

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.



**REVISED AGENDA
Regular Meeting
Board of Directors
Monterey Peninsula Water Management District**

Thursday, February 24, 2022, 2022 at 6:00 PM, Virtual Meeting

As a precaution to protect public health and safety, and pursuant to provisions of AB 361, this meeting will be conducted via Zoom Video/Teleconference only.

Join the meeting at this link:

<https://us06web.zoom.us/j/84415987380?pwd=dkI2WitTb3ZINmpUc3pwUEQwTFF4UT09>

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

Webinar ID: 844 1598 7380

Passcode: 02242022

Participate by phone: (669) 900-9128

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

You may also view the live webcast on AMP <https://accessmediaproductions.org/>
scroll down to the bottom of the page and select the Peninsula Channel

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 PM on Friday, February 18, 2022

CALL TO ORDER / ROLL CALL

PLEDGE OF ALLEGIANCE

ADDITIONS AND CORRECTIONS TO 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.*

Board of Directors

Karen Paull, Chair – Division 4
Mary L. Adams, Vice Chair – Monterey County
Board of Supervisors Representative
Alvin Edwards – Division 1
George Riley – Division 2
Safwat Malek – Division 3
Amy Anderson – Division 5
Clyde Roberson – Mayoral Representative

General Manager

David J. Stoldt

This agenda was posted at the District office at 5 Harris Court, Bldg. G Monterey, California on Friday, February 18, 2022. After staff reports have been posted and distributed, if additional documents are produced by the District and provided to a majority of the Board regarding any item on the agenda, they will be posted on the District website. Documents distributed on the afternoon of the meeting will be available upon request and posted to the web within five days of adjournment of the meeting. The next regularly scheduled meeting of the MPWMD Board of Directors will be on Monday, March 21, 2022.

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.*

AWARD AND PRESENTATION

- Pure Water Monterey Advanced Water Purification Facility | Engineering Excellence Honor Award by the American Council of Engineering Companies presented by Mike McCullough, Director of External Affairs with Monterey One Water

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 from the January 21, 2022 Special Board Meeting and January 27, 2022 Regular Board Meeting (*REVISED EXHIBIT 1-A AND 1-B SUBMITTED VIA SUPPLEMENTAL*)
2. Consider Adopting Draft Resolution No. 2022-04 Authorizing Remote Teleconferencing Meetings of all District Legislative Bodies for the Following 30 Days in Accord with the Ralph M. Brown Act and AB 361 (Rivas)
3. Receive and File Second Quarter Financial Activity Report for Fiscal Year 2021-2022
4. Ratify Board Committee Assignments for Calendar Year 2022 (Revised)
5. Consider Approval of Second Quarter Fiscal Year 2021-2022 Investment Report
6. Consider Adoption of Treasurer's Report for December 2021
7. Review Annual Disclosure Statement of Employee/Board Reimbursements for Fiscal Year ~~2021-2022~~ 2020-21 (*REVISED TITLE VIA SUPPLEMENTAL- see page 4*)
8. Receive Pension Reporting Standards Government Accounting Standards Board Statement No. 68 Accounting Valuation Report
9. Receive Government Accounting Standards Board Statement No. 75 Accounting and Financial Reporting for Post-Employment Benefits Other than Pensions
10. Consider Approval of Annual Purchase of Internet License for Water Wise Gardening in Monterey

GENERAL MANAGER'S REPORT

11. Status Report on California American Water Compliance with State Water Resources Control Board Order 2016-0016 and Seaside Groundwater Basin Adjudication Decision
12. Update on Development of Water Supply Projects
13. Report to the Board on Fish Rescues for 2021
14. *Informational Item* | Monterey County Board of Supervisors Meeting on Tuesday, March 15, 2022 | Workshop to Review Regional Water Issues and Potential Solutions

REPORT FROM DISTRICT COUNSEL

15. Read out by District Counsel on the MPWMD Regular Board of Director's – Closed Session meeting on Thursday, January 27, 2022

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

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

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

17. Consider Adoption of Resolution No. 2022-05 Declaring the Week of March 14 – 20, 2022, to be Fix a Leak Week

Recommended Action: As a U.S. Environmental Protection Agency (USEPA) WaterSense Program Partner, the Board will consider adoption of Resolution 2022-05 declaring the Week of March 14 through March 20th to be Fix a Leak Week.

18. Consider Adoption of District Strategic Goals and Objectives for 2022

Recommended Action: The Board will consider adoption of District Strategic Goals and Objectives for 2022. (REVISED EXHIBIT 18-A SUBMITTED VIA SUPPLEMENTAL, see page 4)

19. Consider Adoption of Draft Resolution No. 2022-06 In Support of Activation of Latent District Powers

Recommended Action: The Board will consider adopting Resolution No. 2022-06 in support of activation of latent district powers.

20. Expenditure of Funds to Purchase and Install Security Surveillance Camera System

Recommended Action: The Board will consider approval of expenditures not-to-exceed \$50,000 to acquire and install surveillance system.

21. Consider Adoption of Mid-Year Fiscal Year 2021-22 Budget Adjustment

Recommended Action: The Board will consider adoption of the proposed mid-year budget adjustment for FY2021-2022.

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.

22. Report on Activity/Progress on Contracts Over \$25,000
23. Status Report on Measure J/Rule 19.8 Phase II Spending
24. Letters Received
25. Committee Reports
26. Monthly Allocation Report
27. Water Conservation Program Report
28. Carmel River Fishery Report for January 2022
29. Monthly Water Supply and California American Water Production Report
30. Semi-Annual Financial Report on the CAWD/PBCSD Wastewater Reclamation Project

RECESS THE BOARD TO CLOSED SESSION

PUBLIC COMMENT ON CLOSED SESSION AGENDA ITEMS

CONVENE TO 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 Conference with Legal Counsel – the board will review Significant Exposure to Threatened or Potential Litigation (§ 54956.9). MPWMD v. LAFCO of Monterey County – Case No.: Not Yet Assigned

- CS 1.1 Conference with Legal Counsel- the board will confer with District Counsel to review pending litigation pursuant to Government Code § 54956.9:
 - a. Conference with Legal Counsel- (§ 54956.9 (a)) MPTA v. MPWMD: Case No. 21CV003066 (*ADDED VIA ADDENDA- see page 4*)
- CS 2 Conference with Labor Negotiators (Gov. Code §54957.6) –
Agency Designated Representatives: the MPWMD Board of Directors
Unrepresented Employee: General Manager
- CS 3 Conference with Labor Negotiators (Gov. Code §54957.6) –
Agency Designated Representatives: the MPWMD Board of Directors
Unrepresented Employee: District Counsel

DISTRICT COUNSEL REPORT FROM CLOSED SESSION- *District Counsel will report out at the Monday, March 21, 2022 Regularly Scheduled Meeting on matters listed on the Closed Session Agenda.*

ADJOURNMENT

DISTRICT MEETING AGENDA SUPPLEMENTAL / ADDENDA

The Agenda for the February 24, 2022, Regular MPWMD Board of Directors meeting is hereby amended as follows.

Revised Attachments Under Consent Calendar - Supplemental

- 1. Consider Adoption of Minutes from the January 21, 2022 Special Board Meeting and January 27, 2022 Regular Board Meeting
 - Revised Exhibit 1-A and 1-B

Revised Title - Supplemental

- 7. Review Annual Disclosure Statement of Employee/Board Reimbursements for Fiscal Year 2020-21

Revised Attachments Under Action Items – Supplemental

- 18. Consider Adoption of District Strategic Goals and Objectives for 2022
 - Revised Exhibit 18-A

Addition to Closed Session Agenda – Addenda

- CS 1.1 Conference with Legal Counsel- the board will confer with District Counsel to review pending litigation pursuant to Government Code § 54956.9:
 - a. Conference with Legal Counsel- (§ 54956.9 (a)) MPTA v. MPWMD: Case No. 21CV003066

| Board Meeting Schedule | | | |
|------------------------|--------------------------|---------|----------------|
| Monday, March 21, 2022 | Regular Meeting | 6:00 pm | Virtual – Zoom |
| Monday, April 18, 2022 | Regular Meeting | 6:00 pm | Virtual – Zoom |
| Monday, May 16, 2022 | Regular Meeting | 6:00 pm | Virtual – Zoom |
| Thursday, May 26, 2022 | Special- Budget Workshop | 6:00 pm | Virtual – Zoom |

| Board Meeting Television and On-Line Broadcast Schedule View Live Webcast at https://accessmediaproductions.org/ scroll to the bottom of the page and select the Peninsula Channel | |
|---|--|
| Television Broadcast | Viewing Area |
| Comcast Ch. 25 (Monterey Channel), Mondays view live broadcast on meeting dates, and replays on Mondays, 7 pm through midnight | City of Monterey |
| Comcast Ch. 28, Mondays, replays only 7 pm | Throughout the Monterey County Government Television viewing area. |
| For Xfinity subscribers, go to https://www.xfinity.com/support/local-channel-lineup/ or https://www.xfinity.com/stream/listings - enter your address for the listings and channels specific to your city. | Pacific Grove, Pebble Beach, Sand City, Seaside, Monterey |
| Internet Broadcast | |
| Replays – Mondays, 4 pm to midnight at https://accessmediaproductions.org/ scroll to Peninsula Channel | |
| Replays – Mondays, 7 pm and Saturdays, 9 am www.mgtvonline.com | |
| YouTube – available five days following meeting date - https://www.youtube.com/channel/UCg-2VgzLBmgV8AaSK67BBRg | |

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 Monday, February 21, 2022 to joel@mpwmd.net, or at (831) 658-5652. Alternatively, you may reach Sara Reyes, Admin Services Division at (831) 658-5610.

Instructions for Connecting to the **Zoom Meeting**

Note: If you have not used Zoom 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://us06web.zoom.us/j/84415987380?pwd=dk12WitTb3ZINmpUc3pwUEQwTFF4UT09> or paste the link into your browser.

DETERMINE WHICH DEVICE YOU WILL BE USING
 (PROCEED WITH ONE OF THE FOLLOWING INSTRUCTIONS)

USING A DESKTOP COMPUTER OR LAPTOP

1. In a web browser, type: <https://www.zoom.us>
2. Hit the enter key
3. At the top right-hand corner, click on “Join a Meeting”

4. Where it says “Meeting ID”, type in the Meeting ID# above and click “Join Meeting”
5. Your computer will begin downloading the Zoom application. Once downloaded, click “Run” and the application should automatically pop up on your computer. (If you are having trouble downloading, alternatively you can connect through a web browser – the same steps below will apply).
6. You will then be asked to input your name. It is imperative that you put in your first and last name, as participants and attendees should be able to easily identify who is communicating during the meeting.
7. From there, you will be asked to choose either ONE of two audio options: Phone Call or Computer Audio:

COMPUTER AUDIO

1. If you have built in computer audio settings or external video settings – please click “Test Speaker and Microphone”.
2. The client will first ask “Do you hear a ringtone?” •If no, please select “Join Audio by Phone”.
 - If yes, proceed with the next question:
3. The client will then ask “Speak and pause, do you hear a replay?” •If no, please select “Join Audio by Phone”
 - If yes, please proceed by clicking “Join with Computer Audio”

PHONE CALL

1. If you do not have built in computer audio settings or external video settings – please click “Phone Call”
2. Select a phone number based on your current location for better overall call quality.

| | |
|--------------------------------|--------------------------------|
| +1 669-900-9128 (San Jose, CA) | +1 253-215-8782 (Houston, TX) |
| +1 346-248-7799 (Chicago, IL) | +1 301-715-8592 (New York, NY) |
| +1 312-626-6799 (Seattle, WA) | +1 646-558-8656 (Maryland) |
3. Once connected, it will ask you to enter the Webinar ID No. and press the pound key
4. It will then ask you to enter your participant ID number and press the pound key.
5. You are now connected to the meeting.

USING AN APPLE/ANDROID MOBILE DEVICE OR SMART PHONE

1. Download the Zoom application through the Apple Store or Google Play Store (the application is free).
2. Once download is complete, open the Zoom app.
3. Tap “Join a Meeting”
4. Enter the Meeting ID number
5. Enter your name. It is imperative that you put in your first and last name, as participants and attendees should be able to easily identify who is communicating during the meeting.
6. Tap “Join Meeting”
7. Tap “Join Audio” on the bottom left hand corner of your device
8. You may select either ONE of two options: “Call via Device Audio” or “Dial in”

DIAL IN

1. If you select “Dial in”, you will be prompted to select a toll-free number to call into.
2. Select a phone number based on your current location for better overall call quality.

| | |
|--------------------------------|--------------------------------|
| +1 669-900-9128 (San Jose, CA) | +1 253-215-8782 (Houston, TX) |
| +1 346-248-7799 (Chicago, IL) | +1 301-715-8592 (New York, NY) |
| +1 312-626-6799 (Seattle, WA) | +1 646-558-8656 (Maryland) |
3. The phone will automatically dial the number, and input the Webinar Meeting ID No. and your Password.
4. Do not hang up the call, and return to the Zoom app
5. You are now connected to the meeting.

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 but the Chair could decide to set the time for 2 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, dial *6 to unmute and please identify yourself.
- (c) Phone audio connection only: Press *9. Wait for the clerk to unmute your phone and then identify yourself and provide your comment. Press *9 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 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 Thursday, February 24, 2022. Comments submitted by noon will be provided to the Board of Directors and compiled as part of the record of the meeting.

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