

This meeting has been noticed according to the Brown Act rules. The Board of Directors meets regularly on the third Monday of each month, except in January and February. The meetings begin at 6:00 PM, unless otherwise noted.



AGENDA
Special and Regular Meeting
Board of Directors
Monterey Peninsula Water Management District

Monday, December 11, 2023 at 5:00 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 may be offered via Zoom, but this is optional as connectivity cannot be assured and thus is not a necessary requisite for the meeting to proceed in-person.]

To Join via Zoom- Teleconferencing means, please click the link below:

<https://mpwmd-net.zoom.us/j/83480524615?pwd=p2NYSaohgNW2aV0Bzu8Bmh3FIgJ7rd.1>

Or join at: <https://zoom.us/>

Webinar ID: 834 8052 4615

Passcode: 12112023

To Participate by Phone: (669) 900-9128

For detailed instructions on how to connect to the meeting, please see page 5 of this agenda.

Staff notes will be available on the District web site at

<http://www.mpwmd.net/who-we-are/board-of-directors/bod-meeting-agendas-calendar/>

by 5:00 P.M. on Friday, December 8, 2023

This agenda was posted at the District website (www.mpwmd.net) and at 5 Harris Court, Bldg. G, Monterey, California on Thursday, December 7, 2023. Staff notes will be available on the District web site at

<http://www.mpwmd.net/who-we-are/board-of-directors/bod-meeting-agendas-calendar/>

by 5:00 P.M. on Friday, December 8, 2023.

CLOSED SESSION AT 5:00 P.M.

CALL TO ORDER / ROLL CALL

Board of Directors

Mary L. Adams, Chair – Monterey County Board of Supervisors Representative
Amy Anderson, Vice Chair – Division 5
Alvin Edwards – Division 1
George Riley – Division 2
Marc Eisenhart – Division 3
Karen Paull – Division 4
Ian Oglesby – Mayoral Representative

General Manager

David J. Stoldt

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/>

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.*

PUBLIC COMMENT ON THE CLOSED SESSION AGENDA – *Members of the public may address the Board on the item or items listed on the Closed Session agenda.*

CLOSED SESSION – *As permitted by Government code Section 54956.9 et seq., the Board may recess to closed session to consider specific matters dealing with pending or threatened litigation, certain personnel matters or certain property acquisition matters.*

- CS 1. Public Employee Performance Evaluation, (Pursuant to CA Gov Code Sec. 54957 of the Government Code) - Title: General Manager
- CS 2. Conference with Legal Counsel – Existing Litigation Pursuant to CA Gov Code Sec. 54956.9 of the Government Code) - MPWMD v. LAFCO - Case 22 CV 000935
- CS 3. Conference with Legal Counsel – Existing Litigation Pursuant to CA Gov Code Sec. 54956.9 of the Government Code) - MPWMD v. Cal-Am – Case No. Not Yet Assigned

RECESS TO CLOSED SESSION

Any Closed Session Items not completed may be continued to after the end of all open session items.

REGULAR SESSION AT 6:00 P.M.

CALL TO ORDER / ROLL CALL

PLEDGE OF ALLEGIANCE

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 Special Board Meeting on October 10, 2023 and the Special and Regular Board Meeting on November 13, 2023
- 2. Consider Adoption of Treasurer’s Report for October 2023
- 3. Consider Confirmation of Salary and Benefits for CFO/ASD Manager
- 4. Consider Authorization of District Officers to Invest Monies in Local Agency Investment Fund

GENERAL MANAGER’S REPORT

- 5. Status Report on California American Water Compliance with State Water Resources Control Board Order 2016-0016 and Seaside Groundwater Basin Adjudication Decision (*Verbal Report*)
- 6. Update on Water Supply Projects

7. Progress Report on Strategic Goals Assigned to General Manager for 2023

REPORT FROM DISTRICT COUNSEL

8. Update on Pending Litigation
9. Reportable Action from Closed Session on Monday, November 13, 2023

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

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

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

11. Consider Adoption of January through March 2024 Quarterly Water Supply Strategy and Budget

Recommended Action: The Board will consider approval of a proposed production strategy for the California American Water Distribution Systems for the three-month period of January through March 2024. The strategy sets monthly goals for surface and groundwater production from various sources within the California American Water systems.

CEQA Compliance: Notice of Exemption, CEQA, Article 19, section 15301 (Class 1)}

ESA Compliance: Consistent with the September 2001 and February 2009 Conservation Agreements between the National Marine Fisheries Service and California American Water to minimize take of listed steelhead in the Carmel River and Consistent with SWRCB WR Order Nos. 95-10, 98-04, 2002-0002, and 2016-0016

12. Receive Pension Reporting Standards Government Accounting Standards Board (GASB) Statement No. 68 Accounting Valuation Report

Recommended Action/: The Board will receive the GASB 68 Accounting Valuation Report prepared by CalPERS.

13. Receive Government Accounting Standards Board (GASB) Statement No. 75 Accounting and Financial Reporting for Post-Employment Benefits Other Than Pension

Recommended Action: The Board will receive the GASB 75 OPEB Valuation Report prepared by GovInvest.

ACTION ITEMS – *Public Comment will be received. Please limit your comments to three (3) minutes per item.*

14. Consider Adoption of Resolution 2023-15 Authorizing an Exception to the CalPERS 180-Day Wait Period for Hiring a Retiree (Suresh Prasad)

Recommended Action: The Board will consider adoption of a resolution in compliance with the California Public Retirement System (CalPERS) requirement that the governing body of any agency wishing to hire a retiree prior to 180-days following their retirement date, pass a resolution to that effect.

15. Consider Adoption of Resolution 2023-16 Authorizing an Exception to the CalPERS 180-Day Wait Period for Hiring a Retiree (Tom Lindberg)

Recommended Action: The Board will consider adoption of a resolution in compliance with the California Public Retirement System (CalPERS) requirement that the governing body of any agency wishing to hire a retiree prior to 180-days following their retirement date, pass a resolution to that effect.

- 16. Review and Consider Adopting the Board Meeting Schedule for Calendar Year 2024 Through February 2025

Recommended Action: The Board will review and consider adopting the board meeting schedule for Calendar Year 2024.

- 17. Conduct Election of Board Officers for 2024

Recommended Action: The Board will conduct an election for the positions of Board Chair Vice Chair, Secretary and Treasurer.

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

- 18. Report on Activity/Progress on Contracts Over \$25,000
- 19. Status Report on Measure J / Rule 19.8 Phase II Spending
- 20. Letters Received Supplemental Letter Packet
- 21. Committee Reports
- 22. Monthly Allocation Report
- 23. Water Conservation Program Report
- 24. Carmel River Fishery Report for November 2023
- 25. 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, January 22, 2024	<i>Regular</i>	6:00 p.m.
Monday, February 12, 2024	<i>Regular</i>	6:00 p.m.

Board Meeting Television and On-Line Broadcast Schedule	
Television Broadcast	Viewing Area
Comcast Ch. 24 View live broadcast on meeting dates, and replays on Mondays, Tuesdays and Thursdays at 4:00 p.m.	All Peninsula Cities
Comcast Ch. 28 (Monterey County Government Channel) Replays only at 9:00 a.m. on Saturdays	Throughout the Monterey County Government Television viewing area.
Internet Broadcast	
AMP 1 View live broadcast on meeting dates, and replays on Mondays, Tuesdays, and Thursdays at 4:00 p.m. and at https://accessmediaproductions.org/ scroll to AMP 1.	

Monterey County Government Channel | Replays only at 9:00 a.m. on Saturdays at www.mgtvonline.com

MPWMD YouTube Page – View live broadcast on meeting dates. Recording/Replays available five (5) days following meeting date - <https://www.youtube.com/channel/UCg-2VgzL.BmgV8AaSK67BBRg>

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.

Provide Public Comment at the Meeting

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. Face coverings are encouraged, but not required. Please fill out a speaker card for each item you wish to speak on, and place in the speaker card box next to the Board Clerk.

Attend via Zoom: See below “Instructions for Connecting to the **Zoom Meeting**”

Submission of Public Comment via E-mail

Send comments to comments@mpwmd.net with one of the following subject lines "PUBLIC COMMENT ITEM #*(insert the item number relevant to your comment)*" or "PUBLIC COMMENT – ORAL COMMUNICATIONS." Staff will forward correspondence received to the Board. Correspondence is not read during public comment portion of the meeting. However, all written public comment received becomes part of the official record of the meeting and placed on the District’s website as part of the agenda packet for the meeting.

Submission of Written Public Comment

All documents submitted by the public must have no less than fifteen (15) copies to be received and distributed by the **Clerk** prior to the Meeting.

Document Distribution

In accordance with Government Code §54957.5, any materials of public record relating to an agenda item for a meeting of the Board of Directors that are provided to a majority of the members less than 72 hours before the meeting will be made available at the **District Office, 5 Harris Court, Building G, Monterey, CA** during normal business hours. Materials of public record that are distributed during the meeting shall be made available for public inspection at the meeting if prepared by the Board or a member of its legislative/advisory body, or the next business day after the meeting if prepared by some other person.

Instructions for Connecting to the **Zoom Meeting**

The public may remotely view and participate in the meeting to make public comment by computer, by phone or smart device.

Please log on or call in as early as possible to address any technical issues that may occur and ensure you do not

miss the time to speak on the desired item. Follow these instructions to log into Zoom from your computer, smart device or telephone. (Your device must have audio capability to participate).

To Join via Zoom- Teleconferencing means, please click the link below:

<https://mpwmd-net.zoom.us/j/83480524615?pwd=p2NYSaohgNW2aV0Bzu8Bmh3FIgJ7rd.1>

Or join at: <https://zoom.us/>

Webinar ID: 834 8052 4615

Passcode: 12112023

To Participate by Phone: (669) 900-9128

1. Use the “raise hand” function to join the queue to speak on the current agenda item when the Chair calls the item for Public Comment.

COMPUTER / SMART DEVICE USERS: You can find the raise hand option under your participant name.

TELEPHONE USERS: The following commands can be entered using your phone’s dial pad:

- *6 – Toggle Mute / Unmute
- *9 – Raise Hand

2. Staff will call your name or the last four digits of your phones number when it is your time to speak.
3. You may state your name at the beginning of your remarks for the meeting minutes.
4. Speakers will have up to three (3) minutes to make their remarks. *The Chair may announce and limit time on public comment.*
5. You may log off or hang up after making your comments.

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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EXHIBIT 1-A

**Draft Minutes
Special Meeting
Board of Directors
Monterey Peninsula Water Management District
October 10, 2023 at 5:30 P.M.**

Meeting Location: The Irvine Auditorium at the Middlebury Institute of International Studies
499 Pierce Street, Monterey, CA 93940 AND
By Teleconferencing Means - Zoom

CALL TO ORDER:

Chair Adams called the meeting to order at 5:30 PM.

ROLL CALL:

Board members present: Mary Adams, Chair
Amy Anderson, Vice Chair
George Riley
Marc Eisenhart
Karen Paull
Ian Oglesby
Alvin Edwards

Board members absent: George Riley (Recusal) *Subject to Rule 24 of the Meeting Rules of the Monterey Peninsula Water Management District*

RULE 24: ABSTENTION

No member shall abstain from voting except when that member has a disabling conflict of interest. In the presence of a declared disabling conflict of interest, the affected director shall enter the declaration in the Board minutes, shall not participate in discussing that agenda item and shall recuse him or herself from the vote. If the Board member is not personally involved in the matter before the Board, that director shall leave the room. The minutes shall record an absence for any circumstance where a Board member is not in the room at the time of a vote.

A letter from Director Riley was read into the record and is attached as **Exhibit A** to these minutes.

District staff members present: David Stoldt, General Manager
Kristina Pacheco, Executive Assistant/Board Clerk
Sara Reyes, Sr. Office Specialist

District staff members absent: None

District Counsel present: David Laredo with De Lay & Laredo

Special District Counsel present: Doug Dennington, Rutan & Tucker, LLP

ADDITIONS AND CORRECTIONS TO THE AGENDA

None

WELCOME AND INTRODUCTIONS

Chair Adams welcomed the public who were present in person and via Zoom and introduced the item to be discussed by the Board. Chair Adams introduced Special Counsel Doug Dennington with Rutan & Tucker, LLP and stated Mr. Tucker will be providing an overview of the purpose of the meeting and the nuances of the law that the Board shall consider.

PRESENTATION

Doug Dennington, Rutan & Tucker, LLP provided a summary of the Condemnation Proceeding and the Resolution of Necessity Process.

PUBLIC HEARING

Chair Adams introduced the matter.

2. Consider Adoption of Resolution 2023-13 A Resolution of the Board of Directors of the Monterey Peninsula Water Management District Determining the Public Interest and Necessity and Related Matters Supporting Acquisition of the Monterey Water System Owned by California American Water Company in Monterey County, California

David J. Stoldt, General Manager, provided an overview of this item and presented via slide-deck presentation titled “Item 2: Public Hearing”. General Manager Stoldt reviewed the discussion and actions taken by the Board to date. General Manager Stoldt, indicated the Board should consider the following, but not limited to:

- The Board’s Measures of Feasibility discussed at the November 12, 2019, Special Board Meeting
- The 3 Components of the Draft Resolution 2023-13
- Appendix B – 83 Findings and Evidence in Support of a Resolution of Necessity
- The several hundred pages of material submitted by the Manatt law firm on October 6, 2023 and delivered to the Directors in advance of the hearing
- The EIR certified by the Board in 2020
- Other Information for the Board to Consider

A copy of the presentation is available at the District office and can be found on the District website.

Chris Cook, PE, Director of Operations, and Evan Jacobs, Director of External Affairs at California American Water presented via slide-deck an overview of the Monterey Water System and addressed some of the Findings and Feasibility found in Resolution 2023-13.

Chair Adams opened the public comment.

Fifty-five persons spoke for and against the adoption of Resolution 2023-13. Following public comment, the board engaged in discussion and consideration.

A motion was made by Director Edwards with a second by Director Anderson to adopt Resolution 2023-13, A Resolution of the Board of Directors of the Monterey Peninsula Water Management District Determining the Public Interest and Necessity and Related Matters Supporting Acquisition of the Monterey Water System Owned by California American Water Company in Monterey County, California. The motion passed by roll call vote of 6-Ayes (Eisenhart, Oglesby, Anderson, Paull, Adams, and Edwards), 0-Noes and 1-Absent/Recusal (Riley)

ADJOURNMENT

Chair Adams adjourned the meeting at 8:58 p.m.

Sara Reyes, Sr. Office Specialist

Exhibit A Recusal Letter submitted by George Riley dated October 10, 2023

Minutes Approved by the MPWMD Board of Directors on Monday, December XX, 2023



EXHIBIT 1-B

**Draft Minutes
Special and Regular Meeting
Board of Directors
Monterey Peninsula Water Management District
November 13, 2023 at 5:00 P.M.**

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

CLOSED SESSION AT 5:00 P.M.

CALL TO ORDER:

Chair Adams called the meeting to order at 5:01 PM.

ROLL CALL:

Board members present:	Mary Adams, Chair Amy Anderson, Vice Chair (arrived at 5:11 p.m.) George Riley Marc Eisenhart Karen Paull Ian Oglesby Alvin Edwards
Board members absent:	None
District staff members present:	David Stoldt, General Manager Suresh Prasad, Administrative Services Manager/Chief Financial Officer Sara Reyes, Executive Assistant/Board Clerk
District staff members absent:	None
District Counsel present:	David Laredo with De Lay & Laredo Fran Farina with De Lay & Laredo Doug Dennington with Rutan & Tucker, LLP Edward T. Schexnayder with Shute, Mihaly & Weinberger

ADDITIONS AND CORRECTIONS TO THE AGENDA:

None

PUBLIC COMMENT ON THE CLOSED SESSION AGENDA:

Chair Adams opened Oral Communications; *the following comments were directed to the Board:*

- (1) Margaret Ann Coppernoll stated given the District already has latent powers with a long-established precedent, it does not seem necessary for the MPWMD to acquire an expansion of its latent powers with the Local Agency Formation Commission of Monterey County (LAFCO).

No further comments were directed to the Board.

CLOSED SESSION:

District Counsel Laredo led the Board into Closed Session.

- CS 1. Conference with Legal Counsel - Existing Litigation (§54956.9(d)(1)) (City Monterey Peninsula Water Management District v. Local Agency Formation Commission of Monterey County); Monterey County Superior Court) – Case No. 22CV000925
- CS 2. Pursuant to Government Code §54956.9(c), the board will confer with district counsel to review two matters of potential/anticipated litigation.
- CS 3. Conference with Legal Counsel - Existing Litigation (§54956.9(d)(1)) (Cal-Am General Rate Case) – CPUC A. 22-07-001
- CS 4. Conference with Legal Counsel - Existing Litigation (§54956.9(d)(1)) (Cal-Am Application re Water Purchase Agreement) – CPUC A. 21-11-024
- CS 5. Public Employee Performance Evaluation, (Pursuant to CA Gov Code Sec. 54957 of the Government Code) - Title: General Manager
- CS 6. Conference with Labor Negotiator (§54957.6), Agency designated representative: General Manager David Stoldt; Unrepresented employee: CFO/Administrative Services Manager

RECESS TO CLOSED SESSION:

The Board recessed Closed Session at 5:56 p.m.

REGULAR SESSION AT 6:00 P.M.

CALL TO ORDER:

Chair Adams called the meeting to order at 6:03 p.m.

ROLL CALL:

Board members present:	Mary Adams, Chair Amy Anderson, Vice Chair George Riley Marc Eisenhart Karen Paull Ian Oglesby Alvin Edwards
Board members absent:	None
District staff members present:	David Stoldt, General Manager Suresh Prasad, Administrative Services Manager/Chief Financial Officer Stephanie Locke, Water Demand Manager Maureen Hamilton, District Engineer Thomas Christensen, Environmental Resources Manager Sara Reyes, Executive Assistant/Board Clerk
District staff members absent:	None
District Counsel present:	David Laredo with De Lay & Laredo

PLEDGE OF ALLEGIANCE:

The assembly recited the Pledge of Allegiance.

ADDITIONS AND CORRECTIONS TO THE AGENDA:

None

ORAL COMMUNICATIONS:

Chair Adams opened Oral Communications; *the following comments were directed to the Board:*

- (1) Anna Thompson thanked the Board, General Manager, and Counsel for their service to the community and for moving forward with the buyout of California American Water (Cal-Am).
- (2) Michael Baer, asked for an update on the legal proceedings with LAFCO and thanked the Board for their work.

CONSENT CALENDAR:

Chair Adams introduced the matter.

Director Eisenhart asked to pull Item 1-C, the draft minutes from the October 10, 2023, Special Board meeting for discussion. Director Riley asked for Items 4 and 5 to be pulled for questions. General Manager Stoldt responded and stated that staff would make the desired changes to the minutes and return to the Board for approval at the December meeting.

There being no further discussion, a motion was offered by Director Riley with a second by Director Oglesby to approve the Consent Calendar with the exception of Exhibit 1-C. The motion passed by a voice vote of 7-Ayes (Adams, Oglesby, Eisenhart, Anderson, Paull, Edwards and Riley), and 0-Noes.

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

1. **Consider Adoption of Minutes of the Special Board Meeting on September 7, 2023, and the Regular Board Meeting on September 18, 2023**
2. **Consider Adoption of Treasurer’s Report for August 2023**
3. **Consider Adoption of Treasurer’s Report for September 2023**
4. **Receive and File First Quarter Financial Activity Report for Fiscal Year 2023-2024**
5. **Consider Approval of First Quarter Fiscal Year 2023-2024 Investment Report**
6. **Consider Converting the Associate Hydrologist Position to Meter Program Coordinator Position**
7. **Consider Authorizing CLA-VAL Western Regional Service to Proceed with Five Year Maintenance and Servicing of Valves at the Santa Margarita Aquifer Storage & Recovery Facility**

GENERAL MANAGER’S REPORT:

Chair Adams introduced the matter.

David Stoldt, General Manager, announced a letter was received on November 11, 2023, addressed to Chair Adams awarding Suresh Prasad, Chief Financial Officer, the Government Finance Officers Association (GFOA) Certificate of Achievement for Excellence in Financial Reporting. General Manager Stoldt read excerpts from the letter to the Board.

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

General Manager Stoldt answered questions and provided information on the status of this agenda item via slide-deck presentation titled “Status Report on Cal-Am Compliance with SWRCB Orders and Seaside Basin Decision as of October 1, 2023” and answered board questions. Mr. Stoldt stated that District staff will be meeting with Cal-Am to discuss a few topics such as how Cal-Am can optimize their system to avoid not operating under the legal water right and preparation for ASR. He pointed out that year 2023 is the 8th-best rainfall on record. *A copy of the presentation*

is available at the District office and can be found on the District website.

9. Update on Water Supply Projects

Matters reported by General Manager Stoldt:

- Mr. Rowley’s group - Fisherman’s Flats Neighborhood Association Homeowners and Residents Association has a luncheon on Wednesday, November 15, 2023, with representatives from Cal-Am to discuss the conditions and progress on meeting those conditions in the timeline for the desalination plan. A similar presentation was done at the quarterly Monterey County Hospitality Association luncheon in October so there continues to be effort made to meet those conditions as imposed by the Coastal Commission in their conditional approval.
- Pure Water Monterey expansion, there are two contracts, and both have been given the notice to proceed. It is a 24-month build, so progress at the site will be visible soon with testing and implementation in 2 years.

Chair Adams opened the public comment for Item Nos. 8 and 9; no comments were directed to the Board:

REPORT FROM DISTRICT COUNSEL:

Chair Adams introduced the matter.

10. Update on Pending Litigation

District Counsel Laredo reported that the Board deliberated on two closed session matters pertaining to the following:

- CS 1. Conference with Legal Counsel - Existing Litigation (§54956.9(d)(1)) (City Monterey Peninsula Water Management District v. Local Agency Formation Commission of Monterey County); Monterey County Superior Court) – Case No. 22CV000925
- CS 2. Pursuant to Government Code §54956.9(c), the board will confer with district counsel to review two matters of potential/anticipated litigation.

Counsel Laredo reported the following action was taken by the Board:

A motion was made by Director Edwards with a second by Director Anderson to file a complaint to acquire the California American Water Distribution System and to fulfill Measure J in accord with the October 10th Resolution of Necessity. The motion passed unanimously with 7-Ayes (Edwards, Riley, Paull, Eisenhart, Oglesby, Anderson and Adams), 0-Noes, 0-Absent.

Counsel Laredo reported the Board will return to a closed session to discuss the remaining five items at the end of the public session on November 13, 2023.

Counsel Laredo also provided a verbal status report and answered questions on pending litigation to include the following:

- Request by the Marina Coast Water District that the MPWMD support its petition for review of the case Cal-Am vs MCWD for review of the appeal related to Cal-Am’s Coastal development permit for its desalination plant.

A motion was made by Director Paull with a second by Director Eisenhart that the MPWMD ask the Supreme Court to take that matter under review. The motion passed unanimously with 7-Ayes (Edwards, Riley, Paull, Eisenhart, Oglesby, Anderson and Adams), 0-Noes, 0-Absent.

Chair Adams opened the public comment for Item No. 10; *the following comments were directed to the Board:*

- (1) Michael Baer, congratulated Suresh Prasad on being awarded the GFOA Certificate and praised the Board for their financial transparency and proceeding with eminent domain.

DIRECTORS' REPORTS:

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

Chair Adams introduced the matter.

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

Director Riley reported out on his attendance at the November Seaside Groundwater Basin Watermaster Meeting.

Director Edwards reported out on his virtual attendance at the October Monterey One Water Board meeting.

This item was informational only and no action was taken.

PUBLIC HEARING:

Chair Adams introduced the matter.

12. Consider Recommendation to the Board to Fund Rebates in the California American Water System Between January 1, 2024, and the Availability of Funding from the California American Water General Rate Case

Stephanie Locke, Water Demand Manager, provided an overview of her staff report and answered questions by the Board.

Chair Adams opened the public comment; *the following comments were directed to the Board:*

- (1) Michael Baer, asked Ms. Locke if the 1.1 million per year or for the entire three-year cycle.

A motion was offered by Director Paull Oglesby with a second by Director Eisenhart to approve the interim funding of up to \$200,000 through June 2024 for the Rebate Program from the District's general reserve fund. The motion passed by a voice vote of 7-Ayes (Edwards, Adams, Oglesby, Eisenhart, Anderson, Paull, and Riley) and 0-Noes.

13. Consider Authorization of \$600,000 for Acquisition of Monterey Water System Phase IV Activities

General Manager Stoldt provided an overview of his staff report and answered questions from the Board.

Chair Adams opened the public comment; no comments were directed to the Board:

A motion was offered by Director Edwards with a second by Director Anderson to authorize up to \$600,000 for Phase IV activities related to the acquisition of the Monterey Water System, to be expended only on the 5 firms identified as Rutan and Tucker – Special Counsel, Close & Associates – Operations & Condition Assessment, Jacobs Engineers – Operations & Condition Assessment, Raftelis Financial Consultants – Appraisal, Finance, and Rates and Barclays – Investment Banking. The motion passed by voice vote of 7-Ayes (Edwards, Adams, Oglesby, Eisenhart, Anderson, Paull, and Riley) and 0-Noes.

DISCUSSION ITEM:

Chair Adams introduced the matter.

14. Update on Water Demand by Jurisdiction

General Manager Stoldt provided an overview of his staff report and answered questions from the Board. He stated that this information was presented to the Water Demand Committee at their October 2, 2023 meeting, but it was important to bring it to the full Board for information and discussion purposes.

Chair Adams opened the public comment; *the following comments were directed to the Board:*

- (1) Tom Rowley, President of Fisherman’s Flats Neighborhood Association Homeowners and Residents Association stated in 1985-1086, the City of Monterey had presented plans for a four-lane expansion along Highway 68 that has never moved forward as Monterey County developed. He pointed out the traffic issues on Highway 68 go back to the early 1980s and entities are not taking into account what the needs are for future planning.

This item was discussed only and no action was taken.

15. Water Allocation Process Schedule

General Manager Stoldt directed the Board to the schedule presented in his report and answered questions from the Board.

Chair Adams opened the public comment; no comments were directed to the Board.

INFORMATIONAL ITEMS/STAFF REPORTS:

- 16. Report on Activity/Progress on Contracts Over \$25,000**
- 17. Status Report on Measure J/Rule 19.8 Phase II Spending**
- 18. Letters Received**
- 19. Committee Reports**
- 20. Monthly Allocation Report**
- 21. Water Conservation Program Report**
- 22. Carmel River Fishery Report for September 2023**
- 23. Carmel River Fishery Report for October 2023**
- 24. Monthly Water Supply and California American Water Production Report**
- 25. Quarterly Water Use Credit Transfer Status Report**
- 26. Quarterly Carmel River Riparian Corridor Management Program Report**

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

ADJOURNMENT:

1. Chair Adams adjourned the Regular Session at 7:25 PM.
2. Recessed the Board into continued Closed Session at 7:25 PM
3. The Board Adjourned from Closed Session at 8:02 PM

[Verbal reportable action on CS Nos. 3-6 will be provided by District Counsel on Monday, December 11, 2023]

Sara Reyes, Deputy District Secretary

Minutes Approved by the MPWMD Board of Directors on Monday, December XX, 2023

**MONTEREY PENINSULA WATER MANAGEMENT DISTRICT
TREASURER'S REPORT FOR OCTOBER 2023**

<u>Description</u>	<u>Checking</u>	<u>MPWMD Money Market</u>	<u>L.A.I.F.</u>	<u>Multi-Bank Securities</u>	<u>MPWMD Total</u>	<u>PB Reclamation Money Market</u>
Beginning Balance	\$706,158.87	\$2,209,926.97	\$9,901,551.05	\$8,852,548.39	\$21,670,185.28	\$1,085,500.87
Fee Deposits		1,937,783.16			1,937,783.16	582,826.79
MoCo Tax & WS Chg Installment Pymt					0.00	
Interest Received			89,288.21	31,170.01	120,458.22	
Transfer - Checking/LAIF					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	(1,070,000.00)
Voided Checks					0.00	
Bank Corrections/Reversals/Errors					0.00	
Bank Charges/Other	-				0.00	
Credit Card Fees	(1,938.33)				(1,938.33)	
Returned Deposits	-				0.00	
Payroll Tax/Benefit Deposits	(153,685.53)				(153,685.53)	
Payroll Checks/Direct Deposits	(149,148.15)				(149,148.15)	
General Checks	(517.32)				(517.32)	
Rebate Payments	(30,483.99)				(30,483.99)	
Bank Draft Payments	(10,860.32)				(10,860.32)	
AP Automation Payments	(1,419,927.94)				(1,419,927.94)	
Ending Balance	\$439,597.29	\$2,647,710.13	\$9,990,839.26	\$8,883,718.40	\$21,961,865.08	\$598,327.66

Check Report

By Check Number

Date Range: 10/01/2023 - 10/31/2023



Monterey Peninsula Water Management Di

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
Bank Code: APBNK	-Bank of America Checking					
Payment Type: Regular						
01002	Monterey County Clerk	10/06/2023	Regular	0.00	50.00	40803
04034	Monterey County Tax Collector	10/13/2023	Regular	0.00	193.66	40804
04034	Monterey County Tax Collector	10/13/2023	Regular	0.00	193.66	40805
03979	Special Districts Association of Monterey Count	10/13/2023	Regular	0.00	80.00	40806
Total Regular:				0.00	517.32	

Check Report

Date Range: 10/01/2023 - 10/31/2023

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
Payment Type: Virtual Payment						
00010	Access Monterey Peninsula	10/06/2023	Virtual Payment	0.00	875.00	APA003314
00983	Beverly Chaney	10/06/2023	Virtual Payment	0.00	95.87	APA003315
11822	CSC	10/06/2023	Virtual Payment	0.00	10,000.00	APA003316
00046	De Lay & Laredo	10/06/2023	Virtual Payment	0.00	35,858.50	APA003317
12655	Graphicsmiths	10/06/2023	Virtual Payment	0.00	125.00	APA003318
03965	Irrigation Association	10/06/2023	Virtual Payment	0.00	75.00	APA003319
00094	John Arriaga	10/06/2023	Virtual Payment	0.00	3,400.00	APA003320
05830	Larry Hampson	10/06/2023	Virtual Payment	0.00	1,413.12	APA003321
13431	Lynx Technologies, Inc	10/06/2023	Virtual Payment	0.00	3,375.00	APA003322
00222	M.J. Murphy	10/06/2023	Virtual Payment	0.00	34.42	APA003323
00259	Marina Coast Water District	10/06/2023	Virtual Payment	0.00	2,524.36	APA003324
05829	Mark Bekker	10/06/2023	Virtual Payment	0.00	1,154.30	APA003325
00118	Monterey Bay Carpet & Janitorial Svc	10/06/2023	Virtual Payment	0.00	1,260.00	APA003326
13396	Navia Benefit Solutions, Inc.	10/06/2023	Virtual Payment	0.00	852.91	APA003327
23759	Ozark Underground Lab, Inc	10/06/2023	Virtual Payment	0.00	1,066.69	APA003328
00154	Peninsula Messenger Service	10/06/2023	Virtual Payment	0.00	790.00	APA003329
00262	Pure H2O	10/06/2023	Virtual Payment	0.00	65.54	APA003330
13394	Regional Government Services	10/06/2023	Virtual Payment	0.00	2,746.60	APA003331
04709	Sherron Forsgren	10/06/2023	Virtual Payment	0.00	472.32	APA003332
04359	The Carmel Pine Cone	10/06/2023	Virtual Payment	0.00	726.00	APA003333
09425	The Ferguson Group LLC	10/06/2023	Virtual Payment	0.00	34.54	APA003334
17965	The Maynard Group	10/06/2023	Virtual Payment	0.00	1,497.81	APA003335
00269	U.S. Bank	10/06/2023	Virtual Payment	0.00	8,404.00	APA003336
00271	UPEC, Local 792	10/06/2023	Virtual Payment	0.00	1,188.00	APA003337
00750	Valley Saw & Garden Equipment	10/06/2023	Virtual Payment	0.00	1,321.90	APA003338
23550	WellmanAD	10/06/2023	Virtual Payment	0.00	8,325.00	APA003339
00763	ACWA-JPIA	10/13/2023	Virtual Payment	0.00	359.52	APA003565
00767	AFAC	10/13/2023	Virtual Payment	0.00	771.59	APA003566
00263	Arlene Tavani	10/13/2023	Virtual Payment	0.00	1,040.00	APA003567
12601	Carmel Valley Ace Hardware	10/13/2023	Virtual Payment	0.00	65.91	APA003568
00224	City of Monterey	10/13/2023	Virtual Payment	0.00	1,120.25	APA003569
00083	Clifton Larson Allen LLP	10/13/2023	Virtual Payment	0.00	10,500.00	APA003570
00028	Colantuono, Highsmith, & Whatley, PC	10/13/2023	Virtual Payment	0.00	21,722.75	APA003571
04041	Cynthia Schmidlin	10/13/2023	Virtual Payment	0.00	2,041.28	APA003572
00046	De Lay & Laredo	10/13/2023	Virtual Payment	0.00	9,728.00	APA003573
18734	DeVeera Inc.	10/13/2023	Virtual Payment	0.00	8,825.41	APA003574
12655	Graphicsmiths	10/13/2023	Virtual Payment	0.00	85.80	APA003575
02833	Greg James	10/13/2023	Virtual Payment	0.00	804.58	APA003576
24166	Kevin Robert Knapp	10/13/2023	Virtual Payment	0.00	3,842.50	APA003577
05829	Mark Bekker	10/13/2023	Virtual Payment	0.00	494.70	APA003578
00274	Monterey One Water	10/13/2023	Virtual Payment	0.00	250.21	APA003579
00274	Monterey One Water	10/13/2023	Virtual Payment	0.00	1,240,394.29	APA003580
00755	Peninsula Welding Supply, Inc.	10/13/2023	Virtual Payment	0.00	64.50	APA003581
24869	Raftelis Financial Consultants, Inc.	10/13/2023	Virtual Payment	0.00	720.00	APA003582
24873	Rincon Consultants Inc	10/13/2023	Virtual Payment	0.00	21,944.25	APA003583
00987	SDRMA - Prop & Liability Pkg	10/13/2023	Virtual Payment	0.00	47.50	APA003584
09351	Tetra Tech, Inc.	10/13/2023	Virtual Payment	0.00	615.00	APA003585
04359	The Carmel Pine Cone	10/13/2023	Virtual Payment	0.00	726.00	APA003586
09425	The Ferguson Group LLC	10/13/2023	Virtual Payment	0.00	6,000.00	APA003587
04353	Thomas Christensen	10/13/2023	Virtual Payment	0.00	57.02	APA003588
23550	WellmanAD	10/13/2023	Virtual Payment	0.00	100.00	APA003589
Total Virtual Payment:				0.00	1,420,002.94	

Check Report

Date Range: 10/01/2023 - 10/31/2023

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
Payment Type: Bank Draft						
00266	I.R.S.	10/04/2023	Bank Draft	0.00	30.56	DFT0003028
00266	I.R.S.	10/04/2023	Bank Draft	0.00	86.12	DFT0003029
00266	I.R.S.	10/04/2023	Bank Draft	0.00	368.28	DFT0003030
00266	I.R.S.	10/06/2023	Bank Draft	0.00	14,125.06	DFT0003031
00266	I.R.S.	10/06/2023	Bank Draft	0.00	3,125.36	DFT0003032
00267	Employment Development Dept.	10/06/2023	Bank Draft	0.00	5,608.70	DFT0003033
00266	I.R.S.	10/06/2023	Bank Draft	0.00	16.50	DFT0003034
00252	Cal-Am Water	10/06/2023	Bank Draft	0.00	165.26	DFT0003035
00252	Cal-Am Water	10/06/2023	Bank Draft	0.00	78.79	DFT0003036
00758	FedEx	10/06/2023	Bank Draft	0.00	82.67	DFT0003037
00277	Home Depot Credit Services	10/06/2023	Bank Draft	0.00	346.22	DFT0003038
00252	Cal-Am Water	10/13/2023	Bank Draft	0.00	186.27	DFT0003039
00758	FedEx	10/13/2023	Bank Draft	0.00	83.20	DFT0003040
00282	PG&E	10/13/2023	Bank Draft	0.00	67.21	DFT0003041
18163	Wex Bank	10/13/2023	Bank Draft	0.00	1,450.70	DFT0003042
00769	Laborers Trust Fund of Northern CA	10/10/2023	Bank Draft	0.00	35,650.00	DFT0003043
00266	I.R.S.	10/20/2023	Bank Draft	0.00	14,430.50	DFT0003044
00266	I.R.S.	10/20/2023	Bank Draft	0.00	3,180.80	DFT0003045
00267	Employment Development Dept.	10/20/2023	Bank Draft	0.00	5,650.63	DFT0003046
00266	I.R.S.	10/20/2023	Bank Draft	0.00	257.98	DFT0003047
00083	Clifton Larson Allen LLP	10/31/2023	Bank Draft	0.00	8,400.00	DFT0003049
00256	PERS Retirement	10/04/2023	Bank Draft	0.00	20,007.50	DFT0003078
00768	MissionSquare Retirement- 302617	10/06/2023	Bank Draft	0.00	5,630.97	DFT0003079
00768	MissionSquare Retirement- 302617	10/20/2023	Bank Draft	0.00	5,630.97	DFT0003080
00256	PERS Retirement	10/17/2023	Bank Draft	0.00	19,989.36	DFT0003081
00256	PERS Retirement	10/30/2023	Bank Draft	0.00	19,896.24	DFT0003082
Total Bank Draft:				0.00	164,545.85	

Payment Type	Bank Code APBNK		Summary	
	Payable Count	Payment Count	Discount	Payment
Regular Checks	4	4	0.00	517.32
Manual Checks	0	0	0.00	0.00
Voided Checks	0	0	0.00	0.00
Bank Drafts	40	26	0.00	164,545.85
EFT's	0	0	0.00	0.00
Virtual Payments	109	51	0.00	1,420,002.94
	153	81	0.00	1,585,066.11

Check Report

Date Range: 10/01/2023 - 10/31/2023

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						
25719	Adrian Santos-Alborna	10/13/2023	Virtual Payment	0.00	500.00	APA003490
25732	Alfred Saxe	10/13/2023	Virtual Payment	0.00	500.00	APA003491
25730	Amthony Quartarolo	10/13/2023	Virtual Payment	0.00	500.00	APA003492
25724	Andrea Zurek / Chateau Carmel LLC	10/13/2023	Virtual Payment	0.00	500.00	APA003493
25716	Anne Rudolph	10/13/2023	Virtual Payment	0.00	700.00	APA003494
25696	Beth Buzza	10/13/2023	Virtual Payment	0.00	500.00	APA003495
25697	Brian Wade	10/13/2023	Virtual Payment	0.00	500.00	APA003496
25694	Bruce R. Mehringer	10/13/2023	Virtual Payment	0.00	575.00	APA003497
25725	Bruce Silverblatt	10/13/2023	Virtual Payment	0.00	500.00	APA003498
25754	Candra Bayman	10/13/2023	Virtual Payment	0.00	75.00	APA003499
25693	Casey Elbare	10/13/2023	Virtual Payment	0.00	500.00	APA003500
25734	Chanida Bunyothin	10/13/2023	Virtual Payment	0.00	500.00	APA003501
25691	Chris Foster	10/13/2023	Virtual Payment	0.00	500.00	APA003502
25740	Dana Holland	10/13/2023	Virtual Payment	0.00	125.00	APA003503
25726	Dave Winans	10/13/2023	Virtual Payment	0.00	500.00	APA003504
25721	David S Jones	10/13/2023	Virtual Payment	0.00	500.00	APA003505
25745	Deidre Sullivan	10/13/2023	Virtual Payment	0.00	200.00	APA003506
25731	Desiree Babaian	10/13/2023	Virtual Payment	0.00	500.00	APA003507
25748	Donald Bartels	10/13/2023	Virtual Payment	0.00	75.00	APA003508
25686	Donald Basseri	10/13/2023	Virtual Payment	0.00	500.00	APA003509
25713	Erika Matadamas	10/13/2023	Virtual Payment	0.00	500.00	APA003510
25701	Eugene Benjamin	10/13/2023	Virtual Payment	0.00	500.00	APA003511
25729	Frank White	10/13/2023	Virtual Payment	0.00	500.00	APA003512
25720	Fred Lawson	10/13/2023	Virtual Payment	0.00	500.00	APA003513
25733	Gary Bales	10/13/2023	Virtual Payment	0.00	500.00	APA003514
25752	Gary Nakamura	10/13/2023	Virtual Payment	0.00	75.00	APA003515
25687	Gerald Carlsen	10/13/2023	Virtual Payment	0.00	500.00	APA003516
25695	Gregory G Hinton	10/13/2023	Virtual Payment	0.00	625.00	APA003517
25717	Jacqueline Leimer	10/13/2023	Virtual Payment	0.00	500.00	APA003518
25746	James Jenifer	10/13/2023	Virtual Payment	0.00	200.00	APA003519
25707	James Russell	10/13/2023	Virtual Payment	0.00	500.00	APA003520
25684	Jason Phillips	10/13/2023	Virtual Payment	0.00	500.00	APA003521
25742	Jeff Scroggin	10/13/2023	Virtual Payment	0.00	120.00	APA003522
25704	Jeffrey Jones	10/13/2023	Virtual Payment	0.00	650.00	APA003523
25723	Jennifer Graves	10/13/2023	Virtual Payment	0.00	500.00	APA003524
25350	Jo Ann Lowery	10/13/2023	Virtual Payment	0.00	125.00	APA003525
25736	Joanne M Bevilacqua	10/13/2023	Virtual Payment	0.00	125.00	APA003526
25728	Joe Russo	10/13/2023	Virtual Payment	0.00	500.00	APA003527
22288	John Eaton	10/13/2023	Virtual Payment	0.00	213.99	APA003528
25699	Johnny Miller	10/13/2023	Virtual Payment	0.00	500.00	APA003529
25706	Jordan Korengold	10/13/2023	Virtual Payment	0.00	500.00	APA003530
25738	Joshua Vining	10/13/2023	Virtual Payment	0.00	125.00	APA003531
25683	Jude Fox	10/13/2023	Virtual Payment	0.00	500.00	APA003532
25727	Julie Callahan	10/13/2023	Virtual Payment	0.00	500.00	APA003533
25741	Karin Trorey	10/13/2023	Virtual Payment	0.00	125.00	APA003534
25755	Kathryn Alkire	10/13/2023	Virtual Payment	0.00	75.00	APA003535
25705	Linda Casey	10/13/2023	Virtual Payment	0.00	500.00	APA003536
25685	Lynett Petrula	10/13/2023	Virtual Payment	0.00	500.00	APA003537
25739	Margaret Cannizzaro	10/13/2023	Virtual Payment	0.00	125.00	APA003538
25703	Marie Chao	10/13/2023	Virtual Payment	0.00	500.00	APA003539
25735	Mark Bishop	10/13/2023	Virtual Payment	0.00	500.00	APA003540
25689	Mary Judith Pollock	10/13/2023	Virtual Payment	0.00	500.00	APA003541
25688	Matthew D Bute	10/13/2023	Virtual Payment	0.00	500.00	APA003542
25712	Michael Raydo	10/13/2023	Virtual Payment	0.00	625.00	APA003543
25751	Olivera Haney	10/13/2023	Virtual Payment	0.00	225.00	APA003544
25714	Patricia Teaford	10/13/2023	Virtual Payment	0.00	500.00	APA003545
25722	Patrick Belanger	10/13/2023	Virtual Payment	0.00	500.00	APA003546
25743	Rhonda Williams	10/13/2023	Virtual Payment	0.00	200.00	APA003547
25753	Richard Paulus	10/13/2023	Virtual Payment	0.00	75.00	APA003548

Check Report

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
25750	Robby Kroeze	10/13/2023	Virtual Payment	0.00	75.00	APA003549
25744	Rudy Gnekow	10/13/2023	Virtual Payment	0.00	200.00	APA003550
25711	Russell Tanouye	10/13/2023	Virtual Payment	0.00	700.00	APA003551
25715	Ruth Roy	10/13/2023	Virtual Payment	0.00	500.00	APA003552
25698	Scott & Carie Broecker	10/13/2023	Virtual Payment	0.00	500.00	APA003553
25710	Scott Mayhew	10/13/2023	Virtual Payment	0.00	500.00	APA003554
25749	Scott Teaford	10/13/2023	Virtual Payment	0.00	150.00	APA003555
25718	Shelly Littlewood	10/13/2023	Virtual Payment	0.00	500.00	APA003556
25737	Soe Aung	10/13/2023	Virtual Payment	0.00	125.00	APA003557
25708	Terry Baldwin	10/13/2023	Virtual Payment	0.00	500.00	APA003558
25690	Thomas Mork	10/13/2023	Virtual Payment	0.00	500.00	APA003559
25709	Thomas Reeves	10/13/2023	Virtual Payment	0.00	500.00	APA003560
25692	Tove Anderson	10/13/2023	Virtual Payment	0.00	625.00	APA003561
25700	Travis Kinney	10/13/2023	Virtual Payment	0.00	500.00	APA003562
25747	Trisha Hatfield	10/13/2023	Virtual Payment	0.00	150.00	APA003563
25702	Whispering Pines Cottages - Debbie Britz	10/13/2023	Virtual Payment	0.00	500.00	APA003564
Total Virtual Payment:				0.00	30,483.99	

Bank Code REBATES-02 Summary

Payment Type	Payable Count	Payment Count	Discount	Payment
Regular Checks	0	0	0.00	0.00
Manual Checks	0	0	0.00	0.00
Voided Checks	0	0	0.00	0.00
Bank Drafts	0	0	0.00	0.00
EFT's	0	0	0.00	0.00
Virtual Payments	75	75	0.00	30,483.99
	75	75	0.00	30,483.99

All Bank Codes Check Summary

Payment Type	Payable Count	Payment Count	Discount	Payment
Regular Checks	4	4	0.00	517.32
Manual Checks	0	0	0.00	0.00
Voided Checks	0	0	0.00	0.00
Bank Drafts	40	26	0.00	164,545.85
EFT's	0	0	0.00	0.00
Virtual Payments	184	126	0.00	1,450,486.93
	228	156	0.00	1,615,550.10

Fund Summary

Fund	Name	Period	Amount
99	POOL CASH FUND	10/2023	1,615,550.10
			1,615,550.10

EXHIBIT 2-C



Monterey Peninsula Water Management District

Payroll Bank Transaction Report

By Payment Number

Date: 10/1/2023 - 10/31/2023

Payroll Set: 01 - Monterey Peninsula Water Management District

Payment Number	Payment Date	Payment Type	Employee Number	Employee Name	Check Amount	Direct Deposit Amount	Total Payment
7541	10/06/2023	Regular	1086	Pacheco, Kristina B	0.00	1,945.58	1,945.58
7542	10/06/2023	Regular	1024	Stoldt, David J	0.00	6,472.41	6,472.41
7543	10/06/2023	Regular	1044	Bennett, Corryn D	0.00	2,533.74	2,533.74
7544	10/06/2023	Regular	1078	Mossbacher, Simona F	0.00	2,411.64	2,411.64
7545	10/06/2023	Regular	1018	Prasad, Suresh	0.00	4,041.75	4,041.75
7546	10/06/2023	Regular	1019	Reyes, Sara C	0.00	2,258.74	2,258.74
7547	10/06/2023	Regular	1083	Silvas Robles, Teresa	0.00	2,198.23	2,198.23
7548	10/06/2023	Regular	1081	Banker-Hix, William C	0.00	2,589.16	2,589.16
7549	10/06/2023	Regular	1042	Hamilton, Maureen C.	0.00	3,615.33	3,615.33
7550	10/06/2023	Regular	1011	Lear, Jonathan P	0.00	4,653.94	4,653.94
7551	10/06/2023	Regular	1012	Lindberg, Thomas L	0.00	2,958.28	2,958.28
7552	10/06/2023	Regular	1080	Steinmetz, Cory S	0.00	2,278.85	2,278.85
7553	10/06/2023	Regular	1045	Atkins, Daniel N	0.00	2,284.14	2,284.14
7554	10/06/2023	Regular	1004	Chaney, Beverly M	0.00	2,948.70	2,948.70
7555	10/06/2023	Regular	1005	Christensen, Thomas T	0.00	3,497.94	3,497.94
7556	10/06/2023	Regular	1007	Hamilton, Cory R	0.00	2,525.80	2,525.80
7557	10/06/2023	Regular	1085	Hettrick, Clyde Marlin	0.00	2,201.96	2,201.96
7558	10/06/2023	Regular	6078	Kneemeyer, Cinthia A	0.00	122.82	122.82
7559	10/06/2023	Regular	1048	Lumas, Eric M	0.00	2,218.45	2,218.45
7560	10/06/2023	Regular	1001	Bravo, Gabriela D	0.00	2,871.43	2,871.43
7561	10/06/2023	Regular	1084	Ignacio, Fredrick M	0.00	1,755.85	1,755.85
7562	10/06/2023	Regular	1010	Kister, Stephanie L	0.00	2,937.23	2,937.23
7563	10/06/2023	Regular	1017	Locke, Stephanie L	0.00	3,806.73	3,806.73
7564	10/06/2023	Regular	1076	Nguyen, Tricia K	0.00	2,395.08	2,395.08
7565	10/06/2023	Regular	1082	Osborn, Carrie S	0.00	2,127.84	2,127.84
7566	10/06/2023	Regular	1040	Smith, Kyle	0.00	2,834.59	2,834.59
7567	10/04/2023	Regular	7015	Adams, Mary L	0.00	353.71	353.71
7568	10/04/2023	Regular	7020	Anderson, Amy E	0.00	498.69	498.69
7569	10/04/2023	Regular	7022	Eisenhart, Marc A	0.00	374.02	374.02
7570	10/04/2023	Regular	7023	Oglesby, Ian N	0.00	249.34	249.34
7571	10/04/2023	Regular	7019	Paull, Karen P	0.00	374.02	374.02
7572	10/04/2023	Regular	7018	Riley, George T	0.00	374.02	374.02
7573	10/20/2023	Regular	1086	Pacheco, Kristina B	0.00	1,083.05	1,083.05
7574	10/20/2023	Regular	1024	Stoldt, David J	0.00	6,472.41	6,472.41
7575	10/20/2023	Regular	1044	Bennett, Corryn D	0.00	2,533.74	2,533.74
7576	10/20/2023	Regular	1078	Mossbacher, Simona F	0.00	3,223.42	3,223.42
7577	10/20/2023	Regular	1018	Prasad, Suresh	0.00	4,041.75	4,041.75
7578	10/20/2023	Regular	1019	Reyes, Sara C	0.00	2,258.75	2,258.75
7579	10/20/2023	Regular	1083	Silvas Robles, Teresa	0.00	2,198.23	2,198.23
7580	10/20/2023	Regular	1081	Banker-Hix, William C	0.00	2,486.15	2,486.15
7581	10/20/2023	Regular	1042	Hamilton, Maureen C.	0.00	3,615.33	3,615.33
7582	10/20/2023	Regular	1011	Lear, Jonathan P	0.00	4,653.94	4,653.94
7583	10/20/2023	Regular	1012	Lindberg, Thomas L	0.00	2,958.28	2,958.28
7584	10/20/2023	Regular	1080	Steinmetz, Cory S	0.00	2,278.85	2,278.85
7585	10/20/2023	Regular	1045	Atkins, Daniel N	0.00	2,284.14	2,284.14
7586	10/20/2023	Regular	1004	Chaney, Beverly M	0.00	2,948.70	2,948.70
7587	10/20/2023	Regular	6062	Chaney, Ryan D	0.00	1,029.27	1,029.27
7588	10/20/2023	Regular	1005	Christensen, Thomas T	0.00	3,497.94	3,497.94
7589	10/20/2023	Regular	1007	Hamilton, Cory R	0.00	2,525.79	2,525.79
7590	10/20/2023	Regular	1085	Hettrick, Clyde Marlin	0.00	2,201.96	2,201.96
7591	10/20/2023	Regular	6078	Kneemeyer, Cinthia A	0.00	710.76	710.76
7592	10/20/2023	Regular	1048	Lumas, Eric M	0.00	2,218.45	2,218.45
7593	10/20/2023	Regular	1001	Bravo, Gabriela D	0.00	2,871.46	2,871.46
7594	10/20/2023	Regular	1084	Ignacio, Fredrick M	0.00	1,755.85	1,755.85
7595	10/20/2023	Regular	1010	Kister, Stephanie L	0.00	2,937.22	2,937.22
7596	10/20/2023	Regular	1017	Locke, Stephanie L	0.00	3,806.74	3,806.74
7597	10/20/2023	Regular	1076	Nguyen, Tricia K	0.00	2,395.08	2,395.08

Payment Number	Payment Date	Payment Type	Employee Number	Employee Name	Check Amount	Direct Deposit Amount	Total Payment
7598	10/20/2023	Regular	1082	Osborn, Carrie S	0.00	2,127.84	2,127.84
7599	10/20/2023	Regular	1040	Smith, Kyle	0.00	2,834.60	2,834.60
40802	10/04/2023	Regular	7009	Edwards, Alvin	488.44	0.00	488.44
Total:					488.44	148,659.71	149,148.15



MONTEREY PENINSULA WATER MANAGEMENT DISTRICT
 STATEMENT OF REVENUES AND EXPENDITURES
 FOR THE MONTH OCTOBER 31, 2023

	<u>Mitigation</u>	<u>Conservation</u>	<u>Water Supply</u>	<u>Current Period Activity</u>	<u>Current FY Year-to-Date Actual</u>	<u>Current FY Annual Budget</u>	<u>Prior FY Year-to-Date Actual</u>
REVENUES							
Property taxes	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 2,600,000	\$ -
Water supply charge			-	-	-	3,400,000	(89)
User fees	367,451	141,410	85,703	594,563	1,858,355	6,000,000	1,260,097
Mitigation revenue	-			-	-	-	-
PWM Water Sales			-	-	3,310,566	13,275,500	4,287,179
Capacity fees			43,087	43,087	112,404	500,000	136,671
Permit fees	-	17,976		17,976	75,111	198,000	76,450
Investment income	24,876	25,061	39,351	89,288	62,749	150,000	45,967
Miscellaneous	1,579	1,531	1,674	4,784	6,564	15,000	13,647
Sub-total district revenues	393,905	185,977	169,816	749,698	5,425,749	26,138,500	5,819,921
Project reimbursements	-	23,009	-	23,009	404,501	1,251,200	187,685
Legal fee reimbursements		-		-	900	16,000	1,050
Grants	-	-	-	-	62,886	18,940,000	43,028
Recording fees		5,170		5,170	19,580	25,000	17,380
Sub-total reimbursements	-	28,179	-	28,179	487,867	20,232,200	249,143
From Reserves	-	-	-	-	-	2,067,550	-
Total revenues	393,905	214,156	169,816	777,877	5,913,616	48,438,250	6,069,065
EXPENDITURES							
Personnel:							
Salaries	75,835	47,895	96,346	220,076	826,276	2,902,800	794,277
Retirement	7,647	4,842	10,080	22,569	586,397	820,700	596,074
Unemployment Compensation	-	-	-	-	-	10,100	-
Auto Allowance	92	92	277	462	1,731	6,000	1,754
Deferred Compensation	165	165	495	825	3,290	10,700	2,811
Temporary Personnel	364	353	386	1,102	1,102	10,000	6,264
Workers Comp. Ins.	3,208	264	2,475	5,947	22,203	56,600	21,727
Employee Insurance	16,612	11,794	18,114	46,520	178,257	583,700	163,524
Medicare & FICA Taxes	1,299	741	1,317	3,357	12,495	49,500	13,699
Personnel Recruitment	-	-	-	-	306	8,000	254
Other benefits	66	64	70	200	500	2,000	400
Staff Development	49	48	52	149	3,018	26,400	5,670
Sub-total personnel costs	105,337	66,258	129,612	301,207	1,635,574	4,486,500	1,606,454
Services & Supplies:							
Board Member Comp	713	713	734	2,160	9,315	37,000	10,530
Board Expenses	133	95	118	346	1,184	8,000	1,959
Rent	838	400	863	2,101	8,404	26,300	7,908
Utilities	995	965	1,055	3,015	12,180	33,200	11,481
Telephone	1,690	1,292	1,126	4,107	16,428	47,000	16,310
Facility Maintenance	1,412	1,379	1,489	4,280	11,876	55,100	9,537
Bank Charges	640	620	678	1,938	4,655	25,100	7,537
Office Supplies	749	727	889	2,365	5,640	24,200	11,767
Courier Expense	167	162	177	505	2,768	7,600	2,904
Postage & Shipping	165	160	175	500	1,000	7,500	1,364
Equipment Lease	357	227	288	872	3,042	13,100	3,914
Equip. Repairs & Maintenance	-	-	-	-	1,221	5,100	964
Photocopy Expense					-	-	-
Printing/Duplicating/Binding	-	-	-	-	-	-	-
IT Supplies/Services	10,527	10,143	11,164	31,835	106,855	260,000	133,420
Operating Supplies	517	1,600	-	2,116	8,575	21,200	1,821
Legal Services	12,500	11,809	22,461	46,771	153,929	400,000	104,842
Professional Fees	11,567	11,216	12,268	35,050	121,801	455,100	67,191
Transportation	1,483	217	316	2,016	14,092	31,000	9,349



MONTEREY PENINSULA WATER MANAGEMENT DISTRICT
 STATEMENT OF REVENUES AND EXPENDITURES
 FOR THE MONTH OCTOBER 31, 2023

	<u>Mitigation</u>	<u>Conservation</u>	<u>Water Supply</u>	<u>Current Period Activity</u>	<u>Current FY Year-to-Date Actual</u>	<u>Current FY Annual Budget</u>	<u>Prior FY Year-to-Date Actual</u>
Travel	38	43	66	146	548	19,500	13,418
Meeting Expenses	166	161	176	502	2,228	19,800	5,369
Insurance	16	15	17	48	48	250,000	57,821
Legal Notices	-	-	-	-	-	2,600	-
Membership Dues	4,292	4,162	4,552	13,005	13,898	41,200	27,641
Public Outreach	-	-	-	-	1,600	3,100	110
Assessors Administration Fee	-	-	-	-	-	34,000	-
Miscellaneous	128	124	136	387	387	3,200	387
Sub-total services & supplies costs	49,091	46,228	58,745	154,064	501,676	1,829,900	507,544
Project expenditures	95,891	23,149	993,096	1,112,136	4,757,650	36,631,100	4,948,259
Fixed assets	-	-	-	-	875	230,000	50,715
Contingencies	-	-	-	-	-	70,000	-
Election costs	-	-	-	-	-	-	-
Debt service: Principal	-	-	-	-	-	-	-
Debt service: Interest	-	-	-	-	-	-	213
Flood drought reserve	-	-	-	-	-	171,056	-
Capital equipment reserve	-	-	-	-	-	330,300	-
General fund balance	-	-	-	-	-	1,089,394	270
Debt Reserve	-	-	-	-	-	-	-
Pension reserve	-	-	-	-	-	100,000	-
OPEB reserve	-	-	-	-	-	100,000	-
Water Supply Charge Reserve	-	-	-	-	-	3,400,000	-
Other	-	-	-	-	-	-	-
Sub-total other	95,891	23,149	993,096	1,112,136	4,758,525	42,121,850	4,999,457
Total expenditures	250,319	135,635	1,181,454	1,567,407	6,895,775	48,438,250	7,113,455
Excess (Deficiency) of revenues over expenditures	\$ 143,586	\$ 78,522	\$ (1,011,638)	\$ (789,530)	\$ (982,159)	\$ -	\$ (1,044,390)

ITEM: CONSENT CALENDAR**3. CONSIDER CONFIRMATION OF SALARY AND BENEFITS FOR CFO/ASD MANAGER**

Meeting Date:	December 11, 2023	Budgeted:
From:	David J. Stoldt General Manager	Program/ Line Item No.:
Prepared By:	David J. Stoldt	Cost Estimate:

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: After a recruitment that resulted in 5 strong candidates and 4 thorough interviews, Mr. Nishil Bali has accepted an offer of employment for the position of CFO/Administrative Services Division Manager with the Monterey Peninsula Water Management District. The position is placed at Range 57 of the District's salary schedule, and the starting salary at Step C is \$179,367.12 per year. In addition to the salary, the District offered up to \$5,000 in moving expenses, to be paid upon receipt of eligible moving expenses. These are both within the parameters agreed to by the Board at the General Manager's request.

Mr. Bali was most recently the Finance Director and Treasurer at the City of Claremont. Prior to that he had the same position at the City of Rohnert Park and was Administrative & Fiscal Services Manager at the City of Berkeley. Mr. Bali also served the City and County of San Francisco in finance and operations positions for the SFPUC and the airport. He is a Certified Public Finance Officer and Certified Project Management Professional with membership in the national Government Finance Officers Association (GFOA) and the California Society of Municipal Finance Officers (CSMFO). Mr. Bali has an MBA in Finance from IE Business School, a MS in Engineering and Project Management from UC Berkeley, and B. Architecture from AP Institute of Environmental Design.

RECOMMENDATION: The General Manager recommends that the Board of Directors confirm the range, step, and moving expenses stated above.

EXHIBIT

None

ITEM: CONSENT ITEM**4. CONSIDER AUTHORIZATION OF DISTRICT OFFICERS TO INVEST MONIES IN LOCAL AGENCY INVESTMENT FUND****Meeting Date:** December 11, 2023 **Budgeted:** N/A**From:** David J. Stoldt,
General Manager **Program/** N/A
Line Item No.:**Prepared By:** Nishil Bali **Cost Estimate:** N/A**General Counsel Review:** N/A**Committee Recommendation:** None**CEQA Compliance:** This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.

SUMMARY: The Local Agency Investment Fund (LAIF) is a program created by State statute as an investment alternative for California's local governments and special districts. The program offers local agencies the opportunity to participate in a major portfolio, using the investment expertise of the State Treasurer's Office professional investment staff at no additional cost to the taxpayer. The State's Local Investment Advisory Board provides oversight for LAIF, which purchases securities under the authority of Government Code Section 16430 and 16480.4 following the investment guidelines of safety, liquidity, and yield with an emphasis on safety and liquidity. LAIF deposits are available daily and earn an equal share of interest based on the average daily balance within LAIF during each quarter.

MPWMD holds a major portion of its investment portfolio in LAIF. LAIF requires that officers specified to deposit or withdraw monies in LAIF be authorized through an enabling resolution of the governing body. This report recommends this authorizing resolution.

RECOMMENDATION: Staff recommends authorizing officers holding the title of Chief Financial Officer and General Manager, and their successors to invest district monies in the State's Local Agency Investment Fund.

EXHIBIT

4-A Draft Resolution 2023-17 authorizing district officers to invest monies in Local Agency Investment Fund



EXHIBIT 4-A

DRAFT
RESOLUTION NO. 2023-17

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
MONTEREY PENINSULA WATER MANAGEMENT DISTRICT
AUTHORIZING DISTRICT OFFICERS TO INVEST MONIES IN
THE LOCAL AGENCY INVESTMENT FUND**

WHEREAS, The Local Agency Investment Fund is established in the California State Treasury under Government Code section 16429.1 et. seq. for the deposit of money of a local agency for purposes of investment by the State Treasurer; and

WHEREAS, the Board of Directors hereby finds that the deposit and withdrawal of money in the Local Agency Investment Fund in accordance with Government Code section 16429.1 et. seq. for the purpose of investment as provided therein is in the best interests of the District;

NOW THEREFORE, BE IT RESOLVED, that the Board of Directors hereby authorizes the deposit and withdrawal of District monies in the Local Agency Investment Fund in the State Treasury in accordance with Government Code section 16429.1 et. seq. for the purpose of investment as provided therein.

BE IT FURTHER RESOLVED, as follows:

Section 1. The following District officers holding the titles specified herein below, their successors in office or those delegated in an acting capacity are each hereby authorized to order the deposit or withdrawal of monies in the Local Agency Investment Fund and may execute and deliver any and all documents necessary or advisable in order to effectuate the purposes of this resolution and the transactions contemplated hereby:

David J. Stoldt

Nishil Bali

General Manager

Chief Financial Officer

Signature

Signature

Nishil Bali

Section 2. This resolution shall remain in full force and effect until rescinded by the Board

of Directors by resolution and a copy of the resolution rescinding this resolution is filed with the State Treasurer’s Office.

PASSED AND ADOPTED, on this 11th day of December 2023 on a motion by Director _____ and second by Director _____ by the following vote, to wit:

- AYES:**
- NAYS:**
- ABSENT:**

I, David J. Stoldt, Secretary to the Board of Directors of the Monterey Peninsula Water Management District, hereby certify the foregoing is a resolution adopted on the 11th day of December 2023.

Dated: December ____, 2023

 David J. Stoldt
 Secretary to the Board

ITEM: GENERAL MANAGER'S REPORT**6. UPDATE ON WATER SUPPLY PROJECTS**

Meeting Date: December 11, 2023 **Budgeted:**

From: David J. Stoldt **Program/
General Manager** **Line Item No.:**

Prepared By: David J. Stoldt **Cost Estimate:**

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:*Pure Water Monterey Expansion:*

PWM X construction status: The AWP Expansion contractor (Overaa & Co.) is proceeding with all long-lead equipment procurement and construction activities. Injection Wells Phase 4, the other PWM X construction project, is also now under construction. Specialty Construction Inc. (SCI) had their construction Notice to Proceed (NTP) issued on October 5th.

The EPA Water Infrastructure and Innovation Act (WIFIA) loan agreement for PWM X is active with initial reimbursement requests prepared by M1W Staff having already been paid by EPA.

M1W and MPWMD Staff are finalizing paperwork for the awarded PWM X grants which total approximately \$42 million from these state and federal sources:

\$10.32 million from US Bureau of Reclamation Title XVI
 \$15 million from California State Revolving Fund
 \$11.94 million from California DWR Urban Community Drought Relief
 \$4.8 million from California Budget Act of 2022 (Governor's earmark)

The attached PWM X schedule illustrates that all the new PWM X facilities will be operational by the end of 2025.

Monterey Peninsula Water Supply Project (Desalination):

On November 15, 2023 at a CoHABLE (Coalition of Housing, Ag, Business, Labor, & Education) meeting, Cal-Am representatives went over the Coastal Commission list of permit requirements. They indicated Cal-Am expects to get all permits completed by December 2025 and have a 4.8 MGD desalination plant completed by the end of 2028. Cal-Am made similar statements at a recent luncheon of the Monterey County Hospitality Association.

However:

Coastal Commission approval of the MPWSP is not final.

A lawsuit (*Marina Coast Water District, et al. v. California Coastal Commission, et al.*, Monterey Superior Court Case No. 22CV004063) has been filed that challenges the issuance of the Consolidated Coastal Development Permit for the Cal-Am's proposed MPWSP desalination facility.

Four plaintiffs, including Marina Coast Water District, City of Marina, Monterey Peninsula Water Management District, and Marina Coast Water District Groundwater Sustainability Agency collectively claim that in approving the Coastal Development Permits (CDPs) for the MPWSP, the Coastal Commission abused its discretion, exceeded its jurisdiction, failed to proceed in the manner required by law and failed to support its findings with substantial evidence in violation of the California Coastal Act ("Coastal Act") (Pub. Resources Code, §§ 30000, et seq.), CEQA, and other applicable laws. Among its many errors, it is alleged that the Coastal Commission:

- a. Unilaterally and illegally segmented and phased the Project in violation of determinations of the CPUC and other responsible agencies;
- b. Abandoned its duty to protect the disadvantaged communities harmed by the Project in direct contravention of the Coastal Commission's Environmental Justice Policy and associated Coastal Act regulations and other statutory requirements;
- c. Failed to meet the rigorous "override" standards imposed by the Legislature for approving a project that the Coastal Commission acknowledges violates the Coastal Act and the City's Local Coastal Program ("LCP") (Pub. Resources Code, § 30260);
- d. Failed to comply with the Coastal Act's mandate to protect Environmentally Sensitive Habitat Areas ("ESHA"), coastal public access, and vernal pond/wetlands areas, failed to protect the community from coastal hazard dangers, failed to prevent groundwater depletion, and failed to recognize or implement its public trust responsibilities;
- e. Failed to adequately address concurrent court and agency proceedings on critical issues (including water supply and demand, alternative water sources, and water rights), all of which directly relate to whether the Project is feasible, or necessary;
- f. Failed to comply with its CEQA obligations; and
- g. Noticed and conducted its hearing in an unfair manner in violation of due process principles, the Coastal Act, and other applicable standards.

The plaintiffs contend that the decision process and the ensuing Coastal Commission decisions are substantively and procedurally deficient and must be set aside. Further, the plaintiffs contend the Coastal Commission also violated CEQA notice and comment requirements, and thereby undermined the public participation requirements that are the heart of CEQA.

Coastal Commission approval of the MPWSP is heavily conditioned; approval and implementation of the CDP remains uncertain.

The Final Adopted Findings in the De Novo Appeal Hearing and Consolidated Coastal Development for the MPWSP desalination facility include 20 “Special Conditions”, many of which are difficult to be completed in a timely manner.

For example, Special Condition No. 1 “Other Permits and Approvals” requires both a Monterey One Water (M1W) coastal permit to be issued that approves modifications to the ocean outfall and a NPDES permit to be issued that approves discharge of desalination effluent through the outfall. M1W has indicated that the process needed to achieve governmental approval will entail detailed discharge modeling to ensure compliance with The Ocean Plan, extensive negotiations leading to a negotiated agreement, with potential delays related to regulatory/permitting processes, entitlements/landowner agreements, and legal challenges to include lawsuits and related appeals. A realistic schedule to complete these prerequisite requirements is several years. The outcome is uncertain.

Condition No.1 also requires completion of the CPUC’s pending proceeding (A.21-11-024) addressing water supply and water demand estimates for the MPWSP. This must include a conclusion by the CPUC that future projected demand will require, by or before 2050, additional water supply beyond that which will be provided by the Pure Water Project Expansion (i.e., the project that would increase the capacity of the previously CPUC-approved Pure Water project from 3,500 AFY to 5,750 AFY). Cal-Am will need to show it has authorization from the CPUC to proceed with the Project, in light of the most recent data regarding reduced customer demand. The outcome of this proceeding should occur in mid- to late-2024.

Condition No. 1 also requires local encroachment permits and rights of way (ROW) from Monterey County, Marina, Seaside, Sand City, and the Transportation Agency of Monterey County (TAMC). The Coastal Commission overlooked ROW that is required through the Seaside lands owned by the Presidio of Monterey (U.S. Army). At this time, the status of those permits and ROW remains as uncertain as it was in November of 2020. MPWMD is aware that such permits and ROW have not been issued in Marina, the County, TAMC, nor by the Presidio of Monterey. It is unclear if the failure of the National Marine Sanctuary to issue a Record of Decision (ROD) on the Environmental Impact Statement (EIS) will hold up the Presidio ROW. The ROD appears to await a new NPDES permit which may not occur until 2026.

Special Condition No. 2 “Project Phasing” may require separate CPUC approval of a 4.8 million gallon per day (MGD) alternative, which the CPUC did not review under CEQA and specifically declined to approve in 2018. While Cal-Am has stated in a data request in CPUC proceeding 21-11-024¹ in response to the question “Does CalAm agree that a 4.8 mgd desalination facility would be a reduction in the size of the facility for which CalAm was granted a CPCN by the CPUC in D.18-09-017?” that “No. California American Water is proposing a multi-phase plan with the first phase of the desalination facility producing 4.8 MGD.” However, the Coastal Commission specifically requires the facility to be built and operated as a 4.8 MGD plant for a minimum of 2 years. This seems counter to the CPUC approval of a 6.4 MGD plant and specific CPUC

¹ City of Marina data request Marina 03 Q006 on May 10, 2023; Cal-Am response on May 24, 2023

disapproval of a 4.8 MGD plant. Hence, it is likely the issue will need resolution in front of the CPUC.

Special Condition No 16 imposes a “Low-income ratepayer relief” element that will require subsequent approval of programs by the CPUC. These proposals are likely to be evaluated in a “Rulemaking” proceeding that can require three years, or more, to complete, and cannot provide a guaranteed outcome.

The foregoing are just a few examples of the conditions imposed on the Coastal Commission approval of the MPWSP that are unlikely to be met in a timely manner.

The California Public Utilities Commission (CPUC) must revisit its 2018 approval of the MPWSP project. This carries no guarantee of success.

The Coastal Commission CDP was conditioned on a project sized at 4.8 MGD. As stated above the CPUC considered, but explicitly rejected this project size in its 2018 CPUC decision. Any effort to implement this option should require revision of the 2018 CPUC decision to reconcile its approval with the CDP.

The 2018 CPUC decision specifically provided that if a desal project and PWM Expansion were both to be done, Cal-Am would first need to identify its operational strategy to specify ratepayer v. shareholder impacts under the decision.

The Coastal Commission secured agreement by Cal-Am to implement low-income ratepayer protections from desalination plant costs. Neither Cal-Am nor the Coastal Commission have the authority to implement any such utility rate treatment without CPUC approval. Approval of utility rates fall within the exclusive purview of the CPUC and may be implemented only following public rate-making procedures and a full CPUC hearing. This process may take 3 or more years.

The CPUC directed in 2018 that a “cost cap” be imposed on the project; the cap was expressed in 2017 dollars. It appears that costs have escalated by at least 40% based on the California Construction Cost Index for the interim period. Any effort to modify this cost cap will require a “petition for modification” of the CPUC decision. Such an effort ordinarily would require a process taking 18-30 months. Efforts to fast-track such a modification are likely to be opposed.

The CPUC Decision directed that public debt in the form of a “securitization” be pursued to reduce financing costs. The District waived the plan for a securitization when the State Revolving Fund agreed to finance all of the debt component. However, on October 3, 2022 the State Water Resources Control Board removed Cal-Am’s MPWSP from the State’s Intended Use Plan for state revolving loan funding of \$279.2 million due to a “lack of progress.” Cal-Am must either regain State Revolving Fund funding or re-enter discussions with the District over a securitization financing.

It may be that a new environmental document may be required. In statements made by Cal-Am the slant wells will be lengthened under the alternative proposed to the Coastal Commission and the wellhead configuration will be changed. At 4.8 MGD and occasionally operating at a lesser

capacity the brine discharge may require batching and redesign of facilities from those certified in the EIR. And the groundwater modeling used in the certified EIR appears to have been supplanted by the modeling used by the Hearing Officer at the State Water Board (see below). All of these changes appear to necessitate a supplemental or amended EIR to be certified by the CPUC – a potentially lengthy process.

Other uncertainties.

The City of Marina and Marina Coast Water District contend Cal-Am lacks any right to export water from the CEMEX site in Marina. Water extractions on that site are limited by an agreement with CEMEX's predecessor Lonestar Cement. The referenced lawsuit is currently pending before the Monterey County Superior Court. The water rights and ground water modeling were referred to the State Water Board office of the Hearing Officer. A Hearing Officer directive is expected in the next few months and could have an impact on the project.

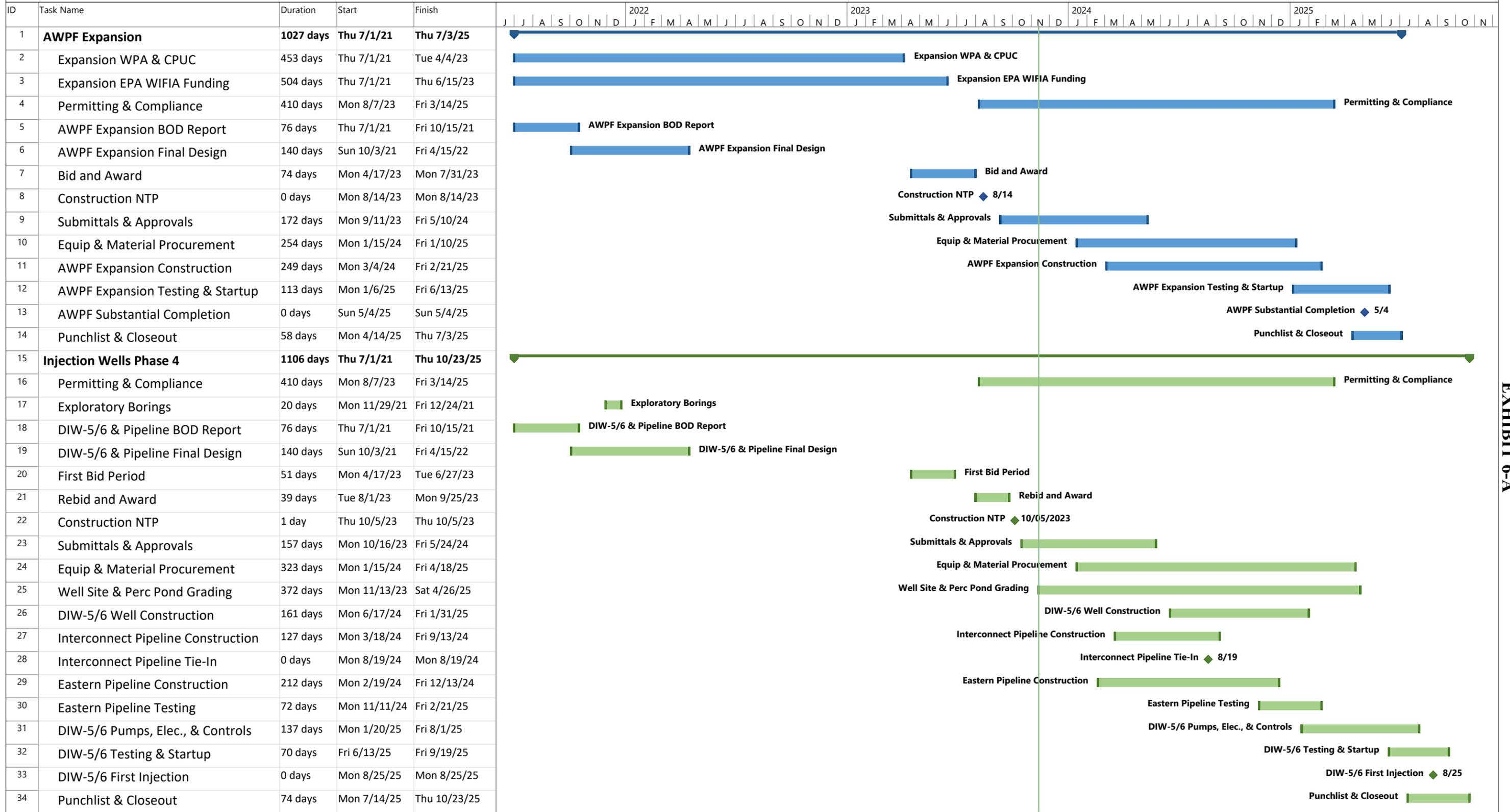
The State Lands Commission has not yet agreed to lease land for the MPWSP project intake wells.

Cal-Am requires a Water Distribution Permit amendment for its Water Distribution System from the Monterey Peninsula Water Management District to import and wheel water from the MPWSP. Cal-Am has yet to apply for such a permit amendment.

EXHIBIT

6-A Pure Water Monterey Expansion Schedule

PWM Expansion Schedule (11-16-23 Update)



Project: PWM GWR Summary
Date: Thu 11/16/23

AWPF Expansion		AWPF Expansion/IW Ph 4 Summary		PWM Expansion Milestones	
Injection Well Ph 4		Injection Well Ph 4 Summary		Injection Wells Phase 4 Milestone	

EXHIBIT 6-A

EXHIBIT 7-A**Summary of Status of 2023 District Strategic Goals
December 2023**

Goal Area	Status
<p>1. <u>Goal</u> - Secure a safe, reliable, sustainable, diversified, affordable, legal water supply for the Monterey Peninsula through support and investment in Pure Water Monterey Expansion (PWM-X).</p> <p><i>Objectives</i></p> <ul style="list-style-type: none"> a. Partner with Monterey One Water (M1W) on PWM Expansion; Complete construction in 2025. b. Protect and preserve District and M1W state and federal grants and low-cost financing. c. Reconstitute the District Technical Advisory Committee and, subsequently, the Policy Advisory Committee to develop an Allocation Plan for dedicating new water to the jurisdictions; Ensure Allocation Plan recognizes and supports affordable housing. d. Develop plan, preferably with support of Cal-Am and the Coalition of Peninsula Businesses to lift the Cease and Desist Order (CDO) and moratorium on new meters. 	<ul style="list-style-type: none"> • ✓ In Progress • ✓ Accomplished • ✓ In progress • ✓ Met w SWRCB; Defer to mid-construction
<p>2. <u>Goal</u> – Expedite and implement public ownership of the water distribution system as directed by the voters pursuant to Measure J.</p> <p><i>Objectives</i></p> <ul style="list-style-type: none"> a. Make offer, develop findings, determine whether to hold Hearing of Public Necessity, if so file condemnation action – by August/September 2023 b. Develop strategy on options regarding “latent power activation.” c. Invest in outreach/marketing of our ability as a water provider/operator, including website and social media. d. Develop an initial strategy for staffing/organization planning; Develop a public outreach/awareness campaign in support of such initiative ahead of any condemnation action. 	<ul style="list-style-type: none"> • ✓ Accomplished • In progress • ✓ Accomplished • In progress
<p>3. <u>Goal</u> - Protect and enhance the District’s financial resources, both short- and long-term.</p> <p><i>Objectives</i></p> <ul style="list-style-type: none"> a. Analyze impacts of potential loss of Water Supply Charge (Taxpayers Association lawsuit), develop strategy to include success/failure in District budget. b. Make decision on Mechanics Bank loan balloon payment in June 2023. c. Ensure fiscal stability in support of Measure J activities. d. Maintain GFOA award and CSDA transparency certificate of compliance in 2023. e. Continue to develop strategy for PERS and OPEB liabilities in 2022-23 budget. 	<ul style="list-style-type: none"> • ✓ Accomplished

f. Continue to place all financial documents (audit, budget, other) online within one month of adoption.

- ✓ Accomplished

4. Goal – Increase public awareness/engagement and ensure MPWMD reputation for excellence remains intact.

Objectives

- Be the knowledgeable source for reliable information on supply, demand, drought, and other local water issues needed by public, media, and regulators.
- Continue to raise the District profile and instill public trust.
- Support objectives on Measure J through public outreach.
- Better support environmental activities of the District.
- Coordinate/Communicate w/ other water management agencies on a regional basis.

- On-going
- On-going
- ✓ Accomplished
- ✓ Accomplished
- ✓ Accomplished

5. Goal – Continue strategic planning for near-term water supply, including operation optimization.

Objectives

- Focus on near-term water supply demand and supply needs/analysis; Ensure optimization of existing supplies and facilities.
- Coordinate with and encourage Cal-Am on execution and progress of Cal-Am owned-facilities (e.g. ASR #4, Sand City source wells, new Seaside Basin extraction wells, pump stations, repairs, and rehabilitations.)
- Develop plan for improved ASR operations.
- Assess climate change impacts on local water supplies, primarily through completion of Basin Study, hopefully in 2023, pursuant to USBR schedule.
- Complete Los Padres Dam Alternatives Study; Consider recommendation of Board on future action.
- Update description of supplies and projects on website.

- ✓ Accomplished
- On-going
- On-going
- Appears delayed
- ✓ Accomplished
- On-going

6. Goal – Focus on organizational effectiveness and planning for the future.

Objectives

- Discuss succession planning for existing organization.
- Evaluate succession planning under Measure J scenarios.
- Determine near-term needs at executive and staff level; Evaluate change in District policies to lure talent.
- Provide Board and staff development opportunities.

- Have had discussions
- Not started
- ✓ Accomplished
- On-going

Longer-Term Goals

7. Goal – Continue strategic planning for long-term water supply.

Objectives

- Work with Watermaster to address Seaside Basin protective water levels, infrastructure needs, and funding.

- On-going

<p>b. Evaluate/update Carmel River pumpers load and Rule 160-164 impacts. c. Assess climate change impacts on local water supplies, primarily through completion of Basin Study. d. Discuss support for future supply resources such as Cal-Am desal, regional desal, or other.</p> <p>8. <u>Goal</u> – Focus on clarity and customer-friendly process for permits, rules, and regulations.</p> <p><i>Objectives</i></p> <p>a. Revise and clarify WDS permit regulations. b. Clarify or make user-friendly the District permit forms and instructions. c. Consolidation and reorganization of existing Rules and Regulations.</p> <p>9. <u>Goal</u> – Look at new direction for Carmel River mitigation program requirements.</p> <p><i>Objectives</i></p> <p>a. Develop monitoring plan in post-San Clemente Dam environment. b. Factor in post-CDO Cal-Am withdrawals. c. Consider District permit 20808-B options. d. Look for grant money where available.</p>	<ul style="list-style-type: none"> • Not started • Appears delayed • ✓ Accomplished <ul style="list-style-type: none"> • On-going • On-going • Not started <ul style="list-style-type: none"> • Planned for next year • On-going • On-going • On-going
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According to the Seaside Basin Adjudication Decision, CalAm's production has been reduced to 0 AF. The Quarterly Water Budget Group recognizes that CalAm will need to produce water to serve its customers in the Hidden Hills Distribution System and not all of the demand can be served by the intertie with the main system. Therefore, production in Laguna Seca will be tracked as a ministerial component of tracking production against the Adjudication Decision.

RECOMMENDATION: The Board should receive public input, close the Public Hearing, and discuss the proposed quarterly water supply budget. District staff recommends adoption of the proposed budget. The budget is described in detail in **Exhibit 11-B**, Quarterly Water Supply Strategy Report: **January to March 2024**.

BACKGROUND: The Water Supply Strategy and Budget prescribes production within CalAm's Main and Laguna Seca Subarea systems and is developed on a quarterly schedule. Staff from the District, CalAm, the National Marine Fisheries Services (NMFS), State Water Resources Control Board's Division of Water Rights (SWRCB-DWR), and the California Department of Fish and Wildlife (CDFW) cooperatively develop this strategy to comply with regulatory requirements and maximize the environmental health of the resource system while meeting customer demand. To the greatest extent pumping in the Carmel Valley is minimized in the summer months and the Seaside wells are used to meet demand by recovering native water and banked Carmel River water. Also, it was agreed that CalAm will operate its wells in the Lower Carmel Valley in a downstream to upstream order and the Upper Valley wells will be used to support ASR injection.

If flows exceed 20 cfs at the District's Don Juan Gage, CalAm is allowed to produce from its Upper Carmel Valley Wells, which are used to supply water for injection into the Seaside Groundwater Basin. The permitted diversion season for ASR is between December 1 and May 31. Diversions to storage for ASR will be initiated whenever flows in the river are above permit threshold values. For planning purposes, the QWB group schedules diversions to ASR storage based on operational days that would occur in an average streamflow year. CalAm may also divert under Table 13 Water Rights for in-basin use within Carmel Valley when flows are adequate. This schedule is estimated with average year streamflow conditions and daily demand for Carmel Valley. CalAm will schedule the recovery of Pure Water Monterey water stored in the Seaside Basin with the goal of removing all water injected over the operational reserve for WY 2024. There is also a projected goal of producing 25 AF of treated brackish groundwater from the Sand City Desalination Plant in each of these three months.

Rule 101, Section B of the District Rules and Regulations requires that a Public Hearing be held at the time of determination of the District water supply management strategy. Adoption of the quarterly water supply strategy and budget is categorically exempt from the California Environmental Quality Act (CEQA) requirements as per Article 19, Section 15301 (Class 1). A Notice of Exemption will be filed with the Monterey County Clerk's office, pending Board action on this item.

EXHIBITS

11-A Quarterly Water Supply Strategy and Budget for Cal-Am Main System: January to March 2024

11-B Quarterly Water Supply Strategy and Budget Report: January to March 2024

**California American Water Main Distribution System
Quarterly Water Supply Strategy and Budget: January - March 2024**

Proposed Production Targets by Source in Acre-Feet

SOURCE/USE	MONTH			YEAR-TO-DATE		
	Jan-24	Feb-24	Mar-24	Oct-23 - Nov-23	% of YTD	% of Annual Budget
Source						
<u>Carmel Valley Aquifer</u>						
Upper Subunits (Service)	100	100	100	0		
Lower Subunits (Service)	125	125	125	444	93%	65%
ASR Diversion	230	320	345	0		
Table 13 Diversion (Service)	38	52	48	0		
Total	493	597	618			
<u>Seaside Groundwater Basin</u>						
Coastal Subareas	50	75	125	516	105%	74%
Phase 1 and 2 ASR Recovery	0	0	0	0	0%	0%
Sand City Desalination	25	25	25	19	39%	6%
Pure Water Monterey	350	350	350			
Total	425	450	500	535		
Total for All Sources	918	1,047	1,118			
Use						
Customer Service	650	675	725	980		
Phase 1 and 2 ASR Storage	230	320	345	0		
Table 13 In Basin use	38	52	48	0		
Total	918	1,047	1,118	980		

Notes:

1. The annual budget period corresponds to the Water Year, which begins on October 1 and ends on September 30 of the following Calendar Year.
2. Total monthly production for "Customer Service" in CAW's main system was calculated by multiplying total annual production (4,850 AF) times the average percentage of annual production for January, February and March (7.9%, 6.8%, and 8.3%, respectively). According to District Rule 160, the annual production total was based on the assumption that production from the Coastal Subareas of the Seaside Groundwater Basin would not exceed 1,474 AF and production from Carmel River sources, without adjustments for water produced from water resources projects, would not exceed 3,376 AF in WY 2023. The average production percentages were based on monthly data for customer service from WY 2012 to 2015.
3. Anticipated production for ASR injection is based on an average diversion rate of approximately 2,700 gallons per minute (gpm) or 12 AF per day from CAW's sources in the Carmel River Basin. "Total" monthly CAW "Use" includes water for customer service and water for injection into the Seaside Basin.
4. The production targets for CAW's wells in the Seaside Coastal Subareas are based on the assumption that sufficient flow will occur in the Carmel River at the targeted levels, to support ASR injection. It is planned that Coastal Subarea pumping will not occur, or will be proportionally reduced, if ASR injection does not occur at targeted levels.
5. The production targets for CAW's wells in the Seaside Coastal Subareas are based on the need for CAW to produce its full Standard Allocation during WY 2023 to be in compliance with SWRCB WRO No. 95-10.
6. It should be noted that monthly totals for Carmel Valley Aquifer sources may be different than those shown in MPWMD Rule 160, Table XV-3. These differences result from monthly target adjustments needed to be consistent with SWRCB WRO 98-04, which describes how Cal-Am Seaside Wellfield is to be used to offset production in Carmel Valley during low-flow periods. Adjustments are also made to the Quarterly Budgets to ensure that compliance is achieved on an annual basis with MPWMD Rule 160 totals.
7. Table 13 values reflect source/use estimates based on SWRCB Permit 21330, which allows diversions from the CVA for "In Basin use" (3.25 AFD) when flows in the River exceed threshold values. In accordance with Water Rights Permits 21330 and CDO2009-0060, water produced and consumed under this right is subtracted from the CVA annual base amount. Actual values will be dependant on the number of days flows exceed minimum daily instream flow requirements.

EXHIBIT 11-B

Quarterly Water Supply Strategy and Budget Report California American Water Main Water Distribution System: January to March 2024

1. Management Objectives

The Monterey Peninsula Water Management District (District) desires to maximize the long-term production potential and protect the environmental quality of the Carmel River and Seaside Groundwater Basins. In addition, the District desires to maximize the amount of water that can be diverted from the Carmel River Basin and injected into the Seaside Groundwater Basin while complying with the instream flow requirements recommended by the National Marine Fisheries Service (NMFS) to protect the Carmel River steelhead population. Additionally the QWB seeks to shift a large component of pumping from the Carmel River to the Seaside Groundwater Basin to recover injected PWM water. To accomplish these goals, a water supply strategy and budget for production within California American Water's (Cal-Am's) Main and Laguna Seca Subarea water distribution systems is reviewed quarterly to determine the optimal strategy for operations, given the current hydrologic and system conditions, and legal constraints on the sources and amounts of water to be produced.

2. Quarterly Water Supply Strategy: January to March 2024

On December 6, 2023 the Quarterly Water Budget Group which includes staff from the District, CalAm, the National Marine Fisheries Services (NMFS), State Water Resources Control Board's Division of Water Rights (SWRCB-DWR), and the California Department of Fish and Wildlife (CDFW) met and discussed the proposed water supply strategy and related topics for upcoming quarter.

Carmel River Basin Cal-Am will operate its wells in the Lower Carmel Valley in a downstream to upstream sequence, as needed to meet customer demand. The group planned that WY 2024 would be a normal water year and storms will bring up in stream flows to support ASR injections and Table 13 diversions. ASR injections are limited to 11 Acre Feet per day because ASR 3 and ASR 4 are scheduled to be used to recover PWM water and therefore will not be available to support injection of excess Carmel River water. It was agreed that CalAm would plan to produce water from the wells in the Lower Carmel Valley to support system demand. PWM Recovery will be the primary source to meet system demand. December is the first month permits allow for ASR and Table 13 Diversions. If storms in December bring River conditions within permit conditions, Cal-Am will use the increase the production from the Carmel Valley wells to provide water for injection into the Seaside Basin.

Seaside Groundwater Basin Cal-Am has shut off the Upper Carmel Valley wells and turned on the Seaside wellfield. The Seaside wells are currently being used to recover PWM injected water and Native Seaside Groundwater. PWM water will be recovered at the same rate injected this quarter with the goal maximizing PWM as a source to meet system demand and shift pumping away from the Carmel River Basin. There is also a goal to produce 25 AF of treated brackish groundwater from the Sand City Desalination Plant in each of these three months.

It is recognized that, based on recent historical use, Cal-Am's production from the Laguna Seca Subarea during this period may not be reduced to zero, as is set by Cal-Am's allocation specified in the Seaside Basin Adjudication Decision. In this context, the production targets represent the maximum monthly production that should occur so that Cal-Am remains within its adjudicated allocation for the Laguna Seca Subarea. Under the amended Seaside Basin Decision, Cal-Am is allowed to use production savings in the Coastal Subareas to offset over-production in the Laguna Seca Subarea. However, the quarterly budget was developed so that Cal-Am would produce all native groundwater in the Coastal Subareas and Laguna Seca production would be over the Adjudication allotment. On February 5, 2020 the Seaside Groundwater Basin Watermaster Board voted to allow Cal-Am to claim carryover credits to cover the pumping over the Laguna Seca allotment in the interim prior to establishing a physical solution. Because of this decision, the Quarterly Water Budget Group decided that the table presenting the Laguna Seca allotment of zero would no longer be necessary as the Watermaster is now planning to handle the pumping over allotment with a different mechanism.

The District's outside auditing firm, CliftonLarsonAllen, provided staff with guidance on how to conform to the GASB 68 requirements. Hayashi & Wayland provided a final opinion on the appropriateness of the GASB 68 allocation that will be presented in the FY 2022-2023 Annual Comprehensive Financial Report.

The pension liability reported in the Annual Comprehensive Financial Report for GASB 68 purposes does not impact the District's budget. The District's annual budget process will continue to use the annual pension costs that are provided by CalPERS in the actuarial valuation report in the July timeframe each year. This report provides the employer contribution rate that is used to determine the annual pension cost for the District.

The District budget starting with fiscal year 2018-2019 has included an additional \$100,000 set aside towards pension reserve funds. The pension reserve balance as of 06/30/2023 was \$500,000.

The District has two tiered plans for pension plan. Details of existing employees in the plan are as follows:

Classic Plan (hired prior to 01/01/2013)	12 employees
PEPRA Plan (hired after 01/01/2013)	12 employees

RECOMMENDATION: The Finance and Administration Committee recommends that the Board receive the GASB 68 Accounting Valuation Report prepared by CalPERS.

BACKGROUND: Local governments with pensions have a total pension liability, which is the obligation to pay deferred pension benefits in the future. When the total pension liability is greater than the pension plan's assets there is a net pension liability, also known as unfunded pension liability. GASB 68 now requires governments to report their net pension liability on their government-wide financial statements, as well as in the proprietary fund statements, in the Annual Financial Report. Government-wide financial statements report information about the government as a whole without displaying individual funds or fund types. Prior to GASB 68 the net pension liability was reported in the annual actuarial report provided by CalPERS, but not in the government agency Annual Financial Report.

The new GASB 68 reporting requirements will impact the Annual Financial Report on an annual basis going forward. As with past practice, the District will continue to pay the annual required contribution for the pension liabilities as identified in the annual CalPERS actuarial report. The actuarial report, which informs the District of its FY 2024-2025 pension payments and rates, was released in July 2023. There will be a small discrepancy between the reports since the GASB 68 reports are based on actuarial analysis using employee census data that is two years in arrears while the July actuarial reports are based on current calendar year employee census data.

The annual contribution rate prescribed by CalPERS includes amortization of the unfunded Net Pension Liability. Other strategies to reduce the unfunded liability might include a borrowing to increase the District's Market Value of Assets, which would require annual debt repayments, or

increased annual contributions over and above the annual contribution calculated by CalPERS. Neither approach would ensure the unfunded liability would not continue to vary in its calculation going forward.

Beginning with the fiscal year 2018-2019 budget, District has started setting aside funds towards the unfunded pension and other postemployment benefits (OPEB). With each budget cycle, staff will continue to recommend adding additional funds to these reserve accounts.

EXHIBIT

12-A GASB 68 Accounting Valuation Report

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GASB 68 Accounting Report

**Prepared for
Miscellaneous Risk Pool,
a Cost-Sharing Multiple-Employer
Defined Benefit Pension Plan**

Measurement Date of June 30, 2022

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Appendix A – Risk Pool Deferred Outflows of Resources and Deferred Inflows of Resources Related to Pensions

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Appendix B – Interest and Total Projected Earnings

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Appendix C – Schedule of Collective Pension Amounts

Schedule of Collective Pension Amounts for PERF C, as of the Measurement Date June 30, 2022	C-1
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Actuarial Certification

This report provides disclosure and reporting information as required under Governmental Accounting Standards Board Statement 68 (GASB 68) for the Miscellaneous Risk Pool, which is part of the Public Agency Cost-Sharing Multiple-Employer Defined Benefit Pension Plan (the Plan or PERF C) administered by the California Public Employees' Retirement System (CalPERS), for the measurement period ended June 30, 2022.

This report is to be viewed solely for the purpose of financial accounting requirements. Any usage of the contents provided in this report for purposes other than financial accounting requirements would be inappropriate.

This accounting report relies on liabilities and related validation work performed by the CalPERS Actuarial Office as part of the June 30, 2021 annual funding valuation. The census data and benefit provisions underlying the liabilities were prepared as of June 30, 2021 and certified as part of the annual funding valuation by the CalPERS Actuarial Office. The June 30, 2021 liabilities, which were rolled forward to June 30, 2022 and used for this accounting report, are based on actuarial assumptions adopted by the CalPERS Board of Administration and consistent with the requirements of GASB 68. The assumptions and methods are internally consistent and reasonable for PERF C. The asset information used in this accounting report is provided by the CalPERS Financial Office.

With the provided liability and asset information, the total pension liability, net pension liability, deferred inflows and outflows and pension expense were developed for the measurement period using standard actuarial techniques.

The undersigned are actuaries who satisfy the Qualification Standards for Actuaries Issuing Statements of Actuarial Opinion in the United States with regard to pensions.

IAN OSUGI, ASA, MAAA
Senior Actuary, CalPERS

CHEUK KIU (JET) AU, ASA, MAAA
Senior Actuary, CalPERS

Introduction

This is the GASB 68 accounting report for the Miscellaneous Risk Pool for the measurement date June 30, 2022. The Public Agency cost-sharing multiple-employer defined benefit pension plan (the Plan or PERF C) is administered by the California Public Employees' Retirement System (CalPERS). PERF C consists of a miscellaneous pool and a safety pool (also referred to as "risk pools"), which are comprised of individual employer miscellaneous and safety valuation rate plans, respectively. Individual employers may sponsor more than one miscellaneous and safety valuation rate plan. The employer participates in one cost-sharing multiple-employer defined benefit pension plan regardless of the number of valuation rate plans the employer sponsors. Each employer should combine information provided for their participation in the miscellaneous and/or safety pools to report them as one Plan in their financial statements.

GASB 68 requires that the reported results must pertain to liability and asset information within certain defined timeframes. For this report, the following timeframes are used.

Valuation Date	June 30, 2021
Measurement Date	June 30, 2022
Measurement Period	July 1, 2021 to June 30, 2022

Changes in the Miscellaneous Risk Pool Net Pension Liability

The following table shows the changes in the net pension liability recognized over the measurement period.

	Increase (Decrease)		
	Total Pension Liability (a)	Risk Pool Fiduciary Net Position (b)	Net Pension Liability/(Asset) (c) = (a) – (b)
Balance at: 06/30/2021	\$19,964,594,105	\$18,065,791,524	\$1,898,802,581
Beginning of Year Adjustment	\$0	\$0	\$0
Adjusted Balance at: 06/30/2021	\$19,964,594,105	\$18,065,791,524	\$1,898,802,581
Changes Recognized for the Measurement Period:			
Service Cost	491,778,396		491,778,396
Interest on Total Pension Liability	1,400,310,792		1,400,310,792
Changes of Benefit Terms	3,710,632		3,710,632
Changes of Assumptions	657,071,478		657,071,478
Differences Between Expected and Actual Experience	(86,245,219)		(86,245,219)
Net Plan to Plan Resource Movement		(8,366,463)	8,366,463
Contributions – Employer		869,907,904	(869,907,904)
Contributions – Employees		209,139,593	(209,139,593)
Net Investment Income		(1,373,096,757)	1,373,096,757
Benefit Payments, Including Refunds of Employee Contributions	(981,321,786)	(981,321,786)	0
Administrative Expense		(11,382,676)	11,382,676
Other Miscellaneous (Income)/Expense		0	0
Net Changes During 2021-22	\$1,485,304,293	(\$1,295,120,185)	\$2,780,424,478
Balance at: 06/30/2022	\$21,449,898,398	\$16,770,671,339	\$4,679,227,059

Sensitivity of the Net Pension Liability to Changes in the Discount Rate

	Discount Rate -1% 5.90%	Current Discount Rate 6.90%	Discount Rate +1% 7.90%
Risk Pool's Net Pension Liability/(Asset)	\$7,603,234,935	\$4,679,227,059	\$2,273,494,154

Pension Expense/(Income) for the Measurement Period Ended June 30, 2022

Description	Amount
Service Cost	\$491,778,396
Interest on Total Pension Liability	1,400,310,792
Changes of Benefit Terms	3,710,632
Recognized Changes of Assumptions	177,586,886
Recognized Differences Between Expected and Actual Experience	95,652,767
Net Plan to Plan Resource Movement	8,366,463
Employee Contributions	(209,139,593)
Projected Earnings on Pension Plan Investments	(1,248,092,300)
Recognized Differences Between Projected and Actual Earnings on Plan Investments	106,524,712
Administrative Expense	11,382,676
Other Miscellaneous (Income)/Expense	0
Total Pension Expense/(Income)	\$838,081,431

Note: Employers should also include changes in proportion and differences between actual and proportionate share of contributions in the pension expense computation.

Deferred Outflows and Deferred Inflows of Resources Related to Pensions

The following table presents deferred outflows and deferred inflows of resources related to pensions as of June 30, 2022. Note that no adjustments have been made for contributions subsequent to the measurement date. Appropriate treatment of any contributions made after the measurement date is the responsibility of the employer. Employers are also responsible for determining the difference between the employers' actual and allocated contributions and changes in proportion.

	Deferred Outflows of Resources	Deferred Inflows of Resources
Changes of Assumptions	\$479,484,592	\$0
Differences Between Expected and Actual Experience	\$93,968,044	(\$62,935,700)
Net Difference Between Projected and Actual Earnings on Pension Plan Investments	857,110,099	0
Total	\$1,430,562,735	(\$62,935,700)

Amounts reported as deferred outflows and deferred inflows of resources related to pensions will be recognized in future pension expense as follows:

Measurement Periods Ended June 30:	Deferred Outflows/(Inflows) of Resources
2023	\$356,682,534
2024	312,537,227
2025	174,169,461
2026	524,237,813
2027	0
Thereafter	0

Expected Average Remaining Service Lifetime (EARSL)

The EARSL for PERF C for the measurement period ending June 30, 2022 is 3.7 years, which was obtained by dividing the total service years of 574,665 (the sum of remaining service lifetimes of the active employees) by 153,587 (the total number of participants: active, inactive, and retired) in PERF C. Inactive employees and retirees have remaining service lifetimes equal to 0. Total future service is based on the members' probability of decrementing due to an event other than receiving a cash refund.

Required Supplementary Information

Summary of Changes of Benefits or Assumptions

Changes of Benefit Terms: There were no changes to benefit terms that applied to all members of the Public Agency Pool. However, individual employers in the Plan may have provided a benefit improvement to their employees such as Golden Handshakes, service purchases, and other prior service costs. Employers that have done so may need to report this information as a separate liability in their financial statement as CalPERS considers such amounts to be separately financed employer-specific liabilities. These employers should consult with their auditors. Additionally, the figures above do not include any liability impact that occurred after the June 30, 2021 valuation date, unless the liability impact is deemed to be material to the Public Agency Pool.

Changes of Assumptions: Effective with the June 30, 2021 valuation date (2022 measurement date), the accounting discount rate was reduced from 7.15% to 6.90%. In determining the long-term expected rate of return, CalPERS took into account long-term market return expectations as well as the expected pension fund cash flows. Projected returns for all asset classes are estimated, combined with risk estimates, and are used to project compound (geometric) returns over the long term. The discount rate used to discount liabilities was informed by the long-term projected portfolio return. In addition, demographic assumptions and the inflation rate assumption were changed in accordance with the 2021 CalPERS Experience Study and Review of Actuarial Assumptions.

Employers should refer to CalPERS' Annual Comprehensive Financial Report for the fiscal year ended June 30, 2022, which may be accessed on the CalPERS website at www.calpers.ca.gov, to obtain the required supplementary information for proper financial reporting.

Appendices

- **Appendix A – Risk Pool Deferred Outflows of Resources and Deferred Inflows of Resources Related to Pensions**
- **Appendix B – Interest and Total Projected Earnings**
- **Appendix C – Schedule of Collective Pension Amounts**

Appendix A

Risk Pool Deferred Outflows of Resources and Deferred Inflows of Resources Related to Pensions

- Schedule of Changes of Assumptions
- Deferred Outflows of Resources and Deferred Inflows of Resources Arising From Changes of Assumptions
- Schedule of Differences Between Expected and Actual Experience
- Deferred Outflows of Resources and Deferred Inflows of Resources Arising From Differences Between Expected and Actual Experience
- Schedule of Differences Between Projected and Actual Earnings on Pension Plan Investments
- Deferred Outflows of Resources and Deferred Inflows of Resources Arising From Differences Between Projected and Actual Earnings on Pension Plan Investments
- Summary of Recognized Deferred Outflows of Resources and Deferred Inflows of Resources

Schedule of Changes of Assumptions

Increase (Decrease) in Pension Expense Arising From the Recognition of the Effects of Changes of Assumptions

Measurement Date	Changes of Assumptions	Recognition Period (Years)	Increase (Decrease) in Pension Expense Arising From the Recognition of the Effects of Changes of Assumptions						
			2022	2023	2024	2025	2026	2027	Thereafter
2014	\$0	0.0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
2015	(242,065,946)	3.8	0	0	0	0	0	0	0
2016	0	0.0	0	0	0	0	0	0	0
2017	907,027,295	3.8	0	0	0	0	0	0	0
2018	(142,903,842)	3.8	0	0	0	0	0	0	0
2019	0	0.0	0	0	0	0	0	0	0
2020	0	0.0	0	0	0	0	0	0	0
2021	0	0.0	0	0	0	0	0	0	0
2022	657,071,478	3.7	177,586,886	177,586,886	177,586,886	124,310,820	0	0	0
Net Increase (Decrease) in Pension Expense			\$177,586,886	\$177,586,886	\$177,586,886	\$124,310,820	\$0	\$0	\$0

Deferred Outflows of Resources and Deferred Inflows of Resources Arising From Changes of Assumptions

Measurement Date	Increase in Total Pension Liability (a)	Decrease in Total Pension Liability (b)	Amounts Recognized in Pension Expense Through June 30, 2022 (c)	Balances at June 30, 2022	
				Deferred Outflows of Resources (a) – (c)	Deferred Inflows of Resources (b) – (c)
2014	\$0	\$0	\$0	\$0	\$0
2015	0	(242,065,946)	(242,065,946)	0	0
2016	0	0	0	0	0
2017	907,027,295	0	907,027,295	0	0
2018	0	(142,903,842)	(142,903,842)	0	0
2019	0	0	0	0	0
2020	0	0	0	0	0
2021	0	0	0	0	0
2022	657,071,478	0	177,586,886	479,484,592	0
				\$479,484,592	\$0

Schedule of Differences Between Expected and Actual Experience

Increase (Decrease) in Pension Expense Arising From the Recognition of the Effects of Differences Between Expected and Actual Experience

Measurement Date	Differences Between Expected and Actual Experience	Recognition Period (Years)	Increase (Decrease) in Pension Expense Arising From the Recognition of the Effects of Differences Between Expected and Actual Experience							
			2022	2023	2024	2025	2026	2027	Thereafter	
2014	\$0	0.0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
2015	25,585,821	3.8	0	0	0	0	0	0	0	0
2016	(3,805,440)	3.7	0	0	0	0	0	0	0	0
2017	(102,359,669)	3.8	0	0	0	0	0	0	0	0
2018	196,241,321	3.8	0	0	0	0	0	0	0	0
2019	251,306,290	3.8	52,906,588	0	0	0	0	0	0	0
2020	77,379,161	3.8	20,362,937	16,290,350	0	0	0	0	0	0
2021	169,063,216	3.7	45,692,761	45,692,761	31,984,933	0	0	0	0	0
2022	(86,245,219)	3.7	(23,309,519)	(23,309,519)	(23,309,519)	(16,316,662)	0	0	0	0
Net Increase (Decrease) in Pension Expense			\$95,652,767	\$38,673,592	\$8,675,414	(\$16,316,662)	\$0	\$0	\$0	\$0

Deferred Outflows of Resources and Deferred Inflows of Resources Arising From Differences Between Expected and Actual Experience

Measurement Date	Experience Losses (a)	Experience Gains (b)	Amounts Recognized in Pension Expense Through June 30, 2022 (c)	Balances at June 30, 2022	
				Deferred Outflows of Resources (a) – (c)	Deferred Inflows of Resources (b) – (c)
2014	\$0	\$0	\$0	\$0	\$0
2015	25,585,821	0	25,585,821	0	0
2016	0	(3,805,440)	(3,805,440)	0	0
2017	0	(102,359,669)	(102,359,669)	0	0
2018	196,241,321	0	196,241,321	0	0
2019	251,306,290	0	251,306,290	0	0
2020	77,379,161	0	61,088,811	16,290,350	0
2021	169,063,216	0	91,385,522	77,677,694	0
2022	0	(86,245,219)	(23,309,519)	0	(62,935,700)
				\$93,968,044	(\$62,935,700)

Schedule of Differences Between Projected and Actual Earnings on Pension Plan Investments

**Increase (Decrease) in Pension Expense Arising From the Recognition of the Differences
 Between Projected and Actual Earnings on Pension Plan Investments**

Measurement Date	Differences Between Projected and Actual Earnings on Pension Plan Investments	Recognition Period (Years)	Increase (Decrease) in Pension Expense Arising From the Recognition of the Differences Between Projected and Actual Earnings on Pension Plan Investments						
			2022	2023	2024	2025	2026	2027	Thereafter
2014	(\$910,997,066)	5.0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
2015	571,477,513	5.0	0	0	0	0	0	0	0
2016	772,867,770	5.0	0	0	0	0	0	0	0
2017	(448,702,781)	5.0	0	0	0	0	0	0	0
2018	(169,486,738)	5.0	(33,897,346)	0	0	0	0	0	0
2019	70,735,658	5.0	14,147,132	14,147,130	0	0	0	0	0
2020	300,498,116	5.0	60,099,623	60,099,623	60,099,624	0	0	0	0
2021	(2,290,312,540)	5.0	(458,062,508)	(458,062,508)	(458,062,508)	(458,062,508)	0	0	0
2022	2,621,189,057	5.0	524,237,811	524,237,811	524,237,811	524,237,811	524,237,813	0	0
Net Increase (Decrease) in Pension Expense			\$106,524,712	\$140,422,056	\$126,274,927	\$66,175,303	\$524,237,813	\$0	\$0

Deferred Outflows of Resources and Deferred Inflows of Resources Arising From Differences Between Projected and Actual Earnings on Pension Plan Investments

Measurement Date	Investment Earnings Less Than Projected (a)	Investment Earnings Greater Than Projected (b)	Amounts Recognized in Pension Expense Through June 30, 2022 (c)	Balances at June 30, 2022	
				Deferred Outflows of Resources (d) = (a) – (c)	Deferred Inflows of Resources (e) = (b) – (c)
2014	\$0	(\$910,997,066)	(\$910,997,066)	\$0	\$0
2015	571,477,513	0	571,477,513	0	0
2016	772,867,770	0	772,867,770	0	0
2017	0	(448,702,781)	(448,702,781)	0	0
2018	0	(169,486,738)	(169,486,738)	0	0
2019	70,735,658	0	56,588,528	14,147,130	0
2020	300,498,116	0	180,298,869	120,199,247	0
2021	0	(2,290,312,540)	(916,125,016)	0	(1,374,187,524)
2022	2,621,189,057	0	524,237,811	2,096,951,246	0
				\$2,231,297,623	(\$1,374,187,524)
				Net Deferred Outflows/(Inflows) of Resources	
				(d) + (e)	
				\$857,110,099	

Note: GASB 68 paragraph 33 requires that deferred outflows of resources and deferred inflows of resources arising from differences between projected and actual pension plan investment earnings in different measurement periods should be aggregated and reported as a net deferred outflow or inflow.

Summary of Recognized Deferred Outflows of Resources and Deferred Inflows of Resources

Net Increase (Decrease) in Pension Expense

	2022	2023	2024	2025	2026	2027	Thereafter
Changes of Assumptions Differences Between Expected and Actual Experience	\$177,586,886	\$177,586,886	\$177,586,886	\$124,310,820	\$0	\$0	\$0
Net Differences Between Projected and Actual Earnings on Pension Plan Investments	95,652,767	38,673,592	8,675,414	(16,316,662)	0	0	0
	106,524,712	140,422,056	126,274,927	66,175,303	524,237,813	0	0
Grand Total	\$379,764,365	\$356,682,534	\$312,537,227	\$174,169,461	\$524,237,813	\$0	\$0

Appendix B

Interest and Total Projected Earnings

- Risk Pool Interest on Total Pension Liability and Total Projected Earnings

Risk Pool Interest on Total Pension Liability and Total Projected Earnings

Interest on Total Pension Liability	Amount for Period (a)	Portion of Period (b)	Interest Rate (c)	Interest on the Total Pension Liability (a) X (b) X (c)
Beginning Total Pension Liability	\$19,964,594,105	100%	6.90%	\$1,377,556,993
Changes of Benefit Terms	3,710,632	100%	6.90%	256,034
Changes of Assumptions	657,071,478	100%	6.90%	45,337,932
Difference Between Expected and Actual Experience	(86,245,219)	100%	6.90%	(5,950,920)
Service Cost	491,778,396	50%	6.90%	16,966,355
Benefit Payments, Including Refunds of Employee Contributions	(981,321,786)	50%	6.90%	(33,855,602)
Total Interest on Total Pension Liability				\$1,400,310,792

Projected Earnings on Pension Plan Investments	Amount for Period (a)	Portion of Period (b)	Projected Rate of Return (c)	Projected Earnings (a) X (b) X (c)
Beginning Plan Fiduciary Net Position Excluding Receivables ¹	\$18,048,395,551	100%	6.90%	\$1,245,339,293
Net Plan to Plan Resource Movement	(8,366,463)	50%	6.90%	(288,643)
Employer Contributions	869,907,904	50%	6.90%	30,011,823
Employee Contributions ²	210,960,329	50%	6.90%	7,278,131
Benefit Payments, Including Refunds of Employee Contributions	(981,321,786)	50%	6.90%	(33,855,602)
Administrative Expense	(11,382,676)	50%	6.90%	(392,702)
Other Miscellaneous Income/(Expense)	0	50%	6.90%	0
Total Projected Earnings				\$1,248,092,300

¹ Includes any beginning of year adjustment. Contribution receivables for employee service buybacks, totaling \$17,395,973 as of June 30, 2021, were excluded for purposes of calculating projected earnings on pension plan investments.

² The increase/(decrease) in contribution receivables for employee service buybacks, totaling \$(1,820,736) during the fiscal year 2021-22, were excluded for purposes of calculating projected earnings on pension plan investments.

Appendix C

Schedule of Collective Pension Amounts

- Schedule of Collective Pension Amounts for PERF C, as of the Measurement Date June 30, 2022

Schedule of Collective Pension Amounts for PERF C, as of the Measurement Date June 30, 2022

	Miscellaneous	Safety	Total
Total Pension Liability	\$21,449,898,398	\$28,076,076,740	\$49,525,975,138
Plan Fiduciary Net Position	\$16,770,671,339	\$21,204,498,824	\$37,975,170,163
Net Pension Liability	\$4,679,227,059	\$6,871,577,916	\$11,550,804,975
Deferred Outflows of Resources			
Changes of Assumptions	\$479,484,592	\$692,863,075	\$1,172,347,667
Differences Between Expected and Actual Experience	93,968,044	284,389,647	378,357,691
Net Difference Between Projected and Actual			
Investment Earnings on Pension Plan Investments	857,110,099	1,085,118,205	1,942,228,304
Total Deferred Outflows of Resources Excluding Employer Specific Amounts¹	\$1,430,562,735	\$2,062,370,927	\$3,492,933,662
Deferred Inflows of Resources			
Changes of Assumptions	\$0	\$0	\$0
Differences Between Expected and Actual Experience	(62,935,700)	(74,619,914)	(137,555,614)
Net Difference Between Projected and Actual			
Investment Earnings on Pension Plan Investments	0	0	0
Total Deferred Inflows of Resources Excluding Employer Specific Amounts¹	(\$62,935,700)	(\$74,619,914)	(\$137,555,614)
Plan Pension Expense	\$838,081,431	\$1,299,786,418	\$2,137,867,849

¹ No adjustments have been made for employer specific amounts such as changes in proportion, differences between employer contributions and proportionate share of contributions, and contributions to the Plan subsequent to the measurement date as defined in paragraphs 54, 55, and 57 of GASB 68. Appropriate treatment of such amounts is the responsibility of the employer.

ITEM: PUBLIC HEARING**13. RECEIVE GOVERNMENT ACCOUNTING STANDARDS BOARD STATEMENT NO. 75 ACCOUNTING AND FINANCIAL REPORTING FOR POSTEMPLOYMENT BENEFITS OTHER THAN PENSIONS****Meeting Date: December 11, 2023** **Budgeted: N/A****From: David J. Stoldt,** **Program/ N/A**
General Manager **Line Item No.:****Prepared By: Suresh Prasad** **Cost Estimate: N/A****General Counsel Review: N/A****Committee Recommendation: The Finance and Administration Committee reviewed this item on December 4, 2023 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 July 2004, the Governmental Accounting Standards Board (GASB) issued Statement Nos. 43 & 45, establishing financial reporting requirement for post-employment benefits other than pensions. The District currently provides health insurance benefits as a post-employment benefit and has complied with GASB 43 & 45 requirements by including current and future cost information in its financial statements beginning with Fiscal Year 2009-2010. Previously, for GASB 45 purposes, District used the actuarial firm Milliman, Inc. to compile the required data using the alternative measurement report method.

In June 2015, GASB issued Statement No. 75 replacing GASB 45, financial reporting requirement for post-employment benefits other than pensions, which now includes information with respect to the total obligation to provide future retiree health and welfare benefits with fiscal year beginning June 15, 2017. Since this is a report that requires a full actuarial report, District used GovInvest to prepare this report to meet GASB Statement No. 75 for the fiscal year ending June 30, 2023, attached as **Exhibit 13-A**. It is noteworthy to mention that the GASB 75 standard only applies to reporting the liability and does not stipulate any requirement for funding the liability.

As reported in the Executive Summary, page 3, the District's Net OPEB Liability as of June 30, 2023 is estimated at \$4,991,860. In comparison, District's Net OPEB Liability as of June 30, 2022 was estimated at \$5,056,238. The decrease in liability is attributed to (1) lower healthcare cost increase than expected that produced a liability decrease; (2) increase in discount rate based on updated municipal bond index produced a liability decrease.

The District's annual OPEB expense of \$343,545 would fully fund the current and future costs amortized over time. In FY 2022-2023, the District paid premium contributions towards medical coverage for fourteen retirees in the amount of \$142,235. This actual cost would be deducted from any contribution made for the year. For example, if the District had fully funded its

contribution in FY 2022-2023, the \$142,235 would have been deducted from the \$343,545 resulting in an additional net contribution of \$201,310. It should be noted that both current and future costs must be recalculated on an annual basis based on then current employee data and District benefit levels, so the contribution amounts may vary somewhat each subsequent year. The District can elect to either partially fund, fully fund or continue to fund the costs on a pay-as-you-go basis. The District's budget in the past has included funds for pay-as-you-go basis. The District budget starting with fiscal year 2018-2019 has also included an additional \$100,000 set aside towards OPEB reserve funds. The OPEB reserve balance as of 06/30/2023 was \$500,000.

The District has two tiered plans for retiree healthcare costs. Details of existing employees in the tiered plan are as follows:

Tier 1 Plan (hired prior to 01/01/2013)	11 employees
Tier 2 Plan (hired after 01/01/2013)	13 employees

RECOMMENDATION: The Finance and Administration Committee recommends that the Board receive the GASB 75 OPEB Valuation Report prepared by GovInvest.

BACKGROUND: In July 2004, GASB issued Statement Nos. 43 & 45, establishing financial reporting requirements for post-employment benefits other than pensions. The District provides health insurance as a post-employment benefit and is required to comply with GASB 43 & 45 and include the required information in its audited financial statements beginning in FY 2009-10.

In June 2015, GASB issued Statement No. 75 replacing GASB 45, financial reporting requirement for post-employment benefits other than pensions, which now includes information with respect to the total obligation to provide future retiree health and welfare benefits with fiscal year beginning June 15, 2017.

The main thrust of GASB OPEB standard is to require that public-sector employees recognize the cost of other post-employment benefits over the service life of their employees rather than on a pay-as-you-go basis. While the liability amount must be included in each entities annual audited financial statements, the GASB statements do not require that the amount actually be funded. Government entities can either partially fund, fully fund or continue to fund the costs on a pay-as-you-go basis.

Beginning with the fiscal year 2018-2019 budget, District has started setting aside funds towards the unfunded pension and other postemployment benefits (OPEB). With each budget cycle, staff will continue to recommend adding additional funds to these reserve accounts.

EXHIBIT

13-A GASB 75 OPEB Valuation Report

Monterey Peninsula Water Management District

GASB 75 Disclosures for Fiscal Year Ending June 30, 2023
Based on Roll-Forward of OPEB Valuation as of June 30, 2022

CONTACT

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Actuarial Certification

Mr. Suresh Prasad
Monterey Peninsula Water Management District
5 Harris Court, Building G
Monterey, CA 93940

GovInvest has been engaged by Monterey Peninsula Water Management District to complete an actuarial valuation for the Monterey Peninsula Water Management District OPEB Plan as of June 30, 2022 which will be used as the basis of the financial accounting disclosure for fiscal year ending June 30, 2023 in accordance with GASB Statement No. 75 (Accounting and Financial Reporting by Employers for Postemployment Benefits Other Than Pensions).

The purpose of this report is to provide the District with the required information needed for financial statement disclosure purposes. The use of this report for any other purpose may not be appropriate. The content of this report may not be modified, reproduced, or provided to third parties, either in whole or in part, without our permission. GovInvest is not responsible for usage, inference, or misinterpretation of this report by third parties.

Results presented in this report are based on the census data, substantive plan provisions, and healthcare cost information provided by the District and/or their benefit consultants. All information provided has been reviewed for reasonableness and clarifications or corrections have been requested where appropriate. We have not audited the information at the source, and therefore, do not accept responsibility for the accuracy or completeness of the data on which the information is based. Assumptions made related to missing data have been identified in this report. We are satisfied that the information provided is suitable and sufficient for the purpose of the measurement.

The valuation results were prepared using leased actuarial modeling software that produces results consistent with the purpose of this valuation and meets applicable regulatory requirements. The vendor is responsible for the development, maintenance, and improvement of these models. The models include comprehensive technical documentations that outline how the calculations are performed along with sample life outputs that allow the users to confirm with high degree of accuracy how the programmed benefit is applied to an individual with the proposed decrements and other assumptions. The actuarial team loads the participant data, programs the benefit provisions and proposed assumptions into the model and review sample life outputs and results under the supervision of credentialed actuaries who are proficient users of the software. We are not aware of any material limitations in the model nor any material inconsistencies in the assumptions used within the model.

The discount rate, other economic, and demographic assumptions have been selected by the District with our recommendations and concurrence. We believe each assumption is reasonable based on its own merits and in combination represents reasonable expected experience of the Plan. All calculations have been completed in accordance with generally accepted actuarial principles and practices.

Future actuarial measurements may differ significantly from current measurements due to factors such as actual plan experience that differs from that anticipated by the economic and demographic assumptions as well as changes in future assumptions, substantive plan provisions, and/or applicable law. We have not analyzed the potential range of such differences due to the limited scope of our engagement. To our knowledge, there are no significant events prior to the current year's Measurement Date or as of the date of this report that may materially affect the results presented herein.

The undersigned meets the General Qualification Standards of the American Academy of Actuaries for the purpose of issuing Statement of Actuarial Opinion in the United States. Neither GovInvest nor any of its employees have any relationship with the Plan Sponsor that could impair or appear to impair the objectivity of this report.



Nadine Pileggi, ASA, MAAA
November 28, 2023

Section 1: Executive Summary

Monterey Peninsula Water Management District (the “District”) sponsors a single-employer defined benefit OPEB plan that provides medical and prescription drug coverage (for those who elect coverage with the District) and District reimbursement (for those who elect to purchase their own health coverage) benefit at retirement. Employees may continue health coverage with the District at retirement for themselves, their spouses, and dependents for life once they meet certain eligibility requirements and as long as required contributions are made.

The results presented in this report are based on a roll-forward of the June 30, 2022 valuation with liabilities and assets measured as of June 30, 2023, for use in the District’s accrual-based financial statement for the fiscal year ending June 30, 2023.

The actuarial valuation is based on substantive plan provisions outlined in Section 4 of the Monterey Peninsula Water Management District GASB 75 Disclosures for fiscal year ending June 30, 2022. The valuation requires assumptions which are briefly listed in Section 5. For complete information on the actuarial methods and assumptions, refer to the Monterey Peninsula Water Management District GASB 75 Disclosures for fiscal year ending June 30, 2022 report.

The Plan Sponsor’s next full valuation is as of June 30, 2024 with liabilities and assets measured as of June 30, 2024 for reporting in the Plan Sponsor’s accrual-based financial statements for the fiscal year ending June 30, 2024.

Changes Since Prior Valuation

The District’s Net OPEB Liability has decreased from \$5,056,238 as of June 30, 2022 to \$4,991,860 as of June 30, 2023, which is attributable to a combination of the following factors:

1. Lower healthcare cost increase than expected that produces a liability decrease
2. Increase in Single Equivalent Discount Rate (SEDR) based on the updated municipal bond index that produces a liability decrease.

Summary of Results

Presented below is the summary of results for the current fiscal year compared to the prior fiscal year.

Fiscal Years	2022/23	2021/22
Valuation Date (VD)	June 30, 2022	June 30, 2022
Measurement Date (MD)	June 30, 2023	June 30, 2022
Membership Data as of Valuation Date		
Inactive employees or beneficiaries currently receiving benefits	14	14
Inactive employees entitled to but not yet receiving benefits	0	0
Active employees	23	23
Total membership	37	37
Discount Rate at Measurement Date		
Municipal Bond Index Rate	3.86%	3.69%
Long-term Expected Asset Return	0.00%	0.00%
Year in which Fiduciary Net Position is projected to be depleted	N/A	N/A
Single Equivalent Discount Rate (SEDR)	3.86%	3.69%
Net OPEB Liability as of Measurement Date		
Total OPEB Liability (TOL)	\$ 4,991,860	\$ 5,056,238
Fiduciary Net Position (FNP)	(0)	(0)
Net OPEB Liability (NOL = TOL – FNP)	\$ 4,991,860	\$ 5,056,238
Funded Status (FNP / TOL)	0.0%	0.0%
OPEB Expense / (Income) by Fiscal Year	\$ 343,545	\$ 290,637
Balance of unamortized Deferred Inflows at MD	\$ (497,665)	\$ (419,493)
Balance of unamortized Deferred Outflows at MD	\$ 605,684	\$ 793,200

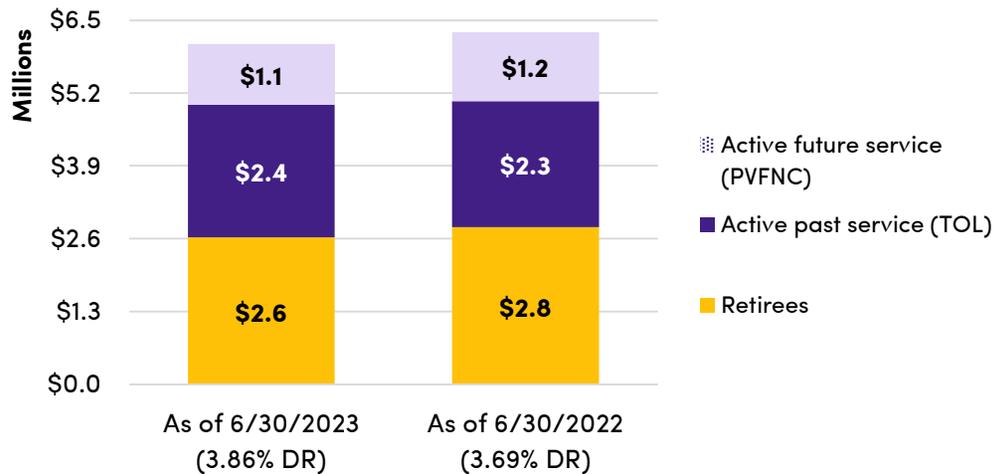
Below is a breakdown of the OPEB liability allocated to past and current service as of the Measurement Date compared to the prior Measurement Date. The liability below includes explicit subsidy (if any) and implicit subsidy. Refer to the Substantive Plan Provisions section for complete information on the District benefit provisions.

Present Value of Future Benefits (PVFB)	As of June 30, 2023	As of June 30, 2022
Active employees	\$ 3,453,660	\$ 3,486,817
Retired employees	2,623,745	2,803,302
Total PVFB	\$ 6,077,405	\$ 6,290,119

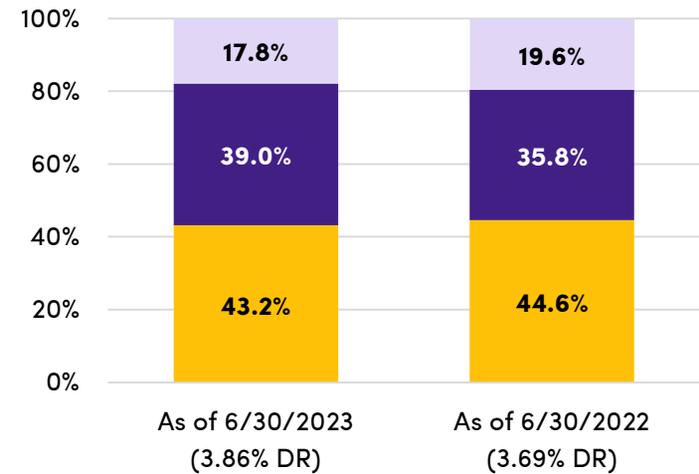
Total OPEB Liability (TOL)	As of June 30, 2023	As of June 30, 2022
Active employees	\$ 2,368,115	\$ 2,252,936
Retired employees	2,623,745	2,803,302
Total TOL	\$ 4,991,860	\$ 5,056,238

	As of June 30, 2023	As of June 30, 2022
Discount Rate	3.86%	3.69%

OPEB Liability Breakdown (\$)



OPEB Liability Breakdown (%)



Section 2: Financial Disclosures

This section provides the necessary accounting disclosures for the 's financial reports as shown in the following tables:

Table 1: Plan Demographics

Table 2: Brief Summary of Assumptions

Table 3: OPEB Expense

Table 4: Net OPEB Liability Sensitivity (Discount Rate)

Table 5: Net OPEB Liability Sensitivity (Healthcare Trend Rates)

Table 6: Historical Deferred Inflows and Outflows

Table 7: Unamortized Balance of Deferred Inflows and Outflows

Table 8: Schedule of Future Amortization of Deferred Inflows and Outflows

Summary of Membership and Assumptions

The table below shows the number of employees covered by the benefit terms as of June 30, 2022.

Table 1 - Plan Demographics

Inactive employees or beneficiaries currently receiving benefits	14
Inactive employees entitled to but not yet receiving benefits	0
Active employees	23
Total membership	37

The Total OPEB Liability (TOL) as of June 30, 2023 was determined using the following actuarial assumptions, applied to all periods included in the measurement, unless otherwise specified. For a complete list of assumptions, refer to Section 5.

Table 2 - Brief Summary of Assumptions

Inflation	2.30%
Payroll growth	2.80% wage inflation plus seniority, merit, and promotion salary increases based on CalPERS Experience Study and Review of Actuarial Assumptions published in November 2021
Investment rate of return	N/A; OPEB plan is unfunded
Discount rate	3.86%
Healthcare trend rates	Based on 2022 Getzen model that reflects actual premium increases through 2024 ¹ , followed by 6.00% decreasing gradually to an ultimate rate of 3.94% by 2075 for non-Medicare and 4.00% for all subsequent years for Medicare
Part B trend rates	Actual premium increases through 2024 ¹ , followed by projected premium increases based on 2022 Medicare Trustees report for the next seven years then decreasing by 0.25% to an ultimate rate of 4.00%

¹ Actual premium increases from 2022 to 2023 reflected in last year’s valuation and from 2023 to 2024 used in this roll-forward report for those assumed to enroll in the Laborers health plans are as follows:

- 2022 to 2023: (a) Non-Medicare: 6.50% for retiree and 5.20% for spouse, (b) Medicare: -5.60% for retiree and spouse, and (c) Part B: -3.06%
- 2023 to 2024: (a) Non-Medicare: 2.60% for retiree and 2.70% for spouse, (b) Medicare: 2.00% for retiree and spouse, and (c) Part B: 5.90%

For those in individual plans, the initial trend rates are 7.00% for Non-Medicare and 4.00% for Medicare.

OPEB Expense

The table below shows a comparison of the OPEB Expense recognized by the District for the current and prior fiscal years.

Table 3 - OPEB Expense

Fiscal Years	2022/23	2021/22
SEDR as of beginning of year	3.69%	1.92%
SEDR as of end of year	3.86%	3.69%
Service Cost	\$ 116,685	\$ 131,401
Interest on TOL and Service Cost	188,280	88,212
Changes of benefit terms	0	0
Projected earnings on OPEB Plan investments	0	0
OPEB Plan administrative expenses net of all revenues	0	0
Current period recognition of Deferred Inflows / Outflows of Resources		
Difference between expected and actual experience in the TOL	\$ (103,493)	\$ (86,258)
Changes of assumptions or other inputs	142,073	157,282
Net difference between the projected and actual earnings on OPEB Plan investments	0	0
Other	0	0
Total current period recognition	\$ 38,580	\$ 71,024
OPEB Expense	\$ 343,545	\$ 290,637

Schedule of Changes in Net OPEB Liability

Fiscal Year Ending June 30	2023	2022	2021	2020	2019
Measurement Period Ending June 30	2023	2022	2021	2020	2019
Total OPEB Liability (TOL)					
Service Cost	\$ 116,685	\$ 131,401	\$ 109,547	\$ 148,363	\$ 131,173
Interest on TOL and Service Cost	188,280	88,212	101,994	144,980	155,268
Changes of benefit terms	0	0	0	0	0
Difference between expected & actual experience	(120,643)	(120,671)	(5,585)	(411,131)	0
Changes of assumptions or other inputs	(106,465)	565,999	337,730	(190,471)	249,320
Benefit payments	(142,235) ²	(142,655)	(126,446)	(117,237)	(98,542)
Net change in TOL	\$ (64,378)	\$ 522,286	\$ 417,240	\$ (425,496)	\$ 437,219
TOL – beginning	\$ 5,056,238	\$ 4,533,952	\$ 4,116,712	\$ 4,542,208	\$ 4,104,989
TOL – ending	\$ 4,991,860	\$ 5,056,238	\$ 4,533,952	\$ 4,116,712	\$ 4,542,208
Plan Fiduciary Net Position (FNP)					
Contributions – employer	\$ 142,235	\$ 142,655	\$ 126,446	\$ 117,237	\$ 98,542
Contributions – employees	0	0	0	0	0
Benefit payments	(142,235)	(142,655)	(126,446)	(117,237)	(98,542)
Net investment income	0	0	0	0	0
Trust administrative expenses	0	0	0	0	0
Net change in Plan FNP	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
FNP – beginning	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
FNP – ending	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Net OPEB Liability – ending	\$ 4,991,860	\$ 5,056,238	\$ 4,533,952	\$ 4,116,712	\$ 4,542,208
FNP as % of TOL	0.0%	0.0%	0.0%	0.0%	0.0%
Covered-employee payroll – measurement period	\$ 2,666,653	\$ 2,609,421	\$ 2,574,004	\$ 2,577,148	\$ 2,508,173
NOL as % of covered payroll	187.2%	193.8%	176.1%	159.7%	181.1%

² Based on the actual explicit benefit payment provided by the District.

Schedule of Changes in Net OPEB Liability (Continued)

Fiscal Year Ending June 30	2018
Measurement Period Ending June 30	2018
Total OPEB Liability (TOL)	
Service Cost	\$ 127,662
Interest on TOL and Service Cost	140,378
Changes of benefit terms	0
Difference between expected & actual experience	0
Changes of assumptions or other inputs	0
Benefit payments	(92,380)
Net change in TOL	\$ 175,660
TOL – beginning	\$ 3,929,329
TOL – ending	\$ 4,104,989
Plan Fiduciary Net Position (FNP)	
Contributions – employer	\$ 92,380
Contributions – employees	0
Benefit payments	(92,380)
Net investment income	0
Trust administrative expenses	0
Net change in Plan FNP	\$ 0
FNP – beginning	\$ 0
FNP – ending	\$ 0
Net OPEB Liability – ending	\$ 4,104,989
FNP as % of TOL	0.0%
Covered-employee payroll – measurement period	\$ 2,441,044
NOL as % of covered payroll	168.2%

Net OPEB Liability Sensitivity

The following presents the Net OPEB Liability of the District, as well as what the District's Net OPEB Liability would be if it were calculated using a discount rate that is 1-percentage-point lower or 1-percentage-point higher than the current discount rate as of June 30, 2023.

Table 4 - Net OPEB Liability Sensitivity (Discount Rate)

	1% Decrease (2.86%)	Discount Rate (3.86%)	1% Increase (4.86%)
Net OPEB Liability / (Asset)	\$ 5,670,542	\$ 4,991,860	\$ 4,429,011

The following presents the Net OPEB Liability of the District, as well as what the District's Net OPEB Liability would be if it were calculated using healthcare cost trend rates that are 1-percentage-point lower or 1-percentage-point higher than the current healthcare cost trend rates as of June 30, 2023.

Table 5 - Net OPEB Liability Sensitivity (Healthcare Trend Rates)

	1% Decrease	Healthcare Trend Rates ³	1% Increase
Net OPEB Liability / (Asset)	\$ 4,356,807	\$ 4,991,860	\$ 5,775,329

³ Comparison of Baseline, 1% Decrease, and 1% Increase in healthcare trend rates assumptions are as shown below. Refer to Section 5 on the actual premium increases from 2022 to 2023 reflected in last year's valuation and from 2023 to 2024 used in this roll-forward report.

Periods	1% Decrease	Baseline	1% Increase
Non-Medicare (Laborers plans)	Actual premium increases through 2024 less 1% followed by 5.00% that decreases gradually to an ultimate rate of 2.94%	Actual premium increases through 2024 followed by 6.00% that decreases gradually to an ultimate rate of 3.94%	Actual premium increases through 2024 plus 1% followed by 7.00% that decreases gradually to an ultimate rate of 4.94%
Non-Medicare (Individual plans)	6.00% that decreases gradually to an ultimate rate of 2.94%	7.00% that decreases gradually to an ultimate rate of 3.94%	8.00% that decreases gradually to an ultimate rate of 4.94%
Medicare (Laborers plans)	Actual premium increases through 2024 less 1% followed by 3.00% for all subsequent years	Actual premium increases through 2024 followed by 4.00% for all subsequent years	Actual premium increases through 2024 plus 1% followed by 5.00% for all subsequent years
Medicare (Individual plans)	3.00% for all years	4.00% for all years	5.00% for all years

Deferred Inflows and Deferred Outflows of Resources Related to OPEB

The tables below show changes in the Net OPEB Liability that have not been included in the OPEB expense for the following items:

1. Differences between expected and actual experience of the OPEB plan
2. Changes in assumptions
3. Differences between projected and actual earnings on the OPEB plan investments

The initial amortization base for the first two items above are amortized linearly over the average expected remaining service lives of active and inactive employees. The difference between projected and actual earnings on the OPEB plan investments is amortized linearly over five years.

Table 6 - Historical Deferred Inflows and Outflows

Differences between expected and actual experience

Measurement Period Ending	Fiscal Year Ending	Initial Balance	Initial Amortization Period	Annual Recognition	Recognized in OPEB Expense through June 30, 2023	Unamortized Balance as of June 30, 2023
6/30/2018	6/30/2018	\$ 0	N/A	\$ 0	\$ 0	\$ 0
6/30/2019	6/30/2019	\$ 0	N/A	\$ 0	\$ 0	\$ 0
6/30/2020	6/30/2020	\$ (411,131)	6.30	\$ (65,259)	\$ (195,777)	\$ (215,354)
6/30/2021	6/30/2021	\$ (5,585)	6.30	\$ (887)	\$ (1,774)	\$ (3,811)
6/30/2022	6/30/2022	\$ (120,671)	6.00	\$ (20,112)	\$ (20,112)	\$ (100,559)
6/30/2023	6/30/2023	\$ (120,643)	7.00	\$ (17,235)	\$ (17,235)	\$ (103,408)

Changes in assumptions or other inputs

Measurement Period Ending	Fiscal Year Ending	Initial Balance	Initial Amortization Period	Annual Recognition	Recognized in OPEB Expense through June 30, 2023	Unamortized Balance as of June 30, 2023
6/30/2018	6/30/2018	\$ 0	N/A	\$ 0	\$ 0	\$ 0
6/30/2019	6/30/2019	\$ 249,320	6.30	\$ 39,575	\$ 158,300	\$ 91,020
6/30/2020	6/30/2020	\$ (190,471)	6.30	\$ (30,234)	\$ (90,702)	\$ (99,769)
6/30/2021	6/30/2021	\$ 337,730	6.30	\$ 53,608	\$ 107,216	\$ 230,514
6/30/2022	6/30/2022	\$ 565,999	6.00	\$ 94,333	\$ 94,333	\$ 471,666
6/30/2023	6/30/2023	\$ (106,465)	7.00	\$ (15,209)	\$ (15,209)	\$ (91,256)

Differences between projected and actual earnings on OPEB plan investments

Measurement Period Ending	Fiscal Year Ending	Initial Balance	Initial Amortization Period	Annual Recognition	Recognized in OPEB Expense through June 30, 2023	Unamortized Balance as of June 30, 2023
6/30/2018	6/30/2018	\$ 0	5.00	\$ 0	\$ 0	\$ 0
6/30/2019	6/30/2019	\$ 0	5.00	\$ 0	\$ 0	\$ 0
6/30/2020	6/30/2020	\$ 0	5.00	\$ 0	\$ 0	\$ 0
6/30/2021	6/30/2021	\$ 0	5.00	\$ 0	\$ 0	\$ 0
6/30/2022	6/30/2022	\$ 0	5.00	\$ 0	\$ 0	\$ 0
6/30/2023	6/30/2023	\$ 0	5.00	\$ 0	\$ 0	\$ 0

The table below shows the unamortized balance of Deferred Inflows and Outflows of Resources as of June 30, 2023 for financial statement disclosure for the fiscal year ending June 30, 2023.

Table 7 - Unamortized Balance of Deferred Inflows and Outflows

	Deferred Outflows of Resources	Deferred Inflows of Resources
Differences between expected and actual experience	\$ 0	\$ (336,874)
Changes in assumptions or other inputs	605,684	(160,791)
Net difference between projected and actual earnings on OPEB plan investments	0	0
Employer contribution subsequent to the Measurement Date	0	0
Total	\$ 605,684	\$ (497,665)

Schedule of future annual amortizations of Deferred Inflows and Outflows that will be recognized in future OPEB expense is as shown below.

Table 8 - Schedule of Future Deferred Inflows and Outflows Amortization

Measurement Period Ending	Amounts
2024	\$ 38,580
2025	\$ 10,875
2026	\$ 65,854
2027	\$ 57,598
2028	\$ (32,444)
Thereafter	\$ (32,444)

Section 3: Projected Benefit Payments

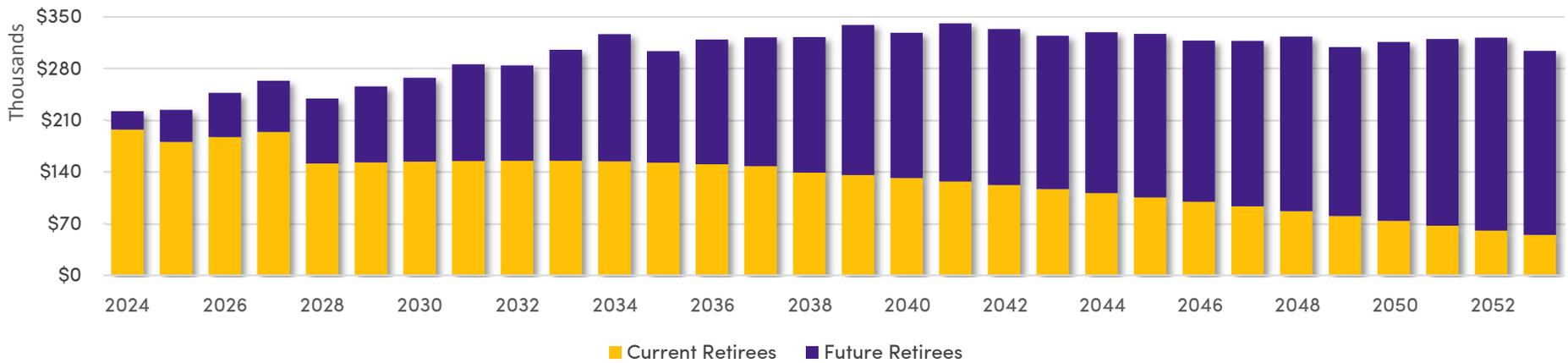
The below table shows the projected benefit payments for the next 30 years for a closed group of participants (both active employees and existing retirees) who are included in the census data as of June 30, 2022. This exhibit is provided for informational purposes only and is not a required disclosure under GASB 75. Projected benefit payments below include both explicit (if any) and implicit subsidies (as applicable).

FYE	Future Retirees	Current Retirees	Total
2024	\$ 24,918	\$ 197,182	\$ 222,100
2025	\$ 43,541	\$ 180,524	\$ 224,065
2026	\$ 59,772	\$ 187,047	\$ 246,819
2027	\$ 69,526	\$ 193,817	\$ 263,343
2028	\$ 88,159	\$ 151,105	\$ 239,264
2029	\$ 102,882	\$ 152,690	\$ 255,572
2030	\$ 113,268	\$ 153,958	\$ 267,226
2031	\$ 130,974	\$ 154,586	\$ 285,560
2032	\$ 128,986	\$ 155,079	\$ 284,065
2033	\$ 150,525	\$ 154,978	\$ 305,503

FYE	Future Retirees	Current Retirees	Total
2034	\$ 172,229	\$ 154,272	\$ 326,501
2035	\$ 150,911	\$ 152,427	\$ 303,338
2036	\$ 168,891	\$ 150,335	\$ 319,226
2037	\$ 174,622	\$ 147,637	\$ 322,259
2038	\$ 183,423	\$ 139,005	\$ 322,428
2039	\$ 203,408	\$ 135,389	\$ 338,797
2040	\$ 197,156	\$ 131,368	\$ 328,524
2041	\$ 214,339	\$ 126,923	\$ 341,262
2042	\$ 211,390	\$ 122,026	\$ 333,416
2043	\$ 207,621	\$ 116,718	\$ 324,339

FYE	Future Retirees	Current Retirees	Total
2044	\$ 218,146	\$ 111,115	\$ 329,261
2045	\$ 221,613	\$ 105,304	\$ 326,917
2046	\$ 218,540	\$ 99,299	\$ 317,839
2047	\$ 224,507	\$ 93,053	\$ 317,560
2048	\$ 236,570	\$ 86,569	\$ 323,139
2049	\$ 228,928	\$ 79,945	\$ 308,873
2050	\$ 242,697	\$ 73,310	\$ 316,007
2051	\$ 253,119	\$ 66,762	\$ 319,881
2052	\$ 261,434	\$ 60,392	\$ 321,826
2053	\$ 249,668	\$ 54,331	\$ 303,999

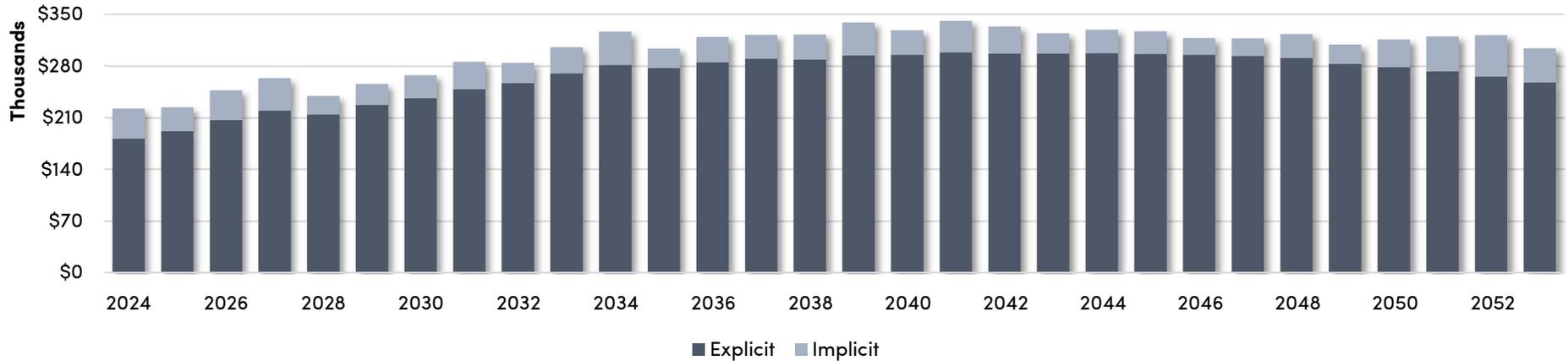
Projected Benefit Payments



The following table splits the projected benefit payments for the next 30 years between the explicit and implicit subsidies for a closed group of participants (both active employees and existing retirees) who are included in the census data as of June 30, 2021.

FYE	Explicit	Implicit	Total	FYE	Explicit	Implicit	Total	FYE	Explicit	Implicit	Total
2024	\$ 181,548	\$ 40,552	\$ 222,100	2034	\$ 281,134	\$ 45,367	\$ 326,501	2044	\$ 297,237	\$ 32,024	\$ 329,261
2025	\$ 191,435	\$ 32,630	\$ 224,065	2035	\$ 277,250	\$ 26,088	\$ 303,338	2045	\$ 296,253	\$ 30,664	\$ 326,917
2026	\$ 206,250	\$ 40,569	\$ 246,819	2036	\$ 284,934	\$ 34,292	\$ 319,226	2046	\$ 295,222	\$ 22,617	\$ 317,839
2027	\$ 219,444	\$ 43,899	\$ 263,343	2037	\$ 289,747	\$ 32,512	\$ 322,259	2047	\$ 293,728	\$ 23,832	\$ 317,560
2028	\$ 214,105	\$ 25,159	\$ 239,264	2038	\$ 288,399	\$ 34,029	\$ 322,428	2048	\$ 290,632	\$ 32,507	\$ 323,139
2029	\$ 227,084	\$ 28,488	\$ 255,572	2039	\$ 294,437	\$ 44,360	\$ 338,797	2049	\$ 282,884	\$ 25,989	\$ 308,873
2030	\$ 236,238	\$ 30,988	\$ 267,226	2040	\$ 295,046	\$ 33,478	\$ 328,524	2050	\$ 278,426	\$ 37,581	\$ 316,007
2031	\$ 248,372	\$ 37,188	\$ 285,560	2041	\$ 298,460	\$ 42,802	\$ 341,262	2051	\$ 272,737	\$ 47,144	\$ 319,881
2032	\$ 256,887	\$ 27,178	\$ 284,065	2042	\$ 296,988	\$ 36,428	\$ 333,416	2052	\$ 265,504	\$ 56,322	\$ 321,826
2033	\$ 269,953	\$ 35,550	\$ 305,503	2043	\$ 296,791	\$ 27,548	\$ 324,339	2053	\$ 257,492	\$ 46,507	\$ 303,999

Projected Benefit Payments (Explicit/Implicit)



Section 4: Substantive Plan Provisions

Changes Since Prior Valuation

There are no plan provision changes reflected in this roll-forward report. For complete description of substantive plan provisions, refer to the Monterey Peninsula Water Management District GASB 75 Disclosures for fiscal year ending June 30, 2022 report. Roll-forward valuation results shown in this report have been projected from the prior year's valuation, with adjustments for actual premium and contribution changes since the prior year.

Premium Rates

The monthly premium rates effective on March 1, 2021 and October 1, 2022 used in the valuation are as shown below.

Non-Medicare Plans	Eff. 3/1/2021		Eff. 10/1/2022	
	Single	2-Party ⁴	Single	2-Party ⁴
Direct Payment Plan	\$ 1,176	\$ 2,349	\$ 1,252	\$ 2,486
Kaiser Permanente	\$ 1,196	\$ 2,393	\$ 1,258	\$ 2,516

Medicare Plans	Eff. 3/1/2021		Eff. 10/1/2022	
	Single	2-Party	Single	2-Party
Direct Payment Plan	\$ 375	\$ 734	\$ 354	\$ 692
Anthem BC Medicare Preferred PPO	\$ 319	\$ 637	\$ 316	\$ 631
Kaiser Permanente Senior Advantage	\$ 357	\$ 714	\$ 332	\$ 665

⁴ Also applies to Non-Medicare Family of 3 or more.

Premium Rates (Cont'd)

This roll-forward report reflects actual premium changes from 2023 to 2024. The monthly premium rates effective on March 1, 2023 used to determine the trend adjustments are as shown below.

Non-Medicare Plans	Single ⁵	2-Party ⁵
Direct Payment Plan	\$ 1,285	\$ 2,552
Kaiser Permanente	\$ 1,320	\$ 2,639

Medicare Plans	Single	2-Party
Direct Payment Plan	\$ 361	\$ 705
Anthem BC Medicare Preferred PPO	\$ 309	\$ 618
Kaiser Permanente Senior Advantage	\$ 327	\$ 655

⁵ Also applies to Non-Medicare Family of 3 or more.

Section 5: Brief Summary of Actuarial Methods and Assumptions

Changes Since Prior Valuation

All actuarial methods and assumptions used in this year's roll-forward report are the same as those used in the Monterey Peninsula Water Management District GASB 75 Disclosures for fiscal year ending June 30, 2022, except as noted below. Refer to the Monterey Peninsula Water Management District GASB 75 Disclosures for fiscal year ending June 30, 2022 report for complete description of actuarial methods and assumptions.

Actuary's Notes

The following assumptions have been updated since the prior valuation:

1. The Single Equivalent Discount Rate (SEDR) has increased from 3.69% as of June 30, 2022 to 3.86% as of June 30, 2023 based on the updated municipal bond index. This change caused a decrease in the liability.
2. Second year health care trend rates have been updated to reflect actual premium increases from 2023 to 2024 for those assumed to enroll in the Laborers health plans as shown below, which caused a decrease in the liability.

	Retiree		Part B
	Member	Spouse	
Non-Medicare	2.60%	2.70%	N/A
Medicare	2.00%	2.00%	5.94%

Valuation Date June 30, 2022

Measurement Date June 30, 2023

Reporting Period Fiscal year ending June 30, 2023

Discount Rate For accounting disclosure: 3.86% as of June 30, 2023 and 3.69% as of June 30, 2022

Refer to the Discussion of Discount Rate section for additional information on the discount rate setting.

Actuarial Cost Method

Entry Age Normal Level Percentage of Pay; a method that allocates the actuarial present value of the projected benefits of each individual on a level basis over the earnings of the individual between entry age and assumed exit age(s).

- The portion allocated to a valuation year is called the Normal Cost.
- The portion allocated to past periods is called the Actuarial Accrued Liability (AAL) or Total OPEB Liability (TOL).

Trend Rates

Historically, health care costs have increased more rapidly than the rate of inflation. In estimating the value of retiree health benefits, assumptions must be made on future increases in healthcare costs. The health care trend rates assumption used in this valuation is based on the Getzen Model of Long-Run Medical Cost Trends, which was first designed by T.E. Getzen for the Society of Actuaries (SOA) in 2007. The model is designed to make long-run forecasts and typically used to select medical trend assumptions for retiree medical valuations to present liabilities disclosed under the appropriate accounting standards, or to determine contributions under a funding policy. The long-run baseline projection and input variables were developed under the guidance of the SOA Project Oversight Group. The model is updated annually along with updated documentation and recommended input variables by the author of the model.

The baseline assumptions used in the Getzen model are as shown in the table below.

Inflation Rate	2.5%
Real GDP Per Capita Growth	1.5%
Excess Medical Cost Growth	1.1%
Health Share of GDP Resistance Point	25.0%
Year for Limiting Cost Growth to GDP Growth	2075

Trend Rates (Cont'd)

The output of the Getzen Model of Long-Run Medical Cost Trend Model used in the valuation as the basis for the non-Medicare medical/prescription drug trend rates is as shown below.

Year	Medical/Rx		Part B
	Non-Medicare	Medicare	
2022	Actual ⁶	Actual ⁶	Actual ⁶
2023	Actual ⁶	Actual ⁶	Actual ⁶
2024	6.00%	4.00%	6.17%
2025	5.50%	4.00%	8.07%
2030	5.01%	4.00%	6.21%
2035	4.97%	4.00%	4.00%

Year	Medical/Rx		Part B
	Non-Medicare	Medicare	
2040	4.81%	4.00%	4.00%
2050	4.64%	4.00%	4.00%
2060	4.54%	4.00%	4.00%
2070	4.20%	4.00%	4.00%
2075+	3.94%	4.00%	4.00%

Discussion of Discount Rates

Under GASB 75, the discount rate used in valuing OPEB liabilities as of the Measurement Date for an unfunded plan is a single rate that reflects a yield or index rate for 20-year tax-exempt general obligation municipal bonds with an average rating of AA/Aa or higher (or equivalent quality on another rating scale). For the current year’s valuation, the municipal bond index as of the prior and current Measurement Dates are as shown below.

Index	June 30, 2023	June 30, 2022
Fidelity GO AA 20 Years Municipal Index	3.86%	3.69%

The final equivalent single discount rate for accounting disclosure as of June 30, 2023 is 3.86%.

⁶ Actual premium increases from 2022 to 2023 reflected in last year’s valuation and from 2023 to 2024 used in this roll-forward report for those assumed to enroll in the Laborers health plans are as follows:

- 2022 to 2023: (a) Non-Medicare: 6.50% for retiree and 5.20% for spouse, (b) Medicare: -5.60% for retiree and spouse, and (c) Part B: -3.06%
- 2023 to 2024: (a) Non-Medicare: 2.60% for retiree and 2.70% for spouse, (b) Medicare: 2.00% for retiree and spouse, and (c) Part B: 5.90%

For those in individual plans, the initial trend rates are 7.00% for Non-Medicare and 4.00% for Medicare.

| Appendix – Glossary

1. **Active Employees** – Individuals employed at the end of the reporting or measurement period, as applicable.
2. **Actuarial Cost Method** – A method to allocate the Actuarial Present Value of Future Benefits into portions attributed to past service (Total OPEB Liability) and future service (Normal Cost).
3. **Actuarial Present Value of Future Benefits** – Projected benefit payments estimated to be payable through the OPEB plan to current active and inactive employees as a result of their past service and their expected future service, discounted to reflect the expected effects of time value (present value) of money and the probabilities of payment (which is contingent on events such as death, termination, retirement, etc). In other words, this is the amount that would have been invested as of the Valuation Date so that it is sufficient to pay for benefit payments when due.
4. **Deferred Inflows** – Gains in the Total OPEB Liability and Fiduciary Net Position (for funded plan only) due to be recognized in the future.
5. **Deferred Outflows** – Losses in the Total OPEB Liability and Fiduciary Net Position (for funded plan only) due to be recognized in the future.
6. **Defined Benefit OPEB** – OPEB for which the benefits that the employee will receive at or after separation from employment are defined by the benefit terms. The OPEB may be stated as (a) a specified dollar amount; (b) an amount that is calculated
7. **Entry Age Actuarial Cost Method** – A method that allocates the actuarial present value of the projected benefits of each individual on a level basis over the earnings or service of the individual between entry age and assumed exit age(s).
 - The portion allocated to a valuation year is called the Normal Cost.
 - The portion allocated to past periods is called the Total OPEB Liability.
 - The portion allocated to future periods after the valuation date is called the Present Value of Future Normal Costs.
8. **Fiduciary Net Position** – OPEB plan assets in a secure Trust that meet the following criteria:
 - Contributions from employers to the OPEB plan and earnings on those contributions are irrevocable.
 - OPEB plan assets are dedicated to providing OPEB to plan members in accordance with the benefit terms.
 - OPEB Plan assets are legally protected from the creditors of employers, OPEB plan administrator, and creditors of the plan members.
9. **Funded Ratio** – The value of the asset expressed as a percentage of the Total OPEB Liability.

10. **Healthcare Cost Trend Rates** – The rates of change in per capita health claims costs over time as a result of factors such as medical inflation, utilization of healthcare services, plan design, and technological developments.
11. **Inactive Employees** – Individuals no longer employed by an employer in the OEPB plan or the beneficiaries of those individuals. Inactive employees also include individuals who have accumulated benefits under the terms of an OPEB plan but are not yet receiving benefit payments and individuals currently receiving benefits.
12. **Net OPEB Liability** – The difference between the Total OPEB Liability and the Fiduciary Net Position.
13. **Payroll Growth** – An actuarial assumption on the rate of future increase in the total coverage payroll attributable to wage inflation and productivity increase; used in the Actuarial Cost Method to determine the Total OPEB Liability.
14. **Plan Members** – Individuals covered by the terms of the OPEB plan, which would typically include employees in active service, terminated employees who have terminated service but are not yet receiving benefit payments, and retired employees who are currently receiving benefits.
15. **Other Postemployment Benefits (OPEB)** – Benefits such as death benefits, life insurance, disability, and long-term care, as well as healthcare benefits (medical, prescription drug, dental, vision, and other health-related benefits), that are paid in the period after employment and that are provided separately from a pension plan regardless of the manner in which they are provided. OPEB does not include termination benefits or termination payments for sick leave.
16. **Service Cost (Normal Cost)** – The portion of actuarial present value of projected benefit payments that are attributed to a 12-month period after a valuation date as determined by the Actuarial Cost Method.
17. **Total OPEB Liability** – The portion of the actuarial present value of projected benefit payments that is attributed to past periods of employee service as of the valuation date as determined by the Actuarial Cost Method.



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ITEM: ACTION ITEM**14. CONSIDER ADOPTION OF RESOLUTION 2023-15 AUTHORIZING AN EXCEPTION TO THE CALPERS 180-DAY WAIT PERIOD FOR HIRING A RETIREE (SURESH PRASAD)**

Meeting Date:	December 11, 2023	Budgeted:	Yes
From:	David J. Stoldt, General Manager	Program/ Line Item No.:	Salary & Benefits
Prepared By:	Simona Mossbacher	Cost Estimate:	\$93,552

General Counsel Approval: N/A**Committee Recommendation: The Finance and Administration Committee reviewed this item on December 4, 2023 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 CFO/Administrative Services Manager, Suresh Prasad, will retire on January 5, 2024. The new CFO/ASD Manager, Nishil Bali, has officially started as of November 30th, 2023. However, due to the short timeframe before Mr. Prasad's retirement, there is a need for Suresh's continued assistance past his retirement date to ensure Mr. Bali is fully trained on all aspects of District Finances and Administration. Mr. Prasad's unique experience and historical knowledge, after 12 years with the District, make him the only individual who can assist and train Mr. Bali on these functions.

It would greatly benefit the District to offer a limited-term, part-time contract as a retired annuitant to Mr. Prasad. The contract would be for Mr. Prasad to act as contract employee at his former hourly rate of \$97.45, for up to 960 hours from January 6, 2024 through December 31, 2024. He would not receive any benefits, other than those mandated by state and federal law.

The California Public Retirement System (CalPERS) requires that the governing body of any agency wishing to hire a retiree prior to 180-days following their retirement date, pass a resolution to that effect. The resolution must be presented and considered in open session, not on the consent calendar.

RECOMMENDATION: The Finance and Administration Committee recommends that the Board adopt Resolution 2023-15, **Exhibit 14-A**, authorizing an exception to the CalPERS 180-day wait period to hire Suresh Prasad as a part-time, limited-term employee.

IMPACTS TO STAFF/RESOURCES: The cost to the District for a 12-month, part-time contract would not exceed \$93,552.

EXHIBIT**14-A Draft Resolution 2023-15**



EXHIBIT 14-A

Draft

RESOLUTION NO. 2023-15

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
MONTEREY PENINSULA WATER MANGEMENT DISTRICT REGARDING
AUTHORIZING AN EXCEPTION TO THE 180-DAY WAIT
PERIOD GC SECTIONS 7522.56 & 21224**

The Board of Directors of the Monterey Peninsula Water Management District, hereby adopts the following Resolution:

WHEREAS, in compliance with Government Code section 7522.56 the Monterey Peninsula Water Management District must provide CalPERS this certification resolution when hiring a retiree before 180 days has passed since his retirement date; and

WHEREAS, Suresh Prasad, CalPERS ID 3686519953, will retire from the Monterey Peninsula Water Management District in the position of CFO/Administrative Services Division Manager, effective January 5, 2024; and

WHEREAS, section 7522.56 requires that post-retirement employment commence no earlier than 180 days after the retirement date, which is July 4, 2024 without this certification resolution; and

WHEREAS, section 7522.56 provides that this exception to the 180 day wait period shall not apply if the retiree accepts any retirement-related incentive; and

WHEREAS, the Monterey Peninsula Water Management District Board of Directors, the Monterey Peninsula Water Management District, and Suresh Prasad certify that Dave Stoldt has not and will not receive a Golden Handshake or any other retirement-related incentive; and

WHEREAS, the Monterey Peninsula Water Management District Board of Directors hereby appoints Suresh Prasad as an extra help retired annuitant to perform training of the new CFO/Administrative Services Division Manager for the Monterey Peninsula Water Management District under Government Code section (21224), effective January 6, 2024; and

WHEREAS, the entire employment agreement, contract or appointment document between Suresh Prasad and the Monterey Peninsula Water Management District has been reviewed by this body and is attached herein, as Attachment A; and

WHEREAS, no matters, issues, terms or conditions related to this employment and appointment have been or will be placed on a consent calendar; and

WHEREAS, the employment shall be limited to 960 hours per fiscal year; and

WHEREAS, the compensation paid to retirees cannot be less than the minimum nor exceed the maximum monthly base salary paid to other employees performing comparable duties, divided by 173.333 to equal the hourly rate; and

WHEREAS, the maximum base salary for this position is \$16,891.35 per month and the hourly equivalent is \$97.45, and the minimum base salary for this position is \$13,896.55 and the hourly equivalent is \$80.17; and

WHEREAS, the hourly rate paid to Suresh Prasad will be \$97.45; and

WHEREAS, Suresh Prasad has not and will not receive any other benefit, incentive, compensation in lieu of benefit or other form of compensation in addition to this hourly pay rate;

THEREFORE, BE IT RESOLVED THAT the Monterey Peninsula Water Management District Board hereby certifies the nature of the appointment of Suresh Prasad as described herein and detailed in the attached employment contract document, and that this appointment is necessary to support and train the newly hired CFO/Administrative Services Division Manager for the Monterey Peninsula Water Management District beginning January 6, 2024.

PASSED AND ADOPTED on this 11th day of December 2023 on a motion by Director _____ and second by Director _____, by the following vote, to wit:

AYES:

NAYES:

ABSENT:

I, David J. Stoldt, Secretary to the Board of Directors of the Monterey Peninsula Water Management District, hereby certify that the foregoing is a resolution duly adopted on the 11th day of December 2023.

Dated: December ____, 2023

David J. Stoldt
Secretary to the Board

ITEM: ACTION ITEM**15. CONSIDER ADOPTION OF RESOLUTION 2023-16 AUTHORIZING AN EXCEPTION TO THE CALPERS 180-DAY WAIT PERIOD FOR HIRING A RETIREE (TOM LINDBERG)**

Meeting Date:	December 11, 2023	Budgeted:	Yes
From:	David J. Stoldt, General Manager	Program/ Line Item No.:	Salary & Benefits
Prepared By:	Jonathan Lear	Cost Estimate:	\$55,700

General Counsel Approval: N/A**Committee Recommendation: The Finance and Administration Committee considered this item on December 4, 2023 and recommended approval.****CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.**

SUMMARY: Associate Hydrologist, Tom Lindberg, will retire on December 30, 2023. The District is in the process of hiring a Meter Program Coordinator that will take over the well registration, metering, and reporting program duties from his position. The other duties from his position will be assigned to the District's Assistant Hydrologists.

It would greatly benefit the District to offer a limited-term, part-time contract as a retired annuitant to Mr. Lindberg. The contract would be for Mr. Lindberg to train the Meter Program Coordinator at the hourly rate of \$58.02, for up to 960 hours from January 1, 2024 through December 31, 2024. He would not receive any benefits, other than those mandated by state and federal law.

The California Public Retirement System (CalPERS) requires that the governing body of any agency wishing to hire a retiree prior to 180-days following their retirement date, pass a resolution to that effect. The resolution must be presented and considered in open session, not on the consent calendar.

RECOMMENDATION: The Finance and Administration Committee recommends that the Board adopt Resolution 2023-16, **Exhibit 15-A**, authorizing an exception to the CalPERS 180-day wait period to hire Tom Lindberg as a part-time, limited-term employee.

IMPACTS TO STAFF/RESOURCES: The cost to the District for a 12-month, part-time contract would not exceed \$55,700.

EXHIBIT**15-A** Draft Resolution 2023-16



EXHIBIT 15-A

Draft

RESOLUTION NO. 2023-16

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
MONTEREY PENINSULA WATER MANGEMENT DISTRICT REGARDING
AUTHORIZING AN EXCEPTION TO THE 180-DAY WAIT
PERIOD GC SECTIONS 7522.56 & 21224**

The Board of Directors of the Monterey Peninsula Water Management District, hereby adopts the following Resolution:

WHEREAS, in compliance with Government Code section 7522.56 the Monterey Peninsula Water Management District must provide CalPERS this certification resolution when hiring a retiree before 180 days has passed since his retirement date; and

WHEREAS, Tom Lindberg, CalPERS ID 7773386987, will retire from the Monterey Peninsula Water Management District in the position of Associate Hydrologist, effective December 30, 2023; and

WHEREAS, section 7522.56 requires that post-retirement employment commence no earlier than 180 days after the retirement date, which is June 27, 2024 without this certification resolution; and

WHEREAS, section 7522.56 provides that this exception to the 180 day wait period shall not apply if the retiree accepts any retirement-related incentive; and

WHEREAS, the Monterey Peninsula Water Management District Board of Directors, the Monterey Peninsula Water Management District, and Tom Lindberg certify that Dave Stoldt has not and will not receive a Golden Handshake or any other retirement-related incentive; and

WHEREAS, the Monterey Peninsula Water Management District Board of Directors hereby appoints Tom Lindberg as an extra help retired annuitant to perform training of the new Meter Program Coordinator for the Monterey Peninsula Water Management District under Government Code section (21224), effective January 1, 2024; and

WHEREAS, the entire employment agreement, contract or appointment document between Tom Lindberg and the Monterey Peninsula Water Management District has been reviewed by this body and is attached herein, as Attachment A; and

WHEREAS, no matters, issues, terms or conditions related to this employment and appointment have been or will be placed on a consent calendar; and

WHEREAS, the employment shall be limited to 960 hours per fiscal year; and

WHEREAS, the compensation paid to retirees cannot be less than the minimum nor exceed the maximum monthly base salary paid to other employees performing comparable duties, divided by 173.333 to equal the hourly rate; and

WHEREAS, the maximum base salary for this position is \$10,056.87 per month and the hourly equivalent is \$58.02, and the minimum base salary for this position is \$8,273.81 and the hourly equivalent is \$47.73; and

WHEREAS, the hourly rate paid to Tom Lindberg will be \$58.02; and

WHEREAS, Tom Lindberg has not and will not receive any other benefit, incentive, compensation in lieu of benefit or other form of compensation in addition to this hourly pay rate;

THEREFORE, BE IT RESOLVED THAT the Monterey Peninsula Water Management District Board hereby certifies the nature of the appointment of Tom Lindberg as described herein and detailed in the attached employment contract document, and that this appointment is necessary to support and train the newly hired Meter Program Coordinator for the Monterey Peninsula Water Management District beginning January 1, 2024.

PASSED AND ADOPTED on this 11th day of December 2023 on a motion by Director _____ and second by Director _____, by the following vote, to wit:

AYES:

NAYES:

ABSENT:

I, David J. Stoldt, Secretary to the Board of Directors of the Monterey Peninsula Water Management District, hereby certify that the foregoing is a resolution duly adopted on the 11th day of December 2023.

Dated: December ____, 2023

David J. Stoldt
Secretary to the Board

ITEM: ACTION ITEM**16. REVIEW AND CONSIDER ADOPTING THE BOARD MEETING SCHEDULE FOR CALENDAR YEAR 2024 THROUGH FEBRUARY 2025****Meeting Date:** December 11, 2023 **Budgeted:** N/A**From:** David J. Stoldt
General Manager **Program/** N/A
Line Item No.:**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 as **Exhibit 16-A** is a proposed Board meeting schedule for January 2024 through February 2025. The January and February 2024 meeting dates are not set for the third Monday due to conflicts with the Martin Luther King Jr. Day and Presidents' Day holidays. Changes to the meeting time or location will be noticed on the meeting agenda and the Water Management District website.

RECOMMENDATION: Review and adopt the CY2024 through February 2025 MPWMD Board meeting schedule.

EXHIBIT**16-A** Proposed Board Meeting Schedule for 2024



EXHIBIT 16-A

**Draft
MEETING SCHEDULE**

MPWMD BOARD OF DIRECTORS

JANUARY 2024 THROUGH FEBRUARY 2025

Adopted by the Board on _____ 2024

Meetings begin at 6:00 p.m. in the District Conference Room unless noted otherwise.

	Day of Week	Date	Time	Type of Meeting
2024	Monday	January 22	6 PM	Regular
	Monday	February 12	6 PM	Regular
	Monday	March 18	6 PM	Regular
	Monday	April 15	6 PM	Regular
	Monday	May 20	6 PM	Regular
	Thursday	May 30	6 PM	Special (Budget Workshop)
	Monday	June 17	6 PM	Regular (Budget Adoption)
	Monday	July 15	6 PM	Regular
	Monday	August 19	6 PM	Regular
	Monday	September 16	6 PM	Regular
	Monday	October 21	6 PM	Regular
	Monday	November 18	6 PM	Regular
	Monday	December 16	6 PM	Regular
2025	Monday	January 27	6 PM	Regular
	Monday	February 24	6 PM	Regular

This schedule is subject to change in the event a Special Meeting of the Board of Directors is needed. At that time notification will be given on the District's Website.

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ITEM: ACTION ITEM**17. CONDUCT ELECTION OF BOARD OFFICERS FOR 2024****Meeting Date:** December 11, 2023 **Budgeted:** N/A**From:** David J. Stoldt,
General Manager **Program/** N/A
Line Item No.:**Prepared By:** David J. Stoldt **Cost Estimate:** N/A**General Counsel Approval:** N/A**Committee Recommendation:** None**CEQA Compliance:** This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.

SUMMARY: Rule 2 of the MPWMD Board Meeting Rules states that in December of each year, the Board will elect a Chair, Vice-Chair, Treasurer, and Secretary. Rule 2.5 specifies the rotation of Directors into the position of Chair and Vice-Chair. The rules also specify that election of officers shall be the final item on the December meeting agenda. The officers elected at the meeting will assume their offices immediately following the December Board meeting. The term of office is twelve months.

It has been the Board's past practice to elect the General Manager to serve as Secretary and the CFO/Administrative Services Division (ASD) Manager to serve as Treasurer.

The rotation is listed as follows:

Calendar Year	Chair	Chair Name	Vice Chair
2024	Division 5	Anderson	Division 2
2025	Division 2	Riley	Mayoral Rep
2026	Mayoral Rep	TBD	Division 3
2027	Division 3	Eisenhart	Division 1

RECOMMENDATION: The Board confirm the rotation of Directors into the positions of Board Chair and Vice Chair according to Meeting Rules 2 and 2.5 (**Exhibit 17-A**); Director Anderson would take the position of Chair and Director Riley would move into the position of Vice Chair. In addition, staff recommends that General Manager, David J. Stoldt be elected to serve as Secretary and that CFO/ASD Manager, Nishil Bali be elected to the position of Treasurer for 2024.

EXHIBIT**17-A Meeting Rules of the MPWMD, August 2022**

EXHIBIT 17-A**PART 1: GENERAL RULES****RULE 1: OPEN MEETINGS**

Meetings of the Board of Directors of the MPWMD and subcommittees of the Board shall be held as provided by the MPWMD Law and shall comply with the open meeting requirements of the Ralph M. Brown Act.

RULE 2: ELECTION OF BOARD OFFICERS

At the first meeting in the month of December of each year, the Board of Directors shall elect a Chair, Vice-Chair, a Treasurer, and a Secretary. The agenda for the December meeting will list the election of Board officers as the last item for consideration that evening. The newly elected officers will assume their positions immediately following adjournment of the meeting at which they were elected. At the first meeting after a vacancy occurs in any office, an election shall be conducted to fill that vacancy. If both the Chair and Vice-Chair are absent, the directors in attendance shall select a presiding officer to conduct that meeting.

RULE 2.5: ROTATION OF VICE CHAIR INTO THE POSITION OF CHAIR

The Board shall rotate its leadership among the seven (7) members. To encourage rotation of the Chair, each December when the annual election of Board officers is conducted, or when a vacancy in the position of Chair occurs, the Vice-Chair shall be elected as Chair. Beginning in December 2016, the following rotation shall be used to select the next Vice-Chair.

Division 2 Director
 Mayoral Representative
 Division 3 Director
 Division 1 Director
 Division 4 Director
 Monterey County Board of Supervisors Representative
 Division 5 Director

Thereafter, the rotation shall return to the top of this list.

Should the current Vice Chair decline to serve as incoming Chair, the Board shall select the Director next in rotation to serve as Chair. Should the Director next in rotation for the position of Vice Chair decline to serve in that capacity, the Board shall select the next Director in rotation to serve as Vice Chair. The declining Director shall have an opportunity to serve once the entire rotation schedule is complete and has returned to the Division that opted-out. If the Chair has served less

less than 12 months at the time the annual December election of Board officers is conducted, the Board shall, by majority vote, elect a Chair to serve for that year, and thereafter the Chair rotation shall return to where it had left off.

RULE 3: PRESIDING OFFICER

The Chair shall preside at all meetings of the Board. The Vice-Chair shall preside at all meetings of the Board in the absence of the Chair.

RULE 4: DUTIES OF PRESIDING OFFICER

The presiding officer of the Board shall preserve order and decorum and shall decide questions of order subject to appeal to the Board.

RULE 5: DUTIES OF THE GENERAL MANAGER

The General Manager shall prepare and deliver to each member of the Board on or before Friday preceding the regular meeting, a meeting agenda and staff notes, together with a copy of the minutes of the previous meeting. The General Manager shall perform those duties as delegated by the Board of Directors.

RULE 6: SPOKESPERSON

Only the Chair, another Board member designated by the Chair, or the General Manager shall be the spokesperson for the District when expressing District policy and position. Public statements by Board Members in the name of the District shall be first reviewed and approved by the Board. Except for this circumstance, only the Chair, the General Manager, and employees designated by the General Manager shall sign correspondence on District stationery. Board Members shall clarify that they are speaking as an individual and not on behalf of the Board when they make oral or written statements regarding District matters.

ITEM: INFORMATIONAL ITEM/STAFF REPORT**18. REPORT ON ACTIVITY/PROGRESS ON CONTRACTS OVER \$25,000****Meeting Date: December 11, 2023 Budgeted: N/A****From: David J. Stoldt, General Manager Program/ Line Item No.: N/A****Prepared By: Suresh Prasad Cost Estimate: N/A****General Counsel Review: N/A****Committee Recommendation: The Finance and Administration Committee reviewed this item on December 4, 2023.****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 18-A**, is the monthly status report on contracts over \$25,000 for the period October 2023. This status report is provided for information only, no action is required.

EXHIBIT**18-A Status on District Open Contracts (over \$25k)**

EXHIBIT 18-A

**Monterey Peninsula Water Management District
Status on District Open Contracts (over \$25K)
For The Period October 2023**

Contract	Description	Date Authorized	Contract Amount	Prior Period		Total		Expected Completion	Current Period Activity	P.O. Number
				Expended To Date	Current Period Spending	Expended To Date	Expended To Date			
1	Telemetrix	Flood Repair Services for Sleepy Hollow Facility	1/23/2023	\$ 85,000.00	\$ -	\$ 41,124.09	\$ 41,124.09		Current period billing for SH flood repair work	PO03556
2	Clifton Larson Allen LLP	Audit for FYE 06/30/2023	8/21/2023	\$ 64,000.00	\$ 18,900.00	\$ 15,750.00	\$ 34,650.00		Current period billing for audit services	PO03541
3	Rincon Consultants, Inc.	Environmental Consulting Services for Water Allocation	5/25/2023	\$ 29,000.00	\$ 21,944.25		\$ 21,944.25			PO03525
4	Regional Government Services	HR Contracted Services for FY 2023-2024	6/20/2023	\$ 25,000.00	\$ 3,538.13		\$ 3,538.13			PO03499
5	Tyler Technologies	Incode Software Maintenance 09/2023-08/2024	6/20/2023	\$ 33,266.25	\$ 32,673.11		\$ 32,673.11			PO03476
6	Schaaf & Wheeler	Drawing Support Services	4/23/2023	\$ 30,000.00	\$ 6,752.50		\$ 6,752.50			PO03474
7	Lynx Technologies, Inc	GIS Consultant Contract for 2023-2024	6/20/2023	\$ 35,000.00	\$ 8,850.00	\$ 2,025.00	\$ 10,875.00		Current period billing for GIS services	PO03475
8	DeVeera Inc.	IT Managed Services Contract FY 2023-2024	6/15/2020	\$ 62,500.00	\$ 15,576.00	\$ 5,192.00	\$ 20,768.00		Current period billing for IT managed services	PO03433
9	JEA & Associates	Legislative and Administrative Services - FY 2022-2023	6/20/2023	\$ 40,800.00	\$ 10,200.00	\$ 3,400.00	\$ 13,600.00		Current period retainer billing	PO03412
10	The Ferguson Group LLC	Contract for Legislative Services for FY 2023-2024	6/20/2023	\$ 72,000.00	\$ 18,034.54	\$ 6,000.00	\$ 24,034.54		Current period retainer billing	PO03411
11	Montgomery & Associates	Annual Groundwater Modeling Support	6/20/2023	\$ 55,000.00	\$ -		\$ -			PO03408
12	Maggiora Bros. Drilling, Inc	ASR Support from Maggiora Bros for Well Work	6/20/2023	\$ 50,000.00	\$ -		\$ -			PO03407
13	Pueblo Water Resources, Inc.	ASR Operations Support	6/20/2023	\$ 25,000.00	\$ -		\$ -			PO03406
14	CSC	Recording Fees	7/1/2023	\$ 50,000.00	\$ 10,000.00	\$ 10,000.00	\$ 20,000.00		Current period payment for e-recording services	PO03402
15	WellmanAD	Public Outreach Consultant	7/1/2023	\$ 94,500.00	\$ 23,725.00	\$ 7,875.00	\$ 31,600.00		Current period payment for public outreach retainer	PO03380
16	Montgomery & Associates	Tularcitos ASR Feasibility Study	3/20/2023	\$ 119,200.00	\$ 14,642.00		\$ 14,642.00			PO03368
17	Kevin Robert Knapp	Surface Water Data Portal	11/14/2022	\$ 27,730.00	\$ 20,183.31	\$ 3,842.50	\$ 24,025.81		Current period billing for surface water data portal	PO03302
18	City of Monterey	MPWMD Local Water Project Development Grant	10/17/2022	\$ 25,000.00	\$ 14,955.50		\$ 14,955.50			PO03242
19	DeVeera Inc.	HP Smart Array 2062 SAN Server	12/12/2022	\$ 160,000.00	\$ 157,273.63		\$ 157,273.63			PO03222
20	DeVeera Inc.	Board Conference Room A/V Upgrade	12/12/2022	\$ 30,000.00	\$ 19,012.00		\$ 19,012.00			PO03221
21	Access Monterey Peninsula	Board Conference Room A/V Upgrade	12/12/2022	\$ 25,000.00	\$ 24,383.71		\$ 24,383.71			PO03220
22	Tyman Construction Inc.	Sleepy Hollow Rearing Channel Rehabilitation	11/14/2022	\$ 839,500.00	\$ 710,908.75	\$ 93,050.61	\$ 803,959.36		Current period billing for Sleepy Hollow Rearing Channel project	PO03195
23	Montgomery & Associates	Annual Groundwater Modeling Support	6/20/2022	\$ 50,000.00	\$ 7,957.00		\$ 7,957.00			PO03193
24	Telemetrix	Consultant Services for Sleepy Hollow Facility	6/20/2022	\$ 27,060.00	\$ 24,554.64		\$ 24,554.64			PO03121
25	ETech Consulting, LLC	Accela Improvements	5/16/2022	\$ 52,000.00	\$ 51,000.00		\$ 51,000.00			PO02969
26	De Lay & Laredo	Measure J/Rule 19.8 Appraisal/Water Rights Phase 3	8/15/2022	\$ 75,000.00	\$ 45,490.46		\$ 45,490.46			PO03113

**Monterey Peninsula Water Management District
Status on District Open Contracts (over \$25K)
For The Period October 2023**

Contract	Description	Date Authorized	Contract Amount	Prior Period		Total Expended To Date	Expected Completion	Current Period Activity	P.O. Number
				Expended To Date	Current Period Spending				
27	De Lay & Laredo	Measure J/Rule 19.8 Appraisal/Real Estate Phase 3	8/15/2022	\$ 80,000.00	\$ 53,309.64	\$ 53,309.64			PO03112
28	Rutan & Tucker, LLP	Measure J/Rule 19.8 Eminent Domain Phase 3	12/16/2019	\$ 175,000.00	\$ 58,858.34	\$ 58,858.34			PO03110
29	Regional Government Services	HR Contracted Services for FY 2022-2023	6/20/2022	\$ 35,000.00	\$ 8,657.15	\$ 8,657.15			PO03047
30	Monterey One Water	PWM Expansion Project Amd #6	11/15/2021	\$ 1,200,000.00	\$ 909,545.39	\$ 909,545.39			PO03042
31	Martin B. Feeney, PG, CHG	Installation of sampling pump in Paralta Test for RWQCB Permit Sampling	7/18/2022	\$ 30,000.00	\$ 29,915.69	\$ 29,915.69			PO03040
32	DeVeera Inc.	BDR Datto Services Contract FY 2022-2024	9/6/2019	\$ 32,940.00	\$ 30,744.00	\$ 2,196.00	\$ 32,940.00	Current period billing for IT backup services	PO03027
33	CSC	Recording Fees	7/22/2022	\$ 50,000.00	\$ 30,000.00	\$ 30,000.00			PO03010
34	MBAS	ASR Water Quality FY 2022-2023	6/20/2022	\$ 40,000.00	\$ 14,202.00	\$ 14,202.00			PO02982
35	Monterey Peninsula Engineering	Install quarantine tanks at the Sleepy Hollow facility	3/21/2022	\$ 262,500.00	\$ 227,855.12	\$ 227,855.12			PO02967
36	City of Sand City	IRWM Grant Reimbursement	3/28/2022	\$ 1,084,322.50	\$ 19,554.85	\$ 19,554.85			PO03093
37	Marina Coast Water District	IRWM Grant Reimbursement	3/28/2022	\$ 83,079.00	\$ 42,375.00	\$ 42,375.00			PO02947
38	City of Seaside	IRWM Grant Reimbursement	3/28/2022	\$ 578,987.90	\$ 442,866.17	\$ 442,866.17			PO02948
39	Montgomery & Associates	Annual Groundwater Modeling support	11/15/2021	\$ 50,000.00	\$ 39,653.00	\$ 4,469.00	\$ 44,122.00	Current period billing for groundwater modeling support	PO02849
40	DUDEK	Grant administration services for the Proposition 1 IRWM Implementation	12/14/2020	\$ 114,960.00	\$ 44,803.75	\$ 44,803.75			PO02847
41	Shute, Mihaly & Weinberger LLP	Measure J LAFCO Litigation Legal Services	1/1/2022	\$ 400,000.00	\$ 343,894.10	\$ 13,995.60	\$ 357,889.70	Current period billing for LAFCO Measure J litigation services	PO02843
42	Reiff Manufacturing	Quarantine tanks with for the Sleepy Hollow steelhead facility	10/18/2022	\$ 48,000.00	\$ 40,350.00	\$ 40,350.00			PO02824
43	Tetra Tech, Inc.	Engineering services Sleepy Hollow Facility Upgrade	6/21/2021	\$ 67,500.00	\$ 46,108.64	\$ 46,108.64			PO02693
44	Monterey One Water	PWM Deep Injection Well #4 Design/Construction	9/21/2020	\$ 4,070,000.00	\$ 1,839,650.64	\$ 1,839,650.64			PO02604
45	Goodin, MacBride, Squeri & Day, LLP	Legal Fee Related MPWSP	4/1/2021	\$ 50,000.00	\$ 29,848.31	\$ 29,848.31			PO02601
46	Local Agency Formation Commission (LAFCO) of Monterey County	Measure J/Rule 19.8 MPWMD LAFCO Application Proces	5/17/2021	\$ 232,800.00	\$ 210,584.62	\$ 210,584.62			PO02598
47	Shute, Mihaly & Weinberger LLP	Measure J CEQA Litigation Legal Services	12/23/2020	\$ 200,000.00	\$ 140,933.56	\$ 140,933.56			PO02490
48	Weston Solutions, Inc.	UXO Support Services	6/15/2020	\$ 26,378.70	\$ 6,521.66	\$ 6,521.66			PO02371
49	Denise Duffy & Assoc. Inc.	CEQA addendum for ASR Parallel Pipeline	4/20/2020	\$ 28,567.00	\$ 25,970.44	\$ 25,970.44			PO02363
50	Norton Rose Fulbright	Cal-Am Desal Structuring & Financing Order	4/20/2015	\$ 307,103.13	\$ 38,557.29	\$ 38,557.29			PO02197
51	Pueblo Water Resources, Inc.	ASR SMWTF Engineering Services During Construction	10/21/2019	\$ 148,100.00	\$ 142,709.87	\$ 142,709.87			PO02163
52	U.S. Bank Equipment Finance	Copier machine leasing - 60 months	7/15/2019	\$ 52,300.00	\$ 42,836.32	\$ 871.81	\$ 43,708.13	6/30/2024 Current period billing for photocopy machine lease	PO02108

Monterey Peninsula Water Management District
Status on District Open Contracts (over \$25K)
For The Period October 2023

Contract	Description	Date Authorized	Contract Amount	Prior Period		Current Period Spending	Total		Expected Completion	Current Period Activity	P.O. Number
				Expended To Date	Expended To Date		Expended To Date	Expended To Date			
53	Monterey One Water	Supplemental EIR Costs for PWM Expansion Project	3/18/2019	\$ 750,000.00	\$ 731,336.70		\$ 731,336.70				PO02095
54	Monterey One Water	Pre-Construction Costs for PWM Expansion Project	11/13/2017	\$ 360,000.00	\$ 312,617.94		\$ 312,617.94				PO02094
55	DUDEK	Consulting Services for Prop 1 grant proposal	4/15/2019	\$ 95,600.00	\$ 94,315.05		\$ 94,315.05				PO01986
56	Denise Duffy & Associates	Consulting Services IRWM plan update	12/17/2018	\$ 55,000.00	\$ 53,322.32		\$ 53,322.32				PO01985
57	Tetra Tech, Inc.	Engineering services Sleepy Hollow Facility Upgrade	7/16/2018	\$ 30,000.00	\$ 26,878.87		\$ 26,878.87				PO01880
58	Ecology Action of Santa Cruz	IRWM HEART Grant	4/16/2018	\$ 152,600.00	\$ 86,362.33		\$ 86,362.33				PO01824
59	Pueblo Water Resources, Inc.	ASR Backflush Basin Expansion, CM services	7/16/2018	\$ 96,034.00	\$ 68,919.39		\$ 68,919.39				PO01778
60	Colantuono, Highsmith, & Whatley, PC	MPTA Legal Matter	7/1/2018	\$ 250,000.00	\$ 233,427.43	\$ 5,953.00	\$ 239,380.43			Current period billing for MPTA legal matter	PO01707
61	Pueblo Water Resources, Inc.	Seaside Groundwater Basin Geochemical Study	1/24/2018	\$ 68,679.00	\$ 57,168.85		\$ 57,168.85				PO01628
62	Pueblo Water Resources, Inc.	SSAP Water Quality Study	8/21/2017	\$ 94,437.70	\$ 44,318.11		\$ 44,318.11				PO01510
63	Denise Duffy & Assoc. Inc.	MMRP Services for Monterey Pipeline	1/25/2017	\$ 80,000.00	\$ 73,144.06		\$ 73,144.06				PO01202
64	Goodin,MacBride,Squeri,Day,Lamprey	User Fee PUC Proceedings Legal Fee	7/1/2016	\$ 50,000.00	\$ 49,318.05		\$ 49,318.05	6/30/2023			PO01100

ITEM: INFORMATIONAL ITEM/STAFF REPORT**19. STATUS REPORT ON MEASURE J/RULE 19.8 PHASE III/IV SPENDING****Meeting Date: December 11, 2023 Budgeted: N/A****From: David J. Stoldt, General Manager Program/ Line Item No.: N/A****Prepared By: Suresh Prasad Cost Estimate: N/A****General Counsel Review: N/A****Committee Recommendation: The Finance and Administration Committee reviewed this item on December 4, 2023.****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 the monthly status report on Measure J/Rule 19.8 spending for the period October 2023. This status report is provided for information only, no action is required.**EXHIBIT****19-A** Status on Measure J/Rule 19.8 Phase III/IV Spending

**Monterey Peninsula Water Management District
Status on Measure J/Rule 19.8 Spending Phase IV
Through October 2023**

	Contract	Date Authorized	Contract/Approved Amount	Prior Period Spending	Current Period Spending	Total Expended To Date	Spending Remaining	Project No.
1	Eminent Domain Legal Counsel	12/16/2019	\$ -	\$ -		\$ -	\$ -	PA00009-01
2	Appraisal Services	12/16/2019	\$ 20,000.00	\$ 11,349.00		\$ 11,349.00	\$ 8,651.00	PA00009-03
3	District Legal Counsel	12/16/2019	\$ -	\$ 5,557.50	\$ 8,293.50	\$ 13,851.00	\$ (13,851.00)	PA00009-05
4	Contingency/Miscellaneous	12/16/2019	\$ -	\$ -		\$ -	\$ -	PA00007-20
	Total		\$ 20,000.00	\$ 16,906.50	\$ 8,293.50	\$ 25,200.00	\$ (5,200.00)	

**Monterey Peninsula Water Management District
Status on Measure J/Rule 19.8 Spending Phase III
Through October 2023**

	Contract	Date Authorized	Contract/Approved 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	\$ 197,248.90		\$ 197,248.90	\$ 2,751.10	PA00007-01
2	Appraisal Services	12/16/2019	\$ 220,000.00	\$ 220,000.75		\$ 220,000.75	\$ (0.75)	PA00007-03
3	District Legal Counsel	12/16/2019	\$ 100,000.00	\$ 46,361.50		\$ 46,361.50	\$ 53,638.50	PA00007-05
4	Real Estate Appraiser	12/16/2019	\$ 80,000.00	\$ 53,309.64		\$ 53,309.64	\$ 26,690.36	PA00007-06
	Legal Assistance Oderman			\$ -				PA00007-07
5	Water Rights Appraisal	12/16/2019	\$ 75,000.00	\$ 45,490.46		\$ 45,490.46	\$ 29,509.54	PA00007-10
6	Contingency/Miscellaneous	12/16/2019	\$ -	\$ -		\$ -	\$ -	PA00007-20
	Total		\$ 675,000.00	\$ 562,411.25	\$ -	\$ 562,411.25	\$ 112,588.75	

1	Measure J CEQA Litigation Legal Services	12/23/2020	\$ 200,000.00	\$ 140,303.06		\$ 140,303.06	\$ 59,696.94	PA00005-15
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1	Measure J LAFCO Litigation Legal Services	1/1/2022	\$ 250,000.00	\$ 198,126.33		\$ 198,126.33	\$ 51,873.67	PA00005-16
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**Monterey Peninsula Water Management District
Status on Measure J/Rule 19.8 Spending Phase II
Through September 2022**

	Contract	Date Authorized	Contract/Approved Amount	Prior Period Spending	Current Period Spending	Total Expended To Date	Spending Remaining	Project No.
1	Eminent Domain Legal Counsel	12/16/2019	\$ 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	12/16/2019	\$ 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	12/16/2019	\$ 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	12/16/2019	\$ 240,000.00	\$ 217,784.62		\$ 217,784.62	\$ 22,215.38	PA00005-08
8	PSOMAS	9/20/2021	\$ 28,000.00	\$ 25,308.49		\$ 25,308.49	\$ 2,691.51	PA00005-09
9	Contingency/Miscellaneous/Uncommitted	12/16/2019	\$ 289,072.00	\$ 39,298.59		\$ 39,298.59	\$ 249,773.41	PA00005-20
	Total		\$ 1,909,000.00	\$ 1,194,244.45	\$ -	\$ 1,194,244.45	\$ 714,755.55	

**Phase I Costs
Status on Measure J/Rule 19.8 Spending
Through November 2019**

	Contract	Date Authorized	Contract 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	\$ 148,802.21	\$ 12,195.95	\$ 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 Consulta	2/21/2019	\$ 355,000.00	\$ 247,690.63	\$ 39,274.54	\$ 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	\$ 33,763.61	\$ 8,133.98	\$ 41,897.59	\$ (6,897.59)	PA00002-05
6	Contingency/Miscellaneous		\$ 30,000.00	\$ 9,931.83	\$ 33,814.12	\$ 43,745.95	\$ (13,745.95)	PA00002-10
	Total		\$ 650,000.00	\$ 524,409.97	\$ 120,418.59	\$ 644,828.56	\$ 5,171.44	

ITEM: INFORMATIONAL ITEM/STAFF REPORT**20. LETTERS RECEIVED****Meeting Date:** December 11, 2023 **Budgeted:** N/A**From:** David J. Stoldt,
General Manager **Program/** N/A
Line Item No.:**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.

A list of letters sent by and/or received by the Board Chair and/or General Manager between November 1, 2023 and November 30, 2023 is shown below.

The purpose of including a list of these letters in the Board packet is to inform the Board and interested citizens. Copies of the letters are available for public review at the District office. If a member of the public would like to receive a copy of any letter listed, please contact the District office. Reproduction costs will be charged. The letters can also be downloaded from the District's website at www.mpwmd.net.

Author	Addressee	Date	Topic
Melodie Chrislock	MPWMD Board	11/12/2023	Pine Cone Letter sent by Margaret-Anne Coppernoll
Michele Mark Levine	MPWMD Board Chair Adams	11/13/2023	Government Finance Officers Association Certificate of Achievement for Excellence in Financial Reporting
Michael Baer	David Stoldt and David Laredo	11/14/2023	Public Comment related to the Board Closed Session
Nina Beety	MPWMD Staff and Board	11/14/2023	Fish "tag" info request
Thomas Christensen	Nina Beety and MPWMD Board	11/17/2023	Response to Fish "tag" info request
Melodie Chrislock	MPWMD Board	11/18/2023	Forever Chemicals (PFAS) in water supply
Melodie Chrislock	MPWMD Board	11/21/2023	Response received from Mike McCullough RE: Forever Chemicals (PFAS) in water supply



EXHIBIT 21-A

FINAL MINUTES

**Monterey Peninsula Water Management District
Finance and Administration Committee
November 6, 2023**

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 Anderson called the meeting to order at 2:03 PM.

Committee members present: Amy Anderson, Chair
Alvin Edwards

Committee members absent: Marc Eisenhart

District staff members present: David Stoldt, General Manager
Suresh Prasad, Administrative Services Manager/Chief Financial Officer
Maureen Hamilton, District Engineer
Stephanie Locke, Water Demand Manager
Sara Reyes, Executive Assistant/Board Clerk

District staff members absent: None

District Counsel present: David Laredo, DeLay & Laredo

Additions / Corrections to Agenda:

None

Comments from the Public:

None

Action Items:

1. Consider Adoption of October 5, 2023 Committee Meeting Minutes

On a motion by Edwards and second by Anderson, the minutes of the October 5, 2023 meeting were approved unanimously 2 – 0.

2. Consider Adoption of Treasurer's Report for September 2023

On a motion by Edwards and second by Anderson, the Finance and Administration Committee recommended that the Board adopt the September 2023 Treasurer's Report and financial statements.

and ratification of the disbursements made during the month. The motion was approved unanimously on a 2 – 0 vote.

3. Receive and File First Quarter Financial Activity Report for Fiscal Year 2023-2024

On a motion by Edwards and second by Anderson, the Finance and Administration Committee recommended that the Board Receive and File the First Quarter Financial Activity Report for Fiscal Year 2023-2024. The motion was approved unanimously on a 2 – 0 vote.

4. Consider Approval of First Quarter Fiscal Year 2023-2024 Investment Report

On a motion by Edwards and second by Anderson, the Finance and Administration Committee recommended that the Board approve the First Quarter Fiscal Year 2023-2024 Investment Report. The motion was approved unanimously on a 2 – 0 vote.

5. Consider Converting the Associate Hydrologist Position to Meter Program Coordinator Position

This item was presented to the committee at its October 5, 2023 meeting upon which it was approved unanimously by a 2 – 0 vote. Due to the title change since it was presented in October, on a motion by Edwards and second by Anderson, the Finance and Administration committee recommended that the Board convert the Associate Hydrologist Position to Meter Coordinator Position at Range 21 and begin the recruitment process. The motion was approved unanimously on a 2 – 0 vote.

6. Consider Authorizing CLA-VAL Western Regional Service to Proceed with Five Year Maintenance and Servicing of Valves at the Santa Margarita Aquifer Storage & Recovery Facility

On a motion by Edwards and second by Anderson, the Finance and Administration Committee recommended that the Board authorize the General Manager to enter into an agreement with CLA-VAL Western Regional Service to complete the five-year maintenance of the CLA-VALs located at the Santa Margarita ASR facility. The motion was approved unanimously on a 2 – 0 vote.

7. Consider Recommendation to the Board to Fund Rebates in the California American Water System between January 1, 2024, and the Availability of Funding from the California American Water General Rate Case

On a motion by Edwards and second by Anderson, the Finance and Administration Committee recommended the Board approve interim funding up to \$200,000 through June 2023 for the Rebate Program from the District's general reserve fund. District expenditures for Cal-Am customers will be reimbursed by Cal-Am when a rebate fund is approved in the General Rate Case. The motion was approved unanimously on a 2 – 0 vote.

Informational Items:

8. 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.

9. Status Report on Measure J/Rule 19.8 Phase II Spending

This item was presented as information to the committee. No action was required or taken by the committee.

Discussion Item:

10. Review Draft November 13, 2023 Special and Regular Board Meeting Agenda

General Manager Stoldt reviewed the draft agenda with the committee. No changes were made by the committee.

Adjournment

Chair Anderson adjourned the meeting at 2:51 PM.

/s/ Sara Reyes

Sara Reyes, Committee Clerk
to the Finance and Administration Committee

Reviewed and Approved by the MPWMD Finance and Administration Committee on December 4, 2023
Received by the MPWMD Board of Directors on December 11, 2023

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ITEM: INFORMATIONAL ITEM/STAFF REPORT**22. MONTHLY ALLOCATION REPORT****Meeting Date:** December 11, 2023 **Budgeted:** N/A**From:** David J. Stoldt,
General Manager **Program:** N/A
Line Item No.:**Prepared By:** Gabriela Bravo **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: As of November 30, 2023, a total of **26.790** acre-feet (**7.8%**) of the Paralta Well Allocation remained available for use by the Jurisdictions. Pre-Paralta water in the amount of **30.545** acre-feet is available to the Jurisdictions, and **28.123** acre-feet is available as public water credits.

Exhibit 22-A shows the amount of water allocated to each Jurisdiction from the Paralta Well Allocation, the quantities permitted in November 2023 (“changes”), and the quantities remaining. The Paralta Allocation had no debits in November 2023.

Exhibit 22-A also shows additional water available to each of the Jurisdictions. Additional water from expired or canceled permits that were issued before January 1991 are shown under “PRE-Paralta.” Water credits used from a Jurisdiction’s “public credit” account are also listed. Transfers of Non-Residential Water Use Credits into a Jurisdiction’s Allocation are included as “public credits.” **Exhibit 22-B** shows water available to Pebble Beach Company and Del Monte Forest Benefited Properties, including Macomber Estates, Griffin Trust. Another table in this exhibit shows the status of Sand City Water Entitlement and the Malpaso Water Entitlement.

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 22-C**.

EXHIBITS**22-A** Monthly Allocation Report**22-B** Monthly Entitlement Report**22-C** District’s Water Allocation Program Ordinances

EXHIBIT 22-A
MONTHLY ALLOCATION REPORT
 Reported in Acre-Feet
 For the month of November 2023

Jurisdiction	Paralta Allocation*	Changes	Remaining	PRE-Paralta Water	Changes	Remaining	Public Credits	Changes	Remaining	Total Available
Airport District	8.100	0.000	5.197	0.000	0.000	0.000	0.000	0.000	0.000	5.197
Carmel-by-the-Sea	19.410	0.000	1.398	1.081	0.000	1.081	0.910	0.000	0.182	2.661
Del Rey Oaks	8.100	0.000	0.000	0.440	0.000	0.000	0.000	0.000	0.000	0.000
Monterey	76.320	0.000	0.298	50.659	0.000	0.181	38.121	0.000	2.451	2.920
Monterey County	87.710	0.000	10.578	13.080	0.000	0.352	7.827	0.000	1.181	12.121
Pacific Grove	25.770	0.000	0.000	1.410	0.000	0.014	15.874	0.000	0.002	0.016
Sand City	51.860	0.000	0.000	0.838	0.000	0.000	24.717	0.000	23.163	23.163
Seaside	65.450	0.137 Cr	0.497	34.438	0.023	28.917	2.693	0.000	1.144	30.558
District Reserve	9.000	0.178	8.822	N/A			N/A			8.822
TOTALS	342.720	0.041	26.790	101.946	0.023	30.545	90.142	0.000	28.123	85.458

Allocation Holder	Water Available	Changes this Month	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	10.074	2.686

* Does not include 15.280 Acre-Feet from the District Reserve prior to adoption of Ordinance No. 73.

EXHIBIT 22-B
MONTHLY ALLOCATION REPORT
ENTITLEMENTS
Reported in Acre-Feet
For the month of November 2023

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. *	195.730	1.000	32.282	163.448
Del Monte Forest Benefited Properties (Pursuant to Ord No. 109)	169.270	0.091	75.534	93.736
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	1.091	122.645	257.355

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	8.114	197.886
Malpaso Water Company	80.000	0.000	22.325	57.675
D.B.O. Development No. 30	13.950	0.000	3.908	10.042
City of Pacific Grove	38.390	0.162	9.938	28.452
Cypress Pacific	3.170	0.000	3.170	0.000

* Increases in the Del Monte Forest Benefited Properties Entitlement will result in reductions in the Pebble Beach Co. Entitlement.

EXHIBIT 22-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 set Cal-Am's annual production limit at **17,621** acre-feet and the non-Cal-Am annual production limit at **3,046** acre-feet. The modifications to the production limit were made based on the agreement by non-Cal-Am water users to permanently reduce annual water production from the Carmel Valley Alluvial Aquifer in exchange for water service from Cal-Am. As part of the agreement, fifteen percent of the historical non-Cal-Am production was set aside to meet the District's long-term water conservation goal.

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 Malpas 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.

and a date that inspectors will be on Site to check the property. In November, District inspectors performed 7 verification inspections.

MPWMD is forwarding its CII inspection findings to California American Water (Cal-Am) for their verification with the Rate Best Management Practices (Rate BMPs) that are used to determine the appropriate Non-Residential rate division. Compliance with MPWMD's Rule 143 achieves Rate BMPs for indoor water uses. Properties with landscaping must also comply with Cal-Am's outdoor Rate BMPs to avoid Division 4 (Non-Rate BMP Compliant) rates. In addition to sharing information about indoor Rate BMP compliance, MPWMD notifies Cal-Am of properties with landscaping. Cal-Am then conducts an outdoor audit to verify compliance with the Rate BMPs. During November 2023, MPWMD referred **no** 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 **seven** Water Waste responses during the past month. There were **no** repeated incidents that resulted in a fine.

II. WATER DEMAND MANAGEMENT

A. Permit Processing

As of July 6, 2021, the District has been processing both electronic and in person applications for Water Permits. Information can be found at <https://www.mpwmd.net/regulations/water-permits>.

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 **59** Water Permits from November 1, 2023, and November 30, 2023. **Eight** Water Permits were issued using Water Entitlements (Pebble Beach Company, Malpaso Water, etc.). **No** Water Permits involved a debit to a Public Water Credit Account. In addition to those Water Permits issued in November, **four** Meter Permits and **ten** Hydrant Meter Permits were issued. All Water Permits have a disclaimer informing applicants of the Cease-and-Desist Order against California American Water and that MPWMD reports Water Permit details to California American Water.

District Rule 24-3-A allows the addition of a second Bathroom in an existing Dwelling Unit. Of the **59** Water Permits issued from November 1, 2023, and November 30, 2023, **three** were issued under this provision.

B. Permit Compliance

District staff completed **no** conditional Water Permit finals during November 2023. Staff completed **64** site inspections. **47** properties passed and **13** failed due to unpermitted fixtures.

C. Deed Restrictions

District staff prepares deed restrictions that are recorded on the property title to provide notice of District Rules and Regulations, enforce Water Permit conditions, and provide notice

of public access to water records. In April 2001, the District Board of Directors adopted a policy regarding the processing of deed restrictions. District staff provided Notary services for **62** Water Permits with deed restrictions.

D. Rebates

The full list of available rebates can be found in Rule 141:

<https://www.mpwmd.net/rules/Rule141-TableXIV-1.pdf>. Below is the rebate information for November 2023.

EXHIBITS

23-A Rebate information for November 2023

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REBATE PROGRAM SUMMARY		November-2023				2023 YTD		1997 - Present	
I. Application Summary									
A.	Applications Received	81				889		30,948	
B.	Applications Approved	62				736		24,217	
C.	Single Family Applications	61				717		27,110	
D.	Multi-Family Applications	1				18		1,622	
E.	Non-Residential Applications	0				1		362	
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)	7	\$600.00	0.035000	11,405	102	\$7,800.00	0.51000	
B.	Ultra HET			0.000000	0	18	\$2,250.00	0.18000	
C.	Toilet Flapper			0.000000	0	0	\$0.00	0.00000	
D.	High Efficiency Dishwasher	10	\$1,250.00	0.030000	9,776	133	\$16,625.00	0.39900	
E.	High Efficiency Clothes Washer - Res	35	\$17,500.00	0.563500	183,617	391	\$195,322.97	6.29510	
F.	High Efficiency Clothes Washer - Com			0.000000	0	0	\$0.00	0.00000	
G.	Instant-Access Hot Water System	1	\$200.00	0.005000	1,629	18	\$3,599.98	0.09000	
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	1	\$662.50	0.000000	0	11	\$3,048.75	0.00000	
K.	Smart Controllers	4	\$668.97	0.000000	0	22	\$3,247.11	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	
R.	Other - Smart Flowmeter	6	\$1,098.00	0.000000	0	73	\$15,276.00	0.00000	
III. TOTALS		64	\$21,979.47	0.633500	206,427	768	\$247,169.81	7.47410	
IV. TOTALS Since 1997						Paid Since 1997:	\$ 6,617,505	599.7	Acre-Feet Saved Since 1997 (from quantifiable retrofits)

ITEM: INFORMATIONAL ITEM/STAFF REPORT**24. CARMEL RIVER FISHERY REPORT FOR NOVEMBER 2023****Meeting Date: December 11, 2023 Budgeted: N/A****From: David J. Stoldt, General Manager Program/ Line Item No.: N/A****Prepared By: Beverly Chaney 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: Los Padres Reservoir water level is currently back over 1,029 feet above-sea-level after falling to 1,027.7 earlier in the month (1,040' is full), flow releases remained at 10.5 cubic-feet-per-second (CFS), and the water temperature below the dam was down to 54 degrees F. The Carmel River is still flowing to the lagoon. Juvenile steelhead rearing conditions were "good to excellent" in the mainstem, and no fish rescues were required.

November's daily streamflow at the Sleepy Hollow Weir gaging station ranged from 11 to 18 cfs, while flows at the Highway 1 gage ranged from 7 to 12 cfs.

There were 1.57 inches of rainfall in November as recorded at the San Clemente gauge. The total rainfall for Water Year (WY) 2024 (which started October 1, 2023) was 1.72 inches, or 61% of the long-term year-to-date average of 2.82 inches.

CARMEL RIVER LAGOON: The lagoon water surface elevation (WSE) rose through the end of the month to ~9.8 feet (NGVD 1929). Monterey County conducted sandbar management work on November 29th, cutting a pilot channel to the south.

ITEM: INFORMATIONAL ITEM/STAFF REPORT**25. MONTHLY WATER SUPPLY AND CALIFORNIA AMERICAN WATER PRODUCTION REPORT****Meeting Date:** December 11, 2023 **Budgeted:** N/A**From:** David J. Stoldt,
General Manager **Program/** N/A
Line Item No.:**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 25-A shows the water supply status for the Monterey Peninsula Water Resources System (MPWRS) as of **December 1, 2023**. 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 25-A** is for Water Year (WY) 2024 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 **November 2023** totaled **1.57 inches** and brings the cumulative rainfall total for WY 2024 to **1.72 inches**, which is **61%** of the long-term average through **November**. Estimated unimpaired runoff through **November** totaled **531 acre-feet (AF)** and brings the cumulative runoff total for WY 2024 to **979 AF**, which is **55%** of the long-term average through **November**. Usable storage for the MRWPRS was **29,990 acre-feet**, which is **108%** of average through **November**, and equates to **91%** percent 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 2023. Through **September**, using the CDO accounting method, Cal-Am has produced **2,417 AF** from the Carmel River (excluding **511 AF** of Table 13 and **92 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 2023. Through **September**, Cal-Am has produced **1,571 AF** from the Seaside Groundwater Basin. Through **September**, **1,656 AF** of Carmel River Basin groundwater have been diverted for Seaside Basin injection; **806 AF** have been recovered for customer use, **511 AF** have been diverted under Table 13 water rights, and **3,548 AF** of Pure Water Monterey recovered. Cal-Am has produced **9,118 AF** for customer use from all sources through **September**. **Exhibit 25-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 and monitoring data.

EXHIBITS**25-A** Water Supply Status: **December 1, 2023****25-B** Monthly Cal-Am production by source: WY 2024

EXHIBIT 25-A

**Monterey Peninsula Water Management District
Water Supply Status
December 1, 2023**

Factor	Oct – Nov 2023	Average To Date	Percent of Average	Oct – Nov 2022
Rainfall (Inches)	1.57	2.81	61%	2.04
Runoff (Acre-Feet)	979	1,765	55%	112
Storage⁵ (Acre-Feet)	29,990	27,800	108%	28,110

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 1922-2022 and 1902-2022 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 1989-2022 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.

Production vs. CDO and Adjudication to Date: WY 2024

(All values in Acre-Feet)

Year-to-Date Values	MPWRS					Water Projects and Rights				Water Projects and Rights Total
	Carmel River Basin ^{2, 6}	Seaside Groundwater Basin		Ajudication Compliance	MPWRS Total	ASR Recovery	PWM Recovery	Table 13 ⁷	Sand City ³	
		Coastal	Laguna Seca							
Target	480	399	0	399	879	0	630	0	50	680
Actual ⁴	444	492	24	516	960	0	559	0	19	579
Difference	36	-93	-24	-117	-81	0	71	0	31	101
WY 2023 Actual	269	92	12	105	3,255	0	405	0	20	425

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 Board.
3. Sand City Desal, Table 13, and ASR recovery are also tracked as water resources projects.
4. To date, 0 AF and 0 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 tracking.

Monthly Production from all Sources for Customer Service: WY 2024

(All values in Acre-Feet)

	Carmel River Basin	Table 13	Mal Paso	Seaside Basin	ASR Recovery	PWM Recovery	Sand City	Total
Oct-23	220	0	7	347	0	254	0	828
Nov-23	224	0	6	169	0	305	19	724
Dec-23								
Jan-24								
Feb-24								
Mar-24								
Apr-24								
May-24								
Jun-24								
Jul-24								
Aug-24								
Sep-24								
Total	444	0	13	516	0	559	19	1,552
WY 2023	269	0	7	105	0	405	20	805

1. This table is produced as a proxy for customer demand.
2. Numbers are provisional and are subject to correction.



Supplement to December 11, 2023

MPWMD Board Packet

Attached are copies of letters sent and/or received between **November 1, 2023** and **November 30, 2023**. These letters are listed in the Monday, December 11, 2023 Board Packet under Letters Received.

Author	Addressee	Date	Topic
Melodie Chrislock	MPWMD Board	11/12/2023	Pine Cone Letter sent by Margaret-Anne Coppernoll
Michele Mark Levine	MPWMD Board Chair Adams	11/13/2023	Government Finance Officers Association Certificate of Achievement for Excellence in Financial Reporting
Michael Baer	David Stoldt and David Laredo	11/14/2023	Public Comment related to the Board Closed Session
Nina Beety	MPWMD Staff and Board	11/14/2023	Fish “tag” info request
Thomas Christensen	Nina Beety and MPWMD Board	11/17/2023	Response to Fish “tag” info request
Melodie Chrislock	MPWMD Board	11/18/2023	Forever Chemicals (PFAS) in water supply
Melodie Chrislock	MPWMD Board	11/21/2023	Response received from Mike McCullough RE: Forever Chemicals (PFAS) in water supply

From: mwchrislock@redshift.com
To: [Alvin Edwards](#); [Amy Anderson](#); [George Riley](#); [Karen Paull](#); [District 5](#); [Marc Eisenhart](#); [Ian Oglesby](#); [Dave Stoldt](#); [Sara Reyes](#)
Subject: Pine Cone Letter - MA Coppernoll
Date: Sunday, November 12, 2023 8:10:50 PM

<http://pineconearchive.fileburstcdn.com/231110PC.pdf>

Carmel Pine Cone / November 10, 2023

Cal Am buyout a ‘public necessity’

Dear Editor,

The recent Monterey Peninsula Water Management District (MPWMD) public hearing on the Cal Am buyout was a resounding success. The public spoke two to one in favor of the buyout and the board gave well thought out reasons to proceed with eminent domain. It provided 83 “Findings with Evidence” confirming the substantial reasons for the eminent domain action, based on Measure J’s voter mandate and expert-verified feasibility.

Cal Am has been acquiring out-of-the-area water systems at hugely inflated prices and adding those costs to the Peninsula’s extremely high water rates. Cal Am receives profit on these newly purchased capital assets. In addition, Cal Am adds conservation surcharges for water not sold, miscellaneous “charitable” and advertising costs, capital costs, infrastructure costs, etc. For example, Cal Am charged Peninsula rate payers for its Hawaii location’s operating costs. Water costs are more than fifty percent higher for the Monterey Peninsula than for other California water districts.

Cal Am’s unaffordable, unfair rates are a burden for many Peninsula customers. Its continued focus on increasing profits for American Water shareholders at the expense of Peninsula customers has reached an unsustainable level.

The only common-sense, critical-thinking conclusion is that the MPWMD Resolution of Necessity action to buyout Cal Am is a public necessity!

We applaud MPWMD for honoring, and acting on behalf of, “We the People”. Chapeaux! Bravissimo!

Margaret-Anne Coppernoll, Marina



Government Finance Officers Association
203 North LaSalle Street, Suite 2700
Chicago, Illinois 60601-1210
312.977.9700 fax: 312.977.4806

11/13/2023

Mary Adams
Board Chair
Monterey Peninsula Water Management District, California

Dear Mary:

We are pleased to notify you that your annual comprehensive financial report for the fiscal year ended June 30, 2022 qualifies for GFOA's Certificate of Achievement for Excellence in Financial Reporting. The Certificate of Achievement is the highest form of recognition in governmental accounting and financial reporting, and its attainment represents a significant accomplishment by a government and its management.

When a Certificate of Achievement is awarded to a government, an Award of Financial Reporting Achievement (AFRA) is also presented to the individual(s) or department designated by the government as primarily responsible for its having earned the Certificate. This award has been sent to the submitter as designated on the application.

We hope that you will arrange for a formal presentation of the Certificate and Award of Financial Reporting Achievement, and give appropriate publicity to this notable achievement. A sample news release is included to assist with this effort.

We hope that your example will encourage other government officials in their efforts to achieve and maintain an appropriate standard of excellence in financial reporting.

Sincerely,

A handwritten signature in black ink that reads "Michele Mark Levine". The signature is written in a cursive, flowing style.

Michele Mark Levine
Director, Technical Services

From: [Dave Stoldt](#)
To: [Sara Reyes](#)
Subject: Correspondence Received
Date: Tuesday, November 14, 2023 11:33:45 AM

From: Michael Baer <mgbisme@yahoo.com>
Sent: Monday, November 13, 2023 9:52 AM
To: Dave Stoldt <dstoldt@mpwmd.net>; dave@laredolaw.net
Subject: public comment for tonights closed session

Good morning Daves,

I have a 5pm appointment tonight so I am writing my comments in advance of your 5pm closed session.

I would like to comment on your agenda item in the wake of the LAFCO preliminary decision. I did review the 30+ page document. The salient points are that the decision to deny latent powers was vacated (Yay!), but that MPWMD failed to prove bias of any of the commissioners. Judge Wills did not consider the necessity of LAFCO approval for latent powers as it was raised by Cal Am which was outside of their scope of participation.

One of the things we learned from the last two federal Speakers of the House (Pelosi and McCarthy) is the importance of counting votes. It is pretty clear that the District is still on the short end of a 4-3 vote at LAFCO, and to return to that agency for a do-over would be foolish, opening you up to further delay.

It is my opinion that it is the interest of the district and the public to proceed with eminent domain with expediency. I imagine that the latent powers issue will be raised by CalAm in that venue, so lets get on with it.

Please include these comments into the record

I look forward to hearing more about that tonight at the regular meeting.

Regards,

Michael Baer

From: [Nina Beety](#)
To: [Thomas Christensen](#); [Sara Reyes](#)
Cc: [Alvin Edwards](#); [George Riley](#); [Marc Eisenhart](#); [Karen Paul](#); [Amy Anderson](#); [Ian Oglesby](#); [George Riley](#); nbeety@netzero.net
Subject: Fish "tag" info request
Date: Tuesday, November 14, 2023 2:14:02 PM

Dear Mr. Christensen:

Regarding the recent Monterey County Weekly article, would you please send me the specifications/spec sheets for the various fish "tags" MPWMD is using, including devices' dimensions, frequencies, power, power source, and manufacturer?

The article indicated that these are active RF devices. Is that correct? If so, how often do they transmit?

Also, would you please send me the specs on the "electrofisher" you use to stun fish?

Thank you.

Nina Beety

From: Thomas Christensen
To: Nina Beety; Sara Reyes
Cc: Alvin Edwards; George Riley; Marc Eisenhart; Karen Paull; Amy Anderson; Ian Oglesby; George Riley
Subject: RE: Fish "tag" info request
Date: Friday, November 17, 2023 10:23:48 AM
Attachments: MERCK-PRODUCT-JS1001-Reader-9-2020-1.pdf

Dear Ms. Beety,

The manufacturer of the Passive Integrated Transponder (PIT) tags is Biomark Inc. A link to their website is below.

https://www.biomark.com/?gclid=CjwKCAiAu9yqBhBmEiwAHTx5p4ipozbeAsV7qNEJivqSbVul5rSWizVD0zzeMaKNMrKGifye4A7FNhoChz0QAvD_BwE

The fish counting station is comprised of an array that works with a Radio Frequency (RF) of ISO 134.2 kHz that then detects the PIT tags as it passes through the field. This allows for detection up to a couple feet away. These data are collected by a data logger next to the river that is run on Solar DC power (see attached spec sheet).

The electrofisher (model LR-24) is manufactured by Smith-Root Inc. When we rescue juvenile steelhead and carry out population surveys, we work in direct current (DC) mode so there are no frequencies created. Below is a link to their website.

<https://www.smith-root.com/electrofishers/lr-24>

Here are the specifications for the electrofisher.

LR-24 Electrofisher Specifications

Output Power	400W continuous, 39,600W peak
Output Voltage	50 to 990V in 5V steps
Output Frequency	0 to 120Hz in 5Hz steps, Gated burst up to 1000Hz
Duty Cycle	0% to 99% in 1% steps
Output Current	40A peak max, 4A continuous at 100V
Output Waveforms	Smooth DC, Pulsed DC, Burst of Pulses DC
Waveform Storage	Save voltage, frequency, duty cycle and pulse type for 10 different waveforms
Operational Duty Cycle	40% Max. (192 seconds on 288 seconds off) at 40° C ambient 400VA output
Overload Protection	Excessive peak current, average current or over-temperature will shutdown the unit before damage can occur. Resets automatically when condition is corrected
Output Indicator	Audio tone for 30VDC and greater and increasing pulse rate for output power, Flashing red light, Status display for output voltage both average and peak, output current both average and peak and output power
Metering	Peak and average output current, Peak and average output voltage, Peak and average output power, Battery voltage, Battery current, Battery fuel gauge, Timer, Waveform settings, Error messages, Fault conditions
Output On Timer	0 to 999,999 seconds, resettable via menu
Environmental Requirements	Operational altitude: -400 to 3000 meters Relative humidity: 10% to 90% noncondensing Operating temperature: 0° to 40° C Storage temperature: -15° to 50° C
Construction	Sealed molded polyethylene and ABS case NEMA 4, IP 65
Safety Devices	Output indicator Tilt switch: Forward 50°, backward 40°, sideways 45° all ± 10° Immersion sensor Electrode out of water sensor Electrode pole switch Emergency stop switch Battery compartment interlock Battery fuseable link
Battery	Choice of 24V lithium or lead-acid batteries
Battery Life	40 minutes continuous at 100W with 7Ah lead-acid battery
Size and Weight	Height: 27.5 in (69.9 cm) Width: 14.5 in (36.9 cm) Depth: 14.5 in (36.9 cm) Weight: 20.35 lb. (9.23 kg) without battery or accessories
Certifications	UL STD 61010A-1 CAN/CSA C22.2 STD NO. 1010.1

We operate under permits from NOAA Fisheries and California Department of Fish and Wildlife.

Best,
Thomas

Thomas Christensen, P.G.
MPWMD Environmental Resources Division Manager
P.O. Box 85, Monterey, Ca 93942-0085
831-238-2547 (cell)

From: Nina Beety <nbeety@netzero.net>
Sent: Tuesday, November 14, 2023 2:12 PM
To: Thomas Christensen <Thomas@mpwmd.net>; Sara Reyes <Sara@mpwmd.net>
Cc: Alvin Edwards <alvinedwards420@gmail.com>; George Riley <georgetriley@gmail.com>; Marc Eisenhart <mae@gedlaw.com>; Karen Paull <karenppaull@gmail.com>; Amy Anderson <carmelcellogal@comcast.net>; Ian Oglesby <ioglesby@ci.seaside.ca.us>; George Riley <georgetriley@gmail.com>; nbeety@netzero.net

Subject: Fish "tag" info request

Dear Mr. Christensen:

Regarding the recent Monterey County Weekly article, would you please send me the specifications/spec sheets for the various fish "tags" MPWMD is using, including devices' dimensions, frequencies, power, power source, and manufacturer?

The article indicated that these are active RF devices. Is that correct? If so, how often do they transmit?

Also, would you please send me the specs on the "electrofisher" you use to stun fish?

Thank you.

Nina Beety

From: mwchrislock@redshift.com
To: [Alvin Edwards](#); [Amy Anderson](#); [George Riley](#); [Karen Paull](#); [District 5](#); [Marc Eisenhart](#); [Ian Oglesby](#); [Dave Stoldt](#); [Sara Reyes](#)
Subject: Forever Chemicals (PFAS) in water supply
Date: Saturday, November 18, 2023 7:15:30 AM

EPA detected "forever chemicals" in water systems serving 46 million. Is yours on our map?

<https://news.yahoo.com/epa-detected-forever-chemicals-water-100344697.html?.t1013>

This map <https://data.usatoday.com/epa-pfas/> shows Cal Am has 7 pollutants over the EPA limit in our water, but it doesn't show which ones. How can we find out if there are PFAS in our water or what the seven pollutants are?

Melodie Chrislock
Managing Director
PUBLIC WATER NOW
<http://www.publicwater.org>
mwchrislock@redshift.com
831 624-2282

Sara Reyes

From: mwchrislock@redshift.com
Sent: Tuesday, November 21, 2023 7:00 AM
To: Alvin Edwards; Amy Anderson; George Riley; Karen Paull; District 5; Marc Eisenhart; Ian Oglesby; Dave Stoldt; Sara Reyes
Subject: Response from M1W on Forever Chemicals (PFAS) in water supply

FYI

From: Mike McCullough <MikeM@my1water.org>
Date: Monday, November 20, 2023 at 11:47 AM
To: "mwchrislock@redshift.com" <mwchrislock@redshift.com>, Paul Sciuto <Paul@my1water.org>
Subject: RE: Forever Chemicals (PFAS) in water supply

Melodie,

If you go to this link

<https://www.montereyonewater.org/332/Annual-Reports>

and click on the 2022 Annual Report, you will see that no PFAS or PFOA was detected in the water leaving the Advanced Water Purification Facility. That is found on Table 80 a on page 177 of the 712 page pdf.

If you look at the groundwater sampling from the Seaside Groundwater Basin – Table 112 – page 226 of the 712 page pdf, you will see no detects in that as well.

The laboratory equipment can detect PFAS in very small quantities. The information from our reporting is that we aren't finding it from the water produced from PWM.

Mike McCullough, MPA

Director of External Affairs

Monterey One Water

P:831-645-4618

www.MontereyOneWater.org



From: mwchrislock@redshift.com <mwchrislock@redshift.com>
Sent: Saturday, November 18, 2023 7:36 AM
To: Paul Sciuto <Paul@my1water.org>; Mike McCullough <MikeM@my1water.org>
Subject: Forever Chemicals (PFAS) in water supply

Paul and Mike,

Does the four-step process for PWM remove all the PFAS?

Melodie

EPA detected "forever chemicals" in water systems serving 46 million. Is yours on our map?

<https://news.yahoo.com/epa-detected-forever-chemicals-water-100344697.html?.t1013>

This map <https://data.usatoday.com/epa-pfas/> shows Cal Am has 7 pollutants over the EPA limit in our water, but it doesn't show which ones. How can we find out if there are PFAS in our water or what the seven pollutants are?

Melodie Chrislock
Managing Director

PUBLIC WATER NOW

<http://www.publicwaternow.org>

mwchrislock@redshift.com

831 624-2282

Warning: This email originated from outside of Monterey One Water. Unless you recognize the sender and are expecting the message, do not click links or open attachments.