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**AGENDA**  
**Water Supply Planning Committee**  
**Of the Monterey Peninsula Water Management District**

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Monday, December 7, 2020, 4 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=e23bb3571ea3a72529305c8bce3e93061>

Or access the meeting at [mpwmd.webex.com](http://mpwmd.webex.com).

Event number: 126 686 6198

Meeting password: aquifer

Participate by phone: 877-668-4493

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

**Water Supply Planning Committee Members:**

*George Riley, Chair*  
*Mary Adams*  
*Molly Evans*

**Alternate:**

*Alvin Edwards*

**Staff Contact**

*David J. Stoldt,*  
*General Manager*

*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.*

**Call to Order**

**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. Please limit your comments to three (3) minutes per item.*

1. Consider Adoption of November 2, 2020 Committee Meeting Minutes
2. Consider Development of a Recommendation to the Board of Directors regarding Adoption of an Addendum to the District's Prior ASR Environmental Impact Report for Construction of a Bypass Pipeline to Allow Simultaneous Pure Water Monterey Recovery and ASR Injection (*Subject to CEQA Review per CEQA Guideline Sections 15162 and 15164*)

**Discussion Items** - *Public comment will be received. Please limit your comments to three (3) minutes per item.*

3. Update on Pure Water Monterey Project
4. Update on ASR Construction

**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 Friday, December 4, 2020, to the Board Secretary, [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=e23bb3571ea3a72529305c8bce3e93061> or paste the link into your browser or go to: [mpwmd.webex.com](https://mpwmd.webex.com).

Under “Join a Meeting” enter the event number 126 686 6198, hit the enter key and when prompted enter the meeting password aquifer, 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.

## Present 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 "PUBLIC COMMENT – ORAL COMMUNICATIONS". Comments must be received by 12:00 p.m. on Monday, December 7, 2020. Comments submitted by noon will be provided to the committee members and compiled as part of the record of the meeting.

## **WATER SUPPLY PLANNING COMMITTEE**

### **ITEM: ACTION ITEM**

#### **1. CONSIDER ADOPTION OF NOVEMBER 2, 2020 COMMITTEE MEETING MINUTES**

**Meeting Date: December 7, 2020**

**From: David J. Stoldt,  
General Manager**

**Prepared By: Arlene Tavani**

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

**SUMMARY:** Attached as **Exhibit 1-A** are draft minutes of the November 2, 2020 committee meeting.

**RECOMMENDATION:** The Committee should adopt the minutes by motion.

#### **EXHIBIT**

**1-A** Draft Minutes of the November 2, 2020 Committee Meeting



## EXHIBIT 1-A

### **DRAFT MINUTES** **Water Supply Planning Committee of the** **Monterey Peninsula Water Management District** *November 2, 2020*

**Call to Order:** The WebEx virtual meeting was called to order at 4:00 pm.

**Committee members present:** George Riley, Chair  
Mary Adams  
Molly Evans

**Committee members absent:** None

**Staff members present:** David J. Stoldt, General Manager  
Jonathan Lear, Water Resources Division Manager  
Thomas Christensen, Environmental Resources Div. Mgr.  
Maureen Hamilton, Water Resources Engineer  
Arlene Tavani, Executive Assistant

**District Counsel present:** David Laredo, De Lay & Laredo

**Comments from the Public:** Susan Schiavone asked two questions: 1) did the Marina Coast Water District (MCWD) respond to the staff report on agenda item 2; and 2) could a resolution authorizing the addendum specify that use of the pipeline be restricted to the ASR and Pure Water Monterey projects. *Chair Riley replied that the Marina Coast Water District submitted a letter dated 11/2/20. The letter has been incorporated into the record of the meeting.*

#### **Action Items**

- 1. Consider Adoption of September 2, 2020 Committee Meeting Minutes**  
On a motion by Evans and seconded by Adams, minutes of the September 2, 2020 meeting were approved on a unanimous vote of 3 – 0 by Evans, Adams and Riley.
- 2. Consider Development of a Recommendation to the Board of Directors regarding Adoption of an Addendum to the District's Prior ASR Environmental Impact Report for Construction of a Bypass Pipeline to Allow Simultaneous Pure Water Monterey Recovery and ASR Injection**  
Evans offered a motion that was seconded by Adams to postpone consideration of this item to the December 2020 committee meeting. The motion was approved on a unanimous vote of 3 – 0 by Evans, Adams and Riley. General Manager Stoldt requested that questions about the project should be submitted to the District so they could be answered and presented to the Water Supply Planning Committee when they take up the issue again.

Public comment: **(a) Keith Van Der Maaten**, MCWD, referenced a memo from Roger Masuda, Counsel for MCWD, dated November 2, 2020, and stated that an alternative to the proposed pipeline would provide a greater benefit in terms of optimizing resources and

increasing water production from ASR and Pure Water Monterey. He recommended that the issue be continued to allow time for the MCWD to work with MPWMD staff to develop the best solution. **(b) Anna Thompson** asked that if the project was related to Pure Water Monterey, why was the pipeline to be owned by California American Water (Cal-Am) rather than being publicly owned. She noted that there could be better alternatives to the proposed pipeline. **(b) Melodie Chrislock** alleged that Cal-Am planned to complete the pipeline by April, so that the California Coastal Commission would take it under consideration and approve the desalination project in the April time period. She asked if it would be worthwhile for the District to obtain additional water rights as suggested by MCWD. **(c) Ian Crooks**, Cal-Am, stated it was imperative that the pipeline advance in order to maximize existing water supplies. The effort was not intended to address the potential desalination project.

The following statements were made in response to questions from the committee: **Tim O'Halloran**, Cal-Am, stated that the bid opening was scheduled for November 16, 2020 and the project could be in service by mid-April. **Ian Crooks**, Cal-Am, advised that if the MPWMD Board did not take up this issue until December 14, 2020 the risk profile for the project would increase. The timeline would be affected because there would be a delay in ordering the pipe used in construction.

### **Discussion Items**

#### **3. Update on Pure Water Monterey Project**

Stoldt reported that on September 1, 2020, Cal-Am began purchasing water from the project. Approximately 1,133 acre-feet of water had been placed in the operating reserve. He noted that deep injection well No. 1 was recently conditioned and had performed well. It was expected to inject 270 acre-feet of water per month. Deep injection well No. 2 would be shut down for conditioning. The two shallow vados zone wells were under construction and should be operating by the end of November. A pre-construction meeting was scheduled to discuss deep injection well Nos. 3 and 4. The bids for construction of deep injection well No. 4 were within the District's budgeted amount; \$3.2 million without the construction management component.

Public Comment: Susan Schiavone remarked that despite the naysayers, the Pure Water Monterey project was performing well.

#### **4. Discuss Maximizing Storage in Seaside Basin**

This item was placed on the agenda at the request of Director Riley, and he was asked to clarify his request. Stoldt summarized the topic as how to use water when there was a seasonal excess. The water could be banked for use later in the year, but a buyer for the water was needed.

#### **5. Update on ASR Construction**

Maureen Hamilton, Water Resources Engineer, narrated a presentation that showed progress made at the Santa Margarita water treatment facility construction site. The presentation was on file at the District office and could be viewed on the District's website. She reported that much progress had been made including installation of the tile room, the motor control center was wired, and gates and a sign were installed.

#### **6. Review Amendments to ASR Operating Agreement**

Stoldt advised the committee that Cal-Am prepared the red-lined version of the agreement that was included in the committee packet. He noted that the report was amended to include future ASR facilities namely deep injection well Nos. 3 and 4; and removal of a reference to a franchise agreement with Cal-Am that was never developed. The Operating Agreement

would be presented to the committee again, and then sent to the Board of Director for consideration.

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

The District should conduct a formal orientation session for new directors and invite sitting directors to attend as a refresher.

**Adjournment:** The meeting was adjourned at 5:17 pm.

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## WATER SUPPLY PLANNING COMMITTEE

### ITEM: ACTION ITEM

2. **CONSIDER DEVELOPMENT OF A RECOMMENDATION TO THE BOARD OF DIRECTORS REGARDING ADOPTION OF AN ADDENDUM TO THE DISTRICT'S PRIOR ASR ENVIRONMENTAL IMPACT REPORT FOR CONSTRUCTION OF A BYPASS PIPELINE TO ALLOW SIMULTANEOUS PURE WATER MONTEREY RECOVERY AND ASR INJECTION (*Subject to CEQA Review per CEQA Guideline Sections 15162 and 15164*)**

<b>Meeting Date:</b>	<b>December 8, 2020</b>	<b>Budgeted:</b>	<b>No; Reimbursed</b>
<b>From:</b>	<b>David J. Stoldt General Manager</b>	<b>Program/ Line Item:</b>	<b>Water Supply Projects N/A</b>
<b>Prepared By:</b>	<b>David Stoldt</b>	<b>Cost Estimate:</b>	<b>Cal-Am Reimbursement</b>

**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.**

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**SUMMARY:** In June, staff reported to the Board that a bottleneck in simultaneous operation of ASR injection and Pure Water Monterey recovery had been identified due to the existing piping configuration in General Jim Moore Blvd. A bypass pipeline around the bottleneck was identified as a solution that would allow simultaneous operation of both projects. The proposed pipeline is above the length and diameter to be exempt from the CEQA process. In order to facilitate this solution in an expedited manner, Cal-Am asked the District to act as Lead Agency under CEQA for the project. At the Board Meeting on June 22, 2020, MPWMD Board directed the General Manager enter into a reimbursement agreement with Cal-Am for the CEQA work to construct to bypass pipeline necessary to allow simultaneous PWM recovery and ASR injection. The appropriate agreements were executed and the environmental work has been completed.

At the July 6, 2020 Water Supply Planning Committee meeting staff presented the EIR Addendum to the Committee. The Committee recommended that the Addendum be brought before the full Board for consideration of adoption. MPWMS staff worked with Denise Duffy and Associates to prepare the findings that were needed to be made in order to adopt the Addendum. The findings were not adopted by the Board, nor was certification approved, at its November meeting.

During public comments at the July 31, 2020 Board Meeting, Marina Coast Water District (MCWD) provided comments stating that the parallel pipeline would not be necessary if a change petition was filed for the water rights associated with the Carmel River ASR project and Cal-Am's Table 13 water rights. Staff was directed by the Board to meet with MCWD staff and the item

was tabled at the District's July Board meeting without a vote and sent back to the Water Supply Committee.

On September 24, 2020 District staff met with MCWD General Manager and District Counsel to discuss the water rights and the need for a parallel pipeline to operate ASR and PWM at the same time. MCWD suggested that if a change petition was filed and granted to change the place of use for ASR and Table 13 water rights, these permits could be used in the winter and PWM water could be banked in the Seaside Groundwater Basin and recovered in the summer and used for drought. Cal-Am was not present at the meeting.

Following the meeting, District staff discussed the proposal with District Counsel and looked at how the changes in operation of the system would affect compliance with existing State Board Orders, existing inter-agency agreements, and existing CPUC testimony.

On November 2, 2020 the issue was brought back to the Water Supply Planning Committee for approval to advance the topic of certification of the Addendum back to the full Board. Instead, the Water Supply Planning Committee asked a series of questions that they wanted answers to, before making a decision. The questions include the following:

1. Is the proposed by-pass pipeline in the District's Addendum the same as the geographically similar pipeline described in the as-yet-uncertified Pure Water Monterey expansion SEIR?
2. Would the same by-pass pipeline be needed anyway for Pure Water Monterey expansion?
3. How many months a year, and how frequent on a water-year basis, would this pipeline be needed and effective?
4. Is the by-pass pipeline needed because of de-chlorination needs versus shutting down ASR for 4-5 weeks to avoid chlorination byproduct issues? What impact does that have on ASR injection, or is it just recovery?
5. What exactly is the cost? Our understanding is Cal-Am was to receive bids November 16<sup>th</sup> so this item should be known by now. What is the ratepayer impact of the cost based on the increase in revenue requirement?
6. What does the pipeline cost versus the additional benefit provided? (i.e. cost-benefit analysis.) And when would it appear on Cal-Am bills?
7. Why does Cal-Am, and perhaps District staff, want this capital improvement so soon, rather than waiting until other events/authorizations/permits are approved?
8. Why wouldn't Cal-Am want some of the water rights permit changes suggested by MCWD?

District staff hopes to provide answers to these fundamental questions at the Committee meeting.

**RECOMMENDATION:** That the Committee recommend to the Board of Directors that it does not approve Construction of a Bypass Pipeline Modification Addendum as Addendum 6 to the ASR EIR/EA until the California Coastal Commission acts on the recently resubmitted application by Cal-Am for a Coastal Development Permit, which will hopefully clarify actual versus perceived pipeline need. Further, any unanswered components of the questions above must be answered, as well.

**EXHIBIT**

None