monterey	141.000	0.000	141.000	0.533	0.000	0.533	3.627	0.000	3.627	145.160
Monterey County	72.000	0.000	72.000	11.016	0.000	11.016	1.181	0.000	1.181	84.197
Pacific Grove	31.949	0.000	31.949	0.019	0.000	0.019	0.002	0.000	0.002	31.970
Sand City	13.857	0.000	13.857	0.029	0.000	0.029	23.163	0.000	23.163	37.049
Seaside	20.858	0.046	20.812	28.184	0.000	28.184	1.144	0.000	1.144	50.140
District Reserve	2,090.169	0.000	2,090.169							2,090.169

Allocation Holder	Water Available	Changes During Period	Total Demand from Water Permits Issued	Remaining Water Available
Quail Meadows	33.000	0.000	32.320	0.680
Water West	12.760	0.000	10.324	2.436

EXHIBIT 23-B
MONTHLY ALLOCATION REPORT
ENTITLEMENTS
Reported in Acre-Feet
For the month of July 2026

Recycled Water Project Entitlements

Entitlement Holder	Entitlement	Changes this Month	Total Demand from Water Permits Issued	Remaining Entitlement/and Water Use Permits Available
Pebble Beach Co. *	183.475	0.000	34.160	151.950
Del Monte Forest Benefited Properties (Pursuant to Ord No. 109)	181.525	0.222	89.674	89.216
Macomber Estates	10.000	0.000	10.000	0.000
Griffin Trust	5.000	0.000	4.829	0.171
CAWD/PBCSD Project Totals	**380.000**	**0.222**	**138.663**	**241.337**

Entitlement Holder	Entitlement	Changes this Month	Total Demand from Water Permits Issued	Remaining Entitlement/and Water Use Permits Available
City of Sand City	206.000	0.000	21.831	184.169
Malpaso Water Company	80.000	0.164	26.689	53.311
D.B.O. Development No. 30	13.950	0.000	3.913	10.037
City of Pacific Grove	38.390	0.043	21.089	17.301
Cypress Pacific	3.170	0.000	3.170	0.000
City of Seaside	10.817	0.000	10.817	0.000

* Increases in the Del Monte Forest Benefited Properties Entitlement will result in reductions in the Pebble Beach Co. Entitlement.

EXHIBIT 23-C

District's Water Allocation Program Ordinances

Ordinance No. 1 was adopted in September 1980 to establish interim municipal water allocations based on existing water use by the jurisdictions. Resolution 81-7 was adopted in April 1981 to modify the interim allocations and incorporate projected water demands through the year 2000. Under the 1981 allocation, Cal-Am's annual production limit was set at 20,000 acre-feet.

Ordinance No. 52 was adopted in December 1990 to implement the District's water allocation program, modify the resource system supply limit, and to temporarily limit new uses of water. As a result of Ordinance No. 52, a moratorium on the issuance of most water permits within the District was established. Adoption of Ordinance No. 52 reduced Cal-Am's annual production limit to 16,744 acre-feet.

Ordinance No. 70 was adopted in June 1993 to modify the resource system supply limit, establish a water allocation for each of the jurisdictions within the District, and end the moratorium on the issuance of water permits. Adoption of Ordinance No. 70 was based on development of the Paralta Well in the Seaside Groundwater Basin and increased Cal-Am's annual production limit to **17,619** acre-feet. More specifically, Ordinance No. 70 allocated 308 acre-feet of water to the jurisdictions and 50 acre-feet to a District Reserve for regional projects with public benefit.

In addition to releasing water from the development of the Paralta Well, Ordinance No. 70 established a "special reserve" of 12.76 acre-feet of water saved by system improvements to the former Water West System when it was purchased and integrated into Cal-Am. This reserve was made available to properties in the former Water West System on a first-come, first-served basis. The ordinance also increased Cal-Am's production limit for savings related to the annexation of the Quail Meadows subdivision.

Ordinance No. 73 was adopted in February 1995 to eliminate the District Reserve and allocate the remaining water equally among the eight jurisdictions. Of the original 50 acre-feet that was allocated to the District Reserve, 34.72 acre-feet remained and was distributed equally (4.34 acre-feet) among the jurisdictions.

Ordinance No. 74 was adopted in March 1995 to allow the reinvestment of toilet retrofit water savings on single-family residential properties. The reinvested retrofit credits must be repaid by the jurisdiction from the next available water allocation and are limited to a maximum of 10 acre-feet. This ordinance sunset in July 1998.

Ordinance No. 75 was adopted in March 1995 to allow the reinvestment of water saved through toilet retrofits and other permanent water savings methods at publicly owned and operated facilities. Fifteen percent of the savings are set aside to meet the District's long-term water conservation goal and the remainder of the savings are credited to the jurisdictions allocation. This ordinance sunset in July 1998.

Ordinance No. 83 was adopted in April 1996 and established an entitlement of 18.6 acre-feet of water to the Quail Meadows subdivision in Carmel Valley for permanently reducing annual water production from the Carmel Valley Alluvial Aquifer at the Quail Lodge golf course.

Ordinance No. 87 was adopted in February 1997 as an urgency ordinance establishing a community benefit allocation for the planned expansion of the Community Hospital of the Monterey Peninsula (CHOMP). Specifically, a special reserve allocation of 19.60 acre-feet of production was created exclusively for the benefit of CHOMP. With this new allocation, Cal-Am's annual production limit was increased to **17,641** acre-feet and the non-Cal-Am annual production limit remained at **3,046** acre-feet.

Ordinance No. 90 was adopted in June 1998 to continue the program allowing the reinvestment of toilet retrofit water savings on single-family residential properties for 90-days following the expiration of Ordinance No. 74. This ordinance sunset in September 1998.

Ordinance No. 91 was adopted in June 1998 to continue the program allowing the reinvestment of water saved through toilet retrofits and other permanent water savings methods at publicly owned and operated facilities.

Ordinance No. 90 and No. 91 were challenged for compliance with CEQA and nullified by the Monterey Superior Court in December 1998.

Ordinance No. 109 was adopted on May 27, 2004, revised Rule 23.5 and adopted additional provisions to facilitate the financing and expansion of the CAWD/PBCSD Recycled Water Project.

Ordinance No. 132 was adopted on January 24, 2008, established a Water Entitlement for Sand City and amended the rules to reflect the process for issuing Water Use Permits.

Ordinance No. 165 was adopted on August 17, 2015, established a Water Entitlement for Malpaso Water Company and amended the rules to reflect the process for issuing Water Use Permits.

Ordinance No. 166 was adopted on December 15, 2015, established a Water Entitlement for D.B.O. Development No. 30.

Ordinance No. 168 was adopted on January 27, 2016, established a Water Entitlement for the City of Pacific Grove.

Ordinance No. 194 was adopted on February 12, 2024, established a Water Entitlement for the City of Seaside.

Resolution 2024-13 was adopted October 21, 2024, to authorize use of the District Reserve Allocation to permit unpermitted water fixtures found on final inspections during a one-year "amnesty" period used to close certain older "open" Water Permits.

Ordinance No. 197 was adopted January 27, 2025, to allocate water from Pure Water Monterey.

ITEM: INFORMATIONAL ITEM/STAFF REPORT

24. WATER EFFICIENCY PROGRAM REPORT

Meeting Date:	**August 17, 2026**	**Budgeted:**	**N/A**
From:	**David J. Stoldt, General Manager**	**Program/ Line Item No.**	**N/A**
Prepared By:	**Tricia Nguyen**	**Cost Estimate:**	**N/A**

General Counsel Review: N/A
Committee Recommendation: N/A
CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines section 15378.

*The following information reflects activities undertaken by the Water Demand Division during the month of **July 2026**.*

I. MANDATORY WATER CONSERVATION RETROFIT PROGRAM

District Regulation XIV requires the retrofit of water fixtures upon Change of Ownership[1] or Use with High Efficiency Toilets (HET) (1.28 gallons-per-flush), 2.0 gallons-per-minute (gpm) Showerheads, 1.2 gpm Washbasin faucets, 1.8 gpm Kitchen Sink, Utility Sink, and Bar Sink faucets, and Rain Sensors on all automatic Irrigation Systems. Property owners must certify the Site meets the District's water efficiency standards by submitting a Water Conservation Certification Form (WCC) and a self-certification form. A Site inspection is occasionally conducted to verify compliance. Properties that do not require an inspection are issued a Conservation Certification.

A. Changes of Ownership
Information is obtained monthly from *Realquest.com* on properties transferring ownership within the District. The information is compared against the properties that have submitted WCCs. Details on **89** property transfers that occurred were added to the database.

B. Certification
The District received **50** Water Conservation Certification Forms. Data on ownership, transfer date, and status of water efficiency standard compliance were entered into the database.

C. Verification
Eighteen properties were verified compliant with Rule 144 (Retrofit Upon Change of Ownership or Use). Of the **18** verifications, **two** properties verified compliance by submitting certification forms and/or receipts. District staff completed **30** Site inspections. Of the **30** properties visited, **20 (67%)** passed.

[1] Capitalized terms are defined in MPWMD Rule 11, Definitions.

D. Non-Residential Compliance with Water Efficiency Standards
By January 1, 2014, all Non-Residential properties were required to meet Rule 143, Water Efficiency Standards for Existing Non-Residential Uses. District inspectors performed **8** verification inspections.

As part of the Non-Residential compliance effort, MPWMD notifies California American Water (Cal-Am) of properties with landscaping. Cal-Am staff then schedule an outdoor audit to verify compliance with the Rate Best Management Practices (BMPs). (Compliance with MPWMD's Rule 143 achieves Rate BMP compliance for indoor water uses.) Properties with landscaping must comply with Cal-Am's outdoor Rate BMPs to avoid rates in Division 4 (customers that are not in compliance with Rate BMPs). Rate BMPs are used to determine the appropriate Non-Residential rate division for each customer (there are four different rates based on the amount of irrigated area and compliance/noncompliance with the Rate BMPs).

In July, MPWMD referred **3** properties to Cal-Am for verification of outdoor Rate BMPs.

E. Water Waste Enforcement
The District has a Water Waste Hotline 831-658-5653 or an online form to report Water Waste occurrences at www.mpwmd.net or www.montereywaterinfo.org. There were **two** Water Waste responses during the past month. There were **no** repeated incidents that resulted in a fine.

F. Multi-Family Dwelling Water Efficiency Compliance
By January 1, 2019, all Multi-Family Dwellings (MFD) of four or more units were required to meet Rule 142 retro fit requirements. Property owners had the opportunity certify that their property complied by that deadline. This year District staff began the process of inspecting all MFDs of four or more units to ensure compliance. Property owners and agents acquired conservation devices from the District to assist with meeting compliance with Rule 142.

In July, **10** inspections were conducted. **One** of those inspections passed; **nine** inspections failed because the common laundry clothes washer was not a High Efficiency model.

II. WATER DEMAND MANAGEMENT

A. Permit Processing
District Rule 23 requires a Water Permit application for all properties that propose to expand or modify water use on a Site, including New Construction and Remodels. District staff processed and issued **50** Water Permits, including:

- **Nine** permits using Water Entitlements (e.g., Pebble Beach Company, Malpaso Water, Sand City). No Public Water Credit accounts were debited.
- **Four** permits using Pure Water Allocation.
- **Seven** permits using the District Rule 24-3-A, which allows the addition of a second bathroom to an existing single-bathroom dwelling.

- **One** residential Landscape permit.
- Other permits issued, include: **Ten** meter enlargement permits and **8** hydrant meter permits.

B. Permit Compliance

Staff conducted **66** site inspections for current permit compliance during the month of July.

- **Thirty-three** inspections passed on the first visit.
- **Twelve** inspections required a second visit or other action to pass.
- **Twenty-one** inspections failed due to unpermitted fixtures.

Staff conducted **5** site inspections for Landscape Water Permit compliance

- Five inspections passed.

C. Notary Services

District staff provided Notary services for **31** customers.

D. Rebates

The District processes rebate applications to ensure that only voluntary replacement of higher efficiency devices receive rebates. The comprehensive list of available rebates can be found in Rule 141. Monthly statistics for July 2026 are included.

July 2026 Rebate Report

	REBATE PROGRAM SUMMARY	July-2026	2026 YDT	1997 - Present
I.	Application Summary			
A.	Applications Received	32	294	33,192
B.	Applications Approved	26	231	26,122
C.	Single Family Applications	26	237	29,016
D.	Multi-Family Applications	0	4	1,640
E.	Non-Residential Applications	0	1	364

	II. Type of Devices Rebated	Number of Devices	Rebate Paid	Estimated AF	Gallons Saved	Year to Date Number	Year to Date Paid	Year to Date Estimated AF
A.	High Efficiency Toilet (HET)			0.000000	0	32	$2,475.00	0.16000
B.	Ultra HET			0.000000	0	27	$3,075.00	0.27000
C.	Toilet Flapper			0.000000	0	0	$0.00	0.00000
D.	High Efficiency Dishwasher	5	$650.00	0.015000	4,888	35	$4,400.00	0.10500
E.	High Efficiency Clothes Washer - Res	14	$7,000.00	0.225400	73,447	106	$53,000.00	1.70660
F.	High Efficiency Clothes Washer - Com			0.000000	0	0	$0.00	0.00000
G.	Instant-Access Hot Water System			0.000000	0	2	$400.00	0.01000
H.	Zero Use Urinals			0.000000	0	0	$0.00	0.00000
I.	Pint Urinals			0.000000	0	0	$0.00	0.00000
J.	Cisterns	2	$180.00	0.000000	0	4	$539.97	0.00000
K.	Smart Controllers			0.000000	0	6	$776.35	0.00000
L.	Rotating Sprinkler Nozzles			0.000000	0	0	$0.00	0.00000
M.	Moisture Sensors			0.000000	0	0	$0.00	0.00000
N.	Lawn Removal & Replacement			0.000000	0	0	$0.00	0.00000
O.	Graywater			0.000000	0	0	$0.00	0.00000
P.	Smart Flowmeters	5	$1,449.97	0.000000	0	46	$10,248.97	0.00000
Q.	Smart Toilet Leak Detectors			0.000000	0	0	$0.00	0.00000
III.	TOTALS	26	$9,279.97	0.240400	78,335	258	$74,915.29	2.25160

IV. TOTALS Since 1997

Paid Since 1997: $ 6,433,670

250.9 Acre-Feet Per Year Saved Since 1997 (from quantifiable

ITEM: INFORMATIONAL ITEM/STAFF REPORT

25. CARMEL RIVER FISHERY REPORT FOR JULY 2026

Meeting Date:	**August 17, 2026**	**Budgeted:**	**N/A**
From:	**David J. Stoldt, General Manager**	**Program/ Line Item No.:**	**N/A**
Prepared By:	**Cory Hamilton**	**Cost Estimate:**	**N/A**

General Counsel Review: N/A
Committee Recommendation: N/A
CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.

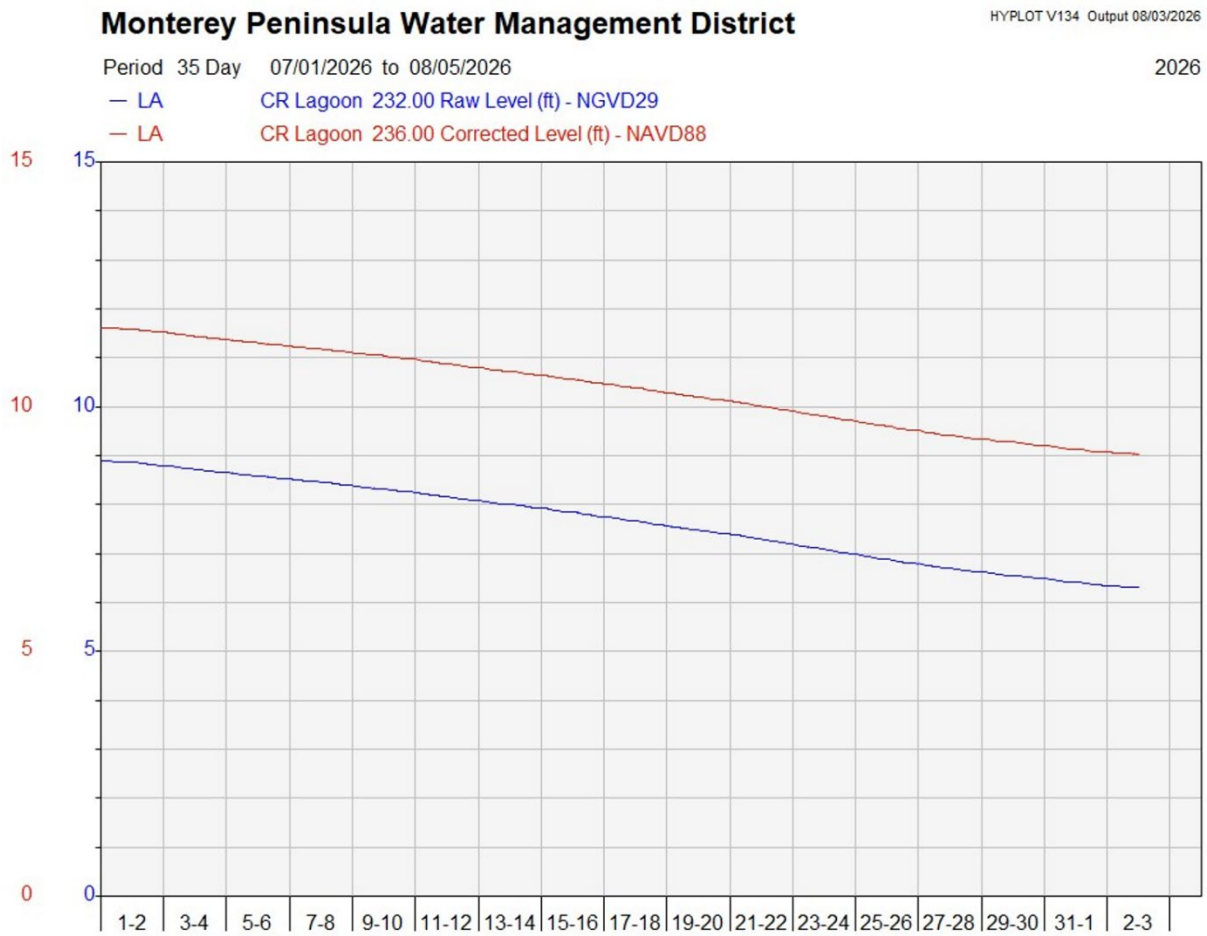
AQUATIC HABITAT AND FLOW CONDITIONS: During July, conditions were dry and no rainfall was observed. Flows continuously decreased throughout the month. Decreasing flows diminished habitat conditions and the mainstem Carmel River became intermittent around the Palo Corona Regional Park area. The lagoon mouth remained closed naturally for the entire month (see attached graphic). Los Padres Reservoir stopped spilling on July 10, 2026, and we began using storage to meet flow requirements. The water surface elevation at the end of the month was 1037.13 feet, Flow out of the reservoir at the end of the month was 7.9 cfs, while the incoming flow into the reservoir was 3.0 cfs.

July's mean daily streamflow at the Sleepy Hollow Weir gaging station ranged from 8.4 to 12 cfs (mean 9.58 cfs), while flows at the Highway 1 gage ranged from 0.42 to 8.5 cfs (mean 3.28 cfs).

There was 0.0 inches of measurable rainfall in July as recorded at the San Clemente gauge. The total rainfall for Water Year (WY) 2026 (which started October 1, 2025) is 24.29 inches, which is 115% of normal to date.

FISH RESCUE: Staff started fish rescues in select tributaries starting May 11, 2026, and in the mainstem Carmel River on July 8, 2026. Rescue operations occurred in Robinson Canyon Creek, Hitchcock Creek, Garzas Creek, Cachagua Creek and the mainstem Carmel River. As of the end of July, a total of 5,965 fish were rescued and relocated to the lagoon area and perennial waters of the Carmel River. Staff continue to monitor tributaries as well as the mainstem for dry-back conditions and rescue needs.

CARMEL RIVER LAGOON: In July, the lagoon's Water Surface Elevation (WSE) ranged from approximately 9.0 to 11.6 feet (NGVD 1988) (see graph below). Water quality depth-profiles were conducted at five sites on July 22, 2026, while the lagoon mouth was closed, water surface elevation was 9.99 feet at the time of sampling, and river inflow was approximately 1.2 cfs. The lagoon was well mixed and no stratification was observed, except for the south arms salinity, which was stratified at 2.5 meters. Salinity levels ranged from 0.4-18.1 parts per thousand (ppt), throughout the lagoon. Water temperatures ranged from 68-72 degrees Fahrenheit, and dissolved oxygen (DO) levels ranged from 0.2-8.3 mg/l.



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ITEM: INFORMATIONAL ITEM/STAFF REPORT

26. MONTHLY WATER SUPPLY AND CALIFORNIA AMERICAN WATER PRODUCTION REPORT

Meeting Date:	**August 17, 2026**	**Budgeted:**	**N/A**
From:	**David J. Stoldt, General Manager**	**Program/ Line Item No.:**	**N/A**
Prepared By:	**Jonathan Lear**	**Cost Estimate:**	**N/A**

General Counsel Review: N/A
Committee Recommendation: N/A
CEQA Compliance: Exempt from environmental review per SWRCB Order Nos. 95-10 and 2016-0016, and the Seaside Basin Groundwater Basin adjudication decision, as amended and Section 15268 of the California Environmental Quality Act (CEQA) Guidelines, as a ministerial project; Exempt from Section 15307, Actions by Regulatory Agencies for Protection of Natural Resources.

Exhibit 26-A shows the water supply status for the Monterey Peninsula Water Resources System (MPWRS) as of **August 1, 2026**. This system includes the surface water resources in the Carmel River Basin, the groundwater resources in the Carmel Valley Alluvial Aquifer and the Seaside Groundwater Basin. **Exhibit 26-A** is for Water Year (WY) 2026 and focuses on three factors: rainfall, runoff, and storage. The rainfall and Streamflow values are based on measurements in the upper Carmel River Basin at Sleepy Hollow Weir.

Water Supply Status: Rainfall through **July** 2026 totaled 0.00 **inches** and brings the cumulative rainfall total for WY 2026 to **24.29 inches,** which is **115%** of the long-term average through **July**. Estimated unimpaired runoff through **July** totaled **608 acre-feet (AF)** and brings the cumulative runoff total for WY 2026 to **55,817 AF,** which is **82%** of the long-term average through **July**. Usable storage for the MRWPRS was **28,230 acre-feet**, which is **92%** of average through **July,** and equates to **85**% of system capacity.

Production Compliance: Under State Water Resources Control Board (SWRCB) Cease and Desist Order No. 2016-0016 (CDO), California American Water (Cal-Am) is allowed to produce no more than 3,376 AF of water from the Carmel River in WY 2026. Through **July**, using the CDO accounting method, Cal-Am has produced **2,588AF** from the Carmel River (excluding **241 AF** of Table 13 and **71 AF** of Mal Paso.) In addition, under the Seaside Basin Decision, Cal-Am is allowed to produce 1,474 AF of water from the Coastal Subareas and 0 AF from the Laguna Seca Subarea of the Seaside Basin in WY 2026. Through **July**, Cal-Am has produced **528 AF** from the Seaside Groundwater Basin. Through **July**, **916 AF** of Carmel River Basin groundwater have been diverted for Seaside Basin injection; **0 AF** have been recovered for customer use, **241 AF** have been diverted under Table 13 water rights, and **4,034 AF** of Pure Water Monterey recovered. Cal-Am has produced **7,519 AF** for customer use from all sources through **July**. **Exhibit 26-B** shows production by source. Some of the values in this report may be revised in the future as Cal-Am finalizes their production values.

EXHIBITS
26-A Water Supply Status: **August 1, 2026**
26-B Monthly Cal-Am production by source: WY 2026

EXHIBIT 26-A

Monterey Peninsula Water Management District
Water Supply Status
August 1, 2026

Factor	Oct – Jul 2026	Average To Date	Percent of Average	Oct – Jul 2025
Rainfall (Inches)	24.29	21.02	115%	16.68
Runoff (Acre-Feet)	55,817	68,266	82%	35,511
Storage [5] (Acre-Feet)	28,230	30,570	92%	28,370

Notes:

1. Rainfall and runoff estimates are based on measurements at San Clemente Dam. Annual rainfall and runoff at Sleepy Hollow Weir average 21.22 inches and 67,246 acre-feet, respectively. Annual values are based on the water year that runs from October 1 to September 30 of the following calendar year. The rainfall and runoff averages at the Sleepy Hollow Weir site are based on records for the 1922-2024 and 1902-2024 periods respectively.

2. The rainfall and runoff totals are based on measurements through the dates referenced in the table.

3. Storage estimates refer to usable storage in the Monterey Peninsula Water Resources System (MPWRS) that includes surface water in Los Padres and San Clemente Reservoirs and ground water in the Carmel Valley Alluvial Aquifer and in the Coastal Subareas of the Seaside Groundwater Basin. The storage averages are end-of-month values and are based on records for the 1989-2025 period. The storage estimates are end-of-month values for the dates referenced in the table.

4. The maximum storage capacity for the MPWRS is currently 33,130 acre-feet.

EXHIBIT 26-B

Production vs. CDO and Adjudication to Date: WY 2026

(All values in Acre-Feet)

Year-to-Date Values	MPWRS					Water Projects and Rights				
	Carmel River Basin [2, 6]	Seaside Groundwater Basin			MPWRS Total					Water Projects and Rights Total
		Coastal	Laguna Seca	Ajudication Compliance		ASR Recovery	PWM Recovery	Table 13 [7]	Sand City [3]	
Target	3,076	640	0	640	**3,716**	0	3,357	138	250	**3,745**
Actual [4]	2,588	442	86	528	**3,116**	0	4,034	241	57	**4,331**
Difference	488	198	-86	112	**599**	0	-677	-103	193	**-586**
WY 2025 Actual	2,668	1,104	99	1,203	**3,871**	0	3,086	182	147	**3,415**

1. This table is current through the date of this report
2. For CDO compliance, ASR, Mal Paso, and Table 13 diversions are included in River production per State Boar
3. Sand City Desal, Table 13, and ASR recovery are also tracked as water resources project
4. To date, 916 AF and 241 AF have been produced from the River for ASR and Table 13 respectively
5. All values are rounded to the nearest Acre-Foot
6. For CDO Tracking Purposes, ASR production for injection is capped at 600 AFY
7. Table 13 diversions are reported under water rights but counted as production from the River for CDO trackin

Monthly Production from all Sources for Customer Service: WY 2026

(All values in Acre-Feet)

	Carmel River Basin	Table 13	Mal Paso	Seaside Basin	ASR Recovery	PWM Recovery	Sand City	Total
Oct-25	232	0	7	124	0	413	14	790
Nov-25	129	0	7	38	0	489	3	666
Dec-25	132	0	7	32	0	473	12	657
Jan-26	60	101	8	32	0	428	20	648
Feb-26	116	55	7	26	0	389	8	602
Mar-26	259	59	9	29	0	435	0	790
Apr-26	340	26	8	29	0	358	0	762
May-26	457	0	9	42	0	314	0	821
Jun-26	462	0	4	94	0	295	0	855
Jul-26	399	0	7	82	0	439	0	927
Aug-26								
Sep-26								
Total	**2,588**	**241**	**71**	**528**	**0**	**4,034**	**57**	**7,519**
WY 2025	**2,668**	**182**	**76**	**1,203**	**0**	**3,086**	**147**	**7,362**

1. This table is produced as a proxy for customer demand
2. Numbers are provisional and are subject to update

Supplement to August 17, 2026
MPWMD Board Packet

Attached are letters sent and/or received between **July 17, 2026** and **August 12, 2026**. These letters are referenced under Letters Received and Sent in the July 20 Board Packet.

Author	Addressee	Date	Topic
Robert J. Swan	Dave Stoldt	7/24/26	President's Special Acknowledgement Award – Property/Liability Program

SDRMA
SPECIAL DISTRICT RISK MANAGEMENT AUTHORITY

David Stoldt
Monterey Peninsula Water Management District
Post Office Box 85,
Monterey, California 93942

RECEIVED
JUL 24 2026
MPWMD

To whom it may concern,

We apologize for an error in the "No Paid Claims" letter(s) mailed to your agency last week. During the preparation process, the district or agency name was inadvertently mismatched on one or more pages.

Please disregard the previously mailed letter(s). The corrected letter(s) for your records are enclosed.

We're sorry for any confusion or inconvenience this may have caused and appreciate your understanding. Please contact us with any questions.

SDRMA
SPECIAL DISTRICT RISK MANAGEMENT AUTHORITY

July 21, 2026

David Stoldt
General Manager
Monterey Peninsula Water Management District
Post Office Box 85,
Monterey, California 93942

Re: President's Special Acknowledgement Award – Property/Liability Program

Dear David,

On behalf of SDRMA Board of Directors and staff, it is my great pleasure to extend our congratulations to you, your governing body at Monterey Peninsula Water Management District management, and staff on achieving no paid claims for the Property/Liability Program years 2021-2026. A paid claim for the purposes of this recognition represents the first payment on an open claim during the prior program year and excludes property claims.

As a symbol of our appreciation and acknowledgment of your exceptional performance, we are pleased to present Monterey Peninsula Water Management District with the *President's Special Acknowledgement Award*, representing your outstanding achievement. In addition to this annual recognition, members with no paid claims receive the following, all resulting in a reduction to their annual contribution amount:

- earned one credit incentive point (CIP) for the 2025-26 program year
- for the prior five consecutive program years earned three additional bonus CIPs

This accomplishment is a testament to your agency's commitment to risk management excellence and a culture of safety and proactive governance. By consistently prioritizing risk management and fostering an environment where safety is essential, your agency has set a standard of excellence that is truly commendable.

Your commitment to safety and continuous improvement helps inspire and encourage fellow SDRMA members, and we are proud to partner with Monterey Peninsula Water Management District as part of our SDRMA community.

Once again, congratulations on this achievement. Please do not hesitate to reach out if there is anything we can do to support your continued success.

Sincerely,

Robert J. Swan

Robert J. Swan, President
Board of Directors
Special District Risk Management Authority