

This meeting is not subject to Brown Act noticing requirements. The agenda is subject to change.



**Water Demand Committee Members:**  
*Alvin Edwards, Chair*  
*Gary Hoffmann*  
*George Riley*

**Alternate:**  
*Molly Evans*

**Staff Contact**  
*Stephanie Locke*  
*Arlene Tavani*

*After staff reports have been distributed, if additional documents are produced by the District and provided to the Committee regarding any item on the agenda they will be made available on the District's website prior to the meeting. Documents distributed at the meeting will be made available upon request and posted to the District's website within five days following the meeting.*

**AGENDA**  
**Water Demand Committee**  
**Of the Monterey Peninsula Water Management District**

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Thursday, December 3, 2020, 3:00 pm, Virtual Meeting

Pursuant to Governor Newsom's Executive Orders N-29-20 and N-33-20, and to do all we can to help slow the spread of COVID-19 (coronavirus), meetings of the Monterey Peninsula Water Management District Board of Directors and committees will be conducted with virtual (electronic) participation only using WebEx.

Join the meeting at:

<https://mpwmd.webex.com/mpwmd/onstage/g.php?MTID=ed10046b49a10efe197c9eb167231bd1e>

Or join at [mpwmd.webex.com](https://mpwmd.webex.com).

Event number: 126 358 5111

Event password: conserve

Participate by phone: 877-668-4493

**For detailed instructions on connecting to the WebEx meeting see page 3 of this agenda.**

**Call to Order/Roll Call**

**Comments from Public** - *The public may comment on any item within the District's jurisdiction. Please limit your comments to three minutes in length.*

**Action Items** -- *Public comment will be received.*

1. Consider Adoption of November 5, 2020 Committee Meeting Minutes
2. Consider Recommendation to Board to Fund Rebates in the California American Water System between January 1, 2021 and the Availability of Funding from the California American Water General Rate Case

**Discussion Items** – *Public comment will be received.*

3. Update on Water for Near-Term Housing Needs Initiative
4. Update on any Action to be Taken Regarding Reduction in Diversion Limits Instituted by the State Water Resources Control Board
5. Suggest Items to be Placed on Future Agendas

**Adjournment**

Upon request, 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 by noon on Wednesday, December 2, 2020, to the Board Secretary at [arlene@mpwmd.net](mailto:arlene@mpwmd.net) or call 831- 658-5652.

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**See next page of agenda for instructions on connecting to WebEx meeting**

### Instructions for Connecting to the WebEx Meeting

Note: If you have not used WebEx previously, when you begin connecting to the meeting you may be asked to download the app. If you do not have a computer, you can participate by phone.

**Begin:** Within 10 minutes of the meeting start time, from your computer click on this link <https://mpwmd.webex.com/mpwmd/onstage/g.php?MTID=ed10046b49a10efe197c9eb167231bd1e> or copy and paste the link into your browser or go to: [mpwmd.webex.com](https://mpwmd.webex.com).

Under “Join a Meeting” enter the event number 126 358 5111, hit the enter key and when prompted enter the meeting password conserve, click “Next” and see the dropdown menu at the bottom of the screen “Use computer for audio” and select the method you will use to hear the meeting – see below.

#### 1) Audio and video connection from computer with WebEx app – view participants/materials on your screen

Click on the “Use computer for audio” drop down list

Click “Join Meeting”

Once in the meeting, mute your microphone.

Turn your microphone on when it is your turn to speak.

#### 2) View material on your computer screen and listen to audio on your phone

From the “Use computer for Audio” drop down list select “Call In”

Click on “Join Meeting” / You will see a toll-free telephone number, access code, and attendee ID # -- enter these numbers on your phone.

Mute the microphone on your computer.

Disable computer speakers using the Settings menu.

**Join by phone only** (no computer) dial 1-877-668-4493 and use the meeting number above.

### Presenting Public Comment

Receipt of Public Comment – the Chair will ask for comments from the public on all items. Limit your comment to 3 minutes.

- (a) Computer Audio Connection: Select the “raised hand” icon. When you are called on to speak, please identify yourself.
- (b) Phone audio connection **with** computer to view meeting: Select the “raised hand” icon. When you are called on to speak, please identify yourself.
- (c) Phone audio connection only: Press \*3. Wait for the clerk to unmute your phone and then identify yourself and provide your comment. Press \*3 to end the call.

### Submit Written Comments

If you are unable to participate via telephone or computer to present oral comments, you may also submit your comments by e-mailing them to [comments@mpwmd.net](mailto:comments@mpwmd.net) with one of the following subject lines "PUBLIC COMMENT ITEM #" (insert the item number relevant to your comment) or "COMMENTS FROM THE PUBIC". Comments must be received by noon on Thursday, December 3, 2020. Comments submitted **by noon** will be provided to the committee members and compiled as part of the record of the meeting.

**WATER DEMAND COMMITTEE**

**ITEM: ACTION ITEM**

**1. CONSIDER ADOPTION OF NOVEMBER 5, 2020 COMMITTEE MEETING MINUTES**

**Meeting Date: December 3, 2020 Budgeted: N/A**

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

**Prepared By: Arlene Tavani 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 15301**

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**SUMMARY:** Attached as **Exhibit 1-A**, are draft minutes of the November 5, 2020, committee meeting.

**RECOMMENDATION:** The Water Demand Committee should review the minutes and approve them by motion.

**EXHIBIT**

**1-A** Draft minutes of November 5, 2020 committee meeting



## **EXHIBIT 1-A**

### **DRAFT MINUTES Water Demand Committee of the Monterey Peninsula Water Management District November 5, 2020**

#### **Call to Order**

The virtual meeting was called to order at 3:02 pm via WebEx.

**Committee members present:** Alvin Edwards, Chair  
George Riley

**Committee members absent:** Gary Hoffmann

**Staff members present:** David Stoldt, General Manager  
Stephanie Locke, Water Demand Division Manager  
Arlene Tavani, Executive Assistant

**District Counsel present:** David Laredo

**Comments from the Public:** No comments.

#### **Action Items**

- 1. Consider Adoption of August 6, 2020 Committee Meeting Minutes**  
On a motion by Riley and second of Edwards, minutes of the August 6, 2020 committee meeting were adopted on a vote of 2 – 0 by Edwards and Riley. Hoffmann was absent.

#### **Discussion Items**

- 2. Discuss Amendments to Rules re Extension of Water Use Credits for Armed Forces of the United States**

Stephanie Locke summarized the information presented in the staff report. David Stoldt explained that a draft ordinance addressing the extension of water credits for local armed forces installations could be broadened to respond to another request by the military, that the Presidio of Monterey and Naval Postgraduate School be considered separate entities that could receive an allocation of water from any new water source, as do the cities, County of Monterey and Monterey Peninsula Airport District. Stoldt proposed that one response would be to expand the definition of Jurisdiction in Rule 11 of the Rules and Regulations to include the Presidio of Monterey and Naval Postgraduate School. Staff would need to decide how to apply water credit on one military installation that would serve all branches of the military, such as a medical clinic. Staff estimated that the first reading of an ordinance could be brought forward to the Board in January 2021.

- 3. Discuss Amendments to Rules re Extension of Water Use Credits**

Locke described the proposal: within the last year of the 10-year period in which water credit expires, the property owner could request a one-year extension and the General Manager would have the authority to grant the extension. Stoldt stated that this rule change could likely be accomplished through a Negative Declaration. Stoldt advised the committee that staff would be

submitting, sometime in the future, a proposal for modifying the capacity fee charge in order to reduce the overall cost for development of a project.

**4. Update on Water for Near-Term Housing Needs Initiative**

Stoldt reported that meetings were being scheduled with representatives from the Senate and Assembly housing committees and the Executive Director of Housing and Community Development. If those meetings resulted in a positive outcome, staff could request letters of support from local organizations that have expressed an interest in advocating for the establishment of a water allocation for development of housing.

**5. Update on Activities Related to Non-Cal-Am Pumpers on the Carmel River**

Stoldt summarized the findings in the staff report. He noted staff suspects that water use on some sites is well above what would be normal for the use on the property. Also, some well owners that have been granted the right to pump a specific amount of water routinely exceed the right. The committee members offered three suggestions: 1) investigate properties with extensive water use; 2) utilize enforcement measures when a property is out of compliance; and 3) well owners that do not self-report should be charged for staff time spent visiting the site to check the meter.

**6. Suggest Items to be Placed on Future Agendas**

Provide an update on any action to be taken by California American Water or the State Water Resources Control Board regarding the missed CDO milestone.

**Adjournment:** The meeting was adjourned at 4:00 pm.

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## **WATER DEMAND COMMITTEE**

### **ITEM: ACTION ITEM**

#### **2. CONSIDER RECOMMENDATION TO THE BOARD TO FUND REBATES IN THE CALIFORNIA AMERICAN WATER SYSTEM BETWEEN JANUARY 1, 2021 AND THE AVAILABILITY OF FUNDING FROM THE CALIFORNIA AMERICAN WATER GENERAL RATE CASE**

**Meeting Date:** December 3, 2020                                    **Budgeted:** No  
**From:** David J. Stoldt,    **Program/** N/A  
                    **General Manager**                                        **Line Item No.:**  
**Prepared By:** Stephanie Locke                                        **Cost Estimate:** \$185,000

**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:** The District and California American Water’s (Cal-Am) Rebate Program is funded through a customer surcharge that is renewed as part of Cal-Am’s General Rate Cases (GRC) every three years. The 2018-2020 GRC ends on December 31, 2020. The decision on the 2021-2023 GRC (filed in July 2019) is anticipated in mid-2021. Rather than shutting the Rebate Program down and reducing the current momentum, staff is requesting the Board authorize advance funding to continue the program until Cal-Am’s GRC is approved and funds are available. The Rebate Program significantly contributes to reduced water consumption on the Monterey Peninsula.

The pending GRC includes a request for \$1.1 million in Rebate funding for the Monterey Peninsula for the next three years. Between January 1, 2021, until the GRC is approved with funding for the Rebate Program, Cal-Am will not be collecting the conservation surcharge that funds the rebate program and is unable to reimburse the District for Rebates. Although there is a slight risk that Rebate Program funding will not be approved by the CPUC, all previous requests for funding for the Rebate Program have been approved since 2007.

The District will be funding rebate advances from its general reserve fund. Cal-Am has been asked to reimburse the District for the advanced rebates once collection of the conservation surcharge is resumed. If authorized by the Board, the District will process and pay rebates up to a maximum of \$185,000 (six months) and invoice Cal-Am for the expenditures when/if they receive GRC approval. Funding for this reimbursable expenditure was not included in the 2020-2021 budget and will be included in the mid-year adjustment.

The District/Cal-Am Rebate Program is credited with a significant portion of the water savings since the Cease and Desist Order in 2009 (savings are reported monthly in the Water Conservation Program Report). The program offers extensive and generous rebates that motivate customers to purchase and install water efficient appliances. Shutting the program down until funding is

available would negatively impact the community and the vendors. In 2011, the program was suspended awaiting the 2012 GRC approval. Once funding became available, it took approximately 18 months to achieve current participation levels. Given the urgency of conservation and the Cease and Desist Order (CDO) milestones, staff recommends the Board authorize interim funding.

**RECOMMENDATION:** The Water Demand Committee should recommend the Board approve interim funding up to \$185,000 through June 2021 for the Rebate Program from the District's general reserve fund. It is expected that District expenditures for Cal-Am customers will be reimbursable by Cal-Am when a rebate fund is approved in the GRC.

**EXHIBIT**

None