



Report on June 15, 2020 Closed Session of the MPWMD Board of Directors

Agenda Item 1

Anticipated Initiation of Litigation by MPWMD - CA Government Code Sec. 54956.9(g) – One Case

The MPWMD Board will continue its conference with legal counsel on whether to protect its rights and interests by initiating litigation against Monterey One Water related to actions taken and responses given on the Pure Water Monterey Expansion SEIR.

Action Taken:

The MPWMD Board of Directors met in closed session during its regular meeting held on June 15, 2020 on the topic of anticipated initiation of litigation pursuant to CA Gov Code Sec. 54956.9(g). During this session, the Board continued to discuss with legal counsel whether and how to protect its rights and interests via possible litigation against Monterey One Water (M1W) related to actions and responses surrounding the Pure Water Monterey Expansion Supplemental Environmental Impact Report (SEIR) in the context of the Cost Sharing Agreement between the two public agencies.

A motion was made by Director Evans, on the second of Chair Edwards, to initiate the dispute resolution process specified in Section G 16 of the 5/20/2013 Cost Sharing Agreement between MPWMD and M1W. The motion was approved on a 6 – 1 vote, with Director Hoffmann dissenting.

The meeting adjourned at 9:55 pm.