

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, February. The meetings begin at 7:00 PM.



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

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**Monday, June 17, 2019**

**6:00 pm – Closed Session**

**7:00 pm – Regular Meeting**

Conference Room, Monterey Peninsula Water Management District  
5 Harris Court, Building G, Monterey, CA

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 PM on Friday, June 14, 2019

The meeting will be televised on Comcast Channels 25 & 28. Refer to broadcast schedule on page 3.

**6:00 PM – Closed Session**

As permitted by Government Code Section 54956 et seq., the Board may adjourn to closed or executive session to consider specific matters dealing with pending or threatened litigation, certain personnel matters, or certain property acquisition matters.

1. **Public Comment** - Members of the public may address the Board on the item or items listed on the Closed Session agenda.
2. **Adjourn to Closed Session**
3. **Conference with Labor Negotiators (Gov. Code 54957.6)**  
Agency Designated Representatives: David Stoldt; Suresh Prasad and Mi Ra Park  
Employee Organization: General Staff and Management Bargaining Units Represented by United Public Employees of California/LIUNA, Local 792
4. **Conference with Legal Counsel – Pending and Threatened Litigation (Gov. Code 54956.9(b)) – Two Cases**
5. **Adjourn to 7 pm Regular Meeting**

**7:00 PM – Regular Meeting**

**CALL TO ORDER/ROLL CALL**

**Board of Directors**

Molly Evans, Chair – Division 3  
Alvin Edwards, Vice Chair – Division 1  
George Riley – Division 2  
Jeanne Byrne – Division 4  
Gary D. Hoffmann, P.E. – Division 5  
Mary Adams, Monterey County Board of Supervisors Representative  
David Potter – Mayoral Representative

**General Manager**

David J. Stoldt

This agenda was posted at the District office at 5 Harris Court, Bldg. G Monterey on Thursday, June 13, 2019. Staff reports regarding these agenda items will be available for public review on Friday, June 14, 2019 at the District office and at the Carmel, Carmel Valley, Monterey, Pacific Grove and Seaside libraries. After staff reports have been 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 available at the District office during normal business hours, and posted on the District website at [www.mpwmd.net/who-we-are/board-of-directors/bod-meeting-agendas-calendar/](http://www.mpwmd.net/who-we-are/board-of-directors/bod-meeting-agendas-calendar/). Documents distributed at the meeting will be made available in the same manner. The next regular meeting of the Board of Directors is scheduled for July 15, 2019 at 7 pm.

## **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.

## **PRESENTATION BY JOE CONNER, ESQ. AND GEORGE SONEFF, ESQ., CALIFORNIA AMERICAN WATER REGARDING CONSIDERATIONS FOR FEASIBILITY**

Description – Attorneys representing California American Water will lay out recommended items for inclusion and analysis in the District’s on-going feasibility study of a public acquisition of California American Water through eminent domain. Important considerations regarding process and cost will be presented.

**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 May 20, 2019 Regular Board Meetings
2. Consider Approval of Amendment No. 3 to Agreement with Regional Government Services Authority for Management and Administrative Services
3. Consider Expenditure for Temporary Agency Employee to Assist with Document Scanning for All District Divisions During FY 2019-2020
4. Consider Approval of Agreement with Lynx Technologies for Geographic Information System (GIS) Services
5. Authorize Funds to Contract for Limited-Term Field Positions during FY 2019-2020
6. Consider Approval of Six Temporary Field Staff Positions Funded Through an Interagency Contract between MPWMD and NMFS to Provide for Legally Mandated Cooperative Research and Monitoring Projects in FY 2019-2020
7. Consider Expenditure of Funds With CoreLogic Information Solutions, Inc.
8. Approve Expenditure to Corporation Service Company - Recording Fees
9. Authorize Expenditure for Software Maintenance Agreements
10. Consider Expenditure to Amend Contract with Pueblo Water Resources to Provide Hydrogeologic Review for Water Distribution System Permits
11. Consider Contract for District Public Outreach and Communications Services with Thomas Brand Consulting for Fiscal Year 2019-2020
12. Consider Renewal of Contract with JEA & Associates for Legislative and Administrative Services
13. Consider Renewal of Contract with the Ferguson Group for Legislative and Administrative Services
14. Consider Approval of Additional Expenditure to HDR Engineering, Inc. for the Los Padres Dam Fish Passage Study
15. Confirm Appointment to Ordinance No. 152 Oversight Panel
16. Consider Adoption of Resolution 2019-05 Certifying Compliance with State Law with Respect to the Levying of General and Special Taxes, Assessments, and Property-Related Fees and Charges
17. Consider Adoption of Resolution 2019-07 Establishing Article XIII(B) Fiscal Year 2019-20 Appropriations Limit
18. Consider Adoption of Resolution 2019-08 Update to Rule 24, Table 3, Capacity Fee History
19. Consider Adoption of Resolution No. 2019-09 Amending Table 4 of Rule 25.5: High Efficiency Appliance Credits
20. Consider Adoption of Treasurer's Report for April 2019

#### **GENERAL MANAGER'S REPORT**

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

#### **ATTORNEY'S REPORT**

22. Report on 6:00 pm Closed Sessions of the Board

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

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

#### **DISCUSSION ITEM**

24. Provide Guidance to General Manager Regarding Proposed Reorganization of District

**ACTION ITEMS** – Public comment will be received on each of these items. Please limit your comment to three (3) minutes per item.

25. **Consider Converting the Senior Hydrogeologist Position to Water Resources Manager Position**
26. **Consider Converting the Riparian Projects Coordinator Position to Environmental Resources Manager Position**

**PUBLIC HEARINGS** – Public comment will be received on each of these items. Please limit your comment to three (3) minutes per item.

27. **Consider First Reading of Ordinance No. 183 – Adding Rule 20-E Establishing a Zone of Controlled Drinking Water Well Construction and a Zone of Potential Controlled Drinking Water Well Construction Related to Pure Water Monterey Injection of Highly Purified Water (Categorical exemption from CEQA review per section 14 Cal. Code Regs. §15307)**  
*Action: The Board will consider first reading of Ordinance No. 183 that proposes to establish a control zone for drinking water well construction and a secondary control zone requiring further study near the Pure Water Monterey injection well field in the Paso Robles Formation and the Santa Margarita Sandstone.*
28. **Consider Adoption of July through September 2019 Quarterly Water Supply Strategy and Budget**  
*Action: The Board will consider approval of a proposed production strategy for the California American Water Distribution Systems for the three-month period of July through September 2019. The strategy sets monthly goals for surface and groundwater production from various sources within the California American Water systems.*
29. **Consider Adoption of Proposed FY 2019-2020 MPWMD Budget and Resolution 2019-06**  
*Action: The Board will consider adoption of the Fiscal Year 2019-20 MPWMD Budget and the corresponding resolution 2019-06 that would confirm their action.*

**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.

30. Report on Activity/Progress on Contracts Over \$25,000
31. Status Report on Measure J/Rule 19.8 Spending
32. Receive Notice of Appointments to Carmel River Advisory Committee
33. Letters Received Supplemental Letter Packet
34. Committee Reports
35. Monthly Allocation Report
36. Water Conservation Program Report
37. Carmel River Fishery Report for May 2019

38. Monthly Water Supply and California American Water Production Report

**ADJOURNMENT**

Board Meeting Broadcast Schedule – Comcast Channels 25 & 28 View Live Webcast at <a href="https://www.ampmedia.org/peninsula-tv/">https://www.ampmedia.org/peninsula-tv/</a>	
Ch. 25, Mondays, 7 PM	Monterey, Del Rey Oaks, Pacific Grove, Sand City, Seaside
Ch. 25, Mondays, 7 PM	Carmel, Carmel Valley, Del Rey Oaks, Monterey, Pacific Grove, Pebble Beach, Sand City, Seaside
Ch. 28, Mondays, 7 PM	Carmel, Carmel Valley, Del Rey Oaks, Monterey, Pacific Grove, Pebble Beach, Sand City, Seaside
Ch. 28, Fridays, 9 AM	Carmel, Carmel Valley, Del Rey Oaks, Monterey, Pacific Grove, Pebble Beach, Sand City, Seaside

Board Meeting Schedule			
Monday, July 15, 2019	Regular Board Meeting	7:00 pm	District conference room
Monday, August 19, 2019	Regular Board Meeting	7:00 pm	District conference room
Monday, September 16, 2019	Regular Board Meeting	7:00 pm	District conference room

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. Please submit a written request, including your name, mailing address, phone number and brief description of the requested materials and preferred alternative format or auxiliary aid or service by 5:00 PM on Thursday, June 13, 2019. Requests should be sent to the Board Secretary, MPWMD, P.O. Box 85, Monterey, CA, 93942. You may also fax your request to the Administrative Services Division at 831-644-9560, or call 831-658-5600.

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**ITEM:     CONSENT CALENDAR**

**1.     CONSIDER ADOPTION OF MINUTES OF THE MAY 20, 2019 REGULAR BOARD MEETING**

**Meeting Date:**   June 17, 2019

**Budgeted:**        N/A

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

**Program/**         N/A  
**Line Item No.:**

**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 15378.

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**SUMMARY:** Attached as **Exhibit 1-A** are draft minutes of the May 20, 2019 Regular meeting of the Board.

**RECOMMENDATION:** District staff recommends approval of the minutes with adoption of the Consent Calendar.

**EXHIBIT**

**1-A**   Draft Minutes of the May 20, 2019 Regular Meeting of the Board of Directors





**DRAFT MINUTES  
Regular Meeting  
Board of Directors  
Monterey Peninsula Water Management District  
May 20, 2019**

Board Chair Evans called the meeting to order at 7:05 pm in the MPWMD conference room.

**CALL TO ORDER/ROLL CALL**

*Directors Present:*

Molly Evans – Chair, Division 3  
Alvin Edwards, Vice Chair, Division 1  
George Riley, Division 2  
Jeanne Byrne – Division 4  
Gary D. Hoffmann, P.E. – Division 5  
Mary Adams – Monterey County Board of Supervisors Rep.

*Directors Absent:* David Potter - Mayoral Representative

*General Manager present:* David J. Stoldt

*District Counsel present:* Heidi Quinn

The assembly recited the Pledge of Allegiance.

**PLEDGE OF ALLEGIANCE**

No action.

**ADDITIONS AND CORRECTIONS TO  
AGENDA**

The following comments were presented to the Board of Directors during Oral Communications. **(a) Paul Bruno**, resident of Monterey, disagreed with statements published by Public Water Now that the new 36" pipeline constructed by California American Water did not perform well. He asserted that the pipeline and pump station perform as designed.

**ORAL COMMUNICATIONS**

On a motion by Byrne and second of Riley, the Consent Calendar was approved except for items 3 and 6 that were pulled for separate consideration. The motion was approved on a vote of 6 – 0 by Byrne, Riley, Adams, Edwards, Evans and Hoffmann. Potter was absent.

**CONSENT CALENDAR**

Adopted.

- 1. Consider Adoption of Minutes of the April 15, 2019 Regular Board Meetings**
- ~~2. Approve Resolution No. 2019-03 Amendments to Table II – Non-Residential Water Use Factors~~  
**This item has been deferred to a future date.**

No action.

On a motion by Adams and second of Edwards, the Board approved a rebate of \$25,067 on a unanimous vote of 6 – 0 by Adams, Edwards, Byrne, Evans, Hoffmann and Riley. Potter was absent.

Approved expenditure of \$10,600.

Approved expenditure of \$2,450.

Byrne offered a motion that was seconded by Adams to enter into a two-year funding agreement in an amount of \$1,000,000. The motion was approved on a vote of 5 – 1 by Byrne, Adams, Edwards, Evans and Riley. Hoffmann was opposed. Potter was absent.

Approved expenditure of \$100,000.

Approved a one-year extension of the Local Water Project Grant.

No action.

Approved declaration of surplus assets.

Adopted

Received

Approved

A summary of General Manager Stoldt's report is on file at the District office and can be viewed on the agency's website. He noted that the District sponsored a luncheon event on May 9, 2019 at the Association of California Water Agencies conference held in Monterey. The California

3. **Consider Public Lawn Removal Rebate Request from Monterey Peninsula Unified School District for the International School of Monterey**
4. **Consider Expenditure for Water Conservation Equipment**
5. **Consider Approval of Purchase of Three Cellular Modems for the District's California Irrigation Management Information System (CIMIS) Stations**
6. **Consider Funding Recycled Water Storage Tank Rehabilitation for Reclamation Project**
7. **Consider Authorization of Additional Contingency Funds for Construction and Related Services for the Sleepy Hollow Steelhead Rearing Facility Raw Water Intake and Water Supply System Upgrade Project**
8. **Consider Extension of Local Water Project Grant for City of Seaside Laguna Grande Non-Potable Water Project**
9. **~~Confirm Appointment to Ordinance No. 152 Oversight Panel~~**  
This item has been deferred to a future date.
10. **Declaration of Surplus Assets**
11. **Consider Adoption of Treasurer's Report for March 2019**
12. **Receive and File Third Quarter Financial Activity Report for Fiscal Year 2018-19**
13. **Consider Approval of Third Quarter Fiscal Year 2018-19 Investment Report**

#### **GENERAL MANAGER'S REPORT**

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

Secretary of Natural Resources, Wade Crowfoot, was the featured speaker at the luncheon. Mr. Stoldt reported that for the period of October 1, 2018 through April 30, 2019, production within the Monterey Peninsula Water Resources System was 261 acre-feet below the target. Rainfall was recorded at 29 inches, which was 141% of average. Unimpaired streamflow was 134,000 acre-feet or 219% of average. Mr. Stoldt reported that as of May 19, 2019 production from the Aquifer Storage and Recovery Project was 1,285 acre-feet.

A summary of Mr. Stoldt's presentation is on file at the District office and can be viewed on the agency website. He noted that the supplemental EIR on the Pure Water Monterey Expansion Project should be certified by the end of February 2020.

Counsel Quinn reported that the Board discussed closed session agenda items 3 and 4. A status report was provided, the Board gave direction, but no reportable action was taken.

Hoffmann – attended a recent meeting of the Carmel Valley Association where he provided a brief update on the Pure Water Monterey project and responded to questions. Adams – attended meetings at the May ACWA conference. Edwards – attended the April 16, 2019 meeting of the Monterey County Special Districts Association. He asked staff to provide an update on the proposal by LAFCO to annex a portion of Voter Division 1 into the Marina Coast Water District boundary. He thanked District staff members Kyle Smith, Stephanie Kister Campbell and consultant Steve Thomas for their work in organizing the May 4, 2019 ribbon cutting ceremony for the water efficient demonstration garden at Martin Luther King Elementary School. Byrne – attended ACWA conference. Riley – attended the ACWA

## **15. Update on Development of Water Supply Project Alternatives**

### **ATTORNEY'S REPORT**

#### **16. Report on 6:00 pm Closed Session of the Board**

- 3. Conference with Labor Negotiators (Gov. Code 54957.6)**  
Agency Designated Representatives: David Stoldt; Suresh Prasad and Mi Ra Park  
Employee Organization: General Staff and Management Bargaining Units Represented by United Public Employees of California/LIUNA, Local 792
- 4. Conference with Legal Counsel – Pending and Threatened Litigation (Gov. Code 54956.9(b)) – One Case**

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

#### **17. Oral Reports on Activities of County, Cities, Other Agencies/Committees/Associations**

conference and learned that the State would allow local governments to address climate change, but would intervene if local governments don't meet established deadlines for addressing the issue. He and Director Hoffmann participated in a tour of Los Padres Dam sponsored by the Carmel River Advisory Committee. Evans reported that she competed in the Aquathlon event as a member of Team USA in the 2019 ITU Multisport World Championships in Pontevedra Spain. Seven hundred members of Team USA participated and 3,400 athletes from 58 countries gathered for the competition.

Chair Evans presented Mr. Hampson with a framed historic photo of a view of Hatton Ranch from Hwy 1. Directors Evans, Edwards, Riley, Hoffmann, Byrne and Adams expressed appreciation to Mr. Hampson for his commitment to the health of the Carmel River, the depth of knowledge he possessed, and ability to explain the intricacies of the District's projects and goals related to the local water supply and the Carmel River.

On a motion by Byrne and second of Riley, the 1 and 3 Year Strategic Planning Goals were adopted on a vote of 6 – 0 by Byrne, Riley, Adams, Evans, Edwards and Hoffmann. Potter was absent.

Public comment. (a) **Dan Turner**, resident of Monterey, asked if there existed a registry of all wells in Carmel Valley and how much water non-Cal-Am pumpers produce from Carmel Valley. *Mr. Stoldt responded that 3,046 acre-feet of water per year were produced from non-Cal-Am sources in Carmel Valley, and that 99% of wells in Carmel Valley were registered.* (b) **Paul Bruno** urged the Board to begin discussions regarding a date to sunset collection of the water supply charge.

Riley offered a motion to approve Resolution 2019-05. The motion was seconded by Adams and unanimously approved on a vote of 6 – 0 by Riley, Adams, Byrne, Edwards, Evans and Hoffmann. Potter was absent. No comments were directed to the Board during the public comment period on this item.

A motion by Adams and second of Byrne to adopt the Negative Declaration and adopt Ordinance No. 181 on second reading was approved on a roll-call vote of 6 – 0 by Adams, Byrne, Edwards, Evans, Hoffmann and Riley. Potter was absent. No public comment were directed to the Board during the public hearing on this item.

## PRESENTATION

18. **Recognize Larry Hampson upon his Retirement after 28 Years of Service to the MPWMD**

## ACTION ITEMS

19. **Consider Approval of 1 and 3 Year Strategic Planning Goals**
20. **Consider Adoption of Resolution No. 2019-05 Authorizing an Exception to the CalPERS 180-Day Wait Period for Hiring a Retiree**

## PUBLIC HEARINGS

21. **Consider Adoption of a Negative Declaration and the Second Reading and Adoption of Ordinance No. 181 Amending District Rules and Regulations to Modify the Extent of the Carmel River Riparian Corridor (Subject to review according to California Environmental Quality Act Guidelines Section 15153 - Use of an EIR from an Earlier Project)**

On a motion by Adams and second of Byrne, the second reading of Ordinance No. 182 was adopted on a unanimous roll-call vote of 6 – 0 by Adams, Byrne, Edwards, Evans, Hoffmann and Riley. Director Potter was absent. No public comments were directed to the Board during the public hearing on this item.

Byrne offered a motion that was seconded by Adams to confirm the Water Supply Forecast and adopt Resolution No. 2019-04. The motion was adopted on a unanimous vote of 6 – 0 by Byrne, Adams, Edwards, Evans, Hoffmann and Riley. Potter was absent. No public comment was directed to the Board during the public hearing on this item.

On a motion by Riley and second of Byrne, the item was deferred for discussion to a future Board workshop, date to be determined. The motion was approved on a unanimous vote of 6 – 0 by Riley, Byrne, Adams, Edwards, Evans and Hoffmann. Potter was absent. No public comment was directed to the Board during the public comment period on this item.

No discussion of these items.

The meeting was adjourned at 9:25 pm.

22. **Consider Second Reading and Adoption of Ordinance No. 182 - Amending Rules 11, 20, 21, 22, 23, 23.8, 24, 25, 25.5, 33, 141, 161, and 180 (Exempt from CEQA pursuant to CEQA Guidelines section 15307 (14 Cal. Code Regs., § 15307))**
23. **Receive and Confirm Water Supply Forecast for Period of May 1, 2019 through September 30, 2020; Adopt Resolution 2019-04 to Amend Rationing Table (XV-4) (Not a project – CEQA Section 15378)**

#### DISCUSSION ITEMS

24. **Review Proposed MPWMD Fiscal Year 2019-20 Budget and Resolution 2019-06**

#### INFORMATIONAL ITEMS/STAFF REPORTS

25. **Report on Activity/Progress on Contracts Over \$25,000**
26. **Status on Measure J/Rule 19.8 Spending**
27. **Committee Reports**
28. **Monthly Allocation Report**
29. **Water Conservation Program Report**
30. **Carmel River Fishery Report for March 2019**
31. **Monthly Water Supply and California American Water Production Report**

#### ADJOURNMENT





**ITEM:      CONSENT CALENDAR****2.      CONSIDER APPROVAL OF AMENDMENT NO. 3 TO AGREEMENT WITH REGIONAL GOVERNMENT SERVICES AUTHORITY FOR MANAGEMENT AND ADMINISTRATIVE SERVICES**

<b>Meeting Date:</b>	<b>June 17, 2019</b>	<b>Budgeted:</b>	<b>Yes</b>
<b>From:</b>	<b>David J. Stoldt, General Manager</b>	<b>Program/ Line Item No. :</b>	<b>Professional Fees</b>
<b>Prepared By:</b>	<b>Suresh Prasad</b>	<b>Cost Estimate:</b>	<b>\$70,000</b>

**General Counsel Review: N/A****Committee Recommendation: The Administrative Committee reviewed this item on June 10, 2019 and recommended approval.****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:** With retirement of the District's Human Resources Analyst, there was a need to find a replacement to fill that position. Based on the size of the District, the replacement of the full time Human Resources Analyst position can most effectively be filled with a part-time human resources consultant.

On December 12, 2016, the District entered in to an Agreement for Management and Administrative Services with Regional Government Services (RGS). The Agreement was for a period of six months that ended on June 30, 2017.

On June 19, 2017, the District entered in to Amendment No. 1 RGS. The Agreement was for a period of twelve months that will end on June 30, 2018.

On June 30, 2018, the District entered in to Amendment No. 2 RGS. The Agreement was for a period of twelve months that will end on June 30, 2019.

Based on current experience for the two and a half years, staff recommends extending the services of RGS for another 12 months for a not-to-exceed amount of \$70,000. This amendment will be from July 1, 2019 to June 30, 2020, attached as **Exhibit 2-A**.

**RECOMMENDATION:** District staff recommends authorizing the General Manager or the Administrative Services Manager/CFO to sign Amendment No. 3 to existing Agreement with RGS to provide management and administrative services for an amount not to exceed \$70,000. The approval of this item is contingent upon the adoption of FY 2019-2020 budget by the Board.

**BACKGROUND:** RGS is a governmental, joint powers authority, formed in 2001, who exclusively serves public sector agencies. RGS will serve as a consultant for management and administrative services to provide human resources support for the District on a part-time,

continuous basis and will provide onsite office hours of two four-hour days per week. Activities include researching and recommending best practices on policies, procedures, personnel transactions; coaching and training managers on sensitive performance issues; providing training on team building and conflict resolution; developing, monitoring, and managing leave of absence; conducting non-executive recruitments; and assisting in preparation of labor negotiations.

RGS has been providing services to the District since December 12, 2016, and the existing Agreement is anticipated to remain in force through June 30, 2019. RGS will assign RGS employees to serve as the Human Resources Advisor(s) to the District and will provide support by performing District's human resources management practices, policies and systems and by providing ongoing Human Resources Management services.

## **EXHIBIT**

### **2-A** Amendment No. 3 to Agreement for Management and Administrative Services



REGIONAL  
GOVERNMENT  
SERVICES

SERVING PUBLIC AGENCIES SINCE 2002

**AMENDMENT NO. 3 TO MANAGEMENT AND ADMINISTRATIVE  
SERVICES AGREEMENT**

This third amendment to the Management and Administrative Services Agreement between the **MONTEREY PENINSULA WATER MANAGEMENT DISTRICT** ("Agency") and Regional Government Services Authority, hereinafter called "RGS" is made and entered into this 20<sup>th</sup> day of May 2019.

**RECITALS**

The Agency and RGS entered into an Agreement for services dated December 20, 2016. This Amendment is entered into with reference to the following facts and circumstances:

- A. Agency desires to amend the provisions of the Management and Administrative Services Agreement to extend the Human Resources Services.
- B. RGS is desirous of these changes as well.

Based upon the foregoing recitals, Agency and RGS agree to the terms of continued services set forth in Exhibit A.

- C. All other terms and conditions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused this Additional Services Amendment to be executed on the date first above written by their respective officers duly authorized in that behalf.

Dated: \_\_\_\_\_

Dated: \_\_\_\_\_

MONTEREY PENINSULA WATER  
MANAGEMENT DISTRICT

RGS

\_\_\_\_\_  
Suresh Prasad

\_\_\_\_\_  
Richard H. Averett, Executive Director

*RGS provides quality, innovative, cost-effective services exclusively to public agencies.*

Main 650.587.7300 Fax 650.587.7311 P.O. Box 1350 Carmel Valley, CA 93924

[www.rgs.ca.gov](http://www.rgs.ca.gov)

Monterey Peninsula Water Management District  
Amendment #3 — May 20, 2019

**EXHIBIT A**

The extension of the current services will be effective starting July 1, 2019, and this agreement is anticipated to remain in force through June 30, 2020, unless extended by mutual consent of both parties.

Hourly rates and “not to exceed” schedule are amended as follows:

**RGS STAFF — 2019/20 Rate Table**

<b>CLASSIFICATION</b>	<b>HOURLY RATE*</b>
Sr. Organizational Development Advisor	\$158
Sr. Human Resources Advisor	\$136
Human Resources Advisor	\$113
Technical Specialist	\$86

\*The Hourly Rate does not include direct external costs which will be invoiced to the Agency with no markup.

The cost of services for the period July 1, 2019 – June 30, 2020 is estimated to not exceed seventy thousand dollars (\$70,000).

**ITEM:      CONSENT CALENDAR****3.      CONSIDER EXPENDITURE FOR TEMPORARY AGENCY EMPLOYEE TO ASSIST WITH DOCUMENT SCANNING FOR ALL DISTRICT DIVISIONS DURING FY 2019-2020**

<b>Meeting Date:</b>	<b>June 17, 2019</b>	<b>Budgeted:</b>	<b>Yes</b>
<b>From:</b>	<b>David J. Stoldt, General Manager</b>	<b>Program/ Line Item No.:</b>	<b>Temporary Personnel</b>
<b>Prepared By:</b>	<b>Suresh Prasad</b>	<b>Cost Estimate:</b>	<b>\$50,000</b>

**General Counsel Approval: N/A****Committee Recommendation: The Administrative Committee reviewed this item on June 10, 2019 and recommended approval****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:** As part of the District's efforts to reduce physical storage needs of hard copy documents, archive historical documents, and efficiently manage these documents, all paper documents will need to be scanned, tagged and cataloged by a skilled temporary worker employed by a local staffing agency.

**RECOMMENDATION:** Authorize the expenditure of funds for a local staffing agency to provide an individual, or successive individuals if necessary, for twelve months to perform scanning projects for the District. Approval of this item will be contingent upon final adoption of the FY 2019-2020 budget.

**BACKGROUND:** The District has many historical documents, personnel records, and environmental data across all divisions. Migrating these records into a document management system will preserve the data, increase efficiency for retrieval, and promote the workflow of certain tasks.

The assistance of a temporary worker to digitize these documents will allow staff to continue with their regular daily tasks. The temporary worker would focus on data scanning during the time of his or her assignment and would not provide other clerical or office assistance.

**EXHIBIT**

None



**ITEM: CONSENT CALENDAR**

**4. CONSIDER APPROVAL OF AGREEMENT WITH LYNX TECHNOLOGIES FOR GEOGRAPHIC INFORMATION SYSTEM (GIS) SERVICES**

<b>Meeting Date:</b>	<b>June 17, 2019</b>	<b>Budgeted:</b>	<b>Yes</b>
<b>From:</b>	<b>David J. Stoldt, General Manager</b>	<b>Program/ Line Item No.</b>	<b>Professional Fees</b>
<b>Prepared By:</b>	<b>Suresh Prasad</b>	<b>Cost Estimate:</b>	<b>\$35,000</b>

**General Counsel Review:** N/A

**Committee Recommendation:** The Administrative Committee reviewed this item on June 10, 2019 and recommended approval.

**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:** With the departure of District's full-time GIS Specialist, there was a need to find a replacement to fill that position. Based on the size of the District, the replacement of a full-time GIS position can most effectively be filled with a part-time GIS consultant.

On June, 2017, the District entered in to an Agreement for GIS Professional Services with Lynx Technologies. The Agreement was for a period of 12 months that ended on June 30, 2018.

One June 18, 2018, the Board authorized to extend the contract for GIS Professional Services for another 12 months. The current Agreement will end on June 30, 2019.

A revised scope of services for GIS Professional Services has been prepared by Lynx Technologies for the Boards review. If approved, this Agreement will extend for another 12 months with effect from from July 1, 2019 to June 30, 2020.

Currently, the Pebble Beach Community Services District is using services of Lynx Technologies to provide GIS services for their district on a part-time basis. In addition, several other cities are also utilizing the services of Lynx Technologies for their GIS needs.

**RECOMMENDATION:** District staff recommends authorizing the General Manager or the Administrative Services Manager/CFO to enter into an agreement with Lynx Technologies to provide GIS services for an amount not to exceed \$35,000. The approval of this item is contingent upon the adoption of FY 2019-2020 budget by the Board.

**BACKGROUND:** Lynx Technologies will serve as a consultant for GIS services to provide support for the District on a part-time, continuous basis and will provide onsite office hours of 1-2 days per week based on the workload.

The Agreement with Lynx Technologies will be from July 1, 2019 to June 30, 2020. Lynx Technologies will assign an employee to serve as the GIS consultant to the District and will provide support by performing District's GIS services on an ongoing basis. Details of these functions being performed by Lynx Technologies are included in Scope of Services (**Exhibit 4-A**).

## **EXHIBIT**

### **4-A GIS Professional Services Scope of Services**



May 23, 2019

Mr. Suresh Prasad  
Chief Financial Officer  
Monterey Peninsula Water Management District  
5 Harris Court, Bldg. G  
Monterey, CA 93942

Re: GIS Professional Services

Dear Suresh:



Thank-you for the opportunity to submit this scope of work to provide GIS professional services for the Monterey Peninsula Water Management District. Services will be performed as directed by you, and Lynx Technologies will provide appropriate staffing to conduct on- and offsite services on a time and materials basis.

The purpose of this agreement is to provide support for the District's Geographical Information System (GIS). Core tasks for the upcoming year include:

- Create ESRI Organizational for ArcGIS Online. Work with staff to develop maps and apps for field data collection and monitoring and other public portal / outreach programs
- Continue to develop internal Geocortex site. Set up workflow so that permitting staff can enter an address or APN and determine if the site is in the district boundary or not.
- Ongoing support the Accela Permitting software Web Mapping GUI and XAPO.
- Provide systematic updates of parcel feature data and Monterey County assessor data changes
- Continue to develop the GIS SQL/SDE Enterprise database to warehouse all spatial and tabular data to support the business functions of the organization.

Ongoing tasks and priorities will be determined after the initial discovery phase. Lynx staffing will be assigned commensurate with the required skill required. Subject matter vary but may involve any of the roles listed or related below:

- Base feature layer maintenance including parcels, streets, addresses, roadway, tract, and boundary changes, including associated tables and annotation.
- Data maintenance of other layers within the GIS such as utility networks, planning and engineering overlays.
- Onsite work to collect and capture data. For example, staff could be assigned to go through engineering data to infill missing data, or there may be a special project that District staff requires a GIS technician in which significant interaction is required.

- Field work as required, this may include field inspection, or high precision GPS capture of well data.
- Database design
- Produce maps for board presentation
- Ad hoc GIS analysis
- ArcGIS Desktop training for District staff

Each assignment will proceed with an estimate of required hours; a detailed scope of work will be provided for unusual or one-time projects. A simple email exchange of hours and approval is all that will be required for maintenance work.

The total annual budget will not exceed \$35,000. This would provide sufficient funds for onsite staff for up to 2 days per week.

All work will be billed on a time and materials basis according to the following rate schedule:

Project Manager/Analyst: \$75/hr.  
GIS Technician: \$65/hr  
Clerical: \$50/hr

If you have any questions regarding this proposal I can be reached on my cell phone at any time: (408) 482-3255, or by email: [patrickk@lynxgis.com](mailto:patrickk@lynxgis.com). Again, thank-you for the opportunity to submit this proposal and I look forward to working with you.

Sincerely,

Patrick Kelleher  
Lynx Technologies

**ITEM: CONSENT CALENDAR****5. AUTHORIZE FUNDS TO CONTRACT FOR LIMITED-TERM FIELD POSITIONS DURING FY 2019-2010**

<b>Meeting Date:</b>	<b>June 17, 2019</b>	<b>Budgeted:</b>	<b>Yes</b>
<b>From:</b>	<b>David J. Stoldt, General Manager</b>	<b>Program/</b>	<b>Aquatic Resources Fisheries</b>
		<b>Line Item No.:</b>	<b>2-3-1 J, 2-3-2 B, C, F; 2-3-4 E, F</b>
<b>Prepared By:</b>	<b>Suresh Prasad</b>	<b>Cost Estimate:</b>	<b>Up to \$99,320</b>

**General Counsel Approval: N/A****Committee Recommendation: The Administrative Committee reviewed this item on June 10, 2018 and recommended approval****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:** The District has funded limited-term positions to assist District staff in the completion of field activities for many years. These positions are not on the District organization chart and these incumbents are not included in the District bargaining units. The schedules for these positions are part-time and largely seasonal in nature. Contracts are for six-month periods of time or less. However, limited-term employees may be offered subsequent contracts up to a total of 1,000 hours per year. Funding for these positions is included in the proposed 2019-2020 Fiscal Year (FY) budget.

Authorization is requested to hire several part-time limited-term *Water Resources Assistants* for a total of 2,293 hours. The hours will be used for summer-fall juvenile fish rescues, fall population sampling, Sleepy Hollow Steelhead Rearing Facility operations and weekend coverage, spring smolt rescues [if needed in 2020], and winter adult steelhead weir operations [new additional work]. These positions are essential to staff crews led by permanent staff, as well as to prevent the accrual of excessive compensatory time and overtime for higher level regular full-time positions. The Water Resources Assistants would be paid \$15.75 to \$16.00 per hour and cost up to \$36,120.

Authorization is also requested to hire several part-time limited-term *Fisheries Aides* for up to a total of 3,763 hours of work during FY 2019-2020. These individuals will assist staff with basic labor tasks in the intensive rescues of steelhead juveniles and smolts in the lower Carmel River, as well as fall population sampling, spring smolt rescues [if needed in 2020], and winter adult steelhead weir operations [new additional work]. The Fisheries Aides would be paid \$14.75 to \$15.00 per hour and cost up to \$55,500.

Lastly, authorization is requested to hire a weekend *Fish Rescue Crew Leader* for up to a total of 64 -128 hours, which is necessary in dryer Water Year Types when the river dries back fast enough

to require rescues to occur up to seven days a week. This biologist must be deemed qualified to lead a crew handling steelhead and avoiding contact with and take of red-legged frogs by three agencies; the California Department of Fish and Wildlife, the National Marine Fisheries Service, and the United States Fish and Wildlife Service. Currently the three Fisheries Program staff are the only such qualified personnel in the county, and the Fish Rescue Crew Leader will need to be contracted from a consulting firm in Santa Cruz or the Bay-Area. We are budgeting up to \$7,700 for this position if needed, with the hourly rate to be determined after receiving bids from qualified consulting firms.

**RECOMMENDATION:** Authorize the expenditure of funds to hire several limited-term Water Resources Assistants for up to a total of 2,293 hours of work; several Fisheries Aides for up to 3,763 hours of work; and one Fish Rescue Crew Leader for up to a total of 128 hours of work, between July 1, 2019 and June 30, 2020. The approval of this item is contingent upon the adoption of FY 2019-2020 budget by the Board.

**IMPACTS TO STAFF/RESOURCES:** The total cost of the limited-term contracts described above would not exceed \$99,320, \$19,200 of which won't be utilized unless it is a Dry or Critically Dry Water Year Type [~25% probability], and \$7,700 won't be utilized unless there is a rapid dry back of the lower river requiring weekend fish rescues. It should also be noted that limited-term employees receive no District benefits. In addition to their hourly wages, additional costs to the District are limited to legally mandated payroll taxes and workers compensation insurance premiums. The FY 2019-2010 budget includes \$99,320 for these limited-term field positions. They are listed in the Project Expenditures section, under the Aquatic Resources Fisheries and Hydrologic Programs.

## **BACKGROUND:**

- A. Water Resources Assistants: This job classification was created in December 1998 to assist staff in the Water Resources Division with field and administrative tasks, including rescuing of juvenile steelhead in the lower Carmel River, surveying of steelhead populations and spawning habitat, and monitoring of groundwater and surface water resources within the Monterey Peninsula Water Resource System. It is needed to help ensure that tasks for the District's Fisheries Mitigation Program are completed on schedule. They have also been integral in conducting the California Stream Bioassessment Procedure (CSBP), developed by the Department of Fish and Game as a rapid bioassessment protocol and method to track overall stream health. Without the assistance of limited-term help, the ability to conduct these tasks would be compromised. Additionally, the Water Resources Assistants will support regular staff with lagoon water quality monitoring, well production and groundwater quality historical data compilation, and grant projects. These employees will work in the Water Resources Division and be supervised by the Senior Fisheries Biologist.
  
- C. Fisheries Aides: Over the past two decades, District staff has initiated rescues when streamflow receded below ten cubic feet per second at Highway One. This has occurred anytime between March and September. The District will be rescuing and transporting three groups of steelhead, including smolts, kelts (spawned-out adults) and juveniles. The smolts and kelts will be transported downstream to the lagoon or ocean, while juveniles will be

transported upstream to permanent habitats above the Narrows. Additional help is needed to successfully perform this critical function. If staff attempted to conduct rescues with fewer workers, more fish would be lost because a smaller crew cannot effectively keep up with the number needing rescue and cannot work fast enough to keep up with the retreating river front. It would also increase the risk of on-the-job injuries for people working too strenuously as they attempt to complete two critical jobs in the same period of time. The incumbents of this position will work in the Water Resources Division and be supervised by the Senior Fisheries Biologist.

**EXHIBIT**

None



**ITEM: CONSENT CALENDAR****6. CONSIDER APPROVAL OF SIX TEMPORARY FIELD STAFF POSITIONS FUNDED THROUGH AN INTERAGENCY CONTRACT BETWEEN MPWMD AND NMFS TO PROVIDE FOR LEGALLY MANDATED COOPERATIVE RESEARCH AND MONITORING PROJECTS IN FY 2019-2020**

<b>Meeting Date:</b>	<b>June 17, 2019</b>	<b>Budgeted:</b>	<b>No</b>
<b>From:</b>	<b>David J. Stoldt, General Manager</b>	<b>Program/ Line Item No.:</b>	<b>2-3-1 K, 2-3-1 L</b>
<b>Prepared By:</b>	<b>Suresh Prasad</b>	<b>Cost Estimate:</b>	<b>Up to \$55,500 (reimbursable)</b>

**General Counsel Approval: N/A****Committee Recommendation: The Administrative Committee reviewed this item on June 10, 2019 and recommended approval.****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 2017, the District entered into an interagency contract with National Oceanographic and Atmospheric Agency's (NOAA) National Marine Fisheries Service-Southwest Fisheries Science Center (NMFS-SWFSC) for the purposes of conducting juvenile steelhead population studies. In 2018, the District entered into a second interagency contract with NOAA's NMFS-SWFSC for the purposes of conducting juvenile steelhead studies at Los Padres Reservoir (LPR). As part of each of these separate the three-year contracts, for fiscal year 2019-2020, MPWMD will provide local employees to support up to two sets of three positions. The positions will be filled at one of five levels, depending on increasing skill level, possession of specific certifiable skills in electrofishing, surgical fish tagging, and red-legged frog identification and avoidance. Field work will be conducted for three months from August through October, or the four months of April through May, for a total of 3,600 combined hours.

The contracts are limited to a combined \$55,500 per year. The funding for this contract comes from Cal-Am as a requirement of Water Rights Order 20016-0016. This field work will dovetail and complement the fall population sampling that MPWMD already does, and include the tagging of fish that we sample, and it supports initiation of monitoring studies at LPR. The data collected will guide future steelhead management by the NMFS and California Department of Fish and Wildlife, and may contribute information needed in a future Water Allocations Supplemental Environmental Impact Report, envisioned for some time after 2021. It is also provides data required by NMFS as part of the long term Los Padres Dam/Reservoir evaluations being conducted by the District and funded by Cal-Am.

Authorization is requested to hire a combination of limited-term Water Resources Assistants, Fisheries Aides, Fish Rescue Crew Leader, Fisheries Technician, or Field Biology Assistant not to exceed the allocated contract amount for the year. These positions would prevent the accrual

of excessive compensatory time and overtime for higher level regular full-time positions, or having NMFS/Cal-Am contract for more expensive part-time employees from the U.C. Santa Cruz Foundation that they require be based in Santa Cruz and then waste 3+ hours per day in round trip commuting.

**RECOMMENDATION:** Staff recommends approving up to six temporary field staff positions for cooperative research and monitoring projects with the NOAA/NMFS for fiscal year 2019-2020. This is a fully reimbursed project so the impact to the District will be zero. This project is part of the FY 2019-2020 Budget.

**IMPACTS TO STAFF/RESOURCES:** The total cost of the limited-term staffing described above would not exceed the interagency contract amount. MPWMD will provide the administrative overhead for onboarding, payroll administration, and use of District's vehicles.

**EXHIBIT**

None



**ITEM: CONSENT CALENDAR****7. CONSIDER EXPENDITURE OF FUNDS WITH CORELOGIC INFORMATION SOLUTIONS, INC.**

<b>Meeting Date:</b>	<b>June 17, 2019</b>	<b>Budgeted:</b>	<b>Yes</b>
<b>From:</b>	<b>David J. Stoldt, General Manager</b>	<b>Program/ Line Item No.:</b>	<b>Services &amp; Supplies 26-05-761000</b>
<b>Prepared By:</b>	<b>Stephanie Locke</b>	<b>Cost Estimate:</b>	<b>\$14,000</b>

**General Counsel Approval: N/A****Committee Recommendation: The Administrative Committee reviewed this item on June 10, 2019 and recommended approval.****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:** The District uses CoreLogic Information Solutions to utilize its online RealQuest Professional services. The RealQuest service supports the District's programs by providing property information needed for researching and noticing properties, documenting ownership and use information for deed restriction preparation, and enforcement of the District's water efficiency standards. The service is utilized daily by the Water Demand Division, and occasionally by the Water Resources and Engineering Division. There are no other reasonably accessible alternative sources for the information provided by RealQuest.

The RealQuest license includes:

- Property Profile/Reports
- Street Map Search
- Parcel Maps
- Street Maps Plus
- User sign-on and passwords for eight staff (seven in Water Demand; one in Water Resources and Engineering)
- Access to recorded documents and associated document imaging

Staff is requesting authorization to spend \$14,000.00 to continue use of CoreLogic's RealQuest Professional services. Funding for this expenditure is included in the Fiscal Year 2019-2020 budget.

**RECOMMENDATION:** Staff recommends the Board authorize expenditure of up to \$14,000.00 for Fiscal Year 2019-2020 to obtain CoreLogic's RealQuest Professional.

**IMPACT TO STAFF/RESOURCES:** None.

**EXHIBIT**

None



**ITEM: CONSENT CALENDAR****8. APPROVE EXPENDITURE TO CORPORATION SERVICE COMPANY - RECORDING FEES**

<b>Meeting Date:</b>	<b>June 17, 2019</b>	<b>Budgeted:</b>	<b>No</b>
<b>From:</b>	<b>David J. Stoldt, General Manager</b>	<b>Program/ Line Item No.:</b>	<b>Recording Fees 26-05-781900</b>
<b>Prepared By:</b>	<b>Stephanie Locke</b>	<b>Cost Estimate:</b>	<b>\$30,000 (partially reimbursed)</b>

**General Counsel Review: N/A****Committee Recommendation: The Administrative Committee reviewed this item on June 10, 2019 and recommended approval.****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:** The District records approximately 65 documents each month with average recording fees of around \$35. The documents are electronically recorded through Corporation Service Company (CSC). Electronic recording costs less than the former method of transmitting documents via courier to the Recorder's Office. Approximately 40 percent of the recording fees are reimbursed by the applicant. Recorded documents include deed restrictions related to access to water records, limitations on use, Well Confirmation of Exemptions, Water Distribution System Permits, and notices of compliance and removal.

CSC requires immediate payment at the time a document is recorded. To facilitate this, the District maintains a deposit account that is regularly refilled to cover recording costs. Staff is seeking approval of \$30,000 for document e-recording during Fiscal Year 2019-20.

**RECOMMENDATION:** Staff recommends the Board approve the expenditure of up to \$30,000 for recording fees for the Fiscal Year 2019-2020.

**IMPACT TO STAFF/RESOURCES:** Funds for this expenditure were included in the proposed Fiscal Year 2019-2020 budget.

**EXHIBIT**

None



**ITEM: CONSENT CALENDAR****9. AUTHORIZE EXPENDITURE FOR SOFTWARE MAINTENANCE AGREEMENTS****Meeting Date: June 17, 2019****Budgeted: Yes****From: David J. Stoldt,  
General Manager****Program/ Services and Supplies  
Line Item No. Data Processing****Prepared By: Mark Dudley****Cost Estimate: \$114,600****Administrative Services Division Manager/Chief Financial Officer Review: Yes****Committee Recommendation: The Administrative Committee reviewed this item on June 10, 2019 and recommended approval.****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:** Staff seeks authorization to continue with our software maintenance agreements for geographic information systems (GIS), information technology (IT) support, financial accounting, water demand system, watershed analysis, ground & surface water modeling, and topographic data processing software. These software applications are for use at the District for various IT, GIS, water demand, and accounting functions and used by staff in their daily routine functions.

**RECOMMENDATION:** Staff recommends the Board approve expenditures not-to-exceed \$114,600 to purchase the items listed in the table below:

<b>Product</b>	<b>Price</b>
ESRI ArcGIS Standard concurrent	4,400
ESRI ArcGIS Standard stand-alone	1,700
ESRI Extensions	2,500
Latitude Geographics GeoCortex	6,000
ESRI EDN	1,700
ArcGIS Server Two Core	1,400
Adobe Creative Cloud	6,200
Office 365 Renewal	9,500
Veritas Backup Software Maintenance	4,200
Docuware (Financial)	12,000
Tyler Technologies (Financial)	24,500
GovInvest (Financial)	6,500
Accela Support	34,000
<b>TOTAL</b>	<b>\$114,600</b>

**IMPACT TO STAFF/RESOURCES:** The FY 2019-20 Information Technology budget includes \$114,600 in the District budget for these line item purchases.

**BACKGROUND:** The GIS platform serves many purposes for MPWMD data analysis needs that include: map production, spatial analysis in support of engineering, water resource management, fisheries, conservation, and rationing analysis. All of these functions require the examination of geographic data, management, and dissemination of these data throughout the District. The effectiveness of the GIS to better serve the MPWMD staff and the public is dependent on the ability of staff to analyze geospatial data.

The IT and Accounting programs require various software applications to allow staff to complete their day-to-day duties and tasks as well as provide real-time financial information of the District.

The water demand services require the use of software to process permit applications, process connection charges, perform inspections and provide other property related reporting to staff and the board.

These software platforms serve many purposes for MPWMD data analysis needs that include: map production, spatial analysis in support of engineering, water resource management, fisheries, conservation, and rationing analysis. In addition, it is a vital system for the District's ongoing surface and subsurface water modeling efforts. The effectiveness of District tasks to better serve the MPWMD staff and the public will be largely achieved through data management and analysis functions which are provided by the software.

## **EXHIBIT**

None

**ITEM:      CONSENT CALENDAR****10.      CONSIDER EXPENDITURE TO AMEND CONTRACT WITH PUEBLO WATER RESOURCES TO PROVIDE HYDROGEOLOGIC REVIEW FOR WATER DISTRIBUTION SYSTEM PERMITS**

<b>Meeting Date:</b>	<b>June 17, 2019</b>	<b>Budgeted:</b>	<b>Yes</b>
<b>From:</b>	<b>David J. Stoldt, General Manager</b>	<b>Program/ Line Item No.:</b>	<b>WDS Permitting 2-8-2</b>
<b>Prepared By:</b>	<b>Gabriela Bravo</b>	<b>Cost Estimate:</b>	<b>\$2,000</b>

**General Counsel Review:** N/A**Committee Recommendation:** The Administrative Committee reviewed this item on June 10, 2019 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 Board will consider authorizing the General Manager to amend an existing contract with Pueblo Water Resources, Inc. (Pueblo) to authorize a maximum of \$2,000 for Fiscal Year (FY) 2019-2020 (July 1, 2019 through June 30, 2020) to continue to help District staff carry out MPWMD Rules and Regulations governing Water Distribution Systems (WDS), specifically in regards to hydrogeologic review of Well pumping test reports and related tasks. The \$2,000 limit would be tracked as follows:

Program 2-8-2, "Hydrologic Impact Review," with up to \$2,000 as 100% reimbursable from applicants.

**Exhibit 10-A** is the proposed scope of work and cost estimate from Pueblo for FY 2019-2020. The proposed \$2,000 total limit is the same of that budgeted in FY 2018-2019. The hydrogeologic review will be primarily associated with Level 3 WDS Permits under the current rules. The applicant must show that a Well (or other water source) will reliably meet the applicant's needs, and will not adversely affect the Monterey Peninsula Water Resource System or Sensitive Environmental Receptors as defined in District Rule 11.

**RECOMMENDATION:** Staff recommends that the Board authorize the General Manager to amend the current District professional services contract with Pueblo for a not-to-exceed amount of \$2,000 for FY 2019-2020, which is included as part of the proposed FY 2019-2020 budget. If this item is adopted along with the Consent Calendar, staff will execute a contract amendment with Pueblo.

**BACKGROUND AND DISCUSSION:** Pueblo has been retained since June 2006 to assist staff with WDS Permit processing on an as-needed basis. All amounts are maximums; only actual hours of service are billed. Invoiced hours submitted by consultants for review of each application are reimbursed by the applicant before the applicant receives the signed WDS Permit.

Pueblo's rates are competitive with other consulting firms with experienced, registered hydrogeologists. Pueblo is very knowledgeable about local hydrogeology and MPWMD procedures, and is considered to be cost-efficient for this work. Pueblo also has contracts with the District for Aquifer Storage and Recovery tasks in the Seaside Groundwater Basin.

Continued WDS applications are expected due to restrictions on the availability of California American Water supply for new construction and remodels. Consultant assistance is essential to adequately process permit applications in compliance with the State Permit Streamlining Act and to help the Water Resources Division address technical questions relating to the WDS process.

**IMPACT TO DISTRICT RESOURCES:** Pueblo's technical work is directed by the MPWMD Water Resources Division Manager, with logistics to be managed in the future by Water Demand Division staff as they take on responsibility for processing WDS Permits (currently performed by the Planning & Engineering Division). Pueblo's work product is used as evidence in preparing WDS Permit documents, including the required Findings of Approval.

## **EXHIBIT**

### **10-A Pueblo Water Resources Scope of Work and Fee Schedule for FY 2019-2020**



June 4, 2019  
Project No. 15-0065

Monterey Peninsula Water Management District  
Post Office Box 85  
Monterey, California 93942

Attention: Ms. Gabby Ayala

Subject: Proposal for Continuing Professional Hydrogeologic Services; WDS Permitting Assistance, Fiscal Year 2019-2020

Dear Gabby:

Pursuant to your request, Pueblo Water Resources, Inc. (PWR) is pleased to submit this proposal for continuing assistance with the processing of Water Distribution Systems (WDS) permit applications during Fiscal Year 2019-2020 (FY 2019-2020). It is our understanding that the District desires PWR to provide continued technical assistance with the review and evaluation of Well Source and Pumping Impact Assessments (assessments) for compliance with District Technical Procedures. Presented in this proposal is a scope of services and associated budget to provide the requested services.

### **SCOPE OF SERVICES**

#### **Task 1 – Assist with Assessment Reports**

This task consists of the review and evaluation of assessments submitted by applicants for compliance with District technical procedures, and providing written documentation summarizing our findings for each reviewed assessment. This task also includes providing assistance with the preparation of any hydrogeologic evaluations requested by the District related to the WDS program. Consistent with past practice, our work will be performed with direct oversight of the General Manager or his/her designee (e.g., the District Senior Hydrogeologist) on an as-needed / as-directed basis.

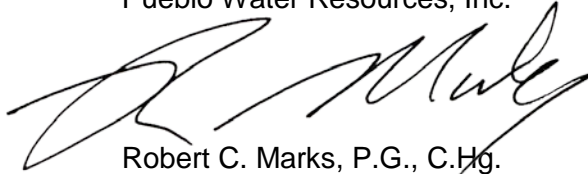
#### **Fees**

Our services will be billed on a time-plus expenses basis in accordance with our current Fee Schedule (attached) for a **not-to-exceed amount of \$2,000**. Consistent with past practice, we will track our costs associated with each WDS applicant separately to facilitate reimbursement by the applicants. In the event that the overall number or complexity of the assessments to be evaluated requires effort beyond the established budget, we will notify you in writing as soon as possible.

We appreciate the opportunity to provide assistance to the District and look forward to the timely and successful performance of the work. As always, if you have any questions please call us.

Sincerely,

Pueblo Water Resources, Inc.

A handwritten signature in black ink, appearing to read 'R. Marks', written over the printed name.

Robert C. Marks, P.G., C.Hg.  
Principal Hydrogeologist

RCM

Attachments: 2019 Fee Schedule

**PUEBLO WATER RESOURCES, INC  
2019 FEE SCHEDULE**

***Professional Services***

Principal Professional.....	\$210/hr
Senior Professional.....	\$195/hr
Project Professional.....	\$180/hr
Staff Professional.....	\$150/hr
Technician.....	\$140/hr
Illustrator.....	\$125/hr
Word Processing.....	\$105/hr

***Other Direct Charges***

Subcontracted Services.....	Cost Plus 15%
Outside Reproduction.....	Cost Plus 15%
Travel Expenses.....	Cost Plus 15%
Per Diem*.....	\$150/day
Vehicle .....	\$75/day

***Equipment Charges***

Drilling Fluid Test Kit.....	\$100/day, \$400/week
Field Water Quality Meter (Hach DR890).....	\$75/day, \$275/week
Orion ORP/pH/Temp Probe.....	\$75/day, \$275/week
Water Level Probes (In-Situ Mini-Troll/Level Troll).....	\$100/day, \$300/week
Fuji Ultrasonic Flowmeter.....	\$200/day, \$750/week

\*Regionally and seasonally specific to project.



**ITEM:     CONSENT CALENDAR****11.     CONSIDER CONTRACT FOR DISTRICT PUBLIC OUTREACH AND COMMUNICATIONS SERVICES WITH THOMAS BRAND CONSULTING FOR FISCAL YEAR 2019-2020**

<b>Meeting Date:</b>	<b>June 17, 2019</b>	<b>Budgeted:</b>	<b>Yes</b>
<b>From:</b>	<b>David J. Stoldt, General Manager</b>	<b>Program/ Line Item No.:</b>	<b>Professional Fees</b>
<b>Prepared By:</b>	<b>Stephanie Locke</b>	<b>Cost Estimate:</b>	<b>\$42,000</b>

**General Counsel Review: N/A****Committee Recommendation: The Administrative Committee reviewed this item on June 10, 2019 and recommended approval.****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:** Staff is requesting the Board renew a contract with Thomas Brand Consulting for work related to MPWMD outreach and communications with a retainer of \$3,400 per month (e.g., up to \$42,000 for FY 19-20). Funding for contractor assistance with public outreach and communication services was included in the District's budget. In addition to the retainer, funds were separately budgeted for services such as graphic design, printing, website upgrades, media buys, etc. Thomas Brand Consulting's proposed Scope of Work is attached as **Exhibit 11-A**.

The Public Outreach Plan for Fiscal Year 2019-20 is similar to the previous year with a focus on branding, social media, and promotion of District events and activities. The proposed Outreach Plan is attached to the Scope of Work.

**RECOMMENDATION:** Staff recommends that the Board approve the contract with Thomas Brand Consulting for outreach services for Fiscal Year 2019-2020. Staff further recommends that the Public Outreach Committee review the need for, and scope of, such activities for FY 2020-2021.

**EXHIBIT****11-A   Proposed Scope of Work for Public Outreach & Communication Services, FY 2019-2020**





# **Proposed Scope of Work For Public Outreach & Communication Services FY19-20**

## **Prepared for:**

Monterey Peninsula Water Management District

## **Submitted by:**

TBC Communications & Media

183 Forest Avenue, Suite 4 • Pacific Grove, CA 93950  
Tel: 831.920.1693 • Fax: 831.920.1729  
[www.tbccommunications.com](http://www.tbccommunications.com)  
[steve@thomasbrandconsulting.com](mailto:steve@thomasbrandconsulting.com)

## **Introduction to the Proposed Scope of Work**

In 2018, the Monterey Peninsula Water Management District began to be widely regarded as the region's authority on matters of water supply, demand and conservation. This newly gained level of public trust, was a contributing factor to the passage of Measure J. In 2019-20, there will be an ongoing need to continue the promotion of the District's accomplishments and messaging to the public for informative purposes and to help combat any negative messaging that may arise in the process of the measure's completion. This also offers an opportunity to increase its top of mind position with the general public and local, state and federal elected officials and organizations.

TBC is a full-service agency with expertise in multiple disciplines; because we examine a company or organization from a brand perspective, we are able to implement a strategic plan that takes into account many different aspects of current and future messaging. Laying the groundwork in this manner, will ultimately lead a more streamlined and cohesive voice and ensure that the district's key messages are consistent across all platforms.

By bringing this unique skill-set, an unwavering commitment to excellence and a true belief, both personally and professionally, in the goals of the District and this ongoing project, the TBC team is uniquely positioned to effectively manage and facilitate the needs of the MPWMD .



## **Scope of Work**

Upon approval, TBC Communications & Media will continue to represent the MPWMD across several areas. These areas, as listed below, constitute the scope and type the work proposed. While there are no changes in the type of work being performed, the individual deliverables will be listed in detail.

- **Ongoing Internal Communications Representation**
  - Including Internal community outreach integration facilitated through communications with staff, board of directors, relevant partners and stakeholders to determine the need for publication and/or distribution
- **Ongoing Brand Management & Key Message Development**
  - Regular ongoing meetings with the Monterey Peninsula Water Management District (MPWMD) Board of Directors, its staff and relevant stakeholders to ensure approval of any new, revised or ongoing key message development, as well as branding issues
- **Public Relations Tactics**
  - Including but not limited to:
    - Press Release Development
    - Media Kit Development
    - Ongoing message-specific campaign to targeted media outlets
    - Updating of any relevant listings in trade, community and other member-based organizations, in which the MPWMD is active or represented
    - Targeted regions: additional local and regional outreach with a focus on areas of significance in relation to current resident or stakeholder base
    - Distribution of press releases to trade publications, trade/business organizations, community groups/advocates and general news outlets
    - Vetting of media inquiries, as well as facilitation and coordination of valuable media opportunities, interviews and FAM tours
    - Tracking, review and clipping of media coverage
- **Community Relations & Public Events**
  - Outreach and relationship building with current user base, targeted community groups/advocates, stakeholders, relevant local businesses, educational institutions and other potential partners

- Outreach, introductions and relationship building with local, state and federal agencies
  - Coordination of regular and special events and promotions geared towards locals and partners as a vehicle to garner increased exposure of your services, programs and projects.
  - Regular communication and dissemination of news and promotions to targeted locals, as well as District support groups/committees via email blast capabilities, advertising and in-person contact
  - Continued, regular communication, meetings and brainstorming with the MPWMD, its current partners, targeted stakeholders and the community at large
  - Identification and facilitation of new community, business and agency partnerships designed to further the goals of the District and support existing projects and programs
  - Facilitation of community workshops held in each district to establish an open line of communication between Directors and their constituents
- 
- **Social Media**
    - Ongoing implementation of the social media communications strategy
    - Refreshed and additional content development and postings of relevant material and coverage from and of events, the media and the MPWMD
    - Management of your current Social Media presence to ensure consistent messaging and relevant content
    - Identification of new and viable platforms to utilize and integrate into the plan including YouTube, Twitter, Pinterest, Instagram, etc.
    - Outreach to, and integration with, industry blogs and information sources
- 
- **Advertising**
    - Review existing advertising commitments, as well as research and provide strategic counsel as relevant advertising opportunities arise in alignment with agreed upon MPWMD based outreach.
    - Upon receipt from graphic designer/artist/producer, provide appropriate artwork and related materials/information to advertising outlets
    - Manage an advertising schedule to ensure proper placement, per agreed upon contracts
    - Post-buy analysis to ensure agreed upon audience composition, reach and frequency
- 
- **Data/Contact Information Collection System**
    - Management of current Data Collection System, MailChimp
    - Continued creation of tactics and themes for future email marketing efforts and the outreach of the MPWMD

- Continued creation and implementation of data collecting initiatives to increase database totals and targeted reach
- Creation of industry partnerships to ensure widespread reach of public outreach initiatives
- **Coordination of Annual Newsletter/Copywriting**
  - Utilizing agreed upon messaging and information, TBC will work with MPWMD staff to provide creative direction and copywriting as needed.
  - If desired TBC can also design the newsletter or work with your current graphic artist
  - TBC also recommends the coordination of key messages, language and style of the newsletter and your other publications or collateral material
- **Specific Initiatives Continued From FY: 18-19\***
- **Specific Initiatives Initiated for FY: 19-20\***
- **Regular attendance at Board of Directors Meetings & Relevant Events**
- **General Strategic Counsel & Regular Meetings/Communication with MPWMD Board of Directors, Staff, Shareholders, and Project Partners.**

**Disclosure**

*Thomas Brand Consulting is not party to any former or current ongoing civil or criminal investigation or litigation. At no time has our company defaulted or failed to perform our duties leading to a legal termination of contract.*

**\*Specific Deliverables**

Upon the agreement of both parties to the Scope of Work, a schedule of deliverables will be determined based upon an agreed to communications strategy and outreach plan. The tenants of which follow on a separate document. That draft schedule is included on a separate sheet

**Budget**

Per the above outlined Scope of Work, TBC Communications & Media proposes a contractual retainer for 12 months with a range of 30 to 32 hours per month. A \$3500 retainer is proposed for July 1, 2019 through June 30, 2020 totaling \$42,000. All out of scope work unless otherwise agreed upon in writing by both parties shall be billed at \$175 per hour. The costs of any associated media buys or collateral production that would fall under the proposed Scope of Work will be determined upon examination of current programs.

The proposed contract does not include creative expenses such as graphic design, web development, photography, video production, any and all media buys and out of pocket expenses including travel/mileage, printing, postage and items associated with the production of events. Thomas Brand Consulting requires client approval for outside expenses greater than \$150.00.

Upon the approval of the of the agreed upon contract and any additional budget stipulations, work will start on an agreed upon date with the first month's or portion of the first month's payment due. From that point forward, the client will be invoices on the 1<sup>st</sup> of each month, payable within 30 days unless otherwise agreed to by both parties. TBC will work within your established accounting practices to ensure a smooth process.

Additional contractual stipulations to include:

1. Monthly reporting of specific hours utilized per individual project.

**Addendum:****INSURANCE**

- A. Consultant shall obtain and keep insurance policies in full force and effect for the following forms of coverage:
1. Automobile liability including property damage and bodily injury with a combined single limit of \$300,000.
  2. Comprehensive General Liability (CGL) with a combined single limit of \$1,000,000
3. Consultant shall add to his/her Comprehensive General Liability insurance policy a severability or interest clause or such similar wording if his/her policy does not automatically have this clause already written into it. Such language shall be similar to: "The insurance afforded applies separately to each insured against whom claim is made or suit is brought, including claims made or suits brought by any person included within the persons insured provision of this insurance against any other such person or organization."
- B. Consultant shall provide photocopies of its current Automobile insurance policy [or policies], including endorsements thereto, or current certificates of insurance in lieu thereof, to MPWMD.
- C. Consultant shall provide notice to MPWMD of any cancellation or material change in insurance coverage where MPWMD has been named as an insured, such notice to be delivered to the MPWMD in accord with Section XV of this Agreement at least sixty (60) days before the effective date of such change or cancellation of insurance.
- D. Evidence acceptable to MPWMD that Consultant has complied with the provisions of this Section VII shall be provided to the MPWMD, prior to commencement of work under this Agreement.
- E. All policies carried by Consultant shall provide primary coverage instead of any and all other policies that may be in force. MPWMD shall not be responsible for any premium due for the insurance coverage specified in this Agreement.

**Acceptance of Proposal:**

\_\_\_\_\_  
*David J. Stoldt or Suresh Prasad*  
*Monterey Peninsula Water Management District*

\_\_\_\_\_  
*Date*

\_\_\_\_\_  
*Stephen C. Thomas*  
*TBC Communications & Media*

\_\_\_\_\_  
*Date*



**Monterey Peninsula Water Management District  
Draft Public Outreach Items and Deliverables  
July 1, 2019 – June 30, 2020**

**Fiscal Year 2019-20**

- Monthly Deliverables
  - a. District Branding
    - Content Creation
    - Graphic Design
    - Placement
    - Specific Social Media
    - Eblast
    - Blog Post
  - b. Generic Outreach
    - Blog Posts on District & Monterey Water Info websites
    - Social Media Posts
    - District Update Eblast

**Current District Initiatives:**

- Water Compliant Business Recognition
- Updates to collateral pieces
- Conservation Vignettes – Rain Barrel Installation, Leaks, Faucets Etc.

**New Initiatives:**

- BOD Public Outreach
- Multi-Family Unit or HEART Program
- Vacation/STR Outreach & Table Tent
- Measure J Assistance
- MCCVB Sustainable Moments Campaign

**General Ongoing Non-Date Specific Deliverables**

- Award & Abstract Submission
- Rebate Outreach
- Conservation Event Outreach
- Website Updates
- Collateral Updates
- Editorials
- Letters to the Editor – District Support
- Press Releases & Media Relations

**ITEM:      CONSENT CALENDAR****12.      CONSIDER RENEWAL OF CONTRACT WITH JEA & ASSOCIATES FOR  
LEGISLATIVE AND ADMINISTRATIVE SERVICES**

<b>Meeting Date:</b>	<b>June 17, 2019</b>	<b>Budgeted:</b>	<b>Yes</b>
<b>From:</b>	<b>David J. Stoldt, General Manager</b>	<b>Program/ Line Item No.:</b>	<b>Services &amp; Supplies Professional Fees</b>
<b>Prepared By:</b>	<b>David J. Stoldt</b>	<b>Cost Estimate:</b>	<b>\$35,000</b>

**General Counsel Review: Approved.****Committee Recommendation: The Administrative Committee reviewed this item on June 10, 2019 and recommended approval.****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:** John Arriaga of JEA & Associates has worked with the District since May 2008 in implementing its legislative goals. As proposed, JEA and Associates would continue to undertake legislative and administrative activities to support the District's priorities during Fiscal Year 2019-2020. See the Scope of Services attached as **Exhibit 12-A**.

**RECOMMENDATION:** District staff recommends that the Board approve the contract with JEA & Associates for a not-to-exceed amount of \$35,000 for Fiscal Year 2019-2020.

**IMPACT TO DISTRICT RESOURCES:** The estimate for services includes \$30,000 in monthly retainer fees of \$2,500 per month, and \$5,000 for chargeable expenses. The \$2,500 retainer has remained unchanged over the District's twelve-year relationship with JEA & Associates. Funds for this expenditure are included in the FY 2019-2020 budget under Services and Supplies, Professional Fees.

**EXHIBIT****12-A   JEA & Associates Scope of Services for FY 2019-2020**







# MEMO

**Date:** June 10, 2019

**To:** David Stoldt, General Manager  
Monterey Peninsula Water Management District

**From:** John E. Arriaga, President  
JEA & Associates

**Subj:** MPWMD Agreement

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Pursuant to your request I am attaching an agreement which includes a Scope of Work and Fee Structure. If you approve the document please mail back a signed copy to my office at: 1225 8<sup>th</sup> Street, Suite 550, Sacramento, CA 95814.

Again, thank you again for providing our firm the opportunity to work with you.

Attachments

## **AGREEMENT**

This AGREEMENT is entered into as of the date hereinafter specified by and between JEA & Associates and Monterey Peninsula Water Management District (MPWMD). WHEREAS MPWMD wishes to engage JEA & Associates to provide legislative and administrative services to MPWMD as outlined in the scope of services below.

NOW THEREFORE, the parties hereto do mutually agree to the following terms and conditions:

### **Scope of Services**

1. JEA & Associates would propose to undertake legislative and administrative activities as directed and/or requested by the MPWMD, using our political and general experience to accomplish established goals. Specifically, working with the MPWMD on the State Water Resources Regional Control Board's (SWRCB's) Cease and Desist Order (CDO) for the California American Water (CAW) unauthorized diversions from the Carmel River and also working with the California Public Utilities Commission (CPUC) and other entities on this issue.
2. JEA & Associates would schedule, coordinate and participate in meetings with the Governor's Administration, the California Legislature, the CPUC, the SWRCB and others in addressing key issues and concerns regarding the CDO and attend public hearings of the CPUC, the SWRCB and of other agencies as requested and directed by the MPWMD.
3. Monitor Dept. of Water Resources (DWR) and SWRCB meetings/workshops and report to the MPWMD's staff on Commission policy and funding initiatives. Closely monitor the development of program criteria for Bond funds and assist the MPWMD staff with any project applications submitted for funding.
4. Recommend to MPWMD Board/staff program and project funding strategies and assist in the execution of the strategies with the DWR and SWRCB. Work with the MPWMD Board and appropriate staff in coordinating DWR and SWRCB tours of MPWMD projects and programs. Assist MPWMD in gaining legislative support for grant and funding applications before the DWR and SWRCB.
5. Monitor Legislature's policy and budget committee hearings on water, lobby/testify on behalf of the MPWMD on program allocation and budget earmarks as directed. Organize advocacy efforts with legislative leadership and political friends of the MPWMD to insure coordination of efforts on behalf of funding requests. Monitor and report on budget conference committee actions and advocate for budget "trailer" and/or "caboose" bill language for the MPWMD as may be required.
6. Recommend policy positions on specific pieces of legislation/budget items of importance/relevance to the MPWMD and advocate/lobby/testify on positions of the MPWMD before the Legislature, Governor's Office and any relevant state agency, board and commission. Provide copies of introduced or amended bills, committee analysis or reports and any relevant committee testimony on identified legislation/budget items. Obtain behind-the-scenes intelligence and vital information on legislative discussions/actions being contemplated by the Legislature, the Governor's Office or other interest groups.
7. Prepare and present written reports for the MPWMD as directed.

8. To enable JEA & Associates to carry out the prescribed scope of work, it is requested that the MPWMD provide our firm with technical assistance, expertise and information as may be necessary or required.
9. John Arriaga of JEA & Associates will be the principal contact from our firm and the responsible person in dealing with the MPWMD, its Board of Directors and staff as may be necessary. He will be assisted by Laurie Johnson and Erica Arriaga of the firm as may be required.

## Fee Structure

JEA & Associates is prepared to provide the services as outlined in this proposal for a monthly retainer of \$2,500 a month, due & payable on the first day of each month plus chargeable expenses. This amount/retainer is based on our anticipation of the workload. We would like an understanding that should its level of activity exceed 25 hours per month on a regular basis, our firm and the MPWMD will mutually discuss any adjustments to this fee schedule as it determines the actual scope of activity and volume of work found to be required to carry out the goals of the MPWMD. Chargeable expenses include travel and work-related entertainment expenses, which shall be expressly authorized by the MPWMD prior to such expenses being incurred.

This contract will be in effect July 1, 2019. Either party may terminate this Agreement, for any reason, upon not less than 30 days of prior written notice to the other party.

### Signature:

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**John E. Arriaga**  
**President**  
**JEA & Associates**

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**Date**

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**David Stoldt**  
**General Manager**  
**Monterey Peninsula Water Management District**

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**Date**

**ITEM: CONSENT CALENDAR****13. CONSIDER RENEWAL OF CONTRACT WITH THE FERGUSON GROUP FOR LEGISLATIVE AND ADMINISTRATIVE SERVICES**

<b>Meeting Date:</b>	<b>June 17, 2019</b>	<b>Budgeted:</b>	<b>N/A</b>
<b>From:</b>	<b>David J. Stoldt General Manager</b>	<b>Program/ Line Item No.:</b>	<b>N/A</b>
<b>Prepared By:</b>	<b>David J. Stoldt</b>	<b>Cost Estimate:</b>	<b>\$100,000</b>

**General Counsel Approval:** N/A**Committee Recommendation:** The Administrative Committee reviewed this item on June 10, 2019 and recommended approval.**CEQA Compliance:** This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.

**SUMMARY:** At its April 15, 2019 meeting the District Board adopted the 2019-20 Legislative Advocacy Plan to establish District legislative and government affairs priorities for FY 2019-20. The first five items in the Plan are in regard to the District's Federal strategy, and includes a continued relationship with The Ferguson Group (TFG.) TFG has shown a deep understanding of the federal budget, legislative process, funding opportunities, and regulatory setting. TFG has helped the District and Monterey One Water (M1W) advance relationships with both Congress and regulatory departments related to water, including but not limited to BLM, NOAA (NMFS), USBR, USDA, and EPA. In FY 2018-19 the Pure Water Monterey project was notified it will receive a \$4.1 million federal grant, a result of the joint efforts of the District and M1W, assisted by TFG.

This contract has a monthly retainer of \$8,000 and an out-of-pocket reimbursement up to \$3,500 annually. This has been rounded to \$100,000 total authorization.

The FY 2019-20 scope of work will include, but is not limited to:

- Identifying legislation or proposed regulatory changes that may impact the District.
- Consult with staff to develop positions on relevant legislation.
- Advocate the District's position on bills and matters of interest.
- Represent the District in meetings with staff, directors, or independently with congressional members and staff, administration officials, regulatory agencies.
- Coordinate federal outreach with District's State governmental outreach
- Identify funding opportunities and notify of timing, requirements, and advocate on behalf of District
- Direct contact with associations including ACWA, WateReuse, etc.
- Prepare materials for briefing – talking points, briefing books, letters, as necessary
- Coordinate with other water district lobbyists and organizations
- Maintain close relationships with Monterey legislative delegation

- Organize timely trips as needed, but at least once a year separate from ACWA trip.
- Provide similar services for the District's project partner(s), as needed and at the direction of the District.
- Periodic reporting of activities

**RECOMMENDATION:** It is recommended that the Board authorize the General Manager to enter into an agreement with TFG for FY 2019-20. A further recommendation is that the Legislative Advocacy Committee review the need for, and scope of, such activities for FY 2020-21.

**DISCUSSION:** In 2016, three consultants provided statements of qualifications that were evaluated with equal weight in 4 criteria: (i) Experience - with municipalities, special districts, agency's & other governmental entities; (ii) Experience - with specific federal agencies; (iii) Experience - with specific water-related issues; and (iv) Personnel assigned. The General Manager and each of the Legislative Advocacy Committee members were asked to perform their own evaluation, to inform the Committee recommendation. Additionally, qualitative factors such as professional appearance of the submittal, overall quality of the submittal, consultant familiarity with the District, outside third-party references, and so on were considered. Finally, the proposing firms' cost proposals were considered. TFG was the recommended firm.

## **EXHIBIT**

### **13-A** Form of Engagement Letter for TFG for FY 2019-20

**The Ferguson Group**  
Advocacy. Consulting. Grants.



June 21, 2018

Mr. David J. Stoldt  
General Manager  
Monterey Peninsula Water Management District  
5 Harris Court, Building G  
Monterey, CA 93940

**RE: Letter of Agreement – July 1, 2018 – June 30, 2019**

Dear Mr. Stoldt:

The Ferguson Group, LLC (TFG) is pleased to submit this letter of agreement to continue to provide Washington representation and consulting services to Monterey Peninsula Water Management District (MPWMD), as outlined in the TFG "Response to RFQ for Federal Legislative and Agency Lobbyist" services dated December 1, 2016, for the twelve-month period of July 1, 2018 through June 30, 2019. As described in the RFQ response, TFG will provide Washington representation services to MPWMD and perform such work as directed by MPWMD on a fixed fee basis, at the rate of \$8,000 per month. Among other things, TFG will continue to assist MPWMD in securing federal financial assistance, raising the visibility of the MPWMD projects, and securing congressional support for the activities of the MPWMD. TFG will also assist MPWMD with scheduling and preparing for advocacy meetings with the MPWMD congressional delegation, key House and Senate Committee offices and administration officials, and, perform such other tasks as directed by MPWMD.

In addition to the monthly fixed fee, MPWMD will be responsible for reimbursable expenses associated with carrying out the requested work, including long distance telephone calls, faxes, document production, overnight delivery, in-Town courier services, meals and out-of-Town travel (both pre-approved by MPWMD), and in-Town travel (taxicabs). Reimbursable expenses for the twelve-month contract period shall not exceed \$3,500, as indicated in the aforementioned RFQ response.

Either party may terminate this agreement at any time by giving the other party at least thirty (30) days prior notice, in writing, of such termination.

We greatly appreciate the opportunity to continue our work with MPWMD and look forward to a very productive year. If the terms of this letter of agreement are acceptable, please sign both originals, and return one to us at your earliest convenience.

Sincerely,

W. Roger Gwinn  
CEO

ACKNOWLEDGED AND AGREED TO BY:

THE FERGUSON GROUP, LLC

MONTEREY PENINSULA WATER  
MANAGEMENT DISTRICT

  
W. Roger Gwinn  
CEO

  
David J. Stoldt  
General Manager

06/21/2018  
Date

6.22.18  
Date



**ITEM: CONSENT CALENDAR****14. CONSIDER APPROVAL OF ADDITIONAL EXPENDITURE TO HDR ENGINEERING, INC. FOR THE LOS PADRES DAM FISH PASSAGE STUDY**

<b>Meeting Date:</b>	<b>June 17, 2019</b>	<b>Budgeted:</b>	<b>Yes</b>
<b>From:</b>	<b>David J. Stoldt, General Manager</b>	<b>Program/</b>	<b>Los Padres Dam Long Term Plan</b>
		<b>Line Item No.:</b>	<b>1-1-2-A</b>
<b>Prepared By:</b>	<b>Larry Hampson</b>	<b>Cost Estimate:</b>	<b>\$10,000</b>

**General Counsel Review:** N/A**Committee Recommendation:** The Administrative Committee reviewed this item on June 10, 2019 and recommended approval.**CEQA Compliance:** Exempt, CEQA Section 15262 (Feasibility and Planning Studies)

**SUMMARY:** On April 18, 2016, the MPWMD Board approved entering into an agreement for services with HDR Engineering, Inc. (HDR) for a Not-to-Exceed amount of \$310,000 to conduct a fish passage study at Los Padres Dam. The cost of the study was reimbursed by Cal-Am as part of the 2015-2017 General Rate Case approved by the California Public Utilities Commission. The original schedule for this project anticipated completion in December 2017. Due to several circumstances occurring outside of the District's and HDR's control during Project implementation, HDR has requested additional schedule, scope, and budget to complete the project successfully. The need for this contract amendment has grown over the past several months due to turnover in the Technical Review Committee (TRC) formed to review the study and requests from the TRC for additional meetings. HDR has also incurred unanticipated project management costs due to the extended length of the project as described in **Exhibit 14-A**.

Approximately \$28,000 remains as a contingency from the April 18, 2016 Board authorization. Staff needs an additional \$10,000 authorized to complete the study. This additional spending is included in the 2019-2020 Budget to be adopted by the Board on June 17, 2019.

**RECOMMENDATION:** Staff is requesting the Board authorize additional spending in the amount of \$10,000 to complete the Los Padres Dam fish passage study.

**DISCUSSION:** HDR has completed about 90% of the work outlined in the original scope of the fish passage study. Because this study has gone on for much longer than anticipated, there has been a 100% turnover of staff assigned to the TRC from the California Department of Fish and Wildlife and the National Marine Fisheries Service (there has been no turnover in staff assigned to this project at Cal-Am and MPWMD). Funds requested by HDR will cover expenses associated with additional meetings with the TRC, additional analysis requested at TRC meetings, and project management costs. A final report is expected to be concluded by December 2019.

**EXHIBIT****14-A Request for Contract Amendment (Cover Letter)**





May 24, 2019

Larry Hampson  
District Engineer  
Monterey Peninsula Water Management District  
Building G, 5 Harris Court  
Monterey, CA 93940

**RE: Request for Contract Amendment  
Los Padres Dam Fish Passage Study**

Dear Mr. Hampson,

The purpose of this letter is to request approval to amend the current contract executed by and between HDR Engineering, Inc. (HDR) and the Monterey Peninsula Water Management District (District) for the Los Padres Dam Fish Passage Study (Project) dated May 18<sup>th</sup>, 2016, amended via letter on December 19, 2017. Due to a number of circumstances occurring outside of the District's and HDR's control during Project implementation, HDR requests additional schedule, scope, and budget to complete the project successfully. The need for this contract amendment has grown over the past several months based upon the following occurrences:

- Attrition of the Technical Review Committee (TRC) members (retiring of Marcin Whitman and Dave Highland, CDFW) and addition of new members (Rick Wantuck (NMFS), David Crowder (NMFS), and Matt Michie (CDFW)), which necessitated additional time and effort by HDR to familiarize the new members with project background, materials and methods completed to date, and the process moving forward.
- Delayed responses and feedback from the TRC which added approximately eight months to the overall project timeline and required additional facilitation by HDR to encourage engagement and obtain feedback from the TRC.
- Preparation for and facilitation of up to two additional, three-hour webinars not currently within the scope of work. Each webinar included coordination of attendees, agenda development, MS PowerPoint presentation development, and preparation of meeting notes.
- Coordination, preparation for, and facilitation of two additional six-hour face-to-face workshops: one near Oakland, CA and another near Santa Cruz, CA area.
- Attendance at an additional site visit to help familiarize the new members of the TRC with the project location.
- Overall internal project administration activities related to the extended project timeline.

### Scope of Services

Our proposed additions to the scope of services are provided with this letter as Attachment A. All proposed changes are highlighted using tracked changes for ease of identification and review.

### Schedule

HDR requests that the project timeline be extended from its current end date to December 31, 2019.

### Budget

The cost associated with the requested amendment is anticipated to be \$37,856. This cost is applied to the existing project tasks as summarized in Table 1. A detailed summary of costs is provided in Attachment B.

**Table 1. Summary of proposed contract amendment and totals.**

Task No.	Task Description	Original Contract	Proposed Change	Proposed Amended Contract
1	Study Prep	\$48,257	\$0	\$48,257
2	Biological Performance Tool Prep	\$26,574	\$0	\$26,574
3	Identify Fish Passage Concepts	\$34,326	\$0	\$34,326
4	Alternative Development and Refinement	\$78,940	\$0	\$78,940
5	Fish Passage Alternatives Refinement and Determination of Feasibility	\$6,265	\$29,202	\$35,467
6	Reporting and Fish Passage Recommendation	\$41,526	\$4,110	\$45,636
7	Project Management and Quality Assurance/Quality Control (QA/QC)	\$46,144	\$4,544	\$50,688
<b>Totals</b>		<b>\$282,032</b>	<b>\$37,856</b>	<b>\$319,888</b>

Thank you for your continued support and understanding throughout this challenging project. Our goal is to help bring all participants along and facilitate a mutual exchange of information which supports a quality deliverable and meaningful outcome that can be used by the District and California American Water as a basis for future progress at Los Padres Dam. Please contact me anytime should you have any suggested edits or need for additional information.

Kind Regards,  
HDR Engineering, Inc.

  
Holly L.L. Kennedy, PE  
Senior Vice President

  
Michael C. Garelo, PE  
Senior Professional Associate

**ITEM:        CONSENT CALENDAR****15.        CONFIRM APPOINTMENT TO ORDINANCE NO. 152 OVERSIGHT PANEL**

<b>Meeting Date:</b>	<b>June 17, 2019</b>	<b>Budgeted:</b>	<b>N/A</b>
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<b>From:</b>	<b>David Stoldt, General Manager</b>	<b>Program/ Line Item No.:</b>	<b>N/A</b>
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<b>Prepared By:</b>	<b>Arlene Tavani</b>	<b>Cost Estimate:</b>	<b>N/A</b>
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**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:** Ordinance No. 152 created the nine member Ordinance 152 Citizen's Oversight Panel as an advisory group to the Board of Directors on expenditures from the Annual Water Supply Charge adopted in June 2012. Each Director selects an appointee to the Panel for a two-year term. Director Potter's new appointee is Birt Johnson.

**RECOMMENDATION:** Ratify the appointment of Birt Johnson to the Ordinance No. 152 Oversight Panel for a two-year term ending June 30, 2021, or the date the appointing director vacates office as a member of the MPWMD Board of Directors, whichever shall occur first.

**EXHIBIT**

None



**ITEM:     CONSENT CALENDAR****16.     CONSIDER   ADOPTION   OF   RESOLUTION   2019-05   CERTIFYING  
COMPLIANCE WITH STATE LAW WITH RESPECT TO THE LEVYING OF  
GENERAL AND SPECIAL TAXES, ASSESSMENTS, AND PROPERTY-  
RELATED FEES AND CHARGES**

<b>Meeting Date:</b>	<b>June 17, 2019</b>	<b>Budgeted:</b>	<b>Yes</b>
<b>From:</b>	<b>David J. Stoldt, General Manager</b>	<b>Program/ Line Item No.:</b>	<b>Revenues</b>
<b>Prepared By:</b>	<b>Suresh Prasad</b>	<b>Cost Estimate:</b>	<b>\$9,000</b>

**General Counsel Approval:** N/A**Committee Recommendation:** The Administrative Committee reviewed this item on June 10, 2019 and recommended approval.**CEQA Compliance:** This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.

**SUMMARY:** At its February 23, 2012 meeting, the Board directed staff to implement a Proposition 218 process for the development of water supply fees and charges, including the hiring of a rate consultant and the development of the necessary ordinances, resolutions, and notices for implementation thereof.

At its April 16, 2012 meeting, the Board reviewed as an informational item two alternative draft resolutions for the collection mechanism of the proposed annual Water Supply Charge. At its June 27, 2012 meeting the Board reviewed and approved Resolution 2012-06 for collection of Water Supply Charge through County Assessor's Office. At this time, the Board is asked to adopt Resolution 2019-05 certifying compliance with State law with respect to the Water Supply Charge to allow the County of Monterey to continue collection of the Water Supply Charge on the property tax bill. This Resolution gets adopted by our Board annually.

The County will charge the District 0.25% of the amount that is collected by the County. The approximate collection fee for this fiscal year will be \$9,000.

**RECOMMENDATION:** The Board should review and adopt Resolution 2019-05 and authorize the County of Monterey for collection of Water Supply Charge on the property tax bill.

**BACKGROUND:** There were two alternatives for the water supply charge collection mechanism: Alternative A was bills sent directly by the District or through a third-party mailing house; Alternative B was the use of the semi-annual County Assessor's bill, similar to what is the current practice for Carmel Area Wastewater District and the water recipients under the Castroville Seawater intrusion Project. At its June 27, 2012 meeting the Board reviewed and approved Resolution 2012-06 for collection of Water Supply Charge on the County Assessor's Office.

**EXHIBIT****16-A** Draft Resolution 2019-05

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**EXHIBIT 16-A****RESOLUTION 2019-05**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
MONTEREY PENINSULA WATER MANAGEMENT DISTRICT  
CERTIFYING COMPLIANCE WITH STATE LAW WITH RESPECT  
TO THE LEVYING OF GENERAL AND SPECIAL TAXES, ASSESSMENTS,  
AND PROPERTY-RELATED FEES AND CHARGES**

**WHEREAS**, Monterey Peninsula Water Management District (“Public Agency”) requests that the Monterey County Auditor-Controller enter those general or special taxes, assessments, or property-related Fees or charges identified in Exhibit “A” on the tax roll for collection and distribution by the Monterey County Treasurer-Tax Collector commencing with the property tax bills for fiscal year 2019-20;

**NOW, THEREFORE, BE IT RESOLVED**, as follows:

1. The Public Agency hereby certifies that it has, without limitation, complied with all legal procedures and requirements necessary for the levying and imposition of the general or special taxes, assessments, or property-related fees or charges identified in Exhibit “A”, regardless of whether those procedures and requirements are set forth in the Constitution of the State of California, in State statutes, or in the applicable decisional law of the State of California.
  
2. The Public Agency further certifies that, except for the sole negligence or misconduct of the County of Monterey, its officers, employees, and agents, with regards to the handling of the Cd or electronic file identified as Exhibit “A”, the Public Agency shall be solely liable and responsible for defending, at its sole expense, cost, and risk, each and every action, suit, or other proceeding brought against the County of Monterey, its officers, employees, and agents for every claim, demand, or challenge to the levying or imposition of the general or special taxes, assessments, or property-related fees or charges identified in Exhibit “A” and that it shall pay or satisfy any judgment rendered against the County of Monterey, its officers, employees, and agents on every such action, suit, or other proceeding, including all claims for refunds and interest thereon, legal fees and court costs, and administrative expenses of the County of Monterey to correct the tax rolls.

On motion of Director \_\_\_\_\_, and second by Director \_\_\_\_\_, the foregoing resolution is duly adopted this 17<sup>th</sup> day of June 2019 by the following votes:

**DRAFT**

AYES:

NAYS:

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 17<sup>th</sup> day of June 2019.

Witness my hand and seal of the Board of Directors this \_\_\_\_ day of June 2019.

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David J. Stoldt,  
Secretary to the Board

EXHIBIT "A"  
TO  
RESOLUTION CERTIFYING COMPLIANCE WITH STATE LAW WITH RESPECT  
TO THE LEVYING OF GENERAL AND SPECIAL TAXES, ASSESSMENTS, AND  
PROPERTY-RELATED FEES AND CHARGES  
FISCAL YEAR 2019-20

GENERAL TAXES:

SPECIAL TAXES:

ASSESSMENTS:

PROPERTY-RELATED FEES AND CHARGES:

The annual Water Supply Charge may only be used to fund District water supply activities, including capital acquisition and operational costs for Aquifer Storage and Recovery and Groundwater Replenishment purposes, as well as studies related to projects necessary to ensure sufficient water is available for present beneficial water use.



**ITEM:        CONSENT CALENDAR**

**17. CONSIDER ADOPTION OF RESOLUTION 2019-07 ESTABLISHING ARTICLE XIII (B) FISCAL YEAR 2019-2020 APPROPRIATIONS LIMIT**

**Meeting Date:** June 17, 2019 **Budgeted:** N/A

<b>From:</b>	<b>David J. Stoldt</b>	<b>Program/</b>	<b>N/A</b>
	<b>General Manager</b>	<b>Line Item No.:</b>	

**Prepared By:** Suresh Prasad **Cost Estimate:** N/A

**General Counsel Review: N/A**

**Committee Recommendation:** The Administrative Committee reviewed this item on June 10, 2019 and recommended approval.

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

**SUMMARY:** Article XIII (B) of the California Constitution requires that an appropriations limit be calculated on an annual basis. Attached as **Exhibit 17-A** is Resolution 2019-07, A Resolution of the Board of Directors of the Monterey Peninsula Water Management District Establishing an Appropriations Limit for Fiscal Year 2019-2020. The resolution establishes an appropriations limit of \$1,802,037 for fiscal year 2019-2020 as calculated on the Property Tax Appropriations Limit worksheet, which is **Attachment 1** to the resolution. The worksheet also shows that District estimates that it will receive \$2,050,000 in property tax revenues during the fiscal year. After subtracting exempt appropriations of \$3,401,900 from the estimated property tax revenues, the appropriations subject to the limit are \$(1,351,900), which is under the appropriations limit calculated under the provisions of Article XIII (B), resulting in estimated excess tax revenue of \$0.00.

**RECOMMENDATION:** Staff recommends adoption of Resolution 2019-07, A Resolution of the Board of Directors of the Monterey Peninsula Water Management District Establishing an Appropriations Limit for Fiscal Year 2019-2020 in the amount of \$1,802,037.

# EXHIBIT

**17-A** Draft Resolution 2019-07



**DRAFT****EXHIBIT 17-A****RESOLUTION 2019-07**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
MONTEREY PENINSULA WATER MANAGEMENT DISTRICT  
ESTABLISHING AN APPROPRIATIONS LIMIT  
FOR FISCAL YEAR 2019-2020**

**WHEREAS**, Article XIII (B) of the California Constitution requires that each local government agency annually establish an appropriations limit; and

**WHEREAS**, the Monterey Peninsula Water Management District desires to establish its appropriations limit for the purpose of setting its budget;

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Directors of the Monterey Peninsula Water Management District hereby determines that the 2019-2020 appropriations limit for the District is \$1,802,037 based on a 2019-2020 multiplier of 1.0488, as shown on Attachment 1.

On motion of Director \_\_\_\_\_, and second by Director \_\_\_\_\_, the foregoing resolution is duly adopted this 17<sup>th</sup> day of June 2019 by the following votes:

AYES:

NAYS:

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 17<sup>th</sup> day of June 2019.

Witness my hand and seal of the Board of Directors this \_\_\_\_ day of June 2019.

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David J. Stoldt,  
Secretary to the Board





**ATTACHMENT 1****PROPERTY TAX APPROPRIATION LIMIT  
2019-2020 BUDGET**

Appropriations Limit for 2018-2019	\$1,718,220	
Multiplier	<u>1.0488</u>	note 1
Appropriations Limit for 2019-2020	\$1,802,037	
Appropriations Subject to Limit:		
Property Tax	\$2,050,000	note 2
Exempt Appropriations	<u>(\$3,401,900)</u>	
Total	<u><u>-\$1,351,900</u></u>	
Appropriations Limit for 2019-2020	<u><u>\$1,802,037</u></u>	
Estimated Excess Tax Revenue	<u><u>\$0</u></u>	

## NOTES:

1. Source: Price and Population Data for Local Jurisdictions  
Department of Finance, May 2019

$$\text{Price } 1.0385 \times \text{Population } 1.0099 = 1.0488$$

Price	1.0385
Population	<u>1.0099</u>
Ratio of change	<u><u>1.0488</u></u>

2. Property tax revenue estimate \$2,050,000



**ITEM:     CONSENT CALENDAR****18.     CONSIDER ADOPTION OF RESOLUTION 2019-08 UPDATE TO RULE 24, TABLE 3, CAPACITY FEE HISTORY**

<b>Meeting Date:</b>	<b>June 17, 2019</b>	<b>Budgeted:</b>	<b>N/A</b>
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<b>From:</b>	<b>David J. Stoldt, General Manager</b>	<b>Program/ Line Item No.:</b>	<b>N/A</b>
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<b>Prepared By:</b>	<b>Gabriela Bravo</b>	<b>Cost Estimate:</b>	<b>N/A</b>
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**General Counsel Review: N/A****Committee Recommendation: The Administrative Committee considered this item on June 10, 2019 and recommended approval.****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:** District Rule 24 requires that the Capacity Fee History Table shall be updated annually by Resolution of the Board to reflect the current year's Capacity Fee. Resolution 2019-08 (**Exhibit 18-A**) updates Rule 24, Table 3: Capacity Fee History, to reflect current's year capacity fee of the District. A marked up version of the proposed table is found as **Exhibit 18-B**.

**RECOMMENDATION:** District staff recommends that the Board adopt Resolution 2019-08, A Resolution of the Board of Directors of the Monterey Peninsula Water Management District Update to Rule 24, Table 3, Capacity Fee History.

**BACKGROUND:** District's Rule 24, allows changes to the Capacity Fee History Table by resolution rather than by ordinance. The Capacity Fee History Table was last updated on June 18, 2018, by adoption by resolution.

**EXHIBITS****18-A**   Resolution No. 2019-08**18-B**   Table 3: Capacity Fee History



**EXHIBIT 18-A****RESOLUTION NO. 2019-08****A RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
MONTEREY PENINSULA WATER MANAGEMENT DISTRICT  
UPDATE RULE 24, TABLE 3: CAPACITY FEE HISTORY**

**WHEREAS**, Capacity Fee charges of the Monterey Peninsula Water Management District (MPWMD) are set forth in the MPWMD Rules and Regulations; and

**WHEREAS**, Rule 24 (C) of the District stipulates that the Capacity Fee History Table shall be updated annually by Resolution of the Board to reflect the current year's Capacity Fee;

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Directors of Monterey Peninsula Water Management District hereby shall update the Capacity Fee Table as set forth in **Attachment 1** to this Resolution; and that these changes shall become effective immediately.

On motion of Director \_\_\_\_\_, and second by Director \_\_\_\_\_, the foregoing resolution is duly adopted this 17<sup>th</sup> day of June, 2019, by the following votes:

AYES:

NAYES:

ABSENT:

I, David J. Stoldt, Secretary of the Board of Directors of the Monterey Peninsula Water Management District, hereby certify that the foregoing is a full, true and correct copy of a resolution duly adopted on the 17<sup>th</sup> day of June, 2019.

Witness my hand and seal of the Board of Directors, this \_\_\_\_ day of June, 2019.

\_\_\_\_\_  
David J. Stoldt, Secretary to the Board

**TABLE 3: CAPACITY FEE HISTORY**

YEAR	CAPACITY FEE
1985	\$10,623.20
1985-86	\$11,133.00
1986-87	\$11,433.59
1987-88	\$11,890.93
1988-89	\$12,295.22
1989-90	\$12,983.75
1990-91	\$13,529.07
1991-92	\$14,056.70
1992-93	\$14,661.00
1993-94	\$15,202.00
1994-95	\$15,325.00
1995-96	\$15,692.00
1996-97	\$15,960.00
1997-98	\$16,551.00
1998-99	\$17,048.00
1999-00	\$17,832.00
2000-01	\$18,492.00
2001-02	\$19,565.00
2002-03	\$19,976.00
2003-04	\$20,415.00
2004-05	\$20,517.00
2005-06	\$20,948.00
2006-07	\$21,618.00
2007-08	\$22,331.00
2008-09	\$22,979.00
2009-10	\$23,163.00
2010-11	\$23,567.00
2011-12	\$24,227.00
2012-13	\$24,735.00
2013-14	\$25,328.00
2014-15	\$26,037.00
2015-16	\$26,661.00
2016-17	\$27,380.00
2017-18	\$28,420.00
2018-19	\$29,329.00
<b>2019-2020</b>	<b>\$30,502.00</b>

**EXHIBIT 18-B****TABLE 3: CAPACITY FEE HISTORY**

YEAR	CAPACITY FEE
1985	\$10,623.20
1985-86	\$11,133.00
1986-87	\$11,433.59
1987-88	\$11,890.93
1988-89	\$12,295.22
1989-90	\$12,983.75
1990-91	\$13,529.07
1991-92	\$14,056.70
1992-93	\$14,661.00
1993-94	\$15,202.00
1994-95	\$15,325.00
1995-96	\$15,692.00
1996-97	\$15,960.00
1997-98	\$16,551.00
1998-99	\$17,048.00
1999-00	\$17,832.00
2000-01	\$18,492.00
2001-02	\$19,565.00
2002-03	\$19,976.00
2003-04	\$20,415.00
2004-05	\$20,517.00
2005-06	\$20,948.00
2006-07	\$21,618.00
2007-08	\$22,331.00
2008-09	\$22,979.00
2009-10	\$23,163.00
2010-11	\$23,567.00
2011-12	\$24,227.00
2012-13	\$24,735.00
2013-14	\$25,328.00
2014-15	\$26,037.00
2015-16	\$26,661.00
2016-17	\$27,380.00
2017-18	\$28,420.00
2018-19	\$29,329.00
<b>2019-2020</b>	<b>\$30,502.00</b>





**ITEM: CONSENT CALENDAR****19. CONSIDER ADOPTION OF RESOLUTION NO. 2019-09 AMENDING TABLE 4 OF RULE 25.5: HIGH EFFICIENCY APPLIANCE**

**Meeting Date:** June 17, 2019                      **Budgeted:** N/A

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

**Prepared By:** Stephanie Kister                      **Cost Estimate:** N/A

**General Counsel Review:** N/A

**Committee Recommendation:** The Water Demand Committee reviewed this item on April 23, 2019 and recommended approval.

**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:** The California Plumbing Code allows for the reuse of treated rainwater and greywater for flushing toilets and clothes washing. The Monterey County Health Department requires a backup water supply from a reliable source to augment the rainwater/Graywater system. The Water Demand Committee approved a reduced Water use Capacity of 75% for toilet flushing in residential projects that flush toilets with rainwater and/or Graywater systems. In granting a credit for a Graywater and rainwater toilet flushing system, the District shall require metering on both the Graywater and the Potable backup to the system, as well as annual reporting. The requirements shall be recorded as a permanent requirement on the property title. Resolution No. 2019-09 (**Exhibit 19-A**) would update Rule 24, Table 4 High Efficiency Appliance Credits to reflect the credit.

**RECOMMENDATION:** Adopt Resolution No. 2019-09 (**Exhibit 19-A**) with the Consent Calendar. The resolution would amend Rule 24, Table 4 High Efficiency Appliance Credits to allow for a reduced Water Use Capacity of 75% for toilet flushing in residential projects that flush toilets with rainwater and/or Graywater systems.

**BACKGROUND:** In 2013 California Plumbing Code allowed for the reuse of treated rainwater and Graywater for flushing toilets and clothes washing. New construction of hotels and apartment complexes are best able to incorporate this technology in the building design to reduce their water demand. The Monterey County Health Department requires a backup water supply from a reliable source to augment the rainwater/Graywater system. This can be done by installing dual plumbing to the water fixtures or by adding an auto fill valve to the storage tank.

The District has received a request to reduce the Estimated Annual Water Use Capacity for installation of a Graywater system to flush toilets in two proposed Multi-Family Dwellings in Monterey. Staff estimates that between 10 and 15 gallons of treated Graywater (depending on the flush volume of the toilet) would be needed to meet the toilet demands of an apartment with an average of 2.3 persons per household. This demand would be easily offset with Graywater

generated from bathing (e.g., one ten minute shower). Design of the system would need to have adequate storage to meet demand for three days to ensure that the Potable water backup would not be used. A similar requirement would apply to a rainwater flushing system, which would require significantly more storage to meet demands during the dry months.

Staff received direction from the Water Demand Committee on April 23, 2019, regarding amendment to Rule 24, Table 4: High Efficiency Appliance Credits for Graywater and rainwater systems for toilet flushing. This table can be amended by Resolution of the Board of Directors. The Committee discussed whether a complete offset of the toilet fixture count should be available, or whether the fixture count should be reduced for these systems. The Water Demand Committee agreed that a credit of 75% of the fixture unit count for toilet flushing should be applied to residential projects that flush toilets with rainwater and/or Graywater systems, and that Rule 24, Table 4 High Efficiency Appliance Credits should also be amended to reflect the credit.

In granting a credit for a Graywater and rainwater toilet flushing system, the District would require metering on both the Graywater and the Potable backup to the system and annual reporting. The requirements shall be recorded as a permanent requirement on the property title. In addition, the Monterey County Health Department would also permit the system.

## **EXHIBITS**

**19-A** Draft Resolution No. 2019-09

**19-B** Attachment 1: Table 4

**EXHIBIT 19-A****RESOLUTION NO. 2019-09**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
MONTEREY PENINSULA WATER MANAGEMENT DISTRICT  
AMENDING TABLE 4 OF RULE 25.5:  
HIGH EFFICIENCY APPLIANCE CREDITS**

**WHEREAS** District Rule 25.5-F-4-b *Water Use Credits and On-Site Water Credits* allows changes to Table 4: High Efficiency Appliances Credits; and

**WHEREAS** the 2013 California Plumbing Code allows for the reuse of treated rainwater/Graywater for flushing toilets and clothes washing; and

**WHEREAS** the Monterey County Health Department requires a backup water supply from a reliable source to augment the rainwater/Graywater system. This can be done by installing dual plumbing to the water fixtures or by adding an auto fill valve to the storage tank; and

**WHEREAS** to qualify for a reduced toilet Water Use Capacity the rainwater/Graywater system capacity shall meet 100 percent of projected annual demand with adequate storage to meet demand for an additional three days to ensure that the Potable water backup would not be used; and

**WHEREAS** the rainwater/Graywater toilet flushing system shall reduce the toilet fixture unit valve by seventy-five percent (75%); and

**WHEREAS** the District shall require metering on both the rainwater/Graywater and the Potable backup to the system, as well as and annual reporting; and

**WHEREAS** the District will require a *Notice and Deed Restriction Regarding Limitation on Use of Water on a Property* as a permanent requirement on the property title;

**NOW, THEREFORE**, the Board of Directors of the Monterey Peninsula Water Management District resolves that District Rule 25.5-F-4-b, *Water Use Credits and On-Site Water Credits*, Table 4: High Efficiency Appliance Credits shall be amended to include credit for the installation of a rainwater/Graywater toilet flushing system as shown on Attachment 1.

On motion of Director \_\_\_\_\_, and second by Director \_\_\_\_\_, the foregoing resolution is duly adopted this 17th day of June 2019, by the following vote:

AYES:

NAYS:

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 17th day of June 2019.

Witness my hand and seal of the Board of Directors this \_\_\_\_ day of June, 2019.

\_\_\_\_\_  
David J. Stoldt, Secretary to the Board of Directors

**EXHIBIT 19-B****TABLE 4: HIGH EFFICIENCY APPLIANCE CREDITS**

Appliance	Description	Water Use Credit in Fixture Units (FU)
High Efficiency Toilets	A toilet designed to have an average maximum flush of 1.3 gallons.	0.5 FU
Ultra High Efficiency Toilet	A toilet designed and manufactured to flush with a maximum of 0.8 gallon of water and that is labeled by the U.S. Environmental Protection Agency's WaterSense program.	1 FU
Instant-Access Hot Water System	A recirculating hot water system or other device(s) that results in hot water contact at every point of access throughout the Dwelling Unit within ten (10) seconds. Instant-Access Hot Water Systems shall be installed in each auxiliary building plumbed with hot water on a Single Family Residential Site. There shall be no Water Use Credit for installation of Instant-Access Hot Water Systems for New Structures.	0.5 FU
High Efficiency Dishwasher	A dishwasher designed to use a maximum of 5.8 gallons per cycle. A High Efficiency Dishwasher shall have Energy Star certification.	0.5 FU
High Efficiency Clothes Washer	A Clothes Washer with a Water Factor of 5.0 or less.	1 FU
<i>Rainwater/Graywater Toilet Flushing System</i>	<i>A rainwater or Graywater recycling storage system used to flush toilet(s). System capacity shall meet 100% projected annual demand, plus three days.</i>	<i>75% of FU</i>

*Table 4 amended by Resolution 2008-03 (2/28/2008); Resolution 2009-10 (7/20/2009); Ordinance No. 140 (11/16/2009); Resolution 2009-14 (12/14/2009); Ordinance No. 151 (11/19/2012); Ordinance No. 156 (11/18/2013)*



**ITEM: CONSENT CALENDAR****20. CONSIDER ADOPTION OF TREASURER'S REPORT FOR APRIL 2019****Meeting Date: June 17, 2019****Budgeted: N/A****From: David J. Stoldt,  
General Manager****Program/ N/A  
Line Item No.:****Prepared By: Suresh Prasad****Cost Estimate: N/A****General Counsel Review: N/A****Committee Recommendation: The Administrative Committee considered this item on June 10, 2019 and recommended approval.****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:** Exhibit 20-A comprises the Treasurer's Report for April 2019. Exhibit 20-B and Exhibit 20-C are listings of check disbursements for the period April 1-30, 2019. Check Nos. 34593 through 34755, the direct deposits of employee's paychecks, payroll tax deposits, and bank charges resulted in total disbursements for the period in the amount of \$1,052,272.40. That amount included \$12,918.99 for conservation rebates. Exhibit 20-D reflects the unaudited version of the financial statements for the month ending April 30, 2019.

**RECOMMENDATION:** District staff recommends adoption of the April 2019 Treasurer's Report and financial statements, and ratification of the disbursements made during the month.

**EXHIBITS****20-A** Treasurer's Report**20-B** Listing of Cash Disbursements-Regular**20-C** Listing of Cash Disbursements-Payroll**20-D** Financial Statements





**MONTEREY PENINSULA WATER MANAGEMENT DISTRICT  
TREASURER'S REPORT FOR APRIL 2019**

<u>Description</u>							PB
	<u>Checking</u>	<u>MPWMD Money Market</u>	<u>L.A.I.F.</u>	<u>Wells Fargo Investments</u>	<u>Multi-Bank Securities</u>	<u>MPWMD Total</u>	<u>Reclamation Money Market</u>
Beginning Balance	\$96,451.98	\$854,643.76	\$8,624,025.71	\$1,761,015.90	\$2,259,917.13	\$13,596,054.48	\$583,954.96
Fee Deposits		429,015.47				429,015.47	573,214.66
MoCo Tax & WS Chg Installment Pymt		2,293,993.11				2,293,993.11	
Interest Received		28.73	45,948.02	1,091.70	3,714.10	50,782.55	6.76
Transfer - Money Market/LAIF						0.00	
Transfer - Money Market/Checking	800,000.00	(800,000.00)				0.00	
Transfer - Money Market/Multi-Bank						0.00	
Transfer - Money Market/Wells Fargo						0.00	
Transfer to CAWD						0.00	(530,000.00)
Voided Cks						0.00	
Bank Corrections/Reversals/Errors	75.00					75.00	
Bank Charges/Other	(448.17)					(448.17)	(30.00)
Returned Deposits	-					0.00	
Payroll Tax/Benefit Deposits	(99,402.82)					(99,402.82)	
Payroll Checks/Direct Deposits	(136,500.57)					(136,500.57)	
General Checks	(815,771.18)					(815,771.18)	
Bank Draft Payments	(224.66)					(224.66)	
<b>Ending Balance</b>	<b>(\$155,820.42)</b>	<b>\$2,777,681.07</b>	<b>\$8,669,973.73</b>	<b>\$1,762,107.60</b>	<b>\$2,263,631.23</b>	<b>\$15,317,573.21</b>	<b>\$627,146.38</b>



## Check Report

By Check Number

Date Range: 04/01/2019 - 04/30/2019



## Monterey Peninsula Water Management Dist

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
Bank Code: APBNK	-Bank of America Checking					
Payment Type: Regular						
00249	A.G. Davi, LTD	04/05/2019	Regular	0.00	395.00	34593
00253	AT&T	04/05/2019	Regular	0.00	4,022.17	34594
00253	AT&T	04/05/2019	Regular	0.00	233.37	34595
00236	AT&T Long Distance	04/05/2019	Regular	0.00	783.15	34596
04042	Cabelas Government Outfitters	04/05/2019	Regular	0.00	294.34	34597
00252	Cal-Am Water	04/05/2019	Regular	0.00	118.78	34598
01001	CDW Government	04/05/2019	Regular	0.00	205.80	34599
00028	Colantuono, Highsmith, & Whatley, PC	04/05/2019	Regular	0.00	11,232.50	34600
00225	Escalon Services c/o Palace Business Solutions	04/05/2019	Regular	0.00	506.49	34601
00083	Hayashi & Wayland Accountancy Corp.	04/05/2019	Regular	0.00	5,000.00	34602
00986	Henrietta Stern	04/05/2019	Regular	0.00	1,218.97	34603
00277	Home Depot Credit Services	04/05/2019	Regular	0.00	228.06	34604
17969	Jordan C. Besson	04/05/2019	Regular	0.00	162.40	34605
05371	June Silva	04/05/2019	Regular	0.00	463.30	34606
00280	Kevan Urquhart	04/05/2019	Regular	0.00	194.39	34607
00259	Marina Coast Water District	04/05/2019	Regular	0.00	107.22	34608
00259	Marina Coast Water District	04/05/2019	Regular	0.00	173.52	34609
00118	Monterey Bay Carpet & Janitorial Svc	04/05/2019	Regular	0.00	1,000.00	34610
08700	Monterey Regional Waste Management District	04/05/2019	Regular	0.00	20.00	34611
13396	Navia Benefit Solutions, Inc.	04/05/2019	Regular	0.00	70.00	34612
00257	Pacific Grove Chamber of Commerce	04/05/2019	Regular	0.00	590.00	34613
00154	Peninsula Messenger Service	04/05/2019	Regular	0.00	396.00	34614
00755	Peninsula Welding Supply, Inc.	04/05/2019	Regular	0.00	64.95	34615
00282	PG&E	04/05/2019	Regular	0.00	1,821.36	34616
00282	PG&E	04/05/2019	Regular	0.00	296.20	34617
00262	Pure H2O	04/05/2019	Regular	0.00	65.24	34618
01020	Sara Reyes - Petty Cash Custodian	04/05/2019	Regular	0.00	241.00	34619
00990	Smith-Root, Inc.	04/05/2019	Regular	0.00	198.06	34620
03979	Special Districts Association of Monterey County	04/05/2019	Regular	0.00	62.00	34621
18129	Sunset Cultural Center	04/05/2019	Regular	0.00	750.00	34622
00207	Universal Staffing Inc.	04/05/2019	Regular	0.00	1,727.16	34623
00271	UPEC, Local 792	04/05/2019	Regular	0.00	1,140.00	34624
04348	Water Education Foundation	04/05/2019	Regular	0.00	750.00	34625
13080	West Marine Products	04/05/2019	Regular	0.00	500.21	34626
18163	Wex Bank	04/05/2019	Regular	0.00	120.62	34627
06009	yourservicesolution.com	04/05/2019	Regular	0.00	352.00	34628
04732	AM Conservation Group, Inc.	04/12/2019	Regular	0.00	12,088.18	34635
00252	Cal-Am Water	04/12/2019	Regular	0.00	214.08	34636
00243	CalPers Long Term Care Program	04/12/2019	Regular	0.00	50.06	34637
12601	Carmel Valley Ace Hardware	04/12/2019	Regular	0.00	19.03	34638
01001	CDW Government	04/12/2019	Regular	0.00	2,520.00	34639
00224	City of Monterey	04/12/2019	Regular	0.00	1,298.85	34640
00281	CoreLogic Information Solutions, Inc.	04/12/2019	Regular	0.00	1,039.94	34641
11822	CSC	04/12/2019	Regular	0.00	4,000.00	34642
00046	De Lay & Laredo	04/12/2019	Regular	0.00	31,140.47	34643
07626	Ecology Action of Santa Cruz	04/12/2019	Regular	0.00	16,222.54	34644
00225	Escalon Services c/o Palace Business Solutions	04/12/2019	Regular	0.00	6.71	34645
00235	Green Rubber- Kennedy AG	04/12/2019	Regular	0.00	182.50	34646
00277	Home Depot Credit Services	04/12/2019	Regular	0.00	16.23	34647
00266	I.R.S.	04/12/2019	Regular	0.00	16,691.64	34648
00768	ICMA	04/12/2019	Regular	0.00	5,525.09	34649
00094	John Arriaga	04/12/2019	Regular	0.00	2,500.00	34650
13431	Lynx Technologies, Inc	04/12/2019	Regular	0.00	1,275.00	34651

**EXHIBIT 20-B**

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**Check Report****Date Range: 04/01/2019 - 04/30/2019**

<b>Vendor Number</b>	<b>Vendor Name</b>	<b>Payment Date</b>	<b>Payment Type</b>	<b>Discount Amount</b>	<b>Payment Amount</b>	<b>Number</b>
09129	Monterey County Hospitality Association (MCHA)	04/12/2019	Regular	0.00	25.00	34652
00274	Monterey One Water	04/12/2019	Regular	0.00	157.81	34653
08700	Monterey Regional Waste Management District	04/12/2019	Regular	0.00	15.00	34654
13396	Navia Benefit Solutions, Inc.	04/12/2019	Regular	0.00	881.26	34655
00755	Peninsula Welding Supply, Inc.	04/12/2019	Regular	0.00	131.69	34656
13430	Premiere Global Services	04/12/2019	Regular	0.00	28.77	34657
13394	Regional Government Services	04/12/2019	Regular	0.00	3,894.10	34658
00987	SDRMA - Prop & Liability Pkg	04/12/2019	Regular	0.00	95.00	34659
04719	Telit Io T Platforms, LLC	04/12/2019	Regular	0.00	178.90	34660
00269	U.S. Bank	04/12/2019	Regular	0.00	2,058.87	34661
00207	Universal Staffing Inc.	04/12/2019	Regular	0.00	1,789.29	34662
13080	West Marine Products	04/12/2019	Regular	0.00	165.44	34663
18163	Wex Bank	04/12/2019	Regular	0.00	1,051.83	34664
00754	Zone24x7	04/12/2019	Regular	0.00	10,088.00	34665
15399	Accela Inc.	04/19/2019	Regular	0.00	13,285.85	34703
00763	ACWA-JPIA	04/19/2019	Regular	0.00	401.90	34704
04732	AM Conservation Group, Inc.	04/19/2019	Regular	0.00	2,063.28	34705
00760	Andy Bell	04/19/2019	Regular	0.00	684.00	34706
00036	Bill Parham	04/19/2019	Regular	0.00	650.00	34707
04721	Carlons Fire Extinguisher Svc., Inc.	04/19/2019	Regular	0.00	466.32	34708
00028	Colantuono, Highsmith, & Whatley, PC	04/19/2019	Regular	0.00	9,912.23	34709
06268	Comcast	04/19/2019	Regular	0.00	286.34	34710
00046	De Lay & Laredo	04/19/2019	Regular	0.00	25,946.11	34711
00192	Extra Space Storage	04/19/2019	Regular	0.00	869.00	34712
03857	Joe Oliver	04/19/2019	Regular	0.00	1,218.97	34713
06999	KBA Docusys	04/19/2019	Regular	0.00	1,303.08	34714
16823	Mercer-Fraser Company	04/19/2019	Regular	0.00	197,857.33	34715
07417	Monterey County Elections Department	04/19/2019	Regular	0.00	221,003.63	34716
00127	Monterey Peninsula Engineering	04/19/2019	Regular	0.00	96,543.75	34717
00282	PG&E	04/19/2019	Regular	0.00	28.46	34718
00176	Sentry Alarm Systems	04/19/2019	Regular	0.00	309.25	34719
09351	Tetra Tech, Inc.	04/19/2019	Regular	0.00	3,071.63	34720
00207	Universal Staffing Inc.	04/19/2019	Regular	0.00	1,720.95	34721
08105	Yolanda Munoz	04/19/2019	Regular	0.00	540.00	34722
15399	Accela Inc.	04/26/2019	Regular	0.00	9,068.10	34724
03966	ACWA (Memberships/Conferences/Publications)	04/26/2019	Regular	0.00	2,500.00	34725
01188	Alhambra	04/26/2019	Regular	0.00	150.53	34726
14567	Applicant Information	04/26/2019	Regular	0.00	233.00	34727
00253	AT&T	04/26/2019	Regular	0.00	238.68	34728
00253	AT&T	04/26/2019	Regular	0.00	770.06	34729
04045	California Society of Municipal Finance Officers	04/26/2019	Regular	0.00	110.00	34730
00243	CalPers Long Term Care Program	04/26/2019	Regular	0.00	50.06	34731
01001	CDW Government	04/26/2019	Regular	0.00	75.61	34732
00024	Central Coast Exterminator	04/26/2019	Regular	0.00	104.00	34733
00237	Chevron	04/26/2019	Regular	0.00	179.51	34734
04041	Cynthia Schmidlin	04/26/2019	Regular	0.00	691.33	34735
01352	Dave Stoldt	04/26/2019	Regular	0.00	1,082.37	34736
18226	Gary Hoffmann	04/26/2019	Regular	0.00	1,244.95	34737
00277	Home Depot Credit Services	04/26/2019	Regular	0.00	1,478.73	34738
00768	ICMA	04/26/2019	Regular	0.00	5,525.09	34739
17969	Jordan C. Besson	04/26/2019	Regular	0.00	324.80	34740
00280	Kevan Urquhart	04/26/2019	Regular	0.00	312.79	34741
00242	MBAS	04/26/2019	Regular	0.00	1,910.00	34742
04728	Monterey County Business Council	04/26/2019	Regular	0.00	500.00	34743
00127	Monterey Peninsula Engineering	04/26/2019	Regular	0.00	12,896.25	34744
13396	Navia Benefit Solutions, Inc.	04/26/2019	Regular	0.00	881.26	34745
00282	PG&E	04/26/2019	Regular	0.00	21.27	34746
00752	Professional Liability Insurance Service	04/26/2019	Regular	0.00	33.37	34747
00251	Rick Dickhaut	04/26/2019	Regular	0.00	531.50	34748
17968	Rutan & Tucker, LLP	04/26/2019	Regular	0.00	26,277.70	34749
04709	Sherron Forsgren	04/26/2019	Regular	0.00	736.35	34750

**EXHIBIT 20-B**

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**Check Report****Date Range: 04/01/2019 - 04/30/2019**

<b>Vendor Number</b>	<b>Vendor Name</b>	<b>Payment Date</b>	<b>Payment Type</b>	<b>Discount Amount</b>	<b>Payment Amount</b>	<b>Number</b>
02838	Solinst Canada Ltd	04/26/2019	Regular	0.00	365.84	34751
00258	TBC Communications & Media	04/26/2019	Regular	0.00	3,325.00	34752
18186	Timothy Paulson	04/26/2019	Regular	0.00	160.08	34753
00207	Universal Staffing Inc.	04/26/2019	Regular	0.00	1,845.20	34754
18163	Wex Bank	04/26/2019	Regular	0.00	211.14	34755
<b>Total Regular:</b>					<b>802,852.19</b>	

**EXHIBIT 20-B**

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**Check Report****Date Range: 04/01/2019 - 04/30/2019**

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
<b>Payment Type: Bank Draft</b>						
00266	I.R.S.	04/05/2019	Bank Draft	0.00	43.33	DFT0001366
00266	I.R.S.	04/05/2019	Bank Draft	0.00	82.22	DFT0001367
00267	Employment Development Dept.	04/05/2019	Bank Draft	0.00	5.56	DFT0001368
00266	I.R.S.	04/05/2019	Bank Draft	0.00	351.54	DFT0001369
00237	Chevron	04/02/2019	Bank Draft	0.00	224.66	DFT0001371
00266	I.R.S.	04/12/2019	Bank Draft	0.00	11,657.68	DFT0001373
00266	I.R.S.	04/12/2019	Bank Draft	0.00	2,746.20	DFT0001374
00267	Employment Development Dept.	04/12/2019	Bank Draft	0.00	4,490.16	DFT0001375
00266	I.R.S.	04/12/2019	Bank Draft	0.00	356.94	DFT0001376
00256	PERS Retirement	04/12/2019	Bank Draft	0.00	15,674.82	DFT0001378
00769	Laborers Trust Fund of Northern CA	04/13/2019	Bank Draft	0.00	29,040.00	DFT0001379
00266	I.R.S.	04/26/2019	Bank Draft	0.00	11,710.62	DFT0001381
00266	I.R.S.	04/26/2019	Bank Draft	0.00	2,736.58	DFT0001382
00267	Employment Development Dept.	04/26/2019	Bank Draft	0.00	4,512.65	DFT0001383
00266	I.R.S.	04/26/2019	Bank Draft	0.00	300.08	DFT0001384
00256	PERS Retirement	04/26/2019	Bank Draft	0.00	15,694.44	DFT0001394
<b>Total Bank Draft:</b>					<b>99,627.48</b>	

Payment Type	Bank Code APBNK	Summary		
	Payable Count	Payment Count	Discount	Payment
Regular Checks	158	119	0.00	802,852.19
Manual Checks	0	0	0.00	0.00
Voided Checks	0	0	0.00	0.00
Bank Drafts	24	16	0.00	99,627.48
EFT's	0	0	0.00	0.00
	<b>182</b>	<b>135</b>	<b>0.00</b>	<b>902,479.67</b>

**EXHIBIT 20-B**

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## Check Report

Date Range: 04/01/2019 - 04/30/2019

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
Bank Code: REBATES-02-Rebates: Use Only For Rebates						
Payment Type: Regular						
18203	ALEX SEDILLOS	04/19/2019	Regular	0.00	75.00	34666
18222	BRAD GLEASON	04/19/2019	Regular	0.00	500.00	34667
18191	CLARENCE E ARMSTRONG	04/19/2019	Regular	0.00	390.00	34668
18187	Custom House Realty & Property Mgt.	04/19/2019	Regular	0.00	75.00	34669
18192	Daniel Hartung	04/19/2019	Regular	0.00	500.00	34670
18213	FREDERIC WEETH	04/19/2019	Regular	0.00	500.00	34671
18190	GISELE FREEDMAN	04/19/2019	Regular	0.00	125.00	34672
18193	GLENN CORDINGLEY	04/19/2019	Regular	0.00	500.00	34673
18201	JAMES BENNETT	04/19/2019	Regular	0.00	75.00	34674
18220	JAMES KREHBIEL	04/19/2019	Regular	0.00	125.00	34675
18221	JANE ASHER	04/19/2019	Regular	0.00	500.00	34676
18219	JEFFREY PADUAN	04/19/2019	Regular	0.00	775.00	34677
18209	JOE CAPPUCCIO	04/19/2019	Regular	0.00	225.00	34678
18188	Julie Carson	04/19/2019	Regular	0.00	125.00	34679
18208	JUSTIN MIN	04/19/2019	Regular	0.00	125.00	34680
18194	Kelly Sheehan	04/19/2019	Regular	0.00	500.00	34681
18204	Laura Wells	04/19/2019	Regular	0.00	125.00	34682
18211	LAURA OTERO	04/19/2019	Regular	0.00	500.00	34683
18189	LAWRENCE FOY	04/19/2019	Regular	0.00	150.00	34684
18195	LESTER TOCKERMAN	04/19/2019	Regular	0.00	500.00	34685
18206	LYLE YOUNG	04/19/2019	Regular	0.00	125.00	34686
18200	MANUEL J REAL	04/19/2019	Regular	0.00	342.00	34687
18217	MARC TAKAHASHI	04/19/2019	Regular	0.00	500.00	34688
18215	MARY JENSEN	04/19/2019	Regular	0.00	500.00	34689
18196	Mary Dainton	04/19/2019	Regular	0.00	500.00	34690
18212	MAURINE WHEELER	04/19/2019	Regular	0.00	500.00	34691
18197	MICHAEL CAPRA	04/19/2019	Regular	0.00	436.99	34692
18202	MYONG OGAWA	04/19/2019	Regular	0.00	125.00	34693
18205	PATRICIA SAULSBURY	04/19/2019	Regular	0.00	125.00	34694
18216	PETER SILZER	04/19/2019	Regular	0.00	500.00	34695
18223	RONALD MEEKER	04/19/2019	Regular	0.00	625.00	34696
18198	Roy Anderson	04/19/2019	Regular	0.00	500.00	34697
18199	SARAH HALLER	04/19/2019	Regular	0.00	500.00	34698
18214	SHARON ENEA	04/19/2019	Regular	0.00	500.00	34699
18218	THOMAS F LEE	04/19/2019	Regular	0.00	500.00	34700
18207	TUCKER RAMSAY	04/19/2019	Regular	0.00	125.00	34701
18210	WILLIAM FARREL & SUSAN HILINSKI	04/19/2019	Regular	0.00	125.00	34702
Total Regular:					12,918.99	

## Bank Code REBATES-02 Summary

Payment Type	Payable Count	Payment Count	Discount	Payment
Regular Checks	37	37	0.00	12,918.99
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
	<b>37</b>	<b>37</b>	<b>0.00</b>	<b>12,918.99</b>

**All Bank Codes Check Summary**

<b>Payment Type</b>	<b>Payable Count</b>	<b>Payment Count</b>	<b>Discount</b>	<b>Payment</b>
Regular Checks	195	156	0.00	815,771.18
Manual Checks	0	0	0.00	0.00
Voided Checks	0	0	0.00	0.00
Bank Drafts	24	16	0.00	99,627.48
EFT's	0	0	0.00	0.00
	<b>219</b>	<b>172</b>	<b>0.00</b>	<b>915,398.66</b>

**Fund Summary**

<b>Fund</b>	<b>Name</b>	<b>Period</b>	<b>Amount</b>
99	POOL CASH FUND	4/2019	915,398.66
			<b>915,398.66</b>





## Payroll Bank Transaction Report

By Payment Number

Date: 4/1/2019 - 4/30/2019

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
4327	04/05/2019	Regular	7015	Adams, Mary L	0.00	236.96	236.96
4328	04/05/2019	Regular	7014	Evans, Molly F	0.00	595.68	595.68
4329	04/05/2019	Regular	7017	Hoffmann, Gary D	0.00	498.69	498.69
4330	04/05/2019	Regular	7018	Riley, George T	0.00	374.02	374.02
4331	04/12/2019	Regular	1024	Stoldt, David J	0.00	5,720.87	5,720.87
4332	04/12/2019	Regular	1025	Tavani, Arlene M	0.00	2,089.94	2,089.94
4333	04/12/2019	Regular	1044	Bennett, Corryn D	0.00	2,138.36	2,138.36
4334	04/12/2019	Regular	1006	Dudley, Mark A	0.00	2,646.64	2,646.64
4335	04/12/2019	Regular	1018	Prasad, Suresh	0.00	4,259.54	4,259.54
4336	04/12/2019	Regular	1019	Reyes, Sara C	0.00	1,768.84	1,768.84
4337	04/12/2019	Regular	1045	Atkins, Daniel N	0.00	1,795.96	1,795.96
4338	04/12/2019	Regular	1005	Christensen, Thomas T	0.00	3,189.30	3,189.30
4339	04/12/2019	Regular	1042	Hamilton, Maureen C.	0.00	3,151.16	3,151.16
4340	04/12/2019	Regular	1008	Hampson, Larry M	0.00	3,079.95	3,079.95
4341	04/12/2019	Regular	1009	James, Gregory W	0.00	3,300.33	3,300.33
4342	04/12/2019	Regular	1011	Lear, Jonathan P	0.00	3,719.39	3,719.39
4343	04/12/2019	Regular	1012	Lindberg, Thomas L	0.00	2,514.67	2,514.67
4344	04/12/2019	Regular	1048	Lumas, Eric M	0.00	1,651.38	1,651.38
4345	04/12/2019	Regular	6035	Besson, Jordan C.	0.00	1,080.11	1,080.11
4346	04/12/2019	Regular	1004	Chaney, Beverly M	0.00	2,532.05	2,532.05
4347	04/12/2019	Regular	1007	Hamilton, Cory R	0.00	2,229.06	2,229.06
4348	04/12/2019	Regular	6048	Paulson, Timothy	0.00	498.30	498.30
4349	04/12/2019	Regular	1043	Suwada, Joseph	0.00	1,958.68	1,958.68
4350	04/12/2019	Regular	1026	Urquhart, Kevan A	0.00	2,211.94	2,211.94
4351	04/12/2019	Regular	1001	Ayala, Gabriela D	0.00	2,437.89	2,437.89
4352	04/12/2019	Regular	1010	Kister, Stephanie L	0.00	2,685.27	2,685.27
4353	04/12/2019	Regular	1017	Locke, Stephanie L	0.00	3,459.33	3,459.33
4354	04/12/2019	Regular	1040	Smith, Kyle	0.00	2,080.96	2,080.96
4355	04/12/2019	Regular	1047	Timmer, Christopher	0.00	1,995.20	1,995.20
4356	04/26/2019	Regular	1024	Stoldt, David J	0.00	5,720.87	5,720.87
4357	04/26/2019	Regular	1025	Tavani, Arlene M	0.00	2,089.95	2,089.95
4358	04/26/2019	Regular	1044	Bennett, Corryn D	0.00	2,138.36	2,138.36
4359	04/26/2019	Regular	1006	Dudley, Mark A	0.00	2,646.65	2,646.65
4360	04/26/2019	Regular	1018	Prasad, Suresh	0.00	4,259.54	4,259.54
4361	04/26/2019	Regular	1019	Reyes, Sara C	0.00	1,768.82	1,768.82
4362	04/26/2019	Regular	1045	Atkins, Daniel N	0.00	1,795.95	1,795.95
4363	04/26/2019	Regular	1005	Christensen, Thomas T	0.00	3,189.30	3,189.30
4364	04/26/2019	Regular	1042	Hamilton, Maureen C.	0.00	3,151.18	3,151.18
4365	04/26/2019	Regular	1008	Hampson, Larry M	0.00	3,079.95	3,079.95
4366	04/26/2019	Regular	1009	James, Gregory W	0.00	3,300.33	3,300.33
4367	04/26/2019	Regular	1011	Lear, Jonathan P	0.00	3,719.39	3,719.39
4368	04/26/2019	Regular	1012	Lindberg, Thomas L	0.00	2,514.68	2,514.68
4369	04/26/2019	Regular	1048	Lumas, Eric M	0.00	1,764.11	1,764.11
4370	04/26/2019	Regular	6035	Besson, Jordan C.	0.00	1,080.11	1,080.11
4371	04/26/2019	Regular	1004	Chaney, Beverly M	0.00	2,532.05	2,532.05
4372	04/26/2019	Regular	1007	Hamilton, Cory R	0.00	2,229.06	2,229.06
4373	04/26/2019	Regular	6048	Paulson, Timothy	0.00	937.98	937.98
4374	04/26/2019	Regular	1043	Suwada, Joseph	0.00	1,833.90	1,833.90
4375	04/26/2019	Regular	1026	Urquhart, Kevan A	0.00	2,211.95	2,211.95
4376	04/26/2019	Regular	1001	Ayala, Gabriela D	0.00	2,437.89	2,437.89
4377	04/26/2019	Regular	1010	Kister, Stephanie L	0.00	2,685.27	2,685.27
4378	04/26/2019	Regular	1017	Locke, Stephanie L	0.00	3,459.33	3,459.33
4379	04/26/2019	Regular	1040	Smith, Kyle	0.00	2,173.89	2,173.89
4380	04/26/2019	Regular	1047	Timmer, Christopher	0.00	1,995.20	1,995.20
34629	04/05/2019	Regular	7007	Byrne, Jeannie	374.02	0.00	374.02
34630	04/05/2019	Regular	7009	Edwards, Alvin	365.19	0.00	365.19
34631	04/05/2019	Regular	7004	Potter, David L	124.67	0.00	124.67

<b>EXHIBIT 20-C</b>							
<b>Payment Number</b>	<b>Payment Date</b>	<b>Payment Type</b>	<b>Employee Number</b>	<b>Employee Name</b>	<b>Check Amount</b>	<b>Direct Deposit Amount</b>	<b>98 Total Payment</b>
34632	04/12/2019	Regular	6046	Stern, Henrietta	386.48	0.00	386.48
34633	04/12/2019	Regular	6047	Rodriguez, Isaac	515.98	0.00	515.98
34634	04/12/2019	Regular	1046	Whitmore, Cortina	1,309.02	750.00	2,059.02
34723	04/26/2019	Regular	1046	Whitmore, Cortina	1,309.03	750.00	2,059.03
<b>Total:</b>					<b>4,384.39</b>	<b>132,116.18</b>	<b>136,500.57</b>



Monterey Peninsula Water Management Dist

# Statement of Revenue Over Expense - No Decimals

## Group Summary

For Fiscal: 2018-2019 Period Ending: 04/30/2019

Level...	April Activity	April Budget	Variance Favorable (Unfavorable)	Percent Used	YTD Activity	Total Budget	Variance Favorable (Unfavorable)	Percent Used
<b>Revenue</b>								
R100 - Water Supply Charge	1,406,903	283,333	1,123,570	496.55 %	3,337,566	3,400,000	-62,434	98.16 %
R120 - Property Taxes Revenues	907,037	162,481	744,556	558.24 %	1,969,406	1,950,000	19,406	101.00 %
R130 - User Fees	301,380	374,967	-73,587	80.38 %	3,418,507	4,500,000	-1,081,493	75.97 %
R140 - Connection Charges	38,231	37,500	731	101.95 %	535,007	450,000	85,007	118.89 %
R150 - Permit Processing Fee	23,392	14,578	8,815	160.47 %	212,051	175,000	37,051	121.17 %
R160 - Well Registration Fee	50	0	50	0.00 %	1,375	0	1,375	0.00 %
R190 - WDS Permits Rule 21	0	4,667	-4,667	0.00 %	14,500	56,000	-41,500	25.89 %
R200 - Recording Fees	1,081	1,665	-584	64.91 %	4,092	20,000	-15,908	20.46 %
R210 - Legal Fees	750	1,333	-583	56.27 %	3,600	16,000	-12,400	22.50 %
R220 - Copy Fee	0	0	0	0.00 %	203	0	203	0.00 %
R230 - Miscellaneous - Other	0	1,250	-1,250	0.00 %	1,444	15,000	-13,556	9.63 %
R240 - Insurance Refunds	0	0	0	0.00 %	19	0	19	0.00 %
R250 - Interest Income	50,783	14,999	35,783	338.57 %	201,366	180,000	21,366	111.87 %
R260 - CAW - ASR	0	40,950	-40,950	0.00 %	-34,411	491,600	-526,011	-7.00 %
R270 - CAW - Rebates	20,613	80,801	-60,189	25.51 %	510,202	970,000	-459,798	52.60 %
R290 - CAW - Miscellaneous	0	3,749	-3,749	0.00 %	0	45,000	-45,000	0.00 %
R300 - Watermaster	0	4,548	-4,548	0.00 %	15,170	54,600	-39,430	27.78 %
R308 - Reclamation Project	0	1,666	-1,666	0.00 %	0	20,000	-20,000	0.00 %
R310 - Other Reimbursements	0	14,057	-14,057	0.00 %	0	168,700	-168,700	0.00 %
R320 - Grants	476,017	178,895	297,122	266.09 %	1,170,008	2,147,600	-977,592	54.48 %
R510 - Operating Reserve	0	178,563	-178,563	0.00 %	0	2,143,500	-2,143,500	0.00 %
<b>Total Revenue:</b>	<b>3,226,236</b>	<b>1,400,001</b>	<b>1,826,235</b>	<b>230.45 %</b>	<b>11,360,105</b>	<b>16,803,000</b>	<b>-5,442,895</b>	<b>67.61 %</b>

**EXHIBIT 20-D**

100

**Statement of Revenue Over Expense - No Decimals****For Fiscal: 2018-2019 Period Ending: 04/30/2019**

Level...	April Activity	April Budget	Variance Favorable (Unfavorable)	Percent Used	YTD Activity	Total Budget	Variance Favorable (Unfavorable)	Percent Used
<b>Expense</b>								
<b>Level1: 100 - Personnel Costs</b>								
1100 - Salaries & Wages	194,844	222,294	27,450	87.65 %	2,086,236	2,668,600	582,364	78.18 %
1110 - Manager's Auto Allowance	462	500	38	92.34 %	4,847	6,000	1,153	80.78 %
1120 - Manager's Deferred Comp	714	758	44	94.21 %	7,439	9,100	1,661	81.74 %
1130 - Unemployment Compensation	0	250	250	0.00 %	2,649	3,000	351	88.30 %
1150 - Temporary Personnel	7,083	6,082	-1,000	116.45 %	58,144	73,000	14,856	79.65 %
1160 - PERS Retirement	16,634	44,057	27,424	37.75 %	470,273	528,900	58,627	88.92 %
1170 - Medical Insurance	27,731	28,372	641	97.74 %	257,890	340,600	82,710	75.72 %
1180 - Medical Insurance - Retirees	7,529	6,872	-657	109.55 %	81,062	82,500	1,438	98.26 %
1190 - Workers Compensation	4,002	4,648	646	86.11 %	42,550	55,800	13,250	76.25 %
1200 - Life Insurance	325	483	159	67.16 %	3,287	5,800	2,513	56.67 %
1210 - Long Term Disability Insurance	1,117	1,233	116	90.59 %	10,905	14,800	3,895	73.69 %
1220 - Short Term Disability Insurance	222	267	45	83.16 %	2,165	3,200	1,036	67.64 %
1230 - Other Benefits	70	125	55	56.02 %	976	1,500	524	65.09 %
1260 - Employee Assistance Program	56	125	69	45.14 %	550	1,500	950	36.66 %
1270 - FICA Tax Expense	471	400	-71	117.75 %	4,145	4,800	655	86.36 %
1280 - Medicare Tax Expense	2,775	3,315	541	83.69 %	31,238	39,800	8,562	78.49 %
1290 - Staff Development & Training	55	2,241	2,186	2.45 %	5,570	26,900	21,330	20.71 %
1300 - Conference Registration	2,110	408	-1,702	516.94 %	5,966	4,900	-1,066	121.75 %
1310 - Professional Dues	160	233	73	68.54 %	989	2,800	1,811	35.32 %
1320 - Personnel Recruitment	233	250	17	93.24 %	912	3,000	2,088	30.41 %
<b>Total Level1: 100 - Personnel Costs:</b>	<b>266,590</b>	<b>322,913</b>	<b>56,323</b>	<b>82.56 %</b>	<b>3,077,793</b>	<b>3,876,500</b>	<b>798,707</b>	<b>79.40 %</b>
<b>Level1: 200 - Supplies and Services</b>								
2000 - Board Member Compensation	2,295	2,832	537	81.03 %	23,760	34,000	10,240	69.88 %
2020 - Board Expenses	3,865	416	-3,448	928.30 %	6,682	5,000	-1,682	133.65 %
2040 - Rent	1,914	1,933	19	99.04 %	18,173	23,200	5,027	78.33 %
2060 - Utilities	2,366	2,749	383	86.08 %	25,057	33,000	7,943	75.93 %
2120 - Insurance Expense	5,074	4,332	-742	117.13 %	50,025	52,000	1,975	96.20 %
2130 - Membership Dues	610	2,974	2,364	20.51 %	31,771	35,700	3,929	88.99 %
2140 - Bank Charges	446	333	-113	133.82 %	4,823	4,000	-823	120.57 %
2150 - Office Supplies	1,522	1,416	-106	107.50 %	10,811	17,000	6,189	63.59 %
2160 - Courier Expense	396	666	270	59.42 %	3,240	8,000	4,760	40.50 %
2170 - Printing/Photocopy	0	42	42	0.00 %	32	500	468	6.46 %
2180 - Postage & Shipping	0	558	558	0.00 %	3,199	6,700	3,501	47.75 %
2190 - IT Supplies/Services	852	10,829	9,977	7.87 %	125,781	130,000	4,219	96.75 %
2200 - Professional Fees	17,437	29,821	12,384	58.47 %	265,292	358,000	92,708	74.10 %
2220 - Equipment Repairs & Maintenance	1,303	583	-720	223.47 %	4,664	7,000	2,336	66.63 %
2235 - Equipment Lease	947	1,166	219	81.22 %	11,012	14,000	2,988	78.66 %
2240 - Telephone	5,731	4,632	-1,099	123.72 %	57,863	55,600	-2,263	104.07 %
2260 - Facility Maintenance	3,445	3,432	-13	100.38 %	30,525	41,200	10,675	74.09 %
2270 - Travel Expenses	1,170	2,216	1,046	52.78 %	21,149	26,600	5,451	79.51 %

**EXHIBIT 20-D**

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**Statement of Revenue Over Expense - No Decimals****For Fiscal: 2018-2019 Period Ending: 04/30/2019**

Level...	April Activity	April Budget	Variance Favorable (Unfavorable)	Percent Used	YTD Activity	Total Budget	Variance Favorable (Unfavorable)	Percent Used
2280 - Transportation	916	2,832	1,916	32.35 %	20,829	34,000	13,171	61.26 %
2300 - Legal Services	32,906	33,320	414	98.76 %	265,356	400,000	134,644	66.34 %
2380 - Meeting Expenses	74	558	484	13.20 %	2,716	6,700	3,984	40.53 %
2420 - Legal Notices	0	258	258	0.00 %	0	3,100	3,100	0.00 %
2460 - Public Outreach	253	208	-45	121.51 %	1,974	2,500	526	78.95 %
2480 - Miscellaneous	0	250	250	0.00 %	17,071	3,000	-14,071	569.02 %
2500 - Tax Administration Fee	19,947	1,666	-18,281	1,197.30 %	19,947	20,000	53	99.74 %
2900 - Operating Supplies	348	1,591	1,243	21.87 %	11,653	19,100	7,447	61.01 %
<b>Total Level1: 200 - Supplies and Services:</b>	<b>103,816</b>	<b>111,614</b>	<b>7,798</b>	<b>93.01 %</b>	<b>1,033,405</b>	<b>1,339,900</b>	<b>306,495</b>	<b>77.13 %</b>
<b>Level1: 300 - Other Expenses</b>								
3000 - Project Expenses	177,447	717,286	539,839	24.74 %	4,035,063	8,611,200	4,576,137	46.86 %
4000 - Fixed Asset Purchases	24,071	45,681	21,610	52.69 %	317,931	548,400	230,469	57.97 %
5000 - Debt Service	0	19,159	19,159	0.00 %	65,400	230,000	164,600	28.43 %
5500 - Election Expenses	221,004	13,328	-207,676	1,658.19 %	221,004	160,000	-61,004	138.13 %
6000 - Contingencies	0	6,248	6,248	0.00 %	0	75,000	75,000	0.00 %
6500 - Reserves	0	163,488	163,488	0.00 %	0	1,962,000	1,962,000	0.00 %
<b>Total Level1: 300 - Other Expenses:</b>	<b>422,522</b>	<b>965,190</b>	<b>542,668</b>	<b>43.78 %</b>	<b>4,639,398</b>	<b>11,586,600</b>	<b>6,947,202</b>	<b>40.04 %</b>
<b>Total Expense:</b>	<b>792,928</b>	<b>1,399,717</b>	<b>606,789</b>	<b>56.65 %</b>	<b>8,750,596</b>	<b>16,803,000</b>	<b>8,052,404</b>	<b>52.08 %</b>
<b>Report Total:</b>	<b>2,433,308</b>	<b>284</b>	<b>2,433,024</b>		<b>2,609,509</b>	<b>0</b>	<b>2,609,509</b>	

**EXHIBIT 20-D****Statement of Revenue Over Expense - No Decimals**

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For Fiscal: 2018-2019 Period Ending: 04/30/2019

**Fund Summary**

<b>Fund</b>	<b>April Activity</b>	<b>April Budget</b>	<b>Variance Favorable (Unfavorable)</b>	<b>Percent Used</b>	<b>YTD Activity</b>	<b>Total Budget</b>	<b>Variance Favorable (Unfavorable)</b>	<b>Percent Used</b>
24 - MITIGATION FUND	961,570	137	961,432		656,400	0	656,400	
26 - CONSERVATION FUND	200,204	0	200,204		489,235	0	489,235	
35 - WATER SUPPLY FUND	1,271,535	147	1,271,388		1,463,874	0	1,463,874	
<b>Report Total:</b>	<b>2,433,308</b>	<b>284.07</b>	<b>2,433,024</b>		<b>2,609,509</b>	<b>0</b>	<b>2,609,509</b>	



Monterey Peninsula Water Management Dist

# Statement of Revenue Over Expense - No Decimals

## Group Summary

For Fiscal: 2018-2019 Period Ending: 04/30/2019

Level...	April Activity	April Budget	Variance Favorable (Unfavorable)	Percent Used	YTD Activity	Total Budget	Variance Favorable (Unfavorable)	Percent Used
<b>Fund: 24 - MITIGATION FUND</b>								
<b>Revenue</b>								
R120 - Property Taxes Revenues	562,717	100,000	462,717	562.72 %	1,211,942	1,200,000	11,942	101.00 %
R130 - User Fees	188,631	231,667	-43,035	81.42 %	2,027,584	2,780,000	-752,416	72.93 %
R160 - Well Registration Fee	50	0	50	0.00 %	1,375	0	1,375	0.00 %
R190 - WDS Permits Rule 21	0	4,667	-4,667	0.00 %	14,500	56,000	-41,500	25.89 %
R220 - Copy Fee	0	0	0	0.00 %	2	0	2	0.00 %
R230 - Miscellaneous - Other	0	417	-417	0.00 %	393	5,000	-4,607	7.86 %
R240 - Insurance Refunds	0	0	0	0.00 %	8	0	8	0.00 %
R250 - Interest Income	9,781	4,166	5,615	234.76 %	50,765	50,000	765	101.53 %
R290 - CAW - Miscellaneous	0	3,749	-3,749	0.00 %	0	45,000	-45,000	0.00 %
R310 - Other Reimbursements	0	9,642	-9,642	0.00 %	0	115,700	-115,700	0.00 %
R320 - Grants	476,017	158,270	317,747	300.76 %	1,170,008	1,900,000	-729,992	61.58 %
R510 - Operating Reserve	0	23,750	-23,750	0.00 %	0	285,000	-285,000	0.00 %
<b>Total Revenue:</b>	<b>1,237,196</b>	<b>536,326</b>	<b>700,869</b>	<b>-230.68 %</b>	<b>4,476,577</b>	<b>6,436,700</b>	<b>-1,960,123</b>	<b>69.55 %</b>

**EXHIBIT 20-D**

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**Statement of Revenue Over Expense - No Decimals****For Fiscal: 2018-2019 Period Ending: 04/30/2019**

Level...	April Activity	April Budget	Variance Favorable (Unfavorable)	Percent Used	YTD Activity	Total Budget	Variance Favorable (Unfavorable)	Percent Used
<b>Expense</b>								
<b>Level1: 100 - Personnel Costs</b>								
1100 - Salaries & Wages	76,228	88,439	12,211	86.19 %	814,706	1,061,700	246,994	76.74 %
1110 - Manager's Auto Allowance	92	100	8	92.34 %	969	1,200	231	80.78 %
1120 - Manager's Deferred Comp	143	117	-26	122.47 %	1,488	1,400	-88	106.25 %
1130 - Unemployment Compensation	0	100	100	0.00 %	1,060	1,200	140	88.30 %
1150 - Temporary Personnel	2,833	2,433	-400	116.45 %	23,258	29,200	5,942	79.65 %
1160 - PERS Retirement	6,519	17,660	11,141	36.91 %	188,432	212,000	23,568	88.88 %
1170 - Medical Insurance	11,360	12,145	785	93.53 %	102,362	145,800	43,438	70.21 %
1180 - Medical Insurance - Retirees	3,012	2,749	-263	109.55 %	32,659	33,000	341	98.97 %
1190 - Workers Compensation	2,403	2,766	363	86.88 %	24,980	33,200	8,220	75.24 %
1200 - Life Insurance	138	217	79	63.59 %	1,357	2,600	1,243	52.19 %
1210 - Long Term Disability Insurance	452	516	65	87.46 %	4,343	6,200	1,857	70.05 %
1220 - Short Term Disability Insurance	90	108	19	82.82 %	863	1,300	437	66.35 %
1230 - Other Benefits	28	50	22	56.02 %	391	600	209	65.09 %
1260 - Employee Assistance Program	23	50	27	46.38 %	219	600	381	36.58 %
1270 - FICA Tax Expense	386	167	-219	231.45 %	3,262	2,000	-1,262	163.09 %
1280 - Medicare Tax Expense	1,164	1,316	153	88.41 %	12,947	15,800	2,853	81.94 %
1290 - Staff Development & Training	22	708	686	3.11 %	1,851	8,500	6,649	21.77 %
1300 - Conference Registration	844	117	-727	723.72 %	1,983	1,400	-583	141.63 %
1310 - Professional Dues	160	50	-110	319.87 %	457	600	143	76.25 %
1320 - Personnel Recruitment	233	100	-133	233.09 %	533	1,200	667	44.39 %
<b>Total Level1: 100 - Personnel Costs:</b>	<b>106,128</b>	<b>129,907</b>	<b>23,779</b>	<b>81.70 %</b>	<b>1,218,118</b>	<b>1,559,500</b>	<b>341,382</b>	<b>78.11 %</b>
<b>Level1: 200 - Supplies and Services</b>								
2000 - Board Member Compensation	921	1,133	212	81.27 %	9,512	13,600	4,088	69.94 %
2020 - Board Expenses	1,546	167	-1,379	928.31 %	2,559	2,000	-559	127.96 %
2040 - Rent	870	883	13	98.54 %	8,249	10,600	2,351	77.82 %
2060 - Utilities	950	1,108	158	85.73 %	10,079	13,300	3,221	75.78 %
2120 - Insurance Expense	2,030	1,733	-297	117.13 %	20,010	20,800	790	96.20 %
2130 - Membership Dues	244	908	664	26.87 %	11,391	10,900	-491	104.51 %
2140 - Bank Charges	208	133	-75	156.33 %	1,789	1,600	-189	111.80 %
2150 - Office Supplies	513	550	37	93.32 %	4,315	6,600	2,285	65.37 %
2160 - Courier Expense	158	267	108	59.42 %	1,296	3,200	1,904	40.50 %
2170 - Printing/Photocopy	0	17	17	0.00 %	13	200	187	6.46 %
2180 - Postage & Shipping	0	225	225	0.00 %	1,280	2,700	1,420	47.40 %
2190 - IT Supplies/Services	341	4,332	3,991	7.87 %	50,313	52,000	1,687	96.76 %
2200 - Professional Fees	6,975	11,929	4,954	58.47 %	103,194	143,200	40,006	72.06 %
2220 - Equipment Repairs & Maintenance	521	233	-288	223.47 %	1,866	2,800	934	66.63 %
2235 - Equipment Lease	407	466	59	87.32 %	4,735	5,600	865	84.56 %
2240 - Telephone	2,364	1,849	-515	127.85 %	24,183	22,200	-1,983	108.93 %
2260 - Facility Maintenance	1,378	1,383	5	99.65 %	12,223	16,600	4,377	73.63 %
2270 - Travel Expenses	610	708	98	86.12 %	5,031	8,500	3,469	59.19 %



**EXHIBIT 20-D**

105

**Statement of Revenue Over Expense - No Decimals****For Fiscal: 2018-2019 Period Ending: 04/30/2019**

Level...	April Activity	April Budget	Variance Favorable (Unfavorable)	Percent Used	YTD Activity	Total Budget	Variance Favorable (Unfavorable)	Percent Used
2280 - Transportation	874	1,141	267	76.62 %	16,619	13,700	-2,919	121.31 %
2300 - Legal Services	9,689	11,662	1,973	83.08 %	49,087	140,000	90,913	35.06 %
2380 - Meeting Expenses	37	225	188	16.40 %	1,045	2,700	1,655	38.72 %
2420 - Legal Notices	0	108	108	0.00 %	0	1,300	1,300	0.00 %
2460 - Public Outreach	94	83	-11	113.09 %	735	1,000	265	73.48 %
2480 - Miscellaneous	0	100	100	0.00 %	152	1,200	1,048	12.63 %
2500 - Tax Administration Fee	7,044	483	-6,561	1,457.96 %	7,044	5,800	-1,244	121.45 %
2900 - Operating Supplies	306	108	-198	282.51 %	1,507	1,300	-207	115.89 %
<b>Total Level1: 200 - Supplies and Services:</b>	<b>38,081</b>	<b>41,933</b>	<b>3,853</b>	<b>90.81 %</b>	<b>348,225</b>	<b>503,400</b>	<b>155,175</b>	<b>69.17 %</b>
<b>Level1: 300 - Other Expenses</b>								
3000 - Project Expenses	38,976	310,696	271,720	12.54 %	2,108,305	3,729,800	1,621,495	56.53 %
4000 - Fixed Asset Purchases	4,040	11,794	7,755	34.25 %	57,128	141,600	84,472	40.34 %
5500 - Election Expenses	88,401	5,331	-83,070	1,658.19 %	88,401	64,000	-24,401	138.13 %
6000 - Contingencies	0	2,499	2,499	0.00 %	0	30,000	30,000	0.00 %
6500 - Reserves	0	34,028	34,028	0.00 %	0	408,400	408,400	0.00 %
<b>Total Level1: 300 - Other Expenses:</b>	<b>131,418</b>	<b>364,349</b>	<b>232,931</b>	<b>36.07 %</b>	<b>2,253,834</b>	<b>4,373,800</b>	<b>2,119,966</b>	<b>51.53 %</b>
<b>Total Expense:</b>	<b>275,626</b>	<b>536,189</b>	<b>260,563</b>	<b>51.40 %</b>	<b>3,820,177</b>	<b>6,436,700</b>	<b>2,616,523</b>	<b>59.35 %</b>
<b>Total Revenues</b>	<b>1,237,196</b>	<b>536,326</b>	<b>700,869</b>	<b>-230.68 %</b>	<b>4,476,577</b>	<b>6,436,700</b>	<b>-1,960,123</b>	<b>-69.55 %</b>
<b>Total Fund: 24 - MITIGATION FUND:</b>	<b>961,570</b>	<b>137</b>	<b>961,432</b>		<b>656,400</b>	<b>0</b>	<b>656,400</b>	

**EXHIBIT 20-D**

106

**Statement of Revenue Over Expense - No Decimals****For Fiscal: 2018-2019 Period Ending: 04/30/2019**

Level...	April Activity	April Budget	Variance Favorable (Unfavorable)	Percent Used	YTD Activity	Total Budget	Variance Favorable (Unfavorable)	Percent Used
<b>Fund: 26 - CONSERVATION FUND</b>								
<b>Revenue</b>								
R120 - Property Taxes Revenues	269,554	49,981	219,573	539.31 %	605,971	600,000	5,971	101.00 %
R130 - User Fees	69,792	89,967	-20,175	77.58 %	815,700	1,080,000	-264,300	75.53 %
R150 - Permit Processing Fee	23,392	14,578	8,815	160.47 %	212,051	175,000	37,051	121.17 %
R200 - Recording Fees	1,081	1,665	-584	64.91 %	4,092	20,000	-15,908	20.46 %
R210 - Legal Fees	750	1,333	-583	56.27 %	3,600	16,000	-12,400	22.50 %
R220 - Copy Fee	0	0	0	0.00 %	1	0	1	0.00 %
R230 - Miscellaneous - Other	0	417	-417	0.00 %	783	5,000	-4,217	15.66 %
R240 - Insurance Refunds	0	0	0	0.00 %	5	0	5	0.00 %
R250 - Interest Income	12,430	3,333	9,097	372.95 %	52,391	40,000	12,391	130.98 %
R270 - CAW - Rebates	20,613	80,801	-60,189	25.51 %	510,202	970,000	-459,798	52.60 %
R320 - Grants	0	12,712	-12,712	0.00 %	0	152,600	-152,600	0.00 %
R510 - Operating Reserve	0	24,632	-24,632	0.00 %	0	295,700	-295,700	0.00 %
<b>Total Revenue:</b>	<b>397,612</b>	<b>279,417</b>	<b>118,195</b>	<b>-142.30 %</b>	<b>2,204,797</b>	<b>3,354,300</b>	<b>-1,149,503</b>	<b>65.73 %</b>

**EXHIBIT 20-D**

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**Statement of Revenue Over Expense - No Decimals****For Fiscal: 2018-2019 Period Ending: 04/30/2019**

Level...	April Activity	April Budget	Variance Favorable (Unfavorable)	Percent Used	YTD Activity	Total Budget	Variance Favorable (Unfavorable)	Percent Used
<b>Expense</b>								
<b>Level1: 100 - Personnel Costs</b>								
1100 - Salaries & Wages	42,576	56,244	13,668	75.70 %	481,157	675,200	194,043	71.26 %
1110 - Manager's Auto Allowance	92	100	8	92.34 %	969	1,200	231	80.78 %
1120 - Manager's Deferred Comp	143	192	49	74.54 %	1,488	2,300	813	64.67 %
1130 - Unemployment Compensation	0	67	67	0.00 %	742	800	58	92.72 %
1150 - Temporary Personnel	1,983	1,700	-283	116.68 %	16,280	20,400	4,120	79.81 %
1160 - PERS Retirement	3,509	10,479	6,970	33.49 %	104,814	125,800	20,986	83.32 %
1170 - Medical Insurance	6,584	7,580	997	86.85 %	63,817	91,000	27,183	70.13 %
1180 - Medical Insurance - Retirees	2,108	1,924	-184	109.55 %	22,666	23,100	434	98.12 %
1190 - Workers Compensation	164	250	86	65.46 %	1,855	3,000	1,145	61.83 %
1200 - Life Insurance	61	108	48	55.91 %	657	1,300	643	50.55 %
1210 - Long Term Disability Insurance	255	317	62	80.43 %	2,580	3,800	1,220	67.88 %
1220 - Short Term Disability Insurance	51	67	16	75.87 %	512	800	288	64.06 %
1230 - Other Benefits	20	33	14	58.82 %	273	400	127	68.35 %
1260 - Employee Assistance Program	13	33	20	40.31 %	138	400	262	34.49 %
1270 - FICA Tax Expense	40	58	19	68.15 %	412	700	288	58.88 %
1280 - Medicare Tax Expense	617	841	224	73.32 %	7,382	10,100	2,718	73.09 %
1290 - Staff Development & Training	15	900	884	1.71 %	2,954	10,800	7,847	27.35 %
1300 - Conference Registration	591	192	-399	308.37 %	2,397	2,300	-97	104.21 %
1310 - Professional Dues	0	133	133	0.00 %	509	1,600	1,091	31.83 %
1320 - Personnel Recruitment	0	67	67	0.00 %	319	800	481	39.87 %
<b>Total Level1: 100 - Personnel Costs:</b>	<b>58,820</b>	<b>81,284</b>	<b>22,464</b>	<b>72.36 %</b>	<b>711,921</b>	<b>975,800</b>	<b>263,879</b>	<b>72.96 %</b>
<b>Level1: 200 - Supplies and Services</b>								
2000 - Board Member Compensation	641	791	150	81.03 %	6,649	9,500	2,851	69.99 %
2020 - Board Expenses	1,082	117	-966	928.32 %	1,792	1,400	-392	127.96 %
2040 - Rent	243	233	-10	104.32 %	2,344	2,800	456	83.73 %
2060 - Utilities	653	750	97	87.13 %	6,859	9,000	2,141	76.22 %
2120 - Insurance Expense	1,421	1,216	-204	116.81 %	14,007	14,600	593	95.94 %
2130 - Membership Dues	171	1,341	1,170	12.74 %	11,267	16,100	4,833	69.98 %
2140 - Bank Charges	146	92	-54	159.17 %	1,340	1,100	-240	121.85 %
2150 - Office Supplies	487	417	-71	117.01 %	3,170	5,000	1,830	63.39 %
2160 - Courier Expense	111	183	72	60.50 %	907	2,200	1,293	41.24 %
2170 - Printing/Photocopy	0	8	8	0.00 %	9	100	91	9.04 %
2180 - Postage & Shipping	0	150	150	0.00 %	898	1,800	902	49.87 %
2190 - IT Supplies/Services	238	3,032	2,794	7.87 %	35,194	36,400	1,206	96.69 %
2200 - Professional Fees	4,882	8,347	3,464	58.50 %	74,282	100,200	25,918	74.13 %
2220 - Equipment Repairs & Maintenance	365	167	-198	219.00 %	1,306	2,000	694	65.29 %
2235 - Equipment Lease	227	325	98	69.98 %	2,689	3,900	1,211	68.95 %
2240 - Telephone	1,562	1,250	-312	124.96 %	15,864	15,000	-864	105.76 %
2260 - Facility Maintenance	965	933	-32	103.38 %	8,541	11,200	2,659	76.26 %
2270 - Travel Expenses	170	925	754	18.42 %	10,734	11,100	366	96.70 %

**EXHIBIT 20-D**

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**Statement of Revenue Over Expense - No Decimals****For Fiscal: 2018-2019 Period Ending: 04/30/2019**

Level...	April Activity	April Budget	Variance Favorable (Unfavorable)	Percent Used	YTD Activity	Total Budget	Variance Favorable (Unfavorable)	Percent Used
2280 - Transportation	33	566	534	5.74 %	1,646	6,800	5,154	24.21 %
2300 - Legal Services	2,974	4,998	2,024	59.50 %	33,996	60,000	26,004	56.66 %
2380 - Meeting Expenses	17	158	141	10.85 %	791	1,900	1,109	41.63 %
2420 - Legal Notices	0	58	58	0.00 %	0	700	700	0.00 %
2460 - Public Outreach	76	58	-18	130.10 %	597	700	103	85.23 %
2480 - Miscellaneous	0	67	67	0.00 %	16,798	800	-15,998	2,099.72 %
2500 - Tax Administration Fee	3,522	475	-3,047	741.77 %	3,522	5,700	2,178	61.79 %
2900 - Operating Supplies	20	1,391	1,372	1.41 %	9,609	16,700	7,091	57.54 %
<b>Total Level1: 200 - Supplies and Services:</b>	<b>20,006</b>	<b>28,047</b>	<b>8,041</b>	<b>71.33 %</b>	<b>264,810</b>	<b>336,700</b>	<b>71,890</b>	<b>78.65 %</b>
<b>Level1: 300 - Other Expenses</b>								
3000 - Project Expenses	40,572	130,059	89,486	31.20 %	470,077	1,561,300	1,091,223	30.11 %
4000 - Fixed Asset Purchases	16,129	24,715	8,587	65.26 %	206,873	296,700	89,827	69.72 %
5500 - Election Expenses	61,881	3,732	-58,149	1,658.19 %	61,881	44,800	-17,081	138.13 %
6000 - Contingencies	0	1,749	1,749	0.00 %	0	21,000	21,000	0.00 %
6500 - Reserves	0	9,831	9,831	0.00 %	0	118,000	118,000	0.00 %
<b>Total Level1: 300 - Other Expenses:</b>	<b>118,582</b>	<b>170,086</b>	<b>51,504</b>	<b>69.72 %</b>	<b>738,831</b>	<b>2,041,800</b>	<b>1,302,969</b>	<b>36.19 %</b>
<b>Total Expense:</b>	<b>197,408</b>	<b>279,417</b>	<b>82,009</b>	<b>70.65 %</b>	<b>1,715,562</b>	<b>3,354,300</b>	<b>1,638,738</b>	<b>51.15 %</b>
<b>Total Revenues</b>	<b>397,612</b>	<b>279,417</b>	<b>118,195</b>	<b>-142.30 %</b>	<b>2,204,797</b>	<b>3,354,300</b>	<b>-1,149,503</b>	<b>-65.73 %</b>
<b>Total Fund: 26 - CONSERVATION FUND:</b>	<b>200,204</b>	<b>0</b>	<b>200,204</b>		<b>489,235</b>	<b>0</b>	<b>489,235</b>	

**EXHIBIT 20-D**

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**Statement of Revenue Over Expense - No Decimals****For Fiscal: 2018-2019 Period Ending: 04/30/2019**

Level...	April Activity	April Budget	Variance Favorable (Unfavorable)	Percent Used	YTD Activity	Total Budget	Variance Favorable (Unfavorable)	Percent Used
<b>Fund: 35 - WATER SUPPLY FUND</b>								
<b>Revenue</b>								
R100 - Water Supply Charge	1,406,903	283,333	1,123,570	496.55 %	3,337,566	3,400,000	-62,434	98.16 %
R120 - Property Taxes Revenues	74,766	12,500	62,266	598.13 %	151,493	150,000	1,493	101.00 %
R130 - User Fees	42,956	53,333	-10,377	80.54 %	575,223	640,000	-64,777	89.88 %
R140 - Connection Charges	38,231	37,500	731	101.95 %	535,007	450,000	85,007	118.89 %
R220 - Copy Fee	0	0	0	0.00 %	200	0	200	0.00 %
R230 - Miscellaneous - Other	0	417	-417	0.00 %	268	5,000	-4,732	5.36 %
R240 - Insurance Refunds	0	0	0	0.00 %	6	0	6	0.00 %
R250 - Interest Income	28,571	7,500	21,071	380.95 %	98,209	90,000	8,209	109.12 %
R260 - CAW - ASR	0	40,950	-40,950	0.00 %	-34,411	491,600	-526,011	-7.00 %
R300 - Watermaster	0	4,548	-4,548	0.00 %	15,170	54,600	-39,430	27.78 %
R308 - Reclamation Project	0	1,666	-1,666	0.00 %	0	20,000	-20,000	0.00 %
R310 - Other Reimbursements	0	4,415	-4,415	0.00 %	0	53,000	-53,000	0.00 %
R320 - Grants	0	7,914	-7,914	0.00 %	0	95,000	-95,000	0.00 %
R510 - Operating Reserve	0	130,181	-130,181	0.00 %	0	1,562,800	-1,562,800	0.00 %
<b>Total Revenue:</b>	<b>1,591,428</b>	<b>584,257</b>	<b>1,007,171</b>	<b>-272.38 %</b>	<b>4,678,731</b>	<b>7,012,000</b>	<b>-2,333,269</b>	<b>66.72 %</b>

**EXHIBIT 20-D**

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**Statement of Revenue Over Expense - No Decimals****For Fiscal: 2018-2019 Period Ending: 04/30/2019**

Level...	April Activity	April Budget	Variance Favorable (Unfavorable)	Percent Used	YTD Activity	Total Budget	Variance Favorable (Unfavorable)	Percent Used
<b>Expense</b>								
<b>Level1: 100 - Personnel Costs</b>								
1100 - Salaries & Wages	76,039	77,610	1,571	97.98 %	790,373	931,700	141,327	84.83 %
1110 - Manager's Auto Allowance	277	300	23	92.34 %	2,908	3,600	692	80.78 %
1120 - Manager's Deferred Comp	429	450	21	95.26 %	4,464	5,400	936	82.66 %
1130 - Unemployment Compensation	0	83	83	0.00 %	848	1,000	152	84.77 %
1150 - Temporary Personnel	2,266	1,950	-317	116.25 %	18,606	23,400	4,794	79.51 %
1160 - PERS Retirement	6,606	15,919	9,313	41.50 %	177,027	191,100	14,073	92.64 %
1170 - Medical Insurance	9,787	8,647	-1,141	113.19 %	91,711	103,800	12,089	88.35 %
1180 - Medical Insurance - Retirees	2,409	2,199	-210	109.55 %	25,737	26,400	663	97.49 %
1190 - Workers Compensation	1,436	1,633	197	87.95 %	15,715	19,600	3,885	80.18 %
1200 - Life Insurance	126	158	32	79.75 %	1,273	1,900	627	66.99 %
1210 - Long Term Disability Insurance	411	400	-11	102.68 %	3,983	4,800	817	82.98 %
1220 - Short Term Disability Insurance	81	92	10	88.87 %	790	1,100	311	71.77 %
1230 - Other Benefits	22	42	19	53.78 %	312	500	188	62.49 %
1260 - Employee Assistance Program	20	42	22	47.52 %	193	500	308	38.50 %
1270 - FICA Tax Expense	45	175	129	25.99 %	471	2,100	1,629	22.44 %
1280 - Medicare Tax Expense	994	1,158	164	85.87 %	10,909	13,900	2,991	78.48 %
1290 - Staff Development & Training	18	633	615	2.78 %	766	7,600	6,834	10.08 %
1300 - Conference Registration	675	100	-575	675.47 %	1,586	1,200	-386	132.19 %
1310 - Professional Dues	0	50	50	0.00 %	22	600	578	3.68 %
1320 - Personnel Recruitment	0	83	83	0.00 %	61	1,000	939	6.08 %
<b>Total Level1: 100 - Personnel Costs:</b>	<b>101,642</b>	<b>111,722</b>	<b>10,080</b>	<b>90.98 %</b>	<b>1,147,754</b>	<b>1,341,200</b>	<b>193,446</b>	<b>85.58 %</b>
<b>Level1: 200 - Supplies and Services</b>								
2000 - Board Member Compensation	733	908	175	80.74 %	7,599	10,900	3,301	69.72 %
2020 - Board Expenses	1,237	133	-1,104	928.27 %	2,332	1,600	-732	145.73 %
2040 - Rent	801	816	16	98.07 %	7,579	9,800	2,221	77.34 %
2060 - Utilities	763	891	128	85.63 %	8,119	10,700	2,581	75.88 %
2120 - Insurance Expense	1,624	1,383	-241	117.42 %	16,008	16,600	592	96.43 %
2130 - Membership Dues	195	725	530	26.93 %	9,113	8,700	-413	104.75 %
2140 - Bank Charges	92	108	17	84.66 %	1,693	1,300	-393	130.27 %
2150 - Office Supplies	522	450	-72	116.04 %	3,327	5,400	2,073	61.60 %
2160 - Courier Expense	127	217	90	58.51 %	1,037	2,600	1,563	39.88 %
2170 - Printing/Photocopy	0	17	17	0.00 %	10	200	190	5.17 %
2180 - Postage & Shipping	0	183	183	0.00 %	1,022	2,200	1,178	46.45 %
2190 - IT Supplies/Services	273	3,465	3,193	7.87 %	40,275	41,600	1,325	96.81 %
2200 - Professional Fees	5,580	9,546	3,966	58.45 %	87,816	114,600	26,784	76.63 %
2220 - Equipment Repairs & Maintenance	417	183	-234	227.54 %	1,492	2,200	708	67.84 %
2235 - Equipment Lease	313	375	62	83.39 %	3,588	4,500	912	79.73 %
2240 - Telephone	1,805	1,533	-272	117.72 %	17,817	18,400	583	96.83 %
2260 - Facility Maintenance	1,102	1,116	14	98.76 %	9,761	13,400	3,639	72.84 %
2270 - Travel Expenses	389	583	194	66.78 %	5,384	7,000	1,616	76.92 %

**EXHIBIT 20-D**

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**Statement of Revenue Over Expense - No Decimals****For Fiscal: 2018-2019 Period Ending: 04/30/2019**

Level...	April Activity	April Budget	Variance Favorable (Unfavorable)	Percent Used	YTD Activity	Total Budget	Variance Favorable (Unfavorable)	Percent Used
2280 - Transportation	9	1,125	1,115	0.83 %	2,564	13,500	10,936	18.99 %
2300 - Legal Services	20,243	16,660	-3,583	121.51 %	182,273	200,000	17,727	91.14 %
2380 - Meeting Expenses	20	175	155	11.22 %	879	2,100	1,221	41.86 %
2420 - Legal Notices	0	92	92	0.00 %	0	1,100	1,100	0.00 %
2460 - Public Outreach	83	67	-16	124.52 %	642	800	158	80.30 %
2480 - Miscellaneous	0	83	83	0.00 %	121	1,000	879	12.12 %
2500 - Tax Administration Fee	9,381	708	-8,673	1,324.91 %	9,381	8,500	-881	110.36 %
2900 - Operating Supplies	22	92	69	24.45 %	537	1,100	563	48.83 %
<b>Total Level1: 200 - Supplies and Services:</b>	<b>45,730</b>	<b>41,633</b>	<b>-4,096</b>	<b>109.84 %</b>	<b>420,370</b>	<b>499,800</b>	<b>79,430</b>	<b>84.11 %</b>
<b>Level1: 300 - Other Expenses</b>								
3000 - Project Expenses	97,898	276,531	178,633	35.40 %	1,456,681	3,320,100	1,863,419	43.87 %
4000 - Fixed Asset Purchases	3,903	9,171	5,269	42.55 %	53,930	110,100	56,170	48.98 %
5000 - Debt Service	0	19,159	19,159	0.00 %	65,400	230,000	164,600	28.43 %
5500 - Election Expenses	70,721	4,265	-66,456	1,658.19 %	70,721	51,200	-19,521	138.13 %
6000 - Contingencies	0	1,999	1,999	0.00 %	0	24,000	24,000	0.00 %
6500 - Reserves	0	119,630	119,630	0.00 %	0	1,435,600	1,435,600	0.00 %
<b>Total Level1: 300 - Other Expenses:</b>	<b>172,522</b>	<b>430,755</b>	<b>258,233</b>	<b>40.05 %</b>	<b>1,646,732</b>	<b>5,171,000</b>	<b>3,524,268</b>	<b>31.85 %</b>
<b>Total Expense:</b>	<b>319,894</b>	<b>584,111</b>	<b>264,217</b>	<b>54.77 %</b>	<b>3,214,857</b>	<b>7,012,000</b>	<b>3,797,143</b>	<b>45.85 %</b>
<b>Total Revenues</b>	<b>1,591,428</b>	<b>584,257</b>	<b>1,007,171</b>	<b>-272.38 %</b>	<b>4,678,731</b>	<b>7,012,000</b>	<b>-2,333,269</b>	<b>-66.72 %</b>
<b>Total Fund: 35 - WATER SUPPLY FUND:</b>	<b>1,271,535</b>	<b>147</b>	<b>1,271,388</b>		<b>1,463,874</b>	<b>0</b>	<b>1,463,874</b>	
<b>Report Total:</b>	<b>2,433,308</b>	<b>284</b>	<b>2,433,024</b>		<b>2,609,509</b>	<b>0</b>	<b>2,609,509</b>	

**EXHIBIT 20-D****Statement of Revenue Over Expense - No Decimals**

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For Fiscal: 2018-2019 Period Ending: 04/30/2019

**Fund Summary**

<b>Fund</b>	<b>April Activity</b>	<b>April Budget</b>	<b>Variance Favorable (Unfavorable)</b>	<b>Percent Used</b>	<b>YTD Activity</b>	<b>Total Budget</b>	<b>Variance Favorable (Unfavorable)</b>	<b>Percent Used</b>
24 - MITIGATION FUND	961,570	137	961,432		656,400	0	656,400	
26 - CONSERVATION FUND	200,204	0	200,204		489,235	0	489,235	
35 - WATER SUPPLY FUND	1,271,535	147	1,271,388		1,463,874	0	1,463,874	
<b>Report Total:</b>	<b>2,433,308</b>	<b>284.07</b>	<b>2,433,024</b>		<b>2,609,509</b>	<b>0</b>	<b>2,609,509</b>	



**ITEM: DISCUSSION ITEM****24. PROVIDE GUIDANCE TO GENERAL MANAGER REGARDING PROPOSED REORGANIZATION OF DISTRICT**

<b>Meeting Date:</b>	<b>June 17, 2019</b>	<b>Budgeted:</b>	<b>Yes</b>
<b>From:</b>	<b>David J. Stoldt, General Manager</b>	<b>Program/ Line Item No.:</b>	<b>Salary &amp; Benefits</b>
<b>Prepared By:</b>	<b>Suresh Prasad</b>	<b>Cost Estimate:</b>	<b>Variable based on timing</b>

**General Counsel Approval: 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:** With the retirement of Joe Oliver in 2016, it was an opportunity to act on the General Manager's long-stated goal to restructure the District organization to more closely align with its internal financial budget and reporting structure. The District's expenses and revenues are allocated among three cost centers: Water Supply, Conservation, and Mitigation as shown on the second page of **Exhibit 24-A** attached. At that time, for a variety of reasons, the reorganization did not occur and the District has operated with one less division, certain Water Resources Division functions were combined with Planning and Engineering Division, and the Fisheries unit reported directly to the General Manager. With the retirement of the District's Planning & Engineering Manager/District Engineer, Larry Hampson, after 28 years of service, it is once again time to fill management positions, look at realignment of the organization, and to identify potential positions that may need to be funded and filled in the ensuing FY 2019-20.

In addition to filling the two division management positions internally pursuant to today's Board agenda items 26 and 27, there are three additional positions that the General Manager is asking the Board to authorize and fund, but not fill for a minimum of six months or longer until personnel utilization can be reviewed, workloads examined, and needs of the District assessed. The positions will not be filled without presentation of the job description and salary level to the Board, and receipt of authorization of the Board to search and hire a candidate. The proposed positions are:

- **Senior Water Resource Engineer:** This position was approved, but left open as of June 2016 (See **Exhibit 24-A**). It was instead filled as the Water Resource Engineer position. In the future, the senior position may be filled internally and the Water Resources Engineer filled with a junior-level person hired via search, or if desirable to hire more senior-level capabilities, the position would be filled from outside. The decision should be made during the fiscal year.
- **Accounting/Contract Specialist:** This position would manage the posting, distribution, and review of Requests for Proposals/Qualifications, issue the contracts, coordinate tracking of payments, change orders, and schedule. It is expected that this position will take on the

reporting and filings required for grant management in the IRWM, State Coastal Conservancy, US Bureau of Reclamation, and other grant reimbursement settings. However, the District recently refilled the vacant Accounting/Office Specialist position, so it is possible some of these duties may be capable of being assigned to that position. Further, the District will need to assess the likelihood of additional construction projects and grant funded projects for the near future before committing to fill this position. The decision should be made during the fiscal year.

- **Assistant Fisheries Biologist:** At its January 24, 2018 meeting the Board authorized application to the California Department of Fish and Wildlife (CDFW) under a grant program for projects that restore, enhance, or protect anadromous salmonid habitat in the coastal watersheds of California. The District did not receive the grant, but has instead included self-funding a Life Cycle Monitoring Station (LCMS) comprised of a fish counting weir, expansion of surveys, more tagging, and initiating monitoring of emigrating smolts. To do so, a lower-level fisheries biologist is needed. This will also set the foundation for succession planning in the fisheries area. This program is an integral part of meeting the requirements under the District's federal permit and commitments made under the extension of the Cease and Desist Order.

**RECOMMENDATION:** It is recommended that the Board provide guidance to management staff about the proposed structural reorganization and proposed additional staff positions.

**BACKGROUND:** The June 2016 organization chart shows 4 divisions, each with a manager reporting to the General Manager. There were 31 positions, but at the time 5 were not funded. Of those 26 actual employees, 9 retired or left for positions elsewhere. At the time, groundwater activities were separate from water supply planning activities. Riparian habitat activities were separate from fisheries activities. Clearly, the time was ripe to think about functional needs, reorganization, outsourcing, succession planning, and replacement. Several actions were taken since this time three years ago:

#### Administrative Services Division

- GIS Specialist – Left to take new job; Outsourced
- Human Resources Analyst – Retired; Outsourced
- Accountant – Left to take new job; Filled internally with Accounting/Office Specialist
- Office Services Supervisor – Converted to Senior Office Specialist with no supervisory duties
- Office Specialist I/II – Left to take new job; Converted to Accounting/Office Specialist; Filled with higher-skilled new hire; That person moved into Accountant role; New person starts 7/1/19

#### Planning and Engineering Division

- With retirement of Joe Oliver, the hydrology and hydrography positions were assigned to report to the Senior Hydrologist and moved from the Water Resources Division to Planning and Engineering.
- Hydrology Technician added to support more senior-level staff in gaging, groundwater monitoring, and ASR operations.
- Name of division changed to “Water Resources and Engineering”

- River Maintenance positions assigned to report to the Riparian Projects Coordinator; both positions retired; job descriptions re-written to have higher skill level; positions refilled.
- Senior Water Resources Engineer – Converted to Water Resources Engineer and position filled
- Project Manager – Position deleted; Responsibility for Water Distribution System (WDS) permits shifted from Planning and Engineering to Water Demand Division

#### Water Resources Division

- See changes under Planning and Engineering, above
- Fisheries group did not report to a Division Manager, rather direct report to General Manager
- Fisheries and Riparian Habitat remained in two separate sections of the District organization

#### Water Demand Division

- Conservation Representative II – Positions upgraded to Conservation Analyst; New duties for WDS permits added; More training and other responsibilities added.
- Conservation Representative I – One left the District; Refilled
- Conservation Technician – Retired; Refilled

#### General Manager

- Community Relations Liaison – Resigned in 2012; Unfilled and outsourced since 2013; Position eliminated and will remain outsourced

Today, the June 2019 organization chart shows 3 divisions and the fisheries unit, each reporting to the General Manager. There are 25 filled positions, plus 2 outsourced functions. However, the fisheries and riparian habitat functions remain in separate locations.

The proposed reorganization returns to 4 divisions, but will be more closely aligned to our financial cost centers:

Organizational Division	Financial Cost Center
Water Resources Division	Water Supply
Environmental Resources Division	Mitigation
Water Demand Division	Conservation
Administrative Services Division	Allocated across other divisions

All water supply activities will then be in one division and all river mitigation activities in one division. Two new Division Managers will be promoted internally. Three new positions authorized and funded in budget, but not filled.

## EXHIBIT

### 24-A Past, Current, and Proposed Organization Charts

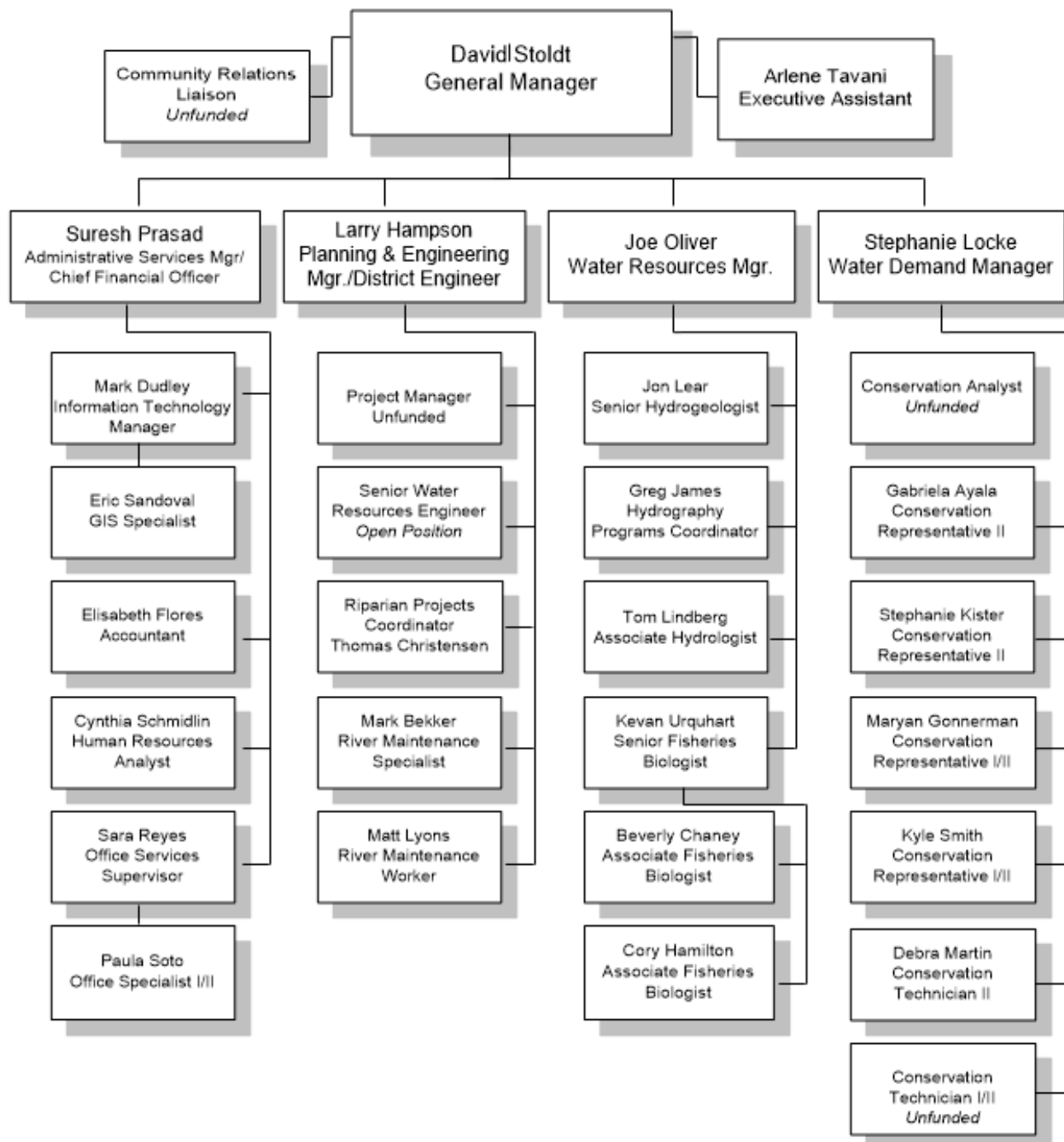


**EXHIBIT 24-A**

# District Organization Chart

## June 2016

### District Financial Structure





**EXHIBIT 24-A**

## Current

**MONTEREY PENINSULA WATER MANAGEMENT DISTRICT**  
**STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCES –**  
**GOVERNMENTAL FUNDS**  
**FOR THE YEAR ENDED JUNE 30, 2018**  
**(WITH SUMMARIZED TOTALS FOR JUNE 30, 2017)**

	Water Supply	Conservation	Mitigation	2018 Total	2017 Total
<b>REVENUES:</b>					
Property taxes	\$ 1,924,320	\$ –	\$ –	\$ 1,924,320	\$ 1,817,206
Water supply charge	3,405,008	–	–	3,405,008	3,391,354
User fees	808,039	1,378,362	2,972,424	5,158,825	1,156,364
Connection charges, net of refunds	522,167	–	–	522,167	370,255
Permit fees	–	296,502	20,810	317,312	243,787
Project reimbursements	5,583,786	461,641	19,776	6,065,203	1,390,561
Investment income	31,347	15,940	14,049	61,336	35,700
Legal fee reimbursements	–	5,370	–	5,370	–
Recording fees	–	17,887	–	17,887	–
Mitigation revenue	–	–	–	–	–
Miscellaneous	2,258	–	19,251	21,509	–
Grants	–	20,000	135,021	155,021	–
<b>Total revenues</b>	<b>12,276,925</b>	<b>2,195,702</b>	<b>3,181,331</b>		
<b>EXPENDITURES:</b>					
<b>Personnel:</b>					
Salaries	918,724	598,320	–		
Employee benefits and other					
Personnel	367,183				
and supplies:					

Three Cost Centers:

- Water Supply
- Conservation
- Mitigation

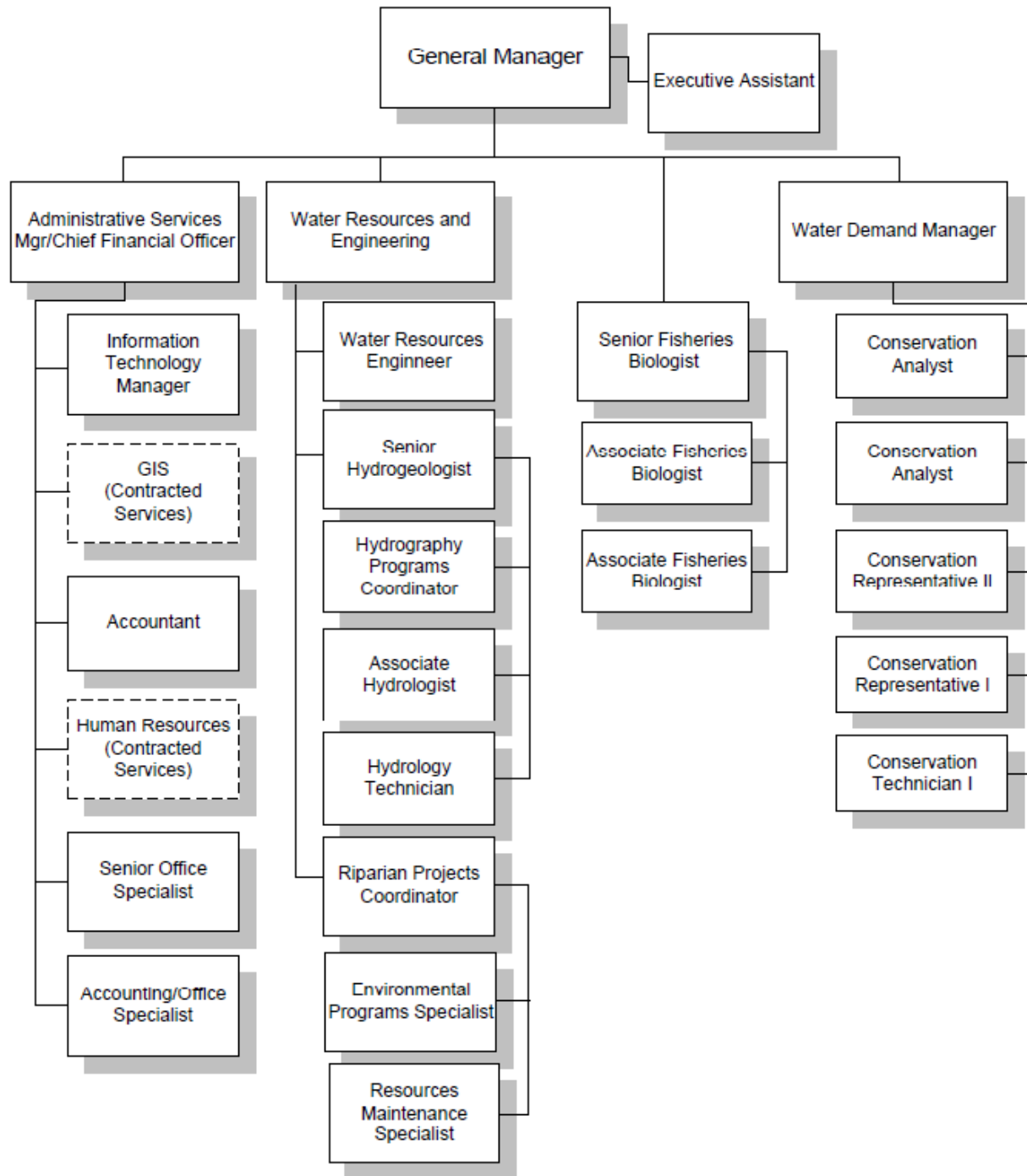
Goal was to have organizational structure better match financial structure





**EXHIBIT 24-A**

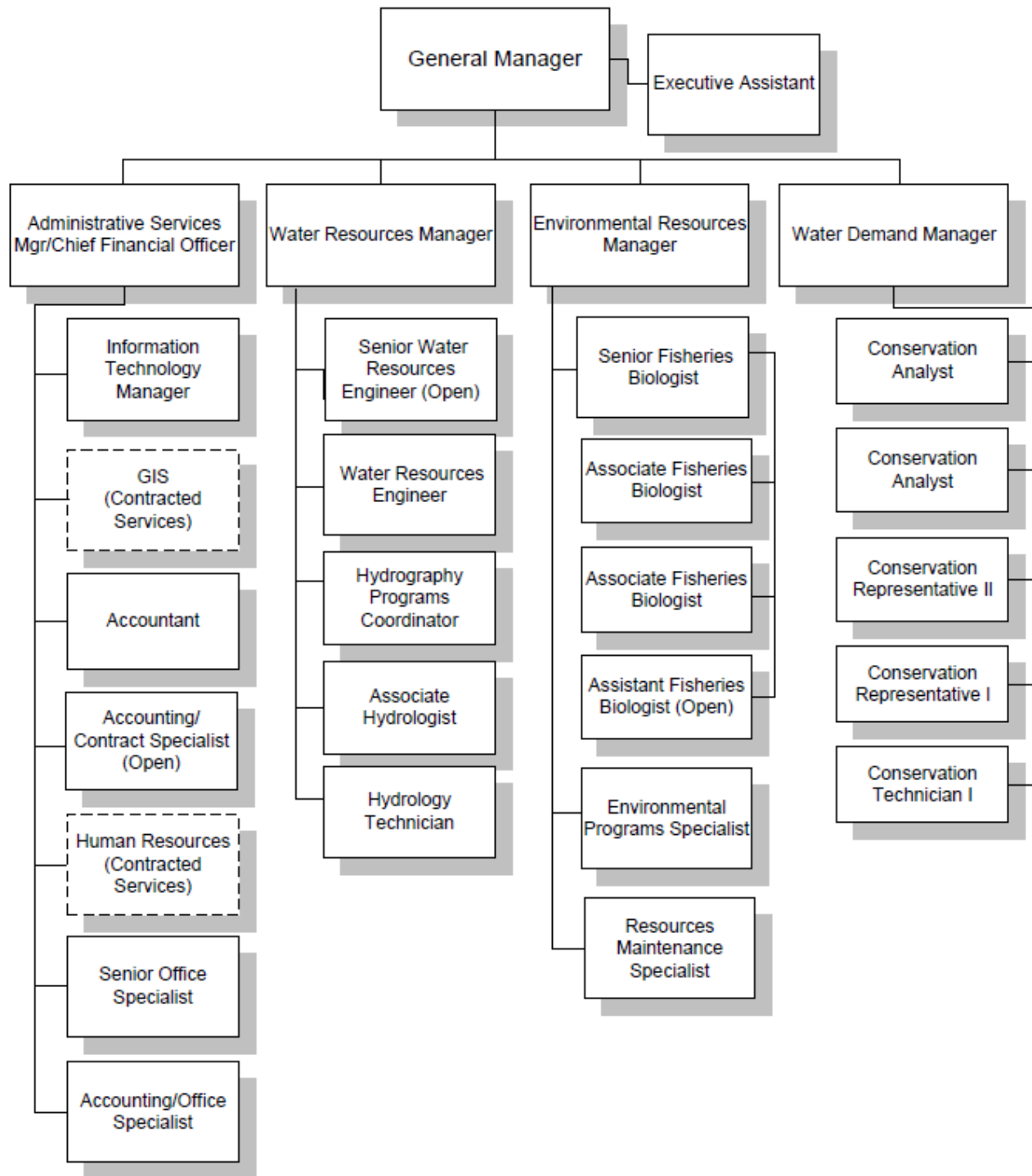
District Organization Chart  
June 2019





**EXHIBIT 24-A**

# District Organization Chart Proposed – 2020





**ITEM: ACTION ITEM****25. CONSIDER CONVERTING THE SENIOR HYDROGEOLOGIST POSITION TO WATER RESOURCES MANAGER POSITION**

<b>Meeting Date:</b>	<b>June 17, 2019</b>	<b>Budgeted:</b>	<b>Yes</b>
<b>From:</b>	<b>David J. Stoldt, General Manager</b>	<b>Program/ Line Item No.:</b>	<b>Salary &amp; Benefits</b>
<b>Prepared By:</b>	<b>Suresh Prasad</b>	<b>Cost Estimate:</b>	<b>\$21,000</b>

**General Counsel Approval:** N/A**Committee Recommendation:** The Administrative Committee reviewed this item on June 10, 2019 and recommended it be discussed by the full Board as an Action Item on the June 17, 2019 agenda.**CEQA Compliance:** This action does not constitute a project as defined by the California Environmental Quality Act Guidelines section 15378.

**SUMMARY:** The District's Planning & Engineering Manager/District Engineer, Larry Hampson, recently retired after 28 years of service. This position oversaw the Water Resources and Engineering Division. Rather than filling the vacant Planning & Engineering Manager/District Engineer position, the General Manager proposes to convert the Senior Hydrogeologist position to Water Resources Manager position to manage the staff and functions of the Water Resources Division. This staff member currently in the Senior Hydrogeologist position will assume additional higher-level management duties associated with directing, managing, and supervising the programs and activities of the Water Resources Division. This position will report directly to the General Manager.

A job description for this converted position is attached as **Exhibit 25-A**.

The position would be placed at Range 53-D on the District's current salary schedule, whereas the previous Planning & Engineering Manager/District Engineer was at Range 55-E.

**RECOMMENDATION:** It is recommended that the Board authorize the conversion of the Senior Hydrogeologist position to Water Resources Manager and associated salary range.

**IMPACTS TO STAFF/RESOURCES:** The cost differential between salary range 49-E (Senior Hydrogeologist) and salary range 53-D (Water Resources Manager) will be \$21,000 in salary and benefits.

**EXHIBIT****25-A Water Resources Manager Job Description**



## **EXHIBIT 25-A**

### **WATER RESOURCES MANAGER**

*Class specifications are intended to present a descriptive list of the range of duties performed by employees in the class. Specifications are **not** intended to reflect all duties performed within the job.*

#### **DEFINITION**

To direct, manage, supervise, and coordinate assigned programs and activities of the Water Resources Division including surface and groundwater modeling, water availability, systems operations, watershed management, research and data management programs; to coordinate assigned activities with other divisions and outside agencies; and to provide highly responsible and complex administrative support to the General Manager.

#### **SUPERVISION RECEIVED AND EXERCISED**

Receives administrative direction from the General Manager.

Exercises direct supervision over supervisory, professional, technical and clerical staff.

#### **ESSENTIAL AND MARGINAL FUNCTION STATEMENTS**

*The following duties are typical for positions in this classification. Any single position may not perform all of these duties and/or may perform similar related duties not listed here:*

##### **Essential Functions:**

1. Evaluate, manage and participate in the development and implementation of District Strategic Plan and Division goals, objectives, policies; recommend and administer policies and procedures.
2. Monitor and evaluate the efficiency and effectiveness of service delivery methods and procedures; recommend, within departmental policy, appropriate service and staffing levels.
3. Develop and manage the Division's annual budget; forecast funds needed for staffing, equipment, materials and supplies; monitor and approve expenditures; implement adjustments.
4. Plan, direct, coordinate, and review the work plan for Water Resources Division staff; assign work activities, projects and programs; review and evaluate work products, methods and procedures; meet with staff to identify and resolve problems.
5. Select, train, motivate and evaluate Water Resources Division personnel; provide or coordinate staff training; work with employees to correct deficiencies; implement discipline and termination procedures.
6. Review private ground water development proposals and provide direction to Board regarding approval or denial.
7. Design data collection program to measure and determine groundwater quantity/quality; participate in field collection of groundwater, surface water, well reporting, lagoon monitoring, and climatic data collection programs.
8. Oversee surface water, groundwater, and Aquifer Storage and Recovery data collection and data management programs, and set priorities for these programs.
9. Oversee the development and implementation of stream flow monitoring, design, develop and manage ground water resource evaluation projects; perform groundwater modeling tasks and manage consultant ground water modeling projects.

10. Develop and manage groundwater recharge projects, groundwater exploration and hydrogeologic assessment programs; provide geologic and hydrogeologic analysis and evaluate similar work by technical consultants.
11. Supervise well installations, collect and record lithologic data and conduct aquifer tests; prepare reports on results of field investigations and present findings to District Board and others.
12. Perform the most technical and complex tasks of the work unit including development of computer based simulation models of groundwater and surface water resources; develop model inputs including demands, flows, capacities and yields.
13. Participate in feasibility studies engineering and economic analysis for water supply projects; participate in the planning and assignment of studies, and evaluation of the results.
14. Prepare and review constructions bid documents contracts, and agreements.
15. Participate in development, review and evaluation of Environmental Impact Reports (EIRs) for District water-supply augmentation and water development projects.
16. Participate in the review and check of engineering drawings, plans, and specifications
17. Attend District water-rights negotiation meetings and provide input on issues relating to quantification of water-rights entitlements.
18. Serve as the liaison for the water resources divisions with other District divisions, outside agencies and the public; respond, negotiate, and resolve sensitive and controversial issues.
19. Serve as staff on a variety of boards, commissions and committees; prepare and present staff reports and other necessary correspondence.
20. Provide responsible staff assistance to the General Manager; serve as a member of the District management team.
21. Attend and participate in professional group meetings; stay abreast of new trends and innovations in the field of hydrology, water resources, and water supply.
22. Perform related duties and responsibilities as required and directed.

## **QUALIFICATIONS**

### **Knowledge of:**

Operations, services and activities of a hydrology/hydrogeology program.

Operational characteristics, services, activities of a water supply planning and engineering program.

Principles and practices of hydrologic, climatologic, geological and biological sciences at an advanced working level.

Principles of supervision, training and performance evaluation.

Advanced principles and practices of ground-water hydrology and the interaction between surface and subsurface flow (e.g., conjunctive use resource management studies).

Water rights law and entitlement.

Advanced principles of geology, seismic and landslide investigations.

Advanced mathematics as applied to engineering analysis and design.

Modern office procedures, methods and computer equipment.

Modern and complex principles and practices of computer modeling.

Principles of budget preparation and control.

Pertinent Federal, State, and local laws, codes and regulations.



Operational characteristics, services and activities of a water supply planning and engineering program.

Advanced mathematics as to engineering analysis and design  
California water rights law and practices

**Ability to:**

Perform complex hydrologic/hydrogeologic related research studies.  
Establish methodologies and guide professional staff in data collection and analyses.  
Operate and evaluate hydrologic models.  
Perform hydrogeologic and geologic analysis and manage groundwater exploration programs.  
Provide expert advice to the Board of Director on water management issues.  
Supervise, organize, and review the work of lower level staff.  
Select, supervise, train and evaluate staff.  
Respond to requests and inquiries from the general public.  
Methods of report preparation and presentation.  
Administer consultant contracts and evaluate consultant work products.  
Interpret and explain District rules, policies and procedures.  
Prepare clear and concise reports.  
Communicate clearly and concisely, both orally and in writing.  
Establish and maintain effective working relationships with those contacted in the course of work including elected officials and the general public.  
Effectively represent the MPWMD on interagency technical committees, including the Seaside Basin Watermaster.  
Maintain physical condition appropriate to the performance of assigned duties and responsibilities.  
Analyze problems, identify alternative solutions, project consequences, of proposed actions and implement recommendations in support of goals.

**Experience and Training Guidelines** —- *Any combination of experience and training that would likely provide the required knowledge and abilities is qualifying. A typical way to obtain the knowledge and abilities would be:*

**Experience**

Eight years of hydrologic/hydrogeologic research and analyses experience including two years of administrative or lead supervisory responsibility.

**Training**

Equivalent to a Bachelor's degree from an accredited college or university with major course work in geology, hydrology, environmental science, engineering or a related field.

**License or Certificate:**

Possession of, or ability to obtain within 18 months of employment, a valid license as a Professional Geologist and valid certification as a Certified Hydrogeologist in the State of California.

Possession of, or ability to obtain within 6 months of employment, an appropriate, valid driver's license in the State of California.

**WORKING CONDITIONS**

*The conditions herein are representative of those that must be met by an employee to successfully perform the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential job functions.*

**Environmental Conditions:**

Office and field environment with some travel to attend meetings; work in and around water; exposure to all types of weather and temperature conditions; work closely with others and work alone; irregular work hours; exposure to computer screens and atmospheric conditions.

**Physical Conditions:**

Essential and marginal functions may require maintaining physical condition necessary for walking, standing and sitting for prolonged periods of time; operating motorized vehicles and equipment.

**Vision:**

See in the normal visual range with or without correction; specific vision abilities required by this job include close and distance vision, color perception and depth perception.

**Hearing:**

Hear in the normal audio range with or without correction.

**Department:** Water Resources Division

**Exempt:** Yes

**Approved:** June 2019

**Revised:**

**ITEM: ACTION ITEM****26. CONSIDER CONVERTING THE RIPARIAN PROJECTS COORDINATOR POSITION TO ENVIRONMENTAL RESOURCES MANAGER POSITION**

<b>Meeting Date:</b>	<b>June 17, 2019</b>	<b>Budgeted:</b>	<b>Yes</b>
<b>From:</b>	<b>David J. Stoldt, General Manager</b>	<b>Program/ Line Item No.:</b>	<b>Salary &amp; Benefits</b>
<b>Prepared By:</b>	<b>Suresh Prasad</b>	<b>Cost Estimate:</b>	<b>\$22,000</b>

**General Counsel Approval:** N/A**Committee Recommendation:** The Administrative Committee reviewed this item on June 10, 2019 and recommended it be discussed by the full Board as an Action Item on the June 17, 2019 agenda.**CEQA Compliance:** This action does not constitute a project as defined by the California Environmental Quality Act Guidelines section 15378.

**SUMMARY:** Since the retirement of Joe Oliver in 2016, the District has operated with one less division, certain Water Resources Division functions were combined with Planning and Engineering Division, and the Fisheries unit reported directly to the General Manager. At this time, the General Manager proposes to convert the Riparian Projects Coordinator position to an Environmental Resources Manager position to manage the staff and functions of the Environmental Resources Division. The staff member currently in the Riparian Projects Coordinator position will assume additional higher-level management duties associated with directing, managing, and supervising the programs and activities of the Environmental Resources Division. This position will report directly to the General Manager.

A job description for this converted position is attached as **Exhibit 26-A**.

The position would be placed at Range 47-D on the District's current salary schedule.

**RECOMMENDATION:** It is recommended that the Board authorize the conversion of the Riparian Projects Coordinator position to Environmental Resources Manager position and associated salary range.

**IMPACTS TO STAFF/RESOURCES:** The cost differential between salary range 42-E (Riparian Projects Coordinator) and salary range 47-D (Environmental Resources Manager) will be approximately \$22,000 in salary and benefits.

**EXHIBIT****26-A Environmental Resources Manager Job Description**



## **EXHIBIT 26-A**

### **ENVIRONMENTAL RESOURCES MANAGER**

*Class specifications are intended to present a descriptive list of the range of duties performed by employees in the class. Specifications are **not** intended to reflect all duties performed within the job.*

#### **DEFINITION**

To direct, manage, supervise, and coordinate assigned programs and activities of the Environmental Resources Division including riparian restoration projects and fisheries program; to coordinate assigned activities with other divisions and outside agencies; and to provide highly responsible and complex administrative support to the General Manager.

#### **SUPERVISION RECEIVED AND EXERCISED**

Receives administrative direction from the General Manager.

Exercises direct supervision over supervisory, professional, technical and clerical staff.

#### **ESSENTIAL AND MARGINAL FUNCTION STATEMENTS**

*The following duties are typical for positions in this classification. Any single position may not perform all of these duties and/or may perform similar related duties not listed here:*

#### **Essential Functions:**

1. Evaluate, manage and participate in the development and implementation of District Strategic Plan and Division goals, objectives, policies; recommend and administer policies and procedures.
2. Monitor and evaluate the efficiency and effectiveness of service delivery methods and procedures; recommend, within departmental policy, appropriate service and staffing levels.
3. Develop and manage the Division's annual budget; forecast funds needed for staffing, equipment, materials and supplies; monitor and approve expenditures; implement adjustments.
4. Plan, direct, coordinate, and review the work plan for the Environmental Resources Division staff; assign work activities, projects and programs; review and evaluate work products, methods and procedures; meet with staff to identify and resolve problems.
5. Select, train, motivate and evaluate Environmental Resources Division personnel; provide or coordinate staff training; work with employees to correct deficiencies; implement discipline and termination procedures.
6. Develop, oversee and coordinate riparian restoration and enhancement activities including implementation of the Riparian Corridor Management Plan; revegetation, mitigation, irrigation, and channel clearing programs.
7. Develop, coordinate and conduct monitoring programs for wildlife, vegetation dynamics and soil moisture; collect, analyze and interpret data.
8. Oversee the development and implementation of fisheries program.

**MONTEREY PENINSULA WATER MANAGEMENT DISTRICT**  
**Environmental Resources Manager (Continued)**

9. Assist in development of computer based simulation models of groundwater and surface water resources
10. Monitor program compliance with federal, state, and local laws, rules and regulations related to provision of riparian restoration and enhancement and related projects.
11. Monitor and enforce District ordinances; identify violations and negotiate remedial action; issue river work permits.
12. Prepare requests for proposals and calls for bids; administer consultant contracts and contracts for construction projects; inspect construction projects.
13. Assist with development and implementation of Carmel River Lagoon monitoring activities.
14. Provide emergency erosion advice and technical assistance to river-front property owners regarding bio-technical bank stabilization techniques and irrigation system design, installation and operations.
15. Serve as the liaison for the water resources divisions with other District divisions, outside agencies and the public; respond, negotiate, and resolve sensitive and controversial issues.
16. Serve as staff on a variety of boards, commissions and committees; prepare and present staff reports and other necessary correspondence.
17. Provide responsible staff assistance to the General Manager; serve as a member of the District management team.
18. Attend and participate in professional group meetings; stay abreast of new trends and innovations in the field of hydrology, water resources, and water supply.
19. Perform related duties and responsibilities as required.

**QUALIFICATIONS**

**Knowledge of:**

Theory, operations, services and activities of riparian restoration and enhancement program.  
 Biological and earth sciences.  
 Principles of supervision and training.  
 Principles and practices of contract administration.  
 Computer programs used to simulate water resources systems.  
 Riparian system ecology, plant physiology, vegetation dynamics, horticulture, hydrology, soils, geomorphology.  
 Knowledge of irrigation techniques and methods.  
 Resource survey and monitoring design theory and methods including statistical analysis.  
 Scientific equipment and data collection techniques relating to soil, vegetation, climate and river processes.  
 Basic procedures, methods and techniques of budget preparation and control.  
 Recent developments, current literature and information related to erosion control and riparian management.  
 Principles in land and river surveying.  
 Modern office equipment including computers.

**MONTEREY PENINSULA WATER MANAGEMENT DISTRICT**  
**Environmental Resources Manager (Continued)**

Pertinent federal, state, and local laws, codes, and regulations including the federal and state Endangered Species Acts, the California Environmental Quality Act, the California Department of Fish and Wildlife Code, and Monterey County's Carmel Valley Floodplain Ordinance.

**Ability to:**

Administer and coordinate large and complex vegetation management projects.  
 Lead, train, organize, review and evaluate the work of staff in the area of work assigned.  
 Coordinate and direct FEMA disaster grant and riparian restoration programs.  
 Recommend and implement goals and objectives for providing effective riparian management.  
 Elicit community and organizational support for District riparian restoration programs.  
 Interpret and explain District policies and procedures.  
 Prepare and administer riparian restoration, enhancement and maintenance program budgets.  
 Identify threatened and endangered species in the field.  
 Understand pertinent sections of the federal and state Endangered Species Acts.  
 Prepare clear and concise reports.  
 Identify and respond to community issues, concerns and needs.  
 Allocate limited resources in a cost effective manner.  
 Communicate clearly and concisely, both orally and in writing.  
 Establish and maintain effective working relationships with those contacted in the course of work including the general public.  
 Maintain physical condition appropriate to the performance of assigned duties and responsibilities.

**Experience and Training Guidelines** — *Any combination of experience and training that would likely provide the required knowledge and abilities is qualifying. A typical way to obtain the knowledge and abilities would be:*

**Experience**

Eight years of increasingly responsible environmental restoration, maintenance and enhancement project experience including three years of administrative and supervisory responsibility.

**Training**

Equivalent to a Bachelor's degree from an accredited college or university with major course work in botany, forestry, biology, environmental science, soil science, water resources management or a related field.

**License or Certificate:**

Possession of, or ability to obtain, an appropriate, valid driver's license.

**WORKING CONDITIONS**

*The conditions herein are representative of those that must be met by an employee to successfully perform the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential job functions.*

**Environmental Conditions:**

Office and field environment; work closely with others; exposure to computer screens, atmospheric conditions, radiant energy, poisonous animals and/or insects, and slippery and uneven conditions; work around moving water.

**MONTEREY PENINSULA WATER MANAGEMENT DISTRICT**  
**Environmental Resources Manager (Continued)**

**Physical Conditions:**

Essential and marginal functions may require maintaining physical condition necessary for walking standing and sitting for long periods of time in and around brush and river beds; moderately heavy lifting and carrying; use of both hands; repetitive motion; operating motorized vehicles; speaking and hearing to exchange information.

**Vision:**

See in the normal visual range with or without correction; specific vision abilities required by this job include close and distance vision, color perception and depth perception.

**Hearing:**

Hear in the normal audio range with or without correction.

**Department:** Environmental Resources Division

**Exempt:** Yes

**Approved:** June 2019

**Revised:**



**ITEM: PUBLIC HEARING****27. CONSIDER FIRST READING OF ORDINANCE NO. 183 - ADDING RULE 20-E ESTABLISHING A ZONE OF CONTROLLED DRINKING WATER WELL CONSTRUCTION AND A ZONE OF POTENTIAL CONTROLLED DRINKING WATER WELL CONSTRUCTION RELATED TO PURE WATER MONTEREY INJECTION OF HIGHLY PURIFIED WATER**

<b>Meeting Date:</b>	<b>June 17, 2019</b>	<b>Budgeted:</b>	<b>N/A</b>
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<b>From:</b>	<b>David J. Stoldt, General Manager</b>	<b>Program/ Line Item No.:</b>	<b>N/A</b>
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<b>Prepared By:</b>	<b>Jonathan Lear</b>	<b>Cost Estimate:</b>	<b>N/A</b>
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**General Counsel Review: Yes**

**CEQA Compliance:** This Ordinance is exempt from review under the California Environmental Quality Act ("CEQA") (California Public Resources Code Section 21000 et seq.). Pursuant to State CEQA Guidelines section 15307 (14 Cal. Code Regs., § 15307), this Ordinance is covered by the CEQA Categorical Exemption for actions taken to assure the maintenance, restoration, enhancement, or protection of a natural resource where the regulatory process involves procedures for protection of the environment.

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**SUMMARY:** Ordinance No. 183 creates a control zone for construction of drinking water wells and a secondary control zone requiring further study for the construction of drinking water wells. Establishing and enforcing these control zones is required by Statewide Title 22 Regulations to obtain the Department of Drinking Water permit for project operation. The draft ordinance is attached as (Exhibit 27-A).

**RECOMMENDATION:** Staff recommends the Board receive public comment on Ordinance No. 183 on first reading, approve the first reading of the Ordinance, and schedule the Ordinance for second reading and adoption on July 15, 2019.

**DISCUSSION:** The following points summarize Ordinance No. 183:

1. In order for Pure Water Monterey (PWM) to inject advanced treated water into the Seaside Groundwater Basin (SGB), a permit from the Department of Drinking Water Recycled Water Unit is required.
2. Title 22 Section 60320.200 requires the establishment of a zone of controlled installation of drinking water wells and a secondary zone of potential controlled drinking water well construction.
3. Title 22 Regulations define the zone of controlled drinking water well construction as the boundary around the injection wells representing a 180 day travel time from the injection well field. Drinking water wells are not permitted to be constructed inside this boundary.

4. Title 22 Regulations define the secondary zone of potential controlled drinking water well construction as the boundary around the injection wells representing a 2 year travel time from the injection well field. Drinking water wells proposed to be installed inside this zone will undergo further study prior to construction of the well.
5. Agreement No. A-06181 between MPWMD and Monterey County Water Resources Agency gives MPWMD, “exclusive authority to regulate the management of the Seaside Groundwater Basin within the present Fort Ord boundaries, and MCWRA will comply with and such ordinance enacted by MPWMD.”
6. Groundwater modeling completed to support preparation of the Title 22 Engineering report for PWM was used to establish the boundaries of the two zones of drinking water well construction.
7. Establishment of the control zones will not have adverse effects on the ability of water Purveyors to provide water to the communities. The area inside of the control zone will be incorporated into the City of Seaside upon the transfer of land from Fort Ord Reuse Authority. Marina Coast Water District is the water purveyor that will serve the area inside the zones of controlled drinking water well construction. MCWD cannot drill wells in the Seaside Groundwater Basin as they are not a named producer in the Seaside Groundwater Basin Adjudication Decision.
8. This ordinance adds Rule 20-E to establish the injection control zones for PWM highly purified water.

## **EXHIBIT**

### **27-A Draft Ordinance No. 183**

**EXHIBIT 27-A**

**ORDINANCE NO. 183**

**AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE  
MONTEREY PENINSULA WATER MANAGEMENT DISTRICT ADDING RULE 20-E  
ESTABLISHING A ZONE OF CONTROLLED DRINKING WATER WELL  
CONSTRUCTION AND A ZONE OF POTENTIAL CONTROLLED DRINKING WATER  
WELL CONSTRUCTION RELATED TO PURE WATER MONTEREY INJECTION OF  
HIGHLY PURIFIED WATER**

**FINDINGS**

1. The Monterey Peninsula Water Management District (MPWMD) was created to address ground and surface water resources in the Monterey Peninsula area, which the Legislature found required integrated management, and was endowed with the powers set forth in the Monterey Peninsula Water Management District Law (Chapter 527 of the Statutes of 1977, found at West's Water Code, Appendix, Section 118-1, et seq.).
2. Monterey One Water (M1W) was formed in 1972 to regionalize wastewater treatment on the Monterey Peninsula and became a Joint Powers Authority in the late 1980's. M1W operates a regional waste water plant north of the City of Marina and has been supplying the Castroville Seawater Intrusion Project treated water for irrigation since 1998.
3. Marina Coast Water District (MCWD) was formed in 1970 and currently operates the water and wastewater systems for the City of Marina, California State University of Monterey Bay and the former Fort Ord. MCWD is the future water purveyor for the former Fort Ord referenced in the MCWD 5-year plan as the Ord Community (**Exhibit 1**).
4. MPWMD is partnered with M1W in the construction and operation of the Pure Water Monterey (PWM), a water resources project that will produce 100% recycled water in compliance with Title 22 Section 60320.216 requirements laid out in the California Code of Regulations.
5. PWM will bring 3,500 Acre Feet per year of advanced treated water from the Advanced

Water Purification Facility (AWPF) and inject it into the Paso Robles Aquifer and the Santa Margarita Sandstone in the Seaside Groundwater Basin (SGB). The injected water will be recovered through the California American Water and MPWMD wells in the SGB.

6. Title 22 Section 60320.200 (e) Part 2 requires, “a boundary representing a zone of controlled drinking water well construction, the greatest of the horizontal and vertical distances reflecting the retention times required pursuant to sections 60320.208 and 60320.224.” A zone of moratorium on installing drinking water wells shall be established around the PWM injection well field.
7. Title 22 Section 60320.200 (e) Part 3 also requires, “a secondary boundary representing a zone of potential controlled drinking water well construction, depicting the zone within which a well would extend the boundary in Part 2 to include existing or potential future drinking water wells, thereby requiring further study and potential mitigating activities prior to drinking water well construction.” A zone shall be established where proposed installation of drinking water wells are required to undergo further study prior to installation.
8. Agreement No. A-06181 between MPWMD, Monterey County Water Resources Agency (MCWRA), and Pajaro Valley Water Management Agency signed in 1993 gives MPWMD, “exclusive authority to regulate the management of the Seaside Groundwater Basin within the present Fort Ord boundaries, and MCWRA will comply with any such ordinance enacted by MPWMD.”
9. For establishment of the zone of controlled drinking water well construction, an area representing the 180 day travel time of injected water is required to be identified. This prevents wells from being installed inside the zone where groundwater has not achieved full Logarithmic Virus Removal Credits under Title 22 Section 60320.200 (e) Part 2. An area representing a 2 year travel time of injected water is required to establish the secondary zone of potential controlled drinking water well construction as required in Title 22 Section 60320.200 (e) Part 3. Figures 5-2 and 5-3 from the Title 22 Engineering report prepared for PWM show the modeled particle paths for water injected into the Paso Robles Aquifer and the Santa Margarita Sandstone respectively. These figures are included as **Exhibit 2** and **Exhibit 3** of Ordinance 183.
10. **Exhibit 4** shows the zones of controlled drinking water well construction for both aquifer units representing 180 day travel times as well as the secondary zone of potential controlled

drinking water construction representing a 2 year travel time required by Title 22 regulations. As a component of PWM startup a tracer test will be conducted. If the results of the tracer test are different than the modeled groundwater travel times, Exhibit 4 will be revised by MPWMD Board resolution.

11. Establishment of the control zones will not have adverse effects on the ability of water purveyors to provide water to the communities. The area inside of the control zones will be incorporated into the City of Seaside upon the transfer of land from Fort Ord Reuse Authority and will be developed according to the City's General Plan. Agreement No. A-06181 gives MCWRA the authority to regulate water delivery systems that deliver water to the area within the Fort Ord Boundaries and the MPWMD Boundary.
12. MCWRA recognizes MCWD as the water purveyor to serve the Ord Community development and MCWD cannot drill wells in the Seaside Groundwater Basin as they are not a named producer in the Seaside Groundwater Basin Adjudication Decision.
13. It is recognized that the Title 22 regulations are currently being reviewed by the State of California and in the future direct potable use (raw water augmentation) of highly treated water may be permitted. If PWM were to pursue and obtain permits for raw water augmentation, the control zones will sunset. The sunset of the control zones will be conducted by MPWMD.
14. This ordinance adds Rule 20-E to establish the injection control zones for PWM highly purified water.
15. This Ordinance is exempt from review under the California Environmental Quality Act ("CEQA") (California Public Resources Code Section 21000 et seq.). Pursuant to State CEQA Guidelines section 15307 (14 Cal. Code Regs., § 15307), this Ordinance is covered by the CEQA Categorical Exemption for actions taken to assure the maintenance, restoration, enhancement, or protection of a natural resource where the regulatory process involves procedures for protection of the environment.

**NOW THEREFORE** be it ordained as follows:

## **ORDINANCE**

### **Section One:     Short Title**

This ordinance shall be known as the Pure Water Monterey controls zone for construction of drinking water Wells.

### **Section Two:     Purpose**

The Monterey Peninsula Water Management District (MPWMD) enacts this ordinance to comply with the Title 22 requirements establishing a control zone for drinking water Well construction and a secondary control zone requiring further study near the Pure Water Monterey (PWM) injection well field in the Paso Robles Formation and the Santa Margarita Sandstone.

### **Section Three:   Addition of Rule 20-E, Zones of Controlled Drinking Water**

The following text shall be added as Rule 20-E – Zones of Controlled Drinking Water

#### **RULE 20-E – ZONES OF CONTROLLED DRINKING WATER**

- A. Figure 10-1 from Todd Groundwater is a map showing the Zones of controlled drinking water and will be included in Rule 20-E. If the map needs to be updated in the future it will be done through MPWMD Board Resolution.
- B. Prohibition of installation of drinking water Wells within the control zones in the Paso Robles Aquifer and the Santa Margarita Sandstone shall be enacted once the Pure Water Monterey (PWM) begins injecting as required by Title 22 Regulations. Maps identifying the control zones are included with this Rule. The process shall be as follows:
  - 1. Monterey County Environmental Health (MCEH) requires MPWMD review and comment of all proposed well construction permits prior to the approval of a well construction permit if the proposed Well site is within the MPWMD boundaries.
  - 2. At the time of permit review, if the Well is determined to be inside the control zone, the permit will be denied.

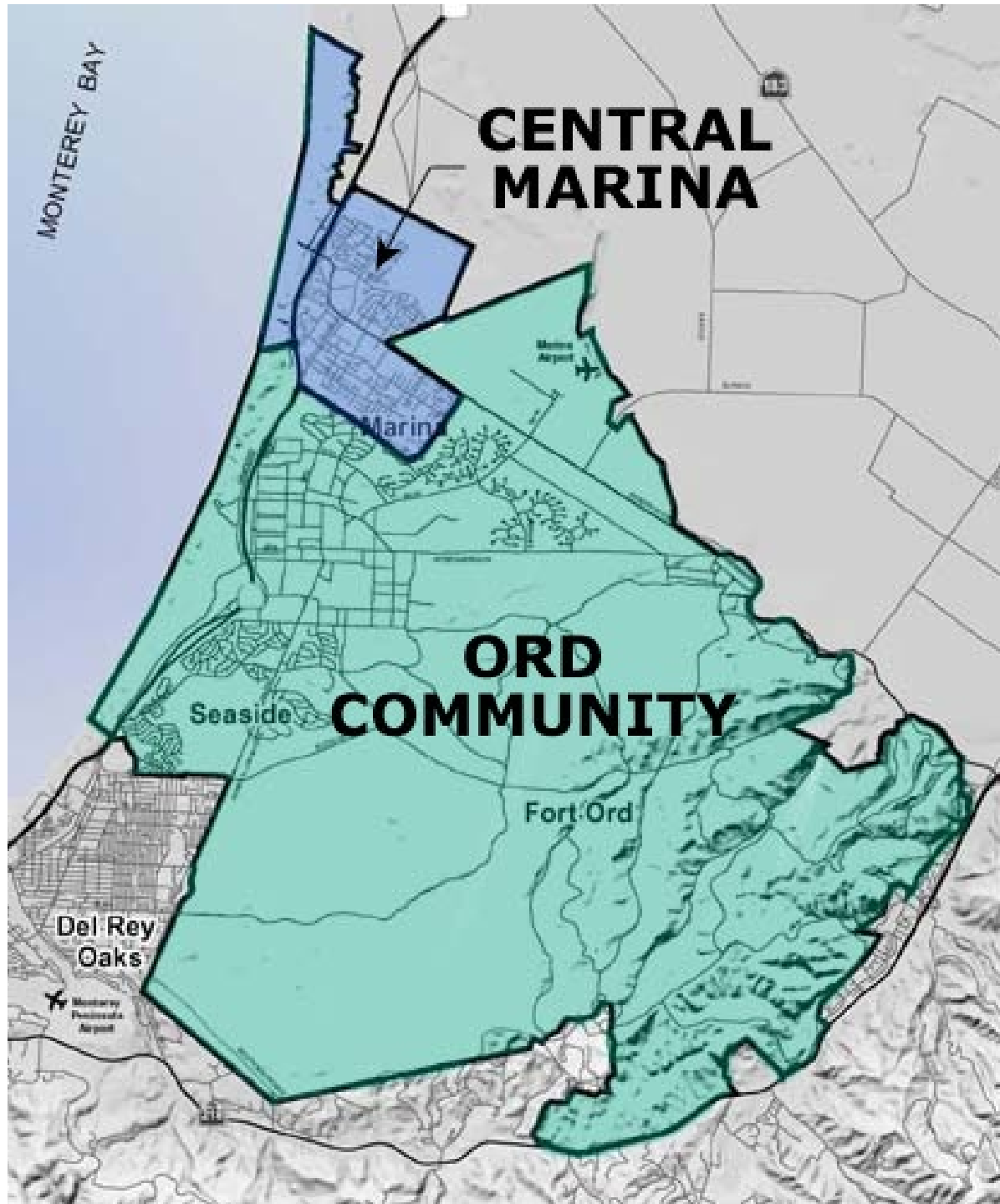
- C. An elevated level of study is required prior to MPWMD approving the permit in the MCEH review process in accordance with Title 22 Regulations. The study must demonstrate that Wells proposed to be installed in the secondary control zone will not capture water injected into the PWM injection wells that have had travel time shorter than 180 days from the injection well. The process shall be as follows:
1. MCEH requires MPWMD review and comment of all proposed well construction permits prior to the approval of a well construction permit if the proposed Well site is within the MPWMD boundaries.
  2. At the time of permit review, if the Well is determined to be inside the secondary control zone, MPWMD will work with MCEH and the Applicant to demonstrate appropriate travel time to the proposed Well.
  3. The cost of this study will be borne by the Applicant.
- D. The term “drinking water well” as used in these Regulations refers to any Well proposed to be used as a Potable supply of water for any reasonable and beneficial use.
- E. Title 22 Regulations are under review at the State level. Direct potable use of advanced treated water (raw water augmentation) may be permitted in the future. If PWM obtains permits for raw water augmentation, MPWMD will repeal Rule 20-E.

**Section Four:     Effective Date and Sunset**

Ordinance 183 shall take effect on the first day PWM begins injecting advanced treated water. MPWMD shall sunset Ordinance 183 if PWM obtains permits for raw water augmentation.

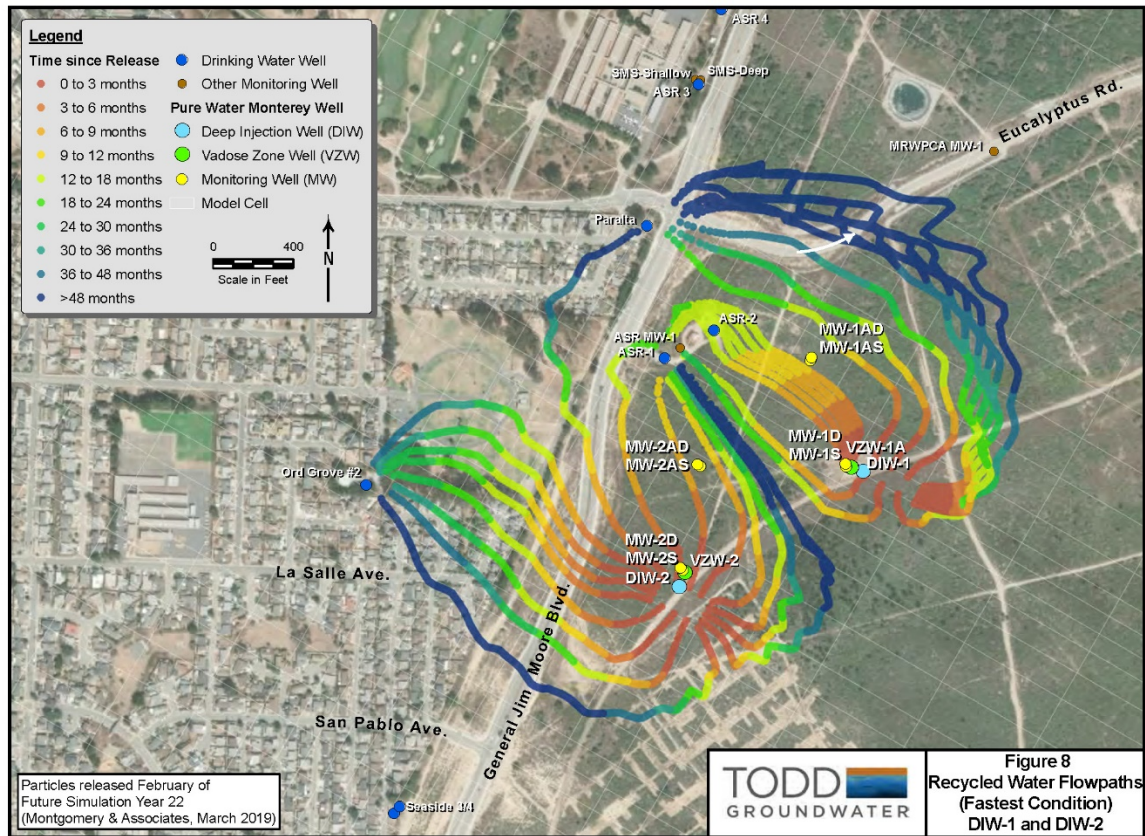
**Section Five:     Severability**

If any subdivision, paragraph, sentence, clause or phrase of this ordinance is, for any reason, held to be invalid or unenforceable by a court of competent jurisdiction, such invalidity shall not affect the validity or enforcement of the remaining portions of this ordinance, or of any other provisions of the Monterey Peninsula Water Management District Rules and Regulations. It is the District’s express intent that each remaining portion would have been adopted irrespective of the fact that one or more subdivisions, paragraphs, sentences, clauses, or phrases be declared invalid or unenforceable.

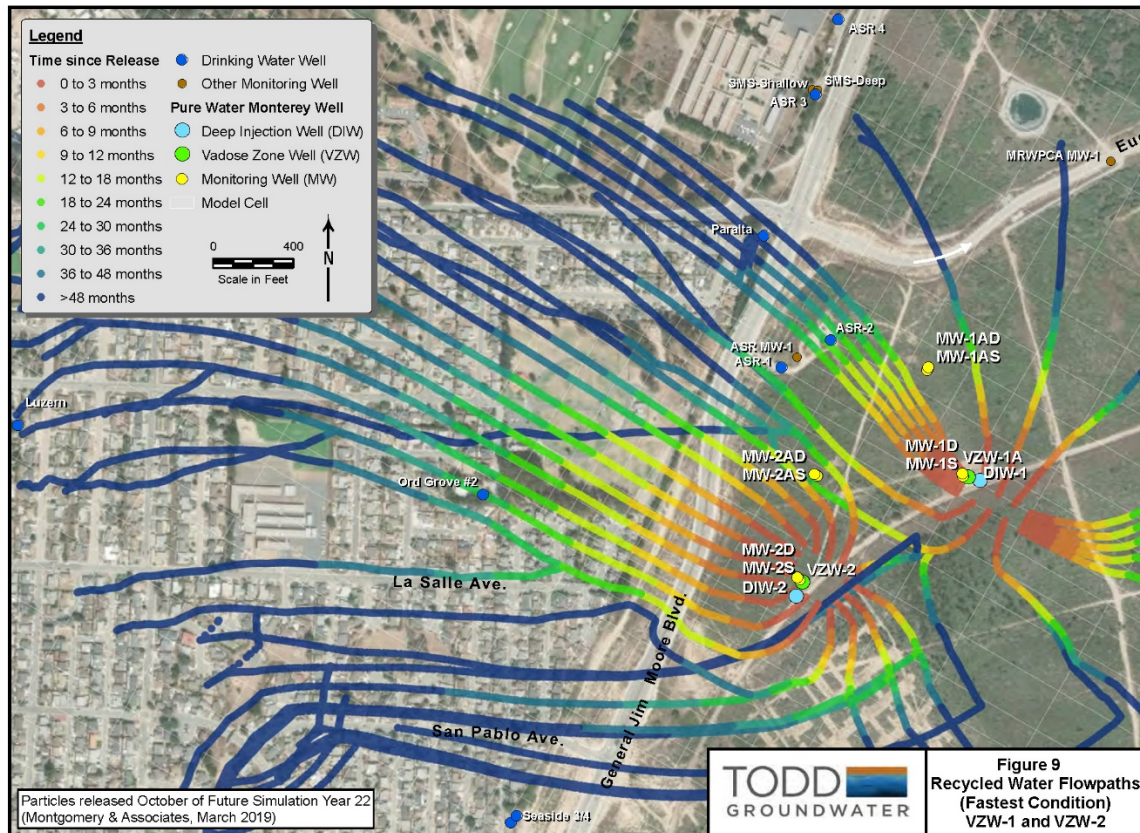


**EXHIBIT 1 – Area of Ord Community Proposed to be Served by MCWD**



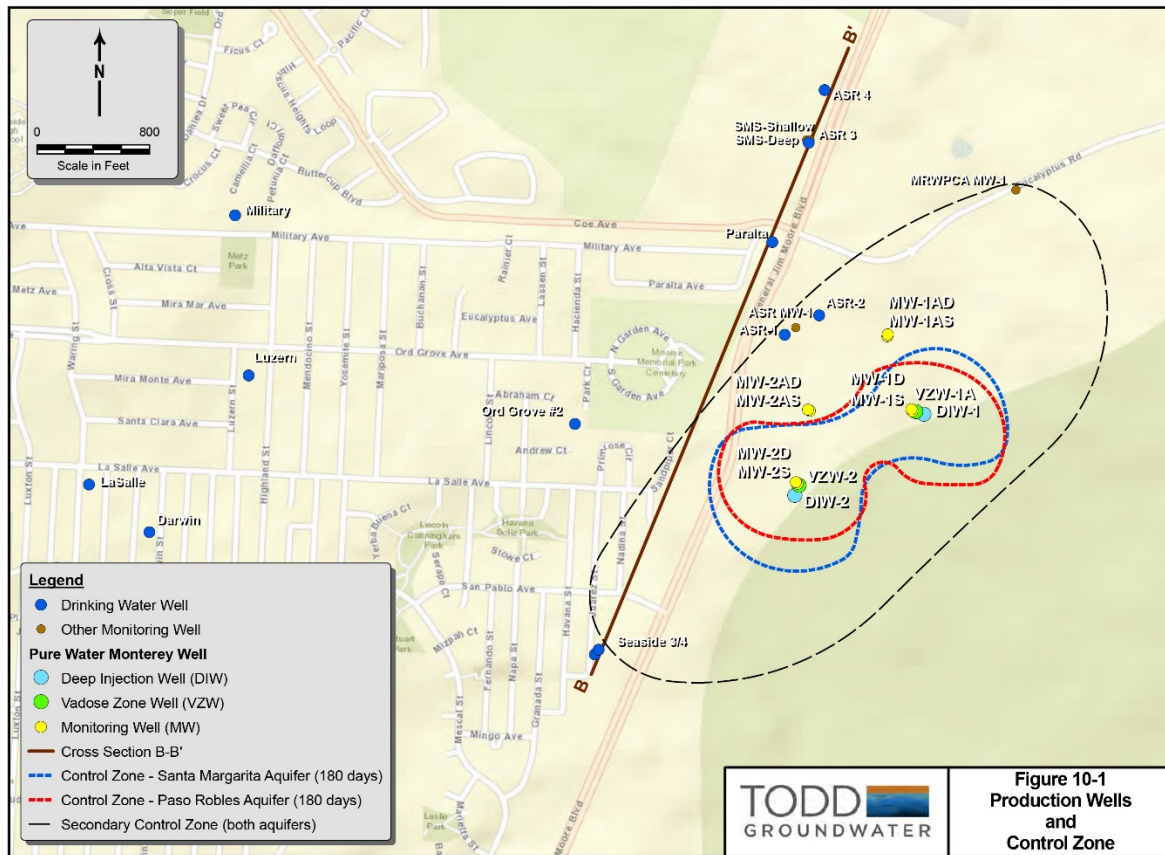


## **EXHIBIT 2 –Particle Paths for Water Injected into the Santa Margarita Sandstone**



### **EXHIBIT 3 –Particle Paths for Water Injected into the Paso Robles Aquifer**





**EXHIBIT 4 – Control Zone for the Paso Robles Aquifer and Santa Margarita Sandstone  
and Secondary Control Zone for both Geologic Units**

On motion of Director, and second by Director, the foregoing ordinance is adopted upon this \_\_\_\_ day of \_\_\_\_\_, 2019, by the following vote:

AYES:

NAYS:

ABSENT:

I, David J. Stoldt, Secretary to the Board of Directors of the Monterey Peninsula Water Management District, hereby certify the foregoing ordinance was duly adopted on the \_\_\_\_ day of \_\_\_\_\_, 2019.

Witness my hand and seal of the Board of Directors this \_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
David J. Stoldt, Secretary to the Board

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**ITEM: PUBLIC HEARING****28. CONSIDER ADOPTION OF JULY THROUGH SEPTEMBER 2019  
QUARTERLY WATER SUPPLY STRATEGY AND BUDGET****Meeting Date: June 17, 2019 Budgeted: N/A****From: David J. Stoldt, General Manager Program/ Line Item No. : N/A****Prepared By: Jonathan Lear Cost Estimate: N/A****General Counsel Review: N/A****Committee Recommendation: N/A****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.**

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**SUMMARY:** The Board will accept public comment and take action on the **July through September 2019** Quarterly Water Supply Strategy and Budget for California American Water's (CalAm's) Main and Satellite Water Distribution Systems (WDS), which are within the Monterey Peninsula Water Resources System (MPWRS). The proposed budgets, which are included as **Exhibits 28-A and 28-B**, show monthly production by source of supply that is required to meet projected customer demand in CalAm's Main and Laguna Seca Subarea systems, i.e., Ryan Ranch, Bishop, and Hidden Hills, during the **July through September 2019** period. The proposed strategy and budget is designed to maximize the long-term production potential and protect the environmental quality of the Seaside Groundwater and Carmel River Basins.

**Exhibit 28-A** shows the anticipated production by CalAm's Main system for each production source and the actual production values for the water year to date through the end of **September 2019**. Cal-Am's annual Main system production for Water Year (WY) 2019 will not exceed 10,130 acre-feet (AF). Sources available to meet customer demand are 1,820 AF from the Coastal Subareas of the Seaside Groundwater Basin as set by the Seaside Basin Adjudication Decision and 8,310 AF from the Carmel River as set by WRO 2016-16. Additional water projects and water rights available are an estimated 1,400 AF from ASR Phase 1 and 2 recovery, 150 AF from the Sand City Desalination Plant, and 471 AF from CalAm's Table 13 water right. Under Table 13 water rights, CalAm is allowed to produce water for in-basin uses when bypass flows are in excess of permit conditions. The schedule of production from the Carmel Valley Alluvial Aquifer is consistent with State Water Resources Control Board (SWRCB) Order Nos. 95-10, 98-04, 2002-0002, and 2016-0016. In compliance with WRO 2016-0016, any water diverted under these rights must be used to reduce unlawful diversion from the Carmel River Basin.

**Exhibit 28-B** shows the anticipated production by CalAm's Laguna Seca Subarea systems for each production source, and the actual production values for WY 2019 to date through the end of February 2019. According to the Seaside Basin Adjudication Decision, CalAm's production has been reduced to 0 AF. It is recognized that CalAm will need to produce water to serve its customers and this table is produced as a ministerial component of tracking the implementation of the Adjudication Decision. CalAm has filed in the most recent general rate case with the California Public Utility Commission to intertie the main system and satellite systems to solve this issue.

**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 greater detail in **Exhibit 28-C**, Quarterly Water Supply Strategy Report: **July – September 2019**.

**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.

When flows decline below 20 cfs at the District's Don Juan Gage, CalAm will stop production from its Upper Carmel Valley Wells. The permitted diversion season for ASR is between December 1 and May 31. ASR recovery will begin when flows decline to shift production away from the river. This schedule is estimated with wet year streamflow conditions and daily demand for Carmel Valley. 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**

- 28-A** Quarterly Water Supply Strategy and Budget for Cal-Am Main System: July–September 2019
- 28-B** Quarterly Water Supply Strategy and Budget for Cal-Am Subsystems: July–September 2019
- 28-C** Quarterly Water Supply Strategy and Budget Report: July–September 2019

**EXHIBIT 28-A**

**California American Water Main Distribution System  
Quarterly Water Supply Strategy and Budget: July - September 2019**

**Proposed Production Targets by Source and Projected Use in Acre-Feet**

SOURCE/USE	MONTH			YEAR-TO-DATE		
	Jul-19	Aug-19	Sep-19	Oct-18 - May-19	% of YTD	% of Annual
<b><u>Source</u></b>						
Carmel Valley Aquifer				<b>3,677</b>	76.1%	44.7%
Upper Subunits	0	0	0			
Lower Subunits (95-10)	941	944	835			
ASR Diversion	0	0	0			
Table 13 Diversion (Service)	0	0	0			
<b>Total</b>	<b>941</b>	<b>944</b>	<b>835</b>	<b>0</b>		
Seaside Groundwater Basin				<b>1,459</b>	132.6%	80.2%
Coastal Subareas	100	100	94			
ASR Recovery	400	400	440	<b>0</b>		
Sand City Desalination	<u>25</u>	<u>25</u>	<u>25</u>	<b>84</b>	41.9%	27.9%
<b>Total</b>	<b>1,466</b>	<b>1,469</b>	<b>1,394</b>	<b>84</b>		
<b><u>Use</u></b>						
Customer Service	1,466	1,469	1,394	<b>6,152</b>		
Table 13 in Basin Use	<u>0</u>	<u>0</u>	<u>0</u>			
<b>Total Customer Use</b>	<b>1,466</b>	<b>1,469</b>	<b>1,394</b>	<b>6,152</b>	95.7%	60.7%
ASR Injection	<u>0</u>	<u>0</u>	<u>0</u>			
<b>Total</b>	<b>1,466</b>	<b>1,469</b>	<b>1,394</b>			

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 (10,131 AF) times the average percentage of annual production for July, August, and September (9.5%, 9.5%, and 8.7%, 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 1,820 AF and production from Carmel River sources, without adjustments for water produced from water resources projects, would not exceed 8,310 AF in WY 2019. The average production percentages were based on monthly data for customer service from WY 2014 and 2015.
3. 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 to be in compliance with SWRCB WRO No. 2016-0016.
4. 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 well field 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.
5. ASR recovery values will be evaluated and adjusted according to climate and River conditions.





**California American Water Laguna Seca Subarea Distribution Systems  
Quarterly Water Supply Strategy and Budget: July - September 2019**

**Proposed Production Targets by Source and Projected Use in Acre-Feet**

SOURCE/USE	MONTH			YEAR-TO-DATE	
	Jul-19	Aug-19	Sep-19	Oct-18 - May-19 % YTD	% of Annual Budget
<b><u>Source</u></b>					
Seaside Groundwater Basin					
Laguna Seca Subarea	0	0	0		<b>162</b>
Other	0	0	0		
<b><u>Use</u></b>					
Customer Service	0	0	0		
<b>Total</b>	<b>0</b>	<b>0</b>	<b>0</b>		<b>162</b>

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 Laguna Seca Subarea systems was calculated by multiplying total annual production (48 AF) times the average percentage of annual production for July, August, and September (10.7%, 10.1%, and 9.7%, respectively). The annual production total was based on the assumption that production from the Laguna Seca Subarea of the Seaside Groundwater Basin would not exceed 0 AF. The 0 AF annual production limit is specified in the Seaside Basin Adjudication Decision and is subject to change.
3. It should be noted that, based on recent historical use, actual monthly use will likely exceed the proposed monthly production target. In this context, the production targets represent the maximum monthly production that should occur so that CAW remains within its Standard Production Allocation for the Laguna Seca Subarea specified in the Seaside Decision. Accordingly, actual production beyond these production targets will be subject to replenishment assessment by the Seaside Basin Watermaster.
4. "Other" production sources refer to supplies transferred to Laguna Seca Subarea customers from CAW's Carmel River sources or water rights acquired from other producers in the Seaside Basin to produce additional water. For example, under emergency conditions, water can be transferred from sources that serve customers in CAW's main system, via an existing interconnection, to customers in CAW's Ryan Ranch system.
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 to be in compliance with SWRCB WRO No. 2016-0016.
6. Year to date production numbers are estimated pending finalization of CAW production data.
7. As approved by MPWMD Board, allocations of 3.17 AF and 1.088 AF of metered sales has been transferred to CHOMP within the Ryan Ranch Unit of CalAm (in the Laguna Seca Sub-Area) from Cypress Pacific from DBO



## EXHIBIT 28-C

### Quarterly Water Supply Strategy and Budget Report California American Water Main Water Distribution System: July – September 2019

#### 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 (NMFS) to protect the Carmel River steelhead population. To protect the River, ASR water banked in the winter will be recovered in the summer months. To accomplish these goals, a water supply strategy and budget for production within California American Water's (CalAm'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: April - June 2019

On June 6, 2019 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** CalAm will operate its wells in the Lower Carmel Valley in a downstream to upstream sequence, as needed to meet customer demand. For this quarterly water budget, it was agreed that CalAm would stop producing water from the Upper Valley Wells upon entering the "Low Flow" regime. To the maximum extent, pumping will be shifted away from the river wells and Seaside native and banked ASR water will be used to meet demand in the summer months. Any new sources of water reduce the water available to be pumped from the river on a one to one basis consistent with SBO 2016-0016.

**Seaside Groundwater Basin** CalAm will continue to produce water from the Coastal Subareas of the Seaside Basin during this period, as necessary to meet system demand and facilitate ASR diversions to storage. 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, CalAm's production from the Laguna Seca Subarea during this period cannot be reduced to zero, as is set by CalAm'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 CalAm remains within its adjudicated allocation for the Laguna Seca Subarea. Under the amended Seaside Basin Decision, CalAm 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 CalAm would produce all native groundwater in the Coastal Subareas and Laguna Seca production would be over the Adjudication allotment.

**ITEM: PUBLIC HEARING****29. CONSIDER ADOPTION OF PROPOSED FY 2019-2020 MPWMD BUDGET AND RESOLUTION 2019-06**

<b>Meeting Date:</b>	<b>June 17, 2019</b>	<b>Budgeted:</b>	<b>N/A</b>
<b>From:</b>	<b>David J. Stoldt, General Manager</b>	<b>Program/ Line Item No.:</b>	<b>N/A</b>
<b>Prepared By:</b>	<b>Suresh Prasad</b>	<b>Cost Estimate:</b>	<b>N/A</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.

**SUMMARY:** The proposed budget for Fiscal Year (FY) 2019-2020, **Exhibit 29-B**, will be submitted under separate cover prior to the June 17, 2019 meeting. While preparing the proposed budget, District staff was mindful of the continued economic conditions as well as the current status of the District's three main funding sources (User Fee Revenue, Property Tax Revenue, and Water Supply Charge). This budget assumes continuation of the adopted annual Water Supply Charge and the User Fee revenue from ratepayers of California American Water in FY 2019-2020. This budget also takes into account District's existing Rabobank ASR loan debt obligation. Proposed expenditures and revenues each total \$17,778,850, which is slightly more for expenditures and revenues from the amount budgeted in FY 2018-2019. A more detailed justification of the proposed budget is provided in the transmittal letter which is part of the budget document. This proposed budget does include the use of reserves to balance the proposed budget. The FY 2019-2020 Budget also assumes payment of \$230,000 towards debt service (interest and principal) for the Rabobank ASR Loan. The budget document has been presented in same format as in prior years.

**RECOMMENDATION:** Staff recommends that the Board adopt Resolution 2019-06, A Resolution of the Board of Directors of the Monterey Peninsula Water Management District Adopting the Budget for Fiscal Year 2019-2020.

**BACKGROUND:** After compilation of the original requests from all Divisions, a detailed review and several adjustments by Division Managers and the General Manager, culminated this budget with proposed expenditures and revenues for FY 2019-2020 totaling \$17,778,850, of which \$1,646,000 or 9% includes reimbursement funds from grants, California American Water and other agencies.

In the past, District budgets had been balanced by use of previously accumulated reserves. At the District's strategic planning session on September 29, 2004, staff recommended that a balanced budget be prepared for FY 2005-2006 using a combination of revenue and expenditure adjustments to eliminate the use of reserve funds. At the January 19, 2005 budget workshop, the Board adopted

an eight-part strategy for balancing the FY 2005-2006 Budget. In being mindful of the 2005 Board adopted strategy, every effort was made to balance this proposed budget without the use of reserves. This proposed FY 2019-2020 Budget was balanced with the use of reserves to maintain all of District's programs and services. This budget assumes the continued collection of the annual Water Supply Charge and the User Fee revenues from ratepayers of California American Water.

**EXHIBITS**

**29-A** Draft Resolution No. 2019-06

**29-B** To be submitted under separate cover

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**DRAFT****EXHIBIT 29-A****RESOLUTION NO. 2019-06**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
MONTEREY PENINSULA WATER MANAGEMENT DISTRICT  
ADOPTING THE BUDGET FOR FISCAL YEAR 2019-2020**

**WHEREAS**, the General Manager has proposed a budget for Fiscal Year 2019-2020, a copy of which is on file at the District's office.

**WHEREAS**, the Board of Directors has examined, and deliberated on, the budget during meetings held on June 13, 2019 and June 17, 2019.

**NOW, THEREFORE BE IT RESOLVED** by the Board of Directors of the Monterey Peninsula as follows:

1. That the said budget as approved at the June 17, 2019 Board of Directors Meeting is hereby approved and adopted as the budget for the Monterey Peninsula Water Management District for Fiscal Year 2019-2020.
2. That the General Manager may delegate the authority to implement this resolution to the Administrative Services Manager/Chief Financial Officer.
3. That the General Manager is authorized and directed to transfer funds from one activity to another within a given fund, and from one Division to another Division, as such times are appropriate, in accordance with generally-accepted accounting principles and consistent with the objectives outlined in the approved budget.
4. That any contract for professional services, or other expenditures for procuring equipment, supplies or services, included in the budget that exceeds \$15,000 shall be executed by the General Manager only upon approval by the Board of Directors at a meeting of the Board of Directors.

On a motion by Director \_\_\_\_\_ and seconded by Director \_\_\_\_\_ the foregoing resolution is duly adopted this 17<sup>th</sup> day of June 2019 by the following votes:

Ayes:

Nays:

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 17<sup>th</sup> day of June 2019.

Witness my hand and seal of the Board of Directors this 17<sup>th</sup> day of June 2019.

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David J. Stoldt  
Secretary to the Board

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**ITEM: INFORMATIONAL ITEMS/STAFF REPORTS****30. REPORT ON ACTIVITY/PROGRESS ON CONTRACTS OVER \$25,000**

**Meeting Date:** June 17, 2019 **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 Administrative Committee reviewed this item on June 10, 2019.

**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:** Attached for review is **Exhibit 30-A**, is a monthly status report on contracts over \$25,000 for the period April 2019. This status report is provided for information only, no action is required.

**EXHIBIT**

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



**Monterey Peninsula Water Management District  
Status on District Open Contracts (over \$25K)  
For The Period April 2019**

Contract	Description	Date Authorized	Contract Amount	Total Expended To Date	Current Period Spending	Total Expended To Date	Expected Completion	Current Period Activity	P.O. Number
4	Pueblo Water Resources, Inc.	Design water treatment facilities ASR Santa Margarita	2/21/2019	\$ 261,445.00	\$ -	\$ -			PO01912
5	De Lay & Laredo	Rule 19.8 Investment Banking Services	1/21/2019	\$ 27,000.00	\$ -	\$ -	9/30/2019		PO01930
6	De Lay & Laredo	Rule 19.8 Investor Owned Utility Consultant	1/21/2019	\$ 88,462.00	\$ -	\$ 10,954.44	9/30/2019	Current period billing related to feasibility study	PO01929
7	De Lay & Laredo	Rule 19.8 Valuation & Cost of Service Consultant	1/21/2019	\$ 321,495.00	\$ -	\$ 31,140.47	9/30/2019	Current period valuation services related to feasibility study	PO01928
8	Eminent Domain Legal Services	Rule 19.8 Eminent Domain Legal Services	12/17/2018	\$ 100,000.00	\$ 20,512.20	\$ 21,815.20	9/30/2019	Current period legal services related to feasibility study	PO01920
9	McC Campbell Analytical, Inc.	ASR Water Quality	11/19/2018	\$ 40,000.00	\$ 5,284.50	\$ 2,462.00	6/30/2019	Current period billing for ASR water quality samples	PO01806
10	Whitson Engineers	Carmel River Thawleg Survey	9/19/2018	\$ 52,727.43	\$ 49,715.00	\$ 49,715.00			PO01076
11	Monterey Peninsula Engineering	ASR Backflush Basin Expansion	9/17/2018	\$ 420,512.00	\$ 418,726.75	\$ 418,726.75			PO01779
12	Pueblo Water Resources, Inc.	ASR Backflush Basin Expansion, CM services	7/16/2018	\$ 96,034.00	\$ 58,422.42	\$ 3,712.64		Current period billing for ASR backflush expansion construction management	PO01778
13	Mercer-Fraser Company	Sleepy Hollow Intake upgrade project	7/16/2018	\$ 1,802,835.00	\$ 1,166,041.25	\$ 1,166,041.25			PO01726
14	MBAS	ASR Water Quality	7/16/2018	\$ 60,000.00	\$ 17,383.75	\$ 245.00	6/30/2019	On-going water quality sample testing for ASR	PO01716
15	Fort Ord Reuse Authority	ASR Backflush basin expansion project UXO support	7/16/2018	\$ 55,215.00	\$ 3,870.11	\$ 1,135.53		Current period billing ASR backflush basin project	PO01686
16	Colantuono, Highsmith, & Whatley, PC	Legal Services for MCWD vs PUC Matter for FY 2018-2019	7/1/2018	\$ 50,000.00	\$ 37,536.83	\$ 9,912.23	6/30/2019	Current period legal services for MCWD vs PUC matter	PO01874
17	The Maynard Group	Network cable installation for phone service	6/18/2018	\$ 25,109.64	\$ -	\$ -	6/30/2019		PO01868
18	Zone24x7	Water Demand Database administration & maintenance services	6/18/2018	\$ 30,000.00	\$ 20,176.00	\$ 2,522.00	6/30/2019	Current period retainer	PO01727
19	Lynx Technologies, Inc	Geographic Information Systems contractual services	6/18/2018	\$ 35,000.00	\$ 16,500.00	\$ 1,275.00	6/30/2019	Current period GIS services	PO01703
20	Regional Government Services	Human Resources contractual services	6/18/2018	\$ 70,000.00	\$ 30,583.80	\$ 5,662.20	6/30/2019	Current period hr services	PO01702
21	TBC Communications & Media	Public Outreach services retainer	6/18/2018	\$ 42,000.00	\$ 36,535.99	\$ 36,535.99	6/30/2019		PO01669
22	Monterey County Elections Department	Election services (3 directors & Measure J/Rule 19.8)	6/18/2018	\$ 221,003.63	\$ -	\$ 221,003.63	4/30/2019	November 2019 election costs	PO01648
23	The Ferguson Group LLC	Federal lobbyist services agreement	6/18/2018	\$ 99,500.00	\$ 80,344.79	\$ 8,000.00	6/30/2019	Current period retainer	PO01647
24	John Arriaga	State lobbyist services agreement	6/18/2018	\$ 35,000.00	\$ 22,500.00	\$ 2,500.00	6/30/2019	Current period retainer	PO01646
25	CSC	Annual e-recording of deed restrictions.	6/18/2018	\$ 50,000.00	\$ 30,195.00	\$ 4,000.00	6/30/2019	e-recording fee for the period	PO01540
26	Ecology Action of Santa Cruz	IRWM HEART Grant	4/16/2018	\$ 152,600.00	\$ 70,074.83	\$ 70,074.83			PO01824
27	Rural Community Assistance Corporation	IRWM DAC Needs Assessment	4/16/2018	\$ 100,000.00	\$ 819.96	\$ 819.96			PO01777
28	Denise Duffy & Assoc. Inc.	Consultant services - spawning gravel	4/16/2018	\$ 40,000.00	\$ 38,264.58	\$ 662.50		Current period billing for spawning gravel project	PO01728
29	Big Sur Land Trust	Update of the IRWMP Plan	4/16/2018	\$ 34,000.00	\$ 12,305.67	\$ 12,305.67			PO01620

**Monterey Peninsula Water Management District  
Status on District Open Contracts (over \$25K)  
For The Period April 2019**

Total										
Contract		Description	Date Authorized	Contract Amount	Expended To Date	Current Period Spending	Total Expended To Date	Expected Completion	Current Period Acitivity	P.O. Number
30	Pueblo Water Resources, Inc.	ASR operations support	1/24/2018	\$ 70,000.00	\$ 45,151.03		\$ 45,151.03			PO01645
31	Pueblo Water Resources, Inc.	Seaside Groundwater Basin Geochemical Study	1/24/2018	\$ 68,679.00	\$ 11,300.00		\$ 11,300.00			PO01628
32	Normandeau Associates, Inc.	Assistance with IFIM Study	11/13/2017	\$ 35,000.00	\$ 23,042.50		\$ 23,042.50			PO01509
33	Accela Inc.	Acquisition of Water Demand Database System	11/13/2017	\$ 676,377.00	\$ 576,078.23	\$ 22,353.95	\$ 598,432.18	6/30/2019	On-going project billing for water demand database project	PO01471
34	Pueblo Water Resources, Inc.	SSAP Water Quality Study	8/21/2017	\$ 94,437.70	\$ 22,553.20		\$ 22,553.20			PO01510
35	Balance Hydrologics, Inc	Design Work for San Carlos Restoration Project	6/19/2017	\$ 51,360.00	\$ 50,894.32		\$ 50,894.32			PO01321
36	AECOM Technical Services, Inc.	Los Padres Dam Alternatives Study	1/25/2017	\$ 700,700.00	\$ 489,916.50		\$ 489,916.50			PO01268
37	Denise Duffy & Assoc. Inc.	MMRP Services for Monterey Pipeline	1/25/2017	\$ 80,000.00	\$ 72,703.06		\$ 72,703.06			PO01202
38	Pueblo Water Resources, Inc.	Engineering Services Support - Contract #12-0045	7/18/2016	\$ 300,729.00	\$ 227,355.02	\$ 21,229.94	\$ 248,584.96		Current period billing for engineering support for ASR project	PO01099
39	Pueblo Water Resources, Inc.	Operations Services Support (Reimbursable) Amd #11	7/18/2016	\$ 182,361.74	\$ 166,005.67		\$ 166,005.67			PO01098
40	Goodin,MacBride,Squeri,Day,Lamprey	User Fee PUC Proceedings Legal Fee	7/1/2016	\$ 50,000.00	\$ 33,411.85		\$ 33,411.85	6/30/2019		PO01100
41	HDR Engineering, Inc.	Los Padres Dam Fish Passage Study	4/18/2016	\$ 310,000.00	\$ 282,032.00		\$ 282,032.00			PO01072
42	Brown and Caldwell	Contract - No. Mo. Cnty Drought Contingency Plan	6/15/2015	\$ 435,818.00	\$ 430,495.77	\$ 5,295.75	\$ 435,791.52		Current billing for North Mo. Co. Drought Contingency Plan	PO01020
43	Sidley Austin LLP	Cal-Am Desal Structuring & Financing Order	4/20/2015	\$ 460,000.00	\$ 152,896.87		\$ 152,896.87			PO00594
44	KBA Docusys - Lease Payments	Copier machine leasing - 60 months	6/30/2014	\$ 45,413.94	\$ 44,022.02	\$ 947.22	\$ 44,969.24	6/30/2019	Monthly rental billing for copier machines	PO00687
45	HydroPoint Data Systems, Inc.	Flow Meters and related for MPUSD	3/17/2014	\$ 77,000.00	\$ 30,760.19		\$ 30,760.19			PO00219
46	Charles N. Atkins	Professional Fees for Contribution of Public Funds - CAW Desal Project	2/12/2014	\$ 75,000.00	\$ 15,000.00		\$ 15,000.00			PO00170
47	WaterWise Consulting, Inc.	Landscape audits	1/29/2014	\$ 75,000.00	\$ 31,660.00		\$ 31,660.00			PO00256
48	Michael Hutnak	GS Flow Modeling for Water Resouces Planning	8/19/2013	\$ 56,800.00	\$ 43,840.00		\$ 43,840.00			PO00123
49	Justin Huntington	GS Flow Modeling for Water Resouces Planning	8/19/2013	\$ 59,480.00	\$ 53,918.98		\$ 53,918.98			PO00122

**ITEM: INFORMATIONAL ITEMS/STAFF REPORTS****31. STATUS REPORT ON MEASURE J/RULE 19.8 SPENDING**

**Meeting Date:** June 17, 2019 **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 Administrative Committee reviewed this item on June 10, 2019.

**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:** Attached for review is **Exhibit 31-A**, monthly status report on Measure J/Rule 19.8 spending for the period April 2019. This status report is provided for information only, no action is required.

**EXHIBITS**

**31-A** Status on Measure J/Rule 19.8 Spending



**Monterey Peninsula Water Management District**  
**Status on Measure J/Rule 19.8 Spending**  
**For the Period April 2019**

	<b>Contract</b>	<b>Date Authorized</b>	<b>Contract Amount</b>	<b>Prior Period Spending</b>	<b>Current Period Spending</b>	<b>Total Expended To Date</b>	<b>Spending Remaining</b>	<b>Project No.</b>
1	Eminent Domain Legal Counsel	12/17/2018	\$ 100,000.00	\$ 20,512.50	\$ 21,815.20	\$ 42,327.70	\$ 57,672.30	PA00002-01
2	Investment Banking Services	2/21/2019	\$ 30,000.00	\$ -		\$ -	\$ 30,000.00	PA00002-02
3	Valuation & Cost of Service Study Consulta	2/21/2019	\$ 355,000.00	\$ -	\$ 31,140.47	\$ 31,140.47	\$ 323,859.53	PA00002-03
4	Investor Owned Utility Consultant	2/21/2019	\$ 100,000.00	\$ -	\$ 10,954.44	\$ 10,954.44	\$ 89,045.56	PA00002-04
5	District Legal Counsel		\$ 30,000.00	\$ 9,949.61	\$ 5,708.50	\$ 15,658.11	\$ 14,341.89	PA00002-05
6	Contingency/Miscellaneous		\$ 35,000.00	\$ 3,997.00	\$ 29.01	\$ 4,026.01	\$ 30,973.99	PA00002-10
	<b>Total</b>		<b>\$ 650,000.00</b>	<b>\$ 34,459.11</b>	<b>\$ 69,647.62</b>	<b>\$ 104,106.73</b>	<b>\$ 545,893.27</b>	





**ITEM: INFORMATIONAL ITEMS/STAFF REPORTS****32. RECEIVE NOTICE OF APPOINTMENTS TO CARMEL RIVER ADVISORY COMMITTEE**

<b>Meeting Date:</b>	<b>June 17, 2019</b>	<b>Budgeted:</b>	<b>N/A</b>
<b>From:</b>	<b>David J. Stoldt, General Manager</b>	<b>Program/ Line Item No.:</b>	<b>N/A</b>
<b>Prepared By:</b>	<b>Larry Hampson</b>	<b>Cost Estimate:</b>	<b>N/A</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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Carmel River Advisory Committee (Committee) members are appointed for terms expiring on June 30, or on the date the appointing Director is replaced, whichever occurs first. The following Committee members have been appointed by their respective Board members:

<u>Committee Member</u>	<u>Appointing Board Member</u>
Marjorie Ingram Viales	Alvin Edwards (Div. 1)
Myrleen Fisher	George Riley (Div. 2)
Margaret Robbins	Jeanne Byrne (Div. 4)

A list of the Committee members, their term ending dates, and the corresponding appointing Board members is provided in **Exhibit 32-A**.

**EXHIBIT****32-A Carmel River Advisory Committee Member Appointments as of June 17, 2019**





### **EXHIBIT 32-A**

## **MONTEREY PENINSULA WATER MANAGEMENT DISTRICT**

### **CARMEL RIVER ADVISORY COMMITTEE**

**Appointments as of June 17, 2019**

<u>Committee Member</u>	<u>Term Ends</u>	<u>Appointed By</u>
Marjorie Ingram Viales	June 30, 2021	Alvin Edwards (Div. 1)
Myrleen Fisher	June 30, 2021	George Riley (Div. 2)
Keely Clifford	June 30, 2020	Molly Evans (Div. 3)
Margaret Robbins	June 30, 2021	Jeanne Byrne (Div. 4)
Lorin Letendre	June 30, 2020	Gary Hoffman (Div. 5)
Tom House	June 30, 2020	Dave Potter (Mayoral Representative)
Gary Briant	June 30, 2020	Mary Adams (Monterey County Board of Supervisors)

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**ITEM: INFORMATIONAL ITEMS/STAFF REPORTS****33. LETTERS RECEIVED****Meeting Date: June 17, 2019****Budgeted: N/A****From: David J. Stoldt,  
General Manager****Program/ N/A  
Line Item No.:****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 15378.**

A list of letters submitted to the Board of Directors or General Manager and received between May 13, 2019 and June 10, 2019 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 web site at [www.mpwmd.net](http://www.mpwmd.net).

<b>Author</b>	<b>Addressee</b>	<b>Date</b>	<b>Topic</b>
Sam Boland-Brien	David J. Stoldt	5/23/2019	Regarding the Applicability of Sustainable Groundwater Management Act Requirements in the Carmel Valley Basin
California Coastal Commission	David J. Stoldt	5/29/2019	Appellant Brian LeNeve – Appeal from Coastal Permit Decision of Local Government – City of Marina – Monterey Peninsula Water Supply Project
California Coastal Commission	David J. Stoldt	5/29/2019	Appellant California-American Water Company – Appeal from Coastal Permit Decision of Local Government – City of Marina – Monterey Peninsula Water Supply Project
California Coastal Commission	David J. Stoldt	5/31/2019	Appellant Castroville Community Services District – Appeal from Coastal Permit Decision of Local Government – City of Marina – Monterey Peninsula Water Supply Project

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**ITEM: INFORMATIONAL ITEMS/STAFF REPORTS****34. COMMITTEE REPORTS**

**Meeting Date:** June 17, 2019 **Budgeted:** N/A

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

**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 15378.

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Attached for your review as **Exhibits 34-A and 34-B** are final minutes of the committee meetings listed below.

**EXHIBIT**

**34-A** May 13, 2019 Administrative Committee Minutes

**34-B** April 17, 2019 Monterey Peninsula Water Supply Project Governance Committee Minutes







### **EXHIBIT 34-A**

#### **FINAL MINUTES**

#### **Monterey Peninsula Water Management District Administrative Committee May 13, 2019**

#### **Call to Order**

The meeting was called to order at 4:00 PM in the District Conference Room.

Committee members present: George Riley – Chair  
Molly Evans  
Gary Hoffmann

Staff present: David J. Stoldt, General Manager  
Suresh Prasad, Administrative Services Manager/Chief Financial Officer  
Larry Hampson, Water Resources & Engineering Manager/District Engineer  
Stephanie Locke, Water Demand Manager  
Sara Reyes, Sr. Office Specialist

#### **Oral Communications**

None

#### **Items on Board Agenda for May 13, 2019**

1. **Consider Adoption of Minutes of March 11, 2019 Committee Meeting**  
On a motion by Evans and second by Hoffmann, the minutes of the March 11, 2019 meeting were approved on a vote of 3 – 0 by Evans, Hoffmann and Riley.
2. **Consider Lawn Removal Rebate Request from Monterey Peninsula Unified School District for the International School of Monterey**  
On a motion by Evans and second by Riley, the committee recommended the Board grant the requested lawn removal rebate for the Monterey Peninsula Unified School District. The motion was approved on a vote of 2 – 1 by Evans and Riley. Director Hoffmann voted against the motion.
3. **Consider Expenditure of Budgeted Funds for Water Conservation Equipment and Conservation Signage**  
On a motion by Hoffmann and second by Evans, the committee voted to recommend the Board approve the purchase of \$10,600 of conservation products to renew the District's stock of water conservation equipment. The motion was approved on a voted of 3 – 0 by Hoffmann, Evans and Riley.
4. **Consider Approval of Purchase of Three Cellular Modems for the District's California Irrigation Management Information System (CIMIS) Stations**  
On a motion by Hoffmann and second by Evans, the committee recommended the Board approve an expenditure to replace three CIMIS controllers for a not-to-exceed amount of \$2,450. The motion was approved on a vote of 3 – 0 by Hoffmann, Evans and Riley.

**5. Consider Funding Recycled Water Storage Tank Rehabilitation for Reclamation Project**

On a motion by Evans and second by Riley, the committee recommended the Board approve a two-year funding agreement with the Reclamation Project subject to the terms contained in the Funding Agreement. The motion was approved on a vote of 2 – 1 by Evans and Riley. Director Hoffmann voted against the motion.

**6. Consider Adoption of Resolution No. 2019-05 Authorizing an Exception to the CalPers 180-Day Wait Period for Hiring a Retiree**

On a motion by Evans and second by Hoffmann, the committee recommended the Board adopt Resolution 2019-05, authorizing an exception to the CalPERS 180-day wait period to hire Larry Hampson as a part-time, limited-term employee. The motion was approved on a vote of 3 – 0 by Evans, Hoffmann and Riley.

**7. Consider Authorization of Additional Contingency Funds for Construction and Related Services for the Sleepy Hollow Steelhead Rearing Facility Raw Water Intake and Water Supply System Upgrade Project**

On a motion by Riley and second by Evans, the committee recommended the Board authorize the General Manager to approve an additional \$100,000 in change orders to the construction and service contracts or for new service contracts for the Project to allow for unforeseen items up to a total of \$257,165. The motion was approved on a vote of 3 – 0 by Riley, Evans and Hoffmann.

**8. Consider Extension of Local Water Project Grant for City of Seaside Laguna Grande Non-Potable Water Project**

On a motion by Evans and second by Hoffmann, the committee recommended the Board approve a one-year extension of the Local Water Project Grant for the City of Seaside to June 30, 2021. The motion was approved on a vote of 3 – 0 by Evans, Hoffmann and Riley.

**9. Declaration of Surplus Assets**

On a motion by Hoffmann and second by Riley, the committee recommended the Board declare the items listed as surplus assets to be disposed at the Monterey Regional Waste Management District. The motion was approved on a vote of 3 – 0 by Hoffmann, Riley and Evans.

**10. Consider Adoption of Treasurer's Report for March 2019**

On a motion by Hoffmann and second by Riley, the committee recommended the Board adopt the March 2019 Treasurer's Report and financial statements, and ratification of the disbursements made during the month. The motion was approved on a vote of 3 – 0 by Hoffmann, Riley and Evans.

**11. Receive and File Third Quarter Financial Activity Report for Fiscal Year 2018-2019**

On a motion by Evans and second by Hoffmann, the committee recommended the Board receive and file the Third Quarter Financial Activity Report for Fiscal Year 2018-2019. The motion was approved on a vote of 3 – 0 by Evans, Hoffmann and Riley.

**12. Consider Approval of Third Quarter Fiscal Year 2018-2019 Investment Report**

On a motion by Evans and second by Hoffmann, the committee recommended the Board approve the Third Quarter Fiscal Year 2018-2019 Investment Report. The motion was approved on a vote of 3 – 0 by Evans, Hoffmann and Riley.

**13. 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.

**14. Status Report on Measure J/Rule 19.8 Spending**

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

**15. Review Third Quarter Legal Services Activity Report for Fiscal Year 2018-2019**

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

**16. Review Draft May 20, 2019 Regular Board Meeting Agenda**

General Manager Stoldt commented that an additional Action Item may be added to the May 20<sup>th</sup> agenda. The committee reviewed the draft agenda and made no changes.

**Adjournment**

The meeting was adjourned at 6:21 PM.

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**GOVERNANCE COMMITTEE  
FOR THE  
MONTEREY PENINSULA WATER SUPPLY PROJECT**

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California American Water • Monterey County Board of Supervisors  
Monterey Peninsula Regional Water Authority • Monterey Peninsula Water Management District

**FINAL MINUTES  
Regular Meeting  
Governance Committee  
for the  
Monterey Peninsula Water Supply Project  
April 17, 2019**

- Call to Order:** The meeting was called to order by Mary Adams at 2:00 pm in the conference room of the Monterey Peninsula Water Management District offices.
- Members Present:** Molly Evans, representative for Monterey Peninsula Water Management District  
Bill Peake, representative for Monterey Peninsula Regional Water Authority  
Mary Adams, representative for Monterey County Board of Supervisors  
Rich Svindland, representative for California-American Water (non-voting member)
- Members Absent:** All present
- Pledge of Allegiance:** The assembly recited the Pledge of Allegiance.
- Public Comments:** **Tom Rowley**, Monterey Peninsula Taxpayers Association (MPTA), asked if California American Water (Cal-Am) had requested a waiver of discharge fees from the Monterey Bay National Marine Sanctuary. He asked the committee to request that Cal-Am take action to request a waiver, if the company had not already done so.

**Action Items**

**1. Elect Committee Chair and Vice Chair**

On a motion by Adams and second by Peake, Evans was elected to the position of committee Chair on a vote of 3 – 0 by Adams, Peake and Evans.

On a motion by Peake and second by Evans, Adams was elected to the position of Vice Chair on a vote of 3 – 0 by Peake, Evans and Adams.

No public comment was directed to the committee on this item.

**2. Approve Committee Meeting Minutes of July 18, 2018**

Adams offered a motion to approve the minutes. Peake seconded the motion with a request that the spelling of Bill Kampe's name be corrected in the minutes. The motion was approved with Adams and Peake voting in support of the motion, while Evans abstained. No public comment was directed to the committee on this item.

**3. Adopt 2019 Committee Meeting Schedule**

On a motion by Adams and second by Peake, the meeting schedule was approved on a unanimous vote of 3 – 0 by Adams, Peake and Evans. No public comment was directed to the committee on this item.

**4. California-American Water Notification #14 – Provide any Recommendations on Selection of Contractor and Terms of Final Contract for the Following Two Contracts:****A. Construction of Fitch Park ASR Wells 5 and 6****B. Fitch Park ASR Wells 5 and 6 Above Ground Facilities**

Evans offered a motion to defer items 4 and 5 to a special meeting on April 26, 2019. The motion was seconded by Adams and approved on a vote of 3 – 0 by Evans, Adams and Peake.

**Public Comment:** Michael Warburton, Public Trust Alliance, stated that it could not be assumed that the desalination project would move forward. The project could progress less expensively if Cal-Am were not moving forward with the slant well system. The CPUC issued its decision so that process was closed. There was a need to acknowledge the reality of changed circumstances.

**5. California-American Water Notification #15 – Provide any Recommendations on Qualifications and Selection Criteria for the Following Draft Requests for Proposals:****A. Slant Well Intake System – Civil Work****B. Castroville Pipeline**

Item deferred to a special meeting on April 26, 2019. See action taken on agenda item 4.  
Public comment received on items 4 and 5 is listed under item 4.

**Discussion Items****6. Status Report by California American Water as to Monterey Peninsula Water Supply Project and Monterey Pipeline/Pump Station Project Final Close Out**

Tim O'Halloran, Engineering Manager of the Coastal Division for Cal-Am, reported that the pipeline was completed in late 2018 and had delivered 900 acre-feet of water for injection into the Aquifer Storage and Recovery (ASR) Project wells. Rich Svindland noted that the California Public Utilities Commission (CPUC) authorized an expenditure of \$50.33 million for the project. Cal-Am issued an advice letter to the CPUC requesting funds to cover the final cost of \$50.31 million.

**Public Comment:** **(a) David Stoldt**, Monterey Peninsula Water Management District, stated that to-date the new pipeline had delivered 1,126 acre-feet of water to the ASR Project. The pipeline had not performed as well as expected. The District and Cal-Am will confer to determine how water deliveries through the pipeline could be increased. Mr. Stoldt noted that the cost to the ratepayers would be \$56.6 million. **(b) Michael Warburton**, Public Trust Alliance, stated that the Coastal Commission issued a permit for the desalination project test well. Cal-Am should provide evidence as to why the test well should continue operation. Mr. Warburton noted that the risk to the Marina water supply had been recognized and the harm would continue as long as the test well was in operation. *Svindland responded to the comments. Regarding Mr. Stoldt's remarks he stated that if there had been more capacity on the river, an increase in delivery through the Monterey Pipeline might have been achieved. However, he noted that results of a high volume pump test had proven that the pipeline could*

*operate as expected. Regarding Mr. Warburton's comments, he stated that Cal-Am had prevailed in all three lawsuits that challenged the test well. The City of Marina would consider approval of the current wells before they are submitted to the Coastal Commission for consideration.*

- 7. Informational Report by California American Water regarding Satellite System Interconnect**  
**Rich Svindland** reported that Cal-Am provided this report because the CEQA analysis for these projects was included in the MPWSP EIR. The desalination project was sized to provide water to the three satellite systems. The committee does not have a responsibility to review expenditures for the satellite system interconnect. **Donald Monette**, Assistant Engineering Manager for Cal-Am, stated that a bid package for the Ryan Ranch project would be distributed soon. Also, Phase 1 of the Hidden Hills intertie was 90% complete.

Public Comment: **David Stoldt**, MPWMD, noted that Cal-Am must obtain an amendment to its water distribution system permit for all the new appurtenant features. Also, the intertie could not be opened until the Cease and Desist Order has been lifted.

- 8. Suggest Items to be Placed on Future Agendas**
- (a) Tom Rowley requested that the committee urge Cal-Am to request a waiver from discharge fees, in order to reduce costs for ratepayers.
  - (b) Michael Warburton stated that it made no sense to request a waiver. He noted that if no brine was discharged into the bay there would be no need for a waiver. The Governance Committee should work with Cal-Am to reduce the extent of profit to be made.
  - (c) Mary Adams requested that a review of desalination project costs should be provided at a future committee meeting.

**Adjournment:** The meeting was adjourned at approximately 3:15 pm.

  
Arlene M. Tavani,  
Clerk to the MPWSP Governance Committee





**ITEM: INFORMATIONAL ITEM/STAFF REPORTS****35. MONTHLY ALLOCATION REPORT**

**Meeting Date:** June 17, 2019 **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:** N/A

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Due to the implementation of the Accela Database, the May 2019 Monthly Allocation Report will be reported in July's board packet.



**ITEM: INFORMATIONAL ITEM/STAFF REPORTS****36. WATER CONSERVATION PROGRAM REPORT**

**Meeting Date:** June 17 2019 **Budgeted:** N/A

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

**Prepared By:** Kyle Smith **Cost Estimate:** 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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**I. MANDATORY WATER CONSERVATION RETROFIT PROGRAM**

District Regulation XIV requires the retrofit of water fixtures upon Change of Ownership or Use with High Efficiency Toilets (HET) (1.28 gallons-per-flush), 2.0 gallons-per-minute (gpm) Showerheads, 1.2 gpm Washbasin faucets, 1.8 gpm kitchen, utility and bar sink faucets, and Rain Sensors on all automatic Irrigation Systems. Property owners must certify the Site meets the District's water efficiency standards by submitting a Water Conservation Certification Form (WCC), and a Site inspection is often conducted to verify compliance.

**A. Changes of Ownership**

Information is obtained monthly from *Realquest.com* on properties transferring ownership within the District. The information is compared against the properties that have submitted WCCs. Details on **86** property transfers that occurred between May 1, 2019, and May 31, 2019, were added to the database.

**B. Certification**

Due to the Accela database project District staff is unable to report on the number of WCCs received from March 1, 2019, to May 31, 2019. This will continue until Accela develops a way to retrieve this data from the database.

**C. Verification**

From May 1, 2019, to May 31, 2019, **79** properties were verified compliant with Rule 144 (Retrofit Upon Change of Ownership or Use). Of the **79** verifications, **40** properties verified compliance by submitting certification forms and/or receipts. District staff completed **69** Site inspections. Of the **69** properties inspected, **39 (65%)** passed inspection. **None** of the properties that passed inspection involved more than one visit to verify compliance with all water efficiency standards.

**Savings Estimate**

Water savings from HET retrofits triggered by Rule 144 verified from May 1, 2019, to May 31, 2019, are estimated at **0.620** Acre-Feet Annually (AFA). Water savings from retrofits that exceeded the requirement (i.e., HETs to Ultra High Efficiency Toilets) is estimated at **0.080** AFA (8 toilets). Year-to-date estimated savings from toilet retrofits is **3.690** AFA

D. CII Compliance with Water Efficiency Standards

Effective January 1, 2014, all Non-Residential properties were required to meet Rule 143, Water Efficiency Standards for Existing Non-Residential Uses. To verify compliance with these requirements, property owners and businesses are being sent notification of the requirements and a date that inspectors will be on Site to check the property. In May, District inspectors performed **16** inspections. Of the **16** inspections certified, **10** were in compliance. **One** of the properties that passed inspection involved more than one visit to verify compliance with all water efficiency standards; the remainder complied without a reinspection.

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, however, 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 March and April 2019, MPWMD referred **seven** 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 Waster occurrences at [www.mpwmd.net](http://www.mpwmd.net) or [www.montereywaterinfo.org](http://www.montereywaterinfo.org). There were **four** Water Waste responses during the past month. There were **no** repeated incidents that resulted in a fine.

## II. WATER DEMAND MANAGEMENT

A. Permit Processing

Due to the Accela database project, District staff are unable to report on the numbers related to Water Permits issued from May 1, 2019, to May 31, 2019.

B. Permit Compliance

District staff completed **71** Water Permit final inspections during May 2019. **Sixteen** of the final inspections failed due to unpermitted fixtures. Of the **45** passing properties, **22** passed inspection on the first visit. In addition, **3** pre-inspections were conducted in response to Water Permit applications received by the District.

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. Staff is unable to report on the number of deed restriction as it relates to total number of Permits for May. District staff provided Notary services for **58** Water Permits with deed restrictions.

D. Rebates

Rebate data was unavailable for this month's report.

**ITEM: INFORMATIONAL ITEMS/STAFF REPORTS****37. CARMEL RIVER FISHERY REPORT FOR MAY 2019****Meeting Date: June 17, 2019 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.**

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**AQUATIC HABITAT AND FLOW CONDITIONS:** One of the wettest Mays in recent history kept the river flows high and provided excellent conditions for migrating steelhead and newly hatched steelhead fry throughout the watershed. See the USGS Robles Del Rio graph below for the January to June river flows (note the logarithmic scale).

May's mean daily streamflow at the Sleepy Hollow Weir ranged from 75 to 122 cfs (monthly mean 92 cfs) resulting in 5,650 acre-feet (AF) of runoff. Mean daily streamflow at the Highway 1 gage ranged from 84 to 127 cfs (monthly mean 101 cfs) resulting in 6,200 acre-feet (AF) of runoff.

There were 2.01 inches of rainfall in May as recorded at the San Clemente gauge. The rainfall total for WY 2019 (which started on October 1, 2018) is 30.93 inches, or 147% of the long-term year-to-date average of 20.98 inches.

**LOS PADRES DAM ADULT COUNTS:** Cal-Am maintains a fish ladder and trap at the Los Padres Dam site. All adult steelhead captured in the trap are trucked to the reservoir and released. Most fish are now being tagged by NMFS staff before being released into Los Padres Reservoir.

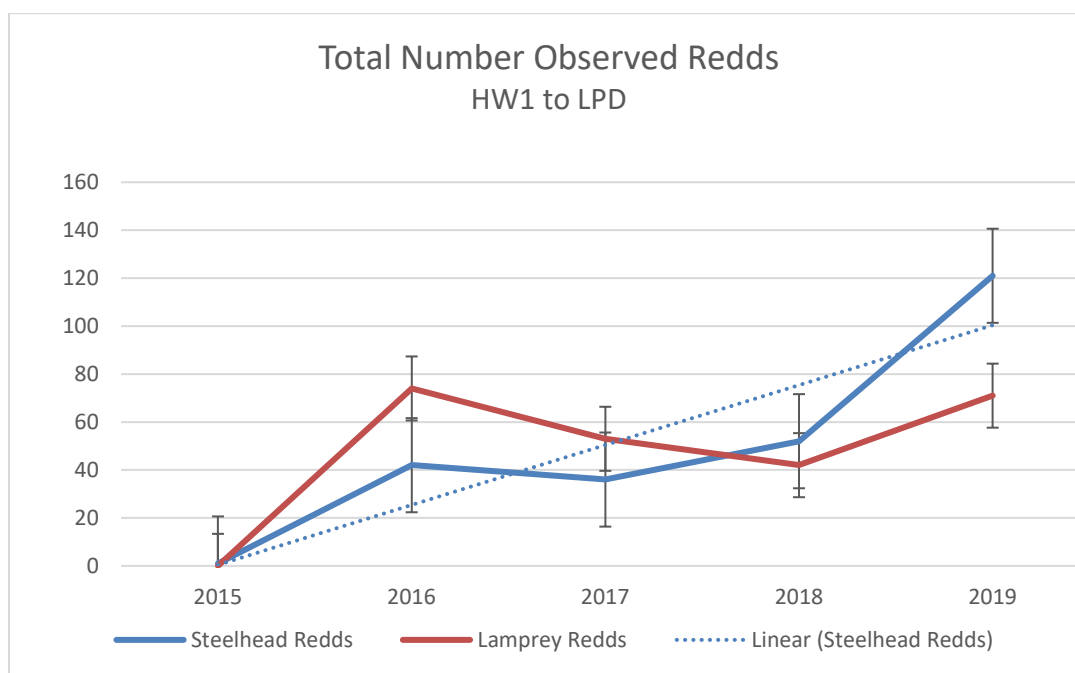
The first sea-run adult steelhead arrived at the trap on January 16, 2019 and as of May 31, 126 adults (39 males/87 females) have been captured and translocated above the dam. This is the fourth greatest number of returning adults to LPD since 2003 (and the highest since 2012). The trap was shut down for the season on May 13<sup>th</sup> due to a large landslide into the reservoir that effected the trap's water source.

**STEELHEAD REDD SURVEYS:** Fisheries staff completed redd (nests) surveys in the Carmel River mainstem and portions of some tributaries in May. High flows between January and late April during this "Extremely Wet" water-year precluded walking the river earlier in the season. Additionally, the high peak flows likely smoothed out early redds making them difficult to identify in May, so the reported redd counts are undoubtedly an underestimate of the true number.

Regardless, the number of observed redds in 2019 (121) was more than double that of 2018 (52), and continues an upward trend since the severe 2012-2015 drought (see chart below).

The number of Pacific Lamprey (a species of special concern) redds is more variable, but has increased dramatically in the past 10 years, and with the removal of San Clemente dam in 2015, lamprey are able to access many additional miles of stream for the first time since the 1920's.

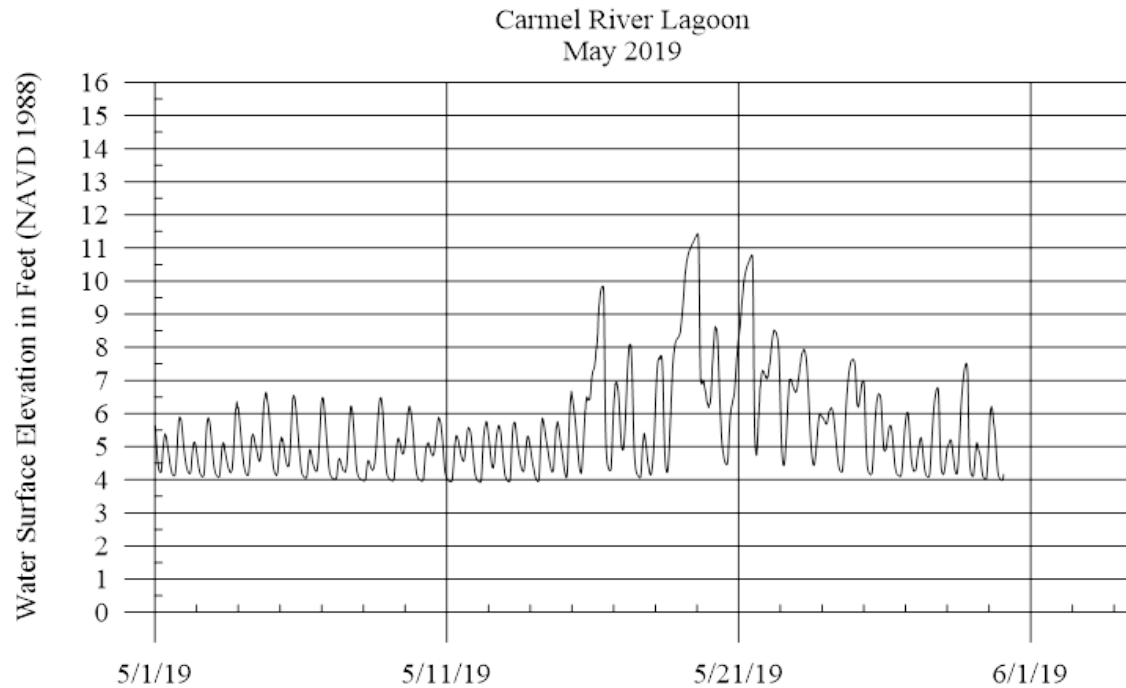
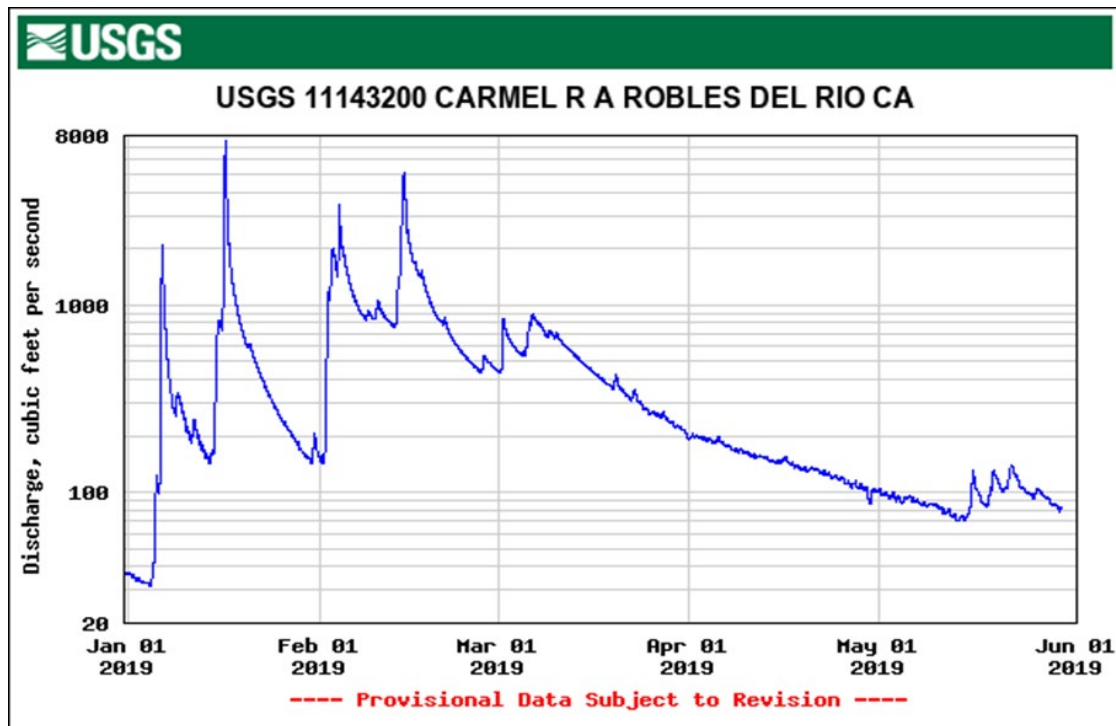
Total Estimated Number of Returning Adult Steelhead - Adding the number of adults counted at LPD (126) and using an estimate of two adults per redd ( $2 \times 121 = 242$ ), we estimate that the 2019 sea-run adult steelhead count was at least 368 fish (likely higher due to early season spawning).



**TRIBUTARIES FISH RESCUES:** Staff began fish rescues in three lower tributaries in early May. As of May 31, 2019 a total of 1,255 fish have been rescued, including: 1,246 young-of-the-year (YOY), two age 1+ fish, and seven mortalities. Mid-May rains brought flows back up in the tributaries so no additional rescues were needed until June.

**CARMEL RIVER LAGOON:** The lagoon mouth opened for the season on January 6, 2019. In May, the lagoon's water surface elevation (WSE) ranged from approximately 3.9 to 11.5 feet due to changes in tidal and wave action and three brief closings (North American Vertical Datum of 1988; NAVD 88) (see graph below).

Water quality depth-profiles were conducted at five sites on May 24, 2019 while the lagoon mouth was open, the water surface elevation was ~4.5 feet, and river inflow was 112 cfs. Steelhead rearing and migration conditions were generally "good". Throughout the lagoon, salinity was low (0.5 - 15 ppt), dissolved oxygen (DO) levels were typically around 10 mg/l but ranged from 6 - 13 mg/l in the north and south arms. Water temperatures remained steady, ranging from 59 - 65 degrees F. Water quality conditions in the main body of the lagoon remained excellent overall with the fresh river water running through it.







**ITEM: INFORMATIONAL ITEMS/STAFF REPORT****38. MONTHLY WATER SUPPLY AND CALIFORNIA AMERICAN WATER PRODUCTION REPORT****Meeting Date: June 17, 2019 Budgeted: N/A****From: David J. Stoldt, General Manager Program/ Line Item No.: N/A****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.

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**Exhibit 38-A** shows the water supply status for the Monterey Peninsula Water Resources System (MPWRS) as of **June 1, 2019**. 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 38-A** is for Water Year (WY) 2019 and focuses on four 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 **May** 2019 totaled **2.01 inches** and brings the cumulative rainfall total for WY 2019 to **30.93 inches**, which is **147%** of the long-term average through **May**. Estimated unimpaired runoff during **May** totaled **5,688 acre-feet (AF)** and brings the cumulative runoff total for WY 2019 to **139,748 AF**, which is **216%** of the long-term average through **May**. Usable storage for the MRWPRS was **31,760 acre-feet**, which is **101%** of average through **May**, and equates to **84%** 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 8,310 AF of water from the Carmel River in WY 2019. Through **May**, using the CDO accounting method, Cal-Am has produced **6,432 AF** from the Carmel River (including ASR capped at 600 AF, Table 13, and Mal Paso.) In addition, under the Seaside Basin Decision, Cal-Am is allowed to produce 1,820 AF of water from the Coastal Subareas and 0 AF from the Laguna Seca Subarea of the Seaside Basin in WY 2019. Through **May**, Cal-Am has produced **1,459 AF** from the Seaside Groundwater Basin. Through **May**, **1,335 AF** of Carmel River Basin groundwater have been diverted for Seaside Basin injection; **0 AF** have been recovered for customer use, and **371 AF** have been diverted under Table 13 water rights. Cal-Am has produced **5,916 AF** for customer use from all sources through **May**. **Exhibit 38-C** 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. The 12 month moving average of production for customer service is **9,732 AF**, which is below the rationing trigger of **10,130 AF** for WY 2019.

**EXHIBITS****38-A Water Supply Status: June 1, 2019****38-B Monthly Cal-Am Diversions from Carmel River and Seaside Groundwater Basins: WY 2019****38-C Monthly Cal-Am production by source: WY 2019**



**EXHIBIT 38-A**

**Monterey Peninsula Water Management District  
Water Supply Status  
June 1, 2019**

<b>Factor</b>	<b>Oct to May 2019</b>	<b>Average To Date</b>	<b>Percent of Average</b>	<b>Oct to Apr 2018</b>
<b>Rainfall</b> (Inches)	30.93	20.98	147%	13.52
<b>Runoff</b> (Acre-Feet)	139,748	64,800	216%	30,240
<b>Storage</b> <sup>5</sup> (Acre-Feet)	31,760	31,510	101%	30,670

**Notes:**

1. Rainfall and runoff estimates are based on measurements at San Clemente Dam. Annual rainfall and runoff at Sleepy Hollow Weir average 21.1 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 1922-2018 and 1902-2018 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 1989-2018 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 37,639 acre-feet.



## Production vs. CDO and Adjudication to Date: WY 2019

(All values in Acre-Feet)

Year-to-Date Values	MPWRS					Water Projects and Rights			
	Carmel River Basin <sup>2, 6</sup>	Seaside Groundwater Basin		MPWRS Total		ASR Recovery	Table 13 <sup>7</sup>	Sand City <sup>3</sup>	Water Projects and Rights Total
		Coastal	Laguna Seca						
Target	5,656	1,100	0	1,100	<b>6,756</b>	0	227	200	<b>427</b>
Actual <sup>4</sup>	4,783	1,459	162	1,621	<b>6,404</b>	0	471	84	<b>555</b>
Difference	873	-359	-162	-521	<b>352</b>	0	-244	116	<b>-128</b>
WY 2018 Actual	4,542	1,800	189	1,989	<b>6,531</b>	0	153	117	<b>270</b>

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, 1335 AF and 471 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 2019

(All values in Acre-Feet)

	Carmel River Basin	Seaside Basin	ASR Recovery	Table 13	Sand City	Mal Paso	Total
Oct-18	491	369	0	0	16	8	884
Nov-18	456	304	0	0	21	8	790
Dec-18	468	180	0	0	11	8	667
Jan-19	395	161	0	81	19	8	664
Feb-19	363	147	0	91	7	8	616
Mar-19	411	161	0	101	0	8	682
Apr-19	505	156	0	98	0	7	765
May-19	587	143	0	101	11	7	848
Jun-19							
Jul-19							
Aug-19							
Sep-19							
Total	<b>3,859</b>	<b>1,988</b>	<b>0</b>	<b>153</b>	<b>117</b>	<b>35</b>	<b>6,152</b>
WY 2018	<b>3,119</b>	<b>1,876</b>	<b>0</b>	<b>153</b>	<b>92</b>	<b>35</b>	<b>5,273</b>

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

## Rationing Trigger: WY 2019

12 Month Moving Average <sup>1</sup>	9,732	10,130	Rule 160 Production Limit
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1. Average includes production from Carmel River, Seaside Basin, Sand City Desal, and ASR recovery produced for Customer Service.



## California American Water Production by Source: Water Year 2019

	Carmel Valley Wells <sup>1</sup>						Seaside Wells <sup>2</sup>						Total Wells			Sand City Desal		
	Actual		Anticipated <sup>3</sup>		Compaired to Target		Actual		Anticipated		Compaired to Target		Actual	Anticipated	Compaired to Target	Actual	Anticipated	Compaired to Target
	Upper acre-feet	Lower acre-feet	Upper acre-feet	Lower acre-feet	Upper acre-feet	Lower acre-feet	Coastal acre-feet	LagunaSeca acre-feet	Coastal acre-feet	LagunaSeca acre-feet	Coastal acre-feet	LagunaSeca acre-feet	acre-feet	acre-feet	acre-feet	acre-feet	acre-feet	acre-feet
Oct-18	0	491	0	550	0	59	341	28	350	0	9	-28	860	900	40	16	25	9
Nov-18	0	456	0	383	0	-73	280	25	350	0	70	-25	761	733	-28	21	25	4
Dec-18	0	468	0	559	0	91	162	18	100	0	-62	-18	648	659	11	11	25	14
Jan-19	232	515	100	573	-132	58	146	15	100	0	-46	-15	907	773	-134	19	25	6
Feb-19	0	761	100	459	100	-302	133	14	100	0	-33	-14	908	659	-249	7	25	19
Mar-19	0	885	100	616	100	-269	145	17	100	0	-45	-17	1046	816	-230	0	25	25
Apr-19	0	884	0	863	0	-21	137	19	100	0	-37	-19	1040	963	-77	0	25	25
May-19	0	791	0	967	0	176	116	27	100	0	-16	-27	934	1,067	133	11	25	14
Jun-19																		
Jul-19																		
Aug-19																		
Sep-19																		
<b>To Date</b>	<b>232</b>	<b>5,251</b>	<b>300</b>	<b>4,970</b>	<b>68</b>	<b>-281</b>	<b>1,459</b>	<b>162</b>	<b>1,300</b>	<b>0</b>	<b>-159</b>	<b>-162</b>	<b>7,104</b>	<b>6,570</b>	<b>-534</b>	<b>84</b>	<b>200</b>	<b>116</b>

## Total Production: Water Year 2019

	Actual	Anticipated	Acre-Feet Compaired to Target
Oct-18	876	925	49
Nov-18	782	758	-24
Dec-18	659	684	25
Jan-19	926	798	-128
Feb-19	914	684	-230
Mar-19	1,046	841	-205
Apr-19	1,040	988	-52
May-19	945	1,092	147
Jun-19			
Jul-19			
Aug-19			
Sep-19			
<b>To Date</b>	<b>7,188</b>	<b>6,770</b>	<b>-418</b>

1. Carmel Valley Wells include upper and lower valley wells. Anticipate production from this source includes monthly production volumes associated with SBO 2009-60, 20808A, and 20808C water rights. Under these water rights, water produced from the Carmel Valley wells is delivered to customers or injected into the Seaside Groundwater Basin for storage.
2. Seaside wells anticipated production is associated with pumping native Seaside Groundwater (which is regulated by the Seaside Groundwater Basin Adjudication Decision) and recovery of stored ASR water (which is prescribed in a MOA between MPWMD, Cal-Am, California Department of Fish and Game, National Marine Fisheries Service, and as regulated by 20808C water right.
3. Negative values for Acre-Feet under target indicates production over targeted value.



# Supplement to 6/17/2019 MPWMD Board Packet

Attached are copies of letters received between May 13, 2019 through June 10, 2019. These letters are listed in the June 17, 2019 Board packet under Letters Received.

Author	Addressee	Date	Topic
Sam Boland-Brien	David J. Stoldt	5/23/2019	Regarding the Applicability of Sustainable Groundwater Management Act Requirements in the Carmel Valley Basin
California Coastal Commission	David J. Stoldt	5/29/2019	Appellant Brian LeNeve – Appeal from Coastal Permit Decision of Local Government – City of Marina – Monterey Peninsula Water Supply Project
California Coastal Commission	David J. Stoldt	5/29/2019	Appellant California-American Water Company – Appeal from Coastal Permit Decision of Local Government – City of Marina – Monterey Peninsula Water Supply Project
California Coastal Commission	David J. Stoldt	5/31/2019	Appellant Castroville Community Services District – Appeal from Coastal Permit Decision of Local Government – City of Marina – Monterey Peninsula Water Supply Project

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MAY 28 2019  
MPWMD



1  
GAVIN NEWSOM  
GOVERNOR

JARED BLUMENFELD  
SECRETARY FOR  
ENVIRONMENTAL PROTECTION

## State Water Resources Control Board

May 23, 2019

David J. Stoldt  
General Manager  
Monterey Peninsula Water Management District  
5 Harris Court – Bldg. G  
Monterey, CA 93940

### REGARDING THE APPLICABILITY OF SUSTAINABLE GROUNDWATER MANAGEMENT ACT REQUIREMENTS IN THE CARMEL VALLEY BASIN

Dear Mr. Stoldt:

The State Water Resource Control Board (State Water Board, or Board) is providing this letter in response to correspondence received from you regarding the applicability of the Sustainable Groundwater Management Act (SGMA, or the Act) in the Carmel Valley Basin.

Water flowing in known and definite channels is excluded from SGMA's definition of groundwater. (Wat. Code, § 10721(g).) In contrast, when identifying groundwater basins in Bulletin 118, the Department of Water Resources primarily considers the presence and areal extent of unconsolidated alluvial sediments. As a result, all or portions of a groundwater basin described in Bulletin 118 may not contain "groundwater" as the term is defined by SGMA. The Carmel Valley Basin is a basin that does not contain significant amounts of groundwater; the Board determined in Water Rights Order 95-10 that the subsurface flows of the Carmel River downstream of river mile 15 within the Carmel Valley alluvium is water flowing in a known and definite channel or subterranean stream.

The planning deadlines of SGMA are technically applicable to the Carmel Valley Basin (Water Code §§ 10720.7 and 10727) because they apply to all high or medium priority basins identified in Bulletin 118. High or medium priority groundwater basins may be designated as probationary by the State Water Board if a local agency has not decided to become a groundwater sustainability agency (GSA) or if a GSA has not adopted a groundwater sustainability plan for the basin. (Wat. Code, § 10735.2, subd. (a).) However, to the extent that the subsurface water in the Carmel Valley Basin is not groundwater as defined by SGMA, SGMA would grant no additional authorities to the State Water Board during the intervention process.

Extraction reporting requirements imposed by SGMA due to the absence of a GSA or due to designation as a probationary basin do not apply to extractions from subterranean streams. (Wat. Code, § 5202(a).) Restrictions on groundwater extraction imposed by the Board through an interim plan are also not applicable to extractions from a subterranean stream. (Wat. Code, § 10735.8(c).)

E. JOAQUIN ESQUIVEL, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

1001 I Street, Sacramento, CA 95814 | Mailing Address: P.O. Box 100, Sacramento, CA 95812-0100 | [www.waterboards.ca.gov](http://www.waterboards.ca.gov)

Mr. Stoldt

- 2 -

May 23, 2019

Additionally, any impacts of extractions from subterranean streams are not "caused by groundwater conditions" and therefore are not "undesirable results" as defined by SGMA. (Wat. Code, § 10721(x).) The essential requirement that basins be sustainably managed to avoid undesirable results, as those terms are defined by the Act, are inapplicable to basins that do not contain groundwater even though there is no explicit exception to SGMA's planning deadlines.

Due to the unique circumstances of the Carmel Valley Basin and the lack of significant groundwater in the basin as defined by SGMA, State Water Board staff do not intend to provide a recommendation to the State Water Board to declare the Carmel Valley Basin probationary, even if the technical requirements for GSA formation and adoption of a GSP have not been met.

Sincerely,



Sam Boland-Brien, Chief  
Groundwater Management Program  
State Water Resource Control Board

cc: Via Email  
Taryn Ravazzini  
Department of Water Resources

RECEIVED

## CALIFORNIA COASTAL COMMISSION

CENTRAL COAST DISTRICT OFFICE

726 FRONT STREET, SUITE 300

SANTA CRUZ, CA 95060-4508

VOICE (831) 427-4863 FAX (831) 427-4877



MAY 29 2019

MPWMD

## APPEAL FROM COASTAL PERMIT DECISION OF LOCAL GOVERNMENT

Please Review Attached Appeal Information Sheet Prior To Completing This Form.

SECTION I. Appellant(s)

Name: Brian LeNeve

Mailing Address: P.O. Box 1012

City:

Carmel

Zip Code:

93921

Phone:

831-624-8497

SECTION II. Decision Being Appealed

1. Name of local/port government:

City of Marina

2. Brief description of development being appealed:

The City of Marina Planning Commission's denial of California-American Water Company's CDP for the Monterey Peninsula Water Supply Project (CDP 2018-01).

3. Development's location (street address, assessor's parcel no., cross street, etc.):

CEMEX Lapis Sand Mining Plant, 100 Lapis Road (APN 203-011-019-000), and Transportation Agency of Monterey County right-of-way.

4. Description of decision being appealed (check one.):

- ☐ Approval; no special conditions
- ☐ Approval with special conditions:
- ☒ Denial

**Note:** For jurisdictions with a total LCP, denial decisions by a local government cannot be appealed unless the development is a major energy or public works project. Denial decisions by port governments are not appealable.

**TO BE COMPLETED BY COMMISSION:**

APPEAL NO: \_\_\_\_\_

DATE FILED: \_\_\_\_\_

DISTRICT: \_\_\_\_\_

**APPEAL FROM COASTAL PERMIT DECISION OF LOCAL GOVERNMENT (Page 2)**

5. Decision being appealed was made by (check one):

- ☐ Planning Director/Zoning Administrator  
☐ City Council/Board of Supervisors  
☒ Planning Commission  
☐ Other

6. Date of local government's decision: March 7, 2019

7. Local government's file number (if any): CDP 2018-01

**SECTION III. Identification of Other Interested Persons**

Give the names and addresses of the following parties. (Use additional paper as necessary.)

a. Name and mailing address of permit applicant:

California-American Water Company  
 655 West Broadway, Suite 1410  
 San Diego, CA 92101

b. Names and mailing addresses as available of those who testified (either verbally or in writing) at the city/county/port hearing(s). Include other parties which you know to be interested and should receive notice of this appeal.

(1) See Attachment 1.

(2)

(3)

(4)

## APPEAL FROM COASTAL PERMIT DECISION OF LOCAL GOVERNMENT (Page 3)

### **SECTION IV. Reasons Supporting This Appeal**

#### **PLEASE NOTE:**

- Appeals of local government coastal permit decisions are limited by a variety of factors and requirements of the Coastal Act. Please review the appeal information sheet for assistance in completing this section.
- State briefly **your reasons for this appeal**. Include a summary description of Local Coastal Program, Land Use Plan, or Port Master Plan policies and requirements in which you believe the project is inconsistent and the reasons the decision warrants a new hearing. (Use additional paper as necessary.)
- This need not be a complete or exhaustive statement of your reasons of appeal; however, there must be sufficient discussion for staff to determine that the appeal is allowed by law. The appellant, subsequent to filing the appeal, may submit additional information to the staff and/or Commission to support the appeal request.

My name is Brian LeNeve, and I am appealing the City of Marina Planning Commission's denial of California-American Water Company's ("Cal-Am") application for a coastal development permit ("CDP") for those portions of Cal-Am's Monterey Peninsula Water Supply Project that would be sited within the City's coastal zone.

I qualify as an aggrieved person under the Coastal Act, its implementing regulations, and the Marina Local Coastal Program ("LCP") because I spoke in support of the Project at the Planning Commission's CDP workshop on January 8, 2019, and at the Planning Commission's February 14, 2019 hearing on the CDP. On March 7, 2019, the Planning Commission adopted Resolution 2019-06, denying Cal-Am's CDP application (CDP 2018-01) and making findings that the Project is inconsistent with the City's certified LCP and the Coastal Act. On May 10, 2019, Marina issued a Final Local Action Notice for the Project. The City charges a fee for an appeal of a Planning Commission denial to the City Council (see Resolution No. 2018-51), and I did not file such an appeal. However, because the City charges a fee to appeal a Planning Commission denial to the City Council, as an interested party I may appeal the denial directly to the Coastal Commission once the City has filed a Final Local Action Notice with the Commission. (Coastal Act Regulations § 13573(a)(4).)

Cal-Am's Project will provide much needed water to the Monterey Peninsula and an alternative to pumping water from the Carmel River, which causes impacts to habitat on the River and its watershed, as well as to the federally threatened steelhead.

The Project is a major public works project. The Coastal Act allows an action taken by a local government with a certified LCP on a CDP application for a major public works project to be appealed to the Coastal Commission. (Public Resources Code, § 30603(a)(5).) The Coastal Act also allows an appeal of a local denial of a CDP application for a major public works project. (Public Resources Code, § 30603(b)(2).) Here, for the reasons set forth in the record before the City of Marina, the Project's proposed development in Marina's Coastal Zone conforms to the standards set forth in the City of Marina's certified LCP and the public access policies of the Coastal Act. (Public Resources Code, § 30603(b)(2).) Accordingly, the City of Marina Planning Commission's denial of the CDP application is appealable to the Coastal Commission.

**APPEAL FROM COASTAL PERMIT DECISION OF LOCAL GOVERNMENT (Page 4)****SECTION V. Certification**

The information and facts stated above are correct to the best of my/our knowledge.



\_\_\_\_\_  
Signature of Appellant(s) or Authorized Agent

Date: 5-22-19

**Note:** If signed by agent, appellant(s) must also sign below.

**Section VI. Agent Authorization**

I/We hereby  
authorize

\_\_\_\_\_ to act as my/our representative and to bind me/us in all matters concerning this appeal.

\_\_\_\_\_  
Signature of Appellant(s)

Date: \_\_\_\_\_

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Maja Soyar	Resident of Marina Address Unknown
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RECEIVED

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GAVIN NEWSOM, Governor

## CALIFORNIA COASTAL COMMISSION

CENTRAL COAST DISTRICT OFFICE  
725 FRONT STREET, SUITE 300  
SANTA CRUZ, CA 95060-4508  
VOICE (831) 427-4863 FAX (831) 427-4877



MAY 29 2019

MPWMD

## APPEAL FROM COASTAL PERMIT DECISION OF LOCAL GOVERNMENT

Please Review Attached Appeal Information Sheet Prior To Completing This Form.

SECTION I. Appellant(s)

Name: California-American Water Company  
Mailing Address: 655 West Broadway, Suite 1410  
City: San Diego Zip Code: 92101 Phone: (619) 446-4786

SECTION II. Decision Being Appealed

1. Name of local/port government:

City of Marina

2. Brief description of development being appealed:

The City of Marina Planning Commission's denial of CDP 2018-01 for the Monterey Peninsula Water Supply Project. The portions of the Project within Marina's Coastal Zone include seven slant wells and related infrastructure and transmission pipeline improvements.

3. Development's location (street address, assessor's parcel no., cross street, etc.):

CEMEX Lapis Sand Mining Plant, 100 Lapis Road (APN 203-011-019-000), and Transportation Agency of Monterey County right-of-way.

4. Description of decision being appealed (check one.):

- ☐ Approval; no special conditions  
☐ Approval with special conditions:  
☒ Denial

**Note:** For jurisdictions with a total LCP, denial decisions by a local government cannot be appealed unless the development is a major energy or public works project. Denial decisions by port governments are not appealable.

**TO BE COMPLETED BY COMMISSION:**

APPEAL NO: \_\_\_\_\_

DATE FILED: \_\_\_\_\_

DISTRICT: \_\_\_\_\_

**APPEAL FROM COASTAL PERMIT DECISION OF LOCAL GOVERNMENT (Page 2)**

5. Decision being appealed was made by (check one):

- ☐ Planning Director/Zoning Administrator  
☐ City Council/Board of Supervisors  
☒ Planning Commission  
☐ Other

6. Date of local government's decision: March 7, 2019

7. Local government's file number (if any): CDP 2018-01

**SECTION III. Identification of Other Interested Persons**

Give the names and addresses of the following parties. (Use additional paper as necessary.)

a. Name and mailing address of permit applicant:

California-American Water Company; Attn: Ian Crooks  
 655 West Broadway, Suite 1410  
 San Diego, CA 92101

b. Names and mailing addresses as available of those who testified (either verbally or in writing) at the city/county/port hearing(s). Include other parties which you know to be interested and should receive notice of this appeal.

(1) Please see Attachment A.

(2)

(3)

(4)


**APPEAL FROM COASTAL PERMIT DECISION OF LOCAL GOVERNMENT (Page 3)****SECTION IV. Reasons Supporting This Appeal****PLEASE NOTE:**

- Appeals of local government coastal permit decisions are limited by a variety of factors and requirements of the Coastal Act. Please review the appeal information sheet for assistance in completing this section.
- State briefly **your reasons for this appeal**. Include a summary description of Local Coastal Program, Land Use Plan, or Port Master Plan policies and requirements in which you believe the project is inconsistent and the reasons the decision warrants a new hearing. (Use additional paper as necessary.)
- This need not be a complete or exhaustive statement of your reasons of appeal; however, there must be sufficient discussion for staff to determine that the appeal is allowed by law. The appellant, subsequent to filing the appeal, may submit additional information to the staff and/or Commission to support the appeal request.

Please see Attachment B.

**APPEAL FROM COASTAL PERMIT DECISION OF LOCAL GOVERNMENT (Page 4)****SECTION V. Certification**

The information and facts stated above are correct to the best of my/our knowledge.

  
\_\_\_\_\_  
Signature of Appellant(s) or Authorized Agent

Date: May 22, 2019  
\_\_\_\_\_


**Note:** If signed by agent, appellant(s) must also sign below.

**Section VI. Agent Authorization**

I/We hereby  
authorize

DJ Moore and Winston Stromberg (Latham & Watkins LLP)

to act as my/our representative and to bind me/us in all matters concerning this appeal.

  
\_\_\_\_\_  
Signature of Appellant(s)

Date: May 22, 2019  
\_\_\_\_\_

**ATTACHMENT A**

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## ATTACHMENT B

Pursuant to Public Resources Code section 30603, subdivision (a)(5), and Coastal Act regulations section 13573, subdivision (a)(4), California-American Water Company (“Cal-Am”) hereby appeals the City of Marina Planning Commission’s denial of Coastal Development Permit application CDP 2018-01 (“CDP”) for those portions of the Monterey Peninsula Water Supply Project (“Project”) within the City’s Coastal Zone. On March 7, 2019, the Planning Commission adopted Resolution 2019-06, denying Cal-Am’s CDP application for the Project, based on the Planning Commission’s purported findings that the Project is inconsistent with the City’s Coastal Zoning Ordinance, the City’s Local Coastal Program (“LCP”) and the Coastal Act.<sup>1</sup> On March 13, 2019, Cal-Am appealed the Planning Commission’s denial to the Marina City Council. On April 29, 2019, Cal-Am withdrew its appeal due to bias in the City process, including demonstrated bias by a majority of the City Council. On May 10, 2019, the City issued its Final Local Action Notice regarding the CDP denial.

For the reasons set forth below, and in the February 13, 2019, and March 6, 2019, letters from Latham & Watkins LLP submitted to the Planning Commission on behalf of Cal-Am,<sup>2</sup> the Project may be approved because it conforms to the standards set forth in the City’s LCP and the Coastal Act’s public access policies. (See Pub. Resources Code, § 30603, subd. (b)(2).) Coastal Act section 30260 also allows the Project as a coastal-dependent industrial facility despite any potential inconsistency with the LCP. Therefore, the Coastal Commission should issue the CDP and find the Project consistent with the City’s LCP and the Coastal Act.

### **1. The Project Is Consistent with the LCP and Coastal Act Policies**

As part of its CDP application, Cal-Am included proposed findings that demonstrate, based on substantial evidence in the record, how the Project will be consistent with the City’s LCP and the Coastal Act (“Proposed LCP Findings,” attached to Cal-Am’s CDP application). In addition, the certified final Environmental Impact Report/Environmental Impact Statement (“EIR/EIS”) prepared by the California Public Utilities Commission and Monterey Bay National Marine Sanctuary contains mitigation measures to avoid or minimize potential environmental impacts within the City’s Coastal Zone. Further, as set forth below and in greater detail in Cal-Am’s letters to the City Planning Commission, the Project is consistent with the LCP and Coastal Act. (See Feb. 13, 2019 Letter, pp. A-10 to A-14; March 6, 2019 Letter, pp. A-5 to A-11.)

- **Protecting Sensitive Habitat Areas:** The EIR/EIS thoroughly evaluated potential adverse impacts to environmentally sensitive habitat areas (“ESHA”) and dune habitat. (Final EIR/EIS, pp. 4.6-35 to 4.6-36, 4.6-74, 4.6-80, 4.6-129, 8.5-698.) Based on substantial evidence, the EIR/EIS concluded that the Project will not result in significant physical impacts to

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<sup>1</sup> Cal-Am also objects to the Planning Commission’s denial of the CDP based on CEQA considerations, as the City is permitted to review the Project’s consistency only with the City’s LCP, not CEQA. (See Pub. Resources Code, § 30600.5, subd. (c).) Nonetheless, Cal-Am’s objections to the Planning Commission’s CEQA determinations do not form the basis for this appeal.

<sup>2</sup> These letters were submitted to Coastal Commission staff at the time they were submitted to the Planning Commission and are already part of the Coastal Commission’s record.

terrestrial biological resources. (*Id.*, pp. 4.6-198, 4.6-201, 4.6-204 to 4.6-205, 4.6-215, 4.6-258 to 4.6-259.)

- **Protecting Marine Resources:** The EIR/EIS fully analyzed impacts to marine resources and properly concluded any impacts would be less than significant with mitigation. (Final EIR/EIS, pp. 4.5-47 to 4.5-72.)

- **Preventing Interference with Public Access and Protecting Coastal Recreation:** The EIR/EIS confirms that the Project will not impede beach access or coastal recreation because the Project does not require construction on the beach. (Final EIR/EIS, pp. 4.8-35, 6-54.) The CEMEX Sand Mining Plant, where the slant well network would be located, is privately owned, and there is no existing public access to the slant well construction site. (*Id.*, p. 8.7-214.)

- **Protecting Archaeological and Cultural Resources:** The EIR/EIS and California's State Historic Preservation Officer both determined that the Project would not adversely affect historic properties. (Final EIR/EIS, pp. 8.6-535, 8.6-613; CDP Application, Att. B, p. 3.) The Lapis Sand Mining Plant District is not within the Project's Area of Potential Effects, and the Final EIR/EIS imposes conservative mitigation measures to prevent any harm to potentially undiscovered archaeological or cultural resources. (Final EIR/EIS, pp. 8.6-535, 8.6-613.)

- **Preventing Depletion of Groundwater Supplies:** The EIR/EIS fully evaluated potential groundwater impacts and appropriately concluded that, based on substantial evidence, the Project would result in less-than-significant impacts to groundwater supplies. (Final EIR/EIS, pp. 4.4-62, 4.64 to 4.6-87.) Further, the Project will not withdraw water from any aquifers that the City uses for its municipal water supply. (*Id.*, p. 4.4-69.)

- **Protecting Scenic and Visual Qualities:** The aboveground components of the slant well network would not obstruct views of the ocean and would not be visible outside of the CEMEX property. (See CDP Application, Proposed LCP Findings, p. 16.)

- **Preventing Erosion and Geologic Instability:** The Final EIR/EIS thoroughly assessed coastal erosion impacts resulting from sea level rise and determined that the Project infrastructure would not be adversely affected because it would be located underground or be designed to withstand inundation. (Final EIR/EIS, pp. 4.3-16, 4.3-121 to 4.3-122.)

## 2. The Project Satisfies Coastal Act Section 30260

Coastal Act section 30260 permits development of the Project on the CEMEX property because:

where new or expanded coastal-dependent industrial facilities cannot feasibly be accommodated consistent with other policies of this division, they may nonetheless be permitted in accordance with this section . . . if (1) alternative locations are infeasible or more environmentally damaging; (2) to do otherwise would adversely

affect the public welfare; and (3) adverse environmental effects are mitigated to the maximum extent feasible.

As discussed below and in the City's record, these criteria have been satisfied. (See Feb. 13, 2019 Letter, pp. A-14 to A-19; March 6, 2019 Letter, pp. A-11 to A-16.)

### **A. The Project Is a Coastal-Dependent Industrial Facility**

The Project's subsurface slant wells and associated infrastructure constitute a "coastal-dependent industrial facility," as they must be located adjacent to the coast to function, and the Project involves the processing of raw materials (primarily seawater). (See Feb. 13, 2019 Letter, pp. A-15 to A-16; March 6, 2019 Letter, pp. A-11 to A-12.)

The Final EIR/EIS explicitly states that the Project must be located adjacent to the coast because the slant wells will "extend under the seafloor within the [Monterey Bay National Marine Sanctuary]" to draw saline water from aquifers that extend beneath the ocean floor. (Final EIR/EIS, pp. 3-17 to 3-18.) The California Public Utilities Commission's Decision D.18-09-017 also confirms that "[t]he supply water for the MPWSP will be via underground slant wells that draw water from the aquifers that extend underneath the ocean and would be recharged primarily by seawater." (Decision D.18-09-017, p. 173.) Because the water removed by slant well pumping would be recharged with seawater (Final EIR/EIS, pp. 4.4-69 to 4.4-70, 8.5-570 to 8.5-580), the Project cannot be moved inland, or it would change the entire basis for the Project and the associated modeling that ensures the Project will withdraw primarily seawater (approximately 96%). (*Id.*, p. 4.4-56.)

### **B. Alternative Locates Are Infeasible or More Environmentally Damaging**

Alternative locations are infeasible or more environmentally damaging, as discussed in Cal-Am's Proposed LCP Findings and the Final EIR/EIS. (Proposed LCP Findings, pp. 19-20; Final EIR/EIS, pp. 5.4-1 to 5.4-59.) The Project's location at the CEMEX site also offers environmental advantages over other alternatives, such as the use of an existing outfall; no construction on the seafloor; avoiding impingement and entrainment of an open ocean intake; less than significant impacts on groundwater resources, surface water resources, and marine biological resources; and infrastructure that would be located in a previously-disturbed area. Further, the Planning Commission offered no feasible alternatives.

### **C. The Project Will Promote the Public Welfare**

Not approving the Project would adversely affect the public welfare. (See March 6, 2019 Letter, pp. 20-21.) Per an order from the State Water Resources Control Board, Cal-Am must reduce its water withdrawals from the Carmel River, and the Project represents the culmination of almost two decades of efforts to facilitate the required reductions and provide necessary replacement water to the region. Without the Project, a deficit between available water supplies and total demand will result and worsen over time, potentially leading to prohibitions on all or specified non-essential water uses. (*Id.*, p. 21.) Further, because the Project would provide a water supply to replace that obtained from the Carmel River, the Project will benefit the river watershed. (Final EIR/EIS, p. 4.6-126.) In addition, the Project "addresses the City of Marina's values by mitigating the negative effects on the City" and "reflects the community values of

others” by supporting “agriculture, tourism, education, and research, and providing necessary water and jobs” in the region. (Decision, D.18-09-017, p. 158.)

**D. Adverse Environmental Impacts Are Mitigated to the Maximum Extent Feasible**

Adverse environmental effects are mitigated to the maximum extent feasible. For example, the Final EIR/EIS imposes nineteen mitigation measures alone that would mitigate the Project’s potential impacts to terrestrial biological resources in the City’s Coastal Zone to the maximum extent feasible. (See Proposed LCP Findings, pp. 21-22.) The Final EIR/EIS also imposes mitigation measures that will reduce impacts to other environmental resource areas to the maximum extent feasible. (See *id.*, p. 22 [citing Final EIR/EIS, Table ES-2].)

\* \* \* \* \*

In sum, the Project conforms to the policies set forth in the City’s LCP and the Coastal Act. The Project may also be approved under Coastal Act section 30260 as a coastal-dependent industrial facility. As such, Cal-Am respectfully requests that the City Council approve and issue the CDP for the Project.

## CALIFORNIA COASTAL COMMISSION

CENTRAL COAST DISTRICT OFFICE

725 FRONT STREET, SUITE 300

SANTA CRUZ, CA 95060-4508

VOICE (831) 427-4863 FAX (831) 427-4877

MAY 31 2019

MPWMD



## APPEAL FROM COASTAL PERMIT DECISION OF LOCAL GOVERNMENT

Please Review Attached Appeal Information Sheet Prior To Completing This Form.

SECTION I. Appellant(s)

Name: Castroville Community Services District, Attn: Eric Tynan, GM

Mailing Address: 11499 Geil Street

City:

Castroville

Zip Code:

95012

Phone:

(831) 633-2560

SECTION II. Decision Being Appealed

1. Name of local/port government:

City of Marina

2. Brief description of development being appealed:

The City of Marina Planning Commission's denial of California-American Water Company's CDP for the Monterey Peninsula Water Supply Project (CDP 2018-01).

3. Development's location (street address, assessor's parcel no., cross street, etc.):

CEMEX Lapis Sand Mining Plant, 100 Lapis Road (APN 203-011-019-000), and Transportation Agency of Monterey County right-of-way.

4. Description of decision being appealed (check one.):

☐ Approval; no special conditions☐ Approval with special conditions:☒ Denial

**Note:** For jurisdictions with a total LCP, denial decisions by a local government cannot be appealed unless the development is a major energy or public works project. Denial decisions by port governments are not appealable.

**TO BE COMPLETED BY COMMISSION:**

APPEAL NO: \_\_\_\_\_

DATE FILED: \_\_\_\_\_

DISTRICT: \_\_\_\_\_



**APPEAL FROM COASTAL PERMIT DECISION OF LOCAL GOVERNMENT (Page 2)**

5. Decision being appealed was made by (check one):

- ☐ Planning Director/Zoning Administrator  
☐ City Council/Board of Supervisors  
☒ Planning Commission  
☐ Other

6. Date of local government's decision: March 7, 2019 (FLAN May 10, 2019)

7. Local government's file number (if any): CDP 2018-01

**SECTION III. Identification of Other Interested Persons**

Give the names and addresses of the following parties. (Use additional paper as necessary.)

a. Name and mailing address of permit applicant:

California-American Water Company  
 655 West Broadway, Suite 1410  
 San Diego, CA 92101

b. Names and mailing addresses as available of those who testified (either verbally or in writing) at the city/county/port hearing(s). Include other parties which you know to be interested and should receive notice of this appeal.

(1) See Attachment A.

(2)

(3)

(4)


**APPEAL FROM COASTAL PERMIT DECISION OF LOCAL GOVERNMENT (Page 3)****SECTION IV. Reasons Supporting This Appeal****PLEASE NOTE:**

- Appeals of local government coastal permit decisions are limited by a variety of factors and requirements of the Coastal Act. Please review the appeal information sheet for assistance in completing this section.
- State briefly **your reasons for this appeal**. Include a summary description of Local Coastal Program, Land Use Plan, or Port Master Plan policies and requirements in which you believe the project is inconsistent and the reasons the decision warrants a new hearing. (Use additional paper as necessary.)
- This need not be a complete or exhaustive statement of your reasons of appeal; however, there must be sufficient discussion for staff to determine that the appeal is allowed by law. The appellant, subsequent to filing the appeal, may submit additional information to the staff and/or Commission to support the appeal request.

See Attachment B.

**APPEAL FROM COASTAL PERMIT DECISION OF LOCAL GOVERNMENT (Page 4)****SECTION V. Certification**

The information and facts stated above are correct to the best of my/our knowledge.

  
\_\_\_\_\_  
Signature of Appellant(s) or Authorized Agent  
Date: 5-28-19

**Note:** If signed by agent, appellant(s) must also sign below.

**Section VI. Agent Authorization**

I/We hereby  
authorize \_\_\_\_\_  
to act as my/our representative and to bind me/us in all matters concerning this appeal.

\_\_\_\_\_  
Signature of Appellant(s)  
Date: \_\_\_\_\_

**Castroville Community Services District Coastal Appeal**

**ATTACHMENT A**

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## **Castroville Community Services District Coastal Appeal**

### **ATTACHMENT B**

Castroville Community Services District ("CCSD") appeals the City of Marina Planning Commission's denial of California-American Water Company's ("Cal-Am") application for a Coastal Development Permit ("CDP") for the components of Cal-Am's Monterey Peninsula Water Supply Project ("Project") that would be sited within the City's coastal zone.

CCSD properly files this appeal as an aggrieved person under the Coastal Act, its implementing regulations, and the Marina Local Coastal Program ("LCP"). CCSD participated in the City of Marina Planning Commission's February 14, 2019 hearing on the CDP, providing oral testimony in support of the Project and issuance of the CDP.

On March 7, 2019, the Planning Commission adopted Resolution 2019-06, denying Cal-Am's CDP application (CDP 2018-01) and making findings that the Project is inconsistent with the City's certified LCP and the Coastal Act. On May 10, 2019, the City of Marina issued a Final Local Action Notice ("FLAN") for the Project, beginning a 10 working-day appeal period, ending at 5 p.m. on May 28, 2019.

The City of Marina charges a local appeal fee for an appeal of a Planning Commission denial to the City Council (see Resolution No. 2018-51), and CCSD did not file such an appeal. However, because the City charges a local appeal fee to appeal a Planning Commission denial to the City Council, CCSD may appeal the denial directly to the Coastal Commission once the City has filed its Final Local Action Notice with the Commission. (Coastal Act Regulations § 13573(a)(4).)

The Project will provide much needed water to Castroville and the Monterey Peninsula, which have been facing, and will continue to face, severe water supply constraints. CCSD currently pumps groundwater from aquifers, directly in the path of saltwater intrusion, from the Salinas Valley Groundwater Basin. By agreement between CCSD and Cal-Am, groundwater currently being pumped by the CCSD from wells directly in the path of the seawater intrusion, would be replaced by desalinated water from the Project. Thus, Cal-Am's Project would provide much needed recharge benefits to the Salinas Valley Groundwater Basin while helping to slow further contamination of the 400' aquifer in and around Marina and Castroville.

Until recently Marina and the Marina Coast Water District both supported the wells at the coast until the Regional Desal project failed. Any claim of harm of Marina's water supply by Marina has been refuted by hydrogeologic experts. In the twenty-five years of trying to come up with a solution, the Monterey Peninsula Water Supply Project is the only project that is a long-term, drought proof water supply for not only Castroville and the Peninsula, also potentially Marina.

The Project is a major public works project. The Coastal Act allows an action taken by a local government, with a certified LCP, on a CDP application for a major public works project, to be appealed to the Coastal Commission (Public Resources Code, § 30603(a)(5)), including an appeal of a local denial of a CDP application for a major public works project. (Public Resources Code, § 30603(b)(2).)



For the reasons set forth in the record before the City of Marina, the Project's proposed development in Marina's Coastal Zone conforms to the standards set forth in the City of Marina's certified LCP and the public access policies of the Coastal Act. (Public Resources Code, § 30603(b)(2).) Accordingly, the Marina Planning Commission's denial of the CDP application is appealable to the Coastal Commission.

Castroville CSD urges your Commission to grant both CCSD's appeal and CalAm's appeal and issue the CDP for the Project.