

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, November and December. The meetings begin at 7:00 PM.



AGENDA
Regular Meeting
Board of Directors
Monterey Peninsula Water Management District

Monday, November 13, 2017

Closed Session 5:30 pm

2999 Monterey Salinas Hwy., Monterey CA 93940

Regular Meeting 7:00 pm

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 Thursday, November 9, 2017.

The 7:00 PM Meeting will be televised on Comcast Channels 25 & 28. Refer to broadcast schedule on page 3.

5:30 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 Real Estate Negotiators (Government Code Sections 54954.5(b), 54956.8.)**
District Representatives: David Stoldt
Matter: Negotiation Affecting Properties Held by California American Water Company
4. **Conference with Legal Counsel – Existing Litigation (Gov. Code 54956.9 (a))**
Application of California American Water to CPUC (No. 12-04-019) – Monterey Peninsula Water Supply Project
5. **Adjourn to 7 pm Session**

Board of Directors

Robert S. Brower, Sr., Chair – Division 5
Andrew Clarke, Vice Chair – Division 2
Brenda Lewis – Division 1
Molly Evans – Division 3
Jeanne Byrne – Division 4
Ralph Rubio, Mayoral Representative
Mary Adams, Monterey County Board of Supervisors Representative

General Manager

David J. Stoldt

This agenda was posted at the District office at 5 Harris Court, Bldg. G Monterey on Wednesday, November 8, 2017. Staff reports regarding these agenda items will be available for public review on 11/9/2017, 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/. 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 December 11, 2017 at 7 pm.

7:00 PM – REGULAR MEETING

CALL TO ORDER/ROLL CALL

PLEDGE OF ALLEGIANCE

ADDITIONS AND CORRECTIONS TO AGENDA - The Clerk of the Board will announce agenda corrections and proposed additions, which may be acted on by the Board as provided in Sections 54954.2 of the California Government Code.

ORAL COMMUNICATIONS - Anyone wishing to address the Board on Consent Calendar, Information Items, Closed Session items, or matters not listed on the agenda may do so only during Oral Communications. Please limit your comment to three (3) minutes. The public may comment on all other items at the time they are presented to the Board.

CONSENT CALENDAR: The Consent Calendar consists of routine items for which staff has prepared a recommendation. Approval of the Consent Calendar ratifies the staff recommendation. Consent Calendar items may be pulled for separate consideration at the request of a member of the public, or a member of the Board. Following adoption of the remaining Consent Calendar items, staff will give a brief presentation on the pulled item. Members of the public are requested to limit individual comment on pulled Consent Items to three (3) minutes.

1. Consider Adoption of October 16, 2017 Regular Board Meeting Minutes
2. Approve Contract with ACCELA for Water Demand Data Base
3. Consider Expenditure for Cultural Resource Studies for the Rancho San Carlos Road Streambank Stabilization Project
4. Consider Expenditure to Repair Downhole Injection Valve at Aquifer Storage and Recovery Well Number 1
5. Consider Approval of Compensation Agreement Regarding the Transfer of Former City of Monterey Redevelopment Agency Property at 300 Pacific Street, Monterey, to the City of Monterey
6. Consider Adoption of Amendment 2 to the Cost Sharing Agreement with Monterey One Water for the Pure Water Monterey Project
7. Receive Report on Legislative Outreach for Calendar Year 2017
8. Consider Approval of Fourth Quarter Fiscal Year 2016-2017 Investment Report
9. Receive and File Fourth Quarter Financial Activity Report for Fiscal Year 2016-2017
10. Consider Adoption of Treasurer's Report for July 2017
11. Consider Adoption of Treasurer's Report for August 2017

GENERAL MANAGER'S REPORT

12. Status Report on California American Water Compliance with State Water Resources Control Board Order 2016-0016 and Seaside Groundwater Basin Adjudication Decision
13. Update on Development of Water Supply Projects
14. Report on October Evidentiary Hearings - Application of California American Water to CPUC (No. 12-04-019) – Monterey Peninsula Water Supply Project

ATTORNEY'S REPORT

15. Report on 5:30 pm Closed Session of the Board

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

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

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

- 17. Consider Second Reading and Adoption of Ordinance No. 178, Adding Water Efficiency Requirements for Multi-Family Residential Sites and Common Interest Properties and Allowing Sub-Metering of Accessory Dwelling Units** (*Ordinance No. 178 is categorically exempt from California Environmental Quality Act (CEQA) under Section 15301, Class 1, Existing Facilities (Multi-Family Residential Site retrofit requirements) and Section 15303, Class 3, New Construction or Conversion of Small Structures.*)
Action: The Board will consider second reading and adoption of Ordinance No. 178 that would amend rules related to water efficiency requirements for multi-family/common interest developments and address metering of accessory dwelling units.

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

- 18. Consider Expenditures for Preconstruction Costs for Expansion of Pure Water Monterey Project**
Action: The Board of Directors will consider approval of an expenditure in support of qualifying an expansion of Pure Water Monterey for approval by the California Public Utilities Commission.

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.

- 19. Letters Received Supplemental Letter Packet
- 20. Committee Reports
- 21. Monthly Allocation Report
- 22. Water Conservation Program Report
- 23. Carmel River Fishery Report
- 24. Monthly Water Supply and California American Water Production Report

ADJOURNMENT

Board Meeting Broadcast Schedule – Comcast Channels 25 & 28	
View Live Webcast at Ampmedia.org	
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

Upcoming Board Meetings			
Monday, December 11, 2017	Regular Board Meeting	7:00 pm	District conference room
Wednesday, Jan. 24, 2018	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, November 9, 2017. 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 OCTOBER 16, 2017, REGULAR BOARD MEETING****Meeting Date: November 13, 2017** **Budgeted: N/A****From: David J. Stoldt,
General Manager** **Program/
Line Item No.: N/A****Prepared By: Arlene Tavani** **Cost Estimate: N/A****General Counsel Review: N/A****Committee Recommendation: N/A****CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.**

SUMMARY: Attached as **Exhibit 1-A** are draft minutes of the October 16, 2017 Regular meeting of the Board of Directors.**RECOMMENDATION:** District staff recommends approval of the minutes with adoption of the Consent Calendar.**EXHIBIT****1-A** Draft Minutes of the October 16, 2017 Regular Meeting of the Board of Directors



EXHIBIT 1-A

DRAFT MINUTES
Regular Meeting
Board of Directors
Monterey Peninsula Water Management District
October 16, 2017

The meeting was called to order at 7:30 pm in the MPWMD conference room.

CALL TO ORDER/ROLL CALL

Directors Present:

Robert S. Brower, Sr. – Chair, Division 5
 Andrew Clarke – Vice Chair, Division 2
 Brenda Lewis – Division 1
 Molly Evans – Division 3
 Jeanne Byrne – Division 4
 Ralph Rubio – Mayoral Representative
 Mary Adams – Monterey County Board of Supervisors

Directors Absent: None

General Manager present: David J. Stoldt

District Counsel present: David Laredo

The assembly recited the Pledge of Allegiance.

PLEDGE OF ALLEGIANCE

No changes.

ADDITIONS AND CORRECTIONS TO AGENDA

The following comments were presented to the Board during Oral Communications. (a) **George Riley** stated that Carmel Valley and Pebble Beach have the highest numbers of Tier 4 and Tier 5 users, which may explain why areas of Monterey County within the Water Management District have registered the greatest reduction in water use over a ten-year period. (b) **Dan Turner** opined that 45 percent of the local electorate supported Measure O in 2014, and it is likely they would support a similar measure in a future election, as would other voters. He said that the move to establish public ownership of the California American Water Distribution System (Cal-Am) should not be ignored due to the outcome of previous elections on the issue. (c) **Michael Baer** complimented the Water Management District on conducting an excellent training session on Rainwater Catchment Systems. He said that if everyone installed Rainwater Catchment Systems, Cal-Am would under collect for water sales – but would make up for the loss with subsequent rate increases. (d) **Michael Warburton**, representing the Public Trust Alliance, stated that an assessment of reasonable water alternatives has not been completed. He suggested that utilization of water rights

ORAL COMMUNICATIONS

on tributaries to the Salinas River could be a solution to the Water Management District's water needs.

On a motion by Rubio and second of Byrne, the Consent Calendar was adopted unanimously on a vote of 7 – 0.

Adopted.

Approved.

Approved.

General Manager Stoldt stated that no report would be presented because Cal-Am had not provided the information needed to compile the report. He announced that in addition to the workshop conducted by the Water Management District and Cal Am on Rainwater Harvesting, a session on water wise native plants was conducted on October 14, and two others were scheduled for October 21 and November 4, 2017. Details were available on the MPWMD website.

Public Comment: Tom Rowley stated that 7 out of every 10 years were considered dry due to below normal rainfall. He suggested that the Water Management District should confer with the Fleet Numerical Meteorology and Oceanography Center regarding weather patterns in order to anticipate the probability of rainfall for future ASR operations. Stoldt noted that over a 90-year record, 37.5% of rainfall years were below normal.

None.

Byrne offered a motion that was seconded by Evans to approve the first reading of Ordinance No. 178, including the amendment to the definition of High Efficiency Toilet distributed at the meeting. The ordinance should be scheduled for second reading. The motion was approved unanimously on a roll-call vote of 7 – 0 by Byrne, Evans, Adams, Brower, Clarke, Lewis and Rubio.

The following comments were directed to the Board during the public hearing on this item. (a) **George Riley** asked if

CONSENT CALENDAR

1. Consider Adoption of Minutes of September 18, 2017 Regular Meeting of the Board
2. Consider Approval of Board Committee Assignments
3. Consider Expenditure for Assistance with the Instream Flow Model for the Carmel River

GENERAL MANAGER'S REPORT

4. **Status Report on California American Water Compliance with State Water Resources Control Board Order 2009-0060 and Seaside Groundwater Basin Adjudication Decision**

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

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

PUBLIC HEARINGS

6. **Consider First Reading of Ordinance No. 178, Adding Water Efficiency Requirements for Multi-Family Residential Sites and Common Interest Properties and Allowing Sub-Metering of Accessory Dwelling Units** (*Ordinance No. 178 is categorically exempt from California Environmental Quality Act (CEQA) under Section 15301, Class 1, Existing*)

rebate funds would be available over an extended period of time for replacement of the fixtures in multi-family residential sites. **(b) Michael Baer** suggested that the rebate should be increased for the purchase of high-efficiency washing machines. **(c) Tom Rowley** advised the Board that the 1.6 gallon-flush toilet he installed in a townhouse did not function well. He eventually replaced it with a 1.28 gallon-flush toilet that operates very well.

Byrne offered a motion that was seconded by Adams to approve an expenditure of up to \$65,000 to renew the District's stock of water conservation equipment. The motion was approved on a unanimous vote of 7 – 0 by Byrne, Adams, Brower, Clarke, Evans, Lewis and Rubio.

There was no discussion of the Informational Items/Staff Reports.

The meeting was adjourned at 8:05 pm.

Facilities (Multi-Family Residential Site retrofit requirements) and Section 15303, Class 3, New Construction or Conversion of Small Structures.)

ACTION ITEMS

- 7. Consider Expenditure of Funds for Water Saving Devices and Water Conservation Materials**

INFORMATIONAL ITEMS/STAFF REPORTS

- 8. Receive Notice of Appointment to Carmel River Advisory Committee**
- 9. Letters Received**
- 10. Committee Report**
- 11. Monthly Allocation Report**
- 12. Water Conservation Program Report**
- 13. Quarterly Water Use Credit Transfer Status Report**
- 14. Carmel River Fishery Report for September 2017**
- 15. Quarterly Carmel River Riparian Corridor Management Program Report**
- 16. Monthly Water Supply and California American Water Production Report**

ADJOURNMENT

ITEM: CONSENT CALENDAR**2. CONSIDER APPROVAL OF CONTRACT WITH ACCELA INC. FOR PURCHASE AND IMPLEMENTATION OF WATER DEMAND DIVISION DATABASE**

Meeting Date:	November 13, 2017	Budgeted:	Yes, partially
From:	David J. Stoldt, General Manager	Program/ Line Item No.	Capital Assets XX-XX-914000
Prepared By:	Suresh Prasad	Cost Estimate:	\$725,000

General Counsel Review: The legal counsel has reviewed this item.

Committee Recommendation: The Administrative Committee reviewed this item on November 6, 2017 and recommended approval.

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

SUMMARY: The District's Water Demand Division (WDD) is responsible for processing water permits, conducting inspections, managing conservation and rebate programs, and other water use regulatory functions affecting residential and non-residential properties within the District boundaries. All data collected as a result of these efforts is stored in custom designed database developed about ten years ago. The existing database is problematic and incapable of providing the level of service needed to adequately manage, track and report on the District's current conservation and demand management programs.

The database was set up in 2008 by Software Company that is designed to write customized software solutions for retail customers. The District was its only customer for this type of software. The current database is not setup to be made available for use to the public, cannot be accessed by field staff outside the office, inability to generate simple and basic reports, and making changes without getting the software developers involved with the change. Since there are no other entity using the current system, any fix or updates to the system is solely paid by the District.

The plan to upgrade the WDD database was part of a strategic goals of the Board adopted in April 2017 under the one-year-goal "Develop Long Term Information Technology Plan – Replace Water Demand Database." Staff envisions a single-entry comprehensive database system that will eliminate duplication of effort and will increase the effectiveness and responsiveness of the WDD. The new system will also be made available to the public via internet.

Since beginning of 2016, WDD staff with the help of Information Technology staff and the Chief Financial Officer has been looking for databases that are most commonly used by other land use jurisdictions and water agencies. There were two software's identified in the search. One of them was from Tyler Technologies called EnerGov. The other one was Accela's software.

For almost a year, staff has been meeting with Accela staff to review the Accela platform and develop a comprehensive Statement of Work (**Exhibit 2-A**). It is understood that Accela's

software will most closely match the District's existing business process. Since the software is already been utilized by other public agencies, any change or fix in the software will be made available to the District as well.

The requirements specifications for new software included permits tracking and inventories for all types of water fixtures, credits and debits occurring as part of the water permit process, financial accounting for revenue and accounts receivables, and maintaining and tracking allocations for the various jurisdictions.

RECOMMENDATION: District staff recommends authorizing the General Manager or the Chief Financial Officer to enter into an agreement (**Exhibit 2-B**) with Accela Inc. for an amount of \$725,000.00 (\$705,780.87 for the actual contract plus contingencies), to purchase and implement the new WDD database system. District's FY 2017-2018 Budget includes \$650,000 for this project, however, the additional \$75,000 will be included with the mid-year budget adjustment.

BACKGROUND: The District's WDD software is a custom written software developed for the District back in 2008. The current software has deficiencies such as inability to generate and run basic reports, not available for use by the staff while out in field, constituents not able to use via internet.

Since this is a customized solution solely written for the District, any fixes or updates made to the system is paid by the District. The existing database was set up in 2008 by Software Company that is designed to write customized software solutions for retail customers. The District was its only customer for this type of software.

The plan to upgrade the WDD database was part of a strategic goals of the Board adopted in April 2017 under the one-year-goal "Develop Long Term Information Technology Plan – Replace Water Demand Database."

EXHIBITS

- 2-A** Statement of Work
- 2-B** Accela Agreement
- 2-C** Accela Presentation
- 2-D** Accela Customer Overview



Statement of Work

Monterey Peninsula Water Management District Accela Civic Platform Implementation

October 2, 2017

Version 1.2

Accela, Inc.
2633 Camino Ramon
Suite 120
San Ramon, CA 94583
Tel: 925-659-3200
Fax: 925-659-3201

This SOW expires on 11/30/2017



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DOCUMENT CONTROL

Date	Author	Version	Change Reference
3/11/2016	Ean Darbo	1.0	Initial Draft
8/8/2017	Eric Strang	1.1	Updated scope
10/2/2017	E Strang	1.2	Update sow language and scope based on feedback from MPWMD: <ul style="list-style-type: none"> - Updated data conversion for Accela to perform data conversion processing with Agency's doing data cleansing - Updated Training - Updated pricing



INTRODUCTION

This Statement of Work (“SOW”) dated March 11, 2016 sets forth a scope and definition of the professional services (collectively, the “Services”) to be provided by Accela (“Accela”) to Monterey Peninsula Water Management District (“Agency”).

Capitalized terms not defined in this SOW are as defined in the Services Agreement. In the event of a conflict between the Agreement and this SOW, the terms of the Services Agreement shall govern. Scope not specifically defined within this document is excluded.

CRITICAL SUCCESS FACTORS

In order to successfully execute the Services described herein, there are several critical success factors that must be closely monitored and managed by Accela and Agency stakeholders:

- **Dedicated Agency Participation** – Agency acknowledges that its staff has the appropriate skills and subject matter expertise and that they are actively involved throughout the entire duration of Services as defined in the Project Plan. Accela will communicate insufficient participation of Agency resources through project status reports, and by other means, with real and potential impacts to the project. Accela will work with the project sponsors to determine appropriate team member involvement. This could range for example from full-time, during early analysis meetings, to part-time during the technical implementation stage.
- **Clear Business Objectives** – Agency has clearly documented their business objectives before the commencement of the project, and shared those objectives with Accela
- **Requirements Identified and Documented** – Agency and Accela identify, document, prioritize, and continually manage the Agency’s technical, functional, data, and any other requirements that must be satisfied in order for the project to be considered successful by the Agency and Accela
- **Business Process Definition and Understanding** – Agency must be able to articulate their current business processes and be willing to share that information with Accela, in particular during the To-Be Analysis stage of the project. If there is an expectation that the Agency’s business processes might be modified during the project, the Agency and Accela must discuss this topic to determine what, if any, risks such an endeavor might introduce to the project.
- **Accela Implementation Methodology** – This implementation has been scoped and planned around the Accela Implementation Methodology. It is imperative to the project’s success that the Agency is willing to adhere / adopt to the Accela Implementation Methodology throughout the project
- **Knowledge Transfer** – It is critical that Agency personnel participate in the analysis, configuration and deployment of the software being delivered in order for Accela to transfer knowledge to the Agency. Once Post Production assistance tasks are completed by Accela, the Agency assumes all day-to-day operations of Accela Civic Platform outside of the Support and Maintenance Agreement. Depending on the scope of the project, key knowledge transfer areas could include:
 - Configuration
 - Interfaces



- Business Rules
- Reports and Forms
- Release Management

ACCELA IMPLEMENTATION METHODOLOGY

Accela will deliver its Services to the Agency by employing the methodology detailed in this section. This is a proven methodology that guides the project from inception to deployment, thereby increasing the chances of successfully implementing Accela software products. Project delivery through execution of this Implementation Life Cycle is described below. It is the execution of these six stages which allows Accela to provide to its customers high-quality services throughout the project.



The stages of project delivery flow in a linear direction, although many tasks within a stage or in different stages may run in parallel as appropriate in order to avoid project delays. Each stage has pre-defined objectives, tasks and deliverables. Depending on the exact scope of the project, a full complement or a subset of all potential deliverables will be delivered through the Services defined for the project. Employing this deliverables-based approach allows Accela and the Agency to understand the composition and ‘downstream’ impact of each deliverable to complete the project with quality and in a timely manner.

INITIATION

Initiation is the first stage in the lifecycle, during which the initial Project Plan is finalized, project scope and objectives are reviewed. In addition, high-level training on the Accela software is conducted to in order to introduce the project team to the application.

TO-BE ANALYSIS

To-Be Analysis is the second stage in the lifecycle. During the Analysis stage, Accela reviews existing Agency documentation, interviews Agency staff, and conducts workshops to understand the “To-Be” vision of the Agency that can be executed with the aid of Accela Civic Platform. It is during this stage that Accela gains a deeper understanding of Agency processes and business rules; simultaneously, the Agency begins to gain a deeper understanding of the methodology and the Accela Civic Platform capabilities. A key output of this stage is the To-Be Analysis Document(s) which serve as the ‘foundation’ for configuration of Accela Civic Platform to support the Agency’s “To-Be” vision. Supplementing the To-Be Analysis Document(s) are the finalization of the inventories of all other solution components (e.g., interfaces, reports, business rules, data conversion programs), and the creation of the configuration specification documents for these objects.

SOLUTION FOUNDATION

Solution Foundation is the third stage in the lifecycle. It begins upon completion of Stage 2, and, depending on the project may overlap briefly with the next stage, Build. During this stage, the Accela Civic Platform will be built to match the to-be processes agreed to in the To-Be Analysis stage. Essential to this



effort is the configuration of the Record types (e.g., Case, Application, Permit, Work Order, etc) that were agreed to during the To-Be Analysis stage.

BUILD

Build serves as the fourth stage in the lifecycle, and execution of this stage overlaps Configuration, but ends after Configuration is complete. During the Build stage, all defined elements during the Analysis stage beyond the Solution Foundation will be built and quality checked. This includes objects such as conversions, business rules, interfaces and reports.

READINESS

Readiness is the fifth stage in the lifecycle. During the Readiness stage, Accela Civic Platform is fully tested, errors are identified, documented, and corrected. Additionally, the solution is prepared for deployment. As well, system administrators and end users are trained so that Agency staff members are prepared to use and maintain the software once it is in production.

DEPLOY

Deploy is the sixth and final stage in the lifecycle. During the Deploy stage, the applications are moved to production; all requisite pre-production activities are identified, tracked and completed, and post-production analysis and review is completed. Upon moving to production, the relevant aspects of Accela Civic Platform applications are transitioned to the Accela Customer Support Center ("CSC") for ongoing support. A formal transition occurs between the Accela Professional Services team and the CSC. The CSC instructs the Agency on available communication channels (e.g., telephone, email, online tracking system) and usage of the Accela knowledge base. Lastly, all documented issues or enhancement requests will be transitioned from the Accela Professional Services team to the CSC.

SCOPE OF SERVICES

The purpose of this section is to products and high level activities that comprise the Accela implementation for the Agency.

ACCELA PRODUCTS

The following Accela products are in scope for this Project:

- Accela Civic Platform – Land Management
- Accela GIS
- Accela Mobile
- Accela Citizen Access

PROJECT SCOPE

The **Deliverable Summary** table below provides a list of the project deliverables. [Appendix C](#) contains a detailed description of each deliverable as well as the responsibilities of Accela and the Agency in the creation, review, and approval of the deliverables.



Deliverable Summary

Stage	Deliverable #	Deliverable Name
Initiation	1	Project Initiation
	2	Accela Civic Platform Setup
To-Be Analysis	3	To-Be Analysis Sessions
	4	To-Be Analysis Document(s)
Solution Foundation	5	Accela Civic Platform Solution Foundation
Build	6	Historical Data Conversion Analysis
	7	Historical Data Conversion Development
	8	Interface Analysis and Development
	9	Business Rules
	10	Report Specifications
	11	Report Development
	12	Accela GIS Deployment
	13	Accela Citizen Access Deployment
Readiness	14	User Experience
	15	Administrative Training
	16	Daily User Training
Deploy	17	User Acceptance Testing (UAT)
	18	Production Support
	19	Post Deployment Support and Transition to Customer support

Scope Description

The **Scope Description** table below provides detail and clarity on key areas of scope. The Scope Description defines areas of scope that can be quantified, may have ambiguity regarding definition and require change control if modified.



Scope Area	Scope Description
Accela Project Management	Half Time Accela project management oversight which includes the following activities: <ul style="list-style-type: none"> • Development and Management of a Project Plan • Project Document Management • Project Website Management (Sharepoint) • Issue Log Management and Escalation • Status Reporting • Change Control • Resource Management • Project Oversight and Quality Assurance • Development of Project Charter governance document
Accela Civic Platform – Environments and Components	3 Accela Hosted environments (Support, Test, and Production) with the following software components will be setup: <ul style="list-style-type: none"> • Accela Civic Platform Land Management Module • Accela Citizen Access • Accela GIS • Accela Mobile
Solution Foundation (i.e., Records)	Conduct analysis sessions, document to-be definition, and configure solution for a maximum of: <ul style="list-style-type: none"> • 3 high complexity records <ul style="list-style-type: none"> ○ Residential Water Permit ○ Commercial Water Permit ○ Mixed Use Water Permit • 3 medium complexity records <ul style="list-style-type: none"> ○ Water Distribution System Permit or Confirmation of Exemption ○ Water Use Permit ○ Hydrant Meter Permit • 8 low complexity records <ul style="list-style-type: none"> ○ Fire Suppression ○ Water Consumption ○ Pre-App Consultation ○ Rebate ○ Water Credit ○ Conservation ○ Complaint ○ Violation\Non-Compliance <p>Definition of complexity can be found in Appendix A. Defined in scope Record Types can be found in Appendix F.</p>



Scope Area	Scope Description
Data Conversion	Accela will provide services to perform the full data conversion for the Agency. Agency will be responsible for data cleansing. Accela will be responsible for the data mapping, performing 2 mock runs, perform 1 production run and validate the data mapping with the destination results.
Interfaces	Specify the interface names / source systems, etc. in as much detail as possible. <ul style="list-style-type: none"> • Tyler Incode • GovTeller
Business Rules	Conduct analysis sessions, document specifications and develop / unit test Business Rules for a maximum of items of the following category: <ul style="list-style-type: none"> • 10 Validation Rules • 10 Fee Automation • 10 Record Creation • 10 General Automation • 5 Expression Builder Validation • 5 Expression Builder Automation • 1 Batch Script for Permit Maintenance Definition of Business Rule categories can be found in Appendix A.
Reports	Conduct analysis sessions, document specifications and develop / unit test reports for a maximum of: <ul style="list-style-type: none"> • 3 medium complexity reports • 5 low complexity reports • 10 reports using the Accela Ad-Hoc report writer for business users Definition of complexity can be found in Appendix A.
Accela GIS	Setup and Configuration of Accela GIS to connect to existing ESRI map service.
Accela Mobile	Deployment of Accela Mobile so that Agency users can login and unit test.
User Experience	2 (two), 2 hour User Experience Workshops
Training	Accela's Training involvement encompasses: <ul style="list-style-type: none"> • Civic Platform Core Team Training – up to 2.5 days, 15 max attendees. • Civic Platform Admin Usage – up to 3.5 days, 10 max attendees. • Accela GIS – update to 4 hours, 12 max attendees. • Accela Mobile – up to 1 day, 12 max attendees. • Civic Platform Database Schema Fundamentals and Report Manager – up to 4 hours, 7 max attendees • Ad-Hoc Reporting – up to 4 hours, 7 max attendees. • Train-the-Trainer End User Training – up to 5 days, 10 max attendees
Testing Support	Support for 4 calendar weeks of System Testing Support for 4 calendar weeks of User Acceptance testing.



Scope Area	Scope Description
Deployment – Go Live Preparation	Accela will perform the following activities in the weeks leading up to go-live: <ul style="list-style-type: none"> • Develop a Go Live Plan. • Migrate final version of system from Test to Production environment. • Final Production run of Data Conversions.
Deployment – Go Live	2 staff onsite for week one of go-live (5 days).

SOW START AND END DATE

The Start and End dates below represent the known dates for execution of the scope and implementation services defined within this Statement of Work.

SOW Start Date: <enter SOW Start Date here>

SOW End Date: <enter SOW End Date here>

PROJECT TIMELINE

The term of this project is 10 months.

Accela and Agency will jointly commit to a start date when resources are confirmed. Any Agency-requested delays after the start date is confirmed may require up to a forty-five (45) business day lead time for Accela to resource the project again.

Upon initiation of these Services, the Accela Project Manager will work with the Agency Project Manager to collaboratively define a baseline project schedule. Given the fact that project schedules are working documents that change over the course of the project, the Accela Project Manager will work closely with Agency Project Manager to update, monitor, agree, and communicate any modifications within the Change Management process.

PAYMENT TERMS

PAYMENT SCHEDULE

Accela will perform the Services on a pre-defined payment basis as outlined in the schedule set forth in this SOW. Accela's total price to perform the Services and provide the Deliverables described in Appendix C is \$555,925.00 exclusive of taxes and expenses (the "Fixed-Fee"). The Fixed-Fee price is based on the information available at the time of signing and the assumptions, dependencies and constraints, and roles and responsibilities of the Parties, as stated in this SOW. Invoices will be sent on the monthly anniversary of the contract signing.

Payment #	Name	Amount
1	10% Due On Contract Signing	\$63,326.20
2	Monthly Progress Payment 1	\$50,660.96
3	Monthly Progress Payment 2	\$50,660.96
4	Monthly Progress Payment 3	\$50,660.96
5	Monthly Progress Payment 4	\$50,660.96



6	Monthly Progress Payment 5	\$50,660.96
7	Monthly Progress Payment 6	\$50,660.96
8	Monthly Progress Payment 7	\$50,660.96
9	Monthly Progress Payment 8	\$50,660.96
10	Monthly Progress Payment 9	\$50,660.96
11	Monthly Progress Payment 10	\$50,660.96
12	10% Retention	\$63,326.20
	Total Services	\$633,262.00
	Travel Estimate	\$43,115.00
	Total Travel and Services	\$676,377.00

EXPENSES

Actual amounts of any reasonable and customary travel expenses incurred during the performance of services under this SOW will be billed to Agency, according to Accela's expense policy. Accela will bill Agency for actual expenses incurred for travel and lodging/living, as well as other approved out-of-pocket expenses (such as mileage, parking, tolls and telecommunications charges, etc.). Accela will work with Agency to manage and control its expenses in accordance with Accela's global travel policy guidelines and will not incur expenses in excess of the initial contracted budget below without Agency's prior written consent. Expense receipts will be made available as requested by Agency. Total estimated expenses are based on past Accela engagement experience.

Based on the assumption that there will be approximately 21 onsite trips at an estimated \$2,054 each, the travel expense budget estimate is \$43,115.00

CONTRACT SUM

The total amount payable under this Agreement for Services and Expenses is therefore \$676,377.00 excluding taxes if applicable.

PROJECTS PUT ON HOLD

It is understood that sometimes Agency priorities are revised requiring the Agency to place the Accela implementation on hold. In such a case, the Agency must send a formal written request sent to Accela in order to put the project on hold. A project can be on hold for up to 90 days without invoking the termination clause (see Services Agreement). After that time, Accela can choose to cancel the Statement of Work. If the Agency chooses to re-engage at a later date, Accela will provide a new Statement of Work with revised pricing.

When a project is put on hold, a Change Management process will be invoked to:

- Manage the ramp off of resources and safe-keeping of project artifacts
- Pro-rate and invoice for partially completed deliverables
- Transition and re-engagement of resources at the end of the hold period



When a project goes on hold, project resources will be re-deployed and Accela will need a forty-five (45) calendar day notice to re-staff the project. Resumption of the project will be dependent upon Accela resourcing timelines.

ASSUMPTIONS

This section contains several assumptions upon which Accela has relied on in agreeing to perform the Services described in this SOW. If any of these prove to be incorrect, it may cause changes to the project's schedule, fees, expenses, work product, level of effort required, or otherwise impact Accela's performance of the Services described in this SOW. If this occurs, change requests may be required between the Agency and Accela.

GENERAL

- Accela will implement the feature set available in the current Production release at the time of contract signing. New releases and patch upgrades will be deployed to the Accela Cloud Production environment throughout this implementation. Leveraging new features may affect the scope and timeline for this project and are considered out of scope.
- Agency is responsible for the installation and maintenance of all third party products.
- Agency will provide / purchase / acquire an online merchant account and all related hardware required by the merchant account provider for the handling of credit cards and / or checks for usage on Accela Citizen Access.
- Agency will provide Accela resources access to a Development or Test version of the 3rd party system for interface development. All interfaces will be developed against 1 (one), agreed upon version of the 3rd party system. In the event that local development of interfaces is required, Agency will provide a workstation with required IDEs (e.g. Visual Studio).
- Agency shall be responsible for determining whether to use or refrain from using any recommendations made by Accela.

SCOPE AND TIMELINE

- Any tasks not specifically defined in this document are not included in this agreement.
- The Project Plan will be mutually agreed to by Agency and Accela Project Managers during the Initiation stage. Any material changes to the Project Plan will be reviewed and mutually agreed to by the Agency and Accela Project Managers.
- Agency will commit the necessary resources and management involvement to support the project and to perform the agreed upon tasks in the Project Plan.
- Accela will provide the Agency with a Weekly Status Report that outlines the tasks completed during the prior week, the upcoming tasks that need to be completed during the following week, the resources needed to complete the tasks, a current version of the Project Plan, and a listing of any issues that may be placing the project at risk (e.g., issues that may delay the project or jeopardize one or more of the production dates). Accela and Agency Project Managers will agree on the format of the status report (i.e., the status report template) prior to the status report being produced.



- The project schedule is managed using Microsoft Project. Should any tasks slip behind schedule ten (10) business days, Accela and Agency will escalate according to the Escalation Plan in the Project Charter and invoke the change management process.
- Deliverables will be documented using the Accela methodology and associated templates. Any changes to the templates must be agreed to by the Accela Project Manager.

AGENCY RESOURCING

- Agency will provide a dedicated Project Manager throughout the course of the project.
- Agency Project Manager has primary responsibility for the scheduling of Agency employees and facilities in support of project activities.
- Agency has committed to the involvement of key resources and subject matter experts for ongoing participation in all project activities as defined in the Project Plan. The general roles and responsibilities of these resources is described in Appendix B.
- Agency agrees during the Initiation Stage of the project to assign a single designated approver for each major project deliverable. The designated approver will be responsible for overseeing and / or directly participating in the design and development, as well as the approval, of the deliverable. If the Agency desires that more than 1 (one) Agency resource be involved in the deliverable review and approval process, the Agency's single designated approver is responsible for coordinating with those resources.
- Agency will identify project sponsors and all necessary stakeholders prior the project kickoff, and will commit these personnel for the duration of the project. The expected time commitments from these resources will be defined in the Project Charter.
- Project timeline delays caused by Agency employees or third party team members that result in a change in the project schedule will be addressed by the Change Management process.
- Agency shall be responsible for the contractual relationship with third parties that are not contracted through Accela and will work to confirm that they cooperate with Accela.

ACCELA RESOURCING

- Accela will appoint a Project Manager throughout the project in order to plan and monitor execution of the project in accordance with deliverables outlined in the Statement of Work.
- Accela resources will be committed to the project as defined in the Project Plan and will work remotely except for the planned onsite trips. The general roles and responsibilities of these resources is described in Appendix B.
- Accela personnel will be a part of the Agency executive steering committee and will attend meetings per the schedule defined in the Project Charter.
- Accela will plan appropriate resourcing to facilitate the success of the deployment for the scope outlined in this SOW. Significant additional support requested by Agency above and beyond this level will be handled through the change management process.
- Accela has no responsibility for the performance of other contractors or vendors engaged by the Agency, or delays caused by them, in connection with the project even if Accela has been involved in recommending or selecting such other contractors or vendors, or in the monitoring of their work.

GO LIVE AND GO LIVE SUPPORT

- The definition of "Go Live" is that the Accela software is up and running in the Production environment. If an Agency moves to Production, i.e. "Goes Live" it is deemed to have accepted the product (see "Acceptance" in



Services Agreement) and shall comply with any payment obligation for “Move to Production”, “Go-Live” and / or “Acceptance”.

PROJECT COMPLETION

- The project is complete once the transition to Accela’s Customer Support organization (i.e., the CSC) has been completed.

ACCEPTANCE

- For deliverable based payments agreements, the criteria outlined in the Services Description in Appendix C for the corresponding deliverable will be deemed accepted based on the Acceptance language in the Services Agreement. Upon completion of each payment deliverable, Accela will provide the Agency with the Accela Deliverable Acceptance Form to formalize acceptance and completion of that scope item. The number of days the Agency has to accept or reject the Deliverable Acceptance is delineated in the Services Agreement. The Deliverable Acceptance Form is subsequently signed by the appropriate Agency contact, as defined in the Project Charter, and faxed / scanned / emailed / hand delivered to Accela. Please refer to Appendix D to view a sample Deliverable Acceptance Form.
- For non-deliverable based payment agreements, at minimum, it is required that the Agency provide written acceptance for a minimum of the major stages of the project, which are typically: Initiation, Analysis, Foundation, Build, Readiness, and Deployment within 5 business days of the agreed completion date of the stage.
- Agency understands and agrees that Agency is responsible for determining whether the services and work product provided by Accela hereunder, including any revised business processes implemented pursuant to this SOW, (i) meet Agency’s business requirements, (ii) comply with all applicable laws, ordinances, codes, regulations, and policies, and (iii) comply with Agency’s applicable internal guidelines, long-term goals and any related agreements.

DATA CONVERSION

The following information provides detail related to the scope of Accela’s data conversion activities. Due to the inherent complexity of data conversion, it is critical to address and understand common questions and misconceptions.

GENERAL INFORMATION AND REQUIREMENTS FOR HISTORICAL CONVERSIONS

- Data conversion includes the conversion of transactional data to the Accela Civic Platform database upon completion of the Solution Foundation Stage. In the event there is no destination for legacy transactional data then it will be required to be converted as best fits into another area of the configuration or excluded from the conversion effort.
- Agency will perform all data cleansing and manipulation of the data prior to a data conversion run into the Accela Civic Platform. Accela will load data into the Accela data staging tables using the Accela Data Migration utility
- Accela will build the data map for the legacy data to load into the Accela Civic Platform. Accela will perform unit testing of the conversion program including spot checks of the data within Accela Civic Platform in order to identify if data quality issues exist. Extensive quality assurance of legacy / historical data by the Agency is required in order to allow accurate transfer of data.



- A completed, signed off, Solution Foundation is required before approving and finalizing the data conversion map.
- A completed, signed off, data conversion map is required prior to beginning the data conversion development.

DATA CONVERSION ASSUMPTIONS

- **“As-Is” Approach:** Conversion of transactional tables, Address/Parcel/Owner (APO) data, Professional License data is executed “As-is” into Accela Civic Platform. “As-is” means that the data will be transformed as mapped to existing configuration elements in Accela Civic Platform. The conversion process will not create configuration data, which means if invalid, inaccurate, or incomplete data is provided, it will be loaded into Accela Civic Platform “As-is”. All data cleanup must occur prior to execution into Accela Civic Platform by the Agency with the assistance of Accela.
- **Accela Data Conversion Tools:** Data will be mapped and converted utilizing Accela’s conversion tools and methodologies. Accela tools consist of the Accela data mapping tool and the Accela conversion tool.
- **Acceptable Data Formats For Historical Conversion:** It is expected that the Conversion Source Data be provided in an Oracle or Microsoft SQL Server database format that is currently supported by Accela Civic Platform Application product.
- **Acceptable Data Formats For Reference Conversion:** It is expected that the Conversion Source Data be provided in Oracle, Microsoft SQL Server database format that is currently supported by Accela Civic Platform Application product, or a pipe-delimited flat file format.
- **Documents:** Historical / Legacy data conversion includes the conversion of attached documents into Accela Document Services (“ADS”) in Accela Civic Platform, provided that the Agency provides the documents in the structure Accela requires. The documents will be converted to the configured primary electronic document management system (EDMS). See Standard Document Migration for additional details.

STANDARD DOCUMENT MIGRATION

- The standard document conversion is utilized to convert record / permit level attached electronic documents into the configured Accela Civic Platform EDMS systems. In the event a 3rd party EDMS is used by Accela Civic Platform, it is still possible to convert documents if the 3rd party interface supports the create method.
- At a minimum the electronic document(s) to be converted must exist in a Microsoft Windows accessible file system (ex. NTFS, FAT32) and have the ability to identify the associated Record ID in order to be converted. In the event that the files exist in a database, the Agency must extract documents into a Windows file system prior to being evaluated for conversion.

ADMINISTRATION

CHANGE MANAGEMENT

The estimated fees for this SOW are predicated on the timely completion of project milestones. If a change is identified that impacts project timeline, resources, or scope, the Agency Project Manager and Accela Project Manager will invoke the Change Management process. The process will determine the impact to project budget and a Change Order will be created for mutual review and approval. All Change Orders shall be signed by Accela and Agency prior to commencing any activities defined in the Change Order. Change Orders are used to document items such as, but not limited to, a change in approach, adjustments for delays, removing scope, addition of scope, timeline delays, addition of resources, etc.



The Change Order Template is in Appendix E.

EXPIRATION

If the project has not begun within sixty (60) calendar days of SOW signature date, the current scope and terms may be renegotiated.

FINAL ACCEPTANCE

Final Acceptance is defined as Agency turnover to Accela Customer Support for ongoing support and maintenance. This occurs post go-live, when the duration of post go-live support as defined in deliverable has been completed.



APPENDIX A: DEFINITONS

Definitions of significant terms (including those are Capitalized in the SOW but aren't defined in the Services agreement) that are used throughout the SOW (e.g., Project Plan, Acceptance, Defect, Services, Change Order, etc.) can be found in this Appendix. Additionally, this Appendix will provide structure for terms or subjects that can be construed differently, such as what characteristics constitute a "low" complexity record type vs. a "high" complexity record type. The same applies to interfaces, reports, and other build objects.

Business Rules Definition

Type	Definition
Validation Scripts	Script that validates data and prevents submission of a form when the business rule fails.
Fee Automation	When fees need to be assessed and updated via scripting. Common for customers using legacy products where fee's are already auto-assessing based on user defined fields and other criteria.
Record Creation	Records are created via scripting, pre-populated and linked to a record hierarchy.
General Automation	General automation, such as creating and inspection, updating ASI, updating workflow, etc.
Expression Builder Validation	Script that validates data in a form and prevents submission.
Expression Builder Automation	Script that updates user defined field, required settings, hidden fields, etc, on a form.

Report Definition

Complexity	Definition
Low	Letter, Certificate of Occupancy, Notice, Mailing Label, Simple Listing / Transaction reports
Medium	Permit, Receipt, Inspection Ticket, Batch Letters, Grouped Listing / Transaction reports,
High	Activity Summary, Management Report, Statistical/Analytical Report, Financial Summary, Schedule, Agenda

Record Types – Land Management

Complexity	Definition
Low	Includes only a few components and a simple workflow, 4-5 tasks maximum. No fees or no inspections. Ex: Code Enforcement complaint, Over the Counter Building Permit, Planning Records request.
Medium	Includes most components, either no fees or no inspections. Ex: Standard Building Permit, Standard Planning Case, Code Enforcement Abatement.
High	Includes all components, ASI, Complex Workflow, Fee's and Inspections or includes more than 15 fee calculations. Ex: Combo Permits, Planning (Zoning and Discretionary), New building, etc.



APPENDIX B: PROJECT RESOURCES

AGENCY RESOURCES

The table below lists the primary roles for the Agency and the high-level responsibilities of each. Additional Agency roles may be added as the project progresses. In some cases, more than one Agency role can be filled by the same person. As well, some roles may require more than one resource at various times. The specific personnel assigned for each role and the expected time commitment for each can be found in the Project Charter.

Agency Roles	Responsibilities
Project Sponsor	<ul style="list-style-type: none"> • Ensure project aligns with Agency strategy and goals • Provide high-level oversight throughout the duration of the project • Create an environment that promotes team work and user adoption • Garner support from all Agency stakeholders • Assist in removing execution obstacles • Resolve issues and risks escalated by the Project Manager • Act as vocal and visible Project champion
Project Manager	<ul style="list-style-type: none"> • Plan, schedule, coordinate and track the implementation with Accela and across departments within the Agency • Ensure that the project team stays focused, tasks are completed on schedule • Identify and mitigate issues and risks, and escalate as needed in a timely manner • Collaborate closely with Accela Project Manager • Enforce project governance and structure in regards to change control, communication and escalation management • Establishes project priorities
Division / Departmental Subject Matter Expert (SME)	<ul style="list-style-type: none"> • Fully engaged in the business analysis and system configuration activities • Gather data as necessary for the project and make decisions about business processes • Assist in the creation of to-be analysis documents, specifications for reports, automation, interfaces & conversions • Review and test the system configuration • Participates in test planning, test script development and user acceptance testing • Attend product training



Agency Roles	Responsibilities
Technical Lead	<ul style="list-style-type: none"> • Manage and maintain the technical environment during the software implementation • Ensure that servers, databases, network, desktops, printers, are available for system implementation and meet minimum standards • Manages integration and interfaces with other systems and serves as primary point of contact for all city interfaces • Work with Accela technical personnel during implementation • Perform day-to-day maintenance of the system and install maintenance releases • Act as the primary technical resource for troubleshooting problems • Establish and maintain backup, archival, and other customary maintenance and housekeeping activities
Report Developer	<ul style="list-style-type: none"> • Understand the reporting needs of Agency • Build or amend reports as needed • Attend product training

ACCELA RESOURCES

The table below describes the primary roles, and the high-level responsibilities of each, that Accela will fill. Additional Accela roles may be added as the project progresses. In some cases, more than one Accela role can be filled by the same person. As well, some roles may require more than one resource at various times. The specific personnel assigned for each role and the expected time commitment for each can be found in the Project Charter.

Accela Roles	Responsibilities
Project Executive	<ul style="list-style-type: none"> • Partner closely with the Agency Sponsor and participate in Steering Committee meetings • Provide high-level oversight throughout the duration of the project • Assist in removing Project execution obstacles • Resolve issues and risks escalated by the Project Manager
Project Manager	<ul style="list-style-type: none"> • Plan, schedule, coordinate and track the implementation with Agency • Ensure that the project team stays focused, tasks are completed on schedule • Identify and mitigate issues and risks, and escalate as needed in a timely manner • Collaborate closely with Agency Project Manager • Enforce project governance and structure in regards to change control, communication and escalation management • Maintain project workspace and create weekly status reports



Accela Roles	Responsibilities
Solution Lead	<ul style="list-style-type: none"> • Responsible for the Functional and Technical Consultants, working directly with client Subject Matter Experts (SMEs) and technical personnel throughout all aspects of the implementation • Manages and assists in Business Analysis activities • Manages and assists in Configuration activities • Manages and assists in Technical Configuration activities • Provide design oversight and direction to the team • Ensure quality of all deliverables • Ensure methodology is being adhered • Provide expertise and direction on best practices • Provide expertise and guidance on release/environment management • Assist with analysis of change requests
Functional Consultant	<ul style="list-style-type: none"> • Lead/participate in configuration analysis • Develop report specifications • Develop business automation/validation specifications • Aid in UAT issue resolution • Support Go-Live activities • Provide support to the Technical Consultant • Provide support to the Training Consultant • Configure the solution



Accela Roles	Responsibilities
Technical Consultant(s)	Data Conversion Consultant <ul style="list-style-type: none"> Review data conversion approach and deliverable expectations Develop data conversion data map Build and Unit Test data conversion program Execute and support data conversion for testing and go-live
	Interface Consultant <ul style="list-style-type: none"> Conduct Interface analysis sessions Develop data integration specifications for importing or exporting data from Accela Civic Platform Build and Unit Test data integration programs
	Report Consultant <ul style="list-style-type: none"> Manage and assist in the development of report specifications Manage and assist in the development of reports Manage and assist in Unit Testing reports Manage report deployment
	Scripting <ul style="list-style-type: none"> Manage and assist in the development of scripts specifications Manage and assist in the development of scripts Manage and assist in Unit Testing scripts Manage script deployment
	AMO <ul style="list-style-type: none"> Manage and assist in the development of Accela Mobile Office (AMO) specifications Manage and assist in the development of AMO configuration Manage and assist in Unit Testing AMO configuration Manage AMO deployment
	GIS <ul style="list-style-type: none"> Manage and assist in the development of GIS specifications Manage and assist in the development of GIS configuration Manage and assist in Unit Testing GIS configuration Manage GIS deployment
Training Consultant	Environment Lead <ul style="list-style-type: none"> Install and set up Accela Civic Platform Deliver Accela Training classes



APPENDIX C – DELIVERABLES

The following section describes the specific deliverables that will be executed to meet the business objectives and business requirements of the Agency. In support of the implementation effort as described above, Accela will provide the following detailed implementation services. For each deliverable, a description is provided as well as criteria for acceptance of the deliverable.

STAGE 1 – INITIATION

DELIVERABLE 1: PROJECT INITIATION

Project Initiation is an opportunity to ensure the project starts in a well-organized, structured fashion while re-confirming the Agency and Accela expectations regarding the implementation. This Deliverable is comprised of project planning activities, core project management documents and templates and the first on-site meeting conducted between the Agency and Accela after the signing of the Statement of Work.

In conjunction with the Agency representatives, Accela will perform the following tasks:

- Finalize staffing for the project teams.
- Conduct a formal onsite Kickoff meeting. The objective of this meeting is to review the purpose of the project and discuss the project scope, roles and responsibilities, deliverables, and timeline.
- Provide Accela standard Project Status Report Template format.
- Finalize and document formal deliverable signoff procedures, identify team members that will be responsible for signoff from the Agency and Accela.
- Finalize an integrated baseline Project Plan that includes resource allocation for all tasks (in cooperation with the Agency Project Manager).
- Develop a Project Charter that defines how the project will be governed, including a detailed escalation plan.
- Create the project Sharepoint site and load all standard, current documentation.
- Conduct Core Team training in order to prepare the Subject Matter Experts for the To-Be Analysis stage.

The Project Kickoff Meeting includes a formal presentation by the project team to review project objectives, methodology, timeline, roles and responsibilities, risks, and other key project elements with project stakeholders.

In terms of specific output, the following will be executed for this deliverable:

- Project Charter
- Baseline Project Plan
- Project Status Report Template
- Project Sharepoint Site
- Project Kickoff Presentation
- Core Team Training (2 days)

Accela Responsibilities:

- Provide timely and appropriate responses to Agency's request for information.
- Coordinate project planning activities.



-
- Communicate the Accela Implementation Methodology that will be used by Accela to deliver Services.
 - Complete Baseline Project Plan, Project Status Report Template, and Project Kickoff Presentation deliverables with input from appropriate Agency resources.

Agency Responsibilities:

- Identify and set expectations with key resources and subject matter experts for ongoing participation in the project.
- Provide timely and appropriate responses to Accela's requests for project planning input and meeting logistics requests.
- Provide meeting facilities for Project Kickoff and other onsite activities.
- Include Project Sponsor in Project Kickoff Meeting.
- Provide suitable Agency facilities to accommodate training.
- Ensure that users are proficient in using PC's in a Windows environment as a prerequisite for the training.
- Ensure that users are familiar with use of standard Internet browsers as a prerequisite for the training.

Acceptance Criteria:

- Review and acceptance of the Project Status Report Template
- Review and acceptance of the Baseline Project Plan
- Review and acceptance of the Project Charter
- Completion of the Project Kickoff Meeting
- Completion of Core Team Training

DELIVERABLE 2: ACCELA CIVIC PLATFORM SETUP

This Deliverable is defined as the setup of the Accela Civic Platform software in the Accela Cloud environment, such that Agency can log into the system and verify that the software is available.

In terms of specific output, the following will be executed for this deliverable:

- Setup of the Accela Civic Platform software, development and test environments, in the Accela Cloud
- Demonstration of an operational Accela Civic Platform environment

Specifically, Accela will perform the following tasks within the support environment:

- Perform a remote system check of the system.
- Demonstrate that the Accela Civic Platform applications are operational.

Accela Responsibilities:

- Provide timely and appropriate responses to Agency's request for information.
- Consult with Agency resources to provide technical input and answer technical questions related to the requirements for Accela Civic Platform.

Agency Responsibilities:

- Provide timely and appropriate responses to Accela's requests for information.
- Make available the appropriate Agency users to validate system is setup and available.

Acceptance Criteria:



-
- Confirmation of ability to log into the Accela Civic Platform software.

STAGE 2 – TO-BE ANALYSIS

To-Be Analysis is comprised of the activities required to define the Accela Civic Platform Solution Foundation for the Agency. The key output of the process are To-Be Analysis Document(s), which serves as a 'blueprint' for design and baseline configuration efforts throughout the implementation project and establishes the benchmarks for testing and acceptance at the conclusion of the project.

The To-Be Analysis Document(s) include detailed information on the Agency's business processes to be configured in the Accela Civic Platform Solution Foundation, including the following topics:

- Process Overview
- Intake Process, user defined and required fields
- Required/Optional Review Tasks
- Issuance requirements
- Inspection Types, scheduling and checklists
- Workflow and processing requirements
- Fee's – types, processing and schedules
- Citizen Portal (Accela Citizen Access) specific to online submittal, inquiry, inspection scheduling and fee payments

The To-Be Analysis Sessions and To-Be Analysis Document(s) will include the high-level requirements related to the following deliverables:

- [Deliverable 8: Business Rules](#)
- [Deliverable 10: Report Specifications](#)
- [Deliverable 11: Report Development](#)
- [Deliverable 14: User Experience](#)

However, the specifics for each deliverable will be discovered and documented later in the project as they are dependent on the completion of the Solution Foundation milestone. (**Example:** Discovery of Agency requirement for a Receipt Report is documented during Stage 2: To-Be Analysis, however, the specific report specification and requirements is completed in the Report Specification deliverable)

The Project Team, consisting of representatives from both Accela and the Agency, will conduct a formal review of the To-Be Analysis Documents for the purpose of approval and sign-off on the deliverable. Prototypes of select processes which will be used during the review sessions to demonstrate the proposed functionality. Prototyping is intended to demonstrate selected aspects of Accela Civic Platform functionality to assist in understanding how it will operate for the Agency. Prototyping is not meant to be a complete end-to-end solution.

DELIVERABLE 3: TO-BE ANALYSIS SESSIONS

In order to develop the content for the To-Be Analysis Document(s), Accela will work closely with designated Agency personnel and will conduct analysis sessions to capture the "to-be" required business processes.

In conjunction with the Agency representatives, Accela will perform the following tasks:

- Review and understand existing business processes intended for migration into Accela Civic Platform.
- Review the developed business process as a basis for configuration in Accela Civic Platform's workflow tool.



-
- Assist the Agency in streamlining existing business processes for fit into Accela Civic Platform.
 - Collect employee names and associated roles and identify user group setups.
 - Review the collected document intake requirements, forms, and data fields for each process.
 - Review the collected document output requirements (documents/letters/reports).
 - Review the collected document fees, fee schedules, and collection procedures for each process.
 - Review the collected document all required inspections and inspection result options for each type.

Accela's Project Manager will coordinate and schedule the Analysis Sessions in conjunction with the Agency Project Manager and according to the agreed upon Project Plan. In terms of specific output, the following will be executed for this deliverable:

- To-Be Analysis data gathering activities including workshops, interviews and web conferencing sessions.

Accela Responsibilities:

- Provide timely and appropriate responses to Agency's request for information.
- Interview staff in order to understand existing business processes.
- Conduct to-be analysis sessions to capture the required business processes to be automated within the system.
- Conduct meetings via email, web conference, phone, and in person to gather and validate analysis input.

Agency Responsibilities:

- Provide timely and appropriate responses to Accela's requests for information.
- Make available the appropriate Agency key users and content experts to provide required information, participate in the configuration analysis and verify the accuracy of the documented workflows, input/output formats, and data elements.
- Provide any existing business process documentation, including process flows; fee schedules; commonly used applications, reports and forms; and other relevant information.
- Schedule participants and meeting locations for analysis activities.

Acceptance Criteria:

- Draft of To-Be Analysis Document for each Completion of To-Be Analysis Sessions for in scope processes.

DELIVERABLE 4: TO-BE ANALYSIS DOCUMENT(S)

To-Be Analysis Document(s) will be developed by Accela based on the information gathered in [Deliverable 3: To-Be Analysis Sessions](#). This document(s) will serve as the 'blueprint' for business processes throughout the implementation project. Upon completion of the document(s), Accela will conduct a formal review with Agency for the purpose of approval and sign-off on the deliverable.

In terms of specific output, the following will be executed for this deliverable:

- To-Be Analysis Document(s).

Accela Responsibilities:

- Provide timely and appropriate responses to Agency's request for information.



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- Interview staff as necessary in order to understand existing business processes.
 - Build selected prototypes to demonstrate proposed functionality.
 - Conduct meetings via email, web conference, phone, and in person to gather and validate analysis input.
 - Prepare and complete To-Be Analysis Document(s) capturing the Agency's business processes to be included in the Solution Foundation.

Agency Responsibilities:

- Provide timely and appropriate responses to Accela's request for information.
- Schedule participants and meeting locations for To-Be Analysis Document(s) review activities.
- Review and provide feedback on To-Be Analysis Document(s).

Acceptance Criteria:

- Review To-Be Analysis Document(s) and validate that the content accurately reflects the business processes data that will be included in the Accela Civic Platform Solution Foundation.
- Agency will have 5 business days to conduct initial review of the To-Be Analysis Document(s). If no changes or comments are requested within the 5 days, the To-Be Analysis Document(s) is considered approved by the Agency. Upon delivery of initial feedback, Accela will complete the necessary changes and updates. The second and final review will have 3 business days for acceptance.

STAGE 3 – SOLUTION FOUNDATION

Accela will provide professional services to develop the Accela Civic Platform Solution Foundation in accordance with requirements established and agreed upon during the execution of the tasks that comprise Stage 2 – To-Be Analysis. Accela will produce a detailed, technical Solution Foundation Document(s) that represents the entire foundation of the system, for each module. This document will be delivered for review with the completed solution.

DELIVERABLE 5: ACCELA CIVIC PLATFORM SOLUTION FOUNDATION

Accela will provide professional services to develop the Solution Foundation of the Accela Civic Platform in accordance with requirements established and documented in [Deliverable 4: To-Be Analysis Document\(s\)](#).

In terms of specific output, the following will be executed for this deliverable:

- Completed Foundation of Accela Civic Platform Solution that supports the To-Be Business Processes documentation
- Accela Civic Platform Solution Foundation Document

Accela Responsibilities:

- Provide timely and appropriate responses to Agency's request for information.
- Configure the foundational components as defined in the To-Be Analysis Document(s).

Agency Responsibilities

- Provide timely and appropriate responses to Accela's request for information.
- Make available the appropriate Agency key users and content experts to participate in solution configuration of the system in an effort to learn about the system and facilitate in knowledge transfer.



-
- Work with Accela to verify that the system meets the foundational requirements documented in the To-Be Analysis Document(s).
 - The Agency will test the system for purposes of validating the configuration.

Acceptance Criteria:

- Review and approve that the Accela Civic Platform Solution Foundation meets the requirements documented in the approved To-Be Analysis Document(s).
- Agency will have 5 business days to conduct initial review of the Solution Foundation. If no changes or comments are requested within the 5 days, the milestone is considered approved by the Agency. Upon delivery of initial feedback, Accela will complete the necessary changes and updates. The second and final review will have 3 business days for acceptance.

STAGE 4 – BUILD

The Build stage includes data conversions, development of interfaces, development of all Business Process Validation and Automation (Event Manager Scripts and Expressions) configuration of add-on products and custom report development. It comprises all of the additional activities outside of solution foundation that are required to complete the total solution for the Agency. Similar to the Configuration Stage, it is critical that appropriate agency representatives are involved in each step of the process to ensure success.

DATA CONVERSION

Data conversion of historic/legacy data from Agency systems is a critical activity for the success of this project. The Accela team is highly experienced in planning for, and executing these activities and will work closely with Agency staff to ensure a successful transition of data. Specifically, the Accela team will work with Agency to understand the data sources, how they are used, where their data will be stored in Accela Civic Platform and the quality of that data. Often multiple sources store and manage similar information and decisions need to be made about the authoritative source. It is also common to find that data sources have not had strong controls and the accuracy is questionable or there is missing data. There are techniques and tools that Accela may recommend to understand the current state of Agency data so that decisions can be made about data quality and what to convert. Upon completion of the data analysis, mapping of historical/legacy data sources may begin with Accela's mapping tool and conversion iterations performed as outlined in the Project Plan. Accela provides release notes during these conversion tests to verify data is being transferred correctly (e.g., number of records and expected values in fields).

Accela will oversee the conversion effort and specifically assist in the following areas: data mapping, script development for conversion, assistance in data testing and validation, and with the planning and execution of the final data conversion. For conversions, it is expected and anticipated that the Agency will provide resources knowledgeable with the historical data to assist in the data cleansing effort.

The required data mapping effort will be conducted by Accela personnel with assistance from the Agency. Once the data mapping has been defined, Accela will ask that a representative of the Agency sign off on the data maps. Accela will be responsible for the data conversion programs to load data from the staging tables to the Accela Civic Platform database. **PLEASE REFER TO DATA CONVERSION ASSUMPTIONS FOR SPECIFIC ASSUMPTIONS AND PARAMETERS RELATED TO ACCELA 'S CONVERSION APPROACH.**



DELIVERABLE 6: HISTORICAL DATA CONVERSION ANALYSIS

Upon receipt of Agency's Legacy data, Accela will create a Data Conversion Mapping Document detailing the data conversion process, mutually agreed upon requirements and mapping of Agency's historical data into Accela Civic Platform.

In terms of specific output, the following will be executed for this deliverable:

- Historical Data Conversion Mapping Document

Accela Responsibilities:

- Work with the Agency to define and document historical data elements that are required for the conversion.
- Facilitate the data analysis and mapping process
- Complete the Data Conversion Specifications Document.

Agency Responsibilities:

- Provide access to historical data
- Provide subject matter experts on the data source to aid Accela in identifying key components of the historical data
- Provide subject matter experts on the historical configuration to aid in the data mapping process
- Review and sign-off on completed Data Conversion Specifications document.

Acceptance Criteria:

- The Historical Data Conversion Specifications document identifies historical data elements that will be converted into Accela Civic Platform as well as document special consideration (ex. merging data sources, phasing, etc.)

Acceptance Review Period:

- Ten (10) business days total

DELIVERABLE 7: HISTORICAL DATA CONVERSION DEVELOPMENT

Upon Agency approval of the Historical Data Conversion Specifications document, (Deliverable 6), Accela will provide a program(s) to migrate appropriate historical data into Accela Civic Platform. Upon receipt of the conversion from Accela, the Agency DBA will load the data into the Test environment for validation.

In terms of specific output, the following will be executed for this deliverable:

- Completion of migrated data into Accela Civic Platform development or test environment.

Accela Responsibilities:

- Provide a program to migrate historical data into the Agency's AA test database environment.
- Each data conversion will include up to three (3) conversion loads for client testing
- Validate the successful completion of the migration of historical data into the Agency's test environment.
- Execute the data conversion program and provide access to environments as needed



Agency Responsibilities:

- Providing the legacy data source in an accepted format
- Provide resources to validate the conversion statistics and the quality of the data converted into Accela Civic Platform

Acceptance Criteria:

- Historical data has been converted to Accela Civic Platform testing environment according to the Data Conversion Mapping document.

Acceptance Review Period:

- Ten (10) business days total

SYSTEM INTERFACES

For each interface, the Accela technical lead will work together with Agency's technical lead and business leads to document functional and technical requirements of the interface in an Interface Specifications Document. Interface development begins upon written approval of the specifications. It is expected all interfaces will use Accela's GovXML, web services or batch engine. No custom or third party integration tool will be used to accomplish input or output of data to/from the Accela system. In other words, data coming into Accela and data coming from Accela will use the existing integration technology. Agency responsibility includes obtaining permission for level/type of integration from appropriate application owners (including on premises or cloud/hosted, etc.). Further, Agency will ensure that Accela resources have access to a Dev or Test version of the 3rd party system for interface development. All interfaces will be developed against 1 (one), agreed upon version of the 3rd party system.

Accela will conduct Analysis and Development (Deliverable X and X) for each system that will be interfaced with Accela within the scope of this implementation.

Deliverable	System Name	Description
8A	Tyler Incode	End of day financial transaction to Agency finance system
8B	GovTeller	Payment Processor

DELIVERABLE 8: INTERFACE ANALYSIS AND DEVELOPMENT

In order to determine the Agency requirements for this interface, analysis sessions will be conducted as a portion of this deliverable. The findings will then be documented in the Interface Specifications Document(s) for use by Accela in building the interface code. The implementation of the interface is dependent on the assistance of the Agency's staff, specifically, interface analysis, data mapping, and data manipulation as required in the source system. Accela will provide a program to integrate 3rd Party data to/from Accela Civic Platform.

In terms of specific output, the following will be executed for this deliverable:

- Interface Specifications Document
- Operational Interface in the Development or Test environment

Accela Responsibilities:



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- Provide timely and appropriate responses to Agency's request for information.
 - Conduct Interface Analysis sessions.
 - Work with Agency staff to develop interface specifications document.
 - Use an Accela web service or other tool to implement the interface functionality based on the specifications.
 - Build all aspects of the interface that interact directly with the Accela Civic Platform.

Agency Responsibilities:

- Provide timely and appropriate responses to Accela's request for information.
- Provide system and access to individuals to provide required details of system interface.
- Allocate the time for qualified business and technical experts for the testing sessions that are critical to the project success.
- Identify and coordinate any related tools used to implement the interface (3rd party or in-house development).
- Assist in the interface specification development and data mapping process.
- Review and approve the interface specification documents.
- Work with Third Party Data Sources to determine best methods of interfacing to Accela system.
- Validate interface through testing.
- Work with 3rd party to ensure data from Accela is in correct format.
- Updates to interface, post go-live, due to changes in 3rd party system or Agency business processes.

Acceptance Criteria:

- Review and approve the Interface Specifications document.
- Demonstration and approval of the completed interface as per the requirements detailed in the interface specifications document.

Acceptance Review Period:

- Ten (10) business days total

DELIVERABLE 9: BUSINESS RULES

During the configuration Analysis stage of the implementation project, Accela will identify opportunities to supplement the Accela Civic Platform base functionality via Event Manager Script Engine (EMSE) scripts and Expression Builder in order to validate and automate business processes. Accela will work with Agency to identify desired functionality, and subsequently will assist with prioritizing the needs in order to determine that will be developed by Accela within the scope of this implementation. The Business Process Validation and Automation developed by Accela can be used as models whereby agency staff can develop and modify additional functionality as needed.

Business Rules are broken out into two areas as defined below:

- **EMSE (Event Manager Scripting Engine)** – used to script based on system activities, such as a before or after event, that allow the system to automate activities (**example:** do not allow an inspection to be scheduled prior to a specific workflow task, or, auto-calculate and invoice a fee upon application submittal)
- **Expression Builder** – used to script form based interactions that occur prior to triggering and event or master script activity (**example:** auto-population form based data fields based on user-selected values)



Prior to the development, the Agency will approve a design specification document that will be created jointly by the Agency and Accela. The approved document will be used as a basis for determining completion and approval of the deliverable.

In terms of specific output, the following will be executed for this deliverable:

- Prioritized list of requirements that require Automation
- Specification documents for each required Automation
- Demonstration of completed Automations in development or test environments per the specifications document(s)

Accela Responsibilities:

- Work with Agency staff to identify potential uses of scripting
- Assist with development of list of desired functionality
- Aid the Agency in prioritizing which scripts will be developed by Accela
- Develop scripts based on the specifications
- Demonstrate functionality of scripts per specifications

Agency Responsibilities:

- Allocate the time for qualified business and technical experts for the script requirements sessions that are critical to the project success
- Identify resources that will learn scripting tools and approaches for ongoing maintenance
- Prioritize desired functionality to determine which scripts Accela will develop
- Provide timely and appropriate responses to Accela's request for information
- Verify the Script Specification meets the intended business requirement
- Allocate the time for qualified personnel to test the script for acceptance

Acceptance Criteria:

- Review and acceptance of design document with written sign-off from the Agency
- Demonstration of all developed script within the system to the Agency

Reports

Reports are defined as anything that can be printed from the system, including but not limited to, reports, forms, documents, notices, and letters that the Agency wishes to print as identified during configuration analysis. The Configuration Document will define the reports and documents that are required by the Agency to effectively use Accela Civic Platform. These reports will be broken down by level of effort and identified in the configuration document. It is expected that, after the appropriate training on the database and the selected report writing tool is completed, Agency personnel will be able to handle additional and future report requirements. Reports are classified by level of effort: high, medium, and low.

High is defined as a report containing significant calculation and/or extensive detail and number of fields – for example a financial statistical report or complex permit. The majority of reports require a 'medium' level of effort, which is



defined as a report displaying non-calculated and minimal calculated data fields. Reports with a low level of effort are typically letters or notices that contain contact information and basic application data.

These reports can be developed using the integral Accela Report Writer included with Accela Civic Platform, Microsoft Report Service (SRS) or Crystal Reports XI Server at the Agency's discretion. These custom reports, whether developed with Accela Report Writer, SRS or Crystal Reports, will be deployed in the Report Manager for use within Accela Civic Platform.

DELIVERABLE 10: REPORT SPECIFICATIONS

Accela will develop documents/letters/reports from those identified by the Agency as required for the new system.

Accela and Agency have agreed that Accela will develop reports based on the following breakdown:

- 3 Medium Complexity
- 5 Low Complexity
- 10 Ad-Hoc Report Writer

Prior to the development of a report the Agency will approve report design specification documents that will be created jointly by the Agency and Accela. The approved documents will be used as a basis for determining completion and approval of the reports. Development of each report cannot begin until agreement on each specification is complete.

A proven strategy that combines the use of the Accela Civic Platform Quick Queries, Accela Ad-Hoc reports and custom reports developed by Accela, or Agency, can ensure that all required reporting requirements are met.

In terms of specific output, the following will be executed for this deliverable:

- List of identified reports with assigned responsibility for specification and development
- Completed Report Specification Documents for each report assigned to Accela

Accela Responsibilities:

- Assist in determining level of effort for reports to assist with prioritization
- Develop report specifications

Agency Responsibilities:

- Provide timely and appropriate responses to Accela's request for information
- Make available the appropriate key users and content experts to participate in the report specification
- Provide information and data in the formats specified by Accela that will be needed for agreement on the Deliverable

Acceptance Criteria:

- Agreement on prioritized list of reports that will be developed by Accela
- Review and approval of individual Report Specifications documents. The Agency will not unreasonably withhold acceptance if the Agency requests changes to the reports specifications after the initial signoff of the specification by the Agency



- Agency will have 5 business days to review the Report Specification Documents. If no changes or comments are requested within the 5 days, the Report Specification Documents are considered approved by the Agency.

DELIVERABLE 11: REPORT DEVELOPMENT

Accela will develop custom documents/letters/reports per the specifications developed and approved in [Deliverable 10, Report Development](#). Changes to the report specifications after approval can negatively impact project progress and the overall schedule. Therefore, changes to the report specifications after approval requires an analysis by Accela to determine the level of effort required, and if a Change Order would be required to complete the work.

In terms of specific output, the following will be executed for this deliverable:

- A total of 18 documents/letters/custom reports per the Report Specification Documents

Accela Responsibilities:

- Provide timely and appropriate responses to Agency's request for information
- Develop reports per specifications
- Assist in the validation of the reports in test environment

Agency Responsibilities:

- Provide timely and appropriate responses to Accela's request for information
- Make available the appropriate key users and content experts to participate in the report development and validation activities
- Request Change Order if changes to specifications are required

Acceptance Criteria:

- Confirmation of report accuracy in the development or test environment per Report Specifications.

DELIVERABLE 12: ACCELA GIS DEPLOYMENT

Accela will install and configure Accela GIS to link and leverage existing Agency GIS information, including assistance with establishing the map service to be used in conjunction with Accela GIS. The following are the main objectives being pursued through the implementation of the Accela GIS:

- Look up permit information and parcel information from the Permitting system
- View selection, location, and associated GIS information
- Select one or more parcels and add new applications to the permit system
- Auto-populate spatial attributes for a property in forms (including ACA)

During GIS installation, Accela's technical staff will work with Agency IT staff to ensure that the components for hardware, software, database, network, and Internet are in place for the Accela GIS test and production environments. Accela technical staff will validate the proper installation and configuration of the Accela GIS environment.

In terms of specific output, the following will be executed for this deliverable:

- Accela GIS installed on Agency server(s)



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- GIS Admin Training, 4 hours

Accela Responsibilities:

- Install Accela software and perform quality assurance checks on the configuration and performance based on acceptance criteria mutually developed by Accela and the Agency
- Demonstrate that the Accela GIS applications are operational in the Agency computing environment thus communicating with the Accela Civic Platform system
- Assist the Agency in identifying and developing Proximity Alerts and Dynamic Themes

Agency Responsibilities:

- Arrange for the availability of appropriate staff for the system installation, setup, testing, and quality assurance throughout the setup process
- Order and procure necessary hardware, non-Accela systems software, and networking infrastructure as specified by Accela
- Provide people and physical resources based on the dates outlined in the project schedule
- Prepare the hardware, software, and network in accordance with the specifications provided by Accela
- Provide Accela with network access for remote installation and testing
- Provide information and data in the formats specified by Accela that will be needed for the GIS implementation

Acceptance Criteria:

- Demonstration of operating Accela GIS in test environment

DELIVERABLE 13: ACCELA CITIZEN ACCESS DEPLOYMENT

This deliverable includes setup and configuration of Accela Citizen Access (ACA) on the Agency Dev or Test site per the Requirements gathered in the To-Be Analysis Stage. Accela will work with the Agency representatives validate and implement Accela Citizen Access to extend certain aspects of the internal Accela Civic Platform configuration for use by the general public. Specifically, the following items will be configured:

- Integration into existing Agency website
- Text Settings, including disclaimers, help text and watermarks
- Security Settings
- Form Layout
- User registration settings
- User rights and permissions
- Accela Citizen Access Admin Training

Accela Responsibilities:

- Setup Accela Citizen Access in Dev and Test environments
- Assist agency in set up and validation of merchant account integration
- Work with the Agency to determine which services to expose to the public via Accela Citizen Access
- Create configuration specification for Accela Citizen Access based on analysis with the Agency
- Configure the Online Record types defined in the System Configuration Document in Accela Citizen Access



Agency Responsibilities:

- Obtain a merchant account, and deploy an internet-enabled payment engine
- Validate that the configuration specification for Accela Citizen Access meets Agency requirements based on details from the Configuration stage of the project
- Perform testing of all Online Record types for purposes of validating the configuration

Acceptance Criteria:

- Accela Citizen Access Configuration Analysis Document provides details of all configuration elements based on Accela Civic Platform back office configuration
- The base configuration of Accela Citizen Access is configured as documented in the approved Accela Citizen Access Configuration Specification Document.
- Demonstration of the operational Accela Citizen Access functionality per the specification document(s)

Acceptance Review Period:

- Ten (10) business days

DELIVERABLE 14: USER EXPERIENCE

User Experience is comprised of the fine-tuning of the User Interface (“look and feel”) of the system, usability and security. This portion is completed prior to User Acceptance Testing to provide a more refined view of the system and assistance with system acceptance for new users. Accela will use the completed configuration and standard, best practice User Interface as a starting point for analysis and documentation of desired look and feel of Accela Civic Platform user interface.

User experience configuration will be accomplished through a series of onsite, and remote web meeting, workshops. These workshops will be used in order to accomplish the requested changes, in real-time, and provide ad-hoc training/knowledge transfer to Agency staff on the process of modifying the look and feel of the Accela Civic Platforms User Interface. Per Accela’s best practice methodology, each workshop will be 2 hours long. Information collected, and updated, during the workshop include detailed settings related to the following topics:

- Home Page, Dashboard, Spaces and Form Layout
- Navigation tools
- Search screens and data filtration tools

In terms of specific output, the following will be executed for this deliverable:

- Completion of 3 Analysis workshops, interviews and WebEx sessions
- Configuration of User Experience

Accela Responsibilities:

- Conduct sessions to capture the required look and feel functionality of the Accela Civic Platform system.
- Conduct meetings via email, WebEx, phone, and in person to gather and validate analysis input.
- Build the user experience components as discovered during workshops.

Agency Responsibilities:

- Provide timely and appropriate responses to Accela’s request for information.



- Make available the appropriate Agency key users and content experts to participate in the user experience analysis.
- Complete any additional User Experience updates as desired by the Agency after the workshops are completed.
- Schedule participants and meeting locations for analysis workshop activities.

Acceptance Criteria:

- Completion of 3 of User Experience Workshops.

STAGE 5 – READINESS

DELIVERABLE 15: ADMINISTRATIVE TRAINING

Accela will provide training for Agency staff that focuses on the administration, maintenance, and augmentation of its Accela Civic Platform configuration. Our aim at Accela is to educate Agency resources on all aspects of Accela Civic Platform in an effort to ensure the Agency is self-sufficient. This allows the Agency to best react to changing requirements and ongoing maintenance, which can allow the Agency to be reactive and significantly reduce system maintenance costs over time.

In terms of specific output, the following will be executed for this deliverable:

- **Civic Platform Core Team Training** – up to 2.5 days, 15 max attendees.
- **Civic Platform Admin Usage** – up to 3.5 days, 10 max attendees.
- **Accela GIS** – update to 4 hours, 12 max attendees.
- **Accela Mobile** – up to 1 day, 12 max attendees.
- **Civic Platform Database Schema Fundamentals and Report Manager** – up to 4 hours, 7 max attendees
- **Ad-Hoc Reporting** – up to 4 hours, 7 max attendees.
- **Train-the-Trainer End User Training** – up to 5 days, 10 max attendees

Accela Responsibilities:

- Coordinate with the Agency to define training schedule and logistics.
- Deliver training per the specific requirements listed above.

Agency Responsibilities:

- Select and prepare the power-users who will be participating in the training and subsequently training end users.
- Arrange the time and qualified people for the training who are critical to the project success.
- Provide suitable Agency facilities to accommodate various training classes.
- Ensure that users are proficient in using PC's in a Windows environment as a prerequisite for the course.
- Ensure that users are familiar with use of standard Internet browsers as a prerequisite for the course.

Acceptance Criteria:

- Execution of listed training courses



DELIVERABLE 16: DAILY USER TRAINING

This Deliverable includes the Delivery by Accela to Agency of 1 instances of the Daily User Training course (2 days onsite). Accela best practices have proven that class sizes no larger than 14 participants are more successful with students who meet the pre-requisites of the course. The Accela Trainer has the right to modify the class size to ensure successful instruction with Agency agreement.

End User Training should be coupled with the Agency delivering supplementary user training to its staff using the core Use Cases documented in each System Configuration Document. Accela recommends that Agency adopt the “80/20 rule” for training, focusing the majority of their training on the 80% of what the Agency normally does operationally. The recommended supplementary training conducted by the Agency can utilize business experts from each area to train on all aspects of their configuration. Accela will deliver current training documentation in a format that can be used to customize the documentation. Documents delivered by Accela to the Agency will be valid for the release that the Agency is trained. Documents delivered by Accela may not be shared with any other agency or Company per the Non-Disclosure Agreement.

In terms of specific output, the following will be executed for this deliverable:

- 1 instance of Daily User Training

Accela Responsibilities:

- Coordinate with the Agency to define training schedule and logistics.
- Provide 1 instance of Daily User Training.

Agency Responsibilities:

- Select and prepare the power-users who will be participating in the training and subsequently training end users.
- Arrange the time and qualified people for the training who are critical to the project success.
- Provide suitable Agency facilities to accommodate various training classes.
- Ensure that users are proficient in using PC's in a Windows environment as a prerequisite for the course.
- Ensure that users are familiar with use of standard Internet browsers as a prerequisite for the course.

Acceptance Criteria:

- Execution of 1 instance of the End User Training course to the Agency.

DELIVERABLE 17: USER ACCEPTANCE TESTING (UAT)

This deliverable is comprised of the assistance Accela will provide to allow the Agency to accept that the solution meets the requirements as documented in all the deliverables. Accela will assist the Agency in the testing and validation of the solution and its readiness to be migrated to production for active use and will assist in transferring the solution and any required data from Support to Production.

Accela will provide of support for training, oversight, answering questions and addressing issues discovered in User Acceptance Testing. It should be noted that it is critical that the Agency devote ample time and resources to his effort to ensure that the system is operating per signed specifications and ready for the move to production. The testing



effort will require a significant time investment by the Agency, and coordination of resources is critical. At this point in the implementation process, the Agency should test individual components of functionality of the solution (i.e., functional and/or unit testing), and also test to ensure that the interrelated parts of the Accela Civic Platform solution are operating properly (i.e., integration testing).

Accela will provide assistance to the Agency as needed by providing User Acceptance Testing (UAT) support and a defined testing process. Accela will address and rectify issues discovered during the UAT process as Agency staff executes testing activities. Accela will work with the Agency to develop a test plan and deliver up to 2 sample test scripts, as well as an issue log to track the progress of testing. It should be noted that Accela will plan for a **total of 4 weeks to complete this deliverable**.

If the Agency does not devote adequate time and staffing to UAT in order to completely test the solution, Accela may opt to postpone go-live at the Agency's expense. Accela will work diligently with Agency to ensure this does not occur and provide several opportunities for the Agency to add additional staff and time to this effort before recommending a postponement or delay.

In terms of specific output, the following will be executed for this deliverable:

- Resolution of issues resulting from Agency User Acceptance Testing
- Fully tested system that is ready to move to production for go-live

Accela Responsibilities:

- Provide recommendations on testing strategy and best practices.
- Lead the Agency in up to 4 weeks of User Acceptance testing effort and the validation of the system configuration and its readiness to be migrated to production for active use.
- Resolution of issues as a result of User Acceptance Testing activities.

Agency Responsibilities:

- Provide timely and appropriate responses to Accela's request for information.
- Make available the appropriate Agency key users and content experts to participate in user acceptance testing as defined and managed by Agency.
- Develop the User Acceptance test scripts.
- Utilize the use cases documented in each Configuration Document Deliverable as the basis for the acceptance of this Deliverable.

Acceptance Criteria:

- Completion of up to 4 weeks of UAT

STAGE 6 – DEPLOY

DELIVERABLE 18: PRODUCTION SUPPORT

Production date is defined as the official date in which Accela Civic Platform moves from the test environment to production for daily Agency usage. This date will be agreed to by both Accela and the Agency at project inception. It may be altered only by Change Order agreed to by both parties. In the weeks prior to moving to Production, Accela



will assist in final data conversions, system validation, staff preparation assistance and training, and coordination of deployment.

In terms of specific output, the following will be executed for this deliverable:

- Deployment support prior to moving to Production
- Setup of Integration points in Production
- Final Conversion run during cutover
- Accela Civic Platform used in Production environment for Agency daily use

Accela Responsibilities:

- Provide on-site resources to support the move to Production effort
- With assistance from the Agency, lead the effort to transfer the system configuration and any required data from Support to Production
- Assist in the development of a Pre-Production checklist that details the critical tasks that must be accomplished prior to moving to Production

Agency Responsibilities:

- Provide technical and functional user support for pre and post Production Planning, execution, and monitoring
- Provide timely and appropriate responses to Accela's request for information
- Assist in the development of a Pre-Production checklist that details the critical tasks that must be accomplished prior to moving to Production
- Make available the appropriate Agency key users and content experts to participate in user acceptance testing as defined and managed by Agency

Acceptance Criteria:

- Deployment support prior to moving to Production
- Production system is first used by the Agency for daily use

DELIVERABLE 19: POST DEPLOYMENT SUPPORT AND TRANSITION TO CUSTOMER SUPPORT

This deliverable is comprised of the post- Production support assistance that Accela will provide to address issues and provide consultative advice immediately following the move to Production for daily use. Accela will provide support for 1 week immediately following deployment (go-live).

Accela will work with the Agency to identify and address issues identified during this period using a Post Production Issues List. This list will be comprised of issues related to the defined deliverables listed in this SOW, which will be addressed by Accela, as well as any other issues that the Agency wishes to track (outside of scope, stage 2, etc.). Examples of issues the Agency is responsible for include training issues, functional changes beyond the scope of this Statement of Work, cosmetic changes, and procedures related to the use of Accela Civic Platform. Specifically, Accela will not be developing or creating additional reports, conversions, interfaces, records types and workflow processes that were not included in the scope of this project during post deployment support.



At the end of the support period, Accela will provide a final a final copy of the issue tracker to the customer and disable the list. Additionally a formal meeting will be scheduled with the Agency, Accela Services Team, and Accela Customer Support. The purpose it to transition support of future issues and questions from the Agency to Accela Customer Support.

In terms of specific output, the following will be executed for this deliverable:

- 2 staff onsite for week one of go-live (5 days) and remote support thereafter
- Transition of Agency from Services team to Customer Support for ongoing support

Accela Responsibilities:

- Provide post-production support for Accela developed configuration and components
- Assist with the identification of issues for the Post Production Issues List
- Assist with issues that may arise related to the deliverables in this SOW
- Transfer ongoing support of the client and to the Customer Support to address any post Production issues that require remediation

Agency Responsibilities:

- Provide technical and functional user support for post-production support and monitoring
- Develop and maintain a Post Production Issues List
- Provide timely and appropriate responses to Accela's request for information
- Make available the appropriate Agency key users and content experts to participate in user acceptance testing as defined and managed by Agency

Acceptance Criteria:

- Execution of 1 week of post-Production support
- Official transfer from the Accela Services project team to the Customer Support



APPENDIX D – DELIVERABLE ACCEPTANCE FORM

Please acknowledge acceptance by:

<p>A</p> <p>Sign and fax this document to:</p> <p>Accela, Inc. YOUR NAME YOUR TITLE Tel: Fax:</p>	<p>OR</p>	<p>B</p> <p>Email this document as an attachment to:</p> <p>YOUR EMAIL</p>
--	-----------	--

Date:		
Agency Name:		
Approving Agency Manager:		
Accela Manager:		
Project Name / Code:		
Contract / Agreement #:		

Agency agrees that Accela has successfully completed the following Deliverables:

Deliverable #	Source / Reference Details	
	Service Agreement	

Agency agrees that Accela has successfully completed the Deliverables described above in accordance with the terms of the related Contract/Agreement.

APPROVALS:

Agency Name

Signature

Title

Date



APPENDIX E – CHANGE ORDER TEMPLATE

SAMPLE CHANGE ORDER – PAGE 1

Agency: CO #:
 Project Code: Date:
 Contract #/ PO #:
 Initiating Department:
 Initiated By:
 Change Category: Product Project Contract Maintenance

PROJECT CHANGE DESCRIPTION/TASK SUMMARY:

1. <title of issue / cause of change>
 Issue details / scope impact:
 - Schedule impact:
 - Resource impact:
 - Cost impact:

2. <title of issue / cause of change>
 Issue details / scope impact
 - Schedule impact:
 - Resource impact:
 - Cost impact:

Total Project Schedule Impact:
 Total Project Resource Impact:
 Total Project Cost Impact:

DISPOSITION COMMENTS:

Disposition: Approved Rejected Closed See Comments
 Date:



SAMPLE CHANGE ORDER – PAGE 2

The above Services will be performed in accordance with this Change Order / Work Authorization and the provisions of the Contract for the purchase, modification, and maintenance of the Accela systems. The approval of this Change Order will act as a Work Authorization for Accela and / or Agency to perform work in accordance with this Change Order, including any new payment terms identified in this Change Order. This Change Order takes precedence and supersedes all other documents and discussions regarding this subject matter.

Accepted By: Agency	Accepted By: Accela, Inc.
By:	By:
Print Name:	Print Name:
Title:	Title:
Date:	Date:



APPENDIX F – RECORD TYPES

The following Record Types are in scope for this implementation:

1. Residential Water Permit
2. Commercial Water Permit
3. Mixed Use Water Permit
 - a. Same processes for Res, Comm, and Mixed (Inspections, Deed Restrictions). (Review Workflow – Front Desk, Permitting, Deed, Inspection)
 - b. Water Usage – Based on fixture count. Track property has a baseline of fixtures. Permit may be used to increase or reduce the number of “active” fixtures.
 - c. Fees are calculated differently (Commercial Acre, Residential Fixture) Use the same base rate (Capacity fee. Changes every July 1st)
 - d. Menu of fees. Select applicable fees based on the project that the permit is being applied for
 - e. Water Allocation Tracking – Jurisdiction (7) can allocate additional water count to a property. Each jurisdiction may have 2-3 allocation counts to allocate from. Allocation report will be from the Accela system to include credits and debits of the allocations. Manually the report will be used to validate the jurisdiction allocation is accurate and not over allocated.
 - f. Check to see if there is a rebate or water credits against the property
 - g. Multiple permits and multiple water sources per property. i.e. Property may have multiple family dwelling which will require multiple permits depending on dwelling.
 - h. Multi – Water sources may come from different accounts. One permit with multiple sources
4. Water Use Permit (Same as other permit. No inspection)
 - a. Issued when an applicant purchased a water entitlement. This will add total number of fixtures or specific commercial uses to their baseline.
 - b. Ability to amend the permit
 - c. System needs to track the total number of available water credits per property
 - d. Entitlement Holder – Track the inventory of water entitlements. (Commercial – acreage, Residential – fixtures). Make sure they do not oversell their inventory. Business rules will be applied by the agency application processor
5. Fire Suppression (No inspection)
 - a. Related to a building permit. A waiver with no fee that tells the water provider to provide a larger water meter to meet the flow rate to support the needed the fire suppression system. (Name, address, prop owner, no fixtures) Same body of a Water permit but no fixtures on it.
6. Water Distribution System Permit or Confirmation of Exemption
 - a. Different process from other permits. This is for properties using onsite wells or mobile water distribution systems. Track base information. Allow for attachments. No workflow or automation on this permit. Would need manually track fees against this record. Can be for one or multiple properties
 - b. Ability to amend the permit
 - c. Applicant has to comply with the well registration. This is handled by water resource management dept. Need ability to upload Water Resource Management documentation.
 - d. Tracking the number of water allocation from the well based on the permits that will be applied for against the property(s) well.
7. Hydrant Meter Permit (No Inspection, OTC)
 - a. Ability to collect a fee against it. No water usage data collected. Permit that goes to the provider to setup a meter for new construction.



-
- b. Ability to amend the permit
 - 8. Water Consumption
 - a. Capture water consumption for special situations for a property. Upload data from Excel or manual upload. Unique ID would be premise #(property ID) or meter. Record to store info. No workflow. Just used for data collection.
 - 9. Pre-App Consultation
 - a. Collect a consultation fee. No workflow. Track time.
 - 10. Rebate – Manual workflow
 - a. Application to see if the property qualified for a rebate. Can we issue them a check. Did they get a rebate? What was the value? What was it for? Is there a water permit that requires them to pay the rebate back
 - 11. Water Credit – Form and field data validation.
 - a. Generated through a rebate. Permit if they reduce water usage (less fixtures) or a water credit application
 - b. Water credit has an expiration. Notification should be sent to the property owner so they can re-apply
 - 12. Complaint
 - a. General complaint form. i.e. Water waste with site inspection. Tracked against property for water waste. Fines go up for repeat offender
 - 13. Violation\Non-Compliance
 - a. Inspection on permit or complaint
 - b. First letter is a warning
 - c. Second letter is a fine
 - d. Abatement – If continued non-compliance, legal would get involved for further action
 - 14. Conservation
 - a. When property changes title, new property owner needs to ensure property is in compliance with conservation regulations. Put in the transfer date and the status of the compliance. Generate an inspection and remediation activities.



Monterey Peninsula Water Management District

Accela Civic Platform Subscription and Delivery Services

October 3, 2017

Hilary Huntington
Business Development Executive SMG
(603) 616-7221
hhuntington@accela.com





MONTEREY PENINSULA WATER MANAGEMENT DISTRICT – ORDER FORM

FY2018

Software and Services

Annual Subscriptions

Product Code	Product Name	Description	Qty	Sales Price	Total Price
SS10AACAPOP0001	Accela Citizen Access - Subscription Population	Accela Citizen Access - Subscription Population	104129	\$0.03	\$3,123.87
SS10APFMSLVR001	Accela Civic Platform Silver - Subscription User	Accela Civic Platform Silver - Subscription User	10	\$2,628.00	\$26,280.00

Service Items

Product Code	Product Name	Description	Units	Sales Price	Total Price
SV100SMGGENFF01	SMG Delivery Services	SMG Delivery Services	1	\$676,377.00	\$676,377.00

Grand Total: USD\$705,780.87



Order Detail	
General Information	
Customer Contact	Suresh Prasad
Customer Address	5 Harris CT Bldg G, Monterey, California 93940-5756
Governing Agreement(s)	
Effective Date(s)	
Order Terms	
Order Start Date	Unless otherwise specified in the Special Order Terms: <ul style="list-style-type: none"> - Software Licenses & Subscriptions start on the date of delivery by Accela; - Hosting and Support start on Accela's delivery of the software hosted and/or supported; and - Professional Services start on the date listed in the applicable Exhibit, Statement of Work or Governing Agreement, as applicable.
Order Duration	Unless otherwise specified in the Special Order Terms: <ul style="list-style-type: none"> - Subscriptions continue from the Order Start Date through the number of months listed in this Order Form (or if not listed, twelve (12) months). Thereafter Subscriptions automatically renew annually as calculated from Order Start Date of Customer's first Subscription purchase. - Any Software Licenses or Hardware are one-time, non-refundable purchases of perpetual duration. - Hosting and Support continue from the Order Start Date through the number of months listed in this Order Form (or if not listed, twelve (12) months). - Professional Services continue for the duration as outlined in the applicable Statement of Work, Exhibit or the Governing Agreement, as applicable.
Special Order Terms	None unless otherwise specified in this section.
Payment Terms	
Currency	USD
Invoice Date	Unless otherwise stated in the Special Payment Terms, Invoice for the Grand Total \$ above will be issued on the Order Start Date.
Payment Due Date	Unless otherwise stated in the Special Payment Terms or the Governing Agreement(s), all payments are due on the Invoice Date and payable net 30 days .
Special Payment Terms	None unless otherwise specified in this section.



**MONTEREY PENINSULA WATER MANAGEMENT
DISTRICT – ORDER FORM**

FY2018

Accounts Payable Contact Information (Required)

First Name		Last Name	
Title			
Phone Number			
Email Address:			
Billing Address			
Delivery Address			
Method of Invoicing	All invoices will be sent electronically to the Email Address provided above unless otherwise specified in Special Invoicing Needs. .		
Special Invoicing Need	Invoice Delivery by Post is Required		

Signature Section (Required)

Vendor	Accela, Inc.	Customer	Monterey Peninsula Water Management District
Signed By		Signed By	
Date		Date	
Title of Authorized Signatory		Title of Authorized Signatory	
Name (Print) of Authorized Signatory		Name (Print) of Authorized Signatory	

Additional Signatures Section (Optional)

Customer	Monterey Peninsula Water Management District	Customer	Monterey Peninsula Water Management District
Signed By		Signed By	
Date		Date	
Title of Authorized Signatory		Title of Authorized Signatory	
Name (Print) of Authorized Signatory		Name (Print) of Authorized Signatory	

Purchase Order Reference (Optional)

<p>If Customer requires PO number on invoices, it must be provided to the right and Customer must provide Accela copy of the PO prior to invoice issuance. If no PO number provided prior to invoice issuance date, invoices issued on this Order Form will be valid without a PO reference.</p>	PO# (If required):
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ACCELA MASTER SERVICE AGREEMENT

This Accela Master Service Agreement (this “**Agreement**”) is entered into as of the date of last signature (the “**Effective Date**”) by and between Accela, Inc., a California corporation principally located at 2633 Camino Ramon, Suite 500, Bishop Ranch 3, San Ramon, California 94583 (“**Accela**”), and Monterey Peninsula Water Management District with a principal place of business at 5 Harris CT Bldg G, Monterey, California 93940-5756 (“**Customer**”).

1. DEFINITIONS. Unless otherwise defined in this Agreement, terms used herein have the same meanings as set out in the Exhibits to this Agreement (including any supplements or attachments thereto).

1.1. “**Optional Services**” refers to certain optional add-ons to the Subscription Service as may be offered by Accela from time to time.

1.2. “**Professional Services**” refers to Accela’s delivery, training, performance optimization and related services as set out in the Professional Services Terms. The Professional Services described in this Agreement are applicable to Customer if and as ordered.

1.3. “**Professional Services Terms**” refers to those additional Professional Services Terms and Conditions attached hereto at Exhibit B.

1.4. “**Services**” refers to the Subscription Service together with any Professional Services and/or Optional Services, as applicable.

1.5. “**Subscription Service**” refers to Accela’s cloud-based service designed to provide government entities with productivity and engagement software.

1.6. “**Subscription Ts&Cs**” refers to the Subscription Terms and Conditions attached hereto at Exhibit A

Customer agrees that its purchase of the Services hereunder is neither contingent on the delivery of nor any oral or written comments about any future functionality or features of the Subscription Service.

2. PROCUREMENT OF SERVICES. Customer may purchase the Services by submitting orders in a form designated or approved by Accela (each, an “**Order**”) or, in the case of certain Professional Services, by executing Statements of Work designated or approved by Accela (each an “**SOW**”). Upon Order (or SOW) acceptance and subject to Customer’s payment of the corresponding Services Fees, Accela will make the Services available to Customer.

2.1. Governing Terms. The Subscription Service will be subject to this Agreement and the Subscription Ts&Cs for the Subscription Period and number of End Users as specified in each Order. Professional Services will be subject to this Agreement and the Professional Services Terms for the designated performance period as specific in the applicable Order or SOW. Any Optional Services will be subject to the Subscription Terms or such other documentation as designated by Accela.

2.2. Order Acceptance. No Order for Services will be deemed accepted by Accela unless and until Accela accepts such Order (or SOW) in writing. Any terms and conditions contained in any quote, invoice, purchase order or Order that are inconsistent with the terms and conditions of this Agreement will be deemed stricken, unless expressly agreed to in writing by Accela with explicit reference to the accepted

terms and conditions. All Orders and SOWs will reference this Agreement. Upon acceptance of an Order as provided above, it will become part of this Agreement.

2.3. Adding End Users. If Customer desires to increase the number of End Users that are permitted to use the Subscription Service, a new Order must be issued for the additional End Users. Accela may, in its discretion, allow or require the initial Subscription Period of newly-purchased subscriptions to be adjusted to expire or renew simultaneously with Customer's pre-existing subscription(s).

2.4. Optional Services. Purchase of Optional Services from Accela will be subject to any price quote Accela provides to Customer and the Order procedure described above. As designated by Accela at the time of Customer's purchase, use of the Optional Services may be subject to Exhibit A or additional terms and conditions beyond or in lieu of those in Exhibit A.

3. FEES AND PAYMENT FOR SERVICES

3.1. Fees. Customer will pay all fees for the Services per the prices quoted to Customer by Accela and finalized via an Order or SOW. Unless expressly set out in an Order or SOW, price increases will not apply to any Order or SOW that has already been accepted by Accela. Except as otherwise agreed by the parties in writing, Services Fees are quoted and payable in United States dollars, and Customer's payment obligations are non-cancelable and Fees paid are non-refundable.

3.2. Invoicing and Payment. Accela will invoice Customer in advance for the Services unless otherwise expressly agreed by the parties.

3.2.1. Subscription Service fees are due upon invoice and payable within thirty (30) days of the invoice date. Subscription Service fees will be due no later than the first day of each Subscription Period to which the payment relates. If Customer orders additional End User quantities part-way through an existing Subscription Period, and the initial Subscription Period for the additional quantity is adjusted as described in Section 2.3, then the Subscription fee for such additional quantity will be pro-rated accordingly. Optional Services will be due at the same time as payment for the corresponding Subscription Service, or (if applicable) as otherwise specified in the applicable Order or governing terms. Subscription Service fees will be subject to an automatic annual increase by the percentage of the prior year's Subscription Service fees (the "Uplift") listed in the Order.

3.2.2. Professional Services fees and expenses are due upon invoice and payable within forty-five (45) days of the invoice date. Professional Services fees and expenses may be subject to additional payment terms if and as designated in the applicable Order or SOW. Generally, Professional Services expenses will be billed as accrued and invoiced to Customer monthly in accordance with Accela's travel policy.

3.3. Billing Info & Overdue Charges. Customer is responsible for keeping Accela accurately and fully informed of Customer's billing and contact information, including providing any purchase order numbers in advance of invoice issuance. If any Fees are not received from Customer by the due date, they will accrue interest at the rate of one and a half percent (1.5%) of the outstanding balance per month, or the maximum rate permitted by law, whichever is lower.

3.4. Overdue Payments. If any amount owing by Customer under this Agreement for any of the Services is thirty (30) or more days overdue, Accela may, without limiting Accela's other rights and remedies, accelerate Customer's unpaid fee obligations under this Agreement (including any Order or

SOW) so that all such obligations become immediately due and payable, suspend the Subscription Service and/or stop performance of the Professional Services until such amounts are paid in full.

3.5. **Taxes.** Accela's Services fees do not include any taxes, levies, duties or similar governmental assessments of any nature, including but not limited to value-added, sales, use or withholding taxes, assessable by any local, state, provincial, federal or foreign jurisdiction (collectively, "**Taxes**"). Customer is responsible for paying all Taxes associated with Customer's purchases hereunder. If Accela has the legal obligation to pay or collect Taxes for which Customer is responsible under this paragraph, the appropriate amount will be invoiced to and paid by Customer, unless Customer provides Accela with a valid tax exemption certificate authorized by the appropriate taxing authority prior to invoice issuance. For clarity, Accela is solely responsible for taxes assessable against it based on Accela's income, property and employees.

4. TERM AND TERMINATION.

4.1. **Term of Agreement.** Unless terminated earlier in accordance with Section 4.2, this Agreement commences on the Effective Date and will continue with respect to the Services as enumerated below:

4.1.1. **Subscription Service.** The Subscription Ts&Cs at Exhibit A will commence on the date listed in the first Order and continue for a period of one (1) year (the "**Initial Subscription Period**"). Thereafter, the Subscription Term will automatically renew for additional one-year periods (each a "**Renewal Subscription Period**") unless and until either party gives written notice of non-renewal at least sixty (60) days in advance. Customer must send written notice of non-renewal to AccountsReceivable@Accela.com. Should Customer not provide written notice of non-renewal at least sixty (60) days in advance, then Customer is obligated to pay for the subsequent renewal in full.

4.1.2. **Professional Services.** If and as applicable to Customer, the Professional Services Terms at Exhibit B will commence on the date listed in the first Order or SOW and continue for the period designated in such Order or SOW. The effectiveness of the Professional Services Terms will be automatically extended to the last date specified in all SOWs and Professional Services Orders issued by Accela. Upon Customer request, Accela may, in its sole discretion, reinstate expired Professional Services Terms after a lapse in effectiveness under previously issued SOWs or Professional Services Orders.

4.2. **Termination.** Either party may terminate this Agreement upon written notice if the other party materially breaches this Agreement and fails to correct the breach within thirty (30) days following written notice specifying the breach. The Services will be subject to additional termination provisions if and as designated in the respective Exhibits to this Agreement.

4.3. **Effect of Termination.** Termination or expiration of this Agreement will not terminate any then-current Customer Subscriptions to the Subscription Service (which will continue to be governed by the terms of Exhibit A, including the termination provisions set forth therein); provided, however, that in the case of termination of this Agreement by Accela for Customer's uncured breach of this Agreement, Accela may simultaneously terminate any such Subscriptions. Subject to the Professional Services Terms, termination of this Agreement will terminate all on-going and planned Professional Services.

5. ADDITIONAL CUSTOMER TERMS. Any terms and conditions required by Customer under applicable statute, judicial order or agency policy will be as stated in this Section 5 (the "**Additional Customer Terms**"). Alternatively, the Parties may set forth Additional Customer Terms at Exhibit C to this Agreement as warranted under the circumstances. Notwithstanding anything to the contrary in Section 6, the

Additional Customer Terms will govern over the body of this Agreement in the event of a direct conflict of terms. In the absence of any inclusion of Additional Customer Terms in this Section 5 or at Exhibit C, the parties agree that no additional contractual obligations are intended in respect of the Services provided hereunder.

6. GENERAL. The parties acknowledge that the terms of each of the Exhibits to this Agreement (inclusive of any supplements or attachments thereto), including, but not limited to, the disclaimers, limitations of liability, and other general provisions thereof, are incorporated into and form a part of this Agreement. In the event of a direct conflict between the body of this Agreement and the terms of the Exhibits hereto, the terms in the body of this Agreement will govern. Each party specifies its address set forth above for receipt of notices under this Agreement. This Agreement may be signed in one or more identical counterparts, each of which will be an original, but all of which together will constitute one instrument.

Exhibits List:

- Exhibit A – Subscription Terms and Conditions
- Exhibit B – Professional Services Terms *[IF APPLICABLE]*
- Exhibit C – Additional Customer Terms *[IF APPLICABLE]*

IN WITNESS WHEREOF, the parties hereto have executed this Agreement effective as of the Effective Date.

**ACCELA
Management District**

CUSTOMER: Monterey Peninsula Water

By: _____
(Signature)

By: _____
(Signature)

(Print Name)

(Print Name)

Its: _____
(Title)

Its: _____
(Title)

Dated: _____
(Month, Day, Year)

Dated: _____
(Month, Day, Year)

**EXHIBIT A
ACCELA SUBSCRIPTION TERMS AND CONDITIONS**

Purchase or use of the Service (defined below) is subject to these Subscription Terms and Conditions (these “Terms”).

1. DEFINITIONS

“**Agreement**” means these Terms and, if applicable, the written master service agreement or other written agreement between Customer and Accela that incorporates these Terms by reference.

“**Communication Data**” means any and all information transmitted, shared, or exchanged between Customer and any End User, or between End User and any third party (including any third-party network or website), using the Service, with respect to any transaction or other communication enabled by the Service, but excluding Security Data.

“**Customer**” means the entity that purchases a subscription to the Service, directly from Accela or through an authorized reseller, distributor, or other channel partner of Accela.

“**End Users**” means individuals who are authorized by Customer to use the Service and for whom Customer has purchased a subscription to the Service. End Users may include but are not limited to Customer’s employees, contractors and agents. Each End User will be associated with a single, unique email address for purposes of accessing (and being identified within) the Service.

“**Intellectual Property Rights**” means patent rights (including, without limitation, patent applications and disclosures), copyrights, trade secrets, know-how, and any other intellectual property rights recognized in any country or jurisdiction in the world.

“**Optional Services**” mean the optional add-ons to the Service that may be available for purchase either directly from Accela or through an authorized reseller or partner of Accela, as more particularly described or identified in the applicable Order.

“**Order**” means written orders to purchase subscriptions to use the Service (or, where applicable, to purchase Optional Services).

“**Security Data**” means any and all information provided by Customer or any End User to establish

secure transmissions through use of the Service, including but not limited to personal information, information used to identify account names or numbers, routing information, usernames, passwords, access codes and prompts.

“**Service**” or “**Subscription Service**” means the cloud-based network security service(s) for which Customer has obtained a subscription either directly from Accela or through an authorized reseller or other partner of Accela, as more particularly described in the applicable agreement or order under which such subscription was obtained. If and as designated in the Specifications, the Service may be inclusive of application programming interfaces (APIs) developed by Accela to enable interaction and integration with the Service. Unless otherwise specified herein or other applicable contractual terms, all references to “Service” will be deemed to include any and all Optional Services.

“**Software**” means any software (including client software for End Users’ devices) that Accela makes available for download or otherwise provides for use with the Service.

“**Specifications**” means the online specifications for the Service, as made available by Accela at <https://accela.box.com/SoftwareSpecs> (which URL location and content may be updated from time to time by Accela).

“**Subscription Period(s)**” means the duration of Customers and End Users active, paid access to the Service, as designated in the Order(s).

“**Supported Modification**” means a configuration of or modification to the Service requested by Customer that can be consistently supported by Accela via APIs, does not require direct database changes and is capable of being tested and maintained by Accela.

2. AUTHORIZED USERS. Only End Users may access or use the Service under Customer’s account. Each End User may use any reasonable number of compatible devices for purposes of accessing the Service; provided that, Accela reserves the right to determine whether a number of devices is reasonable and, in its sole discretion, to place a corresponding cap on the number of devices. Unless expressly

authorized by Accela, End User subscriptions cannot be shared or used by more than one individual but may be permanently reassigned to new End Users. The number of End User subscriptions purchased may be increased (under a new Order) but cannot be decreased during any Subscription Period.

3. USE OF THE SERVICE

3.1. Accela's Responsibilities. Accela will: (i) provide to Customer support related to the Service in accordance with the Accela Support Terms accessible at <https://accela.box.com/SaaSsupportPolicy> (which URL location and content may be updated from time to time by Accela) and (ii) provide the Service only in accordance with applicable laws and government regulations.

3.2. Customer's Responsibilities. Customer will (i) be responsible for meeting Accela's applicable minimum system requirements for use of the Service; (ii) be responsible for End Users' compliance with these Terms and for any other activity (whether or not authorized by Customer) occurring under Customer's account, (iii) be solely responsible for the accuracy, quality, integrity and legality of Communication Data, (iv) use commercially reasonable efforts to prevent unauthorized access to or use of the Service under its account, and notify Accela promptly of any such unauthorized access or use, and (v) use the Service only in accordance with the applicable documentation, laws and government regulations, and any written instructions provided by Accela to Customer.

3.3. Prohibitions. Customer will not, and will ensure that its End Users do not, (i) make the Service available to anyone other than End Users; (ii) sell, resell, rent, lease or transfer the Service in whole or in part to any third party (including Customer affiliates) without the express permission of Accela and execution of designated transfer documentation; (iii) use the Service to store or transmit infringing, libelous, or otherwise unlawful or tortious material, or to store or transmit material in violation of third-party privacy or intellectual property rights; (iv) use the Service to store or transmit viruses, worms, time bombs, Trojan horses and other harmful or malicious code, files, scripts, agents or programs; (v) interfere with or disrupt the integrity or performance of the Service or third-party data contained therein; (vi) attempt to gain unauthorized access to the Service or any related systems or networks; or (vii) obtain

intellectual property rights to the use of any component of the Services (inclusive of APIs).

3.4. Software. End Users may need to download and install client Software (as made available by Accela or other third party authorized by Accela) on each device through which they intend to use the Service. All use of such Software will be governed by terms of the applicable license agreement or terms of use that accompanies or is made available in connection with the Software. Customer acknowledges that each End User (or authorized Customer representative) must accept such license agreement, and have Service-compatible device(s), to download, install, and/or use the Software. Nothing in these Terms will be deemed to grant to Customer rights of any kind in the Software.

3.5. Security Data and Privacy. Customer understands that failure to protect Security Data may allow an unauthorized person or entity to access the Service. In addition, Customer acknowledges that Accela generally does not have access to and cannot retrieve lost Security Data. If Customer loses Security Data, Customer may no longer have access to the Service. Customer agrees that: (i) Customer (or its End User) is solely responsible for collecting, inputting and updating all Security Data; (ii) Accela assumes no responsibility for supervision, management or control of Customer's and End Users' Security Data; and (iii) Accela assumes no responsibility for any fraudulent or unauthorized use of the Software or any portion of the Service. To the extent that Accela has access to any personally identifiable information gathered from Customer or from End Users in connection with the Service, such information will be governed by the provisions of the Accela Privacy Policy, a copy of which is available on the Accela website at <https://accela.box.com/PrivacyPolicy> (which URL location and content may be updated from time to time by Accela).

4. PROPRIETARY RIGHTS

4.1. Reservation of Rights. Subject to the limited rights expressly granted hereunder, Accela reserves all rights, title and interest in and to the Service and any associated Software and documentation, including all related Intellectual Property Rights. No rights are granted to Customer hereunder other than as expressly set forth herein.

4.2. Restrictions. In addition to the other prohibitions set forth in these Terms, Customer will not and will

ensure that its agents do not (i) create derivative works based on the Service, (ii) copy, frame or mirror any part or content of the Service, other than copying or framing on Customer's own intranets or otherwise for Customer's internal business purposes in accordance with Accela's applicable documentation, (iii) reverse engineer the Service, or (iv) access the Service (inclusive of any APIs) in order to build or patent a competitive product or service or to copy any features, functions or graphics of the Service.

4.3. Communication Data Ownership. Customer reserves all its rights, title and interest in and to the Communication Data. No rights are granted to Accela hereunder with respect to the Communication Data, except that Accela may (i) store, copy, process, and transmit such Communication Data for purposes of providing the Service to Customer and (ii) otherwise utilize Communication Data if and as permitted by the Accela Privacy Policy.

4.4. Customer Suggestions. Customer grants Accela a royalty-free, worldwide, transferable, sublicenseable, irrevocable, perpetual license to use or incorporate into the Service (or Accela's other software or services) any suggestions, enhancement requests, recommendations, or other feedback provided by Customer or End Users relating to the operation or features of the Service.

5. CONFIDENTIALITY

5.1. Definition. As used herein, "**Confidential Information**" means all confidential information disclosed by a party ("**Disclosing Party**") to the other party ("**Receiving Party**"), whether orally or in writing, that is designated as confidential or that reasonably should be understood to be confidential given the nature of the information and the circumstances of disclosure. However, Confidential Information will not include any information that (i) is or becomes generally known to the public without breach of any obligation owed to the Disclosing Party, (ii) was known to the Receiving Party prior to its disclosure by the Disclosing Party without breach of any obligation owed to the Disclosing Party, (iii) is received from a third party without breach of any obligation owed to the Disclosing Party, or (iv) was independently developed by the Receiving Party.

5.2. Protection. Except as otherwise permitted in writing by the Disclosing Party and subject to the other terms of this Agreement (including Accela's Privacy Policy), (i) the Receiving Party will use the

same degree of care that it uses to protect the confidentiality of its own confidential information of like kind (but in no event less than reasonable care) not to disclose or use any Confidential Information of the Disclosing Party for any purpose outside the scope of these Terms, and (ii) the Receiving Party will limit access to Confidential Information of the Disclosing Party to those of its employees, contractors and agents who need such access for purposes consistent with these Terms and who are legally bound to protect such Confidential Information consistent with these Terms.

5.3. Compelled Disclosure. The Receiving Party may disclose Confidential Information of the Disclosing Party if it is compelled by law to do so, provided the Receiving Party gives the Disclosing Party prior notice of such compelled disclosure (to the extent legally permitted) and reasonable assistance, at the Disclosing Party's cost, if the Disclosing Party wishes to contest, limit, or protect the disclosure.

6. WARRANTIES AND DISCLAIMERS

6.1. Specifications. Subject to the limitations set forth below, Accela warrants that the Service will operate in all material respects in accordance with the Specifications. As Customer's sole and exclusive remedy and Accela's entire liability for any breach of the foregoing warranty, Accela will use commercially reasonable efforts to modify the Service so that it conforms to foregoing warranty.

6.2. Service Level Commitment. During the Subscription Period, Accela further warrants that the Service will meet the performance level specified in the Service Level Commitment, as made available by Accela at <https://accela.box.com/SaaSLLC> (which URL location and content may be updated from time to time by Accela). The Service Level Commitment sets forth Customer's sole and exclusive remedy for Accela's failure to achieve the stated Service performance level.

6.3. Disclaimers. EXCEPT AS EXPRESSLY PROVIDED HEREIN, ACCELA DOES NOT MAKE ANY WARRANTIES OF ANY KIND, WHETHER EXPRESS, IMPLIED, STATUTORY OR OTHERWISE, AND ACCELA SPECIFICALLY DISCLAIMS ALL IMPLIED WARRANTIES, INCLUDING ANY WARRANTIES OF MERCHANTABILITY, NON-INFRINGEMENT OR FITNESS FOR A PARTICULAR PURPOSE, OR ANY WARRANTIES ARISING OUT OF THE COURSE OF DEALING OR USAGE OF TRADE, TO THE MAXIMUM

EXTENT PERMITTED BY APPLICABLE LAW. Accela will not be responsible to the extent failure of the Service to operate as warranted is caused by or results from: (i) any modification to the Service other than a Supported Modification; (ii) combination, operation or use of the Service with Customer's or a third party's applications, software or systems; (iii) abuse, willful misconduct or negligence by anyone other than Accela or Accela's designee; (iv) use of the Service other than in accordance with the terms of this Agreement and/or the applicable Specifications and Accela documentation or (v) any of the SLC Exclusions (as defined in the Service Level Commitment).

7. MUTUAL INDEMNIFICATION

7.1. Indemnification by Customer. Customer will defend (or settle), indemnify and hold harmless Accela, its officers, directors, employees and subcontractors, from and against any liabilities, losses, damages and expenses, including court costs and reasonable attorneys' fees, arising out of or in connection with any third-party claim that: (i) a third party has suffered injury, damage or loss resulting from Customer's or any End User's use of the Service (other than any claim for which Accela is responsible under Section 7.2); or (ii) Customer or any End User has used the Service in a manner that violates these Terms or applicable law. Customer's obligations under this Section 7.1 are contingent upon: (a) Accela providing Customer with prompt written notice of such claim; (b) Accela providing reasonable cooperation to Customer, at Customer's expense, in defense and settlement of such claim; and (c) Customer having sole authority to defend or settle such claim.

7.2. Indemnification by Accela. Accela will defend (or settle) any suit or action brought against Customer to the extent that it is based upon a claim that the Service, as furnished by Accela hereunder, infringes or misappropriates the Intellectual Property Rights of any third party, and will pay any costs, damages and reasonable attorneys' fees attributable to such claim that are awarded against Customer. Accela's obligations under this Section 7.2 are contingent upon: (a) Customer providing Accela with prompt written notice of such claim; (b) Customer providing reasonable cooperation to Accela, at Accela's expense, in the defense and settlement of such claim; and (c) Accela having sole authority to defend or settle such claim. THIS SECTION 7.2 STATES THE ENTIRE OBLIGATION OF ACCELA AND ITS LICENSORS WITH RESPECT TO ANY ALLEGED OR ACTUAL

INFRINGEMENT OR MISAPPROPRIATION OF INTELLECTUAL PROPERTY RIGHTS BY THE SERVICE. Accela will have no liability under this Section 7.2 to the extent that any third-party claims described herein are based on any combination of the Service with products, services, methods, or other elements not furnished by Accela, or any use of the Service in a manner that violates this Agreement or the instructions given to Customer by Accela.

7.3. Mitigation Measures. In the event that (i) any claim or potential claim covered by Section 7.2 arises or (ii) Accela's right to provide the Service is enjoined or in Accela's reasonable opinion is likely to be enjoined, Accela may, in its discretion, seek to mitigate the impact of such claim or injunction by obtaining the right to continue providing the Service, by replacing or modifying the Service to make it non-infringing, and/or by suspending or terminating Customer's use of the Service with reasonable notice to Customer. In the case of a suspension or termination pursuant to this Section 7.3, Accela will refund to Customer a portion of fees prepaid by Customer for the then-current Subscription period, prorated to the portion of that Subscription period that is affected by the suspension or termination).

8. LIMITATIONS OF LIABILITY. IN NO EVENT WILL ACCELA'S AGGREGATE LIABILITY TO CUSTOMER OR ANY THIRD PARTY ARISING OUT OF OR IN CONNECTION WITH THIS AGREEMENT OR FROM THE USE OF OR INABILITY TO USE THE SERVICE, WHETHER IN CONTRACT, TORT OR UNDER ANY OTHER THEORY OF LIABILITY, EXCEED THE TOTAL AMOUNT PAID BY CUSTOMER HEREUNDER OR, WITH RESPECT TO ANY SINGLE INCIDENT, THE AMOUNT PAID BY CUSTOMER HEREUNDER IN THE TWELVE (12) MONTH PERIOD PRECEDING THE INCIDENT.

8.1. Exclusion of Damages. NEITHER ACCELA NOR ANY OTHER PERSON OR ENTITY INVOLVED IN CREATING, PRODUCING, OR DELIVERING THE SERVICE WILL BE LIABLE FOR ANY INCIDENTAL, SPECIAL, EXEMPLARY OR CONSEQUENTIAL DAMAGES, INCLUDING LOST PROFITS, LOSS OF DATA OR LOSS OF GOODWILL, SERVICE INTERRUPTION, COMPUTER DAMAGE OR SYSTEM FAILURE OR THE COST OF SUBSTITUTE PRODUCTS OR SERVICES, ARISING OUT OF OR IN CONNECTION WITH THIS AGREEMENT OR FROM THE USE OF OR INABILITY TO USE THE SERVICE, WHETHER BASED ON WARRANTY, CONTRACT, TORT (INCLUDING NEGLIGENCE), PRODUCT LIABILITY OR ANY OTHER LEGAL THEORY. THE FOREGOING

EXCLUSIONS APPLY WHETHER OR NOT ACCELA HAS BEEN INFORMED OF THE POSSIBILITY OF SUCH DAMAGE, AND EVEN IF A LIMITED REMEDY SET FORTH HEREIN IS FOUND TO HAVE FAILED OF ITS ESSENTIAL PURPOSE. NOTHING IN THESE TERMS EXCLUDES OR RESTRICTS THE LIABILITY OF EITHER PARTY FOR DEATH OR PERSONAL INJURY RESULTING FROM ITS NEGLIGENCE.

8.2. Security and Other Risks. Customer acknowledges that, notwithstanding security features of the Service, no product, hardware, software or service can provide a completely secure mechanism of electronic transmission or communication and that there are persons and entities, including enterprises, governments and quasi-governmental actors, as well as technologies, that may attempt to breach any electronic security measure. Subject only to its limited warranty obligations set forth in Section 6, Accela will have no liability for any security breach caused by any such persons, entities, or technologies. Customer further acknowledges that the Service is not guaranteed to operate without interruptions, failures, or errors. If Customer or End Users use the Service in any application or environment where failure could cause personal injury, loss of life, or other substantial harm, Customer assumes any associated risks and will indemnify Accela and hold it harmless against those risks.

8.3. Basis of Bargain. THE LIMITATIONS OF LIABILITY AND EXCLUSIONS OF DAMAGES SET FORTH IN THIS SECTION 8 ARE FUNDAMENTAL ELEMENTS OF THE BASIS OF THE BARGAIN BETWEEN ACCELA AND CUSTOMER AND WILL APPLY TO THE MAXIMUM EXTENT ALLOWED UNDER APPLICABLE LAW.

9. SUBSCRIPTION PERIOD AND TERMINATION

9.1. Term of End User Subscriptions. End User Subscriptions purchased by Customer commence on the start date specified in the applicable Order and, unless terminated earlier in accordance with these Terms, continue for the term specified therein (the “**Subscription Period**”). A Subscription Period and/or pricing there on may be subject to prorating where Accela deems it appropriate to cause newly purchased Subscriptions to expire or renew simultaneously with Customer’s pre-existing Subscription(s). Except as otherwise specified in the applicable Order, all Subscriptions will automatically renew for additional Subscription Periods equal to the expiring Subscription Period or one year (whichever is shorter), unless either party gives the other at least

sixty (60) days’ notice of non-renewal before the end of the relevant Subscription Period. The per-unit pricing during any such renewal Subscription Period may be subject to annual pricing increase as designated by Accela and notified to Customer. Pricing increases will be effective upon renewal of the Subscription Period and annually thereafter, unless otherwise agreed to by the parties. If either party provides notice of non-renewal as set forth above, Customer’s right to use the Service will terminate at the end of the relevant Subscription Period.

9.2. Termination or Suspension for Cause. A party may terminate any Subscription for cause upon thirty (30) days written notice to the other party of a material breach if such breach remains uncured at the expiration of such thirty (30) day period. In addition, Accela may, at its sole option, suspend or terminate Customer’s or any End User’s access to the Service, or any portion thereof, immediately if Accela, in its sole discretion: (i) if suspects that any person other than Customer or an End User is using or attempting to use Security Data, (ii) suspects that Customer or an End User is using the Service in a way that violates these Terms and could expose Accela or any other entity to harm or legal liability, or (iii) is or reasonably believes it is required to do so by law or court order.

9.3. Effect of Termination. Within thirty (30) calendar days following the end of Customer’s final Subscription Period, Customer may request in writing Accela to provide a copy of Customer’s data and associated documents in a database dump file format. Accela will comply in a timely manner with such request; provided that, Customer (a) pays all costs of and associated with such copying, as calculated at Accela’s then-current time-and-materials rates; and (b) pays any and all unpaid amounts due to Accela.

9.4. Surviving Provisions. Sections 4 (Proprietary Rights), 5 (Confidentiality), 6.2 (Disclaimer), 7 (Mutual Indemnification), 8 (Limitation of Liability), 9.3 (Effect of Termination), 9.4 (Surviving Provisions) and 10 (General Provisions) will survive any termination or expiration of this Agreement.

10. GENERAL

10.1. Notice. Except as otherwise specified in this Agreement, all notices, permissions and approvals hereunder will be in writing and will be deemed to have been given upon: (i) personal delivery, (ii) the second business day after mailing, or (iii) sending by

confirmed email if sent during the recipient's normal business hours (or, if not, then on the next business day). Notices will be sent to the address specified by the recipient in writing when entering into this Agreement or establishing Customer's account for the Service (or such other address as the recipient may thereafter specify by notice given in accordance with this Section 10.1).

10.2. Governing Law and Jurisdiction. This Agreement and any action related thereto will be governed by the laws of the State of California without regard to its conflict of laws provisions. The exclusive jurisdiction and venue of any action related to the Service or this Agreement will be the state and federal courts located in the Northern District of California and each of the parties hereto waives any objection to jurisdiction and venue in such courts.

10.3. Compliance with Laws. Each party will comply with all applicable laws and regulations with respect to its activities under this Agreement including, but not limited to, export laws and regulations of the United States and other applicable jurisdictions. Without limiting the foregoing, Customer will not permit End Users to access or use the Service in violation of any U.S. export embargo, prohibition or restriction.

10.4. Relationship of the Parties. This Agreement does not create a partnership, franchise, joint venture, agency, fiduciary or similar relationship between the parties.

10.5. Waiver and Cumulative Remedies. No failure or delay by either party in exercising any right under this Agreement will constitute a waiver of that right. Other than as expressly stated herein, the remedies provided herein are in addition to, and not exclusive of, any other remedies of a party at law or in equity.

10.6. Severability. If any provision of this Agreement is held by a court of competent jurisdiction to be contrary to law, the provision will be modified by the court and interpreted so as best to accomplish the objectives of the original provision to the fullest extent permitted by law, and the remaining provisions of this Agreement will remain in effect.

10.7. Assignment. Customer may not assign or transfer this Agreement, whether by operation of law or otherwise, without the prior written consent of Accela. Any attempted assignment or transfer, without such consent, will be void. Subject to the foregoing, this Agreement will bind and inure to the benefit of the parties, their respective successors and permitted assigns.

10.8. Publicity. Subject to the provisions of Section 5, each party will have the right to publicly announce the existence of the business relationship between parties. In addition, during the Subscription Period of Customer's Service use, Accela may use Customer's name, trademarks, and logos (collectively, "**Customer's Marks**") on Accela's website and marketing materials to identify Customer as Accela's customer, and for providing the Service to Customer; provided that, Accela will use commercially reasonable efforts to adhere to any usage guidelines furnished by Customer with respect to Customer's Marks.

10.9. Force Majeure. Accela will not be liable for any delay or failure to perform under this Agreement to the extent such delay or failure results from circumstances or causes beyond the reasonable control of Accela.

10.10. Entire Agreement. These Terms, including any attachments hereto as mutually agreed upon by the Parties, constitute the entire agreement between the parties concerning its subject matter and supersedes all prior communications, agreements, proposals or representations, written or oral, concerning its subject matter. No modification, amendment, or waiver of any provision of these Terms will be effective unless in writing and signed by a duly authorized representative of each party against whom the modification, amendment or waiver is to be asserted. Notwithstanding any language to the contrary therein, no additional or conflicting terms or conditions stated in Customer's order documentation will be incorporated into or form any part of these Terms, and all such terms or conditions will be null.

EXHIBIT B
ACCELA PROFESSIONAL SERVICES AGREEMENT

Purchase or use of the Professional Services (defined below) is subject to this Accela Professional Services Agreement (this “PSA”).

1. SCOPE OF SERVICES.

1.1. Subject to this PSA, Accela will provide Customer with certain implementation, data conversion, customer success and/or training services (collectively “**Professional Services**”) as set forth in the applicable Statements of Work (each an “**SOW**”) or Accela order forms (each an “**Order**”) executed by Accela and Customer. Any such SOW or Order must reference this PSA or the Master Services Agreement to which this PSA is incorporated. Some Professional Services, based on the nature or delivery of such services, may be (i) subject to additional terms and conditions which will be attached hereto (and incorporated herein by reference) at the time of Customer’s purchase of such Professional Service; and/or (ii) performed by Accela, its affiliate, partner or subcontractor acting within or outside of the United States.

1.2. Each SOW or Order will include, at a minimum: (i) a description of the Professional Services and any deliverables and/or training materials to be provided to Customer (each, a “**Deliverable**”); (ii) scope of the Professional Services; and (iii) applicable fees and payment terms for such Professional Services, if not elsewhere specified. All SOWs and Orders will be deemed part of and subject to this PSA.

2. TRAINING TERMS & CONDITIONS.

Unless otherwise authorized in writing by Accela and set forth in an applicable SOW or Order, the following terms will apply to all training services (“**Training**”) provided by Accela hereunder:

2.1. Training Deliverables. Customer is responsible for any printing, shipping and copying charges for any Training Deliverables. All versions of the Training Deliverables are provided for Customer’s internal training purposes only. Customer may not (a) resell, redistribute, transfer or sublicense any Training Deliverables; (b) utilize the Training Deliverables to replicate or attempt to perform the Training; (c) develop any of the software or services described in such Training Deliverables or (d) capture any performance or aspect of the Training Deliverables.

2.2. Onsite Delivery. Customer is responsible for providing appropriate resources for Training delivery, including without limitation, facilities, Internet connectivity, A/V equipment, student computers and other reasonable classroom amenities.

2.3. Training Accounts. Accela may provide attending Customer employees or authorized third-party agents (“**Training Users**”) with temporary and limited access to the Subscription Service solely for such Training Users’ non-commercial use and receipt of Training hereunder (each a “**Training Account**”). Such Training Users’ access to the Training Account may be subject to separate terms and conditions provided by Accela.

2.4. Accela expressly disclaims any obligation to provide maintenance, support or updates on the Training Accounts and Training Deliverables.

3. CHANGE MANAGEMENT PROCESS. If Customer or Accela requests a change in any of the specifications, requirements, Deliverables, or scope (including drawings and designs) of the Professional Services described in any SOW, the party seeking the change will propose the applicable changes by written notice.

3.1. Within a reasonable amount of time (not to exceed four (4) business days]) after receipt of written notice, each party’s designated personnel will meet, either in person or via telephone conference, to discuss and agree upon any proposed changes. Thereafter, Accela will prepare a change order describing the proposed changes to the SOW and any associated changes in the Deliverables, Deliverable schedule, fees and/or expenses (each, a “**Change Order**”).

3.2. Change Orders will not be binding until they are executed by both parties. Executed Change Orders will be deemed part of, and subject to, this PSA. If the parties disagree about the proposed changes, they will promptly escalate the change request as specified in the Project Management Plan or to their respective senior management for resolution.

3.3. In the event Customer requires significant changes to any SOW (either individually or

cumulatively across Change Order(s)) which Accela reasonably determines is (a) a material modification of the nature or scope of Professional Services being purchased and/or (b) significantly outside the Supported Modifications, Accela may, upon no less than thirty (30) days' notice to Customer, suspend or terminate the applicable SOW(s) and/or Change Order(s). In the event of any such termination or suspension, the parties will work together in finalizing agreed-upon Deliverables. Unless otherwise expressly agreed to by the Parties at the time of any such material change, Accela will not be deemed to have waived any Customer payment obligations in respect of completed Deliverables.

4. PROJECT MATERIALS.

4.1. Deliverables. Accela will own all rights, title and interest in and to the Deliverables (excluding any Customer Confidential Information provided to Accela for provisioning of the Professional Services). Accela will have the right to use any such Customer Confidential Information solely for providing the Professional Services to Customer hereunder. Notwithstanding the foregoing, Accela may use aggregate anonymized Customer Confidential Information for Accela development, internal training and other reasonable business purposes not specific to Customer or its End Users.

4.2. Deliverables are Accela Confidential Information and Customer may not reverse engineer, decompile, disassemble, translate, copy, reproduce, display, publish, create derivative works of, assign, sell, lease, rent, license or grant any interest in the Deliverables to any party except as expressly permitted by Accela.

4.3. Subject to this PSA, Accela grants Customer a limited, non-exclusive, nontransferable, terminable license to use the Deliverables solely for Customer's internal operations in connection with authorized use of the applicable Subscription Service.

4.4. Tools. Notwithstanding any other provision of this PSA: (i) nothing herein is intended to assign or transfer any intellectual property rights in the proprietary tools, libraries, know-how, techniques and expertise ("**Tools**") used by Accela to develop the Deliverables.

4.5. Processes & Know-How. Accela will own all rights, title and interest in and to the all processes, methods, procedures and know-how established or utilized by Accela in performance of the Professional

Services. None of the Professional Services or Deliverables will be deemed to constitute work product or work-for-hire inuring to the benefit of Customer.

4.6. In the event any language conflicting with this Section 4 is added to any SOW, Order or Change Order, the parties expressly agree that such statement will have no effect on Accela's rights as set out herein.

5. WARRANTY & DISCLAIMERS.

5.1. Warranty. Accela warrants that the Professional Services will be performed for and delivered to Customer in a good, diligent, workmanlike manner, consistent with the practices and standards of care generally accepted within and expected of Accela's industry.

5.2. Customer Cooperation. Accela's ability to successfully perform the Professional Services is dependent upon Customer's provision of timely information, active participation and access to Customer's resources, systems and personnel. Customer acknowledges that any implementation process described in the relevant SOW is cooperative in nature and that Customer must complete its designated tasks in a timely manner for Accela to proceed with and complete the Professional Services.

5.3. Customer Delays. Customer delays during any implementation period may have adverse collateral effects on Accela's overall work schedule. Although Accela will use its commercially reasonable efforts to immediately resume work following any such delay, Customer acknowledges that schedules for the Professional Services may be delayed by more than the number of days delayed by Customer. Customer agrees that if additional time is required to complete the Professional Services as the result of Customer delays, such time will be charged to Customer at Accela's then-current time-and-materials rates.

5.4. Accela Non-Conformance. If through no fault or delay of Customer the Professional Services do not conform to the foregoing warranty, and Customer notifies Accela within sixty (60) days of Accela's completed delivery of the Professional Services, Customer may require Accela to re-perform the non-conforming portions of the Professional Services. For purposes of this Section 5.4, conformity of the Professional Services will be measured against approved systems in place at completion of the

Professional Services and upon enablement in Customer's production environment.

6. **DISCLAIMER.** Section 5 sets forth the sole an exclusive warranties and remedies related to the Professional Services, Deliverables and Tools performed or provided under this PSA. TO THE MAXIMUM EXTENT PERMITTED BY APPLICABLE LAW, EXCEPT AS EXPRESSLY PROVIDED HEREIN, ACCELA DOES NOT MAKE ANY WARRANTIES OF ANY KIND, WHETHER EXPRESS, IMPLIED, STATUTORY OR OTHERWISE, AND ACCELA SPECIFICALLY DISCLAIMS ALL IMPLIED WARRANTIES, INCLUDING ANY WARRANTIES OF MERCHANTABILITY, NON-INFRINGEMENT OR FITNESS FOR A PARTICULAR PURPOSE, OR ANY WARRANTIES ARISING OUT OF COURSE OF DEALING OR USAGE OF TRADE. EXCEPT AS PROVIDED HEREIN, THE PROFESSIONAL SERVICES AND DELIVERABLES PROVIDED TO CUSTOMER ARE ON AN "AS IS" AND "AS AVAILABLE" BASIS.

7. **FEES & PAYMENT.** Customer will pay the fees and expenses as specified in the Master Services Agreement to which these Terms are attached or in the applicable Order or SOW.

8. TERM AND TERMINATION.

8.1. Term. This PSA will commence on the Effective Date of the Master Services Agreement (or first Order or SOW referencing these Terms, if later effected) and will continue for the length of time referenced in all SOWs and/or Orders issued hereunder. These Terms will be subject to extension if and as designated in the Master Services Agreement. Each SOW will commence on the date it is last signed, and will expire upon completion of the project set forth in the applicable SOW.

8.2. Once signed by both parties, a SOW and/or an Order will be non-cancellable, except as otherwise explicitly stated in such SOW or Order.

8.3. Termination.

8.3.1. Automatic. This PSA will terminate automatically when the Master Services Agreement and/or all SOWs and Orders referencing this PSA are terminated or expired.

8.3.2. For Convenience. Either party may terminate this PSA for convenience upon written notice in the event there are no active SOWs hereunder.

8.3.3. For Cause. Either party may terminate this PSA for cause in the event of a material breach by the other party which goes uncured for a period of thirty (30) days. Termination under this subsection will not affect Customer's outstanding payment obligations to Accela in respect of Deliverables, Training and/or Materials provided prior to such termination.

Upon termination or expiration of this PSA, Customer will have no rights to continue use of the Deliverables

9. CONFIDENTIALITY.

9.1. Definition. As used herein, "**Confidential Information**" means any commercial, financial, marketing, business, technical or other data, security measures and procedures, know-how or other information disclosed by or on behalf of a party (the "**Disclosing Party**") to the other party ("**Receiving Party**") for purposes arising out of or in connection with this PSA or an Order or SOW that: is marked "confidential" or "proprietary" at the time of disclosure or that reasonably should be understood to be confidential given the nature of the information and the circumstances of disclosure. However, Confidential Information will not include any information that (i) is or becomes generally known to the public without breach of any obligation owed to the Disclosing Party, (ii) was known to the Receiving Party prior to its disclosure by the Disclosing Party without breach of any obligation owed to the Disclosing Party, (iii) is received from a third party without breach of any obligation owed to the Disclosing Party, (iv) was independently developed by the Receiving Party or (v) constitutes aggregate data collected or generated by or on behalf of Accela regarding its products and services (for purposes of providing or improving its products and services, benchmarking system performance, preparing statistics and system metrics, marketing and other reasonable business purposes) that does not contain any personally identifiable or Customer-specific information.

9.2. Protection. Except as otherwise permitted in writing by the Disclosing Party and subject to the other terms of this Agreement, (i) the Receiving Party will use the same degree of care that it uses to protect the confidentiality of its own confidential information of like kind (but in no event less than reasonable care) not to disclose or use any Confidential Information of the Disclosing Party for any purpose outside the scope of these Terms, and (ii) the Receiving Party will

limit access to Confidential Information of the Disclosing Party to those of its employees, contractors and agents who need such access for purposes consistent with these Terms and who are legally bound to protect such Confidential Information consistent with the requirements of these Terms.

9.3. Compelled Disclosure. The Receiving Party may disclose Confidential Information of the Disclosing Party if it is compelled by law to do so, provided the Receiving Party gives the Disclosing Party prior notice of such compelled disclosure (to the extent legally permitted) and reasonable assistance, at the Disclosing Party's cost, if the Disclosing Party wishes to contest, limit, or protect the disclosure.

10. **LIMITATIONS OF LIABILITY.** NOTWITHSTANDING ANYTHING TO THE CONTRARY IN ANY SOW OR ORDER, IN NO EVENT WILL ACCELA'S AGGREGATE LIABILITY TO CUSTOMER OR ANY THIRD PARTY ARISING OUT OF OR IN CONNECTION WITH THIS PSA OR PERFORMANCE OF ANY PROFESSIONAL SERVICE, WHETHER IN CONTRACT, TORT OR UNDER ANY OTHER THEORY OF LIABILITY, EXCEED THE TOTAL AMOUNT PAID BY CUSTOMER FOR SUCH PROFESSIONAL SERVICES UNDER THE APPLICABLE SOW OR ORDER.

10.1. Exclusion of Damages. NEITHER ACCELA NOR ANY OTHER PERSON OR ENTITY INVOLVED IN CREATING, PRODUCING, OR DELIVERING THE PROFESSIONAL SERVICES WILL BE LIABLE FOR ANY INCIDENTAL, SPECIAL, EXEMPLARY OR CONSEQUENTIAL DAMAGES, INCLUDING LOST PROFITS, LOSS OF DATA, LOSS OF GOODWILL, SERVICE INTERRUPTION, COMPUTER DAMAGE, SYSTEM FAILURE OR THE COST OF SUBSTITUTE PRODUCTS OR SERVICES, ARISING OUT OF OR IN CONNECTION WITH THIS PSA OR ANY SOW, CHANGE ORDER OR ORDER, INCLUDING FROM THE USE OF OR INABILITY TO USE THE SUBSCRIPTION SERVICE, WHETHER BASED ON WARRANTY, CONTRACT, TORT (INCLUDING NEGLIGENCE), PRODUCT LIABILITY OR ANY OTHER LEGAL THEORY. THE FOREGOING EXCLUSIONS APPLY WHETHER OR NOT ACCELA HAS BEEN INFORMED OF THE POSSIBILITY OF SUCH DAMAGE, AND EVEN IF A LIMITED REMEDY SET FORTH HEREIN IS FOUND TO HAVE FAILED OF ITS ESSENTIAL PURPOSE. NOTHING IN THIS PSA EXCLUDES OR RESTRICTS THE LIABILITY OF EITHER PARTY FOR DEATH OR PERSONAL INJURY RESULTING FROM ITS NEGLIGENCE.

11. GENERAL

11.1. Notice. Except as otherwise specified in this PSA, all notices, permissions and approvals hereunder will be in writing and will be deemed to have been given upon: (i) personal delivery, (ii) the second business day after mailing, or (iii) sending by confirmed email if sent during the recipient's normal business hours (or, if not, then on the next business day). Notices will be sent to the address specified by the recipient in writing when entering into this Agreement or establishing Customer's account for the Service (or such other address as the recipient may thereafter specify by notice given in accordance with this Section 11.1). Customer's email address for communication and notice purposes relating to this PSA will be set forth on the applicable SOW or Order (or subsequent email addresses as advised by Customer). Customer agrees to accept emails from Accela at the above e-mail address.

11.2. Governing Law and Jurisdiction. This Agreement and any action related thereto will be governed by the laws of the State of California without regard to its conflict of laws provisions. The exclusive jurisdiction and venue of any action related to the Professional Services or this PSA will be the state and federal courts located in the Northern District of California and each of the parties hereto waives any objection to jurisdiction and venue in such courts.

11.3. Compliance with Laws. Each party will comply with all applicable laws and regulations with respect to its activities under this PSA including, but not limited to, the export laws and regulations of the United States and other applicable jurisdictions.

11.4. Relationship of Parties. Accela's relationship with Customer pursuant to this PSA will be that of an independent contractor. Neither party will have any authority to bind the other, to assume or create any obligation, to enter into any agreements, or to make any warranties or representations on behalf of the other. Nothing in this PSA will be deemed to create any agency, partnership or joint venture relationship between the parties. Accela reserves the right to use third parties (who are under a covenant of confidentiality with Accela), including, but not limited to, offshore subcontractors to assist with the Professional Services, including, without limitation, any data migration, configuration,

implementation and custom code development processes.

11.5. Waiver and Cumulative Remedies. No failure or delay by either party in exercising any right under this PSA will constitute a waiver of that right. Other than as expressly stated herein, the remedies provided herein are in addition to, and not exclusive of, any other remedies of a party at law or in equity.

11.6. Severability. If any provision of this PSA is held by a court of competent jurisdiction to be contrary to law, the provision will be modified by the court and interpreted so as best to accomplish the objectives of the original provision to the fullest extent permitted by law, and the remaining provisions of this PSA will remain in effect.

11.7. Assignment. Customer may not assign or transfer this PSA or any SOW or Order hereunder, whether by operation of law or otherwise, without the prior written consent of Accela. Any attempted assignment or transfer, without such consent, will be void. Subject to the foregoing, this PSA will bind and inure to the benefit of the parties, their respective successors and permitted assigns.

11.8. Publicity. Subject to the provisions of Section 9, each party will have the right to publicly announce the existence of the business relationship between parties. In addition, during the Subscription Period of Customer's use of the Service, Accela may use Customer's name, trademarks, and logos (collectively, "**Customer's Marks**") on Accela's website and marketing materials to identify Customer as Accela's customer, and for providing the Service to Customer; provided that, Accela will use commercially reasonable efforts to adhere to any usage guidelines furnished by Customer with respect to Customer's Marks.

11.9. Force Majeure. Accela will not be liable for any delay or failure to perform under this PSA to the extent such delay or failure results from circumstances or causes beyond the reasonable control of Accela.

11.10. Entire Agreement. The parties acknowledge that they have had previous discussions related to the performance by Accela of Professional Services for Customer and the possible strategies which may be used by Accela to implement the Subscription Service to achieve the requirements

identified by Customer. This PSA, together with mutually agreed-upon attachments that are incorporated by reference herein, constitutes the entire agreement between the parties concerning its subject matter and supersedes all prior communications, agreements, proposals or representations, written or oral, concerning its subject matter. Notwithstanding any language to the contrary therein, no additional or conflicting terms or conditions stated in Customer's Order, any SOW or other order documentation will be incorporated into or form any part of this PSA, and all such terms or conditions will be null. Under no circumstances will the terms, conditions or provisions of any RFP, purchase order, invoice or other administrative document issued by Customer in connection to this PSA be deemed to modify, alter or expand this PSA, regardless of any failure of Accela to object to such terms, provisions, or conditions. No other act, document, usage, custom or waiver will be deemed to amend or modify this PSA unless agreed to in writing signed by a duly authorized representative of both parties. In the event of any inconsistency or conflict between the terms of this PSA, and an SOW, the terms of the SOW will control with regards to the project described.

Accela Civic Platform for Monterey Peninsula Water Management District

November 13, 2017

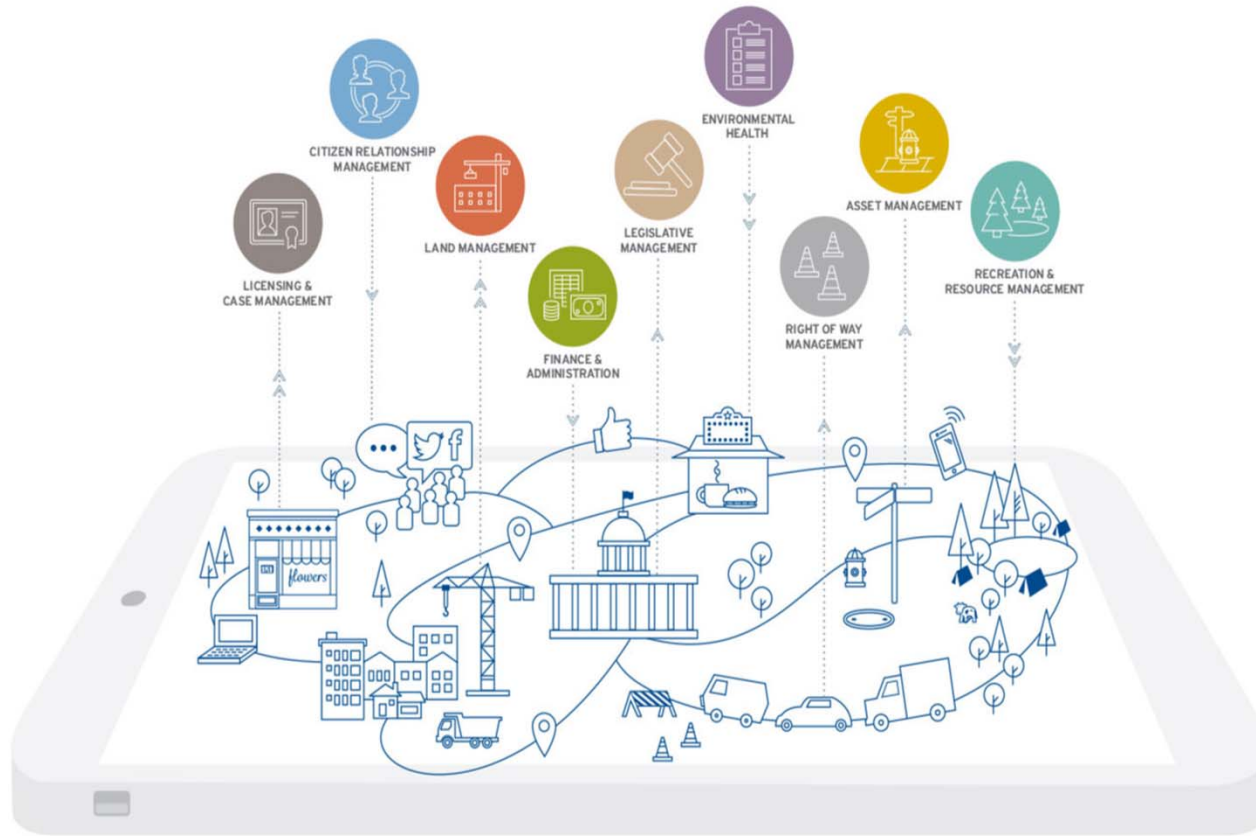
Presented By:

Hilary Huntington: Business Development Executive

For: MPWMD Board of Directors



ACCELA CIVIC PLATFORM



The Accela Edge

- Enterprise Solution with product 'Platform' that is fully integrated allowing City's to have a one stop for all Software needs
- Renowned Customer Support – Including an online 'community' for training/enablement and Customer Success team to help you maximize your investment
- Accela has a one-of-a-kind Ad-Hoc Reporting tool – allowing staff to create their own reports without needing to involve IT
- Construct API – Accela has the integration back bone to integrate to all of the City's existing Solutions.

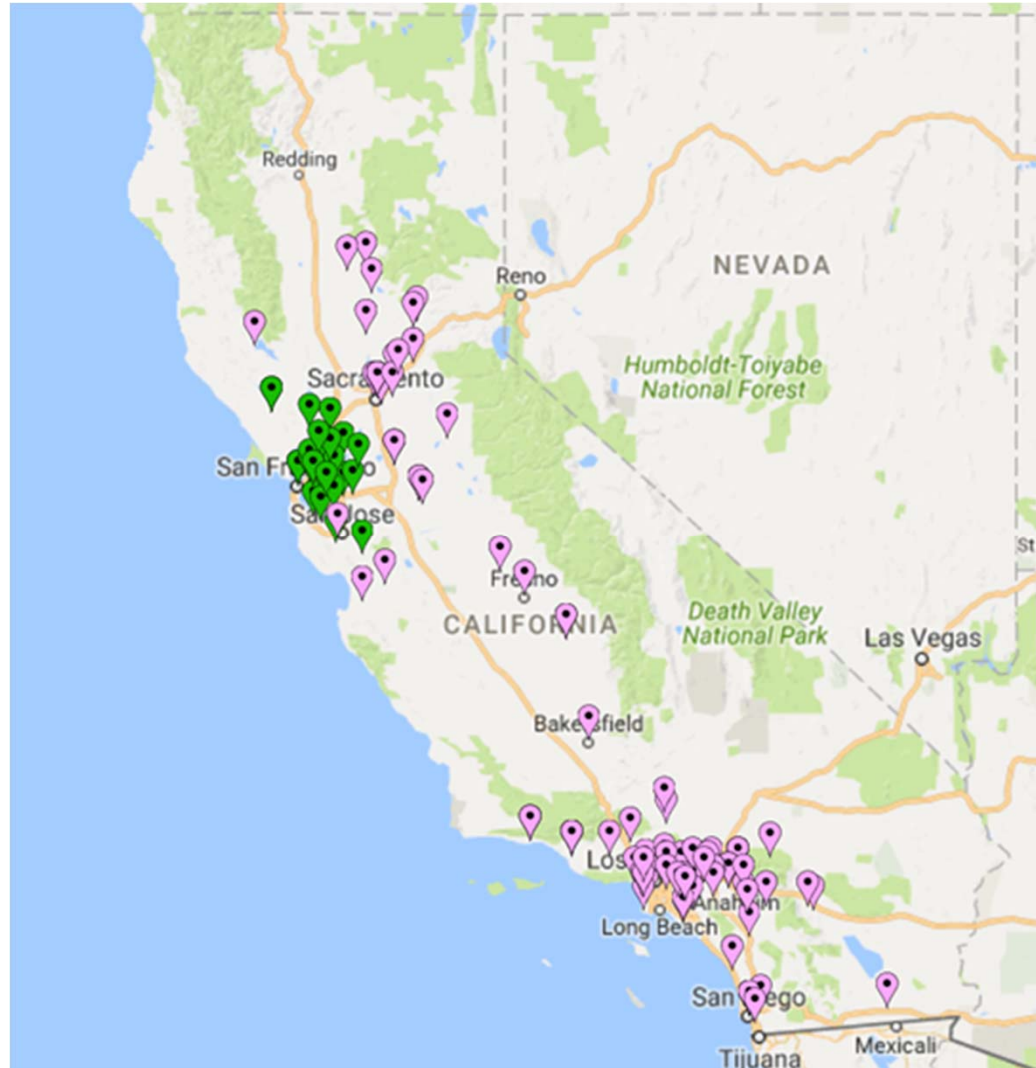
Implementation

- 8-10 months until go-live
- Accela can begin implementation as soon as the District completes contracts and is ready
- Scope includes on-site training for staff
- Includes full detailed data migration completed by Accela
- Including implementation of Land Management, Mobile, Interfaces, GIS, Accela Citizen Access



Current CA Customers

125 California Agencies
using Accela for Land
Management





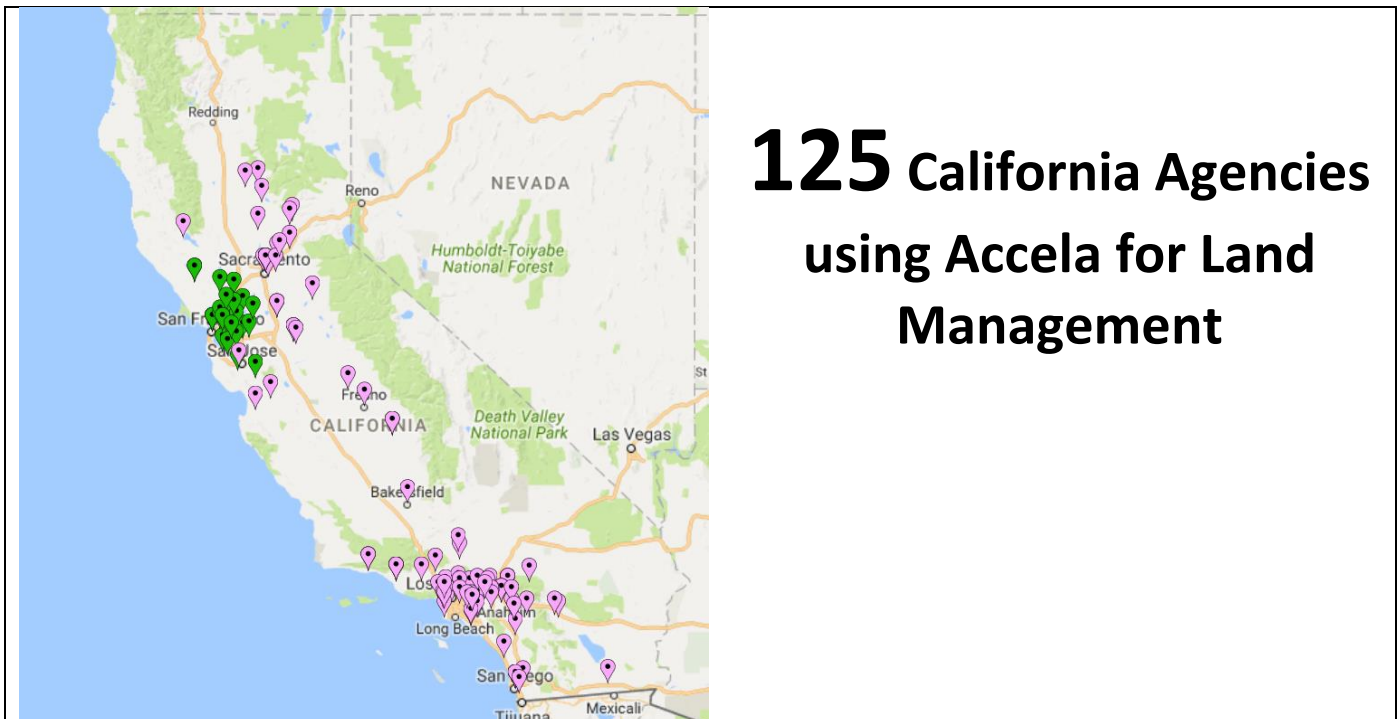
Accele California Civic Platform Customer Overview

As of 4.14.2017

Accele has an incredibly strong history in California consisting of a large collection of forward thinking agencies. Many Accele agencies have been with us since we launched our leading-edge cloud platform in 2002 and have stayed with us because of our continual innovation and growth of Civic Platform. Accele was first to cloud, working with innovative progressive agencies for years. Accele has a 98% customer retention rate. Our customers stay with us because we consistently evolve our software to continue to be best of breed. For example, by us abandoning Silverlight and embracing modern day html5/JavaScript technology we continue to raise the bar in modernization, unlike our distant competitors. Below, you will find a snapshot of just some of our customers that are utilizing our Civic Platform and Land Management Solutions.

Accele has 323 Customers in California:

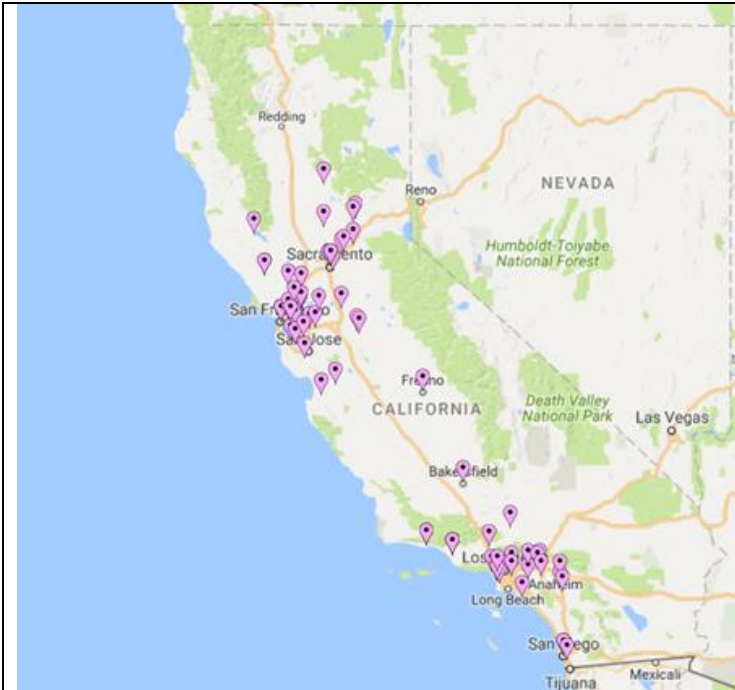
- 125 of those customers are utilizing Accele Land Management Products.
- 84 of those customers are on the Civic Platform utilizing the Product being proposed to Cupertino
- 27 of those customers are Bay Area Civic Platform Customers Products being proposed to Cupertino



- | | |
|--|--|
| <ul style="list-style-type: none"> • Alameda County • Allied Network Solutions • Benicia • Big Bear Lake • Butte County | <ul style="list-style-type: none"> • Alameda • Anaheim • Berkeley • Buena Park • Campbell |
|--|--|

- Carlsbad
- Ceres
- Chino
- Brentwood
- Concord
- Corona
- Culver City
- Dixon
- Eastvale
- Fresno
- Grass Valley
- Hewlett Packard – Anaheim
- Huntington Beach
- Inglewood
- La Mesa
- Lancaster
- Livermore
- Madera County
- Martinez
- Modesto
- Monterey Park
- Moran Hill
- Nevada County
- Norco
- Ojai
- Palmdale
- Paradise
- Paso Robles
- Pittsburg
- Pleasant Hill
- Port of San Francisco
- Rancho Cordova
- Rancho Mirage
- Riverside County
- Roseville
- Sacramento
- San Bernardino County
- San Diego County
- San Dimas
- San Jacinto
- San Leandro
- Santa Barbara
- Santa Clarita
- Santa Rosa
- Solano County
- Stanislaus County
- Stat of California Department of Water
- State of California Naturals
- Stockton
- Tulare County
- Ventura County Fire District
- Cathedral
- Chico
- Chula Vista
- Commerce
- Contra Costa County
- Costa Mesa
- Danville
- Downey
- Fremont
- Fullerton
- Hermosa Beach
- Hewlett Packard – San Diego County
- Imperial County
- Kern County
- Lake County
- Lincoln
- Los Gatos
- Manhattan Beach
- Menifee
- Monterey County
- Moreno Valley
- Napa County
- Newport Beach
- Oakland
- Ontario
- Palo Alto
- Pasadena
- Perris
- Placer County
- Pleasanton
- Rancho California Water District
- Rancho Cucamonga
- Rancho Palos Verdes
- Riverside
- Sacramento County
- San Benito County
- San Bernardino
- San Diego
- San Francisco City and County
- San Joaquin County
- San Mateo County
- Santa Clara County
- Santa Monica
- Simi Valley
- Sonoma County
- Coastal Commission
- State of California Lands
- State of California OSHPD
- Torrance
- Tustin
- Ventura County

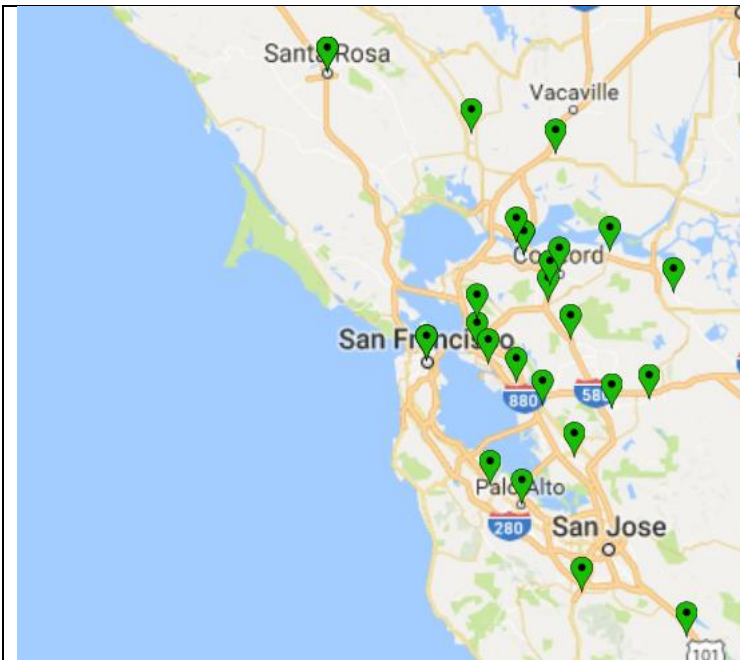
- Ventura County Water District
- Walnut Creek
- West Hollywood
- Whittier
- Yountville
- Visalia
- West Covina
- West Sacramento
- Yorba Linda
- Yuba



84 California Agencies using Accela Civic Platform for Land Management

- Alameda
- Allied Network Solutions
- Benicia
- Berkeley
- Ceres
- Chula Vista
- Brentwood
- Commerce
- Concord
- Contra Costa County
- Culver City
- Dixon
- Downey
- Eastvale
- Fremont
- Fresno
- Grass Valley
- Hermosa Beach
- Hewlett Packard San Diego County
- Huntington Beach
- Paradise
- Perris
- Inglewood
- Kern County
- Lake County
- Lancaster
- Lincoln
- Livermore
- Los Gatos
- Manhattan Beach
- Martinez
- Menifee
- Monterey county
- Monterey Park
- Moreno Valley
- Napa County
- Nevada County
- Newport Beach
- Oakland
- Ojai
- Ontario
- Palo Alto
- Paso Robles
- Placer County

- Pleasant Hill
- Port of San Francisco
- Roseville
- Sacramento
- San Diego County
- San Dimas
- San Leandro
- Santa Barbara County
- Santa Clara County
- Santa Monica
- Solano County
- Stanislaus County
- State of California Department of Water
- State of California Natural
- Stockton
- Ventura County
- Ventura County Water
- West Sacramento
- Yorba Linda
- Yuba
- Pleasanton
- Rancho Cucamonga
- Sacramento County
- San Benito County
- San Diego
- San Francisco City and County
- San Mateo County
- Santa Barbara
- Santa Clarita
- Santa Rosa
- Sonoma County
- Coastal Commission
- State of California Lands
- State of California OSHPD
- Torrance
- Ventura county Fire District
- Walnut Creek
- Whittier
- Yountville



27 Bay Area Agencies Using Accela Civic Platform for Land Management

- Alameda
- Berkeley
- Concord
- Dixon
- Livermore
- Martinez
- Oakland
- Pleasant Hill
- Port of San Francisco
- San Leandro
- Santa Clara County
- Benicia
- Brentwood
- Contra Costa County
- Fremont
- Los Gatos
- Napa County
- Palo Alto
- Pleasanton
- San Francisco City and County
- San Mateo County
- Santa Rosa

EXHIBIT 2-D

- Solano County
- Coastal Commission
- Yountville
- Sonoma County
- Walnut Creek

ITEM: CONSENT CALENDAR**3. CONSIDER EXPENDITURE FOR CULTURAL RESOURCES STUDIES FOR THE RANCHO SAN CARLOS ROAD STREAMBANK STABILIZATION PROJECT**

Meeting Date:	November 13, 2017	Budgeted:	Yes
From:	David J. Stoldt General Manager	Program/ Line Item No.:	Erosion Protection 2-2-1-A
		Account No.	24-03-789541
Prepared By:	Larry Hampson	Cost Estimate:	\$25,000

General Counsel Review: N/A**Committee Recommendation:** The Administrative Committee reviewed this item on November 6, 2017 and recommended approval on a 2-1 vote.**CEQA Compliance:** This action does not constitute a project as defined by the California Environmental Quality Act Guidelines section 15262 for feasibility and planning studies.

SUMMARY: Staff proposes to contract with LSA Associates, Inc. for Cultural Resources studies in the Carmel River near the Rancho San Carlos Road Bridge in association with applying to the U.S. Army Corps of Engineers for a permit to carry out streambank restoration. Work would be consistent with Section 106 of the National Historic Preservation Act and include historical research, a field visit, outreach to interested Native American tribes, documentation, and development of an ESA Action Plan, if required, as described in **Exhibit 3-A - Proposal**.

RECOMMENDATION: Staff recommends approval of the expenditure of funds for Cultural Resources studies at the Rancho San Carlos Road Streambank Stabilization Project in the Carmel River. If this item is adopted with the Consent Calendar, the General Manager would be authorized to enter into an agreement for services with LSA Associates, Inc. for a not-to-exceed (NTE) amount of \$25,000.

IMPACTS TO STAFF/RESOURCES: Funds for additional work for this project are identified in the FY 2017-18 Budget, Program Line Item 2-2-1-A, Work at lower San Carlos restoration project.

DISCUSSION: The reach of the river downstream of Rancho San Carlos Road has been subject to instability and minor erosion for several years. High flows in February 2017 eroded the south bank and removed several large cottonwoods from a 400-foot long portion of the river in one of the last remaining mature riparian forest areas along the river. Future high flows could destabilize the area downstream, which would threaten homes on the north side of the river and Hacienda Carmel, a retirement community with about 300 units.

Balance Hydrologics, Inc. completed a draft design for the project that included removal of a portion of the unstable upper streambank and fill along the lower portion of the streambank that

would be fortified with a crib wall. After carrying out a site visit with one of the property owners, the Santa Lucia Conservancy (Conservancy), MPWMD received a copy of a letter to the Conservancy expressing concern about the impact of the project on Santa Barbara sedge located on the streambank and terrace area proposed for construction (see **Exhibit 3-B – Letter to Santa Lucia Conservancy**).

The letter to the Conservancy from Linda Yamane, a tribal stakeholder, characterized the proposed streambank restoration project area as a place with natural resources that are important for use in traditional crafts. A Cultural Resources study in compliance with Section 106 of the National Historic Preservation Act would be carried out to determine if the project area qualifies as a historically significant site and what actions should be taken to preserve the resource.

EXHIBITS

3-A Proposal

3-B Letter dated 27 August 2017 to Christy Fischer from Linda Yamane



October 24, 2017

Larry Hampson, District Engineer
Monterey Peninsula Water Management District
P.O. Box 85
Monterey California 93942

Subject: Proposal for Section 106 Cultural Resources Consulting Services for the Carmel River Bank Stabilization at Rancho San Carlos Road Project, Carmel, Monterey County, California.

Dear Mr. Hampson:

Thank you for providing LSA with the opportunity to propose cultural resources consulting services for the above-referenced project. The two-acre project area is situated in and adjacent to the Carmel River, and will repair riverbanks damaged during last winter's high volume water flow events. The project will consist of the installation of a series of rock vanes/barbs of ¼- to two-ton rip-rap along with some rock placed on the slope. Filtering to prevent piping would be accomplished with an appropriately sized gravel filter. For the right bank, approximately 30-40 cubic yards of rock (about 60 to 80 tons) would be imported to the site and placed along the streambank to form a vane/barb. For the left bank, approximately 125 cubic yards of rock (about 250 tons) would be imported to the site and placed along the streambank to form a series of vanes/barbs. Work would be carried out when the river dries up or during very low flows when the river could be contained in a small low flow channel through the reach.

LSA will conduct cultural resources studies that are needed for the project to comply with the requirements of Section 106 of the National Historic Preservation Act (Section 106), which is necessary because the project requires a U.S. Army Corps of Engineers (Corps) Section 404 Nationwide Permit. LSA's studies will be directed toward the identification of cultural resources that have the potential to qualify as historic properties under Section 106. Due to the presence of plant resources (Santa Barbara sedge), which have been characterized by tribal stakeholders as natural resources of concern for their importance in traditional crafts, LSA will conduct consultation outreach with California Native American tribes to obtain their input and concerns regarding potential effects to this resource, and LSA will preliminarily document the resource on the appropriate State of California forms. The results of these core study tasks will be documented in a technical report of findings.

As an optional task, LSA anticipates that the resource area of concern (i.e., the sedge beds) can be adequately protected through the establishment of an Environmentally Sensitive Area (ESA) to exclude potentially damaging project activities, and that LSA will prepare an ESA Action Plan to be approved by the Monterey Peninsula Water Management District (District) and the Corps and implemented in coordination with any concerned Native American representatives.

LSA will complete the following core tasks to prepare a cultural resources report of findings:

Task 1: Prepare Area of Potential Effects (APE) Map. LSA will prepare an Area of Potential Effects (APE) map, as required by Section 106, that depicts the area of project ground disturbance. Preparation of the APE map will require CAD or GIS files of the project to be provided by the District. Budget for this task: \$1,500.

Task 2: Consult Interested Parties. LSA will conduct interested parties consultation outreach, as part of the requirements of Section 106, by contacting the Native American Heritage Commission (NAHC), Native Americans contacts on the NAHC contacts list including the Rumsen Tribe, and local Historical Societies, to request information or concerns they might have regarding cultural resources in the APE. An LSA archaeologist will attend two meetings with tribal representatives to discuss their concerns regarding the plant resource in the APE. Budget for this task: \$4,440.

Please note that formal consultation may be requested between interested tribal organizations and the Corps, as the federal lead agency responsibility under 36 CFR Part 800, the regulations that implement Section 106. LSA may assist the Corps in its consultation with tribal organizations, but only in a technical capacity and subject to approval from the consulting parties for such involvement due to the government-to-government nature of such consultation. Because the nature and extent of this consultation is unknown as this time, that consultation process (beyond the outreach letters and meetings described in this proposal) are not included in this scope and fee.

Task 3: Perform Records Search. LSA will conduct a records search at the Northwest Information Center (NWIC) in Rohnert Park, California, to identify whether a part or all of the APE has been previously surveyed for cultural resources; whether any known cultural resources have been recorded on or adjacent to the APE; and whether the APE's sensitivity for archaeological cultural resources is low, moderate, or high. Budget for this task: \$1,635.

Task 4: Perform Background Research. LSA will conduct background research using online resources and literature at LSA to identify the historic context and past history of the APE. This information will be used to determine if there is a potential for significant buried cultural resources on the property. If subsurface archaeological testing is required by the Corps, such testing would necessitate an augment to the scope. Budget for this task: \$800.

Task 5: Perform Archaeological Field Survey. LSA will conduct a field survey of the APE. Budget for this task: \$1,050.

Task 6: Sedge Recording. LSA will prepare California Department of Parks and Recreation 523 Series forms that document the boundary and contents of the resource. The forms will be appended to the report of findings. Budget for this task: \$2,845.

Task 7: Prepare Report of Findings. Following the completion of the tasks outlined above, a report of findings will be prepared which describes the results of the records search, interested parties

consultation, background research, and field survey. The report of findings will be prepared in accordance with the Corps' March 24, 2014, *Guidelines for Compliance with Section 106 of the National Historic Preservation Act*¹ and the guidelines specified in *Detailed Recommendations for Section 106 Consultation Submittals*, and *Archaeological Resource Management Reports (ARMR): Recommended Contents and Format*, developed by the California Office of Historic Preservation (OHP), February 1990. Budget for this task: \$7,120.

Assumptions:

- LSA has budgeted eight hours to respond to comments on the report of findings.
- In addition to the sedge, if any other cultural resources are identified in or adjacent to the APE, a budget augment will be necessary to record or evaluate them.

The required tasks listed above can be completed for a budget not to exceed \$19,390.

Optional Tasks:

If requested, LSA will complete the following optional tasks:

ESA Action Plan. If the Corps determines that the sedge concentration can be protected by the implementation of an ESA, LSA will prepare an ESA Action Plan that will present the procedures for installing, monitoring, and removing an ESA fence. Implementation of the plan would require a budget augment. LSA has budgeted four hours to respond to comments on the ESA Action Plan. Budget for this task: \$3,785.

Sincerely,

LSA Associates, Inc.



Neal Kaptain, M.A. Associate

Archaeologist RPA 3799700 and Architectural Historian

Attachment: Standard Billing Rates

¹ The Corps' guidelines cited here were produced by the Corps' Sacramento District. These guidelines, however, are commonly used throughout the Corps districts in California.

SCHEDULE OF STANDARD CONTRACT PROVISIONS AND BILLING RATES

FEES FOR PROFESSIONAL SERVICES

Fixed-Fee Contracts

If a fixed-fee proposal, the professional services described in the Scope of Services Section of the attached proposal shall be provided for the fixed fee noted in the proposal. All other professional services are considered extra services. Extra services shall be provided on a time and expenses basis at the same rates specified for hourly contracts, unless other arrangements are made in advance.

Hourly Contracts

If an hourly plus expenses proposal, the professional services described in the Scope of Services Section of the attached proposal shall be provided on a time and materials basis at current hourly rates. These rates are as shown on a Rate Schedule that is attached, or can be made available. Hourly rates are subject to review at least annually on or about June 1 of each year, and may be adjusted to reflect changing labor costs, at our discretion, at that time. (A schedule can be made available upon request.)

Direct costs (including cost of subconsultants) shall be reimbursed at cost plus 10 percent, unless other arrangements are made in advance, and are not included in the hourly fee for professional services.

The total estimated amount of time and expenses noted in the proposal will serve as a control on the services to be provided. The specified amount will not be exceeded without prior approval of the client.

INVOICING

Monthly invoices shall be submitted for progress payment based on work completed to date. Clients requesting changes to LSA's standard invoice may be billed for the time to develop the invoice and monthly administration of the billing.

PAYMENT OF ACCOUNTS

Terms are net 30 days. A service charge of 1.5 percent of the invoice amount (18 percent annual rate) may be applied to all accounts not paid within 30 days of invoice date. Any attorney's fees or other costs incurred in collecting any delinquent amount shall be paid by the client.

STANDARD OF CARE

Services provided by LSA under this Agreement will be performed in a manner consistent with the degree of care and skill ordinarily exercised by members of the same profession currently practicing under similar circumstances.

INDEMNIFICATION

Client and consultant each agree to indemnify and hold the other harmless and their respective officers, employees, agents, and representatives from and against liability for all claims, losses, damages, and

expenses, including reasonable attorneys' fees, to the extent such claims, losses, damages, and expenses are caused by the indemnifying party's negligent acts, errors, or omissions.

ELECTRONIC FILE DATA CHANGES

Copies of documents that may be relied upon by client are limited to the printed copies (also known as hard copies) that are signed or sealed by LSA. Files in electronic media format or text, data, graphic, or other types that are furnished by LSA to client are only for convenience of client. Any conclusion or information obtained or derived from such electronic files will be at the user's sole risk. When transferring documents in electronic media format, LSA makes no representations as to long-term compatibility, usability, or readability of documents resulting from the use of software application packages, operating systems, or computer hardware differing from those of LSA at the beginning of the assignment.

FORCE MAJEURE

Neither party shall be deemed in default of this Agreement to the extent that any delay in performance of its obligation results from any cause beyond its reasonable control and without its negligence.

LITIGATION

In the event that either party brings action under the proposal for the breach or enforcement thereof, the prevailing party in such action shall be entitled to its reasonable attorneys' fees and costs whether or not such action is prosecuted to judgment.

NOTICES

Any notice or demand desired or required to be given hereunder shall be in writing, and shall be deemed given when personally delivered or deposited in the mail, postage prepaid, sent certified or registered, and addressed to the parties as set forth in the proposal or to such other address as either party shall have previously designated by such notice. Any notice so delivered personally shall be deemed to be received on the date of delivery, and any notice mailed shall be deemed to be received 5 days after the date on which it was mailed.

TERMINATION OF CONTRACT

Client may terminate this agreement with 7 days prior notice to LSA for convenience or cause. Consultant may terminate this Agreement for convenience or cause with seven days prior written notice to client. Failure of client to make payments when due shall be cause for suspension of services, or ultimately termination of the contract, unless and until LSA has been paid in full all amounts due for services, expenses, and other related charges.

If this Schedule of Standard Contract Provisions is attached to a proposal, said proposal shall be considered revoked if acceptance is not received within 90 days of the date thereof, unless otherwise specified in the proposal.

HOURLY BILLING RATES EFFECTIVE JUNE 2017

Job Classification							Hourly Rate Range ^{1,2}
Planning	Environmental	Transportation	Air/Noise	Cultural Resources	Biology	GIS	
Principal	Principal	Principal	Principal	Principal	Principal	Principal	\$180–325
Associate	Associate	Associate	Associate	Associate	Associate	Associate	\$95–240
Senior Planner	Senior Environmental Planner	Senior Transportation Planner/Engineer	Senior Air Quality/Noise Specialist	Senior Cultural Resources Manager	Senior Biologist/Botanist/Wildlife Biologist/Ecologist/Soil Scientist/Herpetologist/Arborist	Senior GIS Specialist	\$95–195
Planner	Environmental Planner	Transportation Planner/Engineer	Air Quality/Noise Specialist	Cultural Resources Manager	Biologist/Botanist/Wildlife Biologist/Ecologist/Soil Scientist/Herpetologist/Arborist	GIS Specialist	\$80–140
Assistant Planner	Assistant Environmental Planner	Assistant Transportation Planner/Engineer	Air Quality/Noise Analyst	Cultural Resources Analyst	Assistant Biologist/Botanist/Wildlife Biologist/Ecologist/Soil Scientist/Herpetologist/Arborist	Assistant GIS Specialist	\$70–105
Field Services							
Senior Field Crew/Field Crew							\$70–100
Office Services							
Graphics							\$115–125
Marketing							\$80–185
Office Assistant							\$55–105
Project Assistant							\$70–100
Research Assistant/Intern							\$50–70
Word Processing/Technical Editing							\$60–115

¹ The hourly rate for work involving actual expenses in court (e.g., giving depositions or similar expert testimony) will be billed at \$400 per hour regardless of job classifications.

² Hourly rates are subject to review at least annually, on or about June 1 of each year, and may be adjusted to reflect changing labor costs at LSA's discretion at that time.

LSA IN-HOUSE DIRECT EXPENSES EFFECTIVE JUNE 2017

Description	Unit Cost	Description	Unit Cost
Reproduction (8.5 x 11) B/W	\$0.07 per page	GPS Unit	\$75.00 per day
Reproduction (8.5 x 11) Color	\$0.40 per page	Total Station Surveying Instrument	\$50.00 per day
Reproduction (11 x 17) B/W	\$0.10 per page	Level (Laser or Optical)	\$25.00 per day
Reproduction (11 x 17) Color	\$0.75 per page	Laser Rangefinder	\$25.00 per day
CD Production	\$5.00 per CD	Sound Meter	\$75.00 per day
USB Flash Drive	\$5.00 per drive	Sound Meter with Velocity Transducer	\$85.00 per day
Plotting	\$3.75 per sq ft	Aerial Photo	Cost
Aerial Drone	\$200.00 per day	Boat Rental	\$125.00 per day
Mileage On-Road	Current federal rate	Water Quality Meter	\$25.00 per day
Mileage Off-Road	Current federal rate		



Linda Yamane
1585 Mira Mar Ave
Seaside, CA 93955
(831) 905-5915
rumsien123@yahoo.com

27 August 2017

Christy Fischer
Executive Director
Santa Lucia Conservancy
26700 Rancho San Carlos Rd
Carmel, CA 93923

Christy,

Thank you for bringing to my attention the bank stabilization project proposed for the south bank of the Carmel River just west of the Rancho San Carlos bridge crossing. I am devastated by this news, as this could potentially wipe out a significant plant resource (*Carex barbarae*) that is culturally vital to the continuity of local Rumsen Ohlone Native American basketry. While there are many *Carex* species, the Santa Barbara or "white root" sedge is the only local species suitable for basketry, and the one used traditionally throughout much of California.

As you know, I am a descendant of the Rumsen Ohlone, the native people of lower Carmel Valley, Point Lobos, and Monterey. Our basketry traditions had essentially vanished, the result of the Spanish missions and other cultural impacts that followed. Many cultural traditions had to be abandoned or were impossible to maintain. Our last basketweavers died in the latter part of the 19th century, and only a couple dozen of our old baskets are known to still exist today.

I am 68 years old and have spent the past 30 years researching and making our traditional baskets, some of which take more than a year of painstaking labor to create. I traveled as far as the east coast and to Europe to study some of our old baskets. Over the years, I have become a master weaver recognized throughout the state and nationally. I was invited by the Smithsonian to demonstrate Ohlone basketry for a week at their 2006 Folklife Festival. The British Museum in London features me in their gallery dedicated to American Indian culture. Baskets made with sedge material from this very Carmel River patch are part of permanent collections of the Oakland Museum, San Francisco Presidio (National Park Service) and the Santa Barbara Museum of Natural History. I mention this only to illustrate that these baskets, and the unusual skill required to make them, are widely recognized and valued as part of our local history and heritage.

The baskets are also important for our Rumsen community. Although I have made a few baskets for museum collections, the majority are for our own use as we practice our traditional skills and prepare our traditional foods together. I have been able to teach aspects of our basketry to

others throughout the years, teaching the techniques of harvesting sedge in this very location. We hope that our basketry won't have to disappear again for lack of the native plant materials necessary to make them. We hope these plants will be here for the next generation and the ones that follow.

After searching for a good source of this sedge species (*Carex barbarae*) for about 20 years, it was truly amazing to finally learn of this patch along the river – at the edge of our ancestral village site of Tucutnut! I have been harvesting the rhizomes here for nearly a decade and it is the best I have ever encountered. I also learned through my ethnographic research that this is the very area our basket makers gathered the sedge roots for their baskets – because the sandy conditions produced such beautiful, long runners, as they still do today.

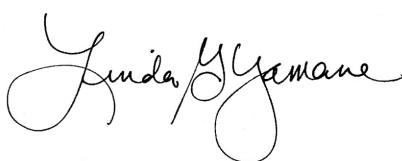
I have found very small amounts of this sedge species in other Carmel Valley locations, but never in the necessary quantity and deep, sandy deposits of this location. Growth in sand permits the plants to produce the long, straight rhizomes required in basketry. And the large plant bed is necessary for harvesting in rotation, allowing a new generation of rhizomes to grow for a year or more after a particular section has been harvested. When one section is being harvested, others are regenerating new underground runners. The harvesting of these underground stems does not interfere with the growth of the plants or their ability to stabilize the land. In fact, I've noticed over the years that routine harvesting makes for a healthier sedge community, for we hand remove non-native weeds in the process, and help keep the plants free of accumulated dead foliage from past seasons.

When French visitor Abel du Petit-Thouars visited Monterey in October of 1837, he remarked: "These natives make baskets so closely woven that they hold water, which they use to cook their food. To do this they boil the water by plunging red-hot stones into it one after another to introduce the necessary heat. They also make baskets in the form of plates and graceful cups which they ornament on the outside with black feathers from the topknots of the California partridge, with other feathers of different colors and with little pearly shells."

We lost our beautiful baskets once, and those that survived are now primarily in European museum collections. But now that we are producing them in our community again, they are valued as cultural icons and works of art. In 2012 I was recognized by the Monterey County Board of Supervisors for restoring the art of Ohlone basketry and cultivating public awareness and respect for Rumsen Ohlone history. In 2013 I was awarded the California Indian Heritage Preservation Award by the Society for California Archaeology. And earlier this month I was honored by the Monterey County Historical Society with their 11th Annual Historic Community Award for my work to preserve and promote local Rumsen language and culture. I point out this recognition not to try to elevate myself, but to put the importance of this traditional art, and the native plants upon which it depends, in a larger historic, cultural, and educational context.

This is an irreplaceable resource worthy of great effort to preserve. I hope we can find a way to do so.

Sincerely,

A handwritten signature in cursive script that reads "Linda Yamane". The signature is written in black ink and is positioned at the bottom left of the page.

ITEM: CONSENT CALENDAR**4. CONSIDER EXPENDITURE TO REPLACE DOWNHOLE INJECTION VALVE AT AQUIFER STORAGE AND RECOVERY WELL NUMBER 1**

Meeting Date:	November 13, 2017	Budgeted:	Yes
From:	David J. Stoldt General Manager	Program/ Line Item No.:	Water Supply Projects 1-2-1
Prepared By:	Jonathan Lear	Cost Estimate:	\$70,000

General Counsel Review: N/A**Committee Recommendation: The Administrative Committee reviewed this item on November 6, 2017 and recommended approval.****CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines section 15378.**

SUMMARY: While operating ASR over the 2017 ASR injection season, District staff noted that the valve controlling injection rate on the ASR 1 well was losing nitrogen gas at a steadily increasing rate from the injection valve control system. Following the close of the injection season, District staff investigated the source of the nitrogen leak at ASR 1 and with the help of a Baski Valve technician and determined the valve should be pulled from the well and sent back to the manufacturer for repair. Following inspection of the valve, District staff was informed the valve was damaged beyond repair and will need to be replaced. ASR 1 cannot function as an injection well without this downhole valve.

RECOMMENDATION: Staff recommends the Committee to recommend to the Board to enter into an agreement for \$70,000 with Baski to manufacture and deliver the downhole flow valve for ASR 1.

BACKGROUND: In the winter, District staff operates the ASR 1 well to inject excess Carmel River flows, and in the summer, CalAm operates the wells as sources to their distribution system in order to shift production from the Carmel Valley Alluvial Aquifer. Currently only ASR 1 has a permit from the Department of Drinking Water to be used as a source to the system. ASR wells 2, 3, and 4 are currently going through the permitting process to be used as sources to the CalAm system. ASR 1 cannot function as an injection well without replacing the downhole flow control valve.

IMPACT TO STAFF/RESOURCES: Funds for this project are included in the FY 2017-18 budget under "Water Supply Projects," line item 1-2-1. Funds expended to complete this work will be reimbursed to the District by CalAm through the ASR Management and Operations agreement between the District and CalAm.

EXHIBITS**4-A** Proposal from Baski to manufacture and deliver a downhole flow control valve for ASR 1.



Manufacturer of Inflatable Packers, Testing Tools, ASR Valves and other products for investigating, controlling and producing the *EARTH'S FLUIDS™*
Phone: (303) 789-1200 • (800) 55-Baski • Fax: (303) 789-0900
Email: info@baski.com • Website: www.baski.com



Date: October 10, 2017

Pages: 7 (including Cover Page)

To: DC Ogan
Zim Industries
(539) 834-1551

From: Nick Hemenway, Engineering
Baski, Inc.

RE: Baski Flow Control Valve (FCV™), Quote# 34228
Monterey, CA

Dear Mr. Ogan,

Thank you for the opportunity to present our equipment for your review.

Included in this quotation is a listing of equipment we propose to supply and a partial listing of what we will not supply. This FCV is the same size as the one that was recently returned to Baski.

Our warranty is enclosed on page 4, and drawings of the FCV™, manual control manifold, and over-the-coupling protectors follow.

CONFIDENTIALITY NOTICE: The information contained in and transmitted with this document is intended only for the use of the individual or entity to which it is addressed, and may contain privileged, confidential, and other information exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, you are hereby notified that inadvertent disclosure of this information to you does not constitute a waiver of confidentiality or privilege, and that any review, disclosure, copying or use of the contents of the document by you is prohibited. If you have received this in error, please destroy. Thank you.

Baski, Inc., Denver, CO

Quotation 34228

October 10, 2017

Flow Control Valve (FCV™), downhole valve for Aquifer Storage and Recovery

We propose to provide the following equipment:

Flow Control Valve

- 1) One Baski patented¹ Flow Control Valve (FCV™); Model FCV-12.75-8.0-12.75-316SS (12" nominal Vertical Turbine Column Pipe), see drawing 22938. The overall length is 120". Baski will thread the FCV™ with vertical turbine pump column threads. This requires 3 couplings and one nipple (24 inches long) be sent to the Baski shop so that we can measure the threads and machine matching thread adapters for the FCV. Two couplings will be returned on the FCV™ as thread protectors, and one will be kept for our records. It is the responsibility of the Customer to supply this material in a timely fashion. Change-overs and extension piping are not required because the Baski FCV™ is supplied with the correct threads and is made to the correct length.

Control Line to the FCV™

- 2) The Flow Control Valve has one control line, running from the inflation manifold to one of the ports on the top of the Flow Control Valve. This tubing is Duplex 2205 stainless steel tubing, 1/4" OD, and hydrostatic tested to 10,000 psi. The inflation manifold is assumed to be within 50 feet of the wellhead. Banding, buckles and over-the-coupling-protectors (OTCP's) are provided for protecting the control line at the couplings of the column pipe (drawing 22406).

Manual Inflation Manifold

- 3) One inflation manifold for manual operation of the FCV, which includes a mechanical pressure gauge, three manual needle valves and one gas diffuser (see attached drawing). This is the same manifold that has been provided for the previous jobs.

Specific equipment and services not supplied includes, but is not limited to, the following:

- Pumps, column piping, and water meters
- PLC controller / SCADA system; hardware, software, and testing
- Transmitters and/or transducers, their cable and dataloggers, either uphole or downhole
- Installation of the FCV™ or control line
- Conduits or other protective enclosure for the control lines from the well head to the inflation manifold
- Well head seals for the control lines coming out of the well
- Nitrogen cylinders
- The check valve below the vertical turbine pump bowls
- Field Services

Baski, Inc., Denver, CO

Quotation 34228

October 10, 2017

Flow Control Valve (FCV™), downhole valve for Aquifer Storage and Recovery

Pricing and Terms

Pricing is \$70,000 for items 1, 2, and 3. This pricing is FOB destination; subject to our standard terms and conditions and the specified warranty. Pricing is valid for 120 days. Enclosed is a copy of our warranty, which is part of this quotation. Before we start work on this made to order equipment, we would need to review (and accept) your purchase order (PO) and its terms and conditions; get approval of our submittal (if required); and receive a non-refundable payment equal to 50% (\$35,000) of the total PO. After we start work on the order, we estimate it will take 3 months to have the equipment ready to ship. This estimate is based on our current workload. When the equipment is ready to ship, the remaining 50% (\$35,000) of the balance is due. Before shipment, the invoice total, less any payments made must be paid. All schematics are for conceptual purposes and do not necessarily represent the exact design details of equipment which will be supplied. This pricing is based upon the terms and conditions, equipment, and/or services, of this quotation. Other terms, conditions, equipment, and/or services required by Buyer may be cause for withdrawal of this quotation, which is an Offer for Sale.

Thank you for the opportunity to present our equipment for your review. If we can be of further help, please let us know.

Sincerely,

Nick Hemenway
Engineering

NCH encl Warranty, p. 4 of 7; and drawings 22938, Manual Control Manifold, and 22406

Baski, Inc., Denver, CO

Quotation 34228

October 10, 2017

Flow Control Valve (FCV™), downhole valve for Aquifer Storage and Recovery

Warranty

Flow Control Valve¹

FCV™

Baski, Inc.

Denver, CO USA

Seller warrants the products sold hereunder to be free from defects in material workmanship at the date of shipment. **No other warranty, whether express or implied, including any warranty of merchantability or fitness for a particular purpose, shall exist in connection with the sale or use of such products.** All claims under this new warranty must be made in writing and delivered to Seller prior to the expiration of five (5) years from the date of shipment to Purchaser.

Upon receipt of a timely claim, the Seller shall repair, or at its option, replace any part or parts which Seller determines to have been defective at the time of shipment from the Seller; provided, however, that if circumstances are such as to preclude the remedying of warranted defects by repair or replacement, Seller shall, upon return of the goods, refund to Purchaser any part of the purchase price of the goods paid to Seller. Inspection shall be performed at the Seller's plant. Pulling and resetting of the valve, and freight for returning products to the plant for inspection, shall be paid by Purchaser. Valves must be returned in original or equivalent crating to prevent damage in shipping. No returns without authorization.

Abuse, over-pressurization, valve wear from vibrating (unbalanced) pump, misuse, acts of God, aggressive and/or non potable water quality, high levels of chlorine, and excessive temperature are specifically excluded from this warranty.

The foregoing states the sole and exclusive remedy for any breach of warranty or for any other claim based on any defect in, or non-performance of, the products whether sounding in contract, warranty or negligence. In particular, labor and costs associated with pulling and resetting the FCV™ are specifically excluded from warranty. Without limiting the generality of the foregoing, Seller shall under no circumstances be liable for any other charges, labor costs, or any other incidental or consequential loss or damage of any kind or description whatsoever arising out of, or in any way relating to, any such breach of warranty or claimed defect in, or non-performance of, the products.

If chlorine is used in the well, prior to installation or after installation, the chlorine concentration must be less than 200ppm. The well must then be flushed with potable water until the residual concentration of the chlorine is less than 1-1/2 ppm.

May 2003

¹USA pat. no. 5,316,081; 6,273,195

Injection

Monterey Peninsula
Water Management District

BASKI

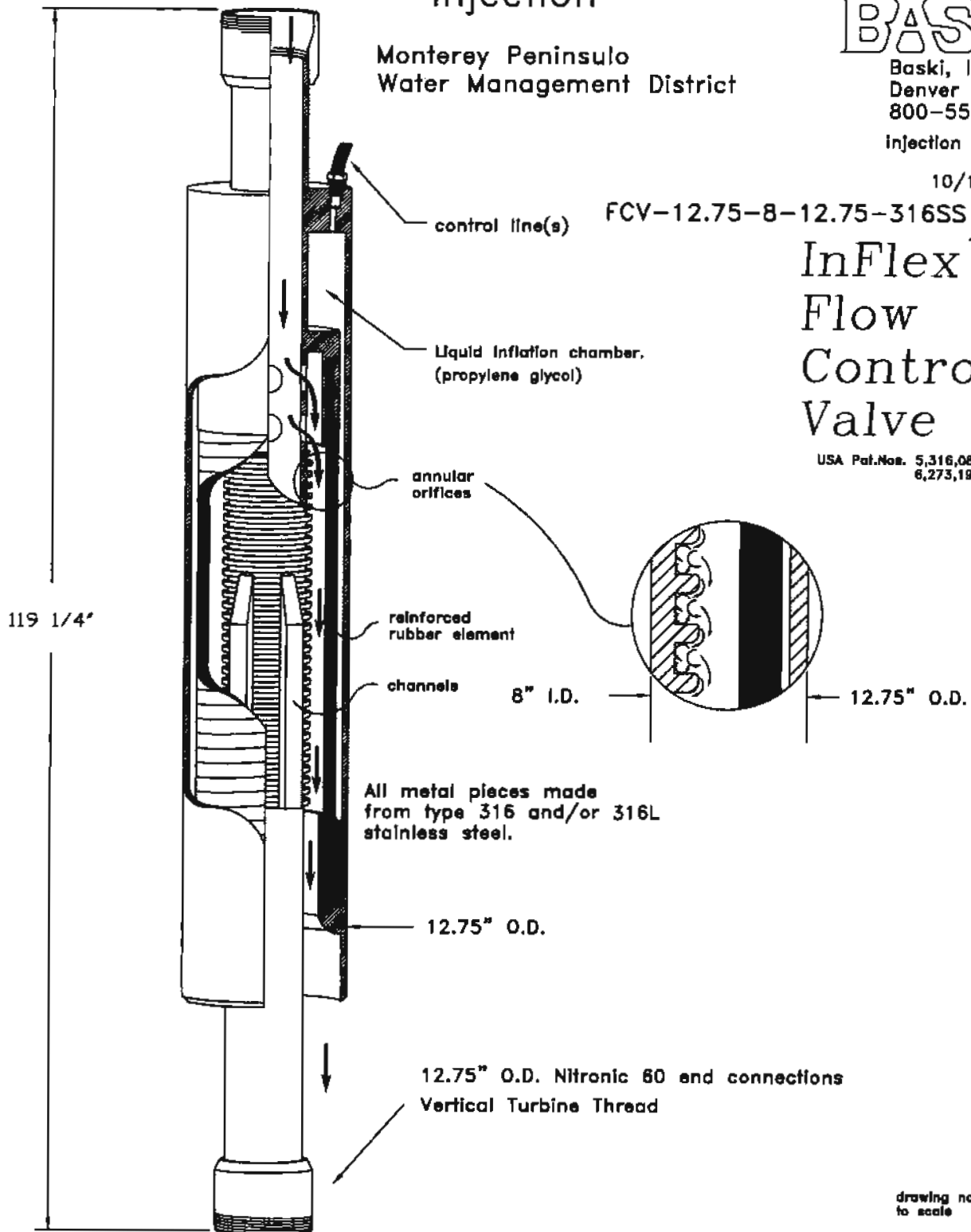
Baski, Inc.
Denver CO
800-55-BASKI
Injection 34228.dwg

10/17 ©

FCV-12.75-8-12.75-316SS

InFlex™ Flow Control Valve

USA Pat.No.s. 5,316,081
6,273,195



All metal pieces made
from type 316 and/or 316L
stainless steel.

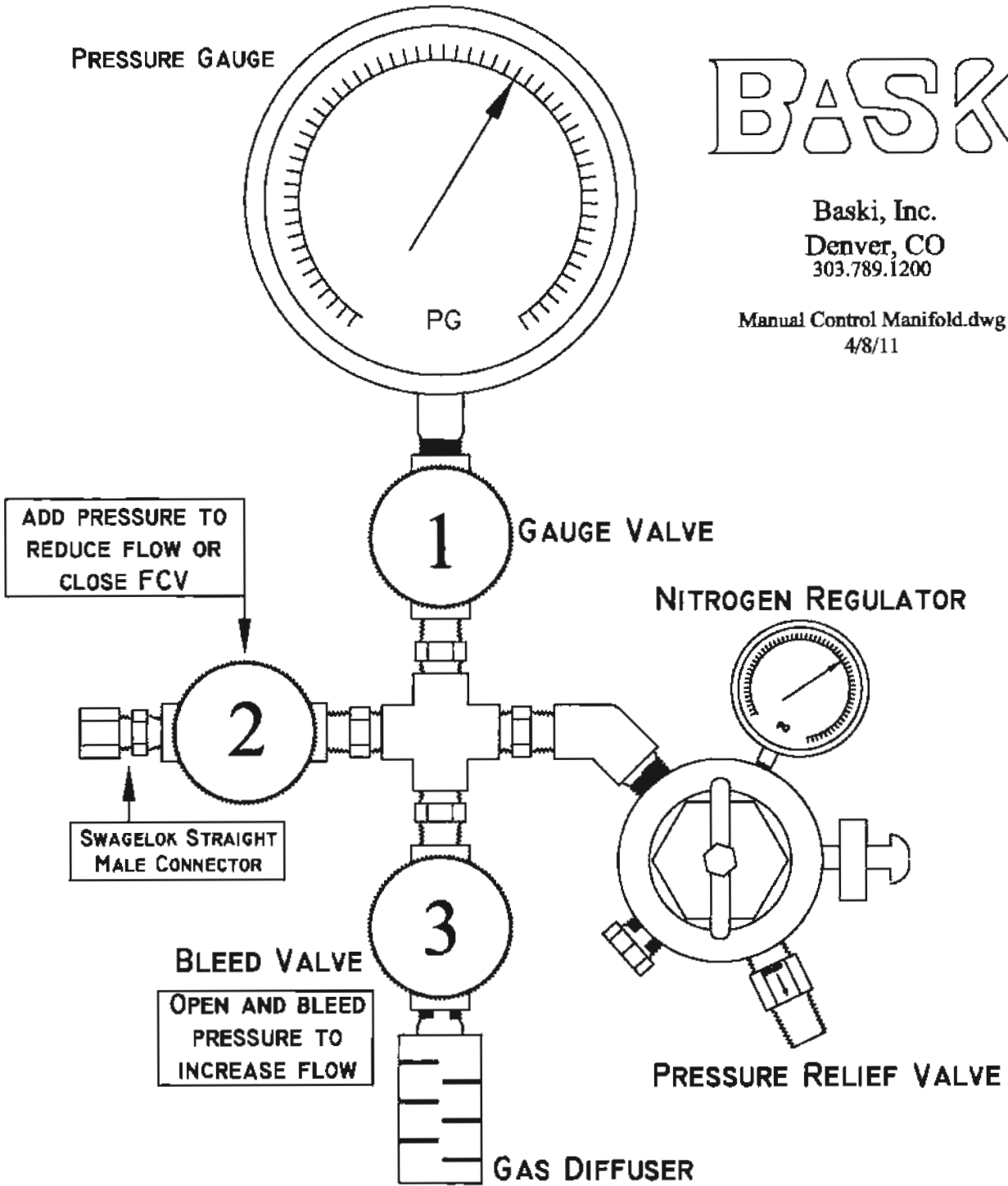
drawing not
to scale

PRESSURE GAUGE

BASKI

Baski, Inc.
Denver, CO
303.789.1200

Manual Control Manifold.dwg
4/8/11

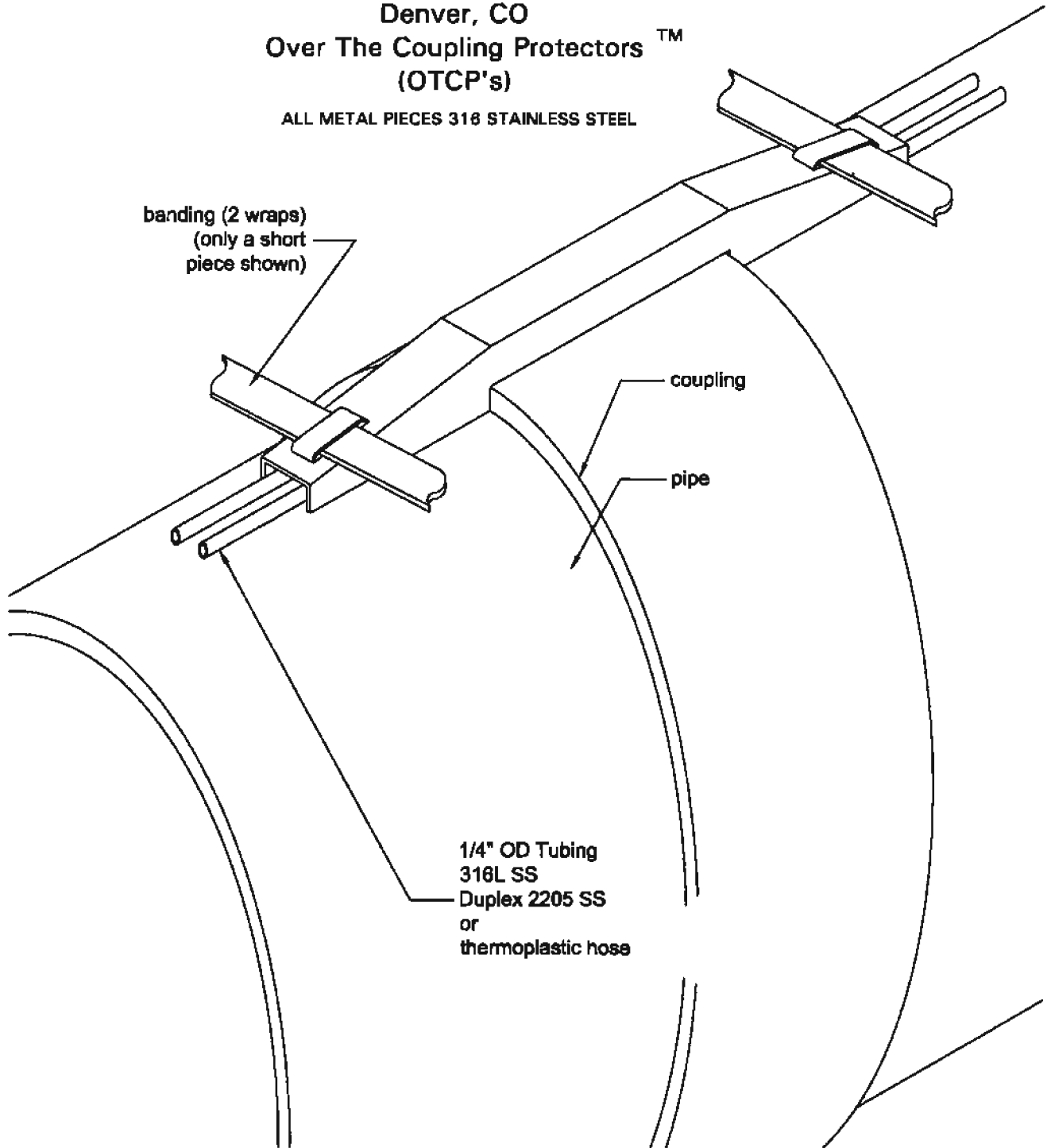


BASKI

OTCP Schematic.dwg
©8/2011

Baski, Inc.
Denver, CO
Over The Coupling Protectors™
(OTCP's)

ALL METAL PIECES 316 STAINLESS STEEL



ITEM: CONSENT CALENDAR**5. CONSIDER APPROVAL OF COMPENSATION AGREEMENT REGARDING THE TRANSFER OF FORMER CITY OF MONTEREY REDEVELOPMENT AGENCY PROPERTY AT 300 PACIFIC STREET, MONTEREY, TO THE CITY OF MONTEREY****Meeting Date:** November 13, 2017 **Budgeted:** N/A**From:** David J. Stoldt,
General Manager **Program/
Line Item No.:** N/A**Prepared By:** Arlene Tavani **Cost Estimate:** N/A**General Counsel Review:** Yes.**Committee Recommendation:** N/A**CEQA Compliance:** This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.

SUMMARY: Attached as **Exhibit 5-A** is a multi-party agreement between the City of Monterey (City) and local taxing entities that receive proceeds from the transfer or sale of property within their jurisdiction. This agreement relates to the Hotel Pacific property at 300 Pacific Street in Monterey that will be transferred from the former City of Monterey Redevelopment Agency to its successor agency, the City of Monterey. The property will be transferred at no cost to the City, consequently there will be no distribution of property tax to local taxing entities. In addition, contracts with the Department of Housing and Urban Development specify that proceeds from the property lease between the Hotel Pacific and the City cannot be distributed to local taxing entities. By approving the agreement, the Board of Directors acknowledges that the transfer will generate no property tax to local taxing entities.

RECOMMENDATION: The Board should approve the compensation agreement.

BACKGROUND INFORMATION: The property at 300 Pacific Street was developed using U.S. Department of Housing and Urban Development (HUD) Urban Renewal Funds and developed pursuant to a ground lease as the Hotel Pacific. HUD requires that all current and future proceeds generated from the property shall be treated as Community Development Block Grant program income used solely to support the program's activities. Proceeds from disposition of the property or rental proceeds earned under the lease cannot be distributed to local taxing entities.

EXHIBITS**5-A** Compensation Agreement Signed as to Form by District Counsel**5-B** October 2, 2017 Letter from Michael McCarthy, City Manager

COMPENSATION AGREEMENT
(Pacific Hotel)

This Agreement, dated for reference purposes as of _____, 20__ is entered into by and among the Monterey Successor Agency (the "Successor Agency"), successor in interest to the dissolved Redevelopment Agency of the City of Monterey (the "Former Agency"), the City of Monterey, the Monterey County, the Monterey County Water Resources Agency (MCWRA Zone 11), the Monterey Peninsula Water District, the Monterey Regional Park District, the Monterey County Office of Education, the Monterey Peninsula Unified School District, and Monterey Peninsula College, on the basis of the following facts, understandings, and intentions of the Parties:

RECITALS

- A. These Recitals refer to and utilize certain capitalized terms which are defined in Section 1 of this Agreement. The Parties intend to refer to those definitions in connection with the use thereof in this Agreement.
- B. Pursuant to the Redevelopment Dissolution Statutes, the Former Agency was dissolved as of February 1, 2012, and the Successor Agency became responsible for paying the enforceable obligations, disposing of the properties and other assets, and unwinding the affairs of the Former Agency.
- C. Accordingly, ownership of the Former Agency's properties that had been acquired to implement the Redevelopment Plan transferred to the Successor Agency for disposition in accordance with the Redevelopment Dissolution Statutes.
- D. The City of Monterey received an Urban Renewal Grant, from the United States Department of Housing and Urban Development ("HUD"), under Loan and Grant Contract No. Calif. R-34 (LG), which the City used the HUD grant funds to acquire property commonly referred to as the Hotel Pacific Property located at 300 Pacific Street, City of Monterey, County of Monterey, California, as further described in the attached Exhibit A, incorporated herein by this reference (the "Property").
- E. The Property was acquired in the name of the "Urban Renewal Agency of the City of Monterey" which was later renamed "Redevelopment Agency of the City of Monterey." Though title to the Property remained in the name of the Urban Renewal Agency, the Former Agency owned the Property until it was dissolved pursuant to the California Dissolution Statutes.
- F. The Property is subject to a long-term lease which facilitated the construction of a hotel on the Property (the "Lease"), a copy of the Lease is attached hereto as Exhibit B and incorporated herein by this reference.
- G. Paragraph 1.C of the Lease provides, that the Former Agency "may assign all right, title and interest in this lease to the CITY OF MONTEREY. In said event, or in the event the [Former] Agency is terminated by action of law, the City shall automatically succeed to all

right, title and obligation under the lease, and this lease shall be deemed amended by substituting the word "City" wherever the word Agency appears. [emphasis added]"

H. Upon completion of the project, HUD approved that certain project, Urban Renewal Agency-City of Monterey Closeout Agreement (the "Closeout Agreement"), by and between HUD, the Urban Renewal Agency and the City which specifically requires that all lease revenues generated at the Property and all proceeds from the disposition of the Property be used by the City as program income under 24 C.F.R. §570.801, and used solely to further the CDBG national objectives under the provisions of 24 C.F.R. §570.506. The Closeout Agreement is a valid and binding obligation that continues to restrict the use of revenues and property disposition proceeds generated at the Property.

I. The Successor Agency received a "Finding of Completion" from the DOF on September 10, 2013, confirming that the Successor Agency had made specified required payments under the Redevelopment Dissolution Statutes, and entitling the Successor Agency to prepare and submit a Long-Range Property Management Plan (the "LRPMP", as further defined in Section 1) to the Oversight Board and the DOF for approval.

J. The Successor Agency initially prepared and obtained Oversight Board approval of its LRPMP on February 26, 2014, calling for the Former Agency's Property to be transferred by the Successor Agency to the City for governmental use and to fulfill an enforceable obligation. Under the initial LRPMP, the Successor Agency proposed to transfer the Property to the City for public use and to fulfill the terms of the Lease, an enforceable obligation as defined in Health and Safety Code 34171(d). The intent being that the City would continue to own the Property and continue to use the lease revenue to further the national objectives consistent with the CDBG regulations.

K. The DOF directed that, in order to obtain DOF approval, the initial LRPMP needed to be amended to provide for: (1) an assignment of the Former Agency's interest in the Lease to the City; and (2) transfer of the fee title to the Property to the City subject to the preparation and execution of a compensation agreement among the City and the Taxing Entities pursuant to Health and Safety Code Section 34180(f).

L. To comply with this DOF directive, the Successor Agency revised the LRPMP through an amendment approved by the Oversight Board and submitted to the DOF on October 28, 2015. The DOF approved the Revised LRPMP by determination letter issued on December 22, 2015. Under the revised LRPMP, transfer of the Property to the City is intended to allow the City to fulfill the duties and obligations of the Former Agency under the Lease and the Closeout Agreement.

M. In fulfillment of the Paragraph 1.C of the Lease and the LRPMP, the Successor Agency and the City executed that certain Assignment and Assumption of Ground Lease Agreement, dated as of February __, 2016, under which the Successor Agency assigned on behalf of itself and the Former Agency, all of the Former Agency's right, title, and interest in and obligations under the Lease to the City.

N. As designated in the LRPMP, the Successor Agency now desires to transfer the fee interest in the Property to the City for retention by the City for future development for a project in approved redevelopment plan as allowed under Health and Safety Code Section 34191.5(c)(2).

O. The Parties desire to enter into this Agreement to comply with the DOF directives and the terms of the Revised LRPMP. The Parties acknowledge that the restrictions of the Closeout Agreement and the Lease, result in none of the lease revenue funds or the property disposition funds being distributed to any other entity or used for anything other than as program income of the City under the provisions of 24 CFR 570.506.

NOW, THEREFORE, the Parties agree as follows:

Section 1. Definitions. The following definitions shall apply in this Agreement:

(a) "Agreement" means this Compensation Agreement, as this Agreement may be amended from time to time.

(b) "Applicable Shares" has the meaning given in Section 6(a).

(c) "Auditor-Controller" means the Monterey County Auditor-Controller.

(d) "City" means the City of Monterey, a California charter city.

(e) "County" means the County of Monterey, a political subdivision of the State of California.

(f) "Restricted Proceeds" means, with respect to the Property, any and all of the lease and other revenue funds or the property disposition funds generated at the Property, all of which are deemed to be restricted as program income under 24 CFR 570.801 for use by the City to meet the CDBG national objectives under 24 CFR 570.506.

(g) "DOF" means the California Department of Finance.

(h) "Effective Date" has the meaning given in Section 2.

(i) "ERAF" means the Educational Revenue Augmentation Fund maintained by the Auditor-Controller.

(j) "Former Agency" means the dissolved Redevelopment Agency of the City of Monterey.

(k) "LRPMP" means the Revised Long-Range Property Management Plan of the Successor Agency as it exists from time to time. As of the date of this Agreement, the LRPMP consists of the revised Long-Range Property Management Plan dated December 7, 2015, as approved by the Oversight Board on December 7, 2015. The DOF approved the LRPMP in the determination letter dated December 22, 2015.

(l) "Oversight Board" means the Successor Agency's oversight board established and acting in accordance with the Redevelopment Dissolution Statutes.

(m) "Parties" means all of the parties to this Agreement as set forth in the opening paragraph of this Agreement. "Party" means one of the Parties individually.

(n) "Property" has the meaning set forth in Recital D.

(o) "Redevelopment Dissolution Statutes" means collectively ABx1 26 enacted in June 2011, AB 1484 enacted in June 2012, and SB 107, enacted September 2015, and any future amendments that may apply.

(p) "Redevelopment Plan" means the Redevelopment Plan for the Custom House Redevelopment Project Area, adopted by Ordinance No. 1255 C.S. on July 5, 1061 and amended by the following ordinances:

- Ordinance No. 1449 C.S. on July 6, 1065
- Ordinance No. 1571 C.S. on July 5, 1967
- Ordinance No. 1737 C.S. on July 7, 1970
- Ordinance No. 1867 C.S. on November 21, 1972

(q) "Successor Agency" means the Successor Agency of the dissolved Redevelopment Agency of the City of Monterey.

(r) "Taxing Entities" means, collectively, the following entities that comprise affected taxing entities for purposes of the Redevelopment Dissolution Statutes: the City of Monterey, the Monterey County, the Monterey County Water Resources Agency (MCWRA Zone 11), the Monterey Peninsula Water District, the Monterey Regional Park District, the Monterey County Office of Education, the Monterey Peninsula Unified School District, and Monterey Peninsula College. "Taxing Entities" shall also mean and include ERAF if and to the extent the Auditor-Controller determines that ERAF is entitled to a distribution of compensation pursuant to Section 6 and the provisions of Health and Safety Code Section 34188. Notwithstanding anything to the contrary herein, ERAF is only considered a Taxing Entity for purposes of distributing funds and for no other purpose, and no additional approval or signature will be required on behalf of ERAF.

Section 2. Effectiveness of Agreement.

(a) This Agreement shall become effective only upon satisfaction of the following conditions:

(1) Approval of this Agreement by the Taxing Entities' governing boards and direction for the Taxing Entities to execute this Agreement; and

(2) Approval of this Agreement by the Successor Agency's governing board and direction for the Successor Agency to execute and implement this Agreement pursuant to Health and Safety Code Section 34180(f)

(b) Promptly following the effectiveness of this Agreement, the City and the Successor Agency shall transmit notice to all the other Parties that the Agreement is effective and specifying the date the Agreement became effective (the "Effective Date").

Section 3. Signatories With Respect To Certain Funds.

(a) Flood Control District Funds. The Monterey County Water Resources Agency (the "Water Resource Agency") administers the following special funds, and, in addition to entering into this Agreement for the Water Resource Agency itself, is authorized to, and has entered into and executed this Agreement on behalf of the following:

- (1) Monterey County Water Resource Agency; and
- (2) Monterey County Water Resource Agency Zone 11.

(b) Office of Education Funds. The Monterey County Office of Education (the "County Office of Education") administers funds for the following special funds, and, in addition to entering into this Agreement for the County Office of Education itself, is authorized to, and has entered into this Agreement on behalf of the following:

- (1) County Office of Education Instruction Pupils Fund;
- (2) Juvenile Hall Education Fund;
- (3) Services Fund;
- (4) Capital Fund;
- (5) Development Center Fund; and
- (6) Audio Visual Capacity Fund. [Note: There is a need to confirm separate funds.]

(c) ERAF. ERAF may be entitled to a distribution pursuant to Section 6 of a portion of the Applicable Share. Pursuant to instruction and direction from the DOF and the Auditor-Controller, there is no need for a separate signatory to execute this Agreement on behalf of ERAF because the ultimate beneficiaries of any distribution of Applicable Shares to ERAF are themselves Taxing Entities that are signatories to this Agreement.

Section 4. Conveyance of Property to City. Promptly following the execution of this Agreement, the Successor Agency shall convey, and the City shall accept, all of the Former Agency's fee interest in and to the Property. The Successor Agency shall convey the Property by quitclaim deed in form reasonably acceptable to the Successor Agency and the City. In accordance with Health and Safety Code Sections 34179(h)(1)(D) and (E), and Section 34191.5(f), no further approval of the Oversight Board or the DOF will be necessary to effectuate the transfers contemplated herein.

Section 5. Retention of Property by City.

(a) Upon the transfer of the Property to the City, pursuant to Section 4 above, the City shall retain the Property to fulfill the terms of the Lease and the Closeout Agreement.

(b) Notwithstanding anything to the contrary, as designated in the LRPMP, the City shall also retain the Property for future development for a project in approved redevelopment plan as allowed under Health and Safety Code Section 34191.5(c)(2).

Section 6. Compensation To Taxing Entities Related To Property Transfers.

(a) Distribution of Restricted Proceeds. The City shall retain any and all Restricted Proceeds generated by the Property, for use by the City as program income under the provisions of 24 C.F.R. §570.801 to further the CDBG national objectives 24 C.F.R. §570.506. Because all funds generated at the Property are deemed Restricted Proceeds, the City will not be required to distribute any funds to the Auditor-Controller for future distribution among the Taxing Entities in proportion to their shares of the base property tax (the "Applicable Shares"), as determined by the Auditor-Controller pursuant to Health and Safety Code Section 34188. The attached Exhibit B shows the distribution of Restricted Proceeds and Applicable Shares of the Taxing Entities that would have applied to a distribution under this Section 6 had the distribution been made on January 1, 2016, as provided by the Auditor-Controller.

Section 7. Term of Agreement; Early Termination.

(a) Term. The term of this Agreement shall commence on the Effective Date and terminate upon the transfer of the Property to the City pursuant to Section 4, above ("Termination"). Within five (5) business days of transfer of the Property from the Successor Agency to the City, the City shall send a notice of termination of this Agreement to all the Taxing Entities (the "Termination Notice").

(b) Termination. Upon Termination of this Agreement and transmittal of the Termination Notice, no Party shall have any further rights or obligations under this Agreement, and the City may continue to collect and retain the Restricted Proceeds from the Property, including any and all Restricted Proceeds that the City has not yet received as of the effective date of the Termination, the rights of the City to collect any and all Restricted Proceeds shall survive termination of this Agreement.

Section 8. Miscellaneous Provisions.

(a) Notices. All notices, statements, or other communications made pursuant to this Agreement to another Party or Parties shall be in writing, and shall be sufficiently given and served upon the Party if sent by: (1) United States certified mail, return receipt requested, postage prepaid; or (2) nationally recognized overnight courier, with charges prepaid or charged to sender's account, and addressed to the applicable Party in the manner specified in the attached Exhibit A. Any Party may change its address for notice purposes by written notice to the other Parties prepared and delivered in accordance with the provisions of this Section 9(a).

(b) No Third Party Beneficiaries. No person or entity other than the Parties and their permitted successors and assigns, shall have any right of action under this Agreement.

(c) Litigation Regarding Agreement. In the event litigation is initiated attacking the validity of this Agreement, each Party shall in good faith defend and seek to uphold the Agreement; provided, however, that the costs of such litigation shall be borne solely by the City and/or the Successor Agency.

(d) State Law; Venue. This Agreement, and the rights and obligations of the Parties hereto, shall be construed and enforced in accordance with the laws of the State of California. Any action to enforce or interpret this Agreement shall be filed and heard in the Superior Court of Monterey County, California or in the Federal District Court for the Northern District of California.

(e) Attorneys' Fees. In any action which a Party brings to enforce its rights hereunder, the unsuccessful Party or Parties shall pay all costs incurred by the prevailing party, including reasonable attorneys' fees.

(f) Entire Agreement; Amendment. This Agreement constitutes the entire and integrated agreement of the Parties and supersedes all prior negotiations, representations, or agreements, either written or oral. This Agreement may be modified only in writing and only if signed by all of the Parties.

(g) Counterparts. This Agreement may be executed in counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same agreement. The signature page of any counterpart may be detached therefrom without impairing the legal effect of the signature(s) thereon, provided such signature page is attached to any other counterpart identical thereto having additional signature pages executed by the other Parties. Any executed counterpart of this Agreement may be delivered to the other Parties by facsimile and shall be deemed as binding as if an originally signed counterpart was delivered.

(h) Non-Waiver. No waiver of a breach, failure of any condition, or any right or remedy contained in or granted by the provisions of this Agreement will be effective unless it is in writing and signed by the waiving Parties.

(i) No Partnership. Nothing contained in this Agreement shall be construed to constitute any Party as a partner, employee, joint venturer, or agent of any other Party.

(j) Ambiguities. Any rule of construction to the effect that ambiguities are to be resolved against the drafting party does not apply in interpreting this Agreement.

(k) Exhibits. The following exhibits are incorporated in this Agreement by reference:

Exhibit A: List of Addresses for Notice Purposes

Exhibit B: Illustrative Distribution of Restricted Proceeds and Applicable Shares

(l) Severability. If any term, provision, or condition of this Agreement is held by a court of competent jurisdiction to be invalid or unenforceable, the remainder of this Agreement shall continue in full force and effect unless an essential purpose of this Agreement is defeated by such invalidity or unenforceability.

(m) Action or Approval. Whenever action and/or approval by the City is required under this Agreement, the City Manager or the City Manager's designee may act on and/or approve such matter unless specifically provided otherwise, or unless the City Manager determines in the City Manager's discretion that such action or approval requires referral to the City Council for consideration. Whenever action and/or approval by the Successor Agency is required under this Agreement, the Successor Agency Executive Director or the Successor Agency Executive Director's designee may act on and/or approve such matter unless specifically provided otherwise, or unless the Successor Agency Executive Director determines in the Successor Agency Executive Director's discretion that such action or approval requires referral to the Successor Agency Board for consideration.

[SIGNATURE PAGES FOLLOW]

IN WITNESS WHEREOF, the Parties hereto have executed this Agreement as of the dates set forth in the opening paragraph of this Agreement.

MONTEREY SUCCESSOR AGENCY, a
separate legal entity pursuant to Health & Safety
Code §34173

By: _____
Clyde Roberson, Chair

Dated: _____

APPROVED AS TO FORM OF LEGALITY:

Dianne J. McLean, Esq.
Goldfarb & Lipman LLP
City Special Counsel

ATTEST:

City Clerk

Whereas this Agreement has been entered into by the undersigned as of the date first written above.

CITY OF MONTEREY, a California charter city

By: _____
Clyde Roberson, Mayor

Dated: _____

APPROVED AS TO FORM:

City Attorney

ATTEST:

City Clerk

Whereas this Agreement has been entered into by the undersigned as of the date first written above.

COUNTY OF MONTEREY, a political subdivision
of the State of California

By: _____

Name: _____

Its: _____

Dated: _____

APPROVED AS TO FORM:

County Counsel

Whereas this Agreement has been entered into by the undersigned as of the date first written above.

MONTEREY PENNINSULA WATER DISTRICT

By: _____

Name: _____

Its: _____

Dated: _____

APPROVED AS TO FORM:



David Laredo
General Counsel



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MPWMD

Mayor:
CLYDE ROBERSON

Councilmembers:
TIMOTHY BARRETT
DAN ALBERT
ALAN HAFFA
ED SMITH

City Manager:
MICHAEL MCCARTHY

October 2, 2017

David Stoldt, General Manager
Monterey Peninsula Water Management District (MPWMD)
5 Harris Ct., Bldg G
Monterey, CA 93940

Subject: Follow-up Request - Compensation Agreement Regarding Transfer of Former City of Monterey Redevelopment Agency Property at 300 Pacific Street, Monterey, California to the City of Monterey

Dear Mr. Stoldt:

The City of Monterey requests your agency's final action by November 17, 2017. This request marks one year from the original request.

This letter is a follow-up on the City of Monterey's November 18, 2016 request to have your agency review and approve a compensation agreement that is related to the transfer of property at 300 Pacific Street from the Successor Agency of the City of Monterey Redevelopment Agency (Successor Agency) to the City of Monterey (City). As explained in the November 18, 2016 letter, which is attached for reference, the compensation agreement acknowledges transfer of the property at no cost to the City. The transfer is consistent with the Successor Agency's Long Range Property Management Plan, and it will generate no proceeds. Consequently, there will be no distribution as property tax to local taxing entities.

Transfer of this property to the City of Monterey is the final disposition step and one of the last tasks of the Successor Agency. The Successor Agency's detailed analysis of the transfer confirms all proceeds generated from the 300 Pacific Street property are restricted for use under contracts and laws that pre-date the dissolution of redevelopment agencies in the State of California. These proceeds can only be used by the City for specific purposes, and cannot be distributed to other taxing entities. The property transfer to the City will ensure all proceeds from the property continue to fulfill the obligations of the City's former Redevelopment Agency to use the funds consistent with CDBG restrictions. Revenue generated through disposition of the property shall only be used by the City to fund CDBG eligible programs and activities.

The compensation agreement that is proposed by the Successor Agency constitutes the Successor Agency's good-faith efforts to transfer 300 Pacific Street to the City of Monterey in a manner that complies with the requirements of the Redevelopment Agency Disposition Act statutes, the Department of Finance and the Department of Housing and Urban Development. I am hopeful your agency will agree with the Successor Agency's determination to transfer 300

Pacific Street to the City without compensation and support a recommendation to your Board of Directors to approve the attached compensation agreement as proposed. I am also asking for your agency's decision on the Compensation Agreement is provided to the Successor Agency no later than **November 17, 2017**.

Any questions or request for a meeting to discuss the compensation agreement may be directed to Elizabeth Caraker, City of Monterey Principal Planner at (831) 646-1739 or caraker@monterey.org

Sincerely,


for Michael McCarthy
City Manager

Attachment: November 18, 2016 Compensation Agreement Request Letter

c: Mayor and City Council
Oversight Board Chair and Members
Successor Agency Long Range Property Management Plan File



November 18, 2016

Att: David Stoldt, General Manager
Monterey Peninsula Water Management District (MPWMD)
5 Harris Ct., Bldg G,
Monterey, CA 93940

Subject: Compensation Agreement - Transfer of Former City of Monterey Redevelopment Agency Property at 300 Pacific Street, Monterey, California to the City of Monterey

Dear Mr. Stoldt,

This letter introduces a request that Monterey Peninsula Water Management District (MPWMD) review and approve a compensation agreement regarding the proposed transfer of property at 300 Pacific Street from the Successor Agency of the City of Monterey Redevelopment Agency (Successor Agency) to the City of Monterey (City). As contemplated in the long range property management plan approved by the Department of Finance the Successor Agency will transfer the property at no cost to the City for future development. The compensation agreement acknowledges the transfer will generate no proceeds and there will be no distribution as property tax to local taxing entities, because all proceeds generated from the property at 300 Pacific Street are restricted for use under contracts and laws that pre-date the dissolution of redevelopment agencies in the State of California, and can only be used by the City for specific purposes and cannot be distributed to other taxing entities.

Restrictions on proceeds generated from the property limit their use to activities that meet one of U.S. Department of Housing and Urban Development (HUD) national objectives, which require not less than 70 percent of the funds to be used for activities that benefit low- and moderate-income persons and are eligible Community Development Block Grant (CDBG) expenditures. Examples of activities that are supported by Hotel Pacific proceeds include: rental assistance to low-income households, development of low-income rental housing, counseling and street outreach to individuals experiencing homelessness, supplemental food assistance programs, legal services for seniors, motel vouchers for emergency shelter, and housing rehabilitation grants and loans to low-income homeowners who would otherwise be unable to maintain their homes in a safe manner.

I am reaching out to all affected taxing entities to introduce the Successor Agency's request for approval of the compensation agreement. This exercise to negotiate and gain Monterey Peninsula Water Management District's (MPWMD) approval of the compensation agreement is being conducted solely to fulfill the requirements of the State of California Department of

Finance (Department of Finance) which conditioned the transfer of 300 Pacific Street upon execution of a compensation agreement between the Successor Agency and all of the affected taxing entities. City staff is ready and willing to meet with appropriate agency staff to answer questions and provide whatever additional details are needed for a full understanding of this property transfer and of the terms of the compensation agreement.

Background

The Redevelopment Dissolution Act (AB 1x 26 and AB 1484) and ensuing court actions, eliminated all redevelopment agencies in the state on January 31, 2012 and established procedures for disposing agency assets. Disposition of redevelopment agency real property is one of the requirements. In many cases the Successor Agency is required to distribute resultant proceeds from the disposition of property as property tax to local taxing entities. In cases where the Successor Agency proposes to transfer property to the city that created the redevelopment agency to further redevelopment that is consistent with the city's redevelopment plan the successor agency is required to negotiate and obtain a compensation agreement with all of the affected taxing entities.

The Successor Agency's approved long range property management plan authorizes the transfer of 300 Pacific Street to the City for the purpose of further redevelopment consistent with the City's Custom House Redevelopment Plan. The Department of Finance approved transfer of the property on December 22, 2015 subject to execution of a compensation agreement.

Property Summary

The property at 300 Pacific Street was assembled by the City of Monterey Urban Renewal Agency using U.S. Department of Housing and Urban Development (HUD) Urban Renewal Funds and developed pursuant to a ground lease as a hotel. The lease terminates December 31, 2058. The hotel is the Hotel Pacific. It was completed in 1986. In accordance with HUD requirements all current and future proceeds generated from the property shall be treated as Community Development Block Grant (CDBG) program income and solely used to support CDBG eligible activities. Consistent with this requirement all rent revenue earned under the lease is applied to the City's CDBG programs. In Fiscal Year 2015-2016 the Hotel Pacific lease generated over \$300,000 in ground rent.

The December 22, 2015 Department of Finance approval of the Successor Agency's property disposition plan for 300 Pacific Street authorizes assignment of the ground lease and transfer of the property to the City. The disposition plan allows the City to use the funds according to the restrictions and continue to fulfill the contractual obligations of the City's former Redevelopment Agency related to the property. This transfer also conforms to Redevelopment Agency Dissolution Act statutes, ABx1 26 and AB 1484, as a transfer of property to be retained for future development.

Under the approved long range property management plan, the assignment of the ground lease does not require execution of the compensation agreement. The assignment is authorized pursuant to Ground Lease Condition 1.C and it is already in process. Ground Lease Condition 1.C states:

"Succession by City of Monterey. The Agency may assign all right, title and interest in this lease to the City of Monterey. In said event, or in the event the Agency is terminated by Action of law, the City shall automatically succeed to all right, title and obligation under this lease, and this lease shall be deemed amended by substituting the word

"City" wherever the word "Agency" appears."

Transferring the fee title to the property to the City is the final disposition step and one of the last tasks of the Successor Agency.

Compensation Agreement

It is the Successor Agency's intent to transfer the fee title to the property to the City to ensure all proceeds from the property continue to be used to fulfill the obligations of the City's former Redevelopment Agency to use the funds consistent with CDBG restrictions. Consequently, any and all revenue generated from lease or proceeds generated through disposition of the property are only to be distributed the City to fund CDBG eligible programs and activities. There is no authority to distribute any proceeds from the transfer of the lease and property to local taxing entities.

The determination that this transfer should take place without compensation is based on the following findings:

1. The property is subject to a Lease and assignment of the Lease to the City is an enforceable obligation. The Lease is dated October 29, 1984, as amended several times, with the last amendment dated January 1, 2004, The Lease terminates December 31, 2058. Paragraph I.C. of the Lease states, "...or in the event the Agency is terminated by action of law, the City shall automatically succeed to all right, title and obligation under the lease...".
2. Pursuant to Lease Paragraph I.C upon termination of the Redevelopment Agency the City shall automatically succeed to all right, title and obligation under the Lease. This transfer is an enforceable obligation specified in the lease.
3. The property was acquired by Urban Renewal Agency through use of Federal HUD loan and grant, (Loan and Grant Contract No. Calif. R-34 for Urban Renewal Project). There is no documentation to suggest that tax increment funding was used to assist in the assembly of the property that has been developed into the Hotel Pacific. Resolution No. 12,858 indicates that prior to completing the Urban Renewal Project "The Council authorizes the use of local fund, including CDBG funds to construct the public improvements required by the Plan which have not commenced at the time of settlement."
4. Property grant deeds are in the name of the to Urban Renewal Agency; not to the City of Monterey Redevelopment Agency.
5. The HUD Agreement states: "The proceeds from the disposition of any property listed above (note Custom House Redevelopment Plan Parcels H-2, H-4 and I-1 are listed) after the financial settlement shall be treated as program income of the City under provisions of 24 CFR 570.206."* These are CDBG eligible activities and all current rental proceeds earned under the lease are applied to the City of Monterey CDBG programs. Upon completion of the transfer the City of Monterey is required to continue to treat all proceeds generated from the property as CDBG program income as required under the HUD Agreement.
6. Directing continued use of the property as a hotel use and continued use of ground lease rental proceeds as program income is consistent with requirements in the

Redevelopment Plan and HUD Agreement. Transfer to the City of Monterey to retain for these purposes is consistent with HSC Sections 34191.5(c)(2) as property used to fulfill an enforceable obligation and, as required by the DOF under HSC Section 34191.5(c)(2)(A) as property retained for future development.

7. Pursuant to the HUD Agreement proceeds from the disposition of the 300 Pacific Street property must be treated as program income of the City under provisions of 24 CFR 570.206¹. Program income is required to be used for activities that meet one of the CDBG national objectives, which require not less than 70 percent of the aggregate amount of CDBG funds to be used for activities that benefit low and moderate income persons. HUD has indicated that any sale proceeds generated from the sale of the property must be used in accordance with all CDBG requirements and never loses its CDBG affiliation.
8. The City of Monterey currently administers a robust CDBG program providing services and projects to benefit low and moderate income persons. Because of this existing program the City of Monterey is the appropriate public jurisdiction to receive the property transfer. The City of Monterey is required as the unit of the general local government to use the disposition proceeds in a manner that is compliant with the HUD Agreement. The HUD Agreement and the CDBG regulations prohibit transferring the proceeds generated from the property to the taxing entities for any disbursement provided in the Redevelopment Dissolution Statutes, ABx1 26, as amended by AB 1484.
9. Transfer to the City of Monterey to fulfill an enforceable obligation under the Ground Lease and to retain for future development is consistent with HSC Section 34191.5(c)(2)(A) because the City is also the appropriate public jurisdiction pursuant to the existing lease agreement, HUD Agreement, the Housing Act of 1949, as amended and CDBG regulations.
10. Transfer to the City of Monterey without compensation is warranted because the Lease states, "...or in the event the Agency is terminated by action of law, the City shall automatically succeed to all right, title and obligation under the lease..."; and the HUD Agreement states: "The proceeds from the disposition of any property ...after the financial settlement shall be treated as program income of the City under provisions of 24 CFR 570.206." These agreements, together with the applicable federal statutes and regulations require that all program income be used to fund CDBG eligible programs conforming to 24 CFR 570.504 and supports the Successor Agency's intent to execute compensation agreements with local taxing entities that will expressly: (a) restrict the distribution and use of program income generated under the Lease or from the sale or disposition of the property and any subsequent transfer; and (b) state that such revenues will not be available for distribution to the local taxing entities.
11. The Urban Renewal Program was a federal program authorized by HUD to provide economic development to local government. It was a government program, federal funded with covenants that restricted any future uses contrary to the purpose of the program. The property and Lease for the hotel project serves a national objective of the CDBG program conforming to 24 CFR 570.504 as required by HUD under the Housing Act of 1949, as amended.

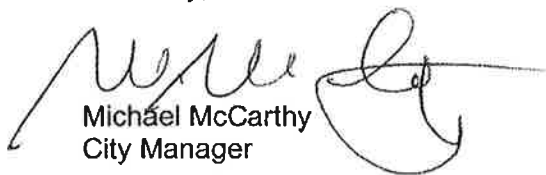
¹ 24 CFR 570.504 is the correct citation

Conclusion

The compensation agreement that is proposed by the Successor Agency constitutes the Successor Agency's good-faith efforts to transfer 300 Pacific Street to the City of Monterey in a manner that complies with the requirements of the Redevelopment Agency Dissolution Act statues, the Department of Finance and the HUD. I am hopeful your agency will support a recommendation to your Board of Directors to approve the attached compensation agreement as proposed and return an executed copy of the compensation agreement no later than February 29, 2017.

Any questions or request for a meeting to discuss the compensation agreement may be directed to Richard S. Marvin, City of Monterey Housing and Property Manager at (831) 646-3995 or marvin@monterey.org

Sincerely,



Michael McCarthy
City Manager

Attachment: Compensation Agreement

c: Mayor and City Council
Oversight Board Chair and Members
Successor Agency Long Range Property Management Plan File

ITEM: CONSENT CALENDAR**6. CONSIDER ADOPTION OF AMENDMENT 2 TO COST SHARING AGREEMENT WITH MONTEREY ONE WATER FOR THE PURE WATER MONTEREY PROJECT****Meeting Date:** November 13, 2017 **Budgeted:** N/A**From:** David J. Stoldt **Program/** N/A
General Manager **Line Item No.:****Prepared By:** David J. Stoldt **Cost Estimate:** N/A**General Counsel Approval:** N/A**Committee Recommendation:** Water Supply Planning Committee approved Amendment 2 to the Cost Sharing Agreement at its October 17th meeting with a 3-0 vote.**CEQA Compliance:** Action does not constitute a project as defined by the California Environmental Quality Act Guidelines section 15378.

SUMMARY: In May 2013, the Monterey Peninsula Water Management District (District) entered into a Cost Sharing Agreement (Agreement) with Monterey One Water (M1W), at the time Monterey Regional Water Pollution Control Agency) to fund the Groundwater Replenishment (GWR) Project planning and development costs, also referred to as pre-construction costs.

In April of 2017, M1W's State Revolving Fund Loan was approved to support the payment of GWR/Pure Water Monterey (PWM) project costs, providing the opportunity to reimburse pre-construction costs from the State Revolving Fund loan.

To formalize this action, as well as incorporate additional terms to support the continued relationship between the parties, a Second Amendment to the Cost Sharing Agreement is needed.

M1W's Board approved this Amendment 2 to the Cost Sharing Agreement at its October 30, 2017 meeting.

Proposed Revised Amendment 2: After having met to discuss the matter, the parties propose the attached revised Amendment 2 to the Cost Sharing Agreement (**Exhibit 6-A.**) This form was approved by the District's Water Supply Planning Committee on October 17, 2017.

Key provisions are listed below:

Planning and Development Costs Definition

Amends the existing planning and development costs definition.

Add Reimbursement of Planning and Development Costs

Adds a new section to address the planning and development costs reimbursed through the State Revolving Fund (SRF) Loan. This section provides for a 50%-50% initial reimbursement share for

each agency and addresses how subsequent reimbursements would be shared between the two agencies, targeting a goal of bringing both parties back in line with proportional reimbursement after subsequent reimbursements.

Add Unreimbursed Construction Period Costs

Adds a new section to address project-related costs that are not allowed to be paid through the SRF loan between March 1, 2017 to June 30, 2019. The State is disallowing certain costs that are not associated with the project design and construction. Such costs include public outreach, regulatory proceedings, groundwater modeling, geochemical monitoring, and regulatory proceedings. This section would provide a mechanism of continued cost sharing on unreimbursed costs.

Add Financing of GWR Unreimbursed Construction Period Costs

Adds a section to state that the District shall pay seventy-five percent (75%) of the Unreimbursed Construction Period costs and M1W shall pay twenty-five percent (25%) of such costs.

Add Debt Service Reserve Fund

Adds a section to address funding the debt service reserve fund. Unlike earlier proposals, there is no shared funding agreement at this time and M1W retains the right to address alternative approaches for the funding of the reserve at the in-service date in the future.

Amending Term

Amends the existing term of the Agreement to remain in effect until June 30, 2019. An extension could occur at the agreement of the parties.

RECOMMENDATION: The General Manager recommends the Board approve Amendment 2 to the Cost Sharing Agreement with M1W for the Pure Water Monterey Project.

BACKGROUND: Under the Cost Sharing Agreement adopted in May 2013, beginning with Fiscal Year 2013-14, M1W agreed to fund 25% of all costs listed in Section II (A)(1,2) of the Agreement, while the District agreed to pay for 75% of the specified costs. In July 2016, the parties entered into Amendment 1 to the Cost Sharing Agreement to increase the number of fully-funded M1W positions covered and support the costs associated with the line of credit.

After approval of M1W's State Revolving Fund Loan in April of this year, project costs through February 28, 2017 concluded the pre-construction costs covered by the Cost Sharing Agreement. All eligible costs incurred after that period were paid by M1W and subject to reimbursement by the State.

Staff of M1W and the District agreed to apply for \$8.2 million in initial reimbursements from the State Revolving Fund loan, in concept with the reimbursement shared equally between the organizations. The Agency's \$4.1 million share of the reimbursements was earmarked to replenish and increase reserve balances.

At the September 8, 2017 M1W BPC meeting, there were still on-going discussions between both parties. Staff was initially considering a recommendation for an equal distribution of the \$8.2 million initial reimbursement, an equivalent contribution to establish the PWM debt service fund,

and that any future distributions be based on the proportional share of costs or a true-up to that level. As stated above, at the BPC meeting, M1W staff was directed to pursue reimbursement of M1W funds, and to suggest that the District give consideration to waiving reimbursement of their costs.

At the District's Administrative Committee September 11, 2017 meeting, the Committee approved the proposed form of amendment, as well as an alternate version, where the District would not participate in funding the debt service reserve fund and the initial reimbursement proportions would be different.

The District's full board approved either of both versions on consent at its September 18, 2017 meeting.

At M1W's September 25, 2017 full board meeting, the reimbursement proposals were discussed and staff was directed to develop a series of talking points to be conveyed to the District by the M1W board Chair, in support of the District giving consideration to waiving reimbursement of their costs.

Both parties' board Chairs and general managers met on October 4, 2017, at which time the District strongly expressed that it does not agree to waive its reimbursement. The District also provided its own talking points in response to M1W.

As a result of the discussion between the parties on October 4th, the board Chairs and general managers agree that the revised proposal attached as **Exhibit 6-A** hereto represents a compromise which (i) is fair to both parties, (ii) provides for potential future reimbursement of pre-construction costs in a manner that bring both parties closer to proportional reimbursement, and (iii) leave the door open for a future contribution by the District to help reduce the wholesale cost of product water.

EXHIBITS

6-A Proposed Amendment 2 to MRWPCA-MPWMD Groundwater Replenishment Project Cost Sharing Agreement

EXHIBIT 6-A
AMENDMENT 2
to
MRWPCA-MPWMD GROUNDWATER REPLENISHMENT PROJECT
COST SHARING AGREEMENT

This Amendment is entered into as of October __, 2017 (**Effective Date**), by and between the Monterey Regional Water Pollution Control Agency, a joint powers authority (“MRWPCA”) and the Monterey Peninsula Water Management District, a California special act district (“MPWMD”), collectively the “Parties”, based upon the following facts, intentions and understandings of the Parties.

Section II. A. 1 is amended to read as follows:

1.(a) Planning and Development Costs Defined

This Agreement is by its terms limited to sharing of costs of planning and development of the GWR Project, incurred beginning April 1, 2012 and incurred through the period ending February 28, 2017. Such costs are also referred to as “Pre-Construction Costs.” Examples of those costs include:

1. CEQA
2. Feasibility Review
3. Facilities Planning
4. Monitoring Well Construction and Testing
5. Pilot Treatment and Pilot Injection
6. Public Outreach
7. Line of Credit Issuance Costs, Interests, and Related Fees
8. Design and Engineering
9. Legal Expenses Related to Activities Above

1.(b) Financing of GWR Project Planning and Development Costs

The Parties estimate that the costs described in Section 1.(a), immediately above, will total \$6,957,352 as shown in the budget in Appendix A. Beginning FY2013-14, MPWMD shall pay seventy-five percent (75%) of such costs, and MRWPCA shall pay twenty-five percent (25%) of such costs. Seventy-five percent (75%) of full employee costs (salary and benefits) incurred by MRWPCA for up to two (2) of its employees' allocable time committed to tasks falling within the components described in Section 1.(a), immediately above, shall be paid (reimbursed) by MPWMD. Prior to FY2013-14, such costs are shared fifty percent (50%) by each Party. Other employee costs incurred by either Party and allocable to the GWR Project will be reimbursed from the proceeds of

the permanent financing pursuant to any reimbursement resolution adopted by MPWMD or MRWPCA.

1.(c) Reimbursement of Planning and Development Costs

- i. Initial Reimbursement: The parties agree that the Agency will request an initial reimbursement from the State Revolving Fund (SRF) Loan in the amount of \$8,219,742 (Initial Reimbursement.) It is expected that this reimbursement will occur in more than one payment by the State. The amounts received from all payments of this Initial Reimbursement will be divided equally between the MRWPCA and MPWMD.
- ii. Periodic Subsequent Reimbursement: Periodic subsequent reimbursements of Planning and Development Costs shall be divided between MRWPCA and MPWMD in a manner to achieve proportional reimbursement by each party when all Planning and Development Costs have been fully reimbursed, pursuant to the formula described in Appendix B hereto.
- iii. If the actual amount received from the State is reduced by costs that are disallowed by the SRF Loan, the parties agree to equally share in any reimbursement reductions or request additional disbursements up to the amount listed within this section.
- iv. Total reimbursements of Planning and Development Costs received by the Parties shall not exceed the following (*NOTE: Subject to final reconciliation by the parties*):

MRWPCA: \$6,533,333

MPWMD: \$12,713,805

MRWPCA may not seek additional reimbursement of its pre-construction costs incurred outside of this Agreement unless and until the District is fully reimbursed the amount shown above.

1.(d) Unreimbursed Construction Period Costs Defined

From March 1, 2017 through June 30, 2019, there may occur project related costs that are not allowed to be capitalized to the project and paid or reimbursed by State Revolving Fund Loans. Examples of those costs include, among others:

- 1. Public Outreach
- 2. Geochemical Water Quality Modeling
- 3. Groundwater Basin Modeling
- 4. Facility Expansion Design and Engineering
- 5. Regulatory Proceedings

1.(e) Financing of GWR Unreimbursed Construction Period Costs

MPWMD shall pay seventy-five percent (75%) of such costs, and MRWPCA shall pay twenty-five percent (25%) of such costs.

Section II. A. 2 is amended to read as follows:

2. (This section deleted by Amendment 2)

Section II. F. is amended to read as follows:**14. Term**

This Agreement shall remain in force and effect until June 30, 2019. The term of this Agreement may be extended with the mutual agreement of the Parties.

WHEREFORE, this Amendment 2 to the Cost Sharing Agreement was executed by the parties on the date first above written.

MRWPCA

MONTEREY REGIONAL WATER POLLUTION
CONTROL AGENCY,

By: _____
Rudy Fischer, Board Chair
MRWPCA Board of Directors

MPWMD

MONTEREY PENINSULA WATER MANAGEMENT
DISTRICT,

By: _____
Robert S. Brower, Chair
MPWMD Board of Directors

APPENDIX B

Calculation of Subsequent Reimbursements

Pursuant to Section 1.(c)ii of the Agreement, Subsequent Reimbursements will be calculated according to the formula (Formula) below.

Definitions:

“PSR” = “Periodic Subsequent Reimbursement”: Total amount, at any time subsequent to the Initial Reimbursement, of Planning and Development Costs reimbursed with SRF funds, subject to a single, periodic subsequent reimbursement request. There may be one, two, or several Periodic Subsequent Reimbursements.

“PSR_{PCA}” = “Periodic Subsequent MRWPCA Reimbursement”: The amount of any Periodic Subsequent Reimbursement allocable to MRWPCA pursuant to the Formula below.

“PSR_{WMD}” = “Periodic Subsequent MPWMD Reimbursement”: The amount of any Periodic Subsequent Reimbursement allocable to MPWMD pursuant to the Formula below.

“RTD_{PCA}” = “MRWPCA Reimbursements To Date”: At the time of any Periodic Subsequent Reimbursement received, the total of all reimbursements previously received to date by MRWPCA, including the portion of the Initial Reimbursement received by MRWPCA pursuant to Section 1.(c)i of the Agreement.

“RTD_{WMD}” = “MPWMD Reimbursements To Date”: At the time of any Periodic Subsequent Reimbursement received, the total of all reimbursements previously received to date by MPWMD, including the portion of the Initial Reimbursement received by MPWMD pursuant to Section 1.(c)i of the Agreement.

“TOT_{PCA}” = “Total MRWPCA Reimbursement”: The amount shown for MRWPCA pursuant to Section 1.(c)iv of the Agreement, equal to \$6,533,333

“TOT_{WMD}” = “Total MPWMD Reimbursement”: The amount shown for MPWMD pursuant to Section 1.(c)iv of the Agreement equal to \$12,713,805

Formula:

$$\text{PSR}_{\text{PCA}} = \frac{(\text{TOT}_{\text{PCA}} - \text{RTD}_{\text{PCA}})}{(\text{TOT}_{\text{PCA}} + \text{TOT}_{\text{WMD}}) - (\text{RTD}_{\text{PCA}} + \text{RTD}_{\text{WMD}})} \times \text{PSR}$$

$$\text{PSR}_{\text{WMD}} = \frac{(\text{TOT}_{\text{WMD}} - \text{RTD}_{\text{WMD}})}{(\text{TOT}_{\text{PCA}} + \text{TOT}_{\text{WMD}}) - (\text{RTD}_{\text{PCA}} + \text{RTD}_{\text{WMD}})} \times \text{PSR}$$

Example 1: One future remaining periodic reimbursement request of \$11,047,139

$$\text{PSR}_{\text{PCA}} = \frac{(\$6,533,333 - \$4,100,000)}{(\$19,247,138) - (\$8,200,000)} \times \$11,047,139 = \$2,433,333$$

$$\text{PSR}_{\text{WMD}} = \frac{(\$12,713,805 - \$4,100,000)}{(\$19,247,138) - (\$8,200,000)} \times \$11,047,139 = \$8,613,805$$

Example 2: Two future remaining periodic reimbursement requests of \$6,000,000 and then \$5,047,139

First, the \$6,000,000 reimbursement request:

$$\text{PSR}_{\text{PCA}} = \frac{(\$6,533,333 - \$4,100,000)}{(\$19,247,138) - (\$8,200,000)} \times \$6,000,000 = \$1,321,609$$

$$\text{PSR}_{\text{WMD}} = \frac{(\$12,713,805 - \$4,100,000)}{(\$19,247,138) - (\$8,200,000)} \times \$6,000,000 = \$4,678,391$$

Then later, the \$5,047,139 reimbursement request:

$$\text{PSR}_{\text{PCA}} = \frac{(\$6,533,333 - \$5,421,609)}{(\$19,247,138) - (\$14,200,000)} \times \$5,047,139 = \$1,111,724$$

$$\text{PSR}_{\text{WMD}} = \frac{(\$12,713,805 - \$8,778,391)}{(\$19,247,138) - (\$14,200,000)} \times \$5,047,139 = \$3,935,414$$

In this example, after the two periodic subsequent reimbursements, the totals for each entity are:

MRWPCA:	\$6,533,333	33.94%
MPWMD:	\$12,713,805	66.06%

If the second periodic subsequent reimbursement is never executed, the totals for each entity are:

MRWPCA:	\$5,421,609	38.18%
MPWMD:	\$8,778,391	61.82%

If no periodic subsequent reimbursements are ever executed, the totals for each entity are:

MRWPCA:	\$4,100,000	50.00%
MPWMD:	\$4,100,000	50.00%

Hence, the District takes the primary risk of the failure to in the future receive reimbursement that is in proportion to its relative investment compared to MOW.

CONSENT CALENDAR

7. RECEIVE REPORT ON LEGISLATIVE OUTREACH FOR CALENDAR YEAR 2017

Meeting Date:	November 13, 2017	Budgeted:	N/A
From:	David J. Stoldt General Manager	Program/ Line Item No.:	N/A
Prepared By:	David J. Stoldt	Cost Estimate:	N/A

General Counsel Approval: N/A

Committee Recommendation: N/A

CEQA Compliance: Action does not constitute a project as defined by the California Environmental Quality Act Guidelines section 15378.

SUMMARY: At its October 17, 2017 meeting the Legislative Advocacy Committee received an annual report of activities prepared by the General Manger, attached here as **Exhibit 7-A**, as well as an annual report prepared by JEA & Associates, attached as **Exhibit 7-B**. They are presented here as an informational item for the entire board to review. Also attached as **Exhibit 7-C** is a summary of meeting undertaken by The Board Chair, the general managers of the District and Monterey One Water, and representatives of The Ferguson Group October 23rd through 25th, 2017.

RECOMMENDATION: The General Manager recommends the Board receive the reports.

EXHIBITS

- 7-A** Review of Legislative Outreach For Calendar Year 2017
- 7-B** 2017 Budget and Legislative Report: Highlights and Emerging Issues
- 7-C** Meeting Schedule for Washington, DC; October 23-25, 2017

EXHIBIT 7-A

REVIEW OF LEGISLATIVE OUTREACH FOR CALENDAR YEAR 2017

During the course of the 2017 calendar year, the District has undertaken a variety of outreach efforts with the legislature, government agencies, and industry groups consistent with its adopted 2017-18 Legislative Advocacy Plan. Several of these activities are identified chronologically below.

Federal:

- Hired federal lobbying firm The Ferguson Group in January 2017. Monthly conference calls. Notifications of bills and federal activity. Consultation on other western water recycling lobbying activities.
- ACWA in Washington DC attended by Directors Brower, Byrne, Evans and GM Stoldt in February.
- Meeting with Congressman Panetta February 29th by Directors Brower, Byrne, Evans, GM Stoldt, John Arriaga, and Roger Gwinn of The Ferguson Group.
- US Bureau of Reclamation (USBR) Interim Director for the Mid-Pacific Region visits Pure Water Monterey demonstration facility March 30th.
- Meeting with USBR staff to update on Pure Water Monterey May 10th.
- Meeting with Congressman Panetta August 11th to discuss letter of support for USBR grant application.
- Submitted USBR Title XVI WaterSMART grant application in August (awaiting notification.)
- Washington DC visits to support Pure Water Monterey and Carmel River opportunities, including Director Brower, GMs Dave Stoldt and Paul Sciuto, and The Ferguson Group October 23rd – 25th.
- District co-signed letters of support for WRDA/WIIN Act legislation, as well as renewal of EPA Water Sense programs. (see examples attached)

State:

- Sacramento visit by GM Stoldt and JEA Associates March 21st, including Senator Monning, Assemblymember Stone, Assemblymember Caballero, and Secretary Laird, on subjects of CDO Condition 2, issues with the IRWM process, and a Department of Fish

and Wildlife issue.

- Pure Water Monterey groundbreaking ceremony May 5th included Congressman Panetta, Assemblymembers Stone and Caballero, and Secretary Laird.
- Miscellaneous meetings with JEA Associates (January, July, August) to discuss Sacramento strategy.
- Spoke on Plenary Session panel at CSUMB “Greater Vision 2017 New Frontiers Water Forum” with Secretary Laird, SWRCB Board member D’Adamo, and Assemblymember Caballero – addressed SGMA, Prop 1, and pending regulations for prescriptive long-term conservation regulations (AB 1668/SB606) and social justice issues for water quality and cost for low-income customers (AB 401 and SB 623). Additional conversation after the panel.
- Multiple meetings and calls regarding CDO Condition 2, including December 13, 2016 meeting with SWRCB staff, miscellaneous documents filed during the year, several calls and meetings with local stakeholders, conference call with SWRCB staff July 6th. (ongoing)
- Numerous letters regarding proposed Statewide legislation, several in consultation with ACWA (see examples attached)
- Attended conferences and maintained visibility for Association of California Water Agencies, California Special Districts Association, California Water Association.

Local:

- Continue to attend Mayor Authority meetings as needed, as well as meet separately with mayors and council members.
- Meet regularly with local interest groups (e.g. Coalition of Peninsula Businesses, Hospitality Association, Chambers of Commerce, Carmel Valley Association, LandWatch, Public Water Now, among others) and their representatives as requested.
- Sponsored, exhibited, and attended public events such as the County Fair water wise landscape competition, golf outings for Farm Bureau, Hospitality Association, and Commercial Property Owners Association.

Attached are examples of legislative/governmental outreach efforts.



December 7, 2016

Senator Diane Feinstein
331 Hart Senate Office Building
Washington, D.C. 20510

Subject: Water Resources Development Act of 2016

Dear Senator Feinstein:

Monterey Peninsula Water Management District is urging your support of the bipartisan S. 612, a compromise bill on water resources infrastructure that includes the Water Resources Development Act (WRDA) of 2016. The entire state of California, and our region especially, would benefit from passage of WRDA, which responds to historic drought conditions in California and the Western states.

Furthermore, provisions of the bill will provide opportunity for the Pure Water Monterey water recycling project and the Monterey Peninsula Water Supply Project's desalination component. These two projects are critical for the future of our local economy. In addition, it will help local water agencies like ours to work with the U.S. Army Corps of Engineers on stormwater capture projects and groundwater recharge projects, and provides direction to the Corps to engage in environmental infrastructure projects, including water recycling projects.

The legislation is vital to California's water future and is consistent with our state's policy of managing water resources for the coequal goals of enhancing ecosystem health and improving water supply reliability. The drought language included in the bill reflects a balanced compromise that will improve water supplies for all Californians. We appreciate the hard work that has been done to aid the California water community. We strongly support passage of this legislation.

Please do not hesitate to contact our General Manager, David Stoldt at dstoldt@mpwmd.net as you have questions about our projects, or California Central Coast water issues in general.

Sincerely yours,

A handwritten signature in black ink that reads "David J. Stoldt".

David J. Stoldt
General Manager



December 7, 2016

Senator Barbara Boxer
112 Hart Senate Office Building
Washington, D.C. 20510

Subject: Water Resources Development Act of 2016

Dear Senator Boxer:

Monterey Peninsula Water Management District is urging your support of the bipartisan S. 612, a compromise bill on water resources infrastructure that includes the Water Resources Development Act (WRDA) of 2016. The entire state of California, and our region especially, would benefit from passage of WRDA, which responds to historic drought conditions in California and the Western states.

Furthermore, provisions of the bill will provide opportunity for the Pure Water Monterey water recycling project and the Monterey Peninsula Water Supply Project's desalination component. These two projects are critical for the future of our local economy. In addition, it will help local water agencies like ours to work with the U.S. Army Corps of Engineers on stormwater capture projects and groundwater recharge projects, and provides direction to the Corps to engage in environmental infrastructure projects, including water recycling projects.

The legislation is vital to California's water future and is consistent with our state's policy of managing water resources for the coequal goals of enhancing ecosystem health and improving water supply reliability. The drought language included in the bill reflects a balanced compromise that will improve water supplies for all Californians. We appreciate the hard work that has been done to aid the California water community. We strongly support passage of this legislation.

Please do not hesitate to contact our General Manager, David Stoldt at dstoldt@mpwmd.net as you have questions about our projects, or California Central Coast water issues in general.

Sincerely yours,

A handwritten signature in black ink that reads "David J. Stoldt".

David J. Stoldt
General Manager



December 7, 2016

Representative Sam Farr
1126 Longworth HOB
Washington, D.C. 20515

Subject: Water Resources Development Act of 2016

Dear Representative Farr:

Monterey Peninsula Water Management District is urging your support of the bipartisan S. 612, a compromise bill on water resources infrastructure that includes the Water Resources Development Act (WRDA) of 2016. The entire state of California, and our region especially, would benefit from passage of WRDA, which responds to historic drought conditions in California and the Western states.

Furthermore, provisions of the bill will provide opportunity for the Pure Water Monterey water recycling project and the Monterey Peninsula Water Supply Project's desalination component. These two projects are critical for the future of our local economy. In addition, it will help local water agencies like ours to work with the U.S. Army Corps of Engineers on stormwater capture projects and groundwater recharge projects, and provides direction to the Corps to engage in environmental infrastructure projects, including water recycling projects.

The legislation is vital to California's water future and is consistent with our state's policy of managing water resources for the coequal goals of enhancing ecosystem health and improving water supply reliability. The drought language included in the bill reflects a balanced compromise that will improve water supplies for all Californians. We appreciate the hard work that has been done to aid the California water community. We strongly support passage of this legislation.

Please do not hesitate to contact our General Manager, David Stoldt at dstoldt@mpwmd.net as you have questions about our projects, or California Central Coast water issues in general.

Sincerely yours,

A handwritten signature in black ink that reads "David J. Stoldt". The signature is written in a cursive, flowing style.

David J. Stoldt
General Manager



December 12, 2016

President Obama
The White House
1600 Pennsylvania Avenue NW
Washington DC 20500

Subject: Water Infrastructure Improvements for the Nation Act of 2016

Dear President Obama:

Monterey Peninsula Water Management District is urging your support of the bipartisan S. 612, a compromise bill on water resources infrastructure, also referred to as "WIIN" the Water Infrastructure Improvements for the Nation Act. The entire state of California, and our region especially, would benefit from WIIN, which responds to historic drought conditions in California and the Western states. Please sign this bill.

Furthermore, provisions of the bill will provide opportunity for the Pure Water Monterey water recycling project and the Monterey Peninsula Water Supply Project's desalination component. These two projects are critical for the future of our local economy. In addition, it will help local water agencies like ours to work on stormwater capture projects and groundwater recharge projects.

The legislation is vital to California's water future and is consistent with our state's policy of managing water resources for the coequal goals of enhancing ecosystem health and improving water supply reliability. The drought language included in the bill reflects a balanced compromise that will improve water supplies for all Californians, yet maintain the delicate balance of environmental needs. We appreciate the hard work that has been done to aid the California water community. We strongly support your signing this legislation.

Please do not hesitate to contact our General Manager, David Stoldt at dstoldt@mpwmd.net as you have questions about our projects, or California Central Coast water issues in general.

Sincerely yours,

A handwritten signature in black ink that reads "David J. Stoldt".

David J. Stoldt
General Manager



April 14, 2017

The Honorable Blanca Rubio
State Capitol, Room 5175
Sacramento, CA 95814

Re: AB 968 (Rubio): Urban Water Use Efficiency
Position: SUPPORT (as proposed to be amended)

Dear Assemblymember Rubio:

On behalf of the Monterey Peninsula Water Management District, I am writing to express our support for AB 968 as proposed to be amended.

AB 968 will set new water efficiency targets for water suppliers to achieve by 2025. As called for by Governor Brown, these new targets will build upon the progress made under the existing "20% by 2020" law (SB x7-7 (2009)). The bill makes water use efficiency a way of life in California in a manner that accounts for local conditions, while also recognizing and incentivizing sustainable, balanced approaches to water management. AB 968 will establish a collaborative stakeholder process to continue improvement in water use efficiency beyond 2025. AB 968 will also preserve the Legislature's authority and oversight over long-term water use target setting while making water use efficiency a way of life in California.

As a significant policy matter with implications for California's economy and communities, we encourage the Legislature to consider AB 968 and other similar bills through the regular policy committee process, and to not consider budget trailer bills related to this important area of public policy.

For these reasons, the Monterey Peninsula Water Management District supports AB 968. If you or your staff have any questions, please contact me at 831-658-5652 or dstoldt@mpwmd.net.

Sincerely,

A handwritten signature in black ink that reads "David J. Stoldt".

David J. Stoldt
General Manager

cc: The Honorable Eduardo Garcia, Chair, Assembly Water, Parks, and Wildlife Committee
Honorable Members of the Assembly Water, Parks, and Wildlife Committee

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Irvine Ranch
WATER DISTRICT



San Francisco
Water
Power
Sewer



Long Beach Water
Exceptional Water • Exceptional Service

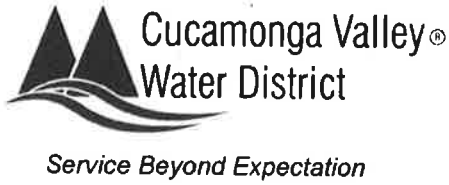
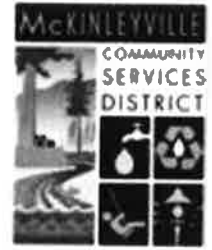


San Diego County Water Authority



CONTRA COSTA
WATER DISTRICT







April 14, 2017

The Honorable Blanca Rubio
 State Capitol, Room 5175
 Sacramento, CA 95814

Re: AB 968 (Rubio): Urban Water Use Efficiency
Position: SUPPORT (as proposed to be amended)

Dear Assemblymember Rubio:

On behalf of the organizations listed above, we are writing to express our support for AB 968 as proposed to be amended.

AB 968 will set new water efficiency targets for water suppliers to achieve by 2025. As called for by Governor Brown, these new targets will build upon the progress made under the existing "20% by 2020" law (SB x7-7 (2009)). The bill makes water use efficiency a way of life in California in a manner that accounts for local conditions, while also recognizing and incentivizing sustainable, balanced approaches to water management. AB 968 will establish a collaborative stakeholder process to continue improvement in water use efficiency beyond 2025. AB 968 will also preserve the Legislature's authority and oversight over long-term water use target setting while making water use efficiency a way of life in California.

As a significant policy matter with implications for California's economy and communities, we encourage the Legislature to consider AB 968 and other similar bills through the regular policy committee process, and to not consider budget trailer bills related to this important area of public policy.

For these reasons, our organizations support AB 968 as proposed to be amended.

Sincerely,

David Coxe, General Manager
Bella Vista Water District

Dave Eggerton, General Manager
Calaveras County Water District

Tony Stafford, General Manager
Camrosa Water District

Steve Nugent, General Manager
Carmichael Water District

Steven E. Wickstrum, General Manager
Casitas Municipal Water District

Hilary Straus, General Manager
Citrus Heights Water District

Brian Gerving, Public Works Director
City of Eureka

Felix Riesenberg, P.E., Assistant Public Works Director/Utilities
City of Fairfield

The Honorable Steve Vaus, Mayor
City of Poway

The Honorable Susan Rohan, Mayor
City of Roseville

Bill Busath, Director
City of Sacramento Department of Utilities

Halla Razak, Director
City of San Diego Public Utilities Department

The Honorable Chris Coursey, Mayor
City of Santa Rosa

The Honorable Stanley Cleveland Jr., Mayor
City of Yuba City

Jim Barrett, General Manager
Coachella Valley Water District

The Honorable Lisa M. Borba, President
Contra Costa Water District

Martin E. Zvirbulis, General Manager/CEO
Cucamonga Valley Water District

Paul D. Jones II, P.E., General Manager
Eastern Municipal Water District

Robert Hill, General Manager
El Toro Water District

Brian J. Brady, General Manager
Fallbrook Public Utility District

Carlos Lugo, General Manager
Helix Water District

John Friedenbach, General Manager
Humboldt Bay Municipal Water District

David Hull, General Manager
Humboldt Community Services District

Donald M. Zdeba, General Manager
Indian Wells Valley Water District

Paul Cook, General Manager
Irvine Ranch Water District

**Renae Hinchey, General Manager
Laguna Beach County Water District**

**David W. Pedersen, P.E., General Manager
Las Virgenes Municipal Water District**

**Christopher Garner, General Manager
Long Beach Water Department**

**Greg Orsini, General Manager
McKinleyville Community Services District**

**Paul E. Shoenberger, P.E., General Manager
Mesa Water District**

**Mark N. Kinsey, General Manager
Monte Vista Water District**

**David J. Stoldt, General Manager
Monterey Peninsula Water Management District**

**John Kingsbury, Executive Director
Mountain Counties Water Resources Association**

**Kimberly A. Thorner, General Manager
Olivenhain Municipal Water District**

**Michael R. Markus, P.E., D.WRE, BCEE, F.ASCE, General Manager
Orange County Water District**

**Einar Maisch, General Manager
Placer County Water Agency**

**John Woodling, Executive Director
Regional Water Authority**

**Greg Thomas, General Manager
Rincon Del Diablo Municipal Water District**

Ralph Felix, General Manager
Rio Linda/Elverta CWD

Glenn Farrel, Government Relations Manager
San Diego County Water Authority

Harlan L. Kelly, Jr. General Manager
San Francisco Public Utilities Commission

Paul Helliker, General Manager
San Juan Water District

Dan Ferons, General Manager
Santa Margarita Water District

Piret Harmon, General Manager
Scotts Valley Water District

James L. Smyth, General Manager
Sweetwater Authority

Richard W. Hansen, P.E., General Manager
Three Valleys Municipal Water District

Hector Ruiz, General Manager
Trabuco Canyon Water District

Glenn Pruim, General Manager
Vallecitos Water District

Gary T. Arant, General Manager
Valley Center Municipal Water District

Michael Holmes, General Manager
Walnut Valley Water District

Marc Marcantonio, General Manager
Yorba Linda Water District

G.F. Duerig, General Manager
Zone 7 Water Agency

cc: The Honorable Eduardo Garcia, Chair, Assembly Water, Parks, and Wildlife Committee
Members of the Assembly Water, Parks, and Wildlife Committee
Ryan Ojakian, Senior Consultant, Assembly Water, Parks, and Wildlife Committee
Robert Spiegel, Policy Consultant, Assembly Republican Caucus



April 14, 2017

The Honorable Blanca Rubio
State Capitol, Room 5175
Sacramento, CA 95814

Re: AB 1654 (Rubio): Urban Water Management Planning
Position: SUPPORT

Dear Assemblymember Rubio:

On behalf of the Monterey Peninsula Water Management District I am writing to express our support for AB 1654, your measure which would enhance existing urban water management planning requirements and strengthen water suppliers' abilities to plan and prepare for future droughts.

AB 1654 would enhance existing reporting and drought response requirements related to water shortage contingency analyses, as called for by Governor Brown. Under the bill, urban retail water suppliers ("water suppliers") would report annually to the Department of Water Resources on the status of their water supplies for that year and whether supplies will be adequate to meet projected customer demand. If supplies are not adequate to meet demand, the water supplier would be required to implement the appropriate responses as described in their water shortage contingency analysis.

AB 1654 would also prohibit a water supplier from being required to reduce its use or reliance on any water supply available beyond the steps specified in its water shortage contingency analysis, protecting water suppliers' and their customers' investments in resilient water supply sources.

Finally, as a significant policy matter with implications for California's economy and communities, we encourage the Legislature to consider AB 1654 and other similar bills through the regular policy committee process, and to not consider budget trailer bills related to this important area of public policy.

For these reasons, the Monterey Peninsula Water Management District supports AB 1654. If you or your staff have any questions, please contact me at 831-658-5651 or dstoldt@mpwmd.net.

Sincerely,

A handwritten signature in black ink that reads "David J. Stoldt".

David J. Stoldt
General Manager

cc: The Honorable Eduardo Garcia, Chair, Assembly Water, Parks, and Wildlife Committee
Honorable Members of the Assembly Water, Parks, and Wildlife Committee

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Dave Stoldt

From: Dave Stoldt
Sent: Friday, June 2, 2017 9:55 AM
To: 'Adam Robin'
Cc: 'Christine Compton'; John Woodling
Subject: RE: request for signatories on letter regarding water conservation budget trailer bill

Adam,

Yes, you may use Monterey Peninsula Water Management District on your letter.

Dave

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

831.658.5651

From: Adam Robin [mailto:ARobin@rwah2o.org]
Sent: Thursday, June 1, 2017 8:06 PM
To: Adam Robin <ARobin@rwah2o.org>
Cc: 'Christine Compton' <compton@irwd.com>; John Woodling <jwoodling@rwah2o.org>
Subject: request for signatories on letter regarding water conservation budget trailer bill
Importance: High

All:

Yesterday evening, AB 1654 (Rubio) was approved by the Assembly with a vote of 72-1. As one of the co-sponsors of AB 1654, we'd like thank to the dozens of water agencies, local governments, and other groups from around the state who submitted letters of support.

Consistent with the message in the coalition letters submitted in support of AB 1654, please see attached for a draft letter that encourages the Budget Conference Committee to reject any budget trailer bills related to urban water use targets or drought contingency planning. As expressed in the attached letter: "As a significant policy matter with implications for California's economy and communities, long-term water use efficiency and conservation policy should be addressed through the legislative policy bill process, rather than through the budget process."

The Budget Conference Committee has already begun to meet so we would like to submit this letter no later than close of business tomorrow, June 2. **Please let us know if you are willing to have your agency's logo included on the attached letter by 2:00 p.m. tomorrow.**

Please let us know if you have any questions.

Dave Stoldt

From: Dave Stoldt
Sent: Wednesday, June 28, 2017 11:45 AM
To: Cindy Tuck
Cc: Katie Almand; Stephanie Locke
Subject: Re: Ab 401 Implementation Meeting in Salinas
Attachments: Summary of Salinas AB 401B Workshop.docx

Cindy,

Attached please find a summary of the Salinas meeting. If you have questions or need clarifications, please contact Stephanie Locke, our Water Demand Manager, who prepared the attached memo. Her email is included above and her phone number is 831-658-5630

Regards,

Dave

On Jun 28, 2017, at 9:53 AM, Cindy Tuck <CindyT@acwa.com> wrote:

Hi Dave – Is there an update from the Salinas meeting? In addition to the discussion, an estimate of how many people attended would be of interest. Thanks, Cindy

Cindy Tuck, P.E.

Deputy Executive Director for Government Relations
Association of California Water Agencies
916.441.4545 | cindy@acwa.com | www.acwa.com

<image001.png>

Dave Stoldt

From: Dave Stoldt
Sent: Wednesday, June 28, 2017 10:00 AM
To: Cindy Tuck
Cc: Katie Almand
Subject: Re: Ab 401 Implementation Meeting in Salinas

9 attendees. I'll send that list separately.

Max Gomberg led the discussion for SWRCB.

I'll debrief my staff member and get you a writeup.

Dave Stoldt

~~~~~

Sent from my iPhone

On Jun 28, 2017, at 9:53 AM, Cindy Tuck <[CindyT@acwa.com](mailto:CindyT@acwa.com)> wrote:

Hi Dave – Is there an update from the Salinas meeting? In addition to the discussion, an estimate of how many people attended would be of interest. Thanks, Cindy

**Cindy Tuck, P.E.**

Deputy Executive Director for Government Relations  
Association of California Water Agencies  
916.441.4545 | [cindy@acwa.com](mailto:cindy@acwa.com) | [www.acwa.com](http://www.acwa.com)

<image001.png>

**Dave Stoldt**

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**From:** Dave Stoldt  
**Sent:** Wednesday, August 30, 2017 2:38 PM  
**To:** 'Adam Robin'  
**Subject:** RE: Outreach Alert: Letters Needed on AB 1668/SB 606 for Hearing Thursday

Hi Adam,

Thanks for including us. You still have our logo from earlier, correct?

Dave

---

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

831.658.5651

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**From:** Adam Robin [mailto:ARobin@rwah2o.org]  
**Sent:** Wednesday, August 30, 2017 9:32 AM  
**To:** Adam Robin <ARobin@rwah2o.org>  
**Cc:** Christine Compton <compton@irwd.com>  
**Subject:** FW: Outreach Alert: Letters Needed on AB 1668/SB 606 for Hearing Thursday

All:

Please let us know ASAP if your organization would like to sign on to the attached “oppose unless amended” letter that has been updated to reflect the most recent amendments to AB 1668/SB 606—see the update below for more info. The bills remain identical so we will be submitting identical letters for each.

**Please let us know ASAP if your agency would like to sign the coalition letters. If your organization signed Monday’s letter or you’ve expressed a desire to join since Monday, you will be included on the letter unless you tell us otherwise.**

Thanks,

Adam W. Robin  
Legislative and Regulatory Affairs Program Manager  
Regional Water Authority  
Main: (916) 967-7692  
Cell: (916) 622-8658  
[arobin@rwah2o.org](mailto:arobin@rwah2o.org)





August 30, 2017

The Honorable Robert M. Hertzberg  
 Chairman, Senate Committee on Natural Resources and Water  
 State Capitol, Room 5046  
 Sacramento, CA 95814

The Honorable Nancy Skinner  
 California State Senate  
 State Capitol, Room 2059  
 Sacramento, CA 95814

Re: SB 606 (Skinner/Hertzberg) – OPPOSE UNLESS AMENDED



Dear Senator Hertzberg and Senator Skinner,

On behalf of the undersigned organizations, we are writing to inform you of our “Oppose Unless Amended” position on SB 606.

Throughout this year, our organizations have been engaged in the development of legislation to implement the vision of the Governor’s framework for “Making Water Conservation a California Way of Life” and its objectives of establishing new water use targets for urban retail water suppliers and enhancing drought planning, preparation, and reporting requirements. While SB 606 includes several provisions consistent with these objectives, we remain far apart on several fundamental policy issues. **The issues identified below as well as other important technical changes must be addressed through the attached amendments or our organizations will oppose the bill:**

- SB 606 would grant the State Water Resources Control Board the authority to adopt a variety of enforceable water use standards, including standards for outdoor residential use and commercial, industrial, and institutional water use. Giving state agencies unchecked authority to adopt these standards risks impacts to communities and businesses across California, as only the Legislature can balance competing policy goals and priorities related to water use. SB 606 should be amended to clearly define, in statute, any enforceable standards for efficient urban water use, including standards for outdoor residential water use and an adequate standard for indoor residential use as outlined below.
- SB 606 provides only a limited and temporary credit for recycled water. This provision does not adequately protect and encourage investments in recycled water and potable reuse. SB 606 should be amended to encourage development of these new types of water supplies, including provisions which provide full credit for potable reuse and a sufficient allocation in any water budget for recycled water used for irrigation.
- SB 606 includes a one-time requirement for the Department of Water Resources to provide limited elements of the data needed for water suppliers to calculate the required annual water use objective. For urban water suppliers to be able to calculate the water use objective annually, as required by SB 606, suppliers will need regularly updated data. SB 606 should be amended to either remove the annual reporting requirement or ensure that water suppliers will be provided with the resources necessary to calculate accurate water use objectives.
- SB 606 grants state agencies the discretion to decide whether to adopt variances from standards. In a state as diverse as California, calculating retail-level water use efficiency targets using a “one-size fits all” methodology will be challenging for a wide variety of technical, economic and administrative reasons. SB 606 should be amended to require the establishment of variances and implementation processes that account for unique local conditions as well as technical, economic, and administrative feasibility.
- SB 606 grants state agencies expansive new enforcement powers, including the ability to require water suppliers to take punitive enforcement actions on their customers and the authority to deny state grant and loan funds for failure to meet an undefined standard of “compliance.” SB 606’s enforcement provisions should be amended to shift their emphasis away from providing new punitive enforcement authorities to state agencies and toward technical assistance and information-sharing, along with appropriate authorities to ensure that reporting, planning and other requirements are satisfied.

The operative provisions of existing law in this area—both the “20% by 2020” water use targets and the 2021 updates to urban water management plans—are still years from full implementation. As noted in a previous Committee analysis of this bill, “[w]hile it makes sense to begin working now on whatever comes next, it also makes sense to take the time to make sure the policy and the language is appropriate and does what is intended.” If we cannot come to consensus this year, we urge you to make SB 606 a two-year bill.

We look forward to working with the Legislature to secure a sustainable and resilient water future that protects local authority and includes sensible approaches to improving water use efficiency and enhancing drought planning and preparation.

Sincerely,

Robert Shaver, General Manager  
Alameda County Water District

Kevin Hunt, General Manager  
Central Basin Municipal Water District

Whitnie Wiley, Senior Legislative Advocate  
Association of California Water Agencies

Hilary Straus, General Manager  
Citrus Heights Water District

Nicole Sandkulla, CEO/General Manager  
Bay Area Water Supply & Conservation Agency

Felix Riesenber, Asst. Public Works Director  
City of Fairfield

David Coxey, General Manager  
Bella Vista Water District

Tina White, City Manager  
City of Poway

Dave Eggerton, General Manager  
Calaveras County Water District

Brian Crane, Director, Public Works Department  
City of Redding

Paul Kelley, Executive Director  
CalDesal

Doug Stack, Director of Public Works  
City of Tustin

Barry J. Moline, Executive Director  
California Municipal Utilities Association

The Honorable Stanley Cleveland Jr., Mayor  
City of Yuba City

Rylan Gervase, Legislative Representative  
California Special Districts Association

Jim Barrett, General Manager  
Coachella Valley Water District

Jack Hawks, Executive Director  
California Water Association

Martin E. Zvirbulis, General Manager/CEO  
Cucamonga Valley Water District

Susan Mulligan, General Manager  
Calleguas Municipal Water District

Mark Krause, General Manager  
Desert Water Agency

Tony L. Stafford, General Manager  
Camrosa Water District

Dan McIntyre, General Manager  
Dublin San Ramon Services District

Steven E. Wickstrum, General Manager  
Casitas Municipal Water District

Paul D. Jones II, P.E., General Manager  
Eastern Municipal Water District

Jim Abercrombie, General Manager  
El Dorado Irrigation District

Kimberly A. Thorner, General Manager  
Olivenhain Municipal Water District

Robert R. Hill, General Manager  
El Toro Water District

Michael R. Markus, P.E., General Manager  
Orange County Water District

Mark J. Madison, General Manager  
Elk Grove Water District

Edward A. Castaneda, General Manager  
Orchard Dale Water District

John D. Vega, General Manager  
Elsinore Valley Municipal Water District

Mark Watton, General Manager  
Otay Water District

Nina Jazmadarian, General Manager  
Foothill Municipal Water District

Allen Carlisle, CEO/General Manager  
Padre Dam Municipal Water District

John Friedenbach, General Manager  
Humboldt Bay Municipal Water District

Einar Maisch, General Manager  
Placer County Water Agency

Donald M. Zdeba, General Manager  
Indian Wells Valley Water District

Jeffrey Armstrong, General Manger  
Rancho California Water District

Paul Cook, General Manager  
Irvine Ranch Water District

John Woodling, Executive Director  
Regional Water Authority

Renae Hinchey, General Manager  
Laguna Beach County Water District

Greg Thomas, General Manager  
Rincon Del Diablo Municipal Water District

Christopher Garner, General Manager  
Long Beach Water Department

Girish Balachandran, General Manager  
Riverside Public Utilities

James D. Anderson, General Manager  
Malaga County Water District

Tom Coleman, General Manager  
Rowland Water District

Paul E. Shoenberger, P.E., General Manager  
Mesa Water District

Mary-Ann Warmerdam, Legislative Advocate  
Rural County Representatives of California

Tammy Rudock, General Manager  
Mid-Peninsula Water District

Robert Roscoe, P.E., General Manager  
Sacramento Suburban Water District

Mark Kinsey, General Manager  
Monte Vista Water District

Glenn Farrel, Government Relations Manager  
San Diego County Water Authority

David J. Stoldt, General Manager  
Monterey Peninsula Water Management District

Harlan L. Kelly, Jr. General Manager  
San Francisco Public Utilities Commission

John Kingsbury, Executive Director  
Mountain Counties Water Resources Assoc.

Jeff Davis, General Manager  
San Geronio Pass Water Agency

**Senate Bill 606 (Skinner/Hertzberg) – August 30, 2017**  
**Position: OPPOSE UNLESS AMENDED**

Paul Helliker, General Manager  
 San Juan Water District

Hector Ruiz, P.E., General Manager  
 Trabuco Canyon Water District

Dan Ferons, General Manager  
 Santa Margarita Water District

Thomas J. Haglund, General Manager  
 Tuolumne Utilities District

Piret Harmon, General Manager  
 Scotts Valley Water District

Gary T. Arant, General Manager  
 Valley Center Municipal Water District

Andrew Brunhart, General Manager  
 South Coast Water District

Eldon Boone, General Manager  
 Vista Irrigation District

Wayne Brown, Director of Government Affairs  
 South Orange County Economic Coalition

John Rossi, General Manager  
 Western Municipal Water District

Richard Solbrig, General Manager  
 South Tahoe Public Utility District

G.F. Duerig, General Manager  
 Zone 7 Water Agency

Richard W. Hansen, P.E., General Manager  
 Three Valleys Municipal Water District

cc: The Honorable Members, Senate Committee on Natural Resources and Water  
 The Honorable Eduardo Garcia, Chairman, Assembly Committee on Water, Parks and Wildlife  
 The Honorable Members, Assembly Water Conservation Working Group  
 Mr. Dennis O'Connor, Principal Consultant, Senate Natural Resources and Water Committee  
 Ms. Catherine Freeman, Chief Consultant, Assembly Committee on Water, Parks, and Wildlife  
 Mr. Ryan Ojakian, Senior Consultant, Assembly Committee on Water, Parks, and Wildlife  
 Mr. Michael Bedard, Chief of Staff, Office of Senator Robert Hertzberg  
 Mr. Jim Metropulos, Legislative Director, Office of Assemblymember Laura Friedman  
 Mr. Todd Moffitt, Consultant, Senate Republican Caucus  
 Mr. Robert Spiegel, Consultant, Assembly Republican Caucus

**Dave Stoldt**

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**From:** Stephanie Locke  
**Sent:** Thursday, August 31, 2017 3:13 PM  
**To:** jeffrey@a4we.org  
**Cc:** Dave Stoldt  
**Subject:** Support Bill(s) to Authorize WaterSense  
**Attachments:** MPWMD Logo.tif; MPWMD\_LOGO\_Color\_Process.eps

Hi Jeffrey,

The Monterey Peninsula Water Management District is pleased to support WaterSense. You may include us on all three bills (S 1137, HR 3248, and S 1700). Please let me know if these logos are acceptable.

Kind regards,

Stephanie Locke  
Water Demand Manager  
Monterey Peninsula Water Management District  
[s.locke@mpwmd.net](mailto:s.locke@mpwmd.net)  
831-658-5601 (Office)

**Dave Stoldt**

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**From:** Dave Stoldt  
**Sent:** Monday, September 11, 2017 10:24 AM  
**To:** 'Adam Robin'  
**Subject:** RE: Request for logos: AB 1668/SB 606 floor alerts

Hi Adam,

Yes, keep MPWMD in on the floor alert.

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

831.658.5651

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**From:** Adam Robin [mailto:ARobin@rwah2o.org]  
**Sent:** Friday, September 8, 2017 3:07 PM  
**To:** Adam Robin <ARobin@rwah2o.org>  
**Subject:** Request for logos: AB 1668/SB 606 floor alerts

All:

As you may be aware, AB 1668/SB 606 were amended on September 6. As detailed in the issue update below, the amendments do not address the fundamental policy concerns detailed in the August 30<sup>th</sup> coalition letter.

**Please let us know ASAP if you would like your organization/client to be listed on the attached draft floor alert.** We will be producing an identical corresponding floor alert for AB 1668.

The legislative session ends next week. Due to the requirements of Proposition 54, any additional amendments to these bills will need to be in print no later than Tuesday, September 12. We will provide additional updates ASAP in the event that the bills are amended further.

Please let me know if you have any questions.

Thanks,

Adam W. Robin  
 Regional Water Authority  
 Cell: (916) 502-7123  
[arobin@rwah2o.org](mailto:arobin@rwah2o.org)

**ISSUE UPDATE**



September 11, 2017

The Honorable Mark Stone  
California State Assemblymember  
State Capitol, Room 3146  
Sacramento, CA 95814

Dear Assemblymember Stone:

The Monterey Peninsula Water Management District asks you to support Senate Concurrent Resolution (SCR) 80, introduced in the Senate on Aug. 23, that seeks to designate an annual Water Professionals Appreciation Week during the month of October.

Water Professionals Appreciation Week would provide a platform to highlight the important role of water industry professionals and local public water agencies in ensuring safe and reliable water, wastewater, and recycled water in California.

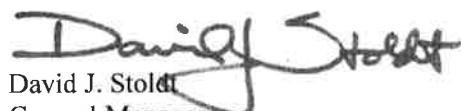
We would like you to support SCR 80 and consider adding on as a coauthor of the resolution. The legislature has until Sept. 15 to take action on the resolution.

Authored by Sen. Bill Dodd (D-Napa) and coauthored by Assembly Member Bill Quirk (D-Hayward), the Senate Concurrent Resolution would establish an annual Water Professionals Appreciation Week that would begin on the first Saturday of October and end on the Sunday of the following weekend each year. The timing of the week is planned for the month of October specifically because Oct. 1 marks the start of each new Water Year. It also allows members of the state Legislature to attend associated events while on interim recess.

During Water Professionals Appreciation Week, local water agencies would be encouraged to organize programs and events to educate their customers and other audiences and highlight the valuable role played by the water industry. It will also be an opportunity to promote jobs in the water industry as part of ACWA's Next Generation Initiative.

On behalf of the jurisdictions within the Monterey Peninsula, we appreciate the attention you personally give to us and your work for the good people of the Monterey Peninsula.

Sincerely yours,



David J. Stoldt  
General Manager

cc: MPWMD Board  
John Arriaga  
ACWA

**Dave Stoldt**

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**From:** Dave Stoldt  
**Sent:** Monday, September 11, 2017 8:54 AM  
**To:** 'Cindy Tuck'  
**Subject:** RE: Bill Text - AB-747 Taxation: nitrogen-based fertilizer application: County of Monterey.

Hi Cindy,

It really only covers half of the intent of SB623 – the fertilizer part – and it is only local, so I doubt that Senator Monning will back off his bill. I think the proponents of SB 623 want a sweeping bill to deal with the issues state-wide and leverage a bigger source of revenue.

This one has three weaknesses:

Requires a vote

Limited revenue base

Sec 7287.20 (b) (1) only cites bottled water or a treatment device, but should be more inclusive of new water supply or connection to an existing domestic supply source.

I would imagine the fertilizer lobby will spend to defeat it at the ballot box.

Dave

---

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

831.658.5651

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**From:** Cindy Tuck [mailto:CindyT@acwa.com]  
**Sent:** Sunday, September 10, 2017 11:41 AM  
**To:** Dave Stoldt <dstoldt@mpwmd.net>  
**Subject:** Fwd: Bill Text - AB-747 Taxation: nitrogen-based fertilizer application: County of Monterey.

Hi Dave - this new proposal just went into print. This could give Senator Monning a local solution. Your take on this would be helpful. Regards, Cindy

Sent from my iPhone

Begin forwarded message:



**Dave Stoldt**

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**From:** Dave Stoldt  
**Sent:** Tuesday, September 12, 2017 10:25 AM  
**To:** 'Adam Robin'; John Arriaga  
**Subject:** FW: AB 1668

Response --- FYI

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**From:** Ansel, Peter [mailto:Peter.Ansel@asm.ca.gov]  
**Sent:** Tuesday, September 12, 2017 10:19 AM  
**To:** Dave Stoldt <dstoldt@mpwmd.net>  
**Subject:** RE: AB 1668

Thank you Dave. I was at a hearing when you called and will share this position with the Assembly Member.

Regards,  
Peter  
Peter Ansel  
Legislative Assistant  
Assemblymember Caballero (D-30<sup>th</sup>)  
916-319-2030  
[Visit Assemblymember Anna Caballero Online](#)



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**From:** Dave Stoldt [mailto:dstoldt@mpwmd.net]  
**Sent:** Tuesday, September 12, 2017 10:16 AM  
**To:** Ansel, Peter  
**Subject:** AB 1668

Hi Peter,

We met in your offices earlier this year to discuss the Pure Water Monterey project and its nexus with 30<sup>th</sup> Assembly District stakeholders. Earlier today, I called your office to reach out on AB 1668 (and SB 606) in hopes of letting the Assemblymember know that many local water agencies in the Monterey-Salinas area oppose the bill unless amended. As I was unable to reach you, I am sending this note by email.

As you likely know, AB 1668/SB 606 were amended on September 6. However, we do not believe the amendments adequately addressed the fundamental policy concerns detailed in our August 30<sup>th</sup> coalition letter. As such, we encourage a position of oppose unless amended.

Thank you for your consideration on this.

Best regards,

Dave



**EXHIBIT 7-B**

# Monterey Peninsula Water Management District

## 2017 Budget and Legislative Report: Highlights and Emerging Issues

JEA & Associates  
770 L Street, Suite 1030  
Sacramento, CA 95815  
[jea@jeaandsassociates.com](mailto:jea@jeaandsassociates.com)

**EXHIBIT 7-B****Introduction and Highlights:**

The Governor and the Legislature convened the 2017-18 legislative session poised to do something they have not had to ever do – defend the state’s constitution, laws and values against the federal government on multiple fronts.

Armed with a super-majority in both Houses and a newly-appointed Attorney General, the Governor and Leadership locked step in strengthening the state’s immigration and sanctuary policies, healthcare, cannabis and environmental laws.

Another outstanding issue they faced was passing a funding package aimed at fixing the state’s ailing transportation infrastructure. After two-years of an extraordinary session, they were successful in securing a few Republican votes to pass this unprecedented tax increase.

The following are highlights summarized from this year’s session:

**2017 Legislative Highlights:****WATER –**

Just two years after California’s historic drought and passage of a water bond package, the Legislature is still trying to legislate long-term reform. Some of these reforms included two water conservation bills – AB 1668 and SB 606. These identical bills became the vehicles for a conservation framework after the Assembly Water Parks and Wildlife Committee heard and passed seven bills related to this said framework. A month later, the Assembly formed a bipartisan 10 member water working group. The working group submitted a letter on June 7, 2017, to the administration requesting the administration pursue policy bills that include principles which the working group had developed.

In response to the letter, the administration agreed to work through the legislative policy process.

Despite the Legislature’s commitment to moving these bills, strong opposition from the Association of California Water Agencies (ACWA) was able to persuade Leadership to hold the bills, hence making them two-year bills.

**SB 623 (Monning)** - This bill creates the Safe and Affordable Drinking Water Fund, administered by the State Water Resources Control Board (SWRCB), and imposes water, fertilizer and dairy fees to fund safe drinking water programs.

The public water fee was added two days prior to the bill being heard in Assembly Appropriations which drew ire on several fronts: 1) Violating the new 3-day in print rule 2) General concern over this public charge, and 3) The Chair represents one of the poorest areas in CA and is over-sensitive to taxes, charges and fees in general. For these reasons, the bill was held but the Chair spoke at the beginning of the hearing saying that there needed to be more public discussion on these new fees

## EXHIBIT 7-B

and that Monning should use the recess to try and build consensus, especially with ACWA, who is vigilantly opposed.

**SB 231 (Hertzberg)** - This bill adds a definition for "sewer" to Prop 218. The definition of "water" and "sewer" under the Act is significant because the election requirements are on fees for services other than water, sewer, and trash services. This bill provides a definition of "sewer" in the Act using the definition of "sewer" from the Public Utilities Code, which includes storm drainage. Additionally, this bill adds a number of findings and declarations to the Act. This bill is sponsored by the Water Foundation.

In hopes of providing flexibility to local agencies, the Governor signed SB 231 into law, however expect a lawsuit challenging the validity by the Howard Jarvis Association on the constitutionality of the bill. Specifically, "SB 231 amends the Proposition 218 Omnibus Implementation Act in ways that violate the California Constitution and will only lead to unnecessary litigation and increased costs for ratepayers. Most importantly, SB 231 contravenes the appellate court case of *HJTA v. City of Salinas*...By including storm water within the definition of a property related fee, SB 231 ensures that voters will be unable to have a say at the ballot box. SB 231 shows contempt for the separation of powers by proposing, in a statute, the same plan that the judiciary has already found unconstitutional."

**TRANSPORTATION** – On April 28<sup>th</sup>, the Governor signed SB 1(Beall), which will raise about \$5.2 billion per year in new revenues, which would represent the most significant statewide investment in transportation infrastructure in many years. The deal allocates \$3 billion per year to fix-it-first road and highway maintenance projects, split evenly between state and local government. Counties' share of this funding would be continuously appropriated, allocated by formula, and distributed to counties on a monthly basis.

Below is a brief summary of key points of the deal:

### ***Revenues:***

- 12-cent gasoline excise tax increase effective Nov 1, 2017
- A new "transportation improvement fee" charged on vehicle registrations starting spring 2018
  - The fee would be on a sliding scale from \$25 to \$175/year per vehicle based on value. Cars valued under \$5,000 (46% of the vehicles in the state) would pay \$25, while vehicles valued over \$60,000 would be charged \$175/year.
- An additional \$100/vehicle fee for new Zero-Emission Vehicles effective 2020
- 20-cent diesel excise tax increase effective Nov 1, 2017
- 4% diesel sales tax increase, effective Nov 1, 2017
- The excise taxes and registration fees would be annually adjusted for inflation

### ***One-Time Loan Repayments:***

- \$686 million in one-time loan-repayments, consisting of \$236 million for transit capital and \$450 million split between cities and counties.

## EXHIBIT 7-B

### *Annual Expenditures:*

- \$3 billion/year at full implementation split between state/local governments for highway and road maintenance
  - The first tax increases are effective in late 2017, after a partial year of funding in 2017-18; the average *new* funding for city/county road maintenance would be \$1.59 billion/year over the rest of the decade.
- \$750 million for transit operations and capital improvements
- \$400 million for bridge repair and maintenance
- \$300 million for trade corridors
- \$200 million for local partnerships with “self-help” counties
- \$100 million for the Active Transportation Program
- \$25 million for Freeway Service Patrol
- \$25 million for SB 375 regional and local planning
- \$7 million for UC and CSU transportation research

### *Reforms:*

- A constitutional amendment to ensure that transportation revenues are not diverted for other purposes will accompany the policy bill
- CSAC has not reviewed full language yet, but we understand the deal also includes at least these additional reform measures:
  - Creation of a Transportation Inspector General to provide oversight
  - Enhanced CTC oversight over Caltrans project delivery
  - Advanced mitigation program for state highway projects

Monterey County will receive over \$118 million over the next years for county roads, in addition to an equal amount for the State Transportation Infrastructure Project (STIP) funding.

### **AFFORDABLE HOUSING REFORM –**

At the end of session, the Governor and Leadership came to an agreement on a comprehensive affordable housing package.. Subsequently, the Governor signed 15 bills to help increase the supply and affordability of housing in California. The measures provide funding for affordable housing, reduce regulations, boost construction and strengthen existing housing laws.

#### More specifically:

**SB 2 (Atkins)**, the Building Homes and Jobs Act, establishes a permanent funding source for affordable housing through a \$75 fee on real estate transaction documents. The fee is capped at \$225 per transaction and exempts real estate sales. The fees would generate roughly \$250 million a year, which would be split among state and local housing programs.

**SB 3 (Beall)** authorizes \$4 billion in general obligation bonds for affordable housing programs and a veteran's home ownership program. SB 3 must be approved by voters next November.

**SB 35 (Wiener)** streamlines the approval process for infill developments in local communities that have failed to meet their regional housing needs.

**EXHIBIT 7-B**

**SB 166 (Skinner)** ensures that cities maintain an ongoing supply of housing construction sites for residents of various income levels.

**SB 167 (Skinner)** increases the standard of proof required for a local government to justify a denial of low- and moderate-income housing development projects. (SB 167 is identical to AB 678.)

**SB 540 (Roth)** streamlines the environmental review process for certain local affordable housing projects.

**AB 72 (Santiago/Chiu)** strengthens the state's ability to enforce laws that require local governments to achieve housing goals.

**AB 73 (Chiu)** gives local governments incentives to create housing on infill sites near public transportation.

**AB 571 (E. Garcia)** makes it easier to develop farmworker housing by easing qualifications for the Farmworker Housing Tax Credit.

**AB 678 (Bocanegra)** increases the standard of proof required for a local government to justify its denial of low- to moderate-income housing development projects. (AB 678 is identical to SB 167.)

**AB 879 (Grayson)** authorizes a study of local fees charged to new residential developments that will also include a proposal to substantially reduce such fees.

**AB 1397 (Low)** makes changes to the definition of land suitable for residential development to increase the number of sites where new multifamily housing can be built.

**AB 1505 (Bloom/Bradford/Chiu/Gloria)** authorizes cities and counties to adopt an inclusionary ordinance for residential rental units in order to create affordable housing.

**AB 1515 (Daly)** allows housing projects to be afforded the protections of the Housing Accountability Act if the project is consistent with local planning rules despite local opposition.

**AB 1521 (Bloom/Chiu)** gives experienced housing organizations a first right of refusal to purchase affordable housing developments in order to keep the units affordable.

**CANNABIS REGULATION –**

In addition to the \$94.6 million appropriated in the budget to implement California's cannabis laws, the budget package includes an updated and comprehensive trailer bill, SB 94, that consolidates the medical and adult-use cannabis regulatory frameworks, established under the Medical Cannabis and Regulatory Safety Act (MCRSA) and Proposition 64, the Adult Use of Marijuana Act (AUMA), into one single regulatory system for commercial cannabis activity, known as the Medicinal and Adult-Use of Cannabis Regulatory and Safety Act (MAUCRSA).

## **EXHIBIT 7-B**

### State-Local Licensure Process

The trailer bill outlined a process that requires local verification of applicants for state cannabis licenses. The process respects the dual licensure approach included in the MCRSA while working within the confines of the system established by the AUMA, which placed the burden on the state rather than the applicant to ensure that any state licensee is in full compliance with local rules and regulations related to commercial cannabis activity.

Most notably, SB 94 undid the recent regulatory requirements under the MCRSA, therefore the regulations released in April are nullified and a single set of regulations for both medicinal and recreational will be released in mid-November.

### **SANCTUARY DESIGNATIONS –**

As a direct result of the federal government’s recent executive orders on immigration, the Legislature introduced a number of bills aimed at protecting their rights and the rights of those localities that offer “sanctuary”. The most controversial was SB 54 (De Leon) which approved on the last day of the 2017 legislative session, would limit whom state and local law enforcement officers can hold and question on immigration violations.

Dubbed the “California Values Act,” SB 54 would establish clear divisions between law enforcement and federal immigration authorities in an attempt to ensure local officers do not become part of deportation efforts under the Trump administration.

The law would largely prohibit state and local law enforcement agencies, including school and security officers, from using money or staff to investigate, question, hold or arrest people for immigration violations. For many officers across the state, the expanded restrictions wouldn’t change much. Some police and sheriff agencies have already developed similar boundaries against working with immigration agents through their own policies or under local “sanctuary city” rules that limit collaboration between local agencies and federal immigration authorities. For other officers, the legislation would set new guidelines.

If signed, the state is expecting a legal battle with the federal government. U.S. Atty. Gen. Jeff Sessions, who has called SB 54 “unconscionable,” is already locked in a legal battle with several cities, including San Francisco, over his move to withhold Justice Department grant funds to discourage “sanctuary city” policies.

The Senate Leader and the author has stated that leaders are prepared to defend it in court. Some legal experts say an effort to block California’s law would likely be unsuccessful, pointing to the 10th Amendment and previous rulings in which courts have found the federal government can't compel local authorities to enforce federal laws.

### **CAP-AND-TRADE**

In another historic defiance to the federal government, the Governor and Legislature passed and signed AB 398 (E. Garcia) which extends and improves the state's world-leading cap-and-trade program to ensure California continues to meet its ambitious climate change goals.



## **EXHIBIT 7-B**

This legislation extends the program by 10 years until 2030 in the most cost-effective way possible, and makes the following improvements based on years of operation, analysis and input:

- Ensures that carbon pollution will decrease as the program's emissions cap declines.
- Cuts the use of out-of-state carbon offsets and brings those environmental benefits back to California.
- Designates the California Air Resources Board as the statewide regulatory body responsible for ensuring that California meets its statewide carbon pollution reduction targets, while retaining local air districts' responsibility and authority to curb toxic air contaminants and criteria pollutants from local sources that severely impact public health.
- Decreases free carbon allowances over 40 percent by 2030.
- Prioritizes cap-and-trade spending to ensure funds go where they are needed most, including reducing diesel emissions in the most impacted communities.

### **PARK BOND**

If enacted, the bill would place the Drought, Water, Parks, Climate, Coastal Protection, and Outdoor Access for All Act of 2018 on the November 2018 General Election Ballot. The Act proposes the issuance of \$3.997 billion in general obligation bonds for parks, water, recreation, and wildlife conservation. The bond also includes \$5 million specifically for grants to improve county fairgrounds.

Breakdown of funds available by category:

- \$1.37 billion dollars for park and recreation improvements;
- \$1.467 billion for water projects, including water way improvement, coastal protection, clean drinking water projects, and flood control.
- \$652 million for conservancies and wildlife; and
- \$503 million for climate preparedness, habitat improvement and resource enhancement.

### **2017 Budget Highlights:**

On June 27<sup>th</sup>, the Governor signed 2017-18 budget package totaling \$125 billion in General Fund revenue to the Governor. This included the standard main budget bill as well as over a dozen trailer bills that addressed significant policy ranging from cannabis regulation, employee orientation mandates, state agency reorganization, etc.

The final budget agreement between the Governor and legislative leadership focuses on a combination of creating more robust reserves, paying down liabilities, and investing in schools and programs serving working families. Uncertainties about the state's continued economic recovery are somewhat shadowed by the pending policy changes under the Trump Administration related to healthcare, tax reform, and other programs that could upend the years of prudence under the Brown Administration. Specifically, the 2017-18 budget package:

## **EXHIBIT 7-B**

- Augments the Rainy Day Fund by \$1.8 billion bringing the fund to a total of \$8.5 billion in 2017-18.
- Provides an additional \$1.4 billion next year for the Local Control Funding Formula for K12 schools and a total of \$14.5 billion General Fund for higher education, with additional funds provided in the next year to expand capacity for California students at the state's public institutions.
- Reduces pension liability with a \$ 6 billion supplemental payment to the California Public Employees' Retirement System (CalPERS) through a loan from the Surplus Money Investment Fund, which is estimated to save the State \$11 million by 2020.
- Accelerates \$2.8 billion toward improving commutes, fixing roads, strengthening overpasses and bridges and building mass transit.
- Expands California's Earned Income Tax Credit for people who are self-employed and for outreach services.
- Continues investments in Medi-Cal, including \$546 million for Proposition 56 programs

### **Emerging Issues for 2018:**

With the 2015-16 legislative session closed out, many vital issues remain unresolved and/or emerging for the next year. The following is our assessment of issues that MPWMD should consider for the next session:

Cannabis Regulation and Clean-up – All stakeholders are expecting a plethora of new bills to further regulate and remediate any issues with the January rollout of recreational use legalization. One of the biggest concerns for additional regulation is, and will continue to be, is the environmental impact of cannabis cultivation and manufacturing – especially water use. Expect for the State Water Resource Control Board (SWRCB) to start taking a larger role, along with Department of Fish and Wildlife, in the upcoming year.

Unresolved Water Bills – As mentioned previously, the Legislature will have to address the three outstanding two-year water bills – AB 1668, SB 606 and SB 623. To date, all of the authors are continuing to work stakeholders, local and statewide. JEA & Associates will continue to monitor closely, especially for any additional amendments, which is expected sometime in January.

2018 Election – This upcoming election will play a critical role the state's policy projector for the upcoming years, and longer. To date, there are two bonds that would bring significant dollars to local municipalities – SB 3 (Affordable Housing) and SB 5 (Park Bond). Like most, we expect there to be a number of propositions on the general election ballot. Another important initiative could be the repeal of the transportation funding package (SB 1), if its proponents are able to gather enough of the signatures. Aside from the initiative process, California will be electing a new Governor, as well as deciding on twenty Senate seats and eighty Assembly seats up for election/re-election. While the Democrats expect to remain in the majority in both Houses, it remains unclear if they will be able to retain their super-majority.

**EXHIBIT 7-B****Advancing and Defending MPWMD Interests in 2017**

JEA & Associates has proudly represented MPWMD and its interests before the California Legislature, the Governor's Administration and numerous regulatory bodies. MPWMD has expected and received proactive information reporting; clear and concise analysis and reports on the Governor's budget and related legislation; developed and maintained strong and effective relationships with advocacy organizations and coalitions, key members of the Administration, as well as key policy and decision makers in the Legislature.

Each year, JEA & Associates works closely with the MPWMD to assist in developing and framing your legislative priorities and then allocates JEA's resources to advance and defend those priorities. Through timely legislative bill tracks, JEA & Associates assists in keeping MPWMD informed on vital policy and political happenings, in addition to providing critical feedback and strategy on developments as they occur. JEA & Associates' Capitol Weekly Report provides current stories and analysis on legislation, hot issues, budget plays and key staff moves.

Throughout this year's legislative session, we closely watched a multitude of bills ranging from to human trafficking to locally significant bills relating to water and transportation; drafted and delivered position letters; participated in a wide-range of meetings with regulatory agencies, legislators, their staff and stakeholders; and conveyed MPWMD's position on bills in key policy and fiscal committees.

Despite the state's lingering fiscal, policy and political challenges in 2017, JEA & Associates is proud to have helped MPWMD understand and navigate the legislative and budget process.



**EXHIBIT 7-C**

1130 Connecticut Avenue, NW  
Suite 300  
Washington, D.C. 20036  
202.331.8500  
202.331.1598 fax

**MONTEREY PENINSULA WATER MANAGEMENT DISTRICT &  
MONTEREY ONE WATER  
Meeting Schedule for Washington, DC  
October 23-25, 2017  
**DRAFT 8****

**Monday, October 23<sup>rd</sup> (9:00 a.m. to 5:30 p.m.) – Pure Water Funding Opportunities, Agency and Committee Staff**

- 8:00 am**      **Breakfast Briefing – Hyatt Capitol Hill**  
400 New Jersey Ave., NW  
Tel: 202-719-8478  
*Reservation under Roger Gwinn*
- 10:00 am**      **Claudette Fernandez, Assistant Deputy Administrator**  
Rural Development – U.S. Department of Agriculture  
J. Whitten Building  
1400 Jefferson Drive SW, Room 221A  
*(Use the Jefferson Dr. Entrance)*  
Tel: 202-720-4031 (Turner Bridgforth)
- 11:00 am**      **Gray Payne, Deputy Commissioner**  
Department of Interior - U.S. Bureau of Reclamation  
1849 C Street, NW, Room 7637  
Tel: 202-513-0501 (Reggie Rogers)
- 1:00 pm**      **Jordan Dorfman, WIFIA Program**  
Office of Water/Wastewater Management  
Environmental Protection Agency  
1201 Constitution Ave., NW  
Tel: 202-564-0614 (Arnita Hannon)
- 2:00 pm**      **Angie Giancarlo, Staff Assistant (Majority)**  
**Taunja Berquam, Staff Assistant (Minority)**  
House Appropriations Committee - Energy and Water Development  
2362-B Rayburn House Office Building  
Tel: 202-225-3421
- 3:00 pm**      **Lane Dickson, Professional Staff (maj)**  
**Camille Touton, Professional Staff (min)**  
Senate Committee on Energy and Natural Resources  
370 Dirksen Senate Office Building  
Tel: 202-224-4971
- 4:30 pm**      **Joshua Maxwell, Senior Professional Staff (maj)**  
**Evan Jurkovich, Professional Staff (min)**

House Agriculture Committee  
1301 Longworth House Office Building  
Tel: 202-225-2171

**6:00 pm**      **Dinner**

**Tuesday, October 24<sup>th</sup> (9:00 a.m. to 5:30 p.m.) – CA Legislative Delegation**

**9:00 am**      **Garrett Durst, Legislative Director**  
Office of Congressman John Garamendi  
2438 Rayburn House Office Building  
Tel: 202-225-1880

**10:00 am**      **John Watts, Senior Legislative Counsel**  
Office of Senator Diane Feinstein  
331 Hart Senate Office Building  
Tel: 202-224-3841

**11:30 pm**      **William Ball, Director**  
**Bryson Wong, Professional Staff**  
House Committee on Natural Resources, Subcommittee on Water, Power, and Oceans  
O'Neill Federal Building  
200 C Street, SW, Room 4480 (Please call Calvin when pass security)  
Tel: 202-225-8331 (Calvin Frauendelder)

**1:30 pm**      **Congressman Jimmy Panetta (CA-20)**  
228 Cannon House Office Building  
Tel: 202-225-2861 (Rose Leopold)

**2:45 pm**      **Joe Sheehy, Legislative Director**  
Office of Congresswoman Grace Napolitano  
1610 Longworth House Office Building  
Tel: 202-225-5256

**3:15 pm**      **John Mark Kolb, Legislative Assistant**  
Office of Congressman Jeff Denham  
1730 Longworth House Office Building  
Tel: 202-225-4540

**4:15 pm**      **Jennifer Armstrong, Professional Staff (maj)**  
**Samantha Nelson, Professional Staff (min)**  
Senate Appropriations Committee (Energy and Water Development)  
124 Dirksen Senate Office Building  
Tel: 202-224-7260

**6:00 pm**      **Dinner**

**Wednesday, October 25<sup>th</sup> (9:00 a.m. to 5:30 p.m.) – District Meetings**

**9:30 am**      **Christopher Oliver, Assistant Administrator**  
National Marine Fisheries Service

National Oceanic and Atmospheric Administration  
 1315 East-West Highway, SSMC 3, Room 14636, Silver Spring, MD 20910  
 Tel: (301) 427-8000 (Alesia Read)

**11:00 am**

**Charles Wilson**

U.S. Army Corp of Engineers  
 441 G Street, NW, Room 3T61  
 Tel: 202-761-1367

**12:15 pm**

**Kevin Chang, Legislative Assistant**

Senator Kamal Harris  
 112 Hart Senate Office Building  
 Phone: 202-224-3553

**1:30 pm**

**Kelly Colyar, Chief**

**Alex Hettinger, Program Examiner**

Office of Management and Budget, Executive of the President  
 725 – 17<sup>th</sup> Street NW, Room 8002  
 Tel: 202-395-4590 (Sherron White)

**Attendees:**

- Dave J. Stoldt, General Manager, Monterey Peninsula Water Management District
- Robert S. Brower, Chair, Monterey Peninsula Water Management District
- Paul Sciuto, General Manager, Monterey Regional Water Pollution Control Agency
- W. Roger Gwinn, CEO, The Ferguson Group
- Mark Limbaugh, President, The Ferguson Group
- Chris Kearney, Principal, The Ferguson Group
- Stephanie Missert, Senior Associate, The Ferguson Group

**Purpose:**

The purpose of the requested meeting is for the [Monterey Peninsula Water Management District](#) (MPWMD) and the [Monterey Regional Water Pollution Control Agency](#) (MRWPCA) to provide an update on progress on the [Pure Water Monterey Groundwater Replenishment Project](#) and to discuss opportunities for the two agencies to build stronger partnerships with federal agencies to accelerate efforts to develop a more drought proof water supply to address regional agricultural, municipal and industrial and environmental needs. The MPWMD will also provide an update on the status of two studies currently underway in partnership with the Bureau of Reclamation: the Salinas and Carmel River Basin Study and the North Monterey County Drought Contingency Plan (DCP).

MPWMD and MRWPCA also support EPA's WIFIA program and will review how new, innovative, limited federal assistance tools, such as the low-cost, long-term financing that would be made available under proposals like H.R. 434, the New Water Act introduced by Rep. Jeff Denham, can leverage and accelerate significant non-federal support in critical water infrastructure.





**ITEM: CONSENT CALENDAR****8. CONSIDER APPROVAL OF FOURTH QUARTER FISCAL YEAR 2016-2017 INVESTMENT REPORT**

|                      |                                             |                                    |            |
|----------------------|---------------------------------------------|------------------------------------|------------|
| <b>Meeting Date:</b> | <b>November 13, 2017</b>                    | <b>Budgeted:</b>                   | <b>N/A</b> |
| <b>From:</b>         | <b>David J. Stoldt,<br/>General Manager</b> | <b>Program/<br/>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: The Administrative Committee considered this item on November 6, 2017 and recommended approval.****CEQA Compliance: N/A**

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**SUMMARY:** The District's investment policy requires that each quarter the Board of Directors receive and approve a report on investments held by the District. **Exhibit 8-A** is the report for the quarter ending June 30, 2017. District staff has determined that these investments do include sufficient liquid funds to meet anticipated expenditures for the next six months and as a result this portfolio is in compliance with the current District investment policy. This portfolio is in compliance with the California Government Code, and the permitted investments of Monterey County.

**RECOMMENDATION:** The Administrative Committee considered this item at its November 6, 2017 meeting and voted 3 to 0 to recommend approval.

**EXHIBIT****8-A** Investment Report as of June 30, 2017



**EXHIBIT 8-A****MONTEREY PENINSULA WATER MANAGEMENT DISTRICT  
INVESTMENT REPORT AS OF JUNE 30, 2017****MPWMD**

| Issuing Institution<br>Security Description | Purchase<br>Date | Maturity<br>Date | Cost Basis                | Par Value                 | Market Value              | Annual Rate<br>of Return | Portfolio<br>Distribution |
|---------------------------------------------|------------------|------------------|---------------------------|---------------------------|---------------------------|--------------------------|---------------------------|
| Local Agency Investment Fund                | 06/30/17         | 07/01/17         | \$1,705,827               | \$1,705,827               | \$1,705,827               | 0.920%                   | 43.14%                    |
| Bank of America:                            |                  |                  |                           |                           |                           |                          |                           |
| Money Market                                | 06/30/17         | 07/01/17         | 438,520                   | 438,520                   | 438,520                   | 0.040%                   |                           |
| Checking                                    | 06/30/17         | 07/01/17         | 288,044                   | 288,044                   | 288,044                   | 0.000%                   |                           |
|                                             |                  |                  | <u>\$726,564</u>          | <u>\$726,564</u>          | <u>\$726,564</u>          |                          | 18.38%                    |
| Wells Fargo Money Market                    | 06/30/17         | 07/01/17         | 21,565                    | 21,565                    | 21,565                    | 0.010%                   |                           |
| Wells Fargo Institutional Securities:       |                  |                  |                           |                           |                           |                          |                           |
| Interest Bearing Certificate of Deposit     | 07/09/14         | 07/10/17         | \$250,000                 | \$250,000                 | \$250,010                 | 1.150%                   |                           |
| Interest Bearing Certificate of Deposit     | 04/10/15         | 10/10/17         | \$250,000                 | \$250,000                 | \$249,999                 | 1.100%                   |                           |
| Interest Bearing Certificate of Deposit     | 03/27/15         | 03/27/18         | \$250,000                 | \$250,000                 | \$249,851                 | 1.150%                   |                           |
| Interest Bearing Certificate of Deposit     | 06/17/15         | 06/18/18         | \$250,000                 | \$250,000                 | \$249,771                 | 1.550%                   |                           |
| Interest Bearing Certificate of Deposit     | 09/30/15         | 10/01/18         | \$250,000                 | \$250,000                 | \$250,720                 | 1.650%                   |                           |
| Interest Bearing Certificate of Deposit     | 05/10/17         | 11/13/18         | \$250,000                 | \$250,000                 | \$250,172                 | 1.500%                   |                           |
|                                             |                  |                  | <u>\$1,521,565</u>        | <u>\$1,521,565</u>        | <u>\$1,522,087</u>        | 1.331%                   | 38.48%                    |
| <b>TOTAL MPWMD</b>                          |                  |                  | <b><u>\$3,953,955</u></b> | <b><u>\$3,953,955</u></b> | <b><u>\$3,954,477</u></b> | <b><u>0.914%</u></b>     |                           |

**CAWD/PBCSD WASTEWATER RECLAMATION PROJECT**

| Issuing Institution<br>Security Description | Purchase<br>Date | Maturity<br>Date | Cost Basis              | Par Value               | Market Value            | Annual Rate<br>of Return | Portfolio<br>Distribution |
|---------------------------------------------|------------------|------------------|-------------------------|-------------------------|-------------------------|--------------------------|---------------------------|
| US Bank Corp Trust Services:                |                  |                  |                         |                         |                         |                          | 0.40%                     |
| Certificate Payment Fund                    | 06/30/17         | 07/01/17         | 791                     | 791                     | 791                     | 0.000%                   |                           |
| Interest Fund                               | 06/30/17         | 07/01/17         | 327                     | 327                     | 327                     | 0.000%                   |                           |
| Rebate Fund                                 | 06/30/17         | 07/01/17         | 19                      | 19                      | 19                      | 0.000%                   |                           |
|                                             |                  |                  | <u>\$1,136</u>          | <u>\$1,136</u>          | <u>\$1,136</u>          | 0.000%                   |                           |
| Bank of America:                            |                  |                  |                         |                         |                         |                          | 99.60%                    |
| Money Market Fund                           | 06/30/17         | 07/01/17         | 285,233                 | 285,233                 | \$285,233               | 0.030%                   |                           |
| <b>TOTAL WASTEWATER RECLAMATION PROJECT</b> |                  |                  | <b><u>\$286,369</u></b> | <b><u>\$286,369</u></b> | <b><u>\$286,369</u></b> | <b><u>0.030%</u></b>     |                           |

These investments do include sufficient liquid funds to meet anticipated expenditures for the next six months as reflected in the FY 2016-2017 annual budget adopted on June 20, 2016.



**ITEM: CONSENT CALENDAR****9. RECEIVE AND FILE FOURTH QUARTER FINANCIAL ACTIVITY REPORT FOR FISCAL YEAR 2016-2017**

|                      |                                             |                                    |            |
|----------------------|---------------------------------------------|------------------------------------|------------|
| <b>Meeting Date:</b> | <b>November 13, 2017</b>                    | <b>Budgeted:</b>                   | <b>N/A</b> |
| <b>From:</b>         | <b>David J. Stoldt,<br/>General Manager</b> | <b>Program/<br/>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: The Administrative Committee reviewed this item on November 6, 2017 and recommended approval.****CEQA Compliance: N/A**

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**SUMMARY:** The fourth quarter of Fiscal Year (FY) 2016-2017 concluded on June 30, 2017. Table comparing budgeted and actual year-to-date revenues and expenditures for the period are included as **Exhibit 9-A**. **Exhibits 9-B and 9-C** presents the same information in bar graph format. The following comments summarize District staff's observations:

**REVENUES**

The revenue table compares amounts received through the fourth quarter and conclusion of FY 2016-2017 to the amounts budgeted for that same time-period. Total revenues collected were \$10,557,512, or 80.9% of the budgeted amount of \$13,042,545. Variances within the individual revenue categories are described below:

- Water Supply Charge revenues were \$3,401,626, or 100.0% of the budget for the period. This was in line with the budgeted figure.
- Mitigation revenue was \$2,039,913, or 81.0% of the budget. Mitigation revenue was replaced by the User Fee. This line includes Mitigation revenue billed through April 18, 2017.
- Property tax revenues were \$1,820,413, or 113.8% of the budget for the period. This was higher than anticipated due to increase in property values resulting in higher property tax allocation for the District.
- User fee revenues were \$1,156,363, or about 1217.2% of the amount budgeted. The User Fee was implemented from April 19, 2017. District did not anticipate the start date in this fiscal year and thus it was not budgeted.
- Connection Charge revenues were \$370,255, or 174.2% of the budget for the period. Actual collection was higher than anticipated budgeted figure as the forecasted figures are based on estimated number of customers pulling permits. There was more connection charge received than budgeted for the fiscal year.
- Permit Fees revenues were \$243,787, or 105.5% of the budget for the period. Actual collection was higher than anticipated budgeted figure as the forecasted figures are based on estimated number of customers pulling permits. There was more permit fees received than budgeted for the fiscal year.

- Interest revenues were \$22,359, or 111.8% of the budget for the period. Actual interest received was slightly higher than budgeted.
- Reimbursements of \$1,390,565, or 63.9% of the budget. This is based on actual spending and collection of reimbursement project funds. This is considerably less than the budgeted amount as many projects were deferred and continued to next fiscal year.
- Grant revenue of 89,276, or 27.0% of the budget. Actual revenue received was lower than budgeted due to grant funded projects being deferred and continued to next fiscal year.
- The Other revenue category totaled \$22,955 or about 60.4% of the budgeted amount. This category includes reimbursement revenues from legal and other miscellaneous services. Actual collections were lower than anticipated.
- The Reserves category totaled \$0 or about 0.00% of the budgeted amount. This category includes potential use of reserves, water supply carry forward balance and the line of credit during the fiscal year for which adjustments are made at the conclusion of the fiscal year.

## **EXPENDITURES**

Expenditure activity as depicted on the expenditure table is similar to patterns seen in past fiscal years. Total expenditures of \$9,248,774 were about 70.9% of the budgeted amount of \$13,042,545 for the period. Variances within the individual expenditure categories are described below:

- Personnel costs of \$3,370,673 were about 98.2% of the budget. This was slightly below the anticipated budget.
- Expenditures for supplies and services were \$1,045,938, or about 91.1% of the budgeted amount. This was slightly below the anticipated budget.
- Fixed assets purchases of \$114,821 represented around 94.5% of the budgeted amount. This was slightly below the anticipated budget.
- Funds spent for project expenditures were \$4,580,256, or approximately 63.7% of the amount budgeted for the period. This is due to some project spending being deferred to next fiscal year.
- Debt Service included costs of \$137,086, or 59.6% of the budget for the period. Principal paid on the debt was recorded against the outstanding liability.
- Contingencies/Other expenditures \$0, or 0% of the budgeted amount. This was due to the contingency budget not spent during this fiscal year.
- Reserve expenditures of \$0, or 0% of the budgeted amount. This was due to the adjustments made at the conclusion of the fiscal year.

## **EXHIBITS**

- 9-A** Revenue and Expenditure Table
- 9-B** Revenue Graph
- 9-C** Expenditure Graph

**Monterey Peninsula Water Management District  
Fourth Quarter Report on Financial Activity  
Fiscal Year 2016-2017**

|                     | Year-to-Date<br><u>Revenues</u> | Year-to-Date<br><u>Budget</u> | <u>Variance</u>    | Percent of<br><u>Budget</u> |
|---------------------|---------------------------------|-------------------------------|--------------------|-----------------------------|
| Water Supply Charge | \$3,401,626                     | \$3,400,000                   | (\$1,626)          | 100.0%                      |
| Mitigation Revenue  | \$2,039,913                     | \$2,518,500                   | \$478,587          | 81.0%                       |
| Property Taxes      | \$1,820,413                     | \$1,600,000                   | (\$220,413)        | 113.8%                      |
| User Fees           | \$1,156,363                     | \$95,000                      | (\$1,061,363)      | 1217.2%                     |
| Connection Charges  | \$370,255                       | \$212,500                     | (\$157,755)        | 174.2%                      |
| Permit Fees         | \$243,787                       | \$231,000                     | (\$12,787)         | 105.5%                      |
| Interest            | \$22,359                        | \$20,000                      | (\$2,359)          | 111.8%                      |
| Reimbursements      | \$1,390,565                     | \$2,175,900                   | \$785,335          | 63.9%                       |
| Grants              | \$89,276                        | \$330,400                     | \$241,124          | 27.0%                       |
| Other               | \$22,955                        | \$38,000                      | \$15,045           | 60.4%                       |
| Reserves [1]        | \$0                             | \$2,421,245                   | \$2,421,245        | 0.0%                        |
| Total Revenues      | <u>\$10,557,512</u>             | <u>\$13,042,545</u>           | <u>\$2,485,033</u> | <u>80.9%</u>                |

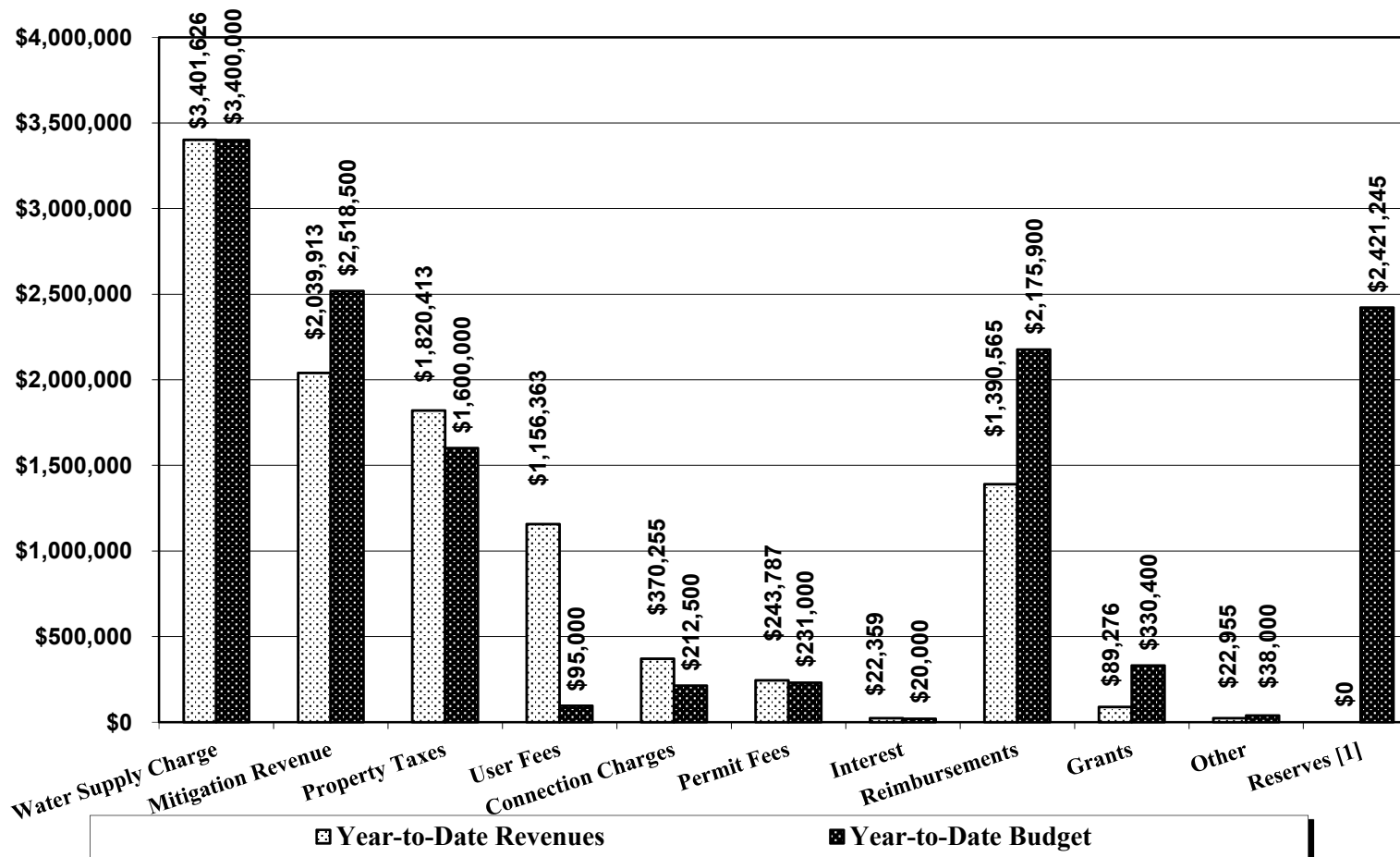
|                      | Year-to-Date<br><u>Expenditures</u> | Year-to-Date<br><u>Budget</u> | <u>Variance</u>    | Percent of<br><u>Budget</u> |
|----------------------|-------------------------------------|-------------------------------|--------------------|-----------------------------|
| Personnel            | \$3,370,673                         | \$3,431,800                   | \$61,127           | 98.2%                       |
| Supplies & Services  | \$1,045,938                         | \$1,148,200                   | \$102,262          | 91.1%                       |
| Fixed Assets         | \$114,821                           | \$121,500                     | \$6,679            | 94.5%                       |
| Project Expenditures | \$4,580,256                         | \$7,186,395                   | \$2,606,139        | 63.7%                       |
| Debt Service         | \$137,086                           | \$230,000                     | \$92,914           | 59.6%                       |
| Contingencies/Other  | \$0                                 | \$75,000                      | \$75,000           | 0.0%                        |
| Reserves             | \$0                                 | \$849,650                     | \$849,650          | 0.0%                        |
| Total Expenditures   | <u>\$9,248,774</u>                  | <u>\$13,042,545</u>           | <u>\$3,793,771</u> | <u>70.9%</u>                |

[1] Budget column includes fund balance, water supply carry forward, and reserve fund



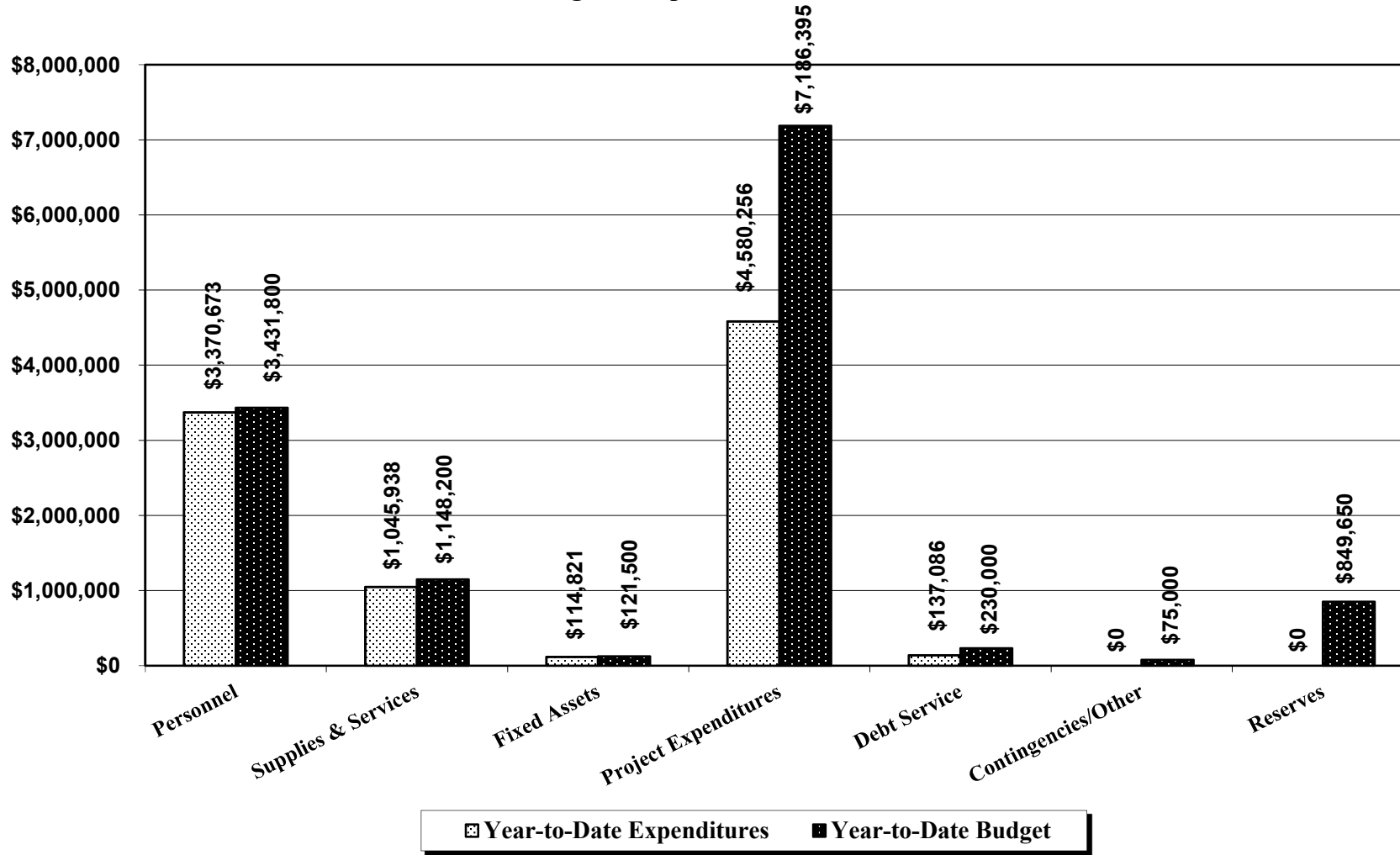


**REVENUES**  
**Fiscal Year Ended June 30, 2017**  
 Year-to-Date Actual Revenues \$10,557,512  
 Year-to-Date Budgeted Revenues \$13,042,545





**EXPENDITURES**  
**Fiscal Year Ended June 30, 2017**  
 Year-to-Date Actual Expenditures \$9,248,774  
 Year-to-Date Budgeted Expenditures \$13,042,545





**ITEM: CONSENT CALENDAR****10. CONSIDER ADOPTION OF TREASURER'S REPORT FOR JULY 2017**

|                      |                                             |                                    |            |
|----------------------|---------------------------------------------|------------------------------------|------------|
| <b>Meeting Date:</b> | <b>November 13, 2017</b>                    | <b>Budgeted:</b>                   | <b>N/A</b> |
| <b>From:</b>         | <b>David J. Stoldt,<br/>General Manager</b> | <b>Program/<br/>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:** The Administrative Committee considered this item on November 6, 2017 and recommended approval.**CEQA Compliance:** This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.

**SUMMARY:** Exhibit 10-A comprises the Treasurer's Report for July 2017. Exhibit 10-B, Exhibit 10-C and Exhibit 10-D are listings of check disbursements for the period July 1-31, 2017. Check Nos. 29693 through 29788, the direct deposits of employee's paychecks, payroll tax deposits, and bank charges resulted in total disbursements for the period in the amount of \$954,576.15. There were no checks issued for conservation rebates. Exhibit 10-E reflects the unaudited version of the financial statements for the month ending July 31, 2017.

**RECOMMENDATION:** District staff recommends adoption of the July 2017 Treasurer's Report and financial statements, and ratification of the disbursements made during the month. The Administrative Committee reviewed this item at its November 6, 2017 meeting and voted 3 to 0 to recommend approval.

**EXHIBITS**

- 10-A** Treasurer's Report
- 10-B** Listing of Cash Disbursements-Regular
- 10-C** Listing of Cash Disbursements-Payroll
- 10-D** Listing of Other Bank Items
- 10-E** Financial Statements



**MONTEREY PENINSULA WATER MANAGEMENT DISTRICT  
TREASURER'S REPORT FOR JULY 2017**

| <u>Description</u>                 |                       |                               |                       |                                    |                        | <b>PB</b>                          |                                     |
|------------------------------------|-----------------------|-------------------------------|-----------------------|------------------------------------|------------------------|------------------------------------|-------------------------------------|
|                                    | <u>Checking</u>       | <u>MPWMD<br/>Money Market</u> | <u>L.A.I.F.</u>       | <u>Wells Fargo<br/>Investments</u> | <u>MPWMD<br/>Total</u> | <u>Rabobank<br/>Line of Credit</u> | <u>Reclamation<br/>Money Market</u> |
| Beginning Balance                  | \$288,043.98          | \$444,091.44                  | \$1,705,826.92        | \$1,521,564.52                     | \$ 3,959,526.86        | \$0.00                             | \$285,232.91                        |
| Fee Deposits                       |                       | 77,686.03                     |                       |                                    | 77,686.03              |                                    | 329,863.55                          |
| Line of Credit Draw/Payoff         |                       |                               |                       |                                    | 0.00                   |                                    |                                     |
| Interest                           |                       | 9.89                          | 3,928.41              | 2,567.19                           | 6,505.49               |                                    | 10.77                               |
| Transfer to/from LAIF              |                       |                               |                       |                                    | 0.00                   |                                    |                                     |
| Transfer-Money Market to Checking  | \$424,570.32          | (424,570.32)                  |                       |                                    | 0.00                   |                                    |                                     |
| Transfer-Money Market to W/Fargo   |                       |                               |                       |                                    | 0.00                   |                                    |                                     |
| Transfer-W/Fargo to Money Market   |                       |                               |                       |                                    | 0.00                   |                                    |                                     |
| W/Fargo-Investment Purchase        |                       |                               |                       |                                    | 0.00                   |                                    |                                     |
| Transfer Ckg to MPWMD M/Mrkt       |                       |                               |                       |                                    | 0.00                   |                                    |                                     |
| MoCo Tax & WS Chg Installment Pymt |                       |                               |                       |                                    | 0.00                   |                                    |                                     |
| Transfer to CAWD                   |                       |                               |                       |                                    | 0.00                   |                                    | (600,000.00)                        |
| Voided Cks                         |                       |                               |                       |                                    | 0.00                   |                                    |                                     |
| Bank Corrections/Reversals/Errors  |                       |                               |                       |                                    | 0.00                   |                                    |                                     |
| Bank Charges/Rtn'd Deposits/Other  | (\$270.96)            | (20.70)                       |                       |                                    | (291.66)               |                                    | (20.00)                             |
| Payroll Tax Deposits               | (43,521.46)           |                               |                       |                                    | (43,521.46)            |                                    |                                     |
| Payroll Checks/Direct Deposits     | (131,340.41)          |                               |                       |                                    | (131,340.41)           |                                    |                                     |
| General Checks                     | (779,047.41)          |                               |                       |                                    | (779,047.41)           |                                    |                                     |
| Bank Draft Payments                | (395.91)              |                               |                       |                                    | (395.91)               |                                    |                                     |
| <b>Ending Balance</b>              | <b>(\$241,961.85)</b> | <b>\$97,196.34</b>            | <b>\$1,709,755.33</b> | <b>\$1,524,131.71</b>              | <b>\$3,089,121.53</b>  | <b>\$0.00</b>                      | <b>\$15,087.23</b>                  |





## Check Report

By Check Number

Date Range: 07/01/2017 - 07/31/2017



Monterey Peninsula Water Management Dist

| Vendor Number           | Vendor Name                                      | Payment Date | Payment Type | Discount Amount | Payment Amount | Number |
|-------------------------|--------------------------------------------------|--------------|--------------|-----------------|----------------|--------|
| <b>Bank Code: APBNK</b> | <b>-Bank of America Checking</b>                 |              |              |                 |                |        |
| 11822                   | CSC                                              | 07/11/2017   | Regular      | 0.00            | 2,500.00       | 29693  |
| 00763                   | ACWA-JPIA                                        | 07/12/2017   | Regular      | 0.00            | 429.90         | 29694  |
| 01015                   | American Lock & Key                              | 07/12/2017   | Regular      | 0.00            | 215.33         | 29695  |
| 00760                   | Andy Bell                                        | 07/12/2017   | Regular      | 0.00            | 699.00         | 29696  |
| 00253                   | AT&T                                             | 07/12/2017   | Regular      | 0.00            | 1,523.51       | 29697  |
| 04042                   | Cabelas Government Outfitters                    | 07/12/2017   | Regular      | 0.00            | 169.93         | 29698  |
| 00252                   | Cal-Am Water                                     | 07/12/2017   | Regular      | 0.00            | 117.10         | 29699  |
| 00252                   | Cal-Am Water                                     | 07/12/2017   | Regular      | 0.00            | 84.51          | 29700  |
| 00243                   | CalPers Long Term Care Program                   | 07/12/2017   | Regular      | 0.00            | 100.12         | 29701  |
| 12601                   | Carmel Valley Ace Hardware                       | 07/12/2017   | Regular      | 0.00            | 31.11          | 29702  |
| 00237                   | Chevron                                          | 07/12/2017   | Regular      | 0.00            | 395.91         | 29703  |
| 00237                   | Chevron                                          | 07/12/2017   | Regular      | 0.00            | -395.91        | 29703  |
| 00224                   | City of Monterey                                 | 07/12/2017   | Regular      | 0.00            | 697.75         | 29704  |
| 00046                   | De Lay & Laredo                                  | 07/12/2017   | Regular      | 0.00            | 25,805.85      | 29705  |
| 00768                   | ICMA                                             | 07/12/2017   | Regular      | 0.00            | 4,965.09       | 29706  |
| 07415                   | Inca Landscape Management                        | 07/12/2017   | Regular      | 0.00            | 65.00          | 29707  |
| 04717                   | Inder Osahan                                     | 07/12/2017   | Regular      | 0.00            | 1,183.47       | 29708  |
| 03857                   | Joe Oliver                                       | 07/12/2017   | Regular      | 0.00            | 1,183.47       | 29709  |
| 00769                   | Laborers Trust Fund of Northern CA               | 07/12/2017   | Regular      | 0.00            | 27,408.00      | 29710  |
| 00117                   | Marina Backflow Company                          | 07/12/2017   | Regular      | 0.00            | 60.00          | 29711  |
| 00274                   | MRWPCA                                           | 07/12/2017   | Regular      | 0.00            | 250,770.82     | 29712  |
| 13396                   | Navia Benefit Solutions, Inc.                    | 07/12/2017   | Regular      | 0.00            | 975.38         | 29713  |
| 14342                   | Norman Naylor                                    | 07/12/2017   | Regular      | 0.00            | 83.25          | 29714  |
| 00225                   | Escalon Services c/o Palace Business Solutions   | 07/12/2017   | Regular      | 0.00            | 122.74         | 29715  |
| 00154                   | Peninsula Messenger Service                      | 07/12/2017   | Regular      | 0.00            | 352.00         | 29716  |
| 00755                   | Peninsula Welding Supply, Inc.                   | 07/12/2017   | Regular      | 0.00            | 49.50          | 29717  |
| 00282                   | PG&E                                             | 07/12/2017   | Regular      | 0.00            | 9.53           | 29718  |
| 04736                   | Pitney Bowes Global Financial Svc, LLC           | 07/12/2017   | Regular      | 0.00            | 378.00         | 29719  |
| 06746                   | POSTMASTER                                       | 07/12/2017   | Regular      | 0.00            | 1,240.00       | 29720  |
| 07627                   | Purchase Power                                   | 07/12/2017   | Regular      | 0.00            | 500.00         | 29721  |
| 00262                   | Pure H2O                                         | 07/12/2017   | Regular      | 0.00            | 64.41          | 29722  |
| 00251                   | Rick Dickhaut                                    | 07/12/2017   | Regular      | 0.00            | 1,030.00       | 29723  |
| 00987                   | SDRMA - Prop & Liability Pkg                     | 07/12/2017   | Regular      | 0.00            | 49,656.60      | 29724  |
| 00988                   | SDRMA - Workers Comp. Insurance                  | 07/12/2017   | Regular      | 0.00            | 43,417.75      | 29725  |
| 04709                   | Sherron Forsgren                                 | 07/12/2017   | Regular      | 0.00            | 650.33         | 29726  |
| 03979                   | Special Districts Association of Monterey County | 07/12/2017   | Regular      | 0.00            | 30.00          | 29727  |
| 00766                   | Standard Insurance Company                       | 07/12/2017   | Regular      | 0.00            | 1,582.74       | 29728  |
| 04719                   | Telit IoT Platforms, LLC                         | 07/12/2017   | Regular      | 0.00            | 228.14         | 29729  |
| 00207                   | Universal Staffing Inc.                          | 07/12/2017   | Regular      | 0.00            | 5,303.78       | 29730  |
| 00271                   | UPEC, Local 792                                  | 07/12/2017   | Regular      | 0.00            | 1,083.18       | 29731  |
| 05370                   | California Secretary of State                    | 07/19/2017   | Regular      | 0.00            | 40.00          | 29732  |
| 01188                   | Alhambra                                         | 07/21/2017   | Regular      | 0.00            | 124.08         | 29733  |
| 00263                   | Arlene Tavani                                    | 07/21/2017   | Regular      | 0.00            | 103.68         | 29734  |
| 00253                   | AT&T                                             | 07/21/2017   | Regular      | 0.00            | 771.62         | 29735  |
| 00036                   | Bill Parham                                      | 07/21/2017   | Regular      | 0.00            | 650.00         | 29736  |
| 01001                   | CDW Government                                   | 07/21/2017   | Regular      | 0.00            | 2,651.80       | 29737  |
| 00224                   | City of Monterey                                 | 07/21/2017   | Regular      | 0.00            | 67.76          | 29738  |
| 00028                   | Colantuono, Highsmith, & Whatley, PC             | 07/21/2017   | Regular      | 0.00            | 161.00         | 29739  |
| 00281                   | CoreLogic Information Solutions, Inc.            | 07/21/2017   | Regular      | 0.00            | 407.00         | 29740  |
| 00192                   | Extra Space Storage                              | 07/21/2017   | Regular      | 0.00            | 779.00         | 29741  |
| 05825                   | Grainger                                         | 07/21/2017   | Regular      | 0.00            | 448.84         | 29742  |
| 00277                   | Home Depot Credit Services                       | 07/21/2017   | Regular      | 0.00            | 121.97         | 29743  |
| 00768                   | ICMA                                             | 07/21/2017   | Regular      | 0.00            | 5,065.09       | 29744  |
| 00259                   | Marina Coast Water District                      | 07/21/2017   | Regular      | 0.00            | 58.57          | 29745  |

**EXHIBIT 10-B**

206

Check Report

Date Range: 07/01/2017 - 07/31/2017

| Vendor Number | Vendor Name                                    | Payment Date | Payment Type | Discount Amount | Payment Amount | Number |
|---------------|------------------------------------------------|--------------|--------------|-----------------|----------------|--------|
| 00259         | Marina Coast Water District                    | 07/21/2017   | Regular      | 0.00            | 268.00         | 29746  |
| 14337         | Mission Communications, LLC                    | 07/21/2017   | Regular      | 0.00            | 1,186.80       | 29747  |
| 01002         | Monterey County Clerk                          | 07/21/2017   | Regular      | 0.00            | 50.00          | 29748  |
| 01002         | Monterey County Clerk                          | 07/21/2017   | Regular      | 0.00            | 50.00          | 29749  |
| 01002         | Monterey County Clerk                          | 07/21/2017   | Regular      | 0.00            | 50.00          | 29750  |
| 13396         | Navia Benefit Solutions, Inc.                  | 07/21/2017   | Regular      | 0.00            | 975.38         | 29751  |
| 00282         | PG&E                                           | 07/21/2017   | Regular      | 0.00            | 1,021.51       | 29752  |
| 00282         | PG&E                                           | 07/21/2017   | Regular      | 0.00            | 20.97          | 29753  |
| 00282         | PG&E                                           | 07/21/2017   | Regular      | 0.00            | 17,268.80      | 29754  |
| 00752         | Professional Liability Insurance Service       | 07/21/2017   | Regular      | 0.00            | 51.11          | 29755  |
| 00176         | Sentry Alarm Systems                           | 07/21/2017   | Regular      | 0.00            | 820.09         | 29756  |
| 00283         | SHELL                                          | 07/21/2017   | Regular      | 0.00            | 662.87         | 29757  |
| 00207         | Universal Staffing Inc.                        | 07/21/2017   | Regular      | 0.00            | 3,321.36       | 29758  |
| 00253         | AT&T                                           | 07/28/2017   | Regular      | 0.00            | 12.53          | 29759  |
| 00232         | Balance Hydrologics, Inc                       | 07/28/2017   | Regular      | 0.00            | 11,991.24      | 29760  |
| 00024         | Central Coast Exterminator                     | 07/28/2017   | Regular      | 0.00            | 104.00         | 29761  |
| 00237         | Chevron                                        | 07/28/2017   | Regular      | 0.00            | 122.17         | 29762  |
| 00230         | Cisco WebEx, LLC                               | 07/28/2017   | Regular      | 0.00            | 49.00          | 29763  |
| 14225         | Cla-Val Company                                | 07/28/2017   | Regular      | 0.00            | 9,558.49       | 29764  |
| 06268         | Comcast                                        | 07/28/2017   | Regular      | 0.00            | 238.81         | 29765  |
| 11822         | CSC                                            | 07/28/2017   | Regular      | 0.00            | 3,000.00       | 29766  |
| 01352         | Dave Stoldt                                    | 07/28/2017   | Regular      | 0.00            | 1,004.80       | 29767  |
| 12191         | Gutierrez Consultants                          | 07/28/2017   | Regular      | 0.00            | 1,193.50       | 29768  |
| 00993         | Harris Court Business Park                     | 07/28/2017   | Regular      | 0.00            | 721.26         | 29769  |
| 00277         | Home Depot Credit Services                     | 07/28/2017   | Regular      | 0.00            | 161.25         | 29770  |
| 06999         | KBA Docusys                                    | 07/28/2017   | Regular      | 0.00            | 544.84         | 29771  |
| 06745         | KBA Docusys - Lease Payments                   | 07/28/2017   | Regular      | 0.00            | 947.22         | 29772  |
| 00280         | Kevan Urquhart                                 | 07/28/2017   | Regular      | 0.00            | 602.69         | 29773  |
| 14343         | Monterey County Farm Bureau                    | 07/28/2017   | Regular      | 0.00            | 1,150.00       | 29774  |
| 00225         | Escalon Services c/o Palace Business Solutions | 07/28/2017   | Regular      | 0.00            | 131.73         | 29775  |
| 00256         | PERS Retirement                                | 07/28/2017   | Regular      | 0.00            | 231,967.00     | 29776  |
| 00282         | PG&E                                           | 07/28/2017   | Regular      | 0.00            | 2,226.42       | 29777  |
| 00282         | PG&E                                           | 07/28/2017   | Regular      | 0.00            | 10,551.12      | 29778  |
| 00282         | PG&E                                           | 07/28/2017   | Regular      | 0.00            | 737.45         | 29779  |
| 13430         | Premier Global Services                        | 07/28/2017   | Regular      | 0.00            | 123.10         | 29780  |
| 00262         | Pure H2O                                       | 07/28/2017   | Regular      | 0.00            | 64.41          | 29781  |
| 00176         | Sentry Alarm Systems                           | 07/28/2017   | Regular      | 0.00            | 309.25         | 29782  |
| 09989         | Star Sanitation Services                       | 07/28/2017   | Regular      | 0.00            | 86.19          | 29783  |
| 00258         | TBC Communications & Media                     | 07/28/2017   | Regular      | 0.00            | 14,088.65      | 29784  |
| 09425         | The Ferguson Group LLC                         | 07/28/2017   | Regular      | 0.00            | 6,662.81       | 29785  |
| 04366         | Tom Lindberg                                   | 07/28/2017   | Regular      | 0.00            | 71.89          | 29786  |
| 01197         | USGS                                           | 07/28/2017   | Regular      | 0.00            | 14,700.00      | 29787  |
| 00754         | Zone24x7                                       | 07/28/2017   | Regular      | 0.00            | 3,961.00       | 29788  |

| Payment Type   | Bank Code APBNK |               | Summary     |                   |
|----------------|-----------------|---------------|-------------|-------------------|
|                | Payable Count   | Payment Count | Discount    | Payment           |
| Regular Checks | 117             | 96            | 0.00        | 779,443.32        |
| Manual Checks  | 0               | 0             | 0.00        | 0.00              |
| Voided Checks  | 0               | 1             | 0.00        | -395.91           |
| Bank Drafts    | 0               | 0             | 0.00        | 0.00              |
| EFT's          | 0               | 0             | 0.00        | 0.00              |
|                | <b>117</b>      | <b>97</b>     | <b>0.00</b> | <b>779,047.41</b> |

**Fund Summary**

| <b>Fund</b> | <b>Name</b>    | <b>Period</b> | <b>Amount</b>     |
|-------------|----------------|---------------|-------------------|
| 99          | POOL CASH FUND | 7/2017        | 779,047.41        |
|             |                |               | <hr/>             |
|             |                |               | <b>779,047.41</b> |





| Payment Number | Payment Date | Payment Type | Employee Number | Employee Name         | Check Amount | Direct Deposit Amount | Total Payment     |
|----------------|--------------|--------------|-----------------|-----------------------|--------------|-----------------------|-------------------|
| 3084           | 07/07/2017   | Regular      | 1024            | Stoldt, David J       | 0.00         | 9,439.64              | 9,439.64          |
| 3085           | 07/07/2017   | Regular      | 1025            | Tavani, Arlene M      | 0.00         | 1,992.40              | 1,992.40          |
| 3086           | 07/07/2017   | Regular      | 1006            | Dudley, Mark A        | 0.00         | 2,679.00              | 2,679.00          |
| 3087           | 07/07/2017   | Regular      | 1039            | Flores, Elizabeth     | 0.00         | 1,953.51              | 1,953.51          |
| 3088           | 07/07/2017   | Regular      | 1018            | Prasad, Suresh        | 0.00         | 3,904.04              | 3,904.04          |
| 3089           | 07/07/2017   | Regular      | 1019            | Reyes, Sara C         | 0.00         | 1,713.37              | 1,713.37          |
| 3090           | 07/07/2017   | Regular      | 1002            | Bekker, Mark          | 0.00         | 1,788.10              | 1,788.10          |
| 3091           | 07/07/2017   | Regular      | 1005            | Christensen, Thomas T | 0.00         | 3,015.77              | 3,015.77          |
| 3092           | 07/07/2017   | Regular      | 1042            | Hamilton, Maureen C.  | 0.00         | 2,964.21              | 2,964.21          |
| 3093           | 07/07/2017   | Regular      | 1008            | Hampson, Larry M      | 0.00         | 3,497.62              | 3,497.62          |
| 3094           | 07/07/2017   | Regular      | 1009            | James, Gregory W      | 0.00         | 3,173.99              | 3,173.99          |
| 3095           | 07/07/2017   | Regular      | 1011            | Lear, Jonathan P      | 0.00         | 3,488.33              | 3,488.33          |
| 3096           | 07/07/2017   | Regular      | 1012            | Lindberg, Thomas L    | 0.00         | 2,251.15              | 2,251.15          |
| 3097           | 07/07/2017   | Regular      | 1013            | Lyons, Matthew J      | 0.00         | 1,666.10              | 1,666.10          |
| 3098           | 07/07/2017   | Regular      | 1023            | Stern, Henrietta L    | 0.00         | 574.99                | 574.99            |
| 3099           | 07/07/2017   | Regular      | 1004            | Chaney, Beverly M     | 0.00         | 2,328.26              | 2,328.26          |
| 3100           | 07/07/2017   | Regular      | 1007            | Hamilton, Cory R      | 0.00         | 2,194.55              | 2,194.55          |
| 3101           | 07/07/2017   | Regular      | 1043            | Suwada, Joseph        | 0.00         | 1,613.55              | 1,613.55          |
| 3102           | 07/07/2017   | Regular      | 1026            | Urquhart, Kevan A     | 0.00         | 2,103.10              | 2,103.10          |
| 3103           | 07/07/2017   | Regular      | 1001            | Ayala, Gabriela D     | 0.00         | 2,468.69              | 2,468.69          |
| 3104           | 07/07/2017   | Regular      | 1041            | Gonnerman, Maryan C   | 0.00         | 1,789.58              | 1,789.58          |
| 3105           | 07/07/2017   | Regular      | 1010            | Kister, Stephanie L   | 0.00         | 2,279.35              | 2,279.35          |
| 3106           | 07/07/2017   | Regular      | 1017            | Locke, Stephanie L    | 0.00         | 3,264.86              | 3,264.86          |
| 3107           | 07/07/2017   | Regular      | 1014            | Martin, Debra S       | 0.00         | 2,427.55              | 2,427.55          |
| 3108           | 07/07/2017   | Regular      | 1040            | Smith, Kyle           | 0.00         | 1,753.84              | 1,753.84          |
| 3109           | 07/21/2017   | Regular      | 1024            | Stoldt, David J       | 0.00         | 5,177.35              | 5,177.35          |
| 3110           | 07/21/2017   | Regular      | 1025            | Tavani, Arlene M      | 0.00         | 2,028.72              | 2,028.72          |
| 3111           | 07/21/2017   | Regular      | 1006            | Dudley, Mark A        | 0.00         | 2,732.62              | 2,732.62          |
| 3112           | 07/21/2017   | Regular      | 1039            | Flores, Elizabeth     | 0.00         | 1,992.52              | 1,992.52          |
| 3113           | 07/21/2017   | Regular      | 1018            | Prasad, Suresh        | 0.00         | 3,912.01              | 3,912.01          |
| 3114           | 07/21/2017   | Regular      | 1019            | Reyes, Sara C         | 0.00         | 1,750.05              | 1,750.05          |
| 3115           | 07/21/2017   | Regular      | 1002            | Bekker, Mark          | 0.00         | 1,822.01              | 1,822.01          |
| 3116           | 07/21/2017   | Regular      | 1005            | Christensen, Thomas T | 0.00         | 3,069.86              | 3,069.86          |
| 3117           | 07/21/2017   | Regular      | 1042            | Hamilton, Maureen C.  | 0.00         | 3,014.00              | 3,014.00          |
| 3118           | 07/21/2017   | Regular      | 1008            | Hampson, Larry M      | 0.00         | 3,566.74              | 3,566.74          |
| 3119           | 07/21/2017   | Regular      | 1009            | James, Gregory W      | 0.00         | 3,230.08              | 3,230.08          |
| 3120           | 07/21/2017   | Regular      | 6034            | Kleven, Alana K       | 0.00         | 177.08                | 177.08            |
| 3121           | 07/21/2017   | Regular      | 1011            | Lear, Jonathan P      | 0.00         | 3,561.14              | 3,561.14          |
| 3122           | 07/21/2017   | Regular      | 1012            | Lindberg, Thomas L    | 0.00         | 2,298.85              | 2,298.85          |
| 3123           | 07/21/2017   | Regular      | 1013            | Lyons, Matthew J      | 0.00         | 1,699.37              | 1,699.37          |
| 3124           | 07/21/2017   | Regular      | 1023            | Stern, Henrietta L    | 0.00         | 312.86                | 312.86            |
| 3125           | 07/21/2017   | Regular      | 6028            | Atkins, Daniel N      | 0.00         | 876.59                | 876.59            |
| 3126           | 07/21/2017   | Regular      | 6035            | Besson, Jordan C.     | 0.00         | 675.80                | 675.80            |
| 3127           | 07/21/2017   | Regular      | 1004            | Chaney, Beverly M     | 0.00         | 2,380.50              | 2,380.50          |
| 3128           | 07/21/2017   | Regular      | 1007            | Hamilton, Cory R      | 0.00         | 2,237.13              | 2,237.13          |
| 3129           | 07/21/2017   | Regular      | 1043            | Suwada, Joseph        | 0.00         | 1,641.73              | 1,641.73          |
| 3130           | 07/21/2017   | Regular      | 1026            | Urquhart, Kevan A     | 0.00         | 2,156.74              | 2,156.74          |
| 3131           | 07/21/2017   | Regular      | 1001            | Ayala, Gabriela D     | 0.00         | 2,384.91              | 2,384.91          |
| 3132           | 07/21/2017   | Regular      | 1041            | Gonnerman, Maryan C   | 0.00         | 1,820.67              | 1,820.67          |
| 3133           | 07/21/2017   | Regular      | 1010            | Kister, Stephanie L   | 0.00         | 2,358.53              | 2,358.53          |
| 3134           | 07/21/2017   | Regular      | 1017            | Locke, Stephanie L    | 0.00         | 3,323.24              | 3,323.24          |
| 3135           | 07/21/2017   | Regular      | 1014            | Martin, Debra S       | 0.00         | 2,474.71              | 2,474.71          |
| 3136           | 07/21/2017   | Regular      | 1040            | Smith, Kyle           | 0.00         | 2,339.05              | 2,339.05          |
| <b>Totals:</b> |              |              |                 |                       | <b>0.00</b>  | <b>131,340.41</b>     | <b>131,340.41</b> |





Monterey Peninsula Water Management Dist

# Bank Transaction Report

## Transaction Detail

Issued Date Range: 07/01/2017 - 07/31/2017

Cleared Date Range: -

| Issued Date                                                          | Cleared Date | Number                     | Description                  | Module           | Status  | Type           | Amount            |
|----------------------------------------------------------------------|--------------|----------------------------|------------------------------|------------------|---------|----------------|-------------------|
| <b>Bank Account: 111 - Bank of America Checking - 0000 8170 8210</b> |              |                            |                              |                  |         |                |                   |
| 07/07/2017                                                           | 07/31/2017   | <a href="#">DFT0000944</a> | I.R.S.                       | Accounts Payable | Cleared | Bank Draft     | -14,937.48        |
| 07/07/2017                                                           | 07/31/2017   | <a href="#">DFT0000945</a> | I.R.S.                       | Accounts Payable | Cleared | Bank Draft     | -2,785.46         |
| 07/07/2017                                                           | 07/31/2017   | <a href="#">DFT0000946</a> | Employment Development Dept. | Accounts Payable | Cleared | Bank Draft     | -5,206.33         |
| 07/07/2017                                                           | 07/31/2017   | <a href="#">DFT0000947</a> | I.R.S.                       | Accounts Payable | Cleared | Bank Draft     | -105.86           |
| 07/17/2017                                                           | 07/31/2017   | <a href="#">DFT0000974</a> | Chevron                      | Accounts Payable | Cleared | Bank Draft     | -395.91           |
| 07/17/2017                                                           | 07/31/2017   | <a href="#">SVC0000123</a> | To Post Bank Service Charge  | General Ledger   | Cleared | Service Charge | -270.93           |
| 07/21/2017                                                           | 07/31/2017   | <a href="#">DFT0000949</a> | I.R.S.                       | Accounts Payable | Cleared | Bank Draft     | -12,982.55        |
| 07/21/2017                                                           | 07/31/2017   | <a href="#">DFT0000950</a> | I.R.S.                       | Accounts Payable | Cleared | Bank Draft     | -2,677.54         |
| 07/21/2017                                                           | 07/31/2017   | <a href="#">DFT0000951</a> | Employment Development Dept. | Accounts Payable | Cleared | Bank Draft     | -4,509.82         |
| 07/21/2017                                                           | 07/31/2017   | <a href="#">DFT0000952</a> | I.R.S.                       | Accounts Payable | Cleared | Bank Draft     | -316.42           |
| <b>Bank Account 111 Total: (10)</b>                                  |              |                            |                              |                  |         |                | <b>-44,188.30</b> |
| <b>Report Total: (10)</b>                                            |              |                            |                              |                  |         |                | <b>-44,188.30</b> |

**EXHIBIT 10-D**

**Bank Transaction Report**

212  
Issued Date Range: -

**Summary**

| Bank Account                                                  | Count     | Amount            |
|---------------------------------------------------------------|-----------|-------------------|
| <a href="#">111 Bank of America Checking - 0000 8170 8210</a> | 10        | -44,188.30        |
| <b>Report Total:</b>                                          | <b>10</b> | <b>-44,188.30</b> |

| Cash Account                                      | Count     | Amount            |
|---------------------------------------------------|-----------|-------------------|
| <a href="#">99 99-10-100100 Pool Cash Account</a> | 10        | -44,188.30        |
| <b>Report Total:</b>                              | <b>10</b> | <b>-44,188.30</b> |

| Transaction Type     | Count     | Amount            |
|----------------------|-----------|-------------------|
| Bank Draft           | 9         | -43,917.37        |
| Service Charge       | 1         | -270.93           |
| <b>Report Total:</b> | <b>10</b> | <b>-44,188.30</b> |





Monterey Peninsula Water Management Dist

**Statement of Revenue Over Expense - No Decimals**  
**Group Summary**

For Fiscal: 2017-2018 Period Ending: 07/31/2017

| Level...                              | July Activity | July Budget      | Variance Favorable (Unfavorable) | Percent Used   | YTD Activity  | Total Budget      | Variance Favorable (Unfavorable) | Percent Used   |
|---------------------------------------|---------------|------------------|----------------------------------|----------------|---------------|-------------------|----------------------------------|----------------|
| <b>Revenue</b>                        |               |                  |                                  |                |               |                   |                                  |                |
| R100 - Water Supply Charge            | 0             | 283,220          | -283,220                         | 0.00 %         | 0             | 3,400,000         | -3,400,000                       | 0.00 %         |
| R120 - Property Taxes Revenues        | 0             | 145,775          | -145,775                         | 0.00 %         | 0             | 1,750,000         | -1,750,000                       | 0.00 %         |
| R130 - User Fees                      | 0             | 285,303          | -285,303                         | 0.00 %         | 0             | 3,425,000         | -3,425,000                       | 0.00 %         |
| R140 - Connection Charges             | 18,359        | 20,825           | -2,466                           | -88.16 %       | 18,359        | 250,000           | -231,641                         | -7.34 %        |
| R150 - Permit Processing Fee          | 16,273        | 14,578           | 1,696                            | -111.63 %      | 16,273        | 175,000           | -158,727                         | -9.30 %        |
| R160 - Well Registration Fee          | 100           | 0                | 100                              | 0.00 %         | 100           | 0                 | 100                              | 0.00 %         |
| R190 - WDS Permits Rule 21            | 3,000         | 4,665            | -1,665                           | -64.31 %       | 3,000         | 56,000            | -53,000                          | -5.36 %        |
| R200 - Recording Fees                 | 932           | 800              | 132                              | -116.55 %      | 932           | 9,600             | -8,668                           | -9.71 %        |
| R210 - Legal Fees                     | 357           | 1,333            | -976                             | -26.79 %       | 357           | 16,000            | -15,643                          | -2.23 %        |
| R220 - Copy Fee                       | 12            | 0                | 12                               | 0.00 %         | 12            | 0                 | 12                               | 0.00 %         |
| R230 - Miscellaneous - Other          | 0             | 1,666            | -1,666                           | 0.00 %         | 0             | 20,000            | -20,000                          | 0.00 %         |
| R250 - Interest Income                | -2,675        | 1,666            | -4,341                           | 160.56 %       | -2,675        | 20,000            | -22,675                          | 13.37 %        |
| R260 - CAW - ASR                      | 0             | 52,929           | -52,929                          | 0.00 %         | 0             | 635,400           | -635,400                         | 0.00 %         |
| R265 - CAW - Los Padres Reimbursement | 0             | 43,733           | -43,733                          | 0.00 %         | 0             | 525,000           | -525,000                         | 0.00 %         |
| R270 - CAW - Rebates                  | 38,604        | 41,650           | -3,046                           | -92.69 %       | 38,604        | 500,000           | -461,396                         | -7.72 %        |
| R290 - CAW - Miscellaneous            | 0             | 2,582            | -2,582                           | 0.00 %         | 0             | 31,000            | -31,000                          | 0.00 %         |
| R300 - Watermaster                    | 0             | 6,214            | -6,214                           | 0.00 %         | 0             | 74,600            | -74,600                          | 0.00 %         |
| R308 - Reclamation Project            | 0             | 1,666            | -1,666                           | 0.00 %         | 0             | 20,000            | -20,000                          | 0.00 %         |
| R310 - Other Reimbursements           | 0             | 2,441            | -2,441                           | 0.00 %         | 0             | 29,300            | -29,300                          | 0.00 %         |
| R320 - Grants                         | 0             | 104,125          | -104,125                         | 0.00 %         | 0             | 1,250,000         | -1,250,000                       | 0.00 %         |
| R510 - Operating Reserve              | 0             | 71,130           | -71,130                          | 0.00 %         | 0             | 853,900           | -853,900                         | 0.00 %         |
| <b>Total Revenue:</b>                 | <b>74,961</b> | <b>1,086,299</b> | <b>-1,011,338</b>                | <b>-6.90 %</b> | <b>74,961</b> | <b>13,040,800</b> | <b>-12,965,839</b>               | <b>-0.57 %</b> |

**EXHIBIT 10-E**

**Statement of Revenue Over Expense - No Decimals**

For Fiscal: 2017-2018 Period Ending: 07/31/2017

| Level...                                    | July Activity  | July 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                     | 95,493         | 208,417        | 112,924                          | 45.82 %         | 95,493         | 2,502,000        | 2,406,507                        | 3.82 %         |
| 1110 - Manager's Auto Allowance             | 0              | 500            | 500                              | 0.00 %          | 0              | 6,000            | 6,000                            | 0.00 %         |
| 1120 - Manager's Deferred Comp              | 0              | 700            | 700                              | 0.00 %          | 0              | 8,400            | 8,400                            | 0.00 %         |
| 1130 - Unemployment Compensation            | 0              | 250            | 250                              | 0.00 %          | 0              | 3,000            | 3,000                            | 0.00 %         |
| 1150 - Temporary Personnel                  | 4,943          | 3,915          | -1,028                           | 126.25 %        | 4,943          | 47,000           | 42,057                           | 10.52 %        |
| 1160 - PERS Retirement                      | 250,482        | 37,443         | -213,039                         | 668.96 %        | 250,482        | 449,500          | 199,018                          | 55.72 %        |
| 1170 - Medical Insurance                    | 26,165         | 27,531         | 1,365                            | 95.04 %         | 26,165         | 330,500          | 304,335                          | 7.92 %         |
| 1180 - Medical Insurance - Retirees         | 8,906          | 6,747          | -2,159                           | 132.00 %        | 8,906          | 81,000           | 72,094                           | 11.00 %        |
| 1190 - Workers Compensation                 | 3,741          | 4,240          | 499                              | 88.22 %         | 3,741          | 50,900           | 47,159                           | 7.35 %         |
| 1200 - Life Insurance                       | 374            | 450            | 76                               | 83.03 %         | 374            | 5,400            | 5,027                            | 6.92 %         |
| 1210 - Long Term Disability Insurance       | 1,121          | 1,200          | 78                               | 93.47 %         | 1,121          | 14,400           | 13,279                           | 7.79 %         |
| 1220 - Short Term Disability Insurance      | 223            | 275            | 52                               | 80.97 %         | 223            | 3,300            | 3,077                            | 6.74 %         |
| 1230 - Other Benefits                       | 0              | 100            | 100                              | 0.00 %          | 0              | 1,200            | 1,200                            | 0.00 %         |
| 1260 - Employee Assistance Program          | 56             | 125            | 69                               | 45.14 %         | 56             | 1,500            | 1,444                            | 3.76 %         |
| 1270 - FICA Tax Expense                     | 211            | 566            | 355                              | 37.27 %         | 211            | 6,800            | 6,589                            | 3.11 %         |
| 1280 - Medicare Tax Expense                 | 2,732          | 3,107          | 376                              | 87.91 %         | 2,732          | 37,300           | 34,569                           | 7.32 %         |
| 1290 - Staff Development & Training         | 573            | 3,074          | 2,501                            | 18.64 %         | 573            | 36,900           | 36,327                           | 1.55 %         |
| 1300 - Conference Registration              | 580            | 283            | -297                             | 204.79 %        | 580            | 3,400            | 2,820                            | 17.06 %        |
| 1310 - Professional Dues                    | 218            | 258            | 41                               | 84.31 %         | 218            | 3,100            | 2,882                            | 7.02 %         |
| 1320 - Personnel Recruitment                | 0              | 167            | 167                              | 0.00 %          | 0              | 2,000            | 2,000                            | 0.00 %         |
| <b>Total Level1: 100 - Personnel Costs:</b> | <b>395,817</b> | <b>299,347</b> | <b>-96,470</b>                   | <b>132.23 %</b> | <b>395,817</b> | <b>3,593,600</b> | <b>3,197,783</b>                 | <b>11.01 %</b> |
| <b>Level1: 200 - Supplies and Services</b>  |                |                |                                  |                 |                |                  |                                  |                |
| 2000 - Board Member Compensation            | 0              | 3,782          | 3,782                            | 0.00 %          | 0              | 45,400           | 45,400                           | 0.00 %         |
| 2020 - Board Expenses                       | 30             | 666            | 636                              | 4.50 %          | 30             | 8,000            | 7,970                            | 0.38 %         |
| 2040 - Rent                                 | 1,824          | 1,933          | 109                              | 94.38 %         | 1,824          | 23,200           | 21,376                           | 7.86 %         |
| 2060 - Utilities                            | 2,495          | 3,232          | 737                              | 77.18 %         | 2,495          | 38,800           | 36,305                           | 6.43 %         |
| 2120 - Insurance Expense                    | 0              | 3,749          | 3,749                            | 0.00 %          | 0              | 45,000           | 45,000                           | 0.00 %         |
| 2130 - Membership Dues                      | 2,155          | 2,882          | 727                              | 74.77 %         | 2,155          | 34,600           | 32,445                           | 6.23 %         |
| 2140 - Bank Charges                         | 292            | 333            | 42                               | 87.52 %         | 292            | 4,000            | 3,708                            | 7.29 %         |
| 2150 - Office Supplies                      | 1,093          | 1,716          | 623                              | 63.68 %         | 1,093          | 20,600           | 19,507                           | 5.30 %         |
| 2160 - Courier Expense                      | 397            | 675            | 278                              | 58.84 %         | 397            | 8,100            | 7,703                            | 4.90 %         |
| 2170 - Printing/Photocopy                   | 0              | 783            | 783                              | 0.00 %          | 0              | 9,400            | 9,400                            | 0.00 %         |
| 2180 - Postage & Shipping                   | 1,293          | 533            | -760                             | 242.47 %        | 1,293          | 6,400            | 5,107                            | 20.20 %        |
| 2190 - IT Supplies/Services                 | 8,186          | 8,330          | 144                              | 98.27 %         | 8,186          | 100,000          | 91,814                           | 8.19 %         |
| 2200 - Professional Fees                    | 7,423          | 29,280         | 21,857                           | 25.35 %         | 7,423          | 351,500          | 344,077                          | 2.11 %         |
| 2220 - Equipment Repairs & Maintenance      | 0              | 625            | 625                              | 0.00 %          | 0              | 7,500            | 7,500                            | 0.00 %         |
| 2235 - Equipment Lease                      | 947            | 1,166          | 219                              | 81.22 %         | 947            | 14,000           | 13,053                           | 6.77 %         |
| 2240 - Telephone                            | 3,234          | 3,798          | 564                              | 85.15 %         | 3,234          | 45,600           | 42,366                           | 7.09 %         |
| 2260 - Facility Maintenance                 | 3,856          | 3,565          | -291                             | 108.15 %        | 3,856          | 42,800           | 38,944                           | 9.01 %         |
| 2270 - Travel Expenses                      | 330            | 2,882          | 2,552                            | 11.45 %         | 330            | 34,600           | 34,270                           | 0.95 %         |

**EXHIBIT 10-E**

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**Statement of Revenue Over Expense - No Decimals****For Fiscal: 2017-2018 Period Ending: 07/31/2017**

| Level...                                          | July<br>Activity | July<br>Budget   | Variance<br>Favorable<br>(Unfavorable) | Percent<br>Used | YTD<br>Activity | Total Budget      | Variance<br>Favorable<br>(Unfavorable) | Percent<br>Used |
|---------------------------------------------------|------------------|------------------|----------------------------------------|-----------------|-----------------|-------------------|----------------------------------------|-----------------|
| 2280 - Transportation                             | 2,563            | 2,216            | -347                                   | 115.66 %        | 2,563           | 26,600            | 24,037                                 | 9.63 %          |
| 2300 - Legal Services                             | 0                | 33,320           | 33,320                                 | 0.00 %          | 0               | 400,000           | 400,000                                | 0.00 %          |
| 2380 - Meeting Expenses                           | 219              | 533              | 315                                    | 40.99 %         | 219             | 6,400             | 6,181                                  | 3.41 %          |
| 2420 - Legal Notices                              | 0                | 308              | 308                                    | 0.00 %          | 0               | 3,700             | 3,700                                  | 0.00 %          |
| 2460 - Public Outreach                            | 43               | 3,807            | 3,764                                  | 1.13 %          | 43              | 45,700            | 45,657                                 | 0.09 %          |
| 2480 - Miscellaneous                              | 0                | 250              | 250                                    | 0.00 %          | 0               | 3,000             | 3,000                                  | 0.00 %          |
| 2500 - Tax Administration Fee                     | 0                | 1,666            | 1,666                                  | 0.00 %          | 0               | 20,000            | 20,000                                 | 0.00 %          |
| 2900 - Operating Supplies                         | 446              | 1,599            | 1,154                                  | 27.87 %         | 446             | 19,200            | 18,754                                 | 2.32 %          |
| <b>Total Level1: 200 - Supplies and Services:</b> | <b>36,825</b>    | <b>113,630</b>   | <b>76,805</b>                          | <b>32.41 %</b>  | <b>36,825</b>   | <b>1,364,100</b>  | <b>1,327,275</b>                       | <b>2.70 %</b>   |
| <b>Level1: 300 - Other Expenses</b>               |                  |                  |                                        |                 |                 |                   |                                        |                 |
| 3000 - Project Expenses                           | 84,397           | 536,968          | 452,572                                | 15.72 %         | 84,397          | 6,446,200         | 6,361,803                              | 1.31 %          |
| 4000 - Fixed Asset Purchases                      | 0                | 72,254           | 72,254                                 | 0.00 %          | 0               | 867,400           | 867,400                                | 0.00 %          |
| 5000 - Debt Service                               | 0                | 19,159           | 19,159                                 | 0.00 %          | 0               | 230,000           | 230,000                                | 0.00 %          |
| 6000 - Contingencies                              | 0                | 6,248            | 6,248                                  | 0.00 %          | 0               | 75,000            | 75,000                                 | 0.00 %          |
| 6500 - Reserves                                   | 0                | 38,693           | 38,693                                 | 0.00 %          | 0               | 464,500           | 464,500                                | 0.00 %          |
| <b>Total Level1: 300 - Other Expenses:</b>        | <b>84,397</b>    | <b>673,322</b>   | <b>588,926</b>                         | <b>12.53 %</b>  | <b>84,397</b>   | <b>8,083,100</b>  | <b>7,998,703</b>                       | <b>1.04 %</b>   |
| <b>Total Expense:</b>                             | <b>517,038</b>   | <b>1,086,299</b> | <b>569,261</b>                         | <b>47.60 %</b>  | <b>517,038</b>  | <b>13,040,800</b> | <b>12,523,762</b>                      | <b>3.96 %</b>   |
| <b>Report Total:</b>                              | <b>-442,077</b>  | <b>0</b>         | <b>-442,077</b>                        |                 | <b>-442,077</b> | <b>0</b>          | <b>-442,077</b>                        |                 |

**EXHIBIT 10-E****Statement of Revenue Over Expense - No Decimals**

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For Fiscal: 2017-2018 Period Ending: 07/31/2017

**Fund Summary**

| <b>Fund</b>            | <b>July<br/>Activity</b> | <b>July<br/>Budget</b> | <b>Variance<br/>Favorable<br/>(Unfavorable)</b> | <b>Percent<br/>Used</b> | <b>YTD<br/>Activity</b> | <b>Total Budget</b> | <b>Variance<br/>Favorable<br/>(Unfavorable)</b> | <b>Percent<br/>Used</b> |
|------------------------|--------------------------|------------------------|-------------------------------------------------|-------------------------|-------------------------|---------------------|-------------------------------------------------|-------------------------|
| 24 - MITIGATION FUND   | -188,603                 | 0                      | -188,603                                        |                         | -188,603                | 0                   | -188,603                                        |                         |
| 26 - CONSERVATION FUND | -100,784                 | 0                      | -100,784                                        |                         | -100,784                | 0                   | -100,784                                        |                         |
| 35 - WATER SUPPLY FUND | -152,690                 | 0                      | -152,690                                        |                         | -152,690                | 0                   | -152,690                                        |                         |
| <b>Report Total:</b>   | <b>-442,077</b>          | <b>0.02</b>            | <b>-442,077</b>                                 |                         | <b>-442,077</b>         | <b>0</b>            | <b>-442,077</b>                                 |                         |



Monterey Peninsula Water Management Dist

**Statement of Revenue Over Expense - No Decimals**  
**Group Summary**

For Fiscal: 2017-2018 Period Ending: 07/31/2017

| Level...                          | July<br>Activity | July<br>Budget | Variance<br>Favorable<br>(Unfavorable) | Percent<br>Used | YTD<br>Activity | Total Budget     | Variance<br>Favorable<br>(Unfavorable) | Percent<br>Used |
|-----------------------------------|------------------|----------------|----------------------------------------|-----------------|-----------------|------------------|----------------------------------------|-----------------|
| <b>Fund: 24 - MITIGATION FUND</b> |                  |                |                                        |                 |                 |                  |                                        |                 |
| <b>Revenue</b>                    |                  |                |                                        |                 |                 |                  |                                        |                 |
| R120 - Property Taxes Revenues    | 0                | 54,645         | -54,645                                | 0.00 %          | 0               | 656,000          | -656,000                               | 0.00 %          |
| R130 - User Fees                  | 0                | 192,215        | -192,215                               | 0.00 %          | 0               | 2,307,500        | -2,307,500                             | 0.00 %          |
| R160 - Well Registration Fee      | 100              | 0              | 100                                    | 0.00 %          | 100             | 0                | 100                                    | 0.00 %          |
| R190 - WDS Permits Rule 21        | 3,000            | 4,665          | -1,665                                 | -64.31 %        | 3,000           | 56,000           | -53,000                                | -5.36 %         |
| R230 - Miscellaneous - Other      | 0                | 833            | -833                                   | 0.00 %          | 0               | 10,000           | -10,000                                | 0.00 %          |
| R250 - Interest Income            | -1,426           | 208            | -1,635                                 | 684.91 %        | -1,426          | 2,500            | -3,926                                 | 57.05 %         |
| R290 - CAW - Miscellaneous        | 0                | 633            | -633                                   | 0.00 %          | 0               | 7,600            | -7,600                                 | 0.00 %          |
| R310 - Other Reimbursements       | 0                | 2,357          | -2,357                                 | 0.00 %          | 0               | 28,300           | -28,300                                | 0.00 %          |
| R320 - Grants                     | 0                | 79,135         | -79,135                                | 0.00 %          | 0               | 950,000          | -950,000                               | 0.00 %          |
| R510 - Operating Reserve          | 0                | 8,538          | -8,538                                 | 0.00 %          | 0               | 102,500          | -102,500                               | 0.00 %          |
| <b>Total Revenue:</b>             | <b>1,674</b>     | <b>343,229</b> | <b>-341,556</b>                        | <b>-0.49 %</b>  | <b>1,674</b>    | <b>4,120,400</b> | <b>-4,118,726</b>                      | <b>-0.04 %</b>  |

**EXHIBIT 10-E**

**Statement of Revenue Over Expense - No Decimals**

**For Fiscal: 2017-2018 Period Ending: 07/31/2017**

| Level...                                    | July Activity  | July 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                     | 41,218         | 82,034         | 40,816                           | 50.24 %         | 41,218         | 984,800          | 943,582                          | 4.19 %         |
| 1110 - Manager's Auto Allowance             | 0              | 100            | 100                              | 0.00 %          | 0              | 1,200            | 1,200                            | 0.00 %         |
| 1120 - Manager's Deferred Comp              | 0              | 142            | 142                              | 0.00 %          | 0              | 1,700            | 1,700                            | 0.00 %         |
| 1130 - Unemployment Compensation            | 0              | 100            | 100                              | 0.00 %          | 0              | 1,200            | 1,200                            | 0.00 %         |
| 1150 - Temporary Personnel                  | 1,024          | 67             | -957                             | 1,536.34 %      | 1,024          | 800              | -224                             | 127.98 %       |
| 1160 - PERS Retirement                      | 106,492        | 15,627         | -90,865                          | 681.46 %        | 106,492        | 187,600          | 81,108                           | 56.77 %        |
| 1170 - Medical Insurance                    | 10,817         | 11,204         | 387                              | 96.55 %         | 10,817         | 134,500          | 123,683                          | 8.04 %         |
| 1180 - Medical Insurance - Retirees         | 3,642          | 2,699          | -943                             | 134.93 %        | 3,642          | 32,400           | 28,758                           | 11.24 %        |
| 1190 - Workers Compensation                 | 2,342          | 2,499          | 157                              | 93.73 %         | 2,342          | 30,000           | 27,658                           | 7.81 %         |
| 1200 - Life Insurance                       | 172            | 200            | 28                               | 86.07 %         | 172            | 2,400            | 2,228                            | 7.17 %         |
| 1210 - Long Term Disability Insurance       | 469            | 483            | 14                               | 97.17 %         | 469            | 5,800            | 5,331                            | 8.09 %         |
| 1220 - Short Term Disability Insurance      | 93             | 108            | 15                               | 86.10 %         | 93             | 1,300            | 1,207                            | 7.17 %         |
| 1230 - Other Benefits                       | 0              | 42             | 42                               | 0.00 %          | 0              | 500              | 500                              | 0.00 %         |
| 1260 - Employee Assistance Program          | 23             | 50             | 27                               | 46.84 %         | 23             | 600              | 577                              | 3.90 %         |
| 1270 - FICA Tax Expense                     | 191            | 242            | 51                               | 78.95 %         | 191            | 2,900            | 2,709                            | 6.58 %         |
| 1280 - Medicare Tax Expense                 | 1,149          | 1,216          | 67                               | 94.45 %         | 1,149          | 14,600           | 13,451                           | 7.87 %         |
| 1290 - Staff Development & Training         | 200            | 991            | 791                              | 20.18 %         | 200            | 11,900           | 11,700                           | 1.68 %         |
| 1300 - Conference Registration              | 232            | 117            | -115                             | 198.94 %        | 232            | 1,400            | 1,168                            | 16.57 %        |
| 1310 - Professional Dues                    | 218            | 67             | -151                             | 326.71 %        | 218            | 800              | 582                              | 27.22 %        |
| 1320 - Personnel Recruitment                | 0              | 67             | 67                               | 0.00 %          | 0              | 800              | 800                              | 0.00 %         |
| <b>Total Level1: 100 - Personnel Costs:</b> | <b>168,282</b> | <b>118,053</b> | <b>-50,230</b>                   | <b>142.55 %</b> | <b>168,282</b> | <b>1,417,200</b> | <b>1,248,918</b>                 | <b>11.87 %</b> |
| <b>Level1: 200 - Supplies and Services</b>  |                |                |                                  |                 |                |                  |                                  |                |
| 2000 - Board Member Compensation            | 0              | 1,516          | 1,516                            | 0.00 %          | 0              | 18,200           | 18,200                           | 0.00 %         |
| 2020 - Board Expenses                       | 12             | 267            | 255                              | 4.50 %          | 12             | 3,200            | 3,188                            | 0.38 %         |
| 2040 - Rent                                 | 834            | 883            | 49                               | 94.46 %         | 834            | 10,600           | 9,766                            | 7.87 %         |
| 2060 - Utilities                            | 1,004          | 1,299          | 295                              | 77.28 %         | 1,004          | 15,600           | 14,596                           | 6.44 %         |
| 2120 - Insurance Expense                    | 0              | 1,499          | 1,499                            | 0.00 %          | 0              | 18,000           | 18,000                           | 0.00 %         |
| 2130 - Membership Dues                      | 65             | 908            | 843                              | 7.17 %          | 65             | 10,900           | 10,835                           | 0.60 %         |
| 2140 - Bank Charges                         | 117            | 133            | 17                               | 87.52 %         | 117            | 1,600            | 1,483                            | 7.29 %         |
| 2150 - Office Supplies                      | 437            | 675            | 238                              | 64.78 %         | 437            | 8,100            | 7,663                            | 5.40 %         |
| 2160 - Courier Expense                      | 159            | 267            | 108                              | 59.57 %         | 159            | 3,200            | 3,041                            | 4.96 %         |
| 2170 - Printing/Photocopy                   | 0              | 150            | 150                              | 0.00 %          | 0              | 1,800            | 1,800                            | 0.00 %         |
| 2180 - Postage & Shipping                   | 517            | 217            | -300                             | 238.74 %        | 517            | 2,600            | 2,083                            | 19.89 %        |
| 2190 - IT Supplies/Services                 | 3,288          | 3,332          | 44                               | 98.67 %         | 3,288          | 40,000           | 36,712                           | 8.22 %         |
| 2200 - Professional Fees                    | 2,984          | 11,712         | 8,728                            | 25.48 %         | 2,984          | 140,600          | 137,616                          | 2.12 %         |
| 2220 - Equipment Repairs & Maintenance      | 0              | 250            | 250                              | 0.00 %          | 0              | 3,000            | 3,000                            | 0.00 %         |
| 2235 - Equipment Lease                      | 407            | 466            | 59                               | 87.32 %         | 407            | 5,600            | 5,193                            | 7.27 %         |
| 2240 - Telephone                            | 1,397          | 1,516          | 119                              | 92.17 %         | 1,397          | 18,200           | 16,803                           | 7.68 %         |
| 2260 - Facility Maintenance                 | 1,577          | 1,449          | -127                             | 108.78 %        | 1,577          | 17,400           | 15,823                           | 9.06 %         |
| 2270 - Travel Expenses                      | 188            | 791            | 604                              | 23.73 %         | 188            | 9,500            | 9,312                            | 1.98 %         |

**EXHIBIT 10-E**

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**Statement of Revenue Over Expense - No Decimals****For Fiscal: 2017-2018 Period Ending: 07/31/2017**

| Level...                                          | July<br>Activity | July<br>Budget | Variance<br>Favorable<br>(Unfavorable) | Percent<br>Used | YTD<br>Activity | Total Budget     | Variance<br>Favorable<br>(Unfavorable) | Percent<br>Used |
|---------------------------------------------------|------------------|----------------|----------------------------------------|-----------------|-----------------|------------------|----------------------------------------|-----------------|
| 2280 - Transportation                             | 2,365            | 858            | -1,507                                 | 275.66 %        | 2,365           | 10,300           | 7,935                                  | 22.96 %         |
| 2300 - Legal Services                             | 0                | 10,662         | 10,662                                 | 0.00 %          | 0               | 128,000          | 128,000                                | 0.00 %          |
| 2380 - Meeting Expenses                           | 73               | 200            | 127                                    | 36.44 %         | 73              | 2,400            | 2,327                                  | 3.04 %          |
| 2420 - Legal Notices                              | 0                | 133            | 133                                    | 0.00 %          | 0               | 1,600            | 1,600                                  | 0.00 %          |
| 2460 - Public Outreach                            | 17               | 1,524          | 1,507                                  | 1.13 %          | 17              | 18,300           | 18,283                                 | 0.09 %          |
| 2480 - Miscellaneous                              | 0                | 100            | 100                                    | 0.00 %          | 0               | 1,200            | 1,200                                  | 0.00 %          |
| 2500 - Tax Administration Fee                     | 0                | 483            | 483                                    | 0.00 %          | 0               | 5,800            | 5,800                                  | 0.00 %          |
| 2900 - Operating Supplies                         | 0                | 183            | 183                                    | 0.00 %          | 0               | 2,200            | 2,200                                  | 0.00 %          |
| <b>Total Level1: 200 - Supplies and Services:</b> | <b>15,441</b>    | <b>41,475</b>  | <b>26,034</b>                          | <b>37.23 %</b>  | <b>15,441</b>   | <b>497,900</b>   | <b>482,459</b>                         | <b>3.10 %</b>   |
| <b>Level1: 300 - Other Expenses</b>               |                  |                |                                        |                 |                 |                  |                                        |                 |
| 3000 - Project Expenses                           | 6,553            | 149,199        | 142,645                                | 4.39 %          | 6,553           | 1,791,100        | 1,784,547                              | 0.37 %          |
| 4000 - Fixed Asset Purchases                      | 0                | 16,443         | 16,443                                 | 0.00 %          | 0               | 197,400          | 197,400                                | 0.00 %          |
| 6000 - Contingencies                              | 0                | 2,499          | 2,499                                  | 0.00 %          | 0               | 30,000           | 30,000                                 | 0.00 %          |
| 6500 - Reserves                                   | 0                | 15,560         | 15,560                                 | 0.00 %          | 0               | 186,800          | 186,800                                | 0.00 %          |
| <b>Total Level1: 300 - Other Expenses:</b>        | <b>6,553</b>     | <b>183,701</b> | <b>177,148</b>                         | <b>3.57 %</b>   | <b>6,553</b>    | <b>2,205,300</b> | <b>2,198,747</b>                       | <b>0.30 %</b>   |
| <b>Total Expense:</b>                             | <b>190,277</b>   | <b>343,229</b> | <b>152,953</b>                         | <b>55.44 %</b>  | <b>190,277</b>  | <b>4,120,400</b> | <b>3,930,123</b>                       | <b>4.62 %</b>   |
| <b>Total Revenues</b>                             | <b>1,674</b>     | <b>343,229</b> | <b>-341,556</b>                        | <b>-0.49 %</b>  | <b>1,674</b>    | <b>4,120,400</b> | <b>-4,118,726</b>                      | <b>-0.04 %</b>  |
| <b>Total Fund: 24 - MITIGATION FUND:</b>          | <b>-188,603</b>  | <b>0</b>       | <b>-188,603</b>                        |                 | <b>-188,603</b> | <b>0</b>         | <b>-188,603</b>                        |                 |

**EXHIBIT 10-E**

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**Statement of Revenue Over Expense - No Decimals****For Fiscal: 2017-2018 Period Ending: 07/31/2017**

| Level...                            | July<br>Activity | July<br>Budget | Variance<br>Favorable<br>(Unfavorable) | Percent<br>Used | YTD<br>Activity | Total Budget     | Variance<br>Favorable<br>(Unfavorable) | Percent<br>Used |
|-------------------------------------|------------------|----------------|----------------------------------------|-----------------|-----------------|------------------|----------------------------------------|-----------------|
| <b>Fund: 26 - CONSERVATION FUND</b> |                  |                |                                        |                 |                 |                  |                                        |                 |
| <b>Revenue</b>                      |                  |                |                                        |                 |                 |                  |                                        |                 |
| R120 - Property Taxes Revenues      | 0                | 88,398         | -88,398                                | 0.00 %          | 0               | 1,061,200        | -1,061,200                             | 0.00 %          |
| R130 - User Fees                    | 0                | 93,088         | -93,088                                | 0.00 %          | 0               | 1,117,500        | -1,117,500                             | 0.00 %          |
| R150 - Permit Processing Fee        | 16,273           | 14,578         | 1,696                                  | -111.63 %       | 16,273          | 175,000          | -158,727                               | -9.30 %         |
| R200 - Recording Fees               | 932              | 800            | 132                                    | -116.55 %       | 932             | 9,600            | -8,668                                 | -9.71 %         |
| R210 - Legal Fees                   | 357              | 1,333          | -976                                   | -26.79 %        | 357             | 16,000           | -15,643                                | -2.23 %         |
| R250 - Interest Income              | -320             | 292            | -612                                   | 109.74 %        | -320            | 3,500            | -3,820                                 | 9.14 %          |
| R270 - CAW - Rebates                | 38,604           | 41,650         | -3,046                                 | -92.69 %        | 38,604          | 500,000          | -461,396                               | -7.72 %         |
| R320 - Grants                       | 0                | 18,326         | -18,326                                | 0.00 %          | 0               | 220,000          | -220,000                               | 0.00 %          |
| R510 - Operating Reserve            | 0                | 200            | -200                                   | 0.00 %          | 0               | 2,400            | -2,400                                 | 0.00 %          |
| <b>Total Revenue:</b>               | <b>55,846</b>    | <b>258,663</b> | <b>-202,818</b>                        | <b>-21.59 %</b> | <b>55,846</b>   | <b>3,105,200</b> | <b>-3,049,354</b>                      | <b>-1.80 %</b>  |



**EXHIBIT 10-E**

**Statement of Revenue Over Expense - No Decimals**

For Fiscal: 2017-2018 Period Ending: 07/31/2017

| Level...                                    | July Activity | July 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                     | 26,459        | 53,662        | 27,203                           | 49.31 %         | 26,459        | 644,200        | 617,741                          | 4.11 %         |
| 1110 - Manager's Auto Allowance             | 0             | 100           | 100                              | 0.00 %          | 0             | 1,200          | 1,200                            | 0.00 %         |
| 1120 - Manager's Deferred Comp              | 0             | 142           | 142                              | 0.00 %          | 0             | 1,700          | 1,700                            | 0.00 %         |
| 1130 - Unemployment Compensation            | 0             | 67            | 67                               | 0.00 %          | 0             | 800            | 800                              | 0.00 %         |
| 1150 - Temporary Personnel                  | 3,100         | 3,798         | 698                              | 81.61 %         | 3,100         | 45,600         | 42,500                           | 6.80 %         |
| 1160 - PERS Retirement                      | 55,306        | 8,747         | -46,560                          | 632.32 %        | 55,306        | 105,000        | 49,694                           | 52.67 %        |
| 1170 - Medical Insurance                    | 6,619         | 7,597         | 978                              | 87.12 %         | 6,619         | 91,200         | 84,581                           | 7.26 %         |
| 1180 - Medical Insurance - Retirees         | 2,454         | 1,891         | -563                             | 129.79 %        | 2,454         | 22,700         | 20,246                           | 10.81 %        |
| 1190 - Workers Compensation                 | 173           | 225           | 52                               | 76.70 %         | 173           | 2,700          | 2,528                            | 6.39 %         |
| 1200 - Life Insurance                       | 84            | 100           | 16                               | 83.94 %         | 84            | 1,200          | 1,116                            | 6.99 %         |
| 1210 - Long Term Disability Insurance       | 276           | 325           | 49                               | 84.85 %         | 276           | 3,900          | 3,624                            | 7.07 %         |
| 1220 - Short Term Disability Insurance      | 55            | 75            | 20                               | 73.12 %         | 55            | 900            | 845                              | 6.09 %         |
| 1230 - Other Benefits                       | 0             | 25            | 25                               | 0.00 %          | 0             | 300            | 300                              | 0.00 %         |
| 1260 - Employee Assistance Program          | 14            | 33            | 19                               | 42.92 %         | 14            | 400            | 386                              | 3.58 %         |
| 1270 - FICA Tax Expense                     | 0             | 83            | 83                               | 0.00 %          | 0             | 1,000          | 1,000                            | 0.00 %         |
| 1280 - Medicare Tax Expense                 | 654           | 800           | 145                              | 81.81 %         | 654           | 9,600          | 8,946                            | 6.81 %         |
| 1290 - Staff Development & Training         | 373           | 1,191         | 818                              | 31.31 %         | 373           | 14,300         | 13,927                           | 2.61 %         |
| 1300 - Conference Registration              | 162           | 67            | -96                              | 243.70 %        | 162           | 800            | 638                              | 20.30 %        |
| 1310 - Professional Dues                    | 0             | 125           | 125                              | 0.00 %          | 0             | 1,500          | 1,500                            | 0.00 %         |
| 1320 - Personnel Recruitment                | 0             | 50            | 50                               | 0.00 %          | 0             | 600            | 600                              | 0.00 %         |
| <b>Total Level1: 100 - Personnel Costs:</b> | <b>95,729</b> | <b>79,102</b> | <b>-16,627</b>                   | <b>121.02 %</b> | <b>95,729</b> | <b>949,600</b> | <b>853,871</b>                   | <b>10.08 %</b> |
| <b>Level1: 200 - Supplies and Services</b>  |               |               |                                  |                 |               |                |                                  |                |
| 2000 - Board Member Compensation            | 0             | 1,058         | 1,058                            | 0.00 %          | 0             | 12,700         | 12,700                           | 0.00 %         |
| 2020 - Board Expenses                       | 8             | 183           | 175                              | 4.58 %          | 8             | 2,200          | 2,192                            | 0.38 %         |
| 2040 - Rent                                 | 218           | 233           | 15                               | 93.52 %         | 218           | 2,800          | 2,582                            | 7.79 %         |
| 2060 - Utilities                            | 684           | 883           | 199                              | 77.41 %         | 684           | 10,600         | 9,916                            | 6.45 %         |
| 2120 - Insurance Expense                    | 0             | 1,050         | 1,050                            | 0.00 %          | 0             | 12,600         | 12,600                           | 0.00 %         |
| 2130 - Membership Dues                      | 2,042         | 1,250         | -792                             | 163.41 %        | 2,042         | 15,000         | 12,958                           | 13.61 %        |
| 2140 - Bank Charges                         | 82            | 92            | 10                               | 89.12 %         | 82            | 1,100          | 1,018                            | 7.42 %         |
| 2150 - Office Supplies                      | 306           | 491           | 185                              | 62.26 %         | 306           | 5,900          | 5,594                            | 5.19 %         |
| 2160 - Courier Expense                      | 111           | 192           | 80                               | 58.02 %         | 111           | 2,300          | 2,189                            | 4.83 %         |
| 2170 - Printing/Photocopy                   | 0             | 508           | 508                              | 0.00 %          | 0             | 6,100          | 6,100                            | 0.00 %         |
| 2180 - Postage & Shipping                   | 362           | 142           | -220                             | 255.60 %        | 362           | 1,700          | 1,338                            | 21.29 %        |
| 2190 - IT Supplies/Services                 | 2,285         | 2,332         | 47                               | 97.98 %         | 2,285         | 28,000         | 25,715                           | 8.16 %         |
| 2200 - Professional Fees                    | 2,071         | 8,197         | 6,125                            | 25.27 %         | 2,071         | 98,400         | 96,329                           | 2.11 %         |
| 2220 - Equipment Repairs & Maintenance      | 0             | 175           | 175                              | 0.00 %          | 0             | 2,100          | 2,100                            | 0.00 %         |
| 2235 - Equipment Lease                      | 227           | 325           | 98                               | 69.98 %         | 227           | 3,900          | 3,673                            | 5.83 %         |
| 2240 - Telephone                            | 852           | 1,016         | 164                              | 83.89 %         | 852           | 12,200         | 11,348                           | 6.99 %         |
| 2260 - Facility Maintenance                 | 1,062         | 933           | -129                             | 113.88 %        | 1,062         | 11,200         | 10,138                           | 9.49 %         |
| 2270 - Travel Expenses                      | 2             | 1,416         | 1,414                            | 0.14 %          | 2             | 17,000         | 16,998                           | 0.01 %         |

**EXHIBIT 10-E**

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**Statement of Revenue Over Expense - No Decimals****For Fiscal: 2017-2018 Period Ending: 07/31/2017**

| Level...                                          | July<br>Activity | July<br>Budget | Variance<br>Favorable<br>(Unfavorable) | Percent<br>Used | YTD<br>Activity | Total Budget     | Variance<br>Favorable<br>(Unfavorable) | Percent<br>Used |
|---------------------------------------------------|------------------|----------------|----------------------------------------|-----------------|-----------------|------------------|----------------------------------------|-----------------|
| 2280 - Transportation                             | 198              | 500            | 302                                    | 39.56 %         | 198             | 6,000            | 5,802                                  | 3.30 %          |
| 2300 - Legal Services                             | 0                | 5,998          | 5,998                                  | 0.00 %          | 0               | 72,000           | 72,000                                 | 0.00 %          |
| 2380 - Meeting Expenses                           | 73               | 175            | 102                                    | 41.65 %         | 73              | 2,100            | 2,027                                  | 3.47 %          |
| 2420 - Legal Notices                              | 0                | 58             | 58                                     | 0.00 %          | 0               | 700              | 700                                    | 0.00 %          |
| 2460 - Public Outreach                            | 12               | 1,066          | 1,054                                  | 1.13 %          | 12              | 12,800           | 12,788                                 | 0.09 %          |
| 2480 - Miscellaneous                              | 0                | 67             | 67                                     | 0.00 %          | 0               | 800              | 800                                    | 0.00 %          |
| 2500 - Tax Administration Fee                     | 0                | 475            | 475                                    | 0.00 %          | 0               | 5,700            | 5,700                                  | 0.00 %          |
| 2900 - Operating Supplies                         | 446              | 1,266          | 820                                    | 35.20 %         | 446             | 15,200           | 14,754                                 | 2.93 %          |
| <b>Total Level1: 200 - Supplies and Services:</b> | <b>11,042</b>    | <b>30,080</b>  | <b>19,038</b>                          | <b>36.71 %</b>  | <b>11,042</b>   | <b>361,100</b>   | <b>350,058</b>                         | <b>3.06 %</b>   |
| <b>Level1: 300 - Other Expenses</b>               |                  |                |                                        |                 |                 |                  |                                        |                 |
| 3000 - Project Expenses                           | 49,859           | 96,886         | 47,027                                 | 51.46 %         | 49,859          | 1,163,100        | 1,113,241                              | 4.29 %          |
| 4000 - Fixed Asset Purchases                      | 0                | 42,150         | 42,150                                 | 0.00 %          | 0               | 506,000          | 506,000                                | 0.00 %          |
| 6000 - Contingencies                              | 0                | 1,749          | 1,749                                  | 0.00 %          | 0               | 21,000           | 21,000                                 | 0.00 %          |
| 6500 - Reserves                                   | 0                | 8,697          | 8,697                                  | 0.00 %          | 0               | 104,400          | 104,400                                | 0.00 %          |
| <b>Total Level1: 300 - Other Expenses:</b>        | <b>49,859</b>    | <b>149,482</b> | <b>99,623</b>                          | <b>33.35 %</b>  | <b>49,859</b>   | <b>1,794,500</b> | <b>1,744,641</b>                       | <b>2.78 %</b>   |
| <b>Total Expense:</b>                             | <b>156,630</b>   | <b>258,663</b> | <b>102,033</b>                         | <b>60.55 %</b>  | <b>156,630</b>  | <b>3,105,200</b> | <b>2,948,570</b>                       | <b>5.04 %</b>   |
| <b>Total Revenues</b>                             | <b>55,846</b>    | <b>258,663</b> | <b>-202,818</b>                        | <b>-21.59 %</b> | <b>55,846</b>   | <b>3,105,200</b> | <b>-3,049,354</b>                      | <b>-1.80 %</b>  |
| <b>Total Fund: 26 - CONSERVATION FUND:</b>        | <b>-100,784</b>  | <b>0</b>       | <b>-100,784</b>                        |                 | <b>-100,784</b> | <b>0</b>         | <b>-100,784</b>                        |                 |

**EXHIBIT 10-E**

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**Statement of Revenue Over Expense - No Decimals****For Fiscal: 2017-2018 Period Ending: 07/31/2017**

| Level...                              | July<br>Activity | July<br>Budget | Variance<br>Favorable<br>(Unfavorable) | Percent<br>Used | YTD<br>Activity | Total Budget     | Variance<br>Favorable<br>(Unfavorable) | Percent<br>Used |
|---------------------------------------|------------------|----------------|----------------------------------------|-----------------|-----------------|------------------|----------------------------------------|-----------------|
| <b>Fund: 35 - WATER SUPPLY FUND</b>   |                  |                |                                        |                 |                 |                  |                                        |                 |
| <b>Revenue</b>                        |                  |                |                                        |                 |                 |                  |                                        |                 |
| R100 - Water Supply Charge            | 0                | 283,220        | -283,220                               | 0.00 %          | 0               | 3,400,000        | -3,400,000                             | 0.00 %          |
| R120 - Property Taxes Revenues        | 0                | 2,732          | -2,732                                 | 0.00 %          | 0               | 32,800           | -32,800                                | 0.00 %          |
| R140 - Connection Charges             | 18,359           | 20,825         | -2,466                                 | -88.16 %        | 18,359          | 250,000          | -231,641                               | -7.34 %         |
| R220 - Copy Fee                       | 12               | 0              | 12                                     | 0.00 %          | 12              | 0                | 12                                     | 0.00 %          |
| R230 - Miscellaneous - Other          | 0                | 833            | -833                                   | 0.00 %          | 0               | 10,000           | -10,000                                | 0.00 %          |
| R250 - Interest Income                | -929             | 1,166          | -2,095                                 | 79.63 %         | -929            | 14,000           | -14,929                                | 6.63 %          |
| R260 - CAW - ASR                      | 0                | 52,929         | -52,929                                | 0.00 %          | 0               | 635,400          | -635,400                               | 0.00 %          |
| R265 - CAW - Los Padres Reimbursement | 0                | 43,733         | -43,733                                | 0.00 %          | 0               | 525,000          | -525,000                               | 0.00 %          |
| R290 - CAW - Miscellaneous            | 0                | 1,949          | -1,949                                 | 0.00 %          | 0               | 23,400           | -23,400                                | 0.00 %          |
| R300 - Watermaster                    | 0                | 6,214          | -6,214                                 | 0.00 %          | 0               | 74,600           | -74,600                                | 0.00 %          |
| R308 - Reclamation Project            | 0                | 1,666          | -1,666                                 | 0.00 %          | 0               | 20,000           | -20,000                                | 0.00 %          |
| R310 - Other Reimbursements           | 0                | 83             | -83                                    | 0.00 %          | 0               | 1,000            | -1,000                                 | 0.00 %          |
| R320 - Grants                         | 0                | 6,664          | -6,664                                 | 0.00 %          | 0               | 80,000           | -80,000                                | 0.00 %          |
| R510 - Operating Reserve              | 0                | 62,392         | -62,392                                | 0.00 %          | 0               | 749,000          | -749,000                               | 0.00 %          |
| <b>Total Revenue:</b>                 | <b>17,442</b>    | <b>484,406</b> | <b>-466,964</b>                        | <b>-3.60 %</b>  | <b>17,442</b>   | <b>5,815,200</b> | <b>-5,797,758</b>                      | <b>-0.30 %</b>  |

**EXHIBIT 10-E**

**Statement of Revenue Over Expense - No Decimals**

For Fiscal: 2017-2018 Period Ending: 07/31/2017

| Level...                                    | July Activity  | July 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                     | 27,815         | 72,721         | 44,905                           | 38.25 %         | 27,815         | 873,000          | 845,185                          | 3.19 %         |
| 1110 - Manager's Auto Allowance             | 0              | 300            | 300                              | 0.00 %          | 0              | 3,600            | 3,600                            | 0.00 %         |
| 1120 - Manager's Deferred Comp              | 0              | 417            | 417                              | 0.00 %          | 0              | 5,000            | 5,000                            | 0.00 %         |
| 1130 - Unemployment Compensation            | 0              | 83             | 83                               | 0.00 %          | 0              | 1,000            | 1,000                            | 0.00 %         |
| 1150 - Temporary Personnel                  | 819            | 50             | -769                             | 1,638.76 %      | 819            | 600              | -219                             | 136.51 %       |
| 1160 - PERS Retirement                      | 88,684         | 13,070         | -75,614                          | 678.54 %        | 88,684         | 156,900          | 68,216                           | 56.52 %        |
| 1170 - Medical Insurance                    | 8,730          | 8,730          | 0                                | 100.00 %        | 8,730          | 104,800          | 96,070                           | 8.33 %         |
| 1180 - Medical Insurance - Retirees         | 2,810          | 2,157          | -653                             | 130.26 %        | 2,810          | 25,900           | 23,090                           | 10.85 %        |
| 1190 - Workers Compensation                 | 1,226          | 1,516          | 290                              | 80.85 %         | 1,226          | 18,200           | 16,974                           | 6.73 %         |
| 1200 - Life Insurance                       | 118            | 150            | 32                               | 78.38 %         | 118            | 1,800            | 1,682                            | 6.53 %         |
| 1210 - Long Term Disability Insurance       | 376            | 392            | 15                               | 96.06 %         | 376            | 4,700            | 4,324                            | 8.00 %         |
| 1220 - Short Term Disability Insurance      | 75             | 92             | 17                               | 81.32 %         | 75             | 1,100            | 1,025                            | 6.77 %         |
| 1230 - Other Benefits                       | 0              | 33             | 33                               | 0.00 %          | 0              | 400              | 400                              | 0.00 %         |
| 1260 - Employee Assistance Program          | 19             | 42             | 23                               | 44.87 %         | 19             | 500              | 481                              | 3.74 %         |
| 1270 - FICA Tax Expense                     | 20             | 242            | 221                              | 8.46 %          | 20             | 2,900            | 2,880                            | 0.70 %         |
| 1280 - Medicare Tax Expense                 | 929            | 1,091          | 163                              | 85.09 %         | 929            | 13,100           | 12,171                           | 7.09 %         |
| 1290 - Staff Development & Training         | 0              | 891            | 891                              | 0.00 %          | 0              | 10,700           | 10,700                           | 0.00 %         |
| 1300 - Conference Registration              | 186            | 100            | -86                              | 185.67 %        | 186            | 1,200            | 1,014                            | 15.47 %        |
| 1310 - Professional Dues                    | 0              | 67             | 67                               | 0.00 %          | 0              | 800              | 800                              | 0.00 %         |
| 1320 - Personnel Recruitment                | 0              | 50             | 50                               | 0.00 %          | 0              | 600              | 600                              | 0.00 %         |
| <b>Total Level1: 100 - Personnel Costs:</b> | <b>131,805</b> | <b>102,192</b> | <b>-29,613</b>                   | <b>128.98 %</b> | <b>131,805</b> | <b>1,226,800</b> | <b>1,094,995</b>                 | <b>10.74 %</b> |
| <b>Level1: 200 - Supplies and Services</b>  |                |                |                                  |                 |                |                  |                                  |                |
| 2000 - Board Member Compensation            | 0              | 1,208          | 1,208                            | 0.00 %          | 0              | 14,500           | 14,500                           | 0.00 %         |
| 2020 - Board Expenses                       | 10             | 217            | 207                              | 4.43 %          | 10             | 2,600            | 2,590                            | 0.37 %         |
| 2040 - Rent                                 | 772            | 816            | 45                               | 94.54 %         | 772            | 9,800            | 9,028                            | 7.88 %         |
| 2060 - Utilities                            | 807            | 1,050          | 243                              | 76.87 %         | 807            | 12,600           | 11,793                           | 6.40 %         |
| 2120 - Insurance Expense                    | 0              | 1,200          | 1,200                            | 0.00 %          | 0              | 14,400           | 14,400                           | 0.00 %         |
| 2130 - Membership Dues                      | 48             | 725            | 677                              | 6.63 %          | 48             | 8,700            | 8,652                            | 0.55 %         |
| 2140 - Bank Charges                         | 93             | 108            | 15                               | 86.18 %         | 93             | 1,300            | 1,207                            | 7.18 %         |
| 2150 - Office Supplies                      | 350            | 550            | 200                              | 63.61 %         | 350            | 6,600            | 6,250                            | 5.30 %         |
| 2160 - Courier Expense                      | 127            | 217            | 90                               | 58.66 %         | 127            | 2,600            | 2,473                            | 4.89 %         |
| 2170 - Printing/Photocopy                   | 0              | 125            | 125                              | 0.00 %          | 0              | 1,500            | 1,500                            | 0.00 %         |
| 2180 - Postage & Shipping                   | 414            | 175            | -239                             | 236.47 %        | 414            | 2,100            | 1,686                            | 19.70 %        |
| 2190 - IT Supplies/Services                 | 2,613          | 2,666          | 53                               | 98.02 %         | 2,613          | 32,000           | 29,387                           | 8.16 %         |
| 2200 - Professional Fees                    | 2,368          | 9,371          | 7,003                            | 25.27 %         | 2,368          | 112,500          | 110,132                          | 2.11 %         |
| 2220 - Equipment Repairs & Maintenance      | 0              | 200            | 200                              | 0.00 %          | 0              | 2,400            | 2,400                            | 0.00 %         |
| 2235 - Equipment Lease                      | 313            | 375            | 62                               | 83.39 %         | 313            | 4,500            | 4,187                            | 6.95 %         |
| 2240 - Telephone                            | 984            | 1,266          | 282                              | 77.75 %         | 984            | 15,200           | 14,216                           | 6.48 %         |
| 2260 - Facility Maintenance                 | 1,217          | 1,183          | -34                              | 102.85 %        | 1,217          | 14,200           | 12,983                           | 8.57 %         |
| 2270 - Travel Expenses                      | 140            | 675            | 534                              | 20.81 %         | 140            | 8,100            | 7,960                            | 1.73 %         |

**EXHIBIT 10-E**

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**Statement of Revenue Over Expense - No Decimals****For Fiscal: 2017-2018 Period Ending: 07/31/2017**

| Level...                                          | July<br>Activity | July<br>Budget | Variance<br>Favorable<br>(Unfavorable) | Percent<br>Used | YTD<br>Activity | Total Budget     | Variance<br>Favorable<br>(Unfavorable) | Percent<br>Used |
|---------------------------------------------------|------------------|----------------|----------------------------------------|-----------------|-----------------|------------------|----------------------------------------|-----------------|
| 2280 - Transportation                             | 0                | 858            | 858                                    | 0.00 %          | 0               | 10,300           | 10,300                                 | 0.00 %          |
| 2300 - Legal Services                             | 0                | 16,660         | 16,660                                 | 0.00 %          | 0               | 200,000          | 200,000                                | 0.00 %          |
| 2380 - Meeting Expenses                           | 73               | 158            | 85                                     | 46.03 %         | 73              | 1,900            | 1,827                                  | 3.83 %          |
| 2420 - Legal Notices                              | 0                | 117            | 117                                    | 0.00 %          | 0               | 1,400            | 1,400                                  | 0.00 %          |
| 2460 - Public Outreach                            | 14               | 1,216          | 1,202                                  | 1.14 %          | 14              | 14,600           | 14,586                                 | 0.09 %          |
| 2480 - Miscellaneous                              | 0                | 83             | 83                                     | 0.00 %          | 0               | 1,000            | 1,000                                  | 0.00 %          |
| 2500 - Tax Administration Fee                     | 0                | 708            | 708                                    | 0.00 %          | 0               | 8,500            | 8,500                                  | 0.00 %          |
| 2900 - Operating Supplies                         | 0                | 150            | 150                                    | 0.00 %          | 0               | 1,800            | 1,800                                  | 0.00 %          |
| <b>Total Level1: 200 - Supplies and Services:</b> | <b>10,342</b>    | <b>42,075</b>  | <b>31,733</b>                          | <b>24.58 %</b>  | <b>10,342</b>   | <b>505,100</b>   | <b>494,758</b>                         | <b>2.05 %</b>   |
| <b>Level1: 300 - Other Expenses</b>               |                  |                |                                        |                 |                 |                  |                                        |                 |
| 3000 - Project Expenses                           | 27,984           | 290,884        | 262,899                                | 9.62 %          | 27,984          | 3,492,000        | 3,464,016                              | 0.80 %          |
| 4000 - Fixed Asset Purchases                      | 0                | 13,661         | 13,661                                 | 0.00 %          | 0               | 164,000          | 164,000                                | 0.00 %          |
| 5000 - Debt Service                               | 0                | 19,159         | 19,159                                 | 0.00 %          | 0               | 230,000          | 230,000                                | 0.00 %          |
| 6000 - Contingencies                              | 0                | 1,999          | 1,999                                  | 0.00 %          | 0               | 24,000           | 24,000                                 | 0.00 %          |
| 6500 - Reserves                                   | 0                | 14,436         | 14,436                                 | 0.00 %          | 0               | 173,300          | 173,300                                | 0.00 %          |
| <b>Total Level1: 300 - Other Expenses:</b>        | <b>27,984</b>    | <b>340,139</b> | <b>312,154</b>                         | <b>8.23 %</b>   | <b>27,984</b>   | <b>4,083,300</b> | <b>4,055,316</b>                       | <b>0.69 %</b>   |
| <b>Total Expense:</b>                             | <b>170,132</b>   | <b>484,406</b> | <b>314,275</b>                         | <b>35.12 %</b>  | <b>170,132</b>  | <b>5,815,200</b> | <b>5,645,068</b>                       | <b>2.93 %</b>   |
| <b>Total Revenues</b>                             | <b>17,442</b>    | <b>484,406</b> | <b>-466,964</b>                        | <b>-3.60 %</b>  | <b>17,442</b>   | <b>5,815,200</b> | <b>-5,797,758</b>                      | <b>-0.30 %</b>  |
| <b>Total Fund: 35 - WATER SUPPLY FUND:</b>        | <b>-152,690</b>  | <b>0</b>       | <b>-152,690</b>                        |                 | <b>-152,690</b> | <b>0</b>         | <b>-152,690</b>                        |                 |
| <b>Report Total:</b>                              | <b>-442,077</b>  | <b>0</b>       | <b>-442,077</b>                        |                 | <b>-442,077</b> | <b>0</b>         | <b>-442,077</b>                        |                 |

**EXHIBIT 10-E**

**Statement of Revenue Over Expense - No Decimals**

**Fund Summary**

| <b>Fund</b>            | <b>July<br/>Activity</b> | <b>July<br/>Budget</b> | <b>Variance<br/>Favorable<br/>(Unfavorable)</b> | <b>Percent<br/>Used</b> | <b>YTD<br/>Activity</b> | <b>Total Budget</b> | <b>Variance<br/>Favorable<br/>(Unfavorable)</b> | <b>Percent<br/>Used</b> |
|------------------------|--------------------------|------------------------|-------------------------------------------------|-------------------------|-------------------------|---------------------|-------------------------------------------------|-------------------------|
| 24 - MITIGATION FUND   | -188,603                 | 0                      | -188,603                                        |                         | -188,603                | 0                   | -188,603                                        |                         |
| 26 - CONSERVATION FUND | -100,784                 | 0                      | -100,784                                        |                         | -100,784                | 0                   | -100,784                                        |                         |
| 35 - WATER SUPPLY FUND | -152,690                 | 0                      | -152,690                                        |                         | -152,690                | 0                   | -152,690                                        |                         |
| <b>Report Total:</b>   | <b>-442,077</b>          | <b>0.02</b>            | <b>-442,077</b>                                 |                         | <b>-442,077</b>         | <b>0</b>            | <b>-442,077</b>                                 |                         |

**ITEM: CONSENT CALENDAR****11. CONSIDER ADOPTION OF TREASURER'S REPORT FOR AUGUST 2017**

|                      |                                             |                                    |            |
|----------------------|---------------------------------------------|------------------------------------|------------|
| <b>Meeting Date:</b> | <b>November 13, 2017</b>                    | <b>Budgeted:</b>                   | <b>N/A</b> |
| <b>From:</b>         | <b>David J. Stoldt,<br/>General Manager</b> | <b>Program/<br/>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:** The Administrative Committee considered this item on November 6, 2017 and recommended approval.**CEQA Compliance:** This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.

**SUMMARY:** Exhibit 11-A comprises the Treasurer's Report for August 2017. Exhibit 11-B, Exhibit 11-C and Exhibit 11-D are listings of check disbursements for the period August 1-31, 2017. Check Nos. 29789 through 30118, the direct deposits of employee's paychecks, payroll tax deposits, and bank charges resulted in total disbursements for the period in the amount of \$671,268.55. That amount included \$89,068.04 for conservation rebates. Exhibit 11-E reflects the unaudited version of the financial statements for the month ending August 31, 2017.

**RECOMMENDATION:** District staff recommends adoption of the August 2017 Treasurer's Report and financial statements, and ratification of the disbursements made during the month. The Administrative Committee reviewed this item at its November 6, 2017 meeting and voted 3 to 0 to recommend approval.

**EXHIBITS**

- 11-A** Treasurer's Report
- 11-B** Listing of Cash Disbursements-Regular
- 11-C** Listing of Cash Disbursements-Payroll
- 11-D** Listing of Other Bank Items
- 11-E** Financial Statements





**MONTEREY PENINSULA WATER MANAGEMENT DISTRICT  
TREASURER'S REPORT FOR AUGUST 2017**

| <u>Description</u>                 |                     |                               |                       |                                    |                        | <b>PB</b>                          |                                     |
|------------------------------------|---------------------|-------------------------------|-----------------------|------------------------------------|------------------------|------------------------------------|-------------------------------------|
|                                    | <u>Checking</u>     | <u>MPWMD<br/>Money Market</u> | <u>L.A.I.F.</u>       | <u>Wells Fargo<br/>Investments</u> | <u>MPWMD<br/>Total</u> | <u>Rabobank<br/>Line of Credit</u> | <u>Reclamation<br/>Money Market</u> |
| Beginning Balance                  | (\$241,961.85)      | \$97,196.34                   | \$1,709,755.33        | \$1,524,131.71                     | \$ 3,089,121.53        | \$0.00                             | \$15,087.23                         |
| Fee Deposits                       |                     | 644,481.95                    |                       |                                    | 644,481.95             |                                    | 786,531.00                          |
| Line of Credit Draw/Payoff         |                     |                               |                       |                                    | 0.00                   |                                    |                                     |
| Interest                           |                     | 3.16                          | -                     | 516.13                             | 519.29                 |                                    | 9.15                                |
| Transfer to/from LAIF              |                     | 250,000.00                    | (250,000.00)          |                                    | 0.00                   |                                    |                                     |
| Transfer-Money Market to Checking  | \$908,377.43        | (908,377.43)                  |                       |                                    | 0.00                   |                                    |                                     |
| Transfer-Money Market to W/Fargo   |                     |                               |                       |                                    | 0.00                   |                                    |                                     |
| Transfer-W/Fargo to Money Market   |                     |                               |                       |                                    | 0.00                   |                                    |                                     |
| W/Fargo-Investment Purchase        |                     |                               |                       |                                    | 0.00                   |                                    |                                     |
| Transfer Ckg to MPWMD M/Mrkt       |                     |                               |                       |                                    | 0.00                   |                                    |                                     |
| MoCo Tax & WS Chg Installment Pymt |                     |                               |                       |                                    | 0.00                   |                                    |                                     |
| Transfer to CAWD                   |                     |                               |                       |                                    | 0.00                   |                                    | (450,000.00)                        |
| Voided Cks                         |                     |                               |                       |                                    | 0.00                   |                                    |                                     |
| Bank Corrections/Reversals/Errors  |                     |                               |                       |                                    | 0.00                   |                                    |                                     |
| Bank Charges/Rtn'd Deposits/Other  | (\$301.72)          | (5,613.53)                    |                       |                                    | (5,915.25)             |                                    | (3.00)                              |
| Payroll Tax Deposits/Retirements   | (100,623.39)        |                               |                       |                                    | (100,623.39)           |                                    |                                     |
| Payroll Checks/Direct Deposits     | (130,894.12)        |                               |                       |                                    | (130,894.12)           |                                    |                                     |
| General Checks                     | (439,449.32)        |                               |                       |                                    | (439,449.32)           |                                    |                                     |
| Bank Draft Payments                |                     |                               |                       |                                    | 0.00                   |                                    |                                     |
| <b>Ending Balance</b>              | <b>(\$4,852.97)</b> | <b>\$77,690.49</b>            | <b>\$1,459,755.33</b> | <b>\$1,524,647.84</b>              | <b>\$3,057,240.69</b>  | <b>\$0.00</b>                      | <b>\$351,624.38</b>                 |



## Check Report

By Check Number

Date Range: 08/01/2017 - 08/31/2017



Monterey Peninsula Water Management Dist

| Vendor Number           | Vendor Name                                 | Payment Date | Payment Type | Discount Amount | Payment Amount | Number |
|-------------------------|---------------------------------------------|--------------|--------------|-----------------|----------------|--------|
| <b>Bank Code: APBNK</b> | <b>-Bank of America Checking</b>            |              |              |                 |                |        |
| 00987                   | SDRMA - Prop & Liability Pkg                | 08/17/2017   | Regular      | 0.00            | -49,656.60     | 29724  |
| 00253                   | AT&T                                        | 08/04/2017   | Regular      | 0.00            | 1,549.25       | 29918  |
| 00243                   | CalPers Long Term Care Program              | 08/04/2017   | Regular      | 0.00            | 50.06          | 29919  |
| 00224                   | City of Monterey                            | 08/04/2017   | Regular      | 0.00            | 204.08         | 29920  |
| 04041                   | Cynthia Schmidlin                           | 08/04/2017   | Regular      | 0.00            | 630.67         | 29921  |
| 00046                   | De Lay & Laredo                             | 08/04/2017   | Regular      | 0.00            | 23,590.00      | 29922  |
| 00758                   | FedEx                                       | 08/04/2017   | Regular      | 0.00            | 64.41          | 29923  |
| 00986                   | Henrietta Stern                             | 08/04/2017   | Regular      | 0.00            | 1,183.47       | 29924  |
| 00277                   | Home Depot Credit Services                  | 08/04/2017   | Regular      | 0.00            | 91.67          | 29925  |
| 00768                   | ICMA                                        | 08/04/2017   | Regular      | 0.00            | 5,065.09       | 29926  |
| 04717                   | Inder Osahan                                | 08/04/2017   | Regular      | 0.00            | 1,183.47       | 29927  |
| 05371                   | June Silva                                  | 08/04/2017   | Regular      | 0.00            | 396.12         | 29928  |
| 06999                   | KBA Docusys                                 | 08/04/2017   | Regular      | 0.00            | 3.81           | 29929  |
| 00769                   | Laborers Trust Fund of Northern CA          | 08/04/2017   | Regular      | 0.00            | 27,408.00      | 29930  |
| 14474                   | Lorne & Sandra Braddock                     | 08/04/2017   | Regular      | 0.00            | 867.60         | 29931  |
| 14476                   | Monterey County Resources Management Agency | 08/04/2017   | Regular      | 0.00            | 7,515.18       | 29932  |
| 13396                   | Navia Benefit Solutions, Inc.               | 08/04/2017   | Regular      | 0.00            | 975.38         | 29933  |
| 14224                   | OS Systems, Inc                             | 08/04/2017   | Regular      | 0.00            | 956.16         | 29934  |
| 00257                   | Pacific Grove Chamber of Commerce           | 08/04/2017   | Regular      | 0.00            | 279.00         | 29935  |
| 00154                   | Peninsula Messenger Service                 | 08/04/2017   | Regular      | 0.00            | 397.00         | 29936  |
| 00755                   | Peninsula Welding Supply, Inc.              | 08/04/2017   | Regular      | 0.00            | 58.20          | 29937  |
| 00752                   | Professional Liability Insurance Service    | 08/04/2017   | Regular      | 0.00            | 38.97          | 29938  |
| 07627                   | Purchase Power                              | 08/04/2017   | Regular      | 0.00            | 52.67          | 29939  |
| 00178                   | Soil Control Lab                            | 08/04/2017   | Regular      | 0.00            | 700.00         | 29940  |
| 00766                   | Standard Insurance Company                  | 08/04/2017   | Regular      | 0.00            | 1,569.04       | 29941  |
| 14477                   | Thomas J. Housel & Mary Beth Housel         | 08/04/2017   | Regular      | 0.00            | 2,226.30       | 29942  |
| 00207                   | Universal Staffing Inc.                     | 08/04/2017   | Regular      | 0.00            | 1,621.55       | 29943  |
| 00221                   | Verizon Wireless                            | 08/04/2017   | Regular      | 0.00            | 652.89         | 29944  |
| 00249                   | A.G. Davi, LTD                              | 08/11/2017   | Regular      | 0.00            | 395.00         | 29945  |
| 00767                   | AFLAC                                       | 08/11/2017   | Regular      | 0.00            | 1,835.56       | 29946  |
| 00263                   | Arlene Tavani                               | 08/11/2017   | Regular      | 0.00            | 37.59          | 29947  |
| 00252                   | Cal-Am Water                                | 08/11/2017   | Regular      | 0.00            | 230.20         | 29948  |
| 00252                   | Cal-Am Water                                | 08/11/2017   | Regular      | 0.00            | 244.79         | 29949  |
| 00252                   | Cal-Am Water                                | 08/11/2017   | Regular      | 0.00            | 129.41         | 29950  |
| 00252                   | Cal-Am Water                                | 08/11/2017   | Regular      | 0.00            | 87.30          | 29951  |
| 00243                   | CalPers Long Term Care Program              | 08/11/2017   | Regular      | 0.00            | 50.06          | 29952  |
| 04043                   | Campbell Scientific, Inc.                   | 08/11/2017   | Regular      | 0.00            | 3,533.60       | 29953  |
| 01001                   | CDW Government                              | 08/11/2017   | Regular      | 0.00            | 5,024.95       | 29954  |
| 00028                   | Colantuono, Highsmith, & Whatley, PC        | 08/11/2017   | Regular      | 0.00            | 63.50          | 29955  |
| 04041                   | Cynthia Schmidlin                           | 08/11/2017   | Regular      | 0.00            | 630.67         | 29956  |
| 00761                   | Delores Cofer                               | 08/11/2017   | Regular      | 0.00            | 356.00         | 29957  |
| 00758                   | FedEx                                       | 08/11/2017   | Regular      | 0.00            | 354.55         | 29958  |
| 00277                   | Home Depot Credit Services                  | 08/11/2017   | Regular      | 0.00            | 14.53          | 29959  |
| 07415                   | Inca Landscape Management                   | 08/11/2017   | Regular      | 0.00            | 101.86         | 29960  |
| 11223                   | In-Situ                                     | 08/11/2017   | Regular      | 0.00            | 742.21         | 29961  |
| 00222                   | M.J. Murphy                                 | 08/11/2017   | Regular      | 0.00            | 67.41          | 29962  |
| 00259                   | Marina Coast Water District                 | 08/11/2017   | Regular      | 0.00            | 58.14          | 29963  |
| 00259                   | Marina Coast Water District                 | 08/11/2017   | Regular      | 0.00            | 305.26         | 29964  |
| 09983                   | Maryan Gonnerman                            | 08/11/2017   | Regular      | 0.00            | 191.75         | 29965  |
| 00242                   | MBAS                                        | 08/11/2017   | Regular      | 0.00            | 7,200.00       | 29966  |
| 00118                   | Monterey Bay Carpet & Janitorial Svc        | 08/11/2017   | Regular      | 0.00            | 2,000.00       | 29967  |
| 08700                   | Monterey Regional Waste Management District | 08/11/2017   | Regular      | 0.00            | 15.00          | 29968  |
| 00274                   | MRWPCA                                      | 08/11/2017   | Regular      | 0.00            | 152.71         | 29969  |
| 00755                   | Peninsula Welding Supply, Inc.              | 08/11/2017   | Regular      | 0.00            | 49.50          | 29970  |

**EXHIBIT 11-B**

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## Check Report

Date Range: 08/01/2017 - 08/31/2017

| Vendor Number | Vendor Name                                    | Payment Date | Payment Type | Discount Amount | Payment Amount | Number |
|---------------|------------------------------------------------|--------------|--------------|-----------------|----------------|--------|
| 00282         | PG&E                                           | 08/11/2017   | Regular      | 0.00            | 27.90          | 29971  |
| 00282         | PG&E                                           | 08/11/2017   | Regular      | 0.00            | 10.51          | 29972  |
| 00282         | PG&E                                           | 08/11/2017   | Regular      | 0.00            | 86.19          | 29973  |
| 00282         | PG&E                                           | 08/11/2017   | Regular      | 0.00            | 70.42          | 29974  |
| 13430         | Premier Global Services                        | 08/11/2017   | Regular      | 0.00            | 126.75         | 29975  |
| 00251         | Rick Dickhaut                                  | 08/11/2017   | Regular      | 0.00            | 1,030.00       | 29976  |
| 04709         | Sherron Forsgren                               | 08/11/2017   | Regular      | 0.00            | 650.33         | 29977  |
| 00258         | TBC Communications & Media                     | 08/11/2017   | Regular      | 0.00            | 5,473.50       | 29978  |
| 04719         | Telit lo T Platforms, LLC                      | 08/11/2017   | Regular      | 0.00            | 222.01         | 29979  |
| 09351         | Tetra Tech, Inc.                               | 08/11/2017   | Regular      | 0.00            | 1,208.56       | 29980  |
| 00207         | Universal Staffing Inc.                        | 08/11/2017   | Regular      | 0.00            | 3,690.40       | 29981  |
| 04340         | Valley Trophies & Detectors                    | 08/11/2017   | Regular      | 0.00            | 19.12          | 29982  |
| 05378         | Water Awareness Committee                      | 08/11/2017   | Regular      | 0.00            | 2,000.00       | 29983  |
| 00994         | Whitson Engineers                              | 08/11/2017   | Regular      | 0.00            | 4,757.50       | 29984  |
| 08105         | Yolanda Munoz                                  | 08/11/2017   | Regular      | 0.00            | 540.00         | 29985  |
| 00763         | ACWA-JPIA                                      | 08/18/2017   | Regular      | 0.00            | 429.90         | 29989  |
| 01188         | Alhambra                                       | 08/18/2017   | Regular      | 0.00            | 208.61         | 29990  |
| 00760         | Andy Bell                                      | 08/18/2017   | Regular      | 0.00            | 699.00         | 29991  |
| 00253         | AT&T                                           | 08/18/2017   | Regular      | 0.00            | 771.62         | 29992  |
| 12188         | Brown and Caldwell                             | 08/18/2017   | Regular      | 0.00            | 10,790.29      | 29993  |
| 12601         | Carmel Valley Ace Hardware                     | 08/18/2017   | Regular      | 0.00            | 35.25          | 29994  |
| 00237         | Chevron                                        | 08/21/2017   | Regular      | 0.00            | -395.91        | 29995  |
| 00237         | Chevron                                        | 08/18/2017   | Regular      | 0.00            | 395.91         | 29995  |
| 00041         | Denise Duffy & Assoc. Inc.                     | 08/18/2017   | Regular      | 0.00            | 14,359.00      | 29996  |
| 00192         | Extra Space Storage                            | 08/18/2017   | Regular      | 0.00            | 779.00         | 29997  |
| 00235         | Green Rubber- Kennedy AG                       | 08/18/2017   | Regular      | 0.00            | 1,449.04       | 29998  |
| 00768         | ICMA                                           | 08/18/2017   | Regular      | 0.00            | 5,215.09       | 29999  |
| 13396         | Navia Benefit Solutions, Inc.                  | 08/18/2017   | Regular      | 0.00            | 975.38         | 30000  |
| 00755         | Peninsula Welding Supply, Inc.                 | 08/18/2017   | Regular      | 0.00            | 167.54         | 30001  |
| 00282         | PG&E                                           | 08/18/2017   | Regular      | 0.00            | 43.71          | 30002  |
| 00282         | PG&E                                           | 08/18/2017   | Regular      | 0.00            | 26.17          | 30003  |
| 00752         | Professional Liability Insurance Service       | 08/18/2017   | Regular      | 0.00            | 44.39          | 30004  |
| 00159         | Pueblo Water Resources, Inc.                   | 08/18/2017   | Regular      | 0.00            | 13,860.00      | 30005  |
| 14038         | San Lorenzo Lumber                             | 08/18/2017   | Regular      | 0.00            | 3,087.00       | 30006  |
| 00987         | SDRMA - Prop & Liability Pkg                   | 08/18/2017   | Regular      | 0.00            | 49,656.60      | 30007  |
| 00176         | Sentry Alarm Systems                           | 08/18/2017   | Regular      | 0.00            | 125.50         | 30008  |
| 00283         | SHELL                                          | 08/18/2017   | Regular      | 0.00            | 857.25         | 30009  |
| 00271         | UPEC, Local 792                                | 08/18/2017   | Regular      | 0.00            | 1,083.18       | 30010  |
| 00994         | Whitson Engineers                              | 08/18/2017   | Regular      | 0.00            | 7,444.50       | 30011  |
| 14037         | AECOM Technical Services, Inc.                 | 08/25/2017   | Regular      | 0.00            | 67,703.00      | 30097  |
| 00253         | AT&T                                           | 08/25/2017   | Regular      | 0.00            | 70.66          | 30098  |
| 00236         | AT&T Long Distance                             | 08/25/2017   | Regular      | 0.00            | 162.33         | 30099  |
| 00232         | Balance Hydrologics, Inc                       | 08/25/2017   | Regular      | 0.00            | 19,053.75      | 30100  |
| 00036         | Bill Parham                                    | 08/25/2017   | Regular      | 0.00            | 650.00         | 30101  |
| 00237         | Chevron                                        | 08/25/2017   | Regular      | 0.00            | 407.32         | 30102  |
| 00281         | CoreLogic Information Solutions, Inc.          | 08/25/2017   | Regular      | 0.00            | 445.75         | 30103  |
| 11822         | CSC                                            | 08/25/2017   | Regular      | 0.00            | 3,000.00       | 30104  |
| 00758         | FedEx                                          | 08/25/2017   | Regular      | 0.00            | 179.66         | 30105  |
| 00235         | Green Rubber- Kennedy AG                       | 08/25/2017   | Regular      | 0.00            | 49.61          | 30106  |
| 00277         | Home Depot Credit Services                     | 08/25/2017   | Regular      | 0.00            | 29.58          | 30107  |
| 11223         | In-Situ                                        | 08/25/2017   | Regular      | 0.00            | 2,803.78       | 30108  |
| 06999         | KBA Docusys                                    | 08/25/2017   | Regular      | 0.00            | 7,500.00       | 30109  |
| 00222         | M.J. Murphy                                    | 08/25/2017   | Regular      | 0.00            | 10.73          | 30110  |
| 00223         | Martins Irrigation Supply                      | 08/25/2017   | Regular      | 0.00            | 75.08          | 30111  |
| 01353         | Monterey Peninsula Chamber of Commerce         | 08/25/2017   | Regular      | 0.00            | 421.00         | 30112  |
| 00225         | Escalon Services c/o Palace Business Solutions | 08/25/2017   | Regular      | 0.00            | 352.35         | 30113  |
| 00755         | Peninsula Welding Supply, Inc.                 | 08/25/2017   | Regular      | 0.00            | 172.89         | 30114  |
| 00282         | PG&E                                           | 08/25/2017   | Regular      | 0.00            | 20,247.74      | 30115  |
| 00258         | TBC Communications & Media                     | 08/25/2017   | Regular      | 0.00            | 15,674.43      | 30116  |
| 00203         | ThyssenKrup Elevator                           | 08/25/2017   | Regular      | 0.00            | 583.35         | 30117  |
| 00229         | Tyler Technologies                             | 08/25/2017   | Regular      | 0.00            | 19,631.69      | 30118  |

**EXHIBIT 11-B**

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Check Report

Date Range: 08/01/2017 - 08/31/2017

| Vendor Number | Vendor Name                   | Payment Date | Payment Type | Discount Amount | Payment Amount | Number |
|---------------|-------------------------------|--------------|--------------|-----------------|----------------|--------|
| 00750         | Valley Saw & Garden Equipment | 08/25/2017   | Regular      | 0.00            | 147.38         | 30119  |
| 00754         | Zone24x7                      | 08/25/2017   | Regular      | 0.00            | 5,443.00       | 30120  |

| Payment Type   | Bank Code APBNK |               | Summary     |                   |
|----------------|-----------------|---------------|-------------|-------------------|
|                | Payable Count   | Payment Count | Discount    | Payment           |
| Regular Checks | 137             | 115           | 0.00        | 400,433.79        |
| Manual Checks  | 0               | 0             | 0.00        | 0.00              |
| Voided Checks  | 0               | 2             | 0.00        | -50,052.51        |
| Bank Drafts    | 0               | 0             | 0.00        | 0.00              |
| EFT's          | 0               | 0             | 0.00        | 0.00              |
|                | <b>137</b>      | <b>117</b>    | <b>0.00</b> | <b>350,381.28</b> |

**EXHIBIT 11-B**

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Check Report

Date Range: 08/01/2017 - 08/31/2017

| Vendor Number                                              | Vendor Name                | Payment Date | Payment Type | Discount Amount | Payment Amount | Number |
|------------------------------------------------------------|----------------------------|--------------|--------------|-----------------|----------------|--------|
| <b>Bank Code: REBATES-02-Rebates: Use Only For Rebates</b> |                            |              |              |                 |                |        |
| 14451                                                      | AKSHAI PATEL               | 08/04/2017   | Regular      | 0.00            | 500.00         | 29789  |
| 14361                                                      | ALPHA PROPERTY MANAGEMENT  | 08/04/2017   | Regular      | 0.00            | 176.00         | 29790  |
| 14387                                                      | ALVARO HERNANDEZ           | 08/04/2017   | Regular      | 0.00            | 500.00         | 29791  |
| 14372                                                      | Angela Aderhold            | 08/04/2017   | Regular      | 0.00            | 500.00         | 29792  |
| 14351                                                      | ANN STOUTENBOROUGH         | 08/04/2017   | Regular      | 0.00            | 100.00         | 29793  |
| 14454                                                      | ANNA WYCKOFF               | 08/04/2017   | Regular      | 0.00            | 500.00         | 29794  |
| 14391                                                      | Backus Property            | 08/04/2017   | Regular      | 0.00            | 200.00         | 29795  |
| 14373                                                      | BART A QUIRINALE           | 08/04/2017   | Regular      | 0.00            | 500.00         | 29796  |
| 14458                                                      | BILL & CONNIE BOGGESS      | 08/04/2017   | Regular      | 0.00            | 499.99         | 29797  |
| 14415                                                      | BOB SELIN                  | 08/04/2017   | Regular      | 0.00            | 100.00         | 29798  |
| 14448                                                      | BONNIE GAWF                | 08/04/2017   | Regular      | 0.00            | 500.00         | 29799  |
| 14368                                                      | BRITTANY FURST             | 08/04/2017   | Regular      | 0.00            | 500.00         | 29800  |
| 14468                                                      | BRUCE GILBERT              | 08/04/2017   | Regular      | 0.00            | 500.00         | 29801  |
| 14444                                                      | CARL ANDERSON              | 08/04/2017   | Regular      | 0.00            | 125.00         | 29802  |
| 14385                                                      | CARL VAN WINKLE            | 08/04/2017   | Regular      | 0.00            | 500.00         | 29803  |
| 14399                                                      | CAROLINA WALBRUN           | 08/04/2017   | Regular      | 0.00            | 169.98         | 29804  |
| 14354                                                      | CHRISTINE SINNOTT          | 08/04/2017   | Regular      | 0.00            | 200.00         | 29805  |
| 14461                                                      | CHRISTOPHER WILLIAM CHOPYK | 08/04/2017   | Regular      | 0.00            | 500.00         | 29806  |
| 14460                                                      | CHUONG SHERWOOD            | 08/04/2017   | Regular      | 0.00            | 500.00         | 29807  |
| 14450                                                      | CYNTHIA ANNE LAURANCE      | 08/04/2017   | Regular      | 0.00            | 500.00         | 29808  |
| 14449                                                      | DAN OPPERMAN               | 08/04/2017   | Regular      | 0.00            | 500.00         | 29809  |
| 14380                                                      | DANA C. NICHOLS            | 08/04/2017   | Regular      | 0.00            | 500.00         | 29810  |
| 14443                                                      | DANA SMITH                 | 08/04/2017   | Regular      | 0.00            | 625.00         | 29811  |
| 14447                                                      | DANIEL & JOANN SUCHY       | 08/04/2017   | Regular      | 0.00            | 500.00         | 29812  |
| 14436                                                      | DAVID C ASKEW              | 08/04/2017   | Regular      | 0.00            | 125.00         | 29813  |
| 14437                                                      | DAVID HO                   | 08/04/2017   | Regular      | 0.00            | 125.00         | 29814  |
| 14465                                                      | DAVID HOPTON JR            | 08/04/2017   | Regular      | 0.00            | 500.00         | 29815  |
| 14430                                                      | DAVID P ANDERSON           | 08/04/2017   | Regular      | 0.00            | 176.00         | 29816  |
| 14433                                                      | DEANNA THOMAS              | 08/04/2017   | Regular      | 0.00            | 200.00         | 29817  |
| 14375                                                      | DENNIS & SHERRILL MEANEY   | 08/04/2017   | Regular      | 0.00            | 500.00         | 29818  |
| 14438                                                      | DENNIS JOHNSON             | 08/04/2017   | Regular      | 0.00            | 125.00         | 29819  |
| 14389                                                      | Diane Davenport            | 08/04/2017   | Regular      | 0.00            | 100.00         | 29820  |
| 14425                                                      | DIANE MURRIAN              | 08/04/2017   | Regular      | 0.00            | 100.00         | 29821  |
| 14439                                                      | Dianne Busse               | 08/04/2017   | Regular      | 0.00            | 125.00         | 29822  |
| 14434                                                      | Dona Logeman Acuff         | 08/04/2017   | Regular      | 0.00            | 300.00         | 29823  |
| 14417                                                      | DONALD COSTLEY             | 08/04/2017   | Regular      | 0.00            | 200.00         | 29824  |
| 14453                                                      | DONALD MURPHY              | 08/04/2017   | Regular      | 0.00            | 500.00         | 29825  |
| 14427                                                      | Douglas Davis              | 08/04/2017   | Regular      | 0.00            | 100.00         | 29826  |
| 14462                                                      | DUANE PELLERVO             | 08/04/2017   | Regular      | 0.00            | 500.00         | 29827  |
| 14388                                                      | EDWARD DOOLING             | 08/04/2017   | Regular      | 0.00            | 500.00         | 29828  |
| 14352                                                      | ESTER MEJIA                | 08/04/2017   | Regular      | 0.00            | 100.00         | 29829  |
| 14390                                                      | FELIX COLELLO              | 08/04/2017   | Regular      | 0.00            | 83.66          | 29830  |
| 14421                                                      | GENE & SHARRON ARDELL      | 08/04/2017   | Regular      | 0.00            | 100.00         | 29831  |
| 14406                                                      | GENE VANDERVORT            | 08/04/2017   | Regular      | 0.00            | 500.00         | 29832  |
| 14394                                                      | GEOFF & REBECCA ARNOLD     | 08/04/2017   | Regular      | 0.00            | 200.00         | 29833  |
| 14353                                                      | GEOFF ARNOLD               | 08/04/2017   | Regular      | 0.00            | 100.00         | 29834  |
| 14381                                                      | GINGER CHIH                | 08/04/2017   | Regular      | 0.00            | 500.00         | 29835  |
| 14464                                                      | GRACE TZAY                 | 08/04/2017   | Regular      | 0.00            | 500.00         | 29836  |
| 14428                                                      | HARRY NICHOLSON            | 08/04/2017   | Regular      | 0.00            | 100.00         | 29837  |
| 14384                                                      | James D Richards           | 08/04/2017   | Regular      | 0.00            | 500.00         | 29838  |
| 14418                                                      | JAMES GOLDBERG             | 08/04/2017   | Regular      | 0.00            | 88.00          | 29839  |
| 14395                                                      | JAMES GOLDBERG             | 08/04/2017   | Regular      | 0.00            | 264.00         | 29840  |
| 14350                                                      | James Molinaro II          | 08/04/2017   | Regular      | 0.00            | 100.00         | 29841  |
| 14378                                                      | JAMES WINTERBOTHAM         | 08/04/2017   | Regular      | 0.00            | 500.00         | 29842  |
| 14442                                                      | JEAN MANSFIELD             | 08/04/2017   | Regular      | 0.00            | 125.00         | 29843  |
| 14404                                                      | JENNIFER KIM               | 08/04/2017   | Regular      | 0.00            | 500.00         | 29844  |
| 14423                                                      | JIM & VIVECA LOHR          | 08/04/2017   | Regular      | 0.00            | 100.00         | 29845  |
| 14347                                                      | JIM SULLIVAN               | 08/04/2017   | Regular      | 0.00            | 100.00         | 29846  |
| 14440                                                      | JOAN BROPHY THOMAS         | 08/04/2017   | Regular      | 0.00            | 125.00         | 29847  |
| 14405                                                      | JOANNE M MAY               | 08/04/2017   | Regular      | 0.00            | 500.00         | 29848  |

**EXHIBIT 11-B**

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## Check Report

Date Range: 08/01/2017 - 08/31/2017

| Vendor Number | Vendor Name                                | Payment Date | Payment Type | Discount Amount | Payment Amount | Number |
|---------------|--------------------------------------------|--------------|--------------|-----------------|----------------|--------|
| 14441         | JOANNE PETERSON                            | 08/04/2017   | Regular      | 0.00            | 125.00         | 29849  |
| 14409         | JOHN BONYNGE                               | 08/04/2017   | Regular      | 0.00            | 500.00         | 29850  |
| 14386         | JOHN J HUEGO                               | 08/04/2017   | Regular      | 0.00            | 499.99         | 29851  |
| 14359         | JOHN ROMANO                                | 08/04/2017   | Regular      | 0.00            | 100.00         | 29852  |
| 14376         | JON J CHARLES & SACHIE OSHIMA              | 08/04/2017   | Regular      | 0.00            | 500.00         | 29853  |
| 14349         | JOSE RAFAEL RAMOS                          | 08/04/2017   | Regular      | 0.00            | 100.00         | 29854  |
| 14355         | JOSEPH JUSTICE                             | 08/04/2017   | Regular      | 0.00            | 200.00         | 29855  |
| 14445         | Karen Welch                                | 08/04/2017   | Regular      | 0.00            | 500.00         | 29856  |
| 14467         | KELLY DECKER                               | 08/04/2017   | Regular      | 0.00            | 500.00         | 29857  |
| 14402         | KERA ABRAHAM PANNI                         | 08/04/2017   | Regular      | 0.00            | 125.00         | 29858  |
| 14348         | LARRY PROBST                               | 08/04/2017   | Regular      | 0.00            | 176.00         | 29859  |
| 14374         | LAWRENCE HAMWEY                            | 08/04/2017   | Regular      | 0.00            | 500.00         | 29860  |
| 14456         | Lisa Corpuz                                | 08/04/2017   | Regular      | 0.00            | 500.00         | 29861  |
| 14364         | LISA LEDIN                                 | 08/04/2017   | Regular      | 0.00            | 125.00         | 29862  |
| 14370         | Lorie M Alessandro                         | 08/04/2017   | Regular      | 0.00            | 500.00         | 29863  |
| 14366         | MARGRET CORDTS                             | 08/04/2017   | Regular      | 0.00            | 125.00         | 29864  |
| 14470         | MARISELA MALDONADO CASTANEDA               | 08/04/2017   | Regular      | 0.00            | 500.00         | 29865  |
| 14419         | MARK PETERSON                              | 08/04/2017   | Regular      | 0.00            | 300.00         | 29866  |
| 14345         | MARTHA HADDAD                              | 08/04/2017   | Regular      | 0.00            | 100.00         | 29867  |
| 14365         | MARTIN WEGENSTEIN                          | 08/04/2017   | Regular      | 0.00            | 125.00         | 29868  |
| 14424         | MARY EILEEN SMITH                          | 08/04/2017   | Regular      | 0.00            | 100.00         | 29869  |
| 14459         | MATTHEW TORRES                             | 08/04/2017   | Regular      | 0.00            | 500.00         | 29870  |
| 14446         | MELISSA RAE ANDERSEN                       | 08/04/2017   | Regular      | 0.00            | 500.00         | 29871  |
| 14383         | MICHAEL BOLTON                             | 08/04/2017   | Regular      | 0.00            | 500.00         | 29872  |
| 14379         | MICHAEL HOUSER                             | 08/04/2017   | Regular      | 0.00            | 500.00         | 29873  |
| 14457         | MICHAEL ZABBO                              | 08/04/2017   | Regular      | 0.00            | 500.00         | 29874  |
| 14377         | MICHAEL ZURY                               | 08/04/2017   | Regular      | 0.00            | 500.00         | 29875  |
| 14432         | MILTON JINES                               | 08/04/2017   | Regular      | 0.00            | 100.00         | 29876  |
| 14360         | MONICA JONES                               | 08/04/2017   | Regular      | 0.00            | 200.00         | 29877  |
| 14473         | MONTEREY PENINSULA UNIFIED SCHOOL DISTRICT | 08/04/2017   | Regular      | 0.00            | 19,969.00      | 29878  |
| 14469         | Nancy Modafferi                            | 08/04/2017   | Regular      | 0.00            | 500.00         | 29879  |
| 14367         | Norma Brambila                             | 08/04/2017   | Regular      | 0.00            | 125.00         | 29880  |
| 14363         | PATRICK COTTER                             | 08/04/2017   | Regular      | 0.00            | 125.00         | 29881  |
| 14396         | PERRY & LISA TARSITANO                     | 08/04/2017   | Regular      | 0.00            | 100.00         | 29882  |
| 14382         | PETER COWLEY                               | 08/04/2017   | Regular      | 0.00            | 500.00         | 29883  |
| 14412         | PROVIDENCE CARDINALI                       | 08/04/2017   | Regular      | 0.00            | 125.00         | 29884  |
| 14410         | RALPH RUBIO                                | 08/04/2017   | Regular      | 0.00            | 500.00         | 29885  |
| 14431         | REENAH KANG                                | 08/04/2017   | Regular      | 0.00            | 200.00         | 29886  |
| 14416         | REV RON L D KAWCZYNSKI                     | 08/04/2017   | Regular      | 0.00            | 100.00         | 29887  |
| 14358         | REV. FR. RON L D KAWCZYNSKI                | 08/04/2017   | Regular      | 0.00            | 100.00         | 29888  |
| 14369         | Richard Paris                              | 08/04/2017   | Regular      | 0.00            | 500.00         | 29889  |
| 14400         | RICHARD SEARLE                             | 08/04/2017   | Regular      | 0.00            | 100.00         | 29890  |
| 14455         | RICHELLE A TORRES                          | 08/04/2017   | Regular      | 0.00            | 499.99         | 29891  |
| 14414         | ROBERT PROFETA                             | 08/04/2017   | Regular      | 0.00            | 100.00         | 29892  |
| 14356         | ROBERT REITER                              | 08/04/2017   | Regular      | 0.00            | 100.00         | 29893  |
| 14344         | ROBERT SIMPSON                             | 08/04/2017   | Regular      | 0.00            | 500.00         | 29894  |
| 14392         | ROD GOYA                                   | 08/04/2017   | Regular      | 0.00            | 500.00         | 29895  |
| 14398         | ROSAMOND BEAVEN                            | 08/04/2017   | Regular      | 0.00            | 98.00          | 29896  |
| 14407         | ROSE LANGENHAHN                            | 08/04/2017   | Regular      | 0.00            | 500.00         | 29897  |
| 14371         | ROSEMARY WRIGHT                            | 08/04/2017   | Regular      | 0.00            | 500.00         | 29898  |
| 14420         | ROY MCDONALD                               | 08/04/2017   | Regular      | 0.00            | 200.00         | 29899  |
| 14426         | RUBEN SAENZ                                | 08/04/2017   | Regular      | 0.00            | 100.00         | 29900  |
| 14403         | SALWA HALABI                               | 08/04/2017   | Regular      | 0.00            | 125.00         | 29901  |
| 14413         | San Wung Park                              | 08/04/2017   | Regular      | 0.00            | 99.00          | 29902  |
| 14463         | Sara Brown                                 | 08/04/2017   | Regular      | 0.00            | 500.00         | 29903  |
| 14411         | SCOTT GILES                                | 08/04/2017   | Regular      | 0.00            | 100.00         | 29904  |
| 14362         | Shelley Van Der Byl                        | 08/04/2017   | Regular      | 0.00            | 125.00         | 29905  |
| 14471         | Stefanie Ton                               | 08/04/2017   | Regular      | 0.00            | 500.00         | 29906  |
| 14429         | STEPHANIE GUERRERO                         | 08/04/2017   | Regular      | 0.00            | 100.00         | 29907  |
| 14393         | Steve Mast, Mast Realty                    | 08/04/2017   | Regular      | 0.00            | 98.00          | 29908  |
| 14466         | SUSAN DUTTON                               | 08/04/2017   | Regular      | 0.00            | 500.00         | 29909  |

**EXHIBIT 11-B**

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Check Report

Date Range: 08/01/2017 - 08/31/2017

| Vendor Number | Vendor Name                | Payment Date | Payment Type | Discount Amount | Payment Amount | Number |
|---------------|----------------------------|--------------|--------------|-----------------|----------------|--------|
| 14401         | TARA SPRING                | 08/04/2017   | Regular      | 0.00            | 125.00         | 29910  |
| 14422         | TEOFILO CALDERON           | 08/04/2017   | Regular      | 0.00            | 200.00         | 29911  |
| 14397         | TERRY JONES                | 08/04/2017   | Regular      | 0.00            | 100.00         | 29912  |
| 14435         | Thomas Brunton             | 08/04/2017   | Regular      | 0.00            | 100.00         | 29913  |
| 14452         | WAIL ALNAZER               | 08/04/2017   | Regular      | 0.00            | 499.99         | 29914  |
| 14346         | WILLIAM BROYLES            | 08/04/2017   | Regular      | 0.00            | 200.00         | 29915  |
| 14357         | WILLIAM PENDERGAST         | 08/04/2017   | Regular      | 0.00            | 200.00         | 29916  |
| 14408         | WILLIAM WHIDDON            | 08/04/2017   | Regular      | 0.00            | 500.00         | 29917  |
| 14559         | ALBERT MENCHACA            | 08/21/2017   | Regular      | 0.00            | 500.00         | 30012  |
| 14545         | ALEX & GAIL GONZALES       | 08/21/2017   | Regular      | 0.00            | 125.00         | 30013  |
| 14551         | ALEXANDER ROMAN            | 08/21/2017   | Regular      | 0.00            | 494.10         | 30014  |
| 14563         | ALFRED NORMAN              | 08/21/2017   | Regular      | 0.00            | 500.00         | 30015  |
| 14554         | ALICE ADAY                 | 08/21/2017   | Regular      | 0.00            | 500.00         | 30016  |
| 14556         | ALLAN LARSEN               | 08/21/2017   | Regular      | 0.00            | 500.00         | 30017  |
| 14557         | ALLEN POLLARD              | 08/21/2017   | Regular      | 0.00            | 500.00         | 30018  |
| 14501         | Amanda McElDowney          | 08/21/2017   | Regular      | 0.00            | 500.00         | 30019  |
| 14494         | ANGELA M ESCOBAR           | 08/21/2017   | Regular      | 0.00            | 125.00         | 30020  |
| 14481         | ANN J PAGAN                | 08/21/2017   | Regular      | 0.00            | 100.00         | 30021  |
| 14521         | ANTHONY G BRANCATO         | 08/21/2017   | Regular      | 0.00            | 500.00         | 30022  |
| 14532         | ARTHUR KIRSCH              | 08/21/2017   | Regular      | 0.00            | 200.00         | 30023  |
| 14480         | BEATRICE CHAMBERS          | 08/21/2017   | Regular      | 0.00            | 100.00         | 30024  |
| 14488         | BENJAMIN GOODKIND          | 08/21/2017   | Regular      | 0.00            | 100.00         | 30025  |
| 14537         | BRUCE CAPEN                | 08/21/2017   | Regular      | 0.00            | 100.00         | 30026  |
| 14550         | BRUCE M SILVERBLATT        | 08/21/2017   | Regular      | 0.00            | 125.00         | 30027  |
| 14560         | BRYAN ANTHONY              | 08/21/2017   | Regular      | 0.00            | 476.28         | 30028  |
| 14546         | CHARLES (CHUCK) PHILLIPS   | 08/21/2017   | Regular      | 0.00            | 625.00         | 30029  |
| 14506         | CHARLES DAVIES             | 08/21/2017   | Regular      | 0.00            | 500.00         | 30030  |
| 14487         | CHARLES DAVIES             | 08/21/2017   | Regular      | 0.00            | 98.00          | 30031  |
| 14536         | CHRIS GATLEY               | 08/21/2017   | Regular      | 0.00            | 88.00          | 30032  |
| 14530         | CHRISTINE BALOG            | 08/21/2017   | Regular      | 0.00            | 500.00         | 30033  |
| 14535         | CONLON KEATOR              | 08/21/2017   | Regular      | 0.00            | 100.00         | 30034  |
| 14522         | CRAIG JOHNSTON             | 08/21/2017   | Regular      | 0.00            | 500.00         | 30035  |
| 14553         | DAVID EIKENBERRY           | 08/21/2017   | Regular      | 0.00            | 500.00         | 30036  |
| 14520         | DIANA JONES                | 08/21/2017   | Regular      | 0.00            | 125.00         | 30037  |
| 14552         | DONNA GARREN               | 08/21/2017   | Regular      | 0.00            | 500.00         | 30038  |
| 14485         | ELAINE B TAYLOR            | 08/21/2017   | Regular      | 0.00            | 98.00          | 30039  |
| 14525         | EUGENE F STRANGIO          | 08/21/2017   | Regular      | 0.00            | 449.00         | 30040  |
| 14511         | EVELYN TAYLOR              | 08/21/2017   | Regular      | 0.00            | 100.00         | 30041  |
| 14555         | FRANCES A & DAVID A FOOTE  | 08/21/2017   | Regular      | 0.00            | 500.00         | 30042  |
| 14533         | Gary Brown                 | 08/21/2017   | Regular      | 0.00            | 88.00          | 30043  |
| 14543         | GEORGANNE THURSTON         | 08/21/2017   | Regular      | 0.00            | 100.00         | 30044  |
| 14486         | GEORGANNE THURSTON         | 08/21/2017   | Regular      | 0.00            | 100.00         | 30045  |
| 14518         | GHISLAINE GUEZ             | 08/21/2017   | Regular      | 0.00            | 125.00         | 30046  |
| 14493         | GINGER CHIH                | 08/21/2017   | Regular      | 0.00            | 125.00         | 30047  |
| 14542         | HERSHEL H CARR             | 08/21/2017   | Regular      | 0.00            | 100.00         | 30048  |
| 14497         | HILLARY VOGUE              | 08/21/2017   | Regular      | 0.00            | 500.00         | 30049  |
| 14508         | JAMES DULLA & DIJE NDREU   | 08/21/2017   | Regular      | 0.00            | 100.00         | 30050  |
| 14519         | JAMES R BAJARI             | 08/21/2017   | Regular      | 0.00            | 125.00         | 30051  |
| 14489         | JAMES STAEBLER             | 08/21/2017   | Regular      | 0.00            | 294.00         | 30052  |
| 14558         | James Wigdahl              | 08/21/2017   | Regular      | 0.00            | 500.00         | 30053  |
| 14504         | Jane Rutherford Bell       | 08/21/2017   | Regular      | 0.00            | 500.00         | 30054  |
| 14490         | JANIS MARQUEZ              | 08/21/2017   | Regular      | 0.00            | 100.00         | 30055  |
| 14523         | JOHN DICCONSON             | 08/21/2017   | Regular      | 0.00            | 500.00         | 30056  |
| 14514         | JOHN LAUGHTON              | 08/21/2017   | Regular      | 0.00            | 84.99          | 30057  |
| 14527         | JOHN PREHN                 | 08/21/2017   | Regular      | 0.00            | 500.00         | 30058  |
| 14507         | JUDITH WADSWORTH           | 08/21/2017   | Regular      | 0.00            | 500.00         | 30059  |
| 14526         | KATHLEEN ALIOTTI           | 08/21/2017   | Regular      | 0.00            | 500.00         | 30060  |
| 14498         | Kathy Jorden               | 08/21/2017   | Regular      | 0.00            | 500.00         | 30061  |
| 14524         | KEVIN POMA                 | 08/21/2017   | Regular      | 0.00            | 500.00         | 30062  |
| 14549         | KRISTOPHER & TENLEY BAXTER | 08/21/2017   | Regular      | 0.00            | 625.00         | 30063  |
| 14500         | KYLEIGH HUPFL              | 08/21/2017   | Regular      | 0.00            | 449.10         | 30064  |



**EXHIBIT 11-B**

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## Check Report

Date Range: 08/01/2017 - 08/31/2017

| Vendor Number | Vendor Name            | Payment Date | Payment Type | Discount Amount | Payment Amount | Number |
|---------------|------------------------|--------------|--------------|-----------------|----------------|--------|
| 14505         | LARRY & KIMM FAY       | 08/21/2017   | Regular      | 0.00            | 500.00         | 30065  |
| 14531         | LINDA BALDACCI         | 08/21/2017   | Regular      | 0.00            | 400.00         | 30066  |
| 14544         | LINDA KAREN BAXTER     | 08/21/2017   | Regular      | 0.00            | 125.00         | 30067  |
| 14479         | MANUEL ALBA            | 08/21/2017   | Regular      | 0.00            | 300.00         | 30068  |
| 14502         | MARGARET IVERSON       | 08/21/2017   | Regular      | 0.00            | 479.99         | 30069  |
| 14510         | MARJORIE KEATING       | 08/21/2017   | Regular      | 0.00            | 100.00         | 30070  |
| 14517         | MARK MANGIOLA          | 08/21/2017   | Regular      | 0.00            | 125.00         | 30071  |
| 14539         | MARY DUBE              | 08/21/2017   | Regular      | 0.00            | 100.00         | 30072  |
| 14516         | MARY KAY KEW           | 08/21/2017   | Regular      | 0.00            | 100.00         | 30073  |
| 14547         | MICHAEL BARRINGER      | 08/21/2017   | Regular      | 0.00            | 125.00         | 30074  |
| 14496         | MICHAEL S GOMEZ        | 08/21/2017   | Regular      | 0.00            | 499.99         | 30075  |
| 14548         | MOLLY MAY              | 08/21/2017   | Regular      | 0.00            | 125.00         | 30076  |
| 14482         | PAUL & HEATHER STERNER | 08/21/2017   | Regular      | 0.00            | 100.00         | 30077  |
| 14495         | ROBERT & PAT LEE       | 08/21/2017   | Regular      | 0.00            | 125.00         | 30078  |
| 14513         | ROBERT RIVET           | 08/21/2017   | Regular      | 0.00            | 200.00         | 30079  |
| 14561         | ROBERT SCAFANI         | 08/21/2017   | Regular      | 0.00            | 5,125.00       | 30080  |
| 14540         | RODNEY HAYES           | 08/21/2017   | Regular      | 0.00            | 100.00         | 30081  |
| 14503         | SATORU YOSHIZATO TRS   | 08/21/2017   | Regular      | 0.00            | 500.00         | 30082  |
| 14515         | Sharon Lincoln         | 08/21/2017   | Regular      | 0.00            | 149.00         | 30083  |
| 14491         | SIMON & SUSAN TUFFS    | 08/21/2017   | Regular      | 0.00            | 100.00         | 30084  |
| 14562         | STASIA MCGEHEE         | 08/21/2017   | Regular      | 0.00            | 1,375.00       | 30085  |
| 14529         | Su Beler               | 08/21/2017   | Regular      | 0.00            | 500.00         | 30086  |
| 14483         | SUNA PRICE             | 08/21/2017   | Regular      | 0.00            | 100.00         | 30087  |
| 14499         | SUZANNE & TODD SCHMIDT | 08/21/2017   | Regular      | 0.00            | 500.00         | 30088  |
| 14534         | SYLVIA M GARCIA        | 08/21/2017   | Regular      | 0.00            | 99.00          | 30089  |
| 14509         | TEGAN & GARRETT SEARLE | 08/21/2017   | Regular      | 0.00            | 500.00         | 30090  |
| 14492         | TONYA HUFFORD          | 08/21/2017   | Regular      | 0.00            | 100.00         | 30091  |
| 14484         | Victoria Zhao          | 08/21/2017   | Regular      | 0.00            | 100.00         | 30092  |
| 14512         | VIVIAN BARONE          | 08/21/2017   | Regular      | 0.00            | 98.00          | 30093  |
| 14538         | VIVIAN BUENTIPO        | 08/21/2017   | Regular      | 0.00            | 100.00         | 30094  |
| 14528         | WILLIAM BROENKOW       | 08/21/2017   | Regular      | 0.00            | 499.99         | 30095  |
| 14541         | ZACH KAUFMAN           | 08/21/2017   | Regular      | 0.00            | 100.00         | 30096  |

**Bank Code REBATES-02 Summary**

| Payment Type   | Payable Count | Payment Count | Discount    | Payment          |
|----------------|---------------|---------------|-------------|------------------|
| Regular Checks | 214           | 214           | 0.00        | 89,068.04        |
| 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>214</b>    | <b>214</b>    | <b>0.00</b> | <b>89,068.04</b> |

**Fund Summary**

| <b>Fund</b> | <b>Name</b>    | <b>Period</b> | <b>Amount</b>     |
|-------------|----------------|---------------|-------------------|
| 99          | POOL CASH FUND | 8/2017        | 439,449.32        |
|             |                |               | <hr/>             |
|             |                |               | <b>439,449.32</b> |

**EXHIBIT 11-C**

**Payroll Bank Transaction Report - MPWMD**



Monterey Peninsula Water Management Dist

By Payment Number

Date: 8/1/2017 - 8/31/2017

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 |
|----------------|--------------|--------------|-----------------|-----------------------|--------------|-----------------------|---------------|
| 3137           | 08/04/2017   | Regular      | 1024            | Stoldt, David J       | 0.00         | 5,177.35              | 5,177.35      |
| 3138           | 08/04/2017   | Regular      | 1025            | Tavani, Arlene M      | 0.00         | 2,028.71              | 2,028.71      |
| 3139           | 08/04/2017   | Regular      | 1006            | Dudley, Mark A        | 0.00         | 2,732.62              | 2,732.62      |
| 3140           | 08/04/2017   | Regular      | 1039            | Flores, Elizabeth     | 0.00         | 1,992.52              | 1,992.52      |
| 3141           | 08/04/2017   | Regular      | 1018            | Prasad, Suresh        | 0.00         | 3,912.01              | 3,912.01      |
| 3142           | 08/04/2017   | Regular      | 1019            | Reyes, Sara C         | 0.00         | 1,750.05              | 1,750.05      |
| 3143           | 08/04/2017   | Regular      | 1002            | Bekker, Mark          | 0.00         | 1,822.02              | 1,822.02      |
| 3144           | 08/04/2017   | Regular      | 1005            | Christensen, Thomas T | 0.00         | 3,069.86              | 3,069.86      |
| 3145           | 08/04/2017   | Regular      | 1042            | Hamilton, Maureen C.  | 0.00         | 3,014.00              | 3,014.00      |
| 3146           | 08/04/2017   | Regular      | 1008            | Hampson, Larry M      | 0.00         | 3,566.74              | 3,566.74      |
| 3147           | 08/04/2017   | Regular      | 1009            | James, Gregory W      | 0.00         | 3,230.09              | 3,230.09      |
| 3148           | 08/04/2017   | Regular      | 1011            | Lear, Jonathan P      | 0.00         | 3,561.14              | 3,561.14      |
| 3149           | 08/04/2017   | Regular      | 1012            | Lindberg, Thomas L    | 0.00         | 2,298.85              | 2,298.85      |
| 3150           | 08/04/2017   | Regular      | 1013            | Lyons, Matthew J      | 0.00         | 1,699.36              | 1,699.36      |
| 3151           | 08/04/2017   | Regular      | 1023            | Stern, Henrietta L    | 0.00         | 448.16                | 448.16        |
| 3152           | 08/04/2017   | Regular      | 6028            | Atkins, Daniel N      | 0.00         | 699.95                | 699.95        |
| 3153           | 08/04/2017   | Regular      | 6035            | Besson, Jordan C.     | 0.00         | 780.75                | 780.75        |
| 3154           | 08/04/2017   | Regular      | 1004            | Chaney, Beverly M     | 0.00         | 2,380.49              | 2,380.49      |
| 3155           | 08/04/2017   | Regular      | 1007            | Hamilton, Cory R      | 0.00         | 2,237.12              | 2,237.12      |
| 3156           | 08/04/2017   | Regular      | 1043            | Suwada, Joseph        | 0.00         | 1,641.73              | 1,641.73      |
| 3157           | 08/04/2017   | Regular      | 1026            | Urquhart, Kevan A     | 0.00         | 2,156.73              | 2,156.73      |
| 3158           | 08/04/2017   | Regular      | 1001            | Ayala, Gabriela D     | 0.00         | 2,273.26              | 2,273.26      |
| 3159           | 08/04/2017   | Regular      | 1041            | Gonnerman, Maryan C   | 0.00         | 1,820.68              | 1,820.68      |
| 3160           | 08/04/2017   | Regular      | 1010            | Kister, Stephanie L   | 0.00         | 2,478.66              | 2,478.66      |
| 3161           | 08/04/2017   | Regular      | 1017            | Locke, Stephanie L    | 0.00         | 3,323.24              | 3,323.24      |
| 3162           | 08/04/2017   | Regular      | 1014            | Martin, Debra S       | 0.00         | 2,474.72              | 2,474.72      |
| 3163           | 08/04/2017   | Regular      | 1040            | Smith, Kyle           | 0.00         | 1,860.82              | 1,860.82      |
| 3164           | 08/18/2017   | Regular      | 7015            | Adams, Mary L         | 0.00         | 120.02                | 120.02        |
| 3165           | 08/18/2017   | Regular      | 7013            | Clarke, Andrew        | 0.00         | 316.79                | 316.79        |
| 3166           | 08/18/2017   | Regular      | 7014            | Evans, Molly F        | 0.00         | 366.79                | 366.79        |
| 3167           | 08/18/2017   | Regular      | 7003            | Lewis, Brenda         | 0.00         | 124.67                | 124.67        |
| 3168           | 08/18/2017   | Regular      | 1024            | Stoldt, David J       | 0.00         | 5,177.35              | 5,177.35      |
| 3169           | 08/18/2017   | Regular      | 1025            | Tavani, Arlene M      | 0.00         | 2,028.72              | 2,028.72      |
| 3170           | 08/18/2017   | Regular      | 1006            | Dudley, Mark A        | 0.00         | 2,732.62              | 2,732.62      |
| 3171           | 08/18/2017   | Regular      | 1039            | Flores, Elizabeth     | 0.00         | 1,992.52              | 1,992.52      |
| 3172           | 08/18/2017   | Regular      | 1018            | Prasad, Suresh        | 0.00         | 3,912.01              | 3,912.01      |
| 3173           | 08/18/2017   | Regular      | 1019            | Reyes, Sara C         | 0.00         | 1,750.05              | 1,750.05      |
| 3174           | 08/18/2017   | Regular      | 1002            | Bekker, Mark          | 0.00         | 1,822.02              | 1,822.02      |
| 3175           | 08/18/2017   | Regular      | 1005            | Christensen, Thomas T | 0.00         | 3,069.86              | 3,069.86      |
| 3176           | 08/18/2017   | Regular      | 1042            | Hamilton, Maureen C.  | 0.00         | 3,014.00              | 3,014.00      |
| 3177           | 08/18/2017   | Regular      | 1008            | Hampson, Larry M      | 0.00         | 3,566.74              | 3,566.74      |
| 3178           | 08/18/2017   | Regular      | 1009            | James, Gregory W      | 0.00         | 3,230.09              | 3,230.09      |
| 3179           | 08/18/2017   | Regular      | 1011            | Lear, Jonathan P      | 0.00         | 3,561.14              | 3,561.14      |
| 3180           | 08/18/2017   | Regular      | 1012            | Lindberg, Thomas L    | 0.00         | 2,298.85              | 2,298.85      |
| 3181           | 08/18/2017   | Regular      | 1013            | Lyons, Matthew J      | 0.00         | 1,699.37              | 1,699.37      |
| 3182           | 08/18/2017   | Regular      | 1023            | Stern, Henrietta L    | 0.00         | 532.72                | 532.72        |
| 3183           | 08/18/2017   | Regular      | 6028            | Atkins, Daniel N      | 0.00         | 950.18                | 950.18        |
| 3184           | 08/18/2017   | Regular      | 6035            | Besson, Jordan C.     | 0.00         | 780.21                | 780.21        |
| 3185           | 08/18/2017   | Regular      | 1004            | Chaney, Beverly M     | 0.00         | 2,380.49              | 2,380.49      |
| 3186           | 08/18/2017   | Regular      | 1007            | Hamilton, Cory R      | 0.00         | 2,139.97              | 2,139.97      |
| 3187           | 08/18/2017   | Regular      | 1043            | Suwada, Joseph        | 0.00         | 1,641.72              | 1,641.72      |
| 3188           | 08/18/2017   | Regular      | 1026            | Urquhart, Kevan A     | 0.00         | 2,156.74              | 2,156.74      |
| 3189           | 08/18/2017   | Regular      | 1001            | Ayala, Gabriela D     | 0.00         | 2,273.25              | 2,273.25      |
| 3190           | 08/18/2017   | Regular      | 1041            | Gonnerman, Maryan C   | 0.00         | 1,820.68              | 1,820.68      |
| 3191           | 08/18/2017   | Regular      | 1010            | Kister, Stephanie L   | 0.00         | 2,478.67              | 2,478.67      |
| 3192           | 08/18/2017   | Regular      | 1017            | Locke, Stephanie L    | 0.00         | 3,323.24              | 3,323.24      |
| 3193           | 08/18/2017   | Regular      | 1014            | Martin, Debra S       | 0.00         | 2,474.72              | 2,474.72      |

**EXHIBIT 11-C**

| <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>Total Payment</b> |
|-----------------------|---------------------|---------------------|------------------------|-----------------------|---------------------|------------------------------|----------------------|
| 3194                  | 08/18/2017          | Regular             | 1040                   | Smith, Kyle           | 0.00                | 1,860.82                     | 1,860.82             |
| 29986                 | 08/18/2017          | Regular             | 7006                   | Brower, Sr., Robert S | 249.34              | 0.00                         | 249.34               |
| 29987                 | 08/18/2017          | Regular             | 7007                   | Byrne, Jeannie        | 249.34              | 0.00                         | 249.34               |
| 29988                 | 08/18/2017          | Regular             | 7016                   | Rubio, Ralph S        | 366.79              | 0.00                         | 366.79               |
| <b>Totals:</b>        |                     |                     |                        |                       | <b>865.47</b>       | <b>130,028.65</b>            | <b>130,894.12</b>    |



Monterey Peninsula Water Management Dist

# Bank Transaction Report

## Transaction Detail

Issued Date Range: 08/01/2017 - 08/31/2017

Cleared Date Range: -

| Issued Date                                                          | Cleared Date | Number                     | Description                          | Module           | Status  | Type           | Amount             |
|----------------------------------------------------------------------|--------------|----------------------------|--------------------------------------|------------------|---------|----------------|--------------------|
| <b>Bank Account: 111 - Bank of America Checking - 0000 8170 8210</b> |              |                            |                                      |                  |         |                |                    |
| 08/04/2017                                                           | 08/31/2017   | <a href="#">DFT0000954</a> | I.R.S.                               | Accounts Payable | Cleared | Bank Draft     | -12,818.89         |
| 08/04/2017                                                           | 08/31/2017   | <a href="#">DFT0000955</a> | I.R.S.                               | Accounts Payable | Cleared | Bank Draft     | -2,651.58          |
| 08/04/2017                                                           | 08/31/2017   | <a href="#">DFT0000956</a> | Employment Development Dept.         | Accounts Payable | Cleared | Bank Draft     | -4,431.71          |
| 08/04/2017                                                           | 08/31/2017   | <a href="#">DFT0000957</a> | I.R.S.                               | Accounts Payable | Cleared | Bank Draft     | -305.24            |
| 08/09/2017                                                           | 08/31/2017   | <a href="#">DFT0000984</a> | PERS Retirement                      | Accounts Payable | Cleared | Bank Draft     | -15,071.58         |
| 08/09/2017                                                           | 08/31/2017   | <a href="#">DFT0000987</a> | PERS Retirement                      | Accounts Payable | Cleared | Bank Draft     | -14,698.55         |
| 08/10/2017                                                           | 08/31/2017   | <a href="#">DFT0000990</a> | PERS Retirement                      | Accounts Payable | Cleared | Bank Draft     | -14,968.61         |
| 08/15/2017                                                           | 08/31/2017   | <a href="#">SVC0000124</a> | To Post Aug/2017 Bank Service Charge | General Ledger   | Cleared | Service Charge | -301.72            |
| 08/18/2017                                                           | 08/31/2017   | <a href="#">DFT0000959</a> | I.R.S.                               | Accounts Payable | Cleared | Bank Draft     | -76.34             |
| 08/18/2017                                                           | 08/31/2017   | <a href="#">DFT0000960</a> | I.R.S.                               | Accounts Payable | Cleared | Bank Draft     | -58.74             |
| 08/18/2017                                                           | 08/31/2017   | <a href="#">DFT0000961</a> | I.R.S.                               | Accounts Payable | Cleared | Bank Draft     | -251.10            |
| 08/18/2017                                                           | 08/31/2017   | <a href="#">DFT0000963</a> | I.R.S.                               | Accounts Payable | Cleared | Bank Draft     | -12,857.64         |
| 08/18/2017                                                           | 08/31/2017   | <a href="#">DFT0000964</a> | I.R.S.                               | Accounts Payable | Cleared | Bank Draft     | -2,665.10          |
| 08/18/2017                                                           | 08/31/2017   | <a href="#">DFT0000965</a> | Employment Development Dept.         | Accounts Payable | Cleared | Bank Draft     | -4,436.63          |
| 08/18/2017                                                           | 08/31/2017   | <a href="#">DFT0000966</a> | I.R.S.                               | Accounts Payable | Cleared | Bank Draft     | -363.06            |
| 08/21/2017                                                           | 08/31/2017   | <a href="#">DFT0000986</a> | PERS Retirement                      | Accounts Payable | Cleared | Bank Draft     | -14,968.62         |
| <b>Bank Account 111 Total: (16)</b>                                  |              |                            |                                      |                  |         |                | <b>-100,925.11</b> |
| <b>Report Total: (16)</b>                                            |              |                            |                                      |                  |         |                | <b>-100,925.11</b> |

**EXHIBIT 11-D**

**Bank Transaction Report**

242  
Issued Date Range: -

**Summary**

| <b>Bank Account</b>                                           | <b>Count</b> | <b>Amount</b>      |
|---------------------------------------------------------------|--------------|--------------------|
| <a href="#">111 Bank of America Checking - 0000 8170 8210</a> | 16           | -100,925.11        |
| <b>Report Total:</b>                                          | <b>16</b>    | <b>-100,925.11</b> |

| <b>Cash Account</b>                               | <b>Count</b> | <b>Amount</b>      |
|---------------------------------------------------|--------------|--------------------|
| <a href="#">99 99-10-100100 Pool Cash Account</a> | 16           | -100,925.11        |
| <b>Report Total:</b>                              | <b>16</b>    | <b>-100,925.11</b> |

| <b>Transaction Type</b> | <b>Count</b> | <b>Amount</b>      |
|-------------------------|--------------|--------------------|
| Bank Draft              | 15           | -100,623.39        |
| Service Charge          | 1            | -301.72            |
| <b>Report Total:</b>    | <b>16</b>    | <b>-100,925.11</b> |



Monterey Peninsula Water Management Dist

**Statement of Revenue Over Expense - No Decimals**  
**Group Summary**

For Fiscal: 2017-2018 Period Ending: 08/31/2017

| Level...                              | August Activity | August Budget    | Variance Favorable (Unfavorable) | Percent Used    | YTD Activity   | Total Budget      | Variance Favorable (Unfavorable) | Percent Used   |
|---------------------------------------|-----------------|------------------|----------------------------------|-----------------|----------------|-------------------|----------------------------------|----------------|
| <b>Revenue</b>                        |                 |                  |                                  |                 |                |                   |                                  |                |
| R100 - Water Supply Charge            | 0               | 283,220          | -283,220                         | 0.00 %          | 0              | 3,400,000         | -3,400,000                       | 0.00 %         |
| R120 - Property Taxes Revenues        | 0               | 145,775          | -145,775                         | 0.00 %          | 0              | 1,750,000         | -1,750,000                       | 0.00 %         |
| R130 - User Fees                      | 9,233           | 285,303          | -276,069                         | -3.24 %         | 9,233          | 3,425,000         | -3,415,767                       | -0.27 %        |
| R140 - Connection Charges             | 84,842          | 20,825           | 64,017                           | -407.40 %       | 103,201        | 250,000           | -146,799                         | -41.28 %       |
| R150 - Permit Processing Fee          | 19,203          | 14,578           | 4,626                            | -131.73 %       | 35,476         | 175,000           | -139,524                         | -20.27 %       |
| R160 - Well Registration Fee          | 100             | 0                | 100                              | 0.00 %          | 200            | 0                 | 200                              | 0.00 %         |
| R190 - WDS Permits Rule 21            | 0               | 4,665            | -4,665                           | 0.00 %          | 3,000          | 56,000            | -53,000                          | -5.36 %        |
| R200 - Recording Fees                 | 921             | 800              | 121                              | -115.17 %       | 1,853          | 9,600             | -7,747                           | -19.30 %       |
| R210 - Legal Fees                     | 207             | 1,333            | -1,126                           | -15.53 %        | 564            | 16,000            | -15,436                          | -3.53 %        |
| R220 - Copy Fee                       | 5               | 0                | 5                                | 0.00 %          | 17             | 0                 | 17                               | 0.00 %         |
| R230 - Miscellaneous - Other          | 226             | 1,666            | -1,440                           | -13.59 %        | 226            | 20,000            | -19,774                          | -1.13 %        |
| R250 - Interest Income                | 519             | 1,666            | -1,147                           | -31.17 %        | -2,156         | 20,000            | -22,156                          | 10.78 %        |
| R260 - CAW - ASR                      | 0               | 52,929           | -52,929                          | 0.00 %          | 0              | 635,400           | -635,400                         | 0.00 %         |
| R265 - CAW - Los Padres Reimbursement | 0               | 43,733           | -43,733                          | 0.00 %          | 0              | 525,000           | -525,000                         | 0.00 %         |
| R270 - CAW - Rebates                  | 28,420          | 41,650           | -13,230                          | -68.24 %        | 67,024         | 500,000           | -432,976                         | -13.40 %       |
| R290 - CAW - Miscellaneous            | 0               | 2,582            | -2,582                           | 0.00 %          | 0              | 31,000            | -31,000                          | 0.00 %         |
| R300 - Watermaster                    | 0               | 6,214            | -6,214                           | 0.00 %          | 0              | 74,600            | -74,600                          | 0.00 %         |
| R308 - Reclamation Project            | 0               | 1,666            | -1,666                           | 0.00 %          | 0              | 20,000            | -20,000                          | 0.00 %         |
| R310 - Other Reimbursements           | 0               | 2,441            | -2,441                           | 0.00 %          | 0              | 29,300            | -29,300                          | 0.00 %         |
| R320 - Grants                         | 0               | 104,125          | -104,125                         | 0.00 %          | 0              | 1,250,000         | -1,250,000                       | 0.00 %         |
| R510 - Operating Reserve              | 0               | 71,130           | -71,130                          | 0.00 %          | 0              | 853,900           | -853,900                         | 0.00 %         |
| <b>Total Revenue:</b>                 | <b>143,677</b>  | <b>1,086,299</b> | <b>-942,621</b>                  | <b>-13.23 %</b> | <b>218,638</b> | <b>13,040,800</b> | <b>-12,822,162</b>               | <b>-1.68 %</b> |

**EXHIBIT 11-E**

**Statement of Revenue Over Expense - No Decimals**

For Fiscal: 2017-2018 Period Ending: 08/31/2017

| Level...                                    | August Activity | August 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                     | 189,812         | 208,417        | 18,605                           | 91.07 %        | 285,304        | 2,502,000        | 2,216,696                        | 11.40 %        |
| 1110 - Manager's Auto Allowance             | 0               | 500            | 500                              | 0.00 %         | 0              | 6,000            | 6,000                            | 0.00 %         |
| 1120 - Manager's Deferred Comp              | 0               | 700            | 700                              | 0.00 %         | 0              | 8,400            | 8,400                            | 0.00 %         |
| 1130 - Unemployment Compensation            | 0               | 250            | 250                              | 0.00 %         | 0              | 3,000            | 3,000                            | 0.00 %         |
| 1150 - Temporary Personnel                  | 9,015           | 3,915          | -5,100                           | 230.26 %       | 13,958         | 47,000           | 33,042                           | 29.70 %        |
| 1160 - PERS Retirement                      | 18,725          | 37,443         | 18,718                           | 50.01 %        | 269,207        | 449,500          | 180,293                          | 59.89 %        |
| 1170 - Medical Insurance                    | 26,165          | 27,531         | 1,365                            | 95.04 %        | 52,331         | 330,500          | 278,169                          | 15.83 %        |
| 1180 - Medical Insurance - Retirees         | 11,395          | 6,747          | -4,647                           | 168.88 %       | 20,301         | 81,000           | 60,699                           | 25.06 %        |
| 1190 - Workers Compensation                 | 3,829           | 4,240          | 411                              | 90.31 %        | 7,570          | 50,900           | 43,330                           | 14.87 %        |
| 1200 - Life Insurance                       | 374             | 450            | 76                               | 83.03 %        | 747            | 5,400            | 4,653                            | 13.83 %        |
| 1210 - Long Term Disability Insurance       | 1,123           | 1,200          | 76                               | 93.63 %        | 2,244          | 14,400           | 12,156                           | 15.59 %        |
| 1220 - Short Term Disability Insurance      | 223             | 275            | 52                               | 81.09 %        | 445            | 3,300            | 2,855                            | 13.50 %        |
| 1230 - Other Benefits                       | 85              | 100            | 15                               | 85.03 %        | 85             | 1,200            | 1,115                            | 7.08 %         |
| 1260 - Employee Assistance Program          | 56              | 125            | 69                               | 45.14 %        | 113            | 1,500            | 1,387                            | 7.52 %         |
| 1270 - FICA Tax Expense                     | 569             | 566            | -2                               | 100.37 %       | 780            | 6,800            | 6,020                            | 11.47 %        |
| 1280 - Medicare Tax Expense                 | 2,713           | 3,107          | 394                              | 87.32 %        | 5,445          | 37,300           | 31,855                           | 14.60 %        |
| 1290 - Staff Development & Training         | 1,304           | 3,074          | 1,770                            | 42.43 %        | 1,877          | 36,900           | 35,023                           | 5.09 %         |
| 1300 - Conference Registration              | 0               | 283            | 283                              | 0.00 %         | 580            | 3,400            | 2,820                            | 17.06 %        |
| 1310 - Professional Dues                    | 0               | 258            | 258                              | 0.00 %         | 218            | 3,100            | 2,882                            | 7.02 %         |
| 1320 - Personnel Recruitment                | 0               | 167            | 167                              | 0.00 %         | 0              | 2,000            | 2,000                            | 0.00 %         |
| <b>Total Level1: 100 - Personnel Costs:</b> | <b>265,387</b>  | <b>299,347</b> | <b>33,959</b>                    | <b>88.66 %</b> | <b>661,204</b> | <b>3,593,600</b> | <b>2,932,396</b>                 | <b>18.40 %</b> |
| <b>Level1: 200 - Supplies and Services</b>  |                 |                |                                  |                |                |                  |                                  |                |
| 2000 - Board Member Compensation            | 3,780           | 3,782          | 2                                | 99.95 %        | 3,780          | 45,400           | 41,620                           | 8.33 %         |
| 2020 - Board Expenses                       | 0               | 666            | 666                              | 0.00 %         | 30             | 8,000            | 7,970                            | 0.38 %         |
| 2040 - Rent                                 | 2,219           | 1,933          | -286                             | 114.82 %       | 4,043          | 23,200           | 19,157                           | 17.43 %        |
| 2060 - Utilities                            | 3,103           | 3,232          | 129                              | 96.01 %        | 5,598          | 38,800           | 33,202                           | 14.43 %        |
| 2120 - Insurance Expense                    | 0               | 3,749          | 3,749                            | 0.00 %         | 0              | 45,000           | 45,000                           | 0.00 %         |
| 2130 - Membership Dues                      | 421             | 2,882          | 2,461                            | 14.61 %        | 2,576          | 34,600           | 32,024                           | 7.45 %         |
| 2140 - Bank Charges                         | 390             | 333            | -57                              | 116.98 %       | 681            | 4,000            | 3,319                            | 17.04 %        |
| 2150 - Office Supplies                      | 1,476           | 1,716          | 240                              | 86.01 %        | 2,569          | 20,600           | 18,031                           | 12.47 %        |
| 2160 - Courier Expense                      | 282             | 675            | 393                              | 41.79 %        | 679            | 8,100            | 7,421                            | 8.38 %         |
| 2170 - Printing/Photocopy                   | 0               | 783            | 783                              | 0.00 %         | 0              | 9,400            | 9,400                            | 0.00 %         |
| 2180 - Postage & Shipping                   | 500             | 533            | 33                               | 93.79 %        | 1,793          | 6,400            | 4,607                            | 28.01 %        |
| 2190 - IT Supplies/Services                 | 24,969          | 8,330          | -16,639                          | 299.75 %       | 33,155         | 100,000          | 66,845                           | 33.15 %        |
| 2200 - Professional Fees                    | 23,763          | 29,280         | 5,517                            | 81.16 %        | 31,186         | 351,500          | 320,314                          | 8.87 %         |
| 2220 - Equipment Repairs & Maintenance      | 866             | 625            | -241                             | 138.60 %       | 866            | 7,500            | 6,634                            | 11.55 %        |
| 2235 - Equipment Lease                      | 0               | 1,166          | 1,166                            | 0.00 %         | 947            | 14,000           | 13,053                           | 6.77 %         |
| 2240 - Telephone                            | 3,126           | 3,798          | 672                              | 82.30 %        | 6,361          | 45,600           | 39,239                           | 13.95 %        |
| 2260 - Facility Maintenance                 | 1,636           | 3,565          | 1,929                            | 45.89 %        | 5,492          | 42,800           | 37,308                           | 12.83 %        |
| 2270 - Travel Expenses                      | 242             | 2,882          | 2,641                            | 8.38 %         | 572            | 34,600           | 34,028                           | 1.65 %         |



**EXHIBIT 11-E**

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**Statement of Revenue Over Expense - No Decimals****For Fiscal: 2017-2018 Period Ending: 08/31/2017**

| Level...                                          | August<br>Activity | August<br>Budget | Variance<br>Favorable<br>(Unfavorable) | Percent<br>Used | YTD<br>Activity   | Total Budget      | Variance<br>Favorable<br>(Unfavorable) | Percent<br>Used |
|---------------------------------------------------|--------------------|------------------|----------------------------------------|-----------------|-------------------|-------------------|----------------------------------------|-----------------|
| 2280 - Transportation                             | 1,849              | 2,216            | 367                                    | 83.43 %         | 4,411             | 26,600            | 22,189                                 | 16.58 %         |
| 2300 - Legal Services                             | 13,735             | 33,320           | 19,586                                 | 41.22 %         | 13,735            | 400,000           | 386,266                                | 3.43 %          |
| 2380 - Meeting Expenses                           | 373                | 533              | 160                                    | 70.05 %         | 592               | 6,400             | 5,808                                  | 9.25 %          |
| 2420 - Legal Notices                              | 0                  | 308              | 308                                    | 0.00 %          | 0                 | 3,700             | 3,700                                  | 0.00 %          |
| 2460 - Public Outreach                            | 155                | 3,807            | 3,652                                  | 4.07 %          | 198               | 45,700            | 45,502                                 | 0.43 %          |
| 2480 - Miscellaneous                              | 0                  | 250              | 250                                    | 0.00 %          | 0                 | 3,000             | 3,000                                  | 0.00 %          |
| 2500 - Tax Administration Fee                     | 0                  | 1,666            | 1,666                                  | 0.00 %          | 0                 | 20,000            | 20,000                                 | 0.00 %          |
| 2900 - Operating Supplies                         | 1,582              | 1,599            | 17                                     | 98.94 %         | 2,028             | 19,200            | 17,172                                 | 10.56 %         |
| <b>Total Level1: 200 - Supplies and Services:</b> | <b>84,466</b>      | <b>113,630</b>   | <b>29,164</b>                          | <b>74.33 %</b>  | <b>121,290</b>    | <b>1,364,100</b>  | <b>1,242,810</b>                       | <b>8.89 %</b>   |
| <b>Level1: 300 - Other Expenses</b>               |                    |                  |                                        |                 |                   |                   |                                        |                 |
| 3000 - Project Expenses                           | 345,341            | 536,968          | 191,627                                | 64.31 %         | 429,738           | 6,446,200         | 6,016,462                              | 6.67 %          |
| 4000 - Fixed Asset Purchases                      | 8,483              | 72,254           | 63,772                                 | 11.74 %         | 8,483             | 867,400           | 858,918                                | 0.98 %          |
| 5000 - Debt Service                               | 0                  | 19,159           | 19,159                                 | 0.00 %          | 0                 | 230,000           | 230,000                                | 0.00 %          |
| 6000 - Contingencies                              | 0                  | 6,248            | 6,248                                  | 0.00 %          | 0                 | 75,000            | 75,000                                 | 0.00 %          |
| 6500 - Reserves                                   | 0                  | 38,693           | 38,693                                 | 0.00 %          | 0                 | 464,500           | 464,500                                | 0.00 %          |
| <b>Total Level1: 300 - Other Expenses:</b>        | <b>353,824</b>     | <b>673,322</b>   | <b>319,498</b>                         | <b>52.55 %</b>  | <b>438,220</b>    | <b>8,083,100</b>  | <b>7,644,880</b>                       | <b>5.42 %</b>   |
| <b>Total Expense:</b>                             | <b>703,677</b>     | <b>1,086,299</b> | <b>382,622</b>                         | <b>64.78 %</b>  | <b>1,220,715</b>  | <b>13,040,800</b> | <b>11,820,085</b>                      | <b>9.36 %</b>   |
| <b>Report Total:</b>                              | <b>-560,000</b>    | <b>0</b>         | <b>-560,000</b>                        |                 | <b>-1,002,076</b> | <b>0</b>          | <b>-1,002,076</b>                      |                 |

**EXHIBIT 11-E**

**Statement of Revenue Over Expense - No Decimals**

**For Fiscal: 2017-2018 Period Ending: 08/31/2017**

**Fund Summary**

| <b>Fund</b>            | <b>August<br/>Activity</b> | <b>August<br/>Budget</b> | <b>Variance<br/>Favorable<br/>(Unfavorable)</b> | <b>Percent<br/>Used</b> | <b>YTD<br/>Activity</b> | <b>Total Budget</b> | <b>Variance<br/>Favorable<br/>(Unfavorable)</b> | <b>Percent<br/>Used</b> |
|------------------------|----------------------------|--------------------------|-------------------------------------------------|-------------------------|-------------------------|---------------------|-------------------------------------------------|-------------------------|
| 24 - MITIGATION FUND   | -184,509                   | 0                        | -184,509                                        |                         | -373,112                | 0                   | -373,112                                        |                         |
| 26 - CONSERVATION FUND | -155,464                   | 0                        | -155,464                                        |                         | -256,249                | 0                   | -256,249                                        |                         |
| 35 - WATER SUPPLY FUND | -220,026                   | 0                        | -220,026                                        |                         | -372,716                | 0                   | -372,716                                        |                         |
| <b>Report Total:</b>   | <b>-560,000</b>            | <b>0.02</b>              | <b>-560,000</b>                                 |                         | <b>-1,002,076</b>       | <b>0</b>            | <b>-1,002,076</b>                               |                         |



Monterey Peninsula Water Management Dist

**Statement of Revenue Over Expense - No Decimals**  
**Group Summary**

For Fiscal: 2017-2018 Period Ending: 08/31/2017

| Level...                          | August<br>Activity | August<br>Budget | Variance<br>Favorable<br>(Unfavorable) | Percent<br>Used | YTD<br>Activity | Total Budget     | Variance<br>Favorable<br>(Unfavorable) | Percent<br>Used |
|-----------------------------------|--------------------|------------------|----------------------------------------|-----------------|-----------------|------------------|----------------------------------------|-----------------|
| <b>Fund: 24 - MITIGATION FUND</b> |                    |                  |                                        |                 |                 |                  |                                        |                 |
| <b>Revenue</b>                    |                    |                  |                                        |                 |                 |                  |                                        |                 |
| R120 - Property Taxes Revenues    | 0                  | 54,645           | -54,645                                | 0.00 %          | 0               | 656,000          | -656,000                               | 0.00 %          |
| R130 - User Fees                  | 7,795              | 192,215          | -184,420                               | -4.06 %         | 7,795           | 2,307,500        | -2,299,705                             | -0.34 %         |
| R160 - Well Registration Fee      | 100                | 0                | 100                                    | 0.00 %          | 200             | 0                | 200                                    | 0.00 %          |
| R190 - WDS Permits Rule 21        | 0                  | 4,665            | -4,665                                 | 0.00 %          | 3,000           | 56,000           | -53,000                                | -5.36 %         |
| R230 - Miscellaneous - Other      | 0                  | 833              | -833                                   | 0.00 %          | 0               | 10,000           | -10,000                                | 0.00 %          |
| R250 - Interest Income            | 321                | 208              | 113                                    | -154.32 %       | -1,105          | 2,500            | -3,605                                 | 44.20 %         |
| R290 - CAW - Miscellaneous        | 0                  | 633              | -633                                   | 0.00 %          | 0               | 7,600            | -7,600                                 | 0.00 %          |
| R310 - Other Reimbursements       | 0                  | 2,357            | -2,357                                 | 0.00 %          | 0               | 28,300           | -28,300                                | 0.00 %          |
| R320 - Grants                     | 0                  | 79,135           | -79,135                                | 0.00 %          | 0               | 950,000          | -950,000                               | 0.00 %          |
| R510 - Operating Reserve          | 0                  | 8,538            | -8,538                                 | 0.00 %          | 0               | 102,500          | -102,500                               | 0.00 %          |
| <b>Total Revenue:</b>             | <b>8,216</b>       | <b>343,229</b>   | <b>-335,013</b>                        | <b>-2.39 %</b>  | <b>9,890</b>    | <b>4,120,400</b> | <b>-4,110,510</b>                      | <b>-0.24 %</b>  |

**EXHIBIT 11-E**

**Statement of Revenue Over Expense - No Decimals**

**For Fiscal: 2017-2018 Period Ending: 08/31/2017**

| Level...                                    | August Activity | August 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                     | 78,131          | 82,034         | 3,903                            | 95.24 %        | 119,349        | 984,800          | 865,451                          | 12.12 %        |
| 1110 - Manager's Auto Allowance             | 0               | 100            | 100                              | 0.00 %         | 0              | 1,200            | 1,200                            | 0.00 %         |
| 1120 - Manager's Deferred Comp              | 0               | 142            | 142                              | 0.00 %         | 0              | 1,700            | 1,700                            | 0.00 %         |
| 1130 - Unemployment Compensation            | 0               | 100            | 100                              | 0.00 %         | 0              | 1,200            | 1,200                            | 0.00 %         |
| 1150 - Temporary Personnel                  | 1,904           | 67             | -1,837                           | 2,856.41 %     | 2,927          | 800              | -2,127                           | 365.92 %       |
| 1160 - PERS Retirement                      | 7,771           | 15,627         | 7,856                            | 49.73 %        | 114,263        | 187,600          | 73,337                           | 60.91 %        |
| 1170 - Medical Insurance                    | 10,817          | 11,204         | 387                              | 96.55 %        | 21,634         | 134,500          | 112,866                          | 16.08 %        |
| 1180 - Medical Insurance - Retirees         | 4,558           | 2,699          | -1,859                           | 168.88 %       | 8,200          | 32,400           | 24,200                           | 25.31 %        |
| 1190 - Workers Compensation                 | 2,432           | 2,499          | 67                               | 97.31 %        | 4,774          | 30,000           | 25,226                           | 15.91 %        |
| 1200 - Life Insurance                       | 172             | 200            | 28                               | 86.06 %        | 344            | 2,400            | 2,056                            | 14.34 %        |
| 1210 - Long Term Disability Insurance       | 471             | 483            | 12                               | 97.44 %        | 940            | 5,800            | 4,860                            | 16.21 %        |
| 1220 - Short Term Disability Insurance      | 93              | 108            | 15                               | 86.25 %        | 187            | 1,300            | 1,113                            | 14.36 %        |
| 1230 - Other Benefits                       | 34              | 42             | 8                                | 81.63 %        | 34             | 500              | 466                              | 6.80 %         |
| 1260 - Employee Assistance Program          | 23              | 50             | 27                               | 46.82 %        | 47             | 600              | 553                              | 7.80 %         |
| 1270 - FICA Tax Expense                     | 405             | 242            | -164                             | 167.79 %       | 596            | 2,900            | 2,304                            | 20.55 %        |
| 1280 - Medicare Tax Expense                 | 1,187           | 1,216          | 29                               | 97.60 %        | 2,336          | 14,600           | 12,264                           | 16.00 %        |
| 1290 - Staff Development & Training         | 0               | 991            | 991                              | 0.00 %         | 200            | 11,900           | 11,700                           | 1.68 %         |
| 1300 - Conference Registration              | 0               | 117            | 117                              | 0.00 %         | 232            | 1,400            | 1,168                            | 16.57 %        |
| 1310 - Professional Dues                    | 0               | 67             | 67                               | 0.00 %         | 218            | 800              | 582                              | 27.22 %        |
| 1320 - Personnel Recruitment                | 0               | 67             | 67                               | 0.00 %         | 0              | 800              | 800                              | 0.00 %         |
| <b>Total Level1: 100 - Personnel Costs:</b> | <b>107,998</b>  | <b>118,053</b> | <b>10,054</b>                    | <b>91.48 %</b> | <b>276,281</b> | <b>1,417,200</b> | <b>1,140,919</b>                 | <b>19.49 %</b> |
| <b>Level1: 200 - Supplies and Services</b>  |                 |                |                                  |                |                |                  |                                  |                |
| 2000 - Board Member Compensation            | 1,512           | 1,516          | 4                                | 99.73 %        | 1,512          | 18,200           | 16,688                           | 8.31 %         |
| 2020 - Board Expenses                       | 0               | 267            | 267                              | 0.00 %         | 12             | 3,200            | 3,188                            | 0.38 %         |
| 2040 - Rent                                 | 1,032           | 883            | -149                             | 116.83 %       | 1,866          | 10,600           | 8,734                            | 17.60 %        |
| 2060 - Utilities                            | 1,248           | 1,299          | 51                               | 96.06 %        | 2,253          | 15,600           | 13,347                           | 14.44 %        |
| 2120 - Insurance Expense                    | 0               | 1,499          | 1,499                            | 0.00 %         | 0              | 18,000           | 18,000                           | 0.00 %         |
| 2130 - Membership Dues                      | 168             | 908            | 740                              | 18.55 %        | 234            | 10,900           | 10,667                           | 2.14 %         |
| 2140 - Bank Charges                         | 150             | 133            | -17                              | 112.48 %       | 267            | 1,600            | 1,333                            | 16.66 %        |
| 2150 - Office Supplies                      | 590             | 675            | 84                               | 87.49 %        | 1,027          | 8,100            | 7,073                            | 12.68 %        |
| 2160 - Courier Expense                      | 113             | 267            | 154                              | 42.32 %        | 272            | 3,200            | 2,928                            | 8.49 %         |
| 2170 - Printing/Photocopy                   | 0               | 150            | 150                              | 0.00 %         | 0              | 1,800            | 1,800                            | 0.00 %         |
| 2180 - Postage & Shipping                   | 200             | 217            | 17                               | 92.34 %        | 717            | 2,600            | 1,883                            | 27.58 %        |
| 2190 - IT Supplies/Services                 | 9,988           | 3,332          | -6,656                           | 299.75 %       | 13,275         | 40,000           | 26,725                           | 33.19 %        |
| 2200 - Professional Fees                    | 9,505           | 11,712         | 2,207                            | 81.16 %        | 12,489         | 140,600          | 128,111                          | 8.88 %         |
| 2220 - Equipment Repairs & Maintenance      | 346             | 250            | -96                              | 138.60 %       | 346            | 3,000            | 2,654                            | 11.55 %        |
| 2235 - Equipment Lease                      | 0               | 466            | 466                              | 0.00 %         | 407            | 5,600            | 5,193                            | 7.27 %         |
| 2240 - Telephone                            | 1,372           | 1,516          | 144                              | 90.47 %        | 2,769          | 18,200           | 15,431                           | 15.21 %        |
| 2260 - Facility Maintenance                 | 654             | 1,449          | 795                              | 45.15 %        | 2,231          | 17,400           | 15,169                           | 12.82 %        |
| 2270 - Travel Expenses                      | 0               | 791            | 791                              | 0.00 %         | 188            | 9,500            | 9,312                            | 1.98 %         |

**EXHIBIT 11-E**

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**Statement of Revenue Over Expense - No Decimals****For Fiscal: 2017-2018 Period Ending: 08/31/2017**

| Level...                                          | August<br>Activity | August<br>Budget | Variance<br>Favorable<br>(Unfavorable) | Percent<br>Used | YTD<br>Activity | Total Budget     | Variance<br>Favorable<br>(Unfavorable) | Percent<br>Used |
|---------------------------------------------------|--------------------|------------------|----------------------------------------|-----------------|-----------------|------------------|----------------------------------------|-----------------|
| 2280 - Transportation                             | 1,648              | 858              | -790                                   | 192.03 %        | 4,013           | 10,300           | 6,287                                  | 38.96 %         |
| 2300 - Legal Services                             | 5,487              | 10,662           | 5,175                                  | 51.46 %         | 5,487           | 128,000          | 122,513                                | 4.29 %          |
| 2380 - Meeting Expenses                           | 135                | 200              | 65                                     | 67.32 %         | 207             | 2,400            | 2,193                                  | 8.64 %          |
| 2420 - Legal Notices                              | 0                  | 133              | 133                                    | 0.00 %          | 0               | 1,600            | 1,600                                  | 0.00 %          |
| 2460 - Public Outreach                            | 62                 | 1,524            | 1,462                                  | 4.07 %          | 79              | 18,300           | 18,221                                 | 0.43 %          |
| 2480 - Miscellaneous                              | 0                  | 100              | 100                                    | 0.00 %          | 0               | 1,200            | 1,200                                  | 0.00 %          |
| 2500 - Tax Administration Fee                     | 0                  | 483              | 483                                    | 0.00 %          | 0               | 5,800            | 5,800                                  | 0.00 %          |
| 2900 - Operating Supplies                         | 0                  | 183              | 183                                    | 0.00 %          | 0               | 2,200            | 2,200                                  | 0.00 %          |
| <b>Total Level1: 200 - Supplies and Services:</b> | <b>34,210</b>      | <b>41,475</b>    | <b>7,265</b>                           | <b>82.48 %</b>  | <b>49,651</b>   | <b>497,900</b>   | <b>448,249</b>                         | <b>9.97 %</b>   |
| <b>Level1: 300 - Other Expenses</b>               |                    |                  |                                        |                 |                 |                  |                                        |                 |
| 3000 - Project Expenses                           | 47,124             | 149,199          | 102,075                                | 31.58 %         | 53,677          | 1,791,100        | 1,737,423                              | 3.00 %          |
| 4000 - Fixed Asset Purchases                      | 3,393              | 16,443           | 13,050                                 | 20.63 %         | 3,393           | 197,400          | 194,007                                | 1.72 %          |
| 6000 - Contingencies                              | 0                  | 2,499            | 2,499                                  | 0.00 %          | 0               | 30,000           | 30,000                                 | 0.00 %          |
| 6500 - Reserves                                   | 0                  | 15,560           | 15,560                                 | 0.00 %          | 0               | 186,800          | 186,800                                | 0.00 %          |
| <b>Total Level1: 300 - Other Expenses:</b>        | <b>50,517</b>      | <b>183,701</b>   | <b>133,185</b>                         | <b>27.50 %</b>  | <b>57,070</b>   | <b>2,205,300</b> | <b>2,148,230</b>                       | <b>2.59 %</b>   |
| <b>Total Expense:</b>                             | <b>192,725</b>     | <b>343,229</b>   | <b>150,504</b>                         | <b>56.15 %</b>  | <b>383,002</b>  | <b>4,120,400</b> | <b>3,737,398</b>                       | <b>9.30 %</b>   |
| <b>Total Revenues</b>                             | <b>8,216</b>       | <b>343,229</b>   | <b>-335,013</b>                        | <b>-2.39 %</b>  | <b>9,890</b>    | <b>4,120,400</b> | <b>-4,110,510</b>                      | <b>-0.24 %</b>  |
| <b>Total Fund: 24 - MITIGATION FUND:</b>          | <b>-184,509</b>    | <b>0</b>         | <b>-184,509</b>                        |                 | <b>-373,112</b> | <b>0</b>         | <b>-373,112</b>                        |                 |

**EXHIBIT 11-E**

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**Statement of Revenue Over Expense - No Decimals****For Fiscal: 2017-2018 Period Ending: 08/31/2017**

| Level...                            | August<br>Activity | August<br>Budget | Variance<br>Favorable<br>(Unfavorable) | Percent<br>Used | YTD<br>Activity | Total Budget     | Variance<br>Favorable<br>(Unfavorable) | Percent<br>Used |
|-------------------------------------|--------------------|------------------|----------------------------------------|-----------------|-----------------|------------------|----------------------------------------|-----------------|
| <b>Fund: 26 - CONSERVATION FUND</b> |                    |                  |                                        |                 |                 |                  |                                        |                 |
| <b>Revenue</b>                      |                    |                  |                                        |                 |                 |                  |                                        |                 |
| R120 - Property Taxes Revenues      | 0                  | 88,398           | -88,398                                | 0.00 %          | 0               | 1,061,200        | -1,061,200                             | 0.00 %          |
| R130 - User Fees                    | -70,154            | 93,088           | -163,242                               | 75.36 %         | -70,154         | 1,117,500        | -1,187,654                             | 6.28 %          |
| R150 - Permit Processing Fee        | 19,203             | 14,578           | 4,626                                  | -131.73 %       | 35,476          | 175,000          | -139,524                               | -20.27 %        |
| R200 - Recording Fees               | 921                | 800              | 121                                    | -115.17 %       | 1,853           | 9,600            | -7,747                                 | -19.30 %        |
| R210 - Legal Fees                   | 207                | 1,333            | -1,126                                 | -15.53 %        | 564             | 16,000           | -15,436                                | -3.53 %         |
| R250 - Interest Income              | 0                  | 292              | -291                                   | -0.08 %         | -320            | 3,500            | -3,820                                 | 9.13 %          |
| R270 - CAW - Rebates                | 28,420             | 41,650           | -13,230                                | -68.24 %        | 67,024          | 500,000          | -432,976                               | -13.40 %        |
| R320 - Grants                       | 0                  | 18,326           | -18,326                                | 0.00 %          | 0               | 220,000          | -220,000                               | 0.00 %          |
| R510 - Operating Reserve            | 0                  | 200              | -200                                   | 0.00 %          | 0               | 2,400            | -2,400                                 | 0.00 %          |
| <b>Total Revenue:</b>               | <b>-21,403</b>     | <b>258,663</b>   | <b>-280,066</b>                        | <b>8.27 %</b>   | <b>34,443</b>   | <b>3,105,200</b> | <b>-3,070,757</b>                      | <b>-1.11 %</b>  |

**EXHIBIT 11-E**

**Statement of Revenue Over Expense - No Decimals**

For Fiscal: 2017-2018 Period Ending: 08/31/2017

| Level...                                    | August Activity | August 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                     | 44,176          | 53,662        | 9,486                            | 82.32 %        | 70,636         | 644,200        | 573,564                          | 10.96 %        |
| 1110 - Manager's Auto Allowance             | 0               | 100           | 100                              | 0.00 %         | 0              | 1,200          | 1,200                            | 0.00 %         |
| 1120 - Manager's Deferred Comp              | 0               | 142           | 142                              | 0.00 %         | 0              | 1,700          | 1,700                            | 0.00 %         |
| 1130 - Unemployment Compensation            | 0               | 67            | 67                               | 0.00 %         | 0              | 800            | 800                              | 0.00 %         |
| 1150 - Temporary Personnel                  | 5,588           | 3,798         | -1,790                           | 147.12 %       | 8,689          | 45,600         | 36,912                           | 19.05 %        |
| 1160 - PERS Retirement                      | 4,190           | 8,747         | 4,556                            | 47.91 %        | 59,497         | 105,000        | 45,503                           | 56.66 %        |
| 1170 - Medical Insurance                    | 6,619           | 7,597         | 978                              | 87.12 %        | 13,237         | 91,200         | 77,963                           | 14.51 %        |
| 1180 - Medical Insurance - Retirees         | 3,190           | 1,891         | -1,300                           | 168.73 %       | 5,645          | 22,700         | 17,055                           | 24.87 %        |
| 1190 - Workers Compensation                 | 169             | 225           | 56                               | 75.16 %        | 342            | 2,700          | 2,358                            | 12.65 %        |
| 1200 - Life Insurance                       | 84              | 100           | 16                               | 83.94 %        | 168            | 1,200          | 1,032                            | 13.99 %        |
| 1210 - Long Term Disability Insurance       | 273             | 325           | 52                               | 84.10 %        | 549            | 3,900          | 3,351                            | 14.07 %        |
| 1220 - Short Term Disability Insurance      | 54              | 75            | 21                               | 72.38 %        | 109            | 900            | 791                              | 12.12 %        |
| 1230 - Other Benefits                       | 24              | 25            | 1                                | 95.24 %        | 24             | 300            | 276                              | 7.93 %         |
| 1260 - Employee Assistance Program          | 14              | 33            | 19                               | 43.01 %        | 29             | 400            | 371                              | 7.16 %         |
| 1270 - FICA Tax Expense                     | 66              | 83            | 18                               | 78.76 %        | 66             | 1,000          | 934                              | 6.56 %         |
| 1280 - Medicare Tax Expense                 | 642             | 800           | 157                              | 80.32 %        | 1,296          | 9,600          | 8,304                            | 13.51 %        |
| 1290 - Staff Development & Training         | 1,304           | 1,191         | -113                             | 109.49 %       | 1,677          | 14,300         | 12,623                           | 11.73 %        |
| 1300 - Conference Registration              | 0               | 67            | 67                               | 0.00 %         | 162            | 800            | 638                              | 20.30 %        |
| 1310 - Professional Dues                    | 0               | 125           | 125                              | 0.00 %         | 0              | 1,500          | 1,500                            | 0.00 %         |
| 1320 - Personnel Recruitment                | 0               | 50            | 50                               | 0.00 %         | 0              | 600            | 600                              | 0.00 %         |
| <b>Total Level1: 100 - Personnel Costs:</b> | <b>66,395</b>   | <b>79,102</b> | <b>12,707</b>                    | <b>83.94 %</b> | <b>162,124</b> | <b>949,600</b> | <b>787,476</b>                   | <b>17.07 %</b> |
| <b>Level1: 200 - Supplies and Services</b>  |                 |               |                                  |                |                |                |                                  |                |
| 2000 - Board Member Compensation            | 1,058           | 1,058         | 0                                | 100.05 %       | 1,058          | 12,700         | 11,642                           | 8.33 %         |
| 2020 - Board Expenses                       | 0               | 183           | 183                              | 0.00 %         | 8              | 2,200          | 2,192                            | 0.38 %         |
| 2040 - Rent                                 | 218             | 233           | 15                               | 93.52 %        | 436            | 2,800          | 2,364                            | 15.58 %        |
| 2060 - Utilities                            | 849             | 883           | 34                               | 96.16 %        | 1,533          | 10,600         | 9,067                            | 14.46 %        |
| 2120 - Insurance Expense                    | 0               | 1,050         | 1,050                            | 0.00 %         | 0              | 12,600         | 12,600                           | 0.00 %         |
| 2130 - Membership Dues                      | 118             | 1,250         | 1,132                            | 9.43 %         | 2,160          | 15,000         | 12,840                           | 14.40 %        |
| 2140 - Bank Charges                         | 120             | 92            | -28                              | 130.89 %       | 202            | 1,100          | 898                              | 18.33 %        |
| 2150 - Office Supplies                      | 413             | 491           | 78                               | 84.08 %        | 719            | 5,900          | 5,181                            | 12.19 %        |
| 2160 - Courier Expense                      | 79              | 192           | 113                              | 41.21 %        | 190            | 2,300          | 2,110                            | 8.27 %         |
| 2170 - Printing/Photocopy                   | 0               | 508           | 508                              | 0.00 %         | 0              | 6,100          | 6,100                            | 0.00 %         |
| 2180 - Postage & Shipping                   | 140             | 142           | 2                                | 98.86 %        | 502            | 1,700          | 1,198                            | 29.53 %        |
| 2190 - IT Supplies/Services                 | 6,991           | 2,332         | -4,659                           | 299.75 %       | 9,277          | 28,000         | 18,723                           | 33.13 %        |
| 2200 - Professional Fees                    | 6,654           | 8,197         | 1,543                            | 81.17 %        | 8,725          | 98,400         | 89,675                           | 8.87 %         |
| 2220 - Equipment Repairs & Maintenance      | 242             | 175           | -68                              | 138.60 %       | 242            | 2,100          | 1,858                            | 11.55 %        |
| 2235 - Equipment Lease                      | 0               | 325           | 325                              | 0.00 %         | 227            | 3,900          | 3,673                            | 5.83 %         |
| 2240 - Telephone                            | 814             | 1,016         | 203                              | 80.07 %        | 1,666          | 12,200         | 10,534                           | 13.66 %        |
| 2260 - Facility Maintenance                 | 458             | 933           | 475                              | 49.10 %        | 1,520          | 11,200         | 9,680                            | 13.58 %        |
| 2270 - Travel Expenses                      | 192             | 1,416         | 1,224                            | 13.54 %        | 194            | 17,000         | 16,806                           | 1.14 %         |

**EXHIBIT 11-E**

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**Statement of Revenue Over Expense - No Decimals****For Fiscal: 2017-2018 Period Ending: 08/31/2017**

| Level...                                          | August<br>Activity | August<br>Budget | Variance<br>Favorable<br>(Unfavorable) | Percent<br>Used | YTD<br>Activity | Total Budget     | Variance<br>Favorable<br>(Unfavorable) | Percent<br>Used |
|---------------------------------------------------|--------------------|------------------|----------------------------------------|-----------------|-----------------|------------------|----------------------------------------|-----------------|
| 2280 - Transportation                             | 22                 | 500              | 478                                    | 4.45 %          | 220             | 6,000            | 5,780                                  | 3.67 %          |
| 2300 - Legal Services                             | 2,506              | 5,998            | 3,491                                  | 41.79 %         | 2,506           | 72,000           | 69,494                                 | 3.48 %          |
| 2380 - Meeting Expenses                           | 116                | 175              | 59                                     | 66.54 %         | 189             | 2,100            | 1,911                                  | 9.01 %          |
| 2420 - Legal Notices                              | 0                  | 58               | 58                                     | 0.00 %          | 0               | 700              | 700                                    | 0.00 %          |
| 2460 - Public Outreach                            | 43                 | 1,066            | 1,023                                  | 4.07 %          | 55              | 12,800           | 12,745                                 | 0.43 %          |
| 2480 - Miscellaneous                              | 0                  | 67               | 67                                     | 0.00 %          | 0               | 800              | 800                                    | 0.00 %          |
| 2500 - Tax Administration Fee                     | 0                  | 475              | 475                                    | 0.00 %          | 0               | 5,700            | 5,700                                  | 0.00 %          |
| 2900 - Operating Supplies                         | 1,582              | 1,266            | -316                                   | 124.97 %        | 2,028           | 15,200           | 13,172                                 | 13.34 %         |
| <b>Total Level1: 200 - Supplies and Services:</b> | <b>22,617</b>      | <b>30,080</b>    | <b>7,463</b>                           | <b>75.19 %</b>  | <b>33,659</b>   | <b>361,100</b>   | <b>327,441</b>                         | <b>9.32 %</b>   |
| <b>Level1: 300 - Other Expenses</b>               |                    |                  |                                        |                 |                 |                  |                                        |                 |
| 3000 - Project Expenses                           | 42,675             | 96,886           | 54,211                                 | 44.05 %         | 92,534          | 1,163,100        | 1,070,566                              | 7.96 %          |
| 4000 - Fixed Asset Purchases                      | 2,375              | 42,150           | 39,775                                 | 5.63 %          | 2,375           | 506,000          | 503,625                                | 0.47 %          |
| 6000 - Contingencies                              | 0                  | 1,749            | 1,749                                  | 0.00 %          | 0               | 21,000           | 21,000                                 | 0.00 %          |
| 6500 - Reserves                                   | 0                  | 8,697            | 8,697                                  | 0.00 %          | 0               | 104,400          | 104,400                                | 0.00 %          |
| <b>Total Level1: 300 - Other Expenses:</b>        | <b>45,050</b>      | <b>149,482</b>   | <b>104,432</b>                         | <b>30.14 %</b>  | <b>94,909</b>   | <b>1,794,500</b> | <b>1,699,591</b>                       | <b>5.29 %</b>   |
| <b>Total Expense:</b>                             | <b>134,062</b>     | <b>258,663</b>   | <b>124,601</b>                         | <b>51.83 %</b>  | <b>290,692</b>  | <b>3,105,200</b> | <b>2,814,509</b>                       | <b>9.36 %</b>   |
| <b>Total Revenues</b>                             | <b>-21,403</b>     | <b>258,663</b>   | <b>-280,066</b>                        | <b>8.27 %</b>   | <b>34,443</b>   | <b>3,105,200</b> | <b>-3,070,757</b>                      | <b>-1.11 %</b>  |
| <b>Total Fund: 26 - CONSERVATION FUND:</b>        | <b>-155,464</b>    | <b>0</b>         | <b>-155,464</b>                        |                 | <b>-256,249</b> | <b>0</b>         | <b>-256,249</b>                        |                 |



**EXHIBIT 11-E**

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**Statement of Revenue Over Expense - No Decimals****For Fiscal: 2017-2018 Period Ending: 08/31/2017**

| Level...                              | August<br>Activity | August<br>Budget | Variance<br>Favorable<br>(Unfavorable) | Percent<br>Used | YTD<br>Activity | Total Budget     | Variance<br>Favorable<br>(Unfavorable) | Percent<br>Used |
|---------------------------------------|--------------------|------------------|----------------------------------------|-----------------|-----------------|------------------|----------------------------------------|-----------------|
| <b>Fund: 35 - WATER SUPPLY FUND</b>   |                    |                  |                                        |                 |                 |                  |                                        |                 |
| <b>Revenue</b>                        |                    |                  |                                        |                 |                 |                  |                                        |                 |
| R100 - Water Supply Charge            | 0                  | 283,220          | -283,220                               | 0.00 %          | 0               | 3,400,000        | -3,400,000                             | 0.00 %          |
| R120 - Property Taxes Revenues        | 0                  | 2,732            | -2,732                                 | 0.00 %          | 0               | 32,800           | -32,800                                | 0.00 %          |
| R130 - User Fees                      | 71,593             | 0                | 71,593                                 | 0.00 %          | 71,593          | 0                | 71,593                                 | 0.00 %          |
| R140 - Connection Charges             | 84,842             | 20,825           | 64,017                                 | -407.40 %       | 103,201         | 250,000          | -146,799                               | -41.28 %        |
| R220 - Copy Fee                       | 5                  | 0                | 5                                      | 0.00 %          | 17              | 0                | 17                                     | 0.00 %          |
| R230 - Miscellaneous - Other          | 226                | 833              | -607                                   | -27.17 %        | 226             | 10,000           | -9,774                                 | -2.26 %         |
| R250 - Interest Income                | 198                | 1,166            | -969                                   | -16.95 %        | -731            | 14,000           | -14,731                                | 5.22 %          |
| R260 - CAW - ASR                      | 0                  | 52,929           | -52,929                                | 0.00 %          | 0               | 635,400          | -635,400                               | 0.00 %          |
| R265 - CAW - Los Padres Reimbursement | 0                  | 43,733           | -43,733                                | 0.00 %          | 0               | 525,000          | -525,000                               | 0.00 %          |
| R290 - CAW - Miscellaneous            | 0                  | 1,949            | -1,949                                 | 0.00 %          | 0               | 23,400           | -23,400                                | 0.00 %          |
| R300 - Watermaster                    | 0                  | 6,214            | -6,214                                 | 0.00 %          | 0               | 74,600           | -74,600                                | 0.00 %          |
| R308 - Reclamation Project            | 0                  | 1,666            | -1,666                                 | 0.00 %          | 0               | 20,000           | -20,000                                | 0.00 %          |
| R310 - Other Reimbursements           | 0                  | 83               | -83                                    | 0.00 %          | 0               | 1,000            | -1,000                                 | 0.00 %          |
| R320 - Grants                         | 0                  | 6,664            | -6,664                                 | 0.00 %          | 0               | 80,000           | -80,000                                | 0.00 %          |
| R510 - Operating Reserve              | 0                  | 62,392           | -62,392                                | 0.00 %          | 0               | 749,000          | -749,000                               | 0.00 %          |
| <b>Total Revenue:</b>                 | <b>156,864</b>     | <b>484,406</b>   | <b>-327,542</b>                        | <b>-32.38 %</b> | <b>174,306</b>  | <b>5,815,200</b> | <b>-5,640,894</b>                      | <b>-3.00 %</b>  |

**EXHIBIT 11-E**

**Statement of Revenue Over Expense - No Decimals**

For Fiscal: 2017-2018 Period Ending: 08/31/2017

| Level...                                    | August Activity | August 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                     | 67,504          | 72,721         | 5,217                            | 92.83 %        | 95,320         | 873,000          | 777,680                          | 10.92 %        |
| 1110 - Manager's Auto Allowance             | 0               | 300            | 300                              | 0.00 %         | 0              | 3,600            | 3,600                            | 0.00 %         |
| 1120 - Manager's Deferred Comp              | 0               | 417            | 417                              | 0.00 %         | 0              | 5,000            | 5,000                            | 0.00 %         |
| 1130 - Unemployment Compensation            | 0               | 83             | 83                               | 0.00 %         | 0              | 1,000            | 1,000                            | 0.00 %         |
| 1150 - Temporary Personnel                  | 1,523           | 50             | -1,473                           | 3,046.84 %     | 2,342          | 600              | -1,742                           | 390.31 %       |
| 1160 - PERS Retirement                      | 6,764           | 13,070         | 6,306                            | 51.75 %        | 95,447         | 156,900          | 61,453                           | 60.83 %        |
| 1170 - Medical Insurance                    | 8,730           | 8,730          | 0                                | 100.00 %       | 17,459         | 104,800          | 87,341                           | 16.66 %        |
| 1180 - Medical Insurance - Retirees         | 3,646           | 2,157          | -1,489                           | 169.01 %       | 6,457          | 25,900           | 19,443                           | 24.93 %        |
| 1190 - Workers Compensation                 | 1,228           | 1,516          | 288                              | 81.01 %        | 2,454          | 18,200           | 15,746                           | 13.48 %        |
| 1200 - Life Insurance                       | 118             | 150            | 32                               | 78.38 %        | 235            | 1,800            | 1,565                            | 13.06 %        |
| 1210 - Long Term Disability Insurance       | 379             | 392            | 12                               | 96.83 %        | 755            | 4,700            | 3,945                            | 16.07 %        |
| 1220 - Short Term Disability Insurance      | 75              | 92             | 16                               | 82.13 %        | 150            | 1,100            | 950                              | 13.62 %        |
| 1230 - Other Benefits                       | 27              | 33             | 6                                | 81.63 %        | 27             | 400              | 373                              | 6.80 %         |
| 1260 - Employee Assistance Program          | 19              | 42             | 23                               | 44.83 %        | 37             | 500              | 463                              | 7.47 %         |
| 1270 - FICA Tax Expense                     | 98              | 242            | 144                              | 40.39 %        | 118            | 2,900            | 2,782                            | 4.07 %         |
| 1280 - Medicare Tax Expense                 | 884             | 1,091          | 207                              | 81.00 %        | 1,813          | 13,100           | 11,288                           | 13.84 %        |
| 1290 - Staff Development & Training         | 0               | 891            | 891                              | 0.00 %         | 0              | 10,700           | 10,700                           | 0.00 %         |
| 1300 - Conference Registration              | 0               | 100            | 100                              | 0.00 %         | 186            | 1,200            | 1,014                            | 15.47 %        |
| 1310 - Professional Dues                    | 0               | 67             | 67                               | 0.00 %         | 0              | 800              | 800                              | 0.00 %         |
| 1320 - Personnel Recruitment                | 0               | 50             | 50                               | 0.00 %         | 0              | 600              | 600                              | 0.00 %         |
| <b>Total Level1: 100 - Personnel Costs:</b> | <b>90,994</b>   | <b>102,192</b> | <b>11,198</b>                    | <b>89.04 %</b> | <b>222,799</b> | <b>1,226,800</b> | <b>1,004,001</b>                 | <b>18.16 %</b> |
| <b>Level1: 200 - Supplies and Services</b>  |                 |                |                                  |                |                |                  |                                  |                |
| 2000 - Board Member Compensation            | 1,210           | 1,208          | -2                               | 100.14 %       | 1,210          | 14,500           | 13,290                           | 8.34 %         |
| 2020 - Board Expenses                       | 0               | 217            | 217                              | 0.00 %         | 10             | 2,600            | 2,590                            | 0.37 %         |
| 2040 - Rent                                 | 969             | 816            | -153                             | 118.73 %       | 1,741          | 9,800            | 8,059                            | 17.77 %        |
| 2060 - Utilities                            | 1,006           | 1,050          | 44                               | 95.82 %        | 1,813          | 12,600           | 10,787                           | 14.39 %        |
| 2120 - Insurance Expense                    | 0               | 1,200          | 1,200                            | 0.00 %         | 0              | 14,400           | 14,400                           | 0.00 %         |
| 2130 - Membership Dues                      | 135             | 725            | 590                              | 18.59 %        | 183            | 8,700            | 8,517                            | 2.10 %         |
| 2140 - Bank Charges                         | 120             | 108            | -12                              | 110.75 %       | 213            | 1,300            | 1,087                            | 16.40 %        |
| 2150 - Office Supplies                      | 472             | 550            | 78                               | 85.90 %        | 822            | 6,600            | 5,778                            | 12.45 %        |
| 2160 - Courier Expense                      | 90              | 217            | 126                              | 41.67 %        | 217            | 2,600            | 2,383                            | 8.36 %         |
| 2170 - Printing/Photocopy                   | 0               | 125            | 125                              | 0.00 %         | 0              | 1,500            | 1,500                            | 0.00 %         |
| 2180 - Postage & Shipping                   | 160             | 175            | 15                               | 91.47 %        | 574            | 2,100            | 1,526                            | 27.32 %        |
| 2190 - IT Supplies/Services                 | 7,990           | 2,666          | -5,324                           | 299.75 %       | 10,603         | 32,000           | 21,397                           | 33.13 %        |
| 2200 - Professional Fees                    | 7,604           | 9,371          | 1,767                            | 81.14 %        | 9,972          | 112,500          | 102,528                          | 8.86 %         |
| 2220 - Equipment Repairs & Maintenance      | 277             | 200            | -77                              | 138.61 %       | 277            | 2,400            | 2,123                            | 11.55 %        |
| 2235 - Equipment Lease                      | 0               | 375            | 375                              | 0.00 %         | 313            | 4,500            | 4,187                            | 6.95 %         |
| 2240 - Telephone                            | 941             | 1,266          | 325                              | 74.32 %        | 1,925          | 15,200           | 13,275                           | 12.67 %        |
| 2260 - Facility Maintenance                 | 524             | 1,183          | 659                              | 44.26 %        | 1,740          | 14,200           | 12,460                           | 12.25 %        |
| 2270 - Travel Expenses                      | 50              | 675            | 625                              | 7.39 %         | 190            | 8,100            | 7,910                            | 2.35 %         |

**EXHIBIT 11-E**

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**Statement of Revenue Over Expense - No Decimals****For Fiscal: 2017-2018 Period Ending: 08/31/2017**

| Level...                                          | August<br>Activity | August<br>Budget | Variance<br>Favorable<br>(Unfavorable) | Percent<br>Used | YTD<br>Activity   | Total Budget     | Variance<br>Favorable<br>(Unfavorable) | Percent<br>Used |
|---------------------------------------------------|--------------------|------------------|----------------------------------------|-----------------|-------------------|------------------|----------------------------------------|-----------------|
| 2280 - Transportation                             | 179                | 858              | 679                                    | 20.83 %         | 179               | 10,300           | 10,121                                 | 1.74 %          |
| 2300 - Legal Services                             | 5,741              | 16,660           | 10,919                                 | 34.46 %         | 5,741             | 200,000          | 194,259                                | 2.87 %          |
| 2380 - Meeting Expenses                           | 122                | 158              | 36                                     | 77.37 %         | 195               | 1,900            | 1,705                                  | 10.28 %         |
| 2420 - Legal Notices                              | 0                  | 117              | 117                                    | 0.00 %          | 0                 | 1,400            | 1,400                                  | 0.00 %          |
| 2460 - Public Outreach                            | 50                 | 1,216            | 1,167                                  | 4.08 %          | 63                | 14,600           | 14,537                                 | 0.43 %          |
| 2480 - Miscellaneous                              | 0                  | 83               | 83                                     | 0.00 %          | 0                 | 1,000            | 1,000                                  | 0.00 %          |
| 2500 - Tax Administration Fee                     | 0                  | 708              | 708                                    | 0.00 %          | 0                 | 8,500            | 8,500                                  | 0.00 %          |
| 2900 - Operating Supplies                         | 0                  | 150              | 150                                    | 0.00 %          | 0                 | 1,800            | 1,800                                  | 0.00 %          |
| <b>Total Level1: 200 - Supplies and Services:</b> | <b>27,639</b>      | <b>42,075</b>    | <b>14,436</b>                          | <b>65.69 %</b>  | <b>37,981</b>     | <b>505,100</b>   | <b>467,119</b>                         | <b>7.52 %</b>   |
| <b>Level1: 300 - Other Expenses</b>               |                    |                  |                                        |                 |                   |                  |                                        |                 |
| 3000 - Project Expenses                           | 255,543            | 290,884          | 35,341                                 | 87.85 %         | 283,527           | 3,492,000        | 3,208,473                              | 8.12 %          |
| 4000 - Fixed Asset Purchases                      | 2,714              | 13,661           | 10,947                                 | 19.87 %         | 2,714             | 164,000          | 161,286                                | 1.66 %          |
| 5000 - Debt Service                               | 0                  | 19,159           | 19,159                                 | 0.00 %          | 0                 | 230,000          | 230,000                                | 0.00 %          |
| 6000 - Contingencies                              | 0                  | 1,999            | 1,999                                  | 0.00 %          | 0                 | 24,000           | 24,000                                 | 0.00 %          |
| 6500 - Reserves                                   | 0                  | 14,436           | 14,436                                 | 0.00 %          | 0                 | 173,300          | 173,300                                | 0.00 %          |
| <b>Total Level1: 300 - Other Expenses:</b>        | <b>258,257</b>     | <b>340,139</b>   | <b>81,882</b>                          | <b>75.93 %</b>  | <b>286,241</b>    | <b>4,083,300</b> | <b>3,797,059</b>                       | <b>7.01 %</b>   |
| <b>Total Expense:</b>                             | <b>376,890</b>     | <b>484,406</b>   | <b>107,516</b>                         | <b>77.80 %</b>  | <b>547,022</b>    | <b>5,815,200</b> | <b>5,268,178</b>                       | <b>9.41 %</b>   |
| <b>Total Revenues</b>                             | <b>156,864</b>     | <b>484,406</b>   | <b>-327,542</b>                        | <b>-32.38 %</b> | <b>174,306</b>    | <b>5,815,200</b> | <b>-5,640,894</b>                      | <b>-3.00 %</b>  |
| <b>Total Fund: 35 - WATER SUPPLY FUND:</b>        | <b>-220,026</b>    | <b>0</b>         | <b>-220,026</b>                        |                 | <b>-372,716</b>   | <b>0</b>         | <b>-372,716</b>                        |                 |
| <b>Report Total:</b>                              | <b>-560,000</b>    | <b>0</b>         | <b>-560,000</b>                        |                 | <b>-1,002,076</b> | <b>0</b>         | <b>-1,002,076</b>                      |                 |

**EXHIBIT 11-E**

**Statement of Revenue Over Expense - No Decimals**

**For Fiscal: 2017-2018 Period Ending: 08/31/2017**

**Fund Summary**

| <b>Fund</b>            | <b>August<br/>Activity</b> | <b>August<br/>Budget</b> | <b>Variance<br/>Favorable<br/>(Unfavorable)</b> | <b>Percent<br/>Used</b> | <b>YTD<br/>Activity</b> | <b>Total Budget</b> | <b>Variance<br/>Favorable<br/>(Unfavorable)</b> | <b>Percent<br/>Used</b> |
|------------------------|----------------------------|--------------------------|-------------------------------------------------|-------------------------|-------------------------|---------------------|-------------------------------------------------|-------------------------|
| 24 - MITIGATION FUND   | -184,509                   | 0                        | -184,509                                        |                         | -373,112                | 0                   | -373,112                                        |                         |
| 26 - CONSERVATION FUND | -155,464                   | 0                        | -155,464                                        |                         | -256,249                | 0                   | -256,249                                        |                         |
| 35 - WATER SUPPLY FUND | -220,026                   | 0                        | -220,026                                        |                         | -372,716                | 0                   | -372,716                                        |                         |
| <b>Report Total:</b>   | <b>-560,000</b>            | <b>0.02</b>              | <b>-560,000</b>                                 |                         | <b>-1,002,076</b>       | <b>0</b>            | <b>-1,002,076</b>                               |                         |

**ITEM: PUBLIC HEARING****17. CONSIDER SECOND READING AND ADOPTION OF ORDINANCE NO. 178, ADDING WATER EFFICIENCY REQUIREMENTS FOR MULTI-FAMILY RESIDENTIAL SITES AND COMMON INTEREST PROPERTIES AND ALLOWING SUB-METERING OF ACCESSORY DWELLING UNITS**

|                      |                                             |                                    |                    |
|----------------------|---------------------------------------------|------------------------------------|--------------------|
| <b>Meeting Date:</b> | <b>November 13, 2017</b>                    | <b>Budgeted:</b>                   | <b>N/A</b>         |
| <b>From:</b>         | <b>David J. Stoldt,<br/>General Manager</b> | <b>Program/<br/>Line Item No.:</b> | <b>N/A<br/>N/A</b> |
| <b>Prepared By:</b>  | <b>Stephanie Locke</b>                      | <b>Cost Estimate:</b>              | <b>N/A</b>         |

**General Counsel Review:** Yes.

**Committee Recommendation:** The Water Demand Committee considered this item on September 28, 2017, and recommended approval.

**CEQA Compliance:** Ordinance No. 178 is categorically exempt from California Environmental Quality Act (CEQA) under Section 15301, Class 1, Existing Facilities (Multi-Family Residential Site retrofit requirements) and Section 15303, Class 3, New Construction or Conversion of Small Structures.

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**SUMMARY:** Ordinance No. 178 (**Exhibit 17-A**) adds retrofit requirements for Multi-Family Residential Sites and Common Interest Developments (CID) to Rule 142. CID is a type of development with commonly-owned areas that may contain water fixtures, appliances and irrigation. CID projects (commonly known as condominiums and co-ops) have common areas that do not change ownership and therefore do not trigger the conservation requirements of MPWMD Rule 142. Separate interest condominium/co-op units are subject to Rule 142, but the plumbing fixtures located in common area locker rooms, meeting/party rooms, offices, pool dressing rooms, etc. have not been. The multi-family water efficiency requirements apply to Multi-Family Residential Sites and CID with four or more Dwelling Units. There is an exception for 1.6 gallon-per-flush toilets that were installed before 2014.

Property owners/managers and Associations will be encouraged to take advantage of the Rebate Program to achieve compliance before it is mandated. MPWMD and California American Water staff recently sponsoring workshops educating owners/managers about potential water savings in these developments and will plan to do similar workshops next year. The incentive to use the Rebate Program before the deadline (when rebates will no longer be available) should result in significant water savings occurring sooner. Staff estimates that water use in an apartment with older plumbing can be reduced by 60 percent through this program.

Finally, Ordinance No. 178 adds a Water Meter exception to allow permanent sub-metering of Accessory Dwelling Units (ADUs). ADUs would otherwise be required to have dedicated California-American Water Meters installed when the Cease and Desist Order (CDO) moratorium is lifted. Sub-metering ADUs was discussed at the September 13, 2017, Technical Advisory Committee (TAC) meeting. To qualify for this exemption, the Jurisdiction must confirm there is

no potential that the sub-metered User could be located on a separate Site through subdivision or transfer of ownership of a portion of the Site. Conditions of approval are recorded on the Site.

**RECOMMENDATION:** The Board should approve the second reading and adoption of Ordinance No. 178. Ordinance No. 178 is categorically exempt from California Environmental Quality Act (CEQA) under Section 15301, Class 1, Existing Facilities (Multi-Family Residential Site retrofit requirements) and Section 15303, Class 3, New Construction or Conversion of Small Structures. A Notice of Exemption will be filed after adoption.

**BACKGROUND:**

Multi-Family Retrofit Requirement

Senate Bill 407 (Padilla) approved by the Governor on October 11, 2009, requires owners of Multi-Family Residential and commercial real property built prior to January 1, 1994, to replace older water fixtures with new water efficient fixtures by January 1, 2019. The plumbing fixtures required to be replaced include toilets, urinals, showerheads, and faucets. Between 2014 and 2019, noncompliant plumbing fixtures must be replaced in certain circumstances, such as:

1. For building additions that increase floor area by more than ten percent;
2. Improvements or improvements that are greater than \$150,000
3. Remodels/improvements that occur in a bathroom that has noncompliant fixtures;

MPWMD adopted regulations in 2009 to require earlier and more stringent water efficiency requirements for Non-Residential Users (Rule 143). Compliance with the Non-Residential requirements is being enforced by the District through Site verifications. Ordinance No. 178 requires similar retrofits and certification of compliance by January 1, 2019.

Common Laundry Rooms

In addition to the retrofits required by SB 407, Ordinance No. 178 requires replacement of non-efficient Clothes Washers in Common Laundry Rooms by January 1, 2019. Common Laundry Rooms were excluded from the District's 2014 requirement that all Non-Residential Clothes Washers be replaced with High Efficiency Clothes Washers.

Coin-operated Clothes Washers (sometimes free washers) are often found in common areas in multi-family buildings, apartment complexes and CIDs. Common Laundry Rooms provide excellent opportunities for water conservation because the frequency of use for each Clothes Washer is much greater than in-home machines. While an in-home machine averages only 4 to 6 loads per week, common area machines often wash 20 to 50 loads per week per Clothes Washer.

Most coin-operated washers have a Water Factor rating of 12 to 14 (top loaders); using 35 to 45 gallons per load. Newer water efficient models have a Water Factor rating of 4 to 8; using as little as 12 gallons per load. Water savings projections require frequency of use estimates, and this is difficult data to obtain unless the building owner regularly records accurate "coin counts". It is seldom the property owner owns the Clothes Washers located in the Common Laundry Rooms. These machines are most often owned by vendors known as 'route operators'; where the property owner receives a portion of the machines' gross revenues. Any effort to replace the machines

with more efficient models requires the cooperation of both the property owner and the route operator that owns the machines.

During the implementation of Rule 143, High Efficiency Clothes Washers were required to replace older Clothes Washers in Non-Residential uses. Staff contacted many of the vendors to address the new regulations. Staff will continue working with laundry machine vendors as Ordinance No. 178 is implemented.

#### Accessory Dwelling Units

The District requires separate Water Meters maintained by the Water Distribution System Operator for every User. A “User” is defined as a residence (i.e., Dwelling Unit), commercial enterprise, or industrial enterprise. Separate meters have been required for new Users since 1981. Separate meters promote conservation by giving each user accountability for the water use and it facilitates enforcement of water rationing. Tiered rates are specifically designed to send price signals to the individual water User.

The District’s separate metering requirement applies to new Single Family Dwellings and any self-sustainable secondary Dwelling Units (i.e., secondary units with a Bathroom and Kitchen). In response to current increases in the number of Auxiliary Dwelling Units (ADUs) resulting from recently adopted legislation (and uncertainty at the Jurisdiction level about how the District’s Rules apply) staff requested legal counsel to review the matter and provide direction.

Counsel concluded that the District does not fall within the definition of “local agency” as contemplated by the Wieckowski legislation. Even if a broader reading were applied, the restricted nature of the local water supply provides adequate justification to seek exclusion from the requirements. This interpretation means that ADUs must meet the requirements of the District, including the requirement for dedicated Water Meters.

### **EXHIBIT**

#### **17-A** Draft Ordinance No. 178





**EXHIBIT 17-A****DRAFT  
ORDINANCE NO. 178****AN ORDINANCE OF THE BOARD OF DIRECTORS  
OF THE  
MONTEREY PENINSULA WATER MANAGEMENT DISTRICT  
ADDING WATER EFFICIENCY REQUIREMENTS FOR MULTI-FAMILY RESIDENTIAL  
SITES AND COMMON INTEREST PROPERTIES AND  
ALLOWING SUB-METERING OF ACCESSORY DWELLING UNITS****FINDINGS**

1. The Monterey Peninsula Water Management District 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. The Monterey Peninsula Water Management District has adopted and regularly implements water conservation and efficiency measures which, inter alia, set standards for the installation of plumbing fixtures in New Construction, and requires retrofit or replacement of existing plumbing fixtures upon Change of Ownership, Change of Use, and Expansion of Use, and for existing Non-Residential uses. The Monterey Peninsula Water Management District has general and specific power to cause and implement water conservation activities as set forth in Sections 325 and 328 of the Monterey Peninsula Water Management District Law.
3. The Monterey Peninsula Water Management District has found and determined that it is in the best interests of the Monterey Peninsula Water Management District and its inhabitants to define, implement and enforce water efficient plumbing standards and requirements for the conservation of Potable water supplies. Retrofit or replacement of existing plumbing fixtures lessens consumption of the limited water resources available on the Monterey Peninsula. Installation of water efficient plumbing fixtures reduces the burden of new, expanded or modified uses on the water resources.
4. Senate Bill 407 (Padilla) approved by the Governor on October 11, 2009, requires owners of Multi-Family Residential and commercial real property built prior to January 1, 1994,

- to replace older water fixtures with new water efficient fixtures by January 1, 2019.
5. Ordinance No. 178 incentivizes retrofits completed prior to January 1, 2019, when Senate Bill 407 (Padilla) requires certain retrofits. Property owners/managers can use the Rebate Program to facilitate conversion of older toilets to High Efficiency or Ultra High Efficiency Toilets and replacement of older Clothes Washers with High Efficiency Clothes Washers.
  6. Water savings from Multi-Family Residential retrofits is estimated to save up to 60 percent of the pre-retrofit water use.
  7. Common Interest Development (CID) is real property developments where property owners share a common set of financial obligations, property and easement rights established in a set of recorded restrictions. CID is a type of development with common areas that may contain water fixtures, appliances and irrigation. CID do not change full ownership and therefore are not subject to MPWMD Rule 142.
  8. It is in the interest of the District to bring about water conservation retrofits that affect all water Users to reduce present use and future demand.
  9. Common Laundry Rooms provide excellent opportunities for water conservation because the frequency of use for each Clothes Washer is much greater than in-home machines. While an in-home machine averages only 4 to 6 loads per week, common area machines often wash 20 to 50 loads per week per Clothes Washer.
  10. Most coin-operated Clothes Washers have a Water Factor rating of 12 to 14 (top loaders); using 35 to 45 gallons per load. Newer water efficient models have a Water Factor rating of 4 to 8; using as little as 12 gallons per load.
  11. Senate Bill No. 1069 (Wieckowski) has increased interest in development of Accessory Dwelling Units (ADU) as a way for Jurisdictions to meet their General Plan Housing Elements. Senate Bill No. 1069 amended certain sections of the Government Code and became effective January 1, 2017. The amendments encourage additional rental housing stock in single-family or multifamily residential zones by “prohibiting a local agency from requiring an applicant for this permit to install a new or separate utility connection directly between the unit and the utility or imposing a related connection fee or capacity charge.”
  12. SB 1069 applies to “a city, county, or city and county, whether general law or chartered.” The Water Management District is not subject to the requirements of SB 1069.

13. The District requires separate Water Meters maintained by the Water Distribution System Operator for every User. A “User” is defined as a residence (i.e., Dwelling Unit), commercial enterprise, or industrial enterprise. Separate meters have been required for new Users since 1981. Separate meters promote conservation by giving each User accountability for their water use and it facilitates enforcement of water rationing. Tiered rates are specifically designed to send price signals to the individual water User.
14. At the request of the District’s Technical Advisory Committee and supported by the District’s Water Demand Committee, Ordinance No. 178 creates a new class of User that is exempt from the requirement to install a separate Water Meter maintained by the Water Distribution System Operator. One ADU per Site will be exempt from the requirement, and the ADU will be required to have water use measured through a permanent in-line Water Meter. This approach is less costly than requiring a separate Water Meter from the ADU to the utility, but allows for accurate counting of water use within the structure. ADU approval will be subject to water availability and payment of Capacity Fees.
15. Ordinance No. 178 is categorically exempt from California Environmental Quality Act (CEQA) under Section 15301, Class 1, Existing Facilities (Multi-Family Residential Site retrofit requirements) and Section 15303, Class 3, New Construction or Conversion of Small Structures.

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

**ORDINANCE****Section One: Short Title**

This ordinance shall be known as the 2017 Water Efficiency Requirements for Multi-Family/Common Interest Developments and the Accessory Dwelling Unit Metering Ordinance of the Monterey Peninsula Water Management District.

**Section Two: Purpose**

The Monterey Peninsula Water Management District enacts this ordinance to bring about water efficiency on Multi-Family Residential Sites and Common Interest Developments and to allow sub-metering for Accessory Dwelling Units.

**Section Three: Amendments to Rule 11 – Definitions**

The definition of Accessory Dwelling Unit shall be added to Rule 11 as shown in bold italics (***bold italics***). The definition of Common Laundry Room shall be amended as shown in ~~strikeout~~ (~~strikeout~~).

***ACCESSORY DWELLING UNIT -- Accessory Dwelling Unit (“ADU”) shall mean a secondary Dwelling Unit that is not intended for sale separate from the primary residence. An Accessory Dwelling Unit is a habitable Dwelling Unit added to, created within, or detached from a primary Single-Family Dwelling and contained within the same lot.***

COMMON INTEREST DEVELOPMENTS - “Common Interest Developments” shall mean community apartment projects, condominium projects, planned developments, and stock cooperatives per Civil Code ~~Section 1354~~ ***Article 2. Definitions [4075 - 4190] (Article 2 added by Stats. 2012, Ch. 180, Sec. 2.)***

COMMON LAUNDRY ROOM – “Common Laundry Room” shall mean a room where one or more Clothes Washers are located and available for use by all occupants of a Multi-Family Residential Site ***or Common Interest Development.***

HIGH EFFICIENCY TOILET (HET) – “High Efficiency Toilet” or “HET” shall mean a toilet ***designed with that has a maximum*** an effective flush volume of 20 percent below a 1.6-gallons per flush maximum or less, equating to a maximum of 1.28 gallons per flush ***and that is labeled by the U.S. Environmental Protection Agency’s WaterSense program.*** (Note: The

HET category includes dual-flush fixtures, which have been determined to meet the volume requirement by defining the effective flush volume as the average volume achieved with one full flush and two reduced flushes.)

**Section Four: Amendments to Rule 23 – Action on Application for a Water Permit to Connect to or Modify a Connection to an Existing Water Distribution System**

Rule 23-A-1-(i)-(6) shall be added as shown in bold italics (*bold italics*). This provision shall be retroactive to allow amendment of Water Permits for Accessory Dwelling Units issued after January 1, 2017. Rule 23-A-1-(i) shall be amended to add (6) to the list of exceptions.

- (6) *The General Manager shall allow permanent sub-metering of all water use into one Accessory Dwelling Unit, including hot and cold water supply. The application for sub-metering an Accessory Dwelling Unit will be considered by the General Manager when the Jurisdiction confirms there is no potential that the sub-metered User could be located on a separate Site through subdivision or transfer of ownership of a portion of the Site.*

**Section Five: Addition of Rule 142-F – Water Efficiency Standards for Multi-Family Residential Sites and Common Interest Developments**

The following text shall be added to as Rule 142-F, as shown in bold italics (*bold italics*):

- F. Water Efficiency Standards for Multi-Family Residential Sites and Common Interest Developments:*
- 1. Multi-Family Residential Sites and Common Interest Developments with four or more Dwelling Units, shall meet or exceed the following water efficiency standards before January 1, 2019<sup>1</sup>:*
- a. High Efficiency or Ultra High Efficiency Toilets shall be installed. Multi-Family Residential Sites and Common Interest Developments with Ultra Low Flush Toilets installed prior to*

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<sup>1</sup> *Individually owned condominiums and cooperatives that are subject to Rule 142-E shall be exempt from this requirement.*

*January 1, 2014, shall be exempt from this toilet retrofit requirement.;*

- b. Urinals shall be at a minimum High Efficiency Urinals (if installed prior to January 1, 2016). Newly installed Urinals shall be Pint Urinals or Zero Water Consumption Urinals;*
- c. Showerheads, Rain Bars, or Body Spray Nozzles must be designed and manufactured to emit a maximum of 2.0 gallons per minute of water at 60 psi;*
- d. Washbasin faucets shall emit a maximum of 1.2 gallons of water per minute at 60 psi;*
- e. Kitchen Sink, Utility Sink, and Bar Sink faucets shall emit a maximum of 1.8 gallons of water per minute at 60 psi. Faucets may have the capability to temporarily increase flow to 2.2 gallons per minute for filling pots and pans, but must default back to a maximum Flow Rate of 1.8 gallons per minute measured at 60 psi;*
- f. Common Laundry Rooms. By January 1, 2019 all Clothes Washers installed in Common Laundry Rooms within the District shall meet the definition of High Efficiency Clothes Washer rated with a Water Factor of 5.0. Washer/extractors that do not comply with the 5.0 Water Factor shall be programmed by a manufacturer/vendor technician to only function on the low water setting (non-user selected setting). A written statement shall be provided to MPWMD by the manufacturer/vendor's technician stating that the machines have been programmed to only use the low water setting and that there is no way to manipulate the water usage via a user setting. This statement shall be maintained by MPWMD.*
- g. Clothes Washers located inside Dwelling Units should be encouraged to replace Clothes Washers with High Efficiency Clothes Washers;*

- h. Water Pressure Regulating Devices shall be installed and maintained to maintain water pressure between 50 and 65 psi.*
  - i. Automatic Irrigation Controllers properly adjusted to adhere to the District's Stage 1 Water Conservation Requirements (Rule 162) shall be installed, used, and maintained.*
- 2. The owner (or his authorized agent) of a Multi-Family Residential Site or Common Interest Development manager shall certify compliance with this regulation by one of the following methods:*
- a. Provide the District with a District-certified inspection report that provides all Site information required by the District and that verifies installation of Low Water Use Plumbing Fixtures throughout the Site, as required by Regulation XIV and Regulation XV; or*
  - b. Provide documentation to the District from a District-certified city or county building official that provides all Site information required by the District and that certifies installation of Low Water Use Plumbing Fixtures throughout the Site, as required by Regulation XIV and Regulation XV; or*
  - c. Provide owner/association certification that plumbing fixtures throughout the Site have been retrofitted in compliance with Regulation XIV and Regulation XV. The owner, his authorized agent, or CID manager shall forward a copy of this certification, together with a dated copy of the purchase receipt for each Low Water Use Plumbing Fixture and a dated copy of the labor contract or a statement of self-installation which evidences complete installation to the District. The District may verify certification by an onsite inspection.*

**Section Six: Publication and Application**

The provisions of this ordinance shall cause the amendment and republication of Rules 11, 23, and 142 of the permanent Rules and Regulations of the Monterey Peninsula Water Management District.

**DRAFT****Section Seven: Effective Date and Sunset**

This ordinance shall take effect at 12:01 a.m. 30 days after second reading.

This Ordinance shall not have a sunset date.

**Section Eight: Severability**

If any subdivision, 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 or unenforceability 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.

On motion of Director \_\_\_\_\_, and second by Director \_\_\_\_\_, the foregoing ordinance is adopted upon this \_\_\_\_ day of \_\_\_\_\_, 2017, 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 is a full, true, and correct copy of an ordinance duly adopted on the \_\_\_\_ day of \_\_\_\_\_, 2017.

Witness my hand and seal of the Board of Directors this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

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David J. Stoldt, Secretary to the Board



**ACTION ITEM****18. CONSIDER EXPENDITURES FOR PRECONSTRUCTION COSTS FOR EXPANSION OF PURE WATER MONTEREY PROJECT**

|                      |                                            |                                    |                     |
|----------------------|--------------------------------------------|------------------------------------|---------------------|
| <b>Meeting Date:</b> | <b>November 13, 2017</b>                   | <b>Budgeted:</b>                   | <b>No</b>           |
| <b>From:</b>         | <b>David J. Stoldt<br/>General Manager</b> | <b>Program/<br/>Line Item No.:</b> | <b>35-03-786010</b> |
|                      | <b>David J. Stoldt</b>                     | <b>Cost Estimate:</b>              | <b>\$360,000</b>    |

**General Counsel Approval: N/A****Committee Recommendation: N/A****CEQA Compliance: Action does not constitute a project as defined by the California Environmental Quality Act Guidelines section 15378.**

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**SUMMARY:** On August 28, 2017 the Administrative Law Judge in the CPUC application A.12-04-019 asked for testimony on several specific issues. Items 1 and 2 spoke directly to the sizing of the desalination plant and the capability of expansion of Pure Water Monterey to meet demands.

Specifically, Item 2 requested:

“2. Supply: updated estimates and analysis of supply including but not limited to:

- a. Plans for expansion of the Pure Water Monterey (PWM) project, if any
- b. Can expansion of the PWM project provide water to applicant in excess of 3,500 acre-feet per year, in what amounts, and at what cost
- c. Is water available for purchase by applicant from Marina Coast Water District, in what amounts, and at what cost?”

Cal-Am testimony was submitted September 15<sup>th</sup>. The District and Monterey One Water submitted its testimony on these issues on September 29<sup>th</sup>. Hearings were held October 25<sup>th</sup> through November 3<sup>rd</sup>. In many instances, several intervenors expressed strong interest in an expansion of Pure Water Monterey – in some cases as an alternative project if the desalination facility is stalled, and in other cases as a potential low cost interim measure.

During the hearings, two issues became evident:

- (i) There was a call for additional discussion or a hearing on the potential expansion of Pure Water Monterey in April; and
- (ii) There were multiple requests as to what the project sponsors (Monterey One Water “M1W” and The District) would do to further “qualify” the expansion as viable.

In advance of the hearings, the General Manager advised the Chair and the Vice Chair about the possible line of inquiry and the potential need to represent that the District and M1W would be willing to spend resources to further advance the concept by some future hearing date.

Recall that when the project was first approved, it was required to meet 9 tests:

- (i) MRWPCA has approved the GWR Project pursuant to a certified Final EIR;
- (ii) The status of required permits is consistent with the published project schedule;
- (iii) There is sufficient legal certainty as to agreements or other determinations in place to secure delivery of source water(s)
- (iv) The weight of the evidence in the record does not show that the California Department of Health or the Regional Water Quality Control Board will decline to accept or approve the GWR extraction or GWR treatment and injection processes, respectively;
- (v) The GWR Project is on schedule, as verified by a report issued by an engineer licensed in California, to be operable;
- (vi) Preliminary design for the GWR Project is at least at the 10% level, represented by a basis of design report;
- (vii) A GWR Project funding plan is in place;
- (viii) California American Water, MPWMD, and MRWPCA have agreed on a WPA whose terms are just and reasonable; and
- (ix) The revenue requirement for the combination of the GWR Project and the desalination project is just and reasonable when compared to the revenue requirement for a larger desalination project alone.

To meet these tests for an expansion of the Pure Water Monterey project will potentially take close to a year and may cost \$1.1 to \$1.5 million. In order to gain greater certainty and make representative strides toward each of the 9 criteria by an April hearing date, it is estimated that \$480,000 will need to be expended. Under Amendment 2 of the Cost Sharing Agreement (see Consent Calendar Item 6) the District would fund up to \$360,000 of such costs. The source of the funds will be reimbursements for the Phase 1 Pure Water Monterey pre-construction costs, which were outside the District's adopted FY 2017-18 budget.

It is possible that an expansion of Pure Water Monterey will be deemed unnecessary or infeasible and the costs will be stranded.

**RECOMMENDATION:** The General Manager recommends the Board approve the expenditure of up to \$360,000 in support of qualifying an expansion of Pure Water Monterey for approval by the CPUC on or about April 2018.

**BACKGROUND:** In its November 7, 2017 edition the Monterey County Herald wrote:

## **Pure Water Monterey, Marina Coast alternative water supply proposals get attention**

By Jim Johnson, Monterey Herald 11/07/17

Monterey >> A state Public Utilities Commission judge has left the door open for additional hearings next spring on potential expansion of the Pure Water Monterey recycled water project. That could lead to a smaller California American Water desalination plant or serve as a bridge if the desal project is delayed, even as Monterey Peninsula water officials ponder a Marina Coast Water District proposal to provide an additional temporary water supply.

During CPUC hearings last week to address a number of key desal project issues, Judge Gary Weatherford suggested the Pure Water Monterey expansion proposal could be addressed in more detail at subsequent hearings, perhaps in April, if a formal request is made. Planning and Conservation League representative Jonas Minton indicated he would make the request, according to Peninsula water activist George Riley, who is a formal participant in the CPUC's desal project proceeding.

"I think it's exciting because there are low-cost options out there for ratepayers," Riley said.

Riley said Monday that Minton had been advocating for additional consideration of alternative water supplies for the Peninsula for more than a month. He added that there "seemed to be a lot of interest" in additional hearings on the issue during last week's hearings at CPUC headquarters in San Francisco. He acknowledged the additional hearings could end up delaying the CPUC's schedule for considering a permit for the Cal Am desal project, further underscoring the need for a fall-back position.

Monterey Peninsula Water Management District general manager Dave Stoldt told the Peninsula mayors water authority technical advisory committee during a meeting Monday that the district board and the Monterey One Water board would be asked this month to authorize spending \$480,000 on additional analysis and preparatory work for the Pure Water Monterey expansion proposal in advance of possible hearings.

Last month, Monterey One Water submitted testimony to the CPUC outlining potential expansion options for the current Pure Water Monterey advanced water treatment plant. The plant is designed to produce 3,500 acre-feet of water per year as part of the effort to create a new Peninsula water supply in conjunction with Cal Am's proposed desal plant to offset the state-ordered cutback in pumping from the Carmel River.

The expansion options ranged from a \$6.9 million, 650-acre-foot per year expansion to a \$51.6 million, 2,250-acre-foot per year addition to a \$132.9 million, 3,570-acre-foot per year doubling of the plant capacity.

Meanwhile, water authority executive director Jim Cullem asked the committee to weigh in on Marina Coast proposals to temporarily sell about 1,700 acre-feet per year in additional water to the Peninsula through the water management district and the Seaside basin watermaster to further meet the Peninsula's water demand over the next 6-10 years. The Marina Coast proposal emerged as a result of talks between the water district, which has opposed the desal project and claimed its slant feeder wells would negatively impact its underground water supply, and the authority, water management district, Monterey One Water, city of Marina and Cal Am. The proposal is aimed at avoiding threatened litigation and the resulting cost and delay.

Combined, the recycled water and Marina Coast proposals with Cal Am's authorized Carmel River allocation would provide nearly 11,000 acre-feet of water supply per year for the Peninsula, which is already using less than that.

Cullem said the committee will recommend the water authority board continue talks with Marina Coast while also advocating for timely CPUC approval of the Cal Am desal plant. He said the authority needed to "hedge its bets" and continue talks with Marina Coast. He also expressed concern that new discussions around alternative water supplies could affect the overall CPUC schedule and the ability to meet the state water board's cutback order milestones.

## **EXHIBITS**

None

**ITEM: INFORMATIONAL ITEMS/STAFF REPORTS****19. LETTERS RECEIVED****Meeting Date: November 13, 2017**                      **Budgeted: N/A****From: David J. Stoldt,**                      **Program/ N/A**  
**General Manager**                      **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 that were submitted to the Board of Directors or General Manager and received between October 7, 2017 and November 6, 2017 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>                                                                                             |
|---------------|----------------------------------|-------------|----------------------------------------------------------------------------------------------------------|
| Eileen Sobeck | Roy Thomas,<br>Copy to D. Stoldt | 10/5/17     | Response to 8/28/17 letter expressing concern with report prepared by Southwest Fisheries Science Center |



**ITEM: INFORMATIONAL ITEMS/STAFF REPORTS****20. COMMITTEE REPORTS**

**Meeting Date:** November 13, 2017      **Budgeted:** N/A

**From:** David J. Stoldt,      **Program/** N/A  
           General Manager      **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 20-A through 20-D**, are minutes of the committee meetings listed below.

**EXHIBIT**

- 20-A** Final Minutes of September 11, 2017 Administrative Committee Meeting
- 20-B** Final Minutes of June 6, 2017, Ordinance 156 Oversight Panel Meeting
- 20-C** Final Minutes of February 8, 2017, Legislative Advocacy Committee Meeting







**EXHIBIT 20-A**

FINAL MINUTES  
**Monterey Peninsula Water Management District**  
**Administrative Committee**  
*September 11, 2017*

**Call to Order**

The meeting was called to order at 3:34 PM in the District Conference Room.

Committee members present: Brenda Lewis - Chair  
 Andrew Clarke  
 Molly Evans

Staff present: David Stoldt, General Manager  
 Suresh Prasad, Administrative Services Manager/Chief Financial Officer  
 Kevan Urquhart, Sr. Fisheries Biologist

**Oral Communications**

None

**Items on Board Agenda for September 18, 2017**

1. **Consider Adoption of Minutes of August 14, 2017 Committee Meeting**  
On a motion by Clarke and second by Evans, the minutes of the August 14, 2017 meeting were approved on a vote of 3 – 0 by Clarke, Evans and Lewis.
2. **Consider Approval of an Interagency Contract for MPWMD to Provide Temporary Field Staff for a Cooperative Research and Monitoring Project with the NMFS for 2017-2019**  
On a motion by Evans and second by Clarke, the committee recommended that the Board approve the interagency contract and hiring of temporary field staff for cooperative research and monitoring projects with the NOAA/NMFS for FY 2017-2018 at a cost not-to-exceed \$35,000. The motion was approved on a vote of 3 – 0 by Evans, Clarke and Lewis.
3. **Consider Approval of Contract with Scardina Builders, Inc. for the Repair of the Sleepy Hollow Steelhead Rearing Facility Rearing Channel's Bird Netting and Planks**  
On a motion by Clarke and second by Evans, the committee recommended that the Board authorize the General Manager to enter into an agreement with Scardina Builders, Inc. to provide rearing channel repair work for a not-to-exceed amount of \$25,500. Due to the unknown nature of the frame repair work, an additional \$4,500 was requested as a contingency in the case of unexpected expenses, for a project total of up to \$30,000. The motion was approved on a vote of 3 – 0 by Clarke, Evans and Lewis.

**4. Consider Extension of Cooperative Agreement with the United States Geological Survey for Streamflow Gaging in Water Year 2018**

On a motion by Evans and second by Clarke, the committee recommended that the Board authorize the General Manager to execute the agreement with the USGS providing cooperative investigation of the water resources within the District for Water Year (WY) 2018 for an amount not-to-exceed \$15,300. The motion was approved on a vote of 3 – 0 by Evans, Clarke and Lewis.

**5. Consider Expenditure for Travel to Washington DC**

On a motion by Clarke and second by Evans, the committee recommended that the Board approve expenses for Director Brower’s travel, including lodging and meals, that may exceed the IRS reimbursable rates. The motion was approved on a vote of 2 – 1 by Clarke and Evans. Director Lewis voted against the motion.

**6. Consider Adoption of Treasurer’s Report for June 2017**

On a motion by Evans and second by Clarke, the committee recommended the Board adopt the June 2017 Treasurer’s Report and financial statements, and ratification for the disbursements made during the month. The motion was approved on a vote of 3 – 0 by Evans, Clarke and Lewis.

**7. Consider Expenditure of Funds for Pure Water Monterey Expansion Feasibility Study as Required by California Public Utilities Commission Application No. 12-04-019**

On a motion by Clarke and second by Evans the committee recommended the Board authorize the expenditure in the amount of \$50,000 for the Expansion Feasibility Study of the Pure Water Monterey Project. The motion was approved on a vote of 3 – 0 by Clarke, Evans and Lewis.

**8. Consider Approval of Amendment 2 to the Cost Sharing Agreement with the Monterey Regional Water Pollution Control Agency for the Pure Water Monterey Project**

On a motion by Clarke and second by Evans, the committee recommended the Board approve Amendment 2 to the Cost Sharing Agreement with MRWPCA for the Pure Water Monterey Project. The motion was approved on a vote of 3 – 0 by Clarke, Evans and Lewis.

**Other Business**

**9. Review Draft September 18, 2017 Board Meeting Agenda**

A revised agenda was distributed to the committee for review. The committee made no changes.

**Adjournment**

The meeting was adjourned at 4:34 PM.



**EXHIBIT 20-B**

**FINAL MINUTES**

**Ordinance No. 152 Oversight Panel of the  
Monterey Peninsula Water Management District  
June 6, 2017**

**Call to Order** The meeting was called to order at 9:00 am in the conference room at the offices of the Monterey Peninsula Water Management District.

**Committee members present:**

John Bottomley (arrived at 9:25 am)  
Paul Bruno  
Jason Campbell  
Christine Monteith  
George Riley  
Susan Schiavone

**MPWMD Staff members present:**

David J. Stoldt, General Manager  
Suresh Prasad, Administrative Services Manager  
Arlene Tavani, Executive Assistant

**District Counsel Present:**

David Laredo

**Committee members absent:**

Jody Hanson  
John Tilley

**Comments from the Public:**

No comments were directed to the committee.

**Action Items**

**1. Consider Adoption of Minutes of March 15, 2017 Committee Meeting**

On a motion by Campbell and second of Monteith, the minutes were approved on a vote of 5 – 0 by Bruno, Campbell, Monteith, Riley and Schiavone. Bottomley, Hanson and Tilley were absent.

**Discussion Items**

**2. Review of Revenue and Expenditures of Water Supply Charge Related to Water Supply Activities**

Stoldt reported that the FY 2017-18 Budget anticipates revenues from both the User Fee and Water Supply Charge. The Water Management District expects that by the end of June 2017, California American Water will remit the first installment of User Fees. A review of the Water Supply Charge database will be conducted in 2018, as an update is necessary to identify properties that have changed use or are exempt from the charge.

Prasad reviewed Exhibits 2-A Water Supply Charge Receipts, and 2-B Water Supply Charge Availability Analysis. Prasad noted that Exhibit 2-B was updated through

March 31, 2017, and that the \$932,358 deficit will be balanced by the end of the fiscal year when all revenues are realized. Also \$1.7 million not spent on projects in 2016-2017 will be carried forward for use in 2017-2018.

**3. Review Fiscal Year 2017-2018 Water Supply Charge Budget**

Prasad reviewed Exhibit 3-A, Water Supply Charge Proposed Budget. Stoldt explained that the Indirect Supplies & Services includes the cost for a federal lobbyist to assist with obtaining federal funds for the Pure Water Monterey project. He stated that the Water Management District's costs for PWM will be significantly reduced in FY 2017-2018 due to the issuance of a State Revolving Fund Loan that will cover costs incurred after March 9, 2017. However, it has not been determined what percentage of the pre-construction costs will be covered from the loan.

At the suggestion of committee members, Prasad agreed to footnote the budget to describe the plan for expenditure of unutilized funds, for example, the General Fund Balance of \$238,500. Prasad stated that it appears as a surplus, but would be used to cover the negative fund balance from Fiscal Year 2016-2017.

**Other Items**

**4. Water Supply Project Update**

In response to a question from the committee, Stoldt reported on potential challenges to the desalination project proposed by California American Water. Comments submitted on the draft EIR on the project indicate that lawsuits based on water rights or CEQA issues could be filed by Marina Coast Water District or the City of Marina. District Counsel Laredo stated that a CEQA challenge would be directed to the California Public Utilities Commission (CPUC) which, by law, must send the issue to the California Supreme Court. The Supreme Court could remand the issue to an appellate court, or appoint a special master. Any challenge to water rights for the project would be considered by the Superior Court.

Stoldt stated that one solution to concerns about competing water rights would be to utilize an open water intake, such as the purchase of product or raw water from DeepWater Desal or purchase of additional recycled water from PWM. However, if the project changed direction, the result would be multi-year delays and fines to the ratepayers because milestones established in SWRCB Order 2016-0016 would not be achieved.

Stoldt described the studies funded by the District and California American Water that will form the basis for decisions on the future of Los Padres Dam. The question to be answered is would the Carmel River environment benefit from removal of the Los Padres Dam, or would it be more beneficial to maintain a regulated river by means of improvements to Los Padres Dam or other options. The National Marine Fisheries Service (NMFS) had originally recommended that the dam be removed, because it was a barrier to fish passage. Eventually, after the Water Management District expressed concern about that determination to federal agency authorities, the NMFS recommended that a study be conducted on removal of the dam.

The District believes that a regulated river utilizing Los Padres Dam would be beneficial, considering that non-Cal-Am water rights holders will continue to take water from the river after Cal-Am withdrawals cease. A regulated river could protect seasonal flows for protected species, and maintain the water supply for water rights holders. If the dam were to be removed, a replacement source of 2,800 acre-feet, must be developed. If the dam were to be raised, a portion of Cal-Am's right that that was lost to siltation would be restored. Or, with the addition of a rubber dam storage could be increased by 1,000 AF. If only 2,500 acre-feet of replacement storage were needed, additional water from aquifer storage and recovery or other sources might be developed. There is always a possibility that a future regulatory action could be taken by the SWRCB that would reduce the water rights of Cal-Am and the Water Management District.

Paul Sciuto, General Manager of Monterey One Water presented an update on the Pure Water Monterey project. His presentation can be viewed on the Water Management District website, or at the agency office. Sciuto made the following comments in response to questions about the product water quality. He stated that nano filtration will not be employed due to the high cost. Of the four raw-water sources sent to the water filtration plant, agricultural drainage water represents 12 to 14 percent of the total. No DDT was detected in the source waters. Studies of soil samples in California have indicated the presence of DDT, but it is a hydrophobic compound that does not adhere to water molecules. Through membrane treatment, 99.98% of constituents the State requires must be tested for, are removed. No DDT or DDE was detected in the treated water. Following membrane treatment the water undergoes further disinfection before it is injected underground and subsequently extracted for distribution in the California American system. The injected water is monitored regularly. If any harmful constituents are detected, the water would be pumped out, treated and then injected back underground. The sludge that remains after water treatment is used for average daily coverage at the landfill, which is lined. On average, 5 – 10 truckloads of sludge are delivered to the landfill each day.

**Adjourn:** The meeting was adjourned at 11:29 am.





**EXHIBIT 20-C**

**FINAL MINUTES**  
**Legislative Advocacy Committee of the**  
**Monterey Peninsula Water Management District**  
*February 8, 2017*

**Call to Order**

The meeting was called to order at 9:15 am in the MPWMD conference room.

**Committee members present:** Andrew Clarke, Chair  
 Robert S. Brower, Sr.  
 Molly Evans

**Committee members absent:** None

**Staff members present:** David J. Stoldt, General Manager  
 Arlene Tavani, Executive Assistant

**District Counsel present:** David C. Laredo

**Legislative Consultant:** John Arriaga

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

**Action Items**

1. **Adopt Minutes of December 12, 2016 Committee Meetings**  
On a motion by Brower and second of Clarke, the minutes of the December 12, 2016 meeting were approved on a unanimous vote of 3 – 0 by Brower, Clarke and Evans.

**Discussion Items**

2. **Report from John Arriaga on Legislative Status and Tracking**  
 Arriaga reported the following. Governor Brown submitted a \$179 billion budget on January 10, 2017. It reflects a 1.5% increase from the previous year budget and also includes \$3.2 billion in budget cuts. The state estimates there will be a 3% increase in sales tax receipts from last year. A revised budget will be presented on May 10, 2017. One budgetary concern is how to plan for the response to future actions by the federal government. If the Affordable Care Act is repealed and no new plan is put in place, California would face a \$16 billion deficit. Also, there is a move in the legislature to designate the entire state as a Sanctuary State, which could result in a loss of federal funds. The Governor's priority is affordable housing. He has vowed that he will not sign housing legislation unless it includes streamlining measures for permitting. By January 2018 a plan for regulation of cannabis must be developed. Water issues related to cannabis production will be handled by the Department of Agriculture. Arriaga recommended that if the District is still interested in proposing or supporting legislation that would tax water use for cannabis cultivation, it should contact Anna Caballero chair of the Assembly Committee on Agriculture, and Bill Monning who is a member of the Senate Natural Resources and Water Committee. The proposed budget contains \$8.8 billion for programs to fund natural resources, including water. Drought response funds are focused on disadvantaged communities, water

conservation, water rights management and tree replacement. This budget also includes \$240 million for regional cooperation projects. Arriaga noted that Hertzberg introduced SCA 4 that would authorize government owned utilities to establish tiered rate structures. Hertzberg also introduced SB231 that adds a missing definition of “sewer service” to state law to include stormwater, so local governments can more easily finance and build those projects such as through the Proposition 218 funding mechanism. There have been calls for the Governor to reconsider drought response legislation, but he has refused to do so.

Stoldt reported that AB 313, introduced by Adam Gray, proposes to restructure the administration and enforcement of water rights in California.

**3. Development of 2017-18 Legislative Advocacy Plan**

The committee reviewed the draft 2017-18 Legislative Advocacy Plan. Evans and Clarke agreed to meet on a regular basis with legislators at their local field offices, or in Sacramento. Brower said that he could meet with legislators in Washington DC. Arriaga suggested that meetings with legislators in Sacramento should be scheduled in March 2017 and noted that meeting with Kamala Harris and Anna Caballero should be a priority. Stoldt stated that it will be important for the District to develop relationships with legislative staffers. Arriaga could assist in setting up those meetings. It was mentioned that the District has been criticized for not being a stronger advocate for local rate payers. Possibly the Public Outreach Committee could work to inform the public of the District’s mission, and that the agency does not regulate California American Water. It was suggested that the District should publish a weekly update or some other column on a regular basis in a local newspaper.

**Other Items** – No discussion.

**Set Next Meeting Date** – No date was set.

**Adjournment** – The meeting was adjourned at 10 am.

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**ITEM: INFORMATIONAL ITEM/STAFF REPORTS****21. MONTHLY ALLOCATION REPORT**

|                      |                                             |                       |            |
|----------------------|---------------------------------------------|-----------------------|------------|
| <b>Meeting Date:</b> | <b>November 13, 2017</b>                    | <b>Budgeted:</b>      | <b>N/A</b> |
| <b>From:</b>         | <b>David J. Stoldt,<br/>General Manager</b> | <b>Program:</b>       | <b>N/A</b> |
|                      |                                             | <b>Line Item No.:</b> |            |
| <b>Prepared By:</b>  | <b>Gabriela Ayala</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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**SUMMARY:** As of October 31, 2017, a total of **25.408** acre-feet (**7.4%**) of the Paralta Well Allocation remained available for use by the Jurisdictions. Pre-Paralta water in the amount of **35.923** acre-feet is available to the Jurisdictions, and **29.048** acre-feet is available as public water credits.

**Exhibit 21-A** shows the amount of water allocated to each Jurisdiction from the Paralta Well Allocation, the quantities permitted in October 2017 (“changes”), and the quantities remaining. The Paralta Allocation had no debits in October 2017.

**Exhibit 21-A** also shows additional water available to each of the Jurisdictions and the information regarding the Community Hospital of the Monterey Peninsula (Holman Highway Facility). Additional water from expired or canceled permits that were issued before January 1991 are shown under “PRE-Paralta.” Water credits used from a Jurisdiction’s “public credit” account are also listed. Transfers of Non-Residential Water Use Credits into a Jurisdiction’s Allocation are included as “public credits.” **Exhibit 21-B** shows water available to Pebble Beach Company and Del Monte Forest Benefited Properties, including Macomber Estates, Griffin Trust. Another table in this exhibit shows the status of Sand City Water Entitlement.

**BACKGROUND:** The District’s Water Allocation Program, associated resource system supply limits, and Jurisdictional Allocations have been modified by a number of key ordinances. These key ordinances are listed in **Exhibit 21-C**.

**EXHIBITS****21-A** Monthly Allocation Report**21-B** Monthly Entitlement Report**21-C** District’s Water Allocation Program Ordinances



**MONTHLY ALLOCATION REPORT  
Reported in Acre-Feet  
For the month of October 2017**

| Jurisdiction             | Paralta Allocation* | Changes      | Remaining     | PRE-Paralta Credits | Changes      | Remaining     | Public Credits | Changes      | Remaining     | Total Available |
|--------------------------|---------------------|--------------|---------------|---------------------|--------------|---------------|----------------|--------------|---------------|-----------------|
| <b>Airport District</b>  | 8.100               | 0.000        | 5.197         | 0.000               | 0.000        | 0.000         | 0.000          | 0.000        | 0.000         | 5.197           |
| <b>Carmel-by-the-Sea</b> | 19.410              | 0.000        | 1.397         | 1.081               | 0.000        | 1.081         | 0.910          | 0.000        | 0.182         | 2.660           |
| <b>Del Rey Oaks</b>      | 8.100               | 0.000        | 0.000         | 0.440               | 0.000        | 0.000         | 0.000          | 0.000        | 0.000         | 0.000           |
| <b>Monterey</b>          | 76.320              | 0.000        | 0.263         | 50.659              | 0.000        | 0.030         | 38.121         | 0.000        | 2.325         | 2.618           |
| <b>Monterey County</b>   | 87.710              | 0.000        | 10.717        | 13.080              | 0.000        | 0.352         | 7.827          | 0.000        | 1.891         | 12.960          |
| <b>Pacific Grove</b>     | 25.770              | 0.000        | 0.000         | 1.410               | 0.000        | 0.022         | 15.874         | 0.000        | 0.133         | 0.155           |
| <b>Sand City</b>         | 51.860              | 0.000        | 0.000         | 0.838               | 0.000        | 0.000         | 24.717         | 0.000        | 23.373        | 23.373          |
| <b>Seaside</b>           | 65.450              | 0.000        | 7.834         | 34.438              | 0.000        | 34.438        | 2.693          | 0.000        | 1.144         | 43.416          |
| <b>TOTALS</b>            | <b>342.720</b>      | <b>0.000</b> | <b>25.408</b> | <b>101.946</b>      | <b>0.000</b> | <b>35.923</b> | <b>90.142</b>  | <b>0.000</b> | <b>29.048</b> | <b>90.379</b>   |

| Allocation Holder    | Water Available | Changes this Month | Total Demand from Water Permits Issued | Remaining Water Available |
|----------------------|-----------------|--------------------|----------------------------------------|---------------------------|
| <b>Quail Meadows</b> | 33.000          | 0.000              | 32.320                                 | 0.680                     |
| <b>Water West</b>    | 12.760          | 0.000              | 9.235                                  | 3.525                     |

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



**EXHIBIT 21-B**

**MONTHLY ALLOCATION REPORT  
ENTITLEMENTS  
Reported in Acre-Feet  
For the month of October 2017**

**Recycled Water Project Entitlements**

| <b>Entitlement Holder</b>                                                               | <b>Entitlement</b> | <b>Changes this Month</b> | <b>Total Demand from Water Permits Issued</b> | <b>Remaining Entitlement/and Water Use Permits Available</b> |
|-----------------------------------------------------------------------------------------|--------------------|---------------------------|-----------------------------------------------|--------------------------------------------------------------|
| <b>Pebble Beach Co. <sup>1</sup></b>                                                    | 231.910            | 1.150                     | 27.042                                        | 204.868                                                      |
| <b>Del Monte Forest Benefited Properties <sup>2</sup><br/>(Pursuant to Ord No. 109)</b> | 133.090            | 0.283                     | 48.703                                        | 84.387                                                       |
| <b>Macomber Estates</b>                                                                 | 10.000             | 0.000                     | 9.595                                         | 0.405                                                        |
| <b>Griffin Trust</b>                                                                    | 5.000              | 0.000                     | 4.829                                         | 0.171                                                        |
| <b>CAWD/PBCSD Project Totals</b>                                                        | <b>380.000</b>     | <b>1.433</b>              | <b>90.169</b>                                 | <b>289.831</b>                                               |

| <b>Entitlement Holder</b>        | <b>Entitlement</b> | <b>Changes this Month</b> | <b>Total Demand from Water Permits Issued</b> | <b>Remaining Entitlement/and Water Use Permits Available</b> |
|----------------------------------|--------------------|---------------------------|-----------------------------------------------|--------------------------------------------------------------|
| <b>City of Sand City</b>         | 165.000            | 0.100 Credit              | 4.132                                         | 160.868                                                      |
| <b>Malpas Water Company</b>      | 80.000             | 0.360                     | 5.690                                         | 74.310                                                       |
| <b>D.B.O. Development No. 30</b> | 13.950             | 0.000                     | 1.088                                         | 12.862                                                       |
| <b>City of Pacific Grove</b>     | 66.000             | 0.000                     | 0.000                                         | 66.000                                                       |
| <b>Cypress Pacific</b>           | 3.170              | 0.000                     | 3.170                                         | 0.000                                                        |

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



## EXHIBIT 21-C

### **District's Water Allocation Program Ordinances**

**Ordinance No. 1** was adopted in September 1980 to establish interim municipal water allocations based on existing water use by the jurisdictions. Resolution 81-7 was adopted in April 1981 to modify the interim allocations and incorporate projected water demands through the year 2000. Under the 1981 allocation, Cal-Am's annual production limit was set at 20,000 acre-feet.

**Ordinance No. 52** was adopted in December 1990 to implement the District's water allocation program, modify the resource system supply limit, and to temporarily limit new uses of water. As a result of Ordinance No. 52, a moratorium on the issuance of most water permits within the District was established. Adoption of Ordinance No. 52 reduced Cal-Am's annual production limit to 16,744 acre-feet.

**Ordinance No. 70** was adopted in June 1993 to modify the resource system supply limit, establish a water allocation for each of the jurisdictions within the District, and end the moratorium on the issuance of water permits. Adoption of Ordinance No. 70 was based on development of the Paralta Well in the Seaside Groundwater Basin and increased Cal-Am's annual production limit to **17,619** acre-feet. More specifically, Ordinance No. 70 allocated 308 acre-feet of water to the jurisdictions and 50 acre-feet to a District Reserve for regional projects with public benefit.

**Ordinance No. 73** was adopted in February 1995 to eliminate the District Reserve and allocate the remaining water equally among the eight jurisdictions. Of the original 50 acre-feet that was allocated to the District Reserve, 34.72 acre-feet remained and was distributed equally (4.34 acre-feet) among the jurisdictions.

**Ordinance No. 74** was adopted in March 1995 to allow the reinvestment of toilet retrofit water savings on single-family residential properties. The reinvested retrofit credits must be repaid by the jurisdiction from the next available water allocation and are limited to a maximum of 10 acre-feet. This ordinance sunset in July 1998.

**Ordinance No. 75** was adopted in March 1995 to allow the reinvestment of water saved through toilet retrofits and other permanent water savings methods at publicly owned and operated facilities. Fifteen percent of the savings are set aside to meet the District's long-term water conservation goal and the remainder of the savings are credited to the jurisdictions allocation. This ordinance sunset in July 1998.

**Ordinance No. 83** was adopted in April 1996 and set Cal-Am's annual production limit at **17,621** acre-feet and the non-Cal-Am annual production limit at **3,046** acre-feet. The modifications to the production limit were made based on the agreement by non-Cal-Am water users to permanently reduce annual water production from the Carmel Valley Alluvial Aquifer in exchange for water service from Cal-Am. As part of the agreement, fifteen percent of the historical non-Cal-Am production was set aside to meet the District's long-term water conservation goal.

**Ordinance No. 87** was adopted in February 1997 as an urgency ordinance establishing a community benefit allocation for the planned expansion of the Community Hospital of the Monterey Peninsula (CHOMP). Specifically, a special reserve allocation of 19.60 acre-feet of production was created exclusively for the benefit of CHOMP. With this new allocation, Cal-Am's annual production limit was increased to **17,641** acre-feet and the non-Cal-Am annual production limit remained at **3,046** acre-feet.

**Ordinance No. 90** was adopted in June 1998 to continue the program allowing the reinvestment of toilet retrofit water savings on single-family residential properties for 90-days following the expiration of Ordinance No. 74. This ordinance sunset in September 1998.

**Ordinance No. 91** was adopted in June 1998 to continue the program allowing the reinvestment of water saved through toilet retrofits and other permanent water savings methods at publicly owned and operated facilities.

**Ordinance No. 90 and No. 91** were challenged for compliance with CEQA and nullified by the Monterey Superior Court in December 1998.

**Ordinance No. 109** was adopted on May 27, 2004, revised Rule 23.5 and adopted additional provisions to facilitate the financing and expansion of the CAWD/PBCSD Recycled Water Project.

**Ordinance No. 132** was adopted on January 24, 2008, established a Water Entitlement for Sand City and amended the rules to reflect the process for issuing Water Use Permits.

**Ordinance No. 165** was adopted on August 17, 2015, established a Water Entitlement for Malpas Water Company and amended the rules to reflect the process for issuing Water Use Permits.

**Ordinance No. 166** was adopted on December 15, 2015, established a Water Entitlement for D.B.O. Development No. 30.

**Ordinance No. 168** was adopted on January 27, 2016, established a Water Entitlement for the City of Pacific Grove.



**ITEM: INFORMATIONAL ITEM/STAFF REPORTS****22. WATER CONSERVATION PROGRAM REPORT**

|                      |                                             |                                    |            |
|----------------------|---------------------------------------------|------------------------------------|------------|
| <b>Meeting Date:</b> | <b>November 13, 2017</b>                    | <b>Budgeted:</b>                   | <b>N/A</b> |
| <b>From:</b>         | <b>David J. Stoldt,<br/>General Manager</b> | <b>Program/<br/>Line Item No.:</b> | <b>N/A</b> |
| <b>Prepared By:</b>  | <b>Kyle Smith</b>                           | <b>Cost Estimate:</b>              | <b>N/A</b> |

**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 compared against the properties that have submitted WCCs. Details on **121** property transfers that occurred in October 2017 were added to the database.

**B. Certification**

The District received **48** WCCs between October 1, 2017, and October 31, 2017. Data on ownership, transfer date, and status of water efficiency standard compliance were entered into the database.

**C. Verification**

In October, **73** properties were verified compliant with Rule 144 (Retrofit Upon Change of Ownership or Use). Of the **73** verifications, **52** properties verified compliance by submitting certification forms and/or receipts. District staff completed **41** Site inspections. Of the **41** properties inspected, **21 (51%)** 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 in October 2017 are estimated at **0.470** Acre-Feet Annually (AFA). Water savings from retrofits that exceeded the requirement (i.e., HETs to Ultra High Efficiency Toilets) is estimated at **0.320** AFA (32 toilets). Year-to-date estimated savings from toilet retrofits is **13.560** 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. This month, District inspectors performed **40** inspections. Of the **40** inspections certified, **29 (72%)** were in compliance. **None** 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 October 2017, MPWMD referred **five** properties to Cal-Am for verification of outdoor Rate BMPs.

#### E. Water Waste Enforcement

In response to the State's drought emergency conservation regulation effective June 1, 2016, the District has increased its 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 **eight** Water Waste responses during the past month. There were zero repeated incidents that resulted in a fine.

## II. WATER DEMAND MANAGEMENT

#### A. Permit Processing

District Rule 23 requires a Water Permit application for all properties that propose to expand or modify water use on a Site, including New Construction and Remodels. District staff processed and issued **88** Water Permits in October 2017. **Sixteen** Water Permits were issued using Water Entitlements (Pebble Beach Company, Malpas Water, etc.). **No** Water Permits involved a debit to a Public Water Credit Account.

All Water Permits have a disclaimer informing applicants of the Cease and Desist Order against California American Water and that MPWMD reports Water Permit details to California American Water. All Water Permit recipients with property supplied by a California American Water Distribution System will continue to be provided with the disclaimer.

District Rule 24-3-A allows the addition of a second Bathroom in an existing Single-Family Dwelling on a Single-Family Residential Site. Of the **88** Water Permits issued in October, **four** were issued under this provision.

#### B. Permit Compliance

District staff completed **92** Water Permit final inspections during October 2017. **Sixteen** of the final inspections failed due to unpermitted fixtures. Of the **66** passing properties, **42** passed inspection on the first visit. In addition, **five** pre-inspection 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. In the month of October, the District prepared **55** deed restrictions. Of the **88** Water Permits issued in October, **39 (44%)** required deed restrictions. District staff provided Notary services for **61** Water Permits with deed restrictions.

### **III. JOINT MPWMD/CAW REBATE PROGRAM**

Participation in the rebate program is detailed in the following chart. The table below indicates the program summary for Rebates for California American Water Company customers.

| <b>REBATE PROGRAM SUMMARY</b>                                   |                                 | October-2017      |             |              |               |              | 2017 YTD   | 1997 - Present |
|-----------------------------------------------------------------|---------------------------------|-------------------|-------------|--------------|---------------|--------------|------------|----------------|
| <b>I. <u>Application Summary</u></b>                            |                                 |                   |             |              |               |              |            |                |
| A.                                                              | Applications Received           | 133               |             |              |               |              | 1378       | 24,289         |
| B.                                                              | Applications Approved           | 111               |             |              |               |              | 1065       | 19,022         |
| C.                                                              | Single Family Applications      | 126               |             |              |               |              | 1295       | 21,960         |
| D.                                                              | Multi-Family Applications       | 7                 |             |              |               |              | 65         | 1,213          |
| E.                                                              | Non-Residential Applications    | 0                 |             |              |               |              | 18         | 317            |
| <b>II. <u>Type of Devices Rebated</u></b>                       |                                 | Number of devices | Rebate Paid | Estimated AF | Gallons Saved | YTD Quantity | YTD Paid   | YTD Est AF     |
| A.                                                              | High Efficiency Toilet (HET)    | 14                | 1354.97     | 0.584472     | 190,451       | 176          | 17,412.63  | 7.347648       |
| B.                                                              | Ultra Low Flush to HET          | 32                | 3198.00     | 0.320000     | 104,272       | 367          | 36,225.42  | 3.67           |
| C.                                                              | Ultra HET                       | 0                 | 0.00        | 0.000000     | 0             | 20           | 2,946.59   | 0.2            |
| D.                                                              | Toilet Flapper                  | 0                 | 0.00        | 0.000000     | 0             | 2            | 30.00      | 0              |
| E.                                                              | High Efficiency Dishwasher      | 12                | 1500.00     | 0.036000     | 11,731        | 157          | 19,625.00  | 0.471          |
| F.                                                              | High Efficiency Clothes Washer  | 59                | 28959.32    | 0.949900     | 309,526       | 445          | 221,178.34 | 7.1645         |
| G.                                                              | Instant-Access Hot Water System | 0                 | 0.00        | 0.000000     | 0             | 7            | 1,400.00   | 0              |
| H.                                                              | On Demand Systems               | 0                 | 0.00        | 0.000000     | 0             | 4            | 400.00     | 0              |
| I.                                                              | Zero Use Urinals                | 0                 | 0.00        | 0.000000     | 0             | 0            | 0.00       | 0              |
| J.                                                              | High Efficiency Urinals         | 0                 | 0.00        | 0.000000     | 0             | 0            | 0.00       | 0              |
| K.                                                              | Pint Urinals                    | 0                 | 0.00        | 0.000000     | 0             | 0            | 0.00       | 0              |
| L.                                                              | Cisterns                        | 1                 | 3025.00     | 0.000000     | 0             | 19           | 23,878.75  | 0              |
| M.                                                              | Smart Controllers               | 2                 | 280.00      | 0.000000     | 0             | 5            | 620.00     | 0              |
| N.                                                              | Rotating Sprinkler Nozzles      | 0                 | 0.00        | 0.000000     | 0             | 0            | 0.00       | 0              |
| O.                                                              | Moisture Sensors                | 0                 | 0.00        | 0.000000     | 0             | 0            | 0.00       | 0              |
| P.                                                              | Lawn Removal & Replacement      | 0                 | 0.00        | 0.000000     | 0             | 6            | 64,332.00  | 5.439224       |
| Q.                                                              | Graywater                       | 0                 | 0.00        | 0.000000     | 0             | 1            | 20,000.00  | 0              |
| R.                                                              | Ice Machines                    | 0                 | 0.00        | 0.000000     | 0             | 0            | 0.00       | 0              |
| <b>III. <u>Totals: Month; AF; Gallons; YTD</u></b>              |                                 | 120               | 38317.29    | 1.890372     | 615,980       | 1209         | 408,048.73 | 24.292372      |
|                                                                 |                                 |                   |             |              |               |              | 2017 YTD   | 1997 - Present |
| <b>IV. <u>Total Rebated: YTD; Program</u></b>                   |                                 |                   |             |              |               |              | 408,048.73 | 5,839,580.32   |
| <b>V. <u>Estimated Water Savings in Acre-Feet Annually*</u></b> |                                 |                   |             |              |               |              | 24.292372  | 537.911243     |

\* Retrofit savings are estimated at 0.041748 AF/HET; 0.01 AF/UHET; 0.01 AF/ULF to HET; 0.003 AF/dishwasher; 0.0161 AF/residential washer; 0.0082 AF/100 square feet of lawn removal.



**ITEM: INFORMATIONAL ITEMS/STAFF REPORTS****23. CARMEL RIVER FISHERY REPORT FOR OCTOBER 2017****Meeting Date:** November 13, 2017      **Budgeted:** N/A**From:** David J. Stoldt,  
General Manager      **Program/** N/A  
**Line Item No.:****Prepared By:** Beverly Chaney      **Cost Estimate:** N/A**General Counsel Review:** N/A**Committee Recommendation:** N/A**CEQA Compliance:** This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.

**AQUATIC HABITAT AND FLOW CONDITIONS:** Carmel River flows held steady in October. Conditions for juvenile steelhead migration were fair while rearing conditions were good to fair. Los Padres Dam (LPD) stopped spilling on August 2<sup>nd</sup> and releases from Los Padres Reservoir have been held at 13-15 cubic-feet-per-second (cfs) since August 3.

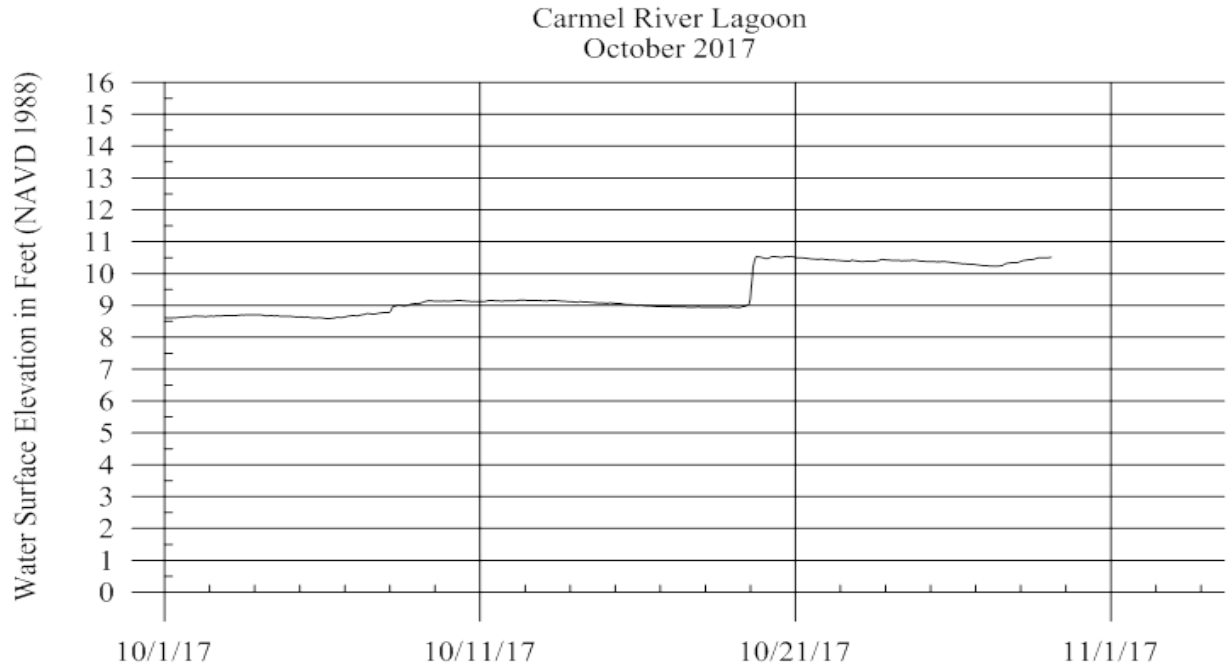
Mean daily streamflow at the Sleepy Hollow Weir ranged from 16 to 19 cfs (monthly mean 17.1 cfs) resulting in 1,050 acre-feet (AF) of runoff. Mean daily streamflow at Highway 1 gage ranged from 4.8 to 8.9 cfs (monthly mean 6.5 cfs), resulting in 396 AF of runoff.

There were 0.15 inches of rainfall in October as recorded at Cal-Am's San Clemente gauge. The rainfall total for WY 2018 (which started on October 1, 2017) is 0.15 inches, or 19% of the long-term year-to-date average of 0.78 inches.

**CARMEL RIVER LAGOON:** During October the lagoon mouth remained closed and the water surface elevation (WSE) rose from 8.6 to 10.5 feet above mean-sea-level as a mid-month storm brought high waves and over wash into the lagoon (see graph below).

Surface water-quality was sampled October 20th as the over wash was occurring. The salinity was 8.20 ppt, dissolved oxygen (DO) was 7.8 mg/l, and water temperature was 62 degrees Fahrenheit.

**SLEEPY HOLLOW STEELHEAD REARING FACILITY:** Construction began on the rearing channel repair project. Redwood planking along the top edge of the channel is being replaced with new boards and the bird netting and framework over the rearing channel is being repaired after winter storm damage.



**ITEM: INFORMATION ITEMS/STAFF REPORT****24. MONTHLY WATER SUPPLY AND CALIFORNIA AMERICAN WATER PRODUCTION REPORT**

**Meeting Date:** November 20, 2017      **Budgeted:** N/A

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

**Prepared By:** Jonathan Lear      **Cost Estimate:** N/A

**General Counsel Review:** N/A

**Committee Recommendation:** N/A

**CEQA Compliance:** Exempt from environmental review per SWRCB Order Nos. 95-10 and 2016-0016, and the Seaside Basin Groundwater Basin adjudication decision, as amended and Section 15268 of the California Environmental Quality Act (CEQA) Guidelines, as a ministerial project; Exempt from Section 15307, Actions by Regulatory Agencies for Protection of Natural Resources.

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**Exhibit 24-A** shows the water supply status for the Monterey Peninsula Water Resources System (MPWRS) as of **November 1, 2017**. 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 24-A** is for Water Year (WY) 2018 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 **October** 2017 totaled **0.15 inches** and brings the cumulative rainfall total for WY 2018 to **0.15 inches**, which is **19%** of the long-term average through **October**. Estimated unimpaired runoff during **October** totaled **554 acre-feet (AF)** and brings the cumulative runoff total for WY 2018 to **554 AF**, which is **19%** of the long-term average through **October**. Usable storage for the MRWPRS was **29,860 acre-feet**, which is **103%** of average through **October**, and equates to **79%** 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 2018. Through **October**, using the CDO accounting method, Cal-Am has produced **532 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 2018. Through **October**, Cal-Am has produced **368 AF** from the Seaside Groundwater Basin. Through **October**, **0 AF** of Carmel River Basin groundwater have been diverted for Seaside Basin injection; **0 AF** have been recovered for customer use, and **0 AF** have been diverted under Table 13 water rights. Cal-Am has produced **928 AF** for customer use from all sources through **October**. **Exhibit 24-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.

**EXHIBITS**

**24-A** Water Supply Status: **November 1, 2017**

**24-B** Monthly Cal-Am Diversions from Carmel River and Seaside Groundwater Basins: WY 2018

**24-C** Monthly Cal-Am production by source: WY 2018





**EXHIBIT 24-A**

| Monterey Peninsula Water Management District<br>Water Supply Status<br>November 1, 2017 |          |                    |                       |                 |
|-----------------------------------------------------------------------------------------|----------|--------------------|-----------------------|-----------------|
| Factor                                                                                  | Oct 2017 | Average<br>To Date | Percent of<br>Average | Water Year 2017 |
| <b>Rainfall</b><br>(Inches)                                                             | 0.15     | 0.78               | 19%                   | 2.0             |
| <b>Runoff</b><br>(Acre-Feet)                                                            | 554      | 396                | 140%                  | 632             |
| <b>Storage</b> <sup>5</sup><br>(Acre-Feet)                                              | 29,860   | 27,310             | 103%                  | 28,290          |

**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 1922-2016 and 1902-2016 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 1989-2016 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 2018

(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 | Ajudication Compliance |             |                           |                       |                        |                                 |
| Target              | 550                                | 350                       | 0           | 350                    | 900         | 0                         | 0                     | 25                     | 25                              |
| Actual <sup>4</sup> | 532                                | 368                       | 29          | 396                    | 928         | 0                         | 0                     | 14                     | 14                              |
| Difference          | 18                                 | -18                       | -29         | -46                    | -28         | 0                         | 0                     | 11                     | 11                              |
| WY 2017 Actual      | 408                                | 242                       | 29          | 271                    | 678         | 155                       | 0                     | 15                     | 170                             |

1. This table is current through the date of this report.
2. For CDO compliance, ASR, Mal Paso, and Table 13 diversions are included in River production per State Board.
3. Sand City Desal, Table 13, and ASR recovery are also tracked as water resources projects.
4. To date, 0 AF and 0 AF have been produced from the River for ASR and Table 13 respectively.
5. All values are rounded to the nearest Acre-Foot.
6. For CDO Tracking Purposes, ASR production for injection is capped at 600 AFY.
7. Table 13 diversions are reported under water rights but counted as production from the River for CDO tracking.

## Monthly Production from all Sources for Customer Service: WY 2018

(All values in Acre-Feet)

|                | Carmel River Basin | Seaside Basin | ASR Recovery | Table 13 | Sand City | Mal Paso | Total      |
|----------------|--------------------|---------------|--------------|----------|-----------|----------|------------|
| Oct-17         | 532                | 396           | 0            | 0        | 14        | 3        | 945        |
| Nov-17         |                    |               |              |          |           |          |            |
| Dec-17         |                    |               |              |          |           |          |            |
| Jan-18         |                    |               |              |          |           |          |            |
| Feb-18         |                    |               |              |          |           |          |            |
| Mar-18         |                    |               |              |          |           |          |            |
| Apr-18         |                    |               |              |          |           |          |            |
| May-18         |                    |               |              |          |           |          |            |
| Jun-18         |                    |               |              |          |           |          |            |
| Jul-18         |                    |               |              |          |           |          |            |
| Aug-18         |                    |               |              |          |           |          |            |
| Sep-18         |                    |               |              |          |           |          |            |
| <b>Total</b>   | <b>532</b>         | <b>396</b>    | <b>0</b>     | <b>0</b> | <b>14</b> | <b>3</b> | <b>945</b> |
| <b>WY 2016</b> | <b>408</b>         | <b>271</b>    | <b>155</b>   | <b>0</b> | <b>15</b> | <b>8</b> | <b>856</b> |

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



California American Water Production by Source: Water Year 2018

|                | Carmel Valley Wells <sup>1</sup> |            |                          |            |              |           | Seaside Wells <sup>2</sup> |            |             |            |              |            | Total Wells |             |                        | Sand City Desal |             |              |
|----------------|----------------------------------|------------|--------------------------|------------|--------------|-----------|----------------------------|------------|-------------|------------|--------------|------------|-------------|-------------|------------------------|-----------------|-------------|--------------|
|                | Actual                           |            | Anticipated <sup>3</sup> |            | Under Target |           | Actual                     |            | Anticipated |            | Under Target |            | Actual      | Anticipated | Acre-Foot Under Target | Actual          | Anticipated | Under Target |
|                | Upper                            | Lower      | Upper                    | Lower      | Upper        | Lower     | Coastal                    | LagunaSeca | Coastal     | LagunaSeca | Coastal      | LagunaSeca |             |             |                        |                 |             |              |
| Oct-17         | 0                                | 532        | 0                        | 550        | 0            | 18        | 368                        | 29         | 350         | 0          | -18          | -29        | 928         | 900         | -28                    | 14              | 25          | 11           |
| Nov-17         |                                  |            |                          |            |              |           |                            |            |             |            |              |            |             |             |                        |                 | 25          |              |
| Dec-17         |                                  |            |                          |            |              |           |                            |            |             |            |              |            |             |             |                        |                 | 25          |              |
| Jan-18         |                                  |            |                          |            |              |           |                            |            |             |            |              |            |             |             |                        |                 | 25          |              |
| Feb-18         |                                  |            |                          |            |              |           |                            |            |             |            |              |            |             |             |                        |                 | 25          |              |
| Mar-18         |                                  |            |                          |            |              |           |                            |            |             |            |              |            |             |             |                        |                 | 25          |              |
| Apr-18         |                                  |            |                          |            |              |           |                            |            |             |            |              |            |             |             |                        |                 | 25          |              |
| May-18         |                                  |            |                          |            |              |           |                            |            |             |            |              |            |             |             |                        |                 | 25          |              |
| Jun-18         |                                  |            |                          |            |              |           |                            |            |             |            |              |            |             |             |                        |                 | 25          |              |
| Jul-18         |                                  |            |                          |            |              |           |                            |            |             |            |              |            |             |             |                        |                 | 25          |              |
| Aug-18         |                                  |            |                          |            |              |           |                            |            |             |            |              |            |             |             |                        |                 | 25          |              |
| Sep-18         |                                  |            |                          |            |              |           |                            |            |             |            |              |            |             |             |                        |                 | 25          |              |
| <b>To Date</b> | <b>0</b>                         | <b>532</b> | <b>0</b>                 | <b>550</b> | <b>0</b>     | <b>18</b> | <b>368</b>                 | <b>29</b>  | <b>350</b>  | <b>0</b>   | <b>-18</b>   | <b>-29</b> | <b>928</b>  | <b>900</b>  | <b>-28</b>             | <b>14</b>       | <b>275</b>  | <b>11</b>    |

Total Production: Water Year 2018

|                | Actual     | Anticipated | Acre-Foot Under Target |
|----------------|------------|-------------|------------------------|
| Oct-17         | 942        | 925         | -17                    |
| Nov-17         |            |             |                        |
| Dec-17         |            |             |                        |
| Jan-18         |            |             |                        |
| Feb-18         |            |             |                        |
| Mar-18         |            |             |                        |
| Apr-18         |            |             |                        |
| May-18         |            |             |                        |
| Jun-18         |            |             |                        |
| Jul-18         |            |             |                        |
| Aug-18         |            |             |                        |
| Sep-18         |            |             |                        |
| <b>To Date</b> | <b>942</b> | <b>925</b>  | <b>-17</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-Foot under target indicates overproduction over targeted value.



# Supplement to 11/13/17 MPWMD Board Packet

Attached are copies of letters received between October 7, 2017 and November 6, 2017. These letters are listed in the November 13, 2017 Board packet under Letters Received.

| <b>Author</b> | <b>Addressee</b>                 | <b>Date</b> | <b>Topic</b>                                                                                             |
|---------------|----------------------------------|-------------|----------------------------------------------------------------------------------------------------------|
| Eileen Sobeck | Roy Thomas,<br>Copy to D. Stoldt | 10/5/17     | Response to 8/28/17 letter expressing concern with report prepared by Southwest Fisheries Science Center |

U:\staff\Boardpacket\2017\20171113\LtrsRecd\LettersRecd.docx



State Water Resources Control Board

OCT 05 2017

RECEIVED

OCT 13 2017

Roy Thomas, D.D.S.  
26535 Carmel Rancho Blvd, Suite 5  
Carmel, CA 93923

MPWMD

Dear Mr. Thomas,

The State Water Resources Control Board (State Water Board) received your August 28, 2017 letter addressed to Felicia Marcus expressing concern with the report prepared by the Southwest Fisheries Science Center (SWFSC) and submitted by the California American Water Company (Cal-Am) to satisfy condition 10 of State Water Board Resolution 2016-0040. As the Executive Director for the State Water Board, I am responding to your letter on Chair Marcus' behalf.

State Water Board Resolution 2016-0040 adopted Order WR 2016-0016 (Order) on July 19, 2016 modifying and amending Cease and Desist Order (CDO) 2009-0060 which was issued to Cal-Am. Condition 10 of Resolution 2016-0040 requires Cal-Am to provide funding up to \$175,000 per year for the preparation of an annual report to evaluate the status of the South-Central California Coast Steelhead (SCCCS) population in the Carmel River. Condition 4 of the Order enumerates the requirements for this annual report:

*Status of Steelhead Fishery Report. During the extension period Cal-Am will provide funding in an amount up to \$175,000 per year for the preparation of an annual report that evaluates the status of the threatened South-Central California Coast Steelhead Distinct Population Segment (SCCC Steelhead DPS) in the Carmel River ("Status of Steelhead Fishery Report"). If possible, the annual Status of the Steelhead Fishery Report will be prepared by the National Marine Fisheries Service ("NMFS") Southwest Fisheries Science Center ("SWFSC"). If NMFS West Coast Region finds a significant change in the status of the SCCC Steelhead DPS since the previous report (or, in the case of the first report, since the effective date of this Order), NMFS West Coast Region may provide recommendations for additional adaptive management measures to be taken with respect to the SCCC Steelhead DPS in the Carmel River. If SWFSC cannot complete the Status of the Steelhead Fishery Report for any or all years during the extension period, Cal-Am will designate another individual or entity, in consultation with the other Applicants and other stakeholders, with requisite expertise to complete the report. If NMFS objects to the choice, Cal-Am shall designate a different individual or entity. If the NMFS West Coast Region cannot review the Status of the Steelhead Fishery report in any or all years, Applicants and other stakeholders may develop an alternative system for making adaptive management recommendations.*

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*Cal-Am will deliver the report in a cost effective and efficient manner, and will work with Applicants, stakeholders, and the preparer of the Status of the Steelhead Fishery Report to share resources, and to avoid duplication of effort to lower the cost of the report to the extent practicable. The Status of the Steelhead Fishery Report and any adaptive management recommendations shall be submitted to the State Water Board by Cal-Am each year with the corresponding joint annual report.*

The June 2017 SWFSC fishery report, submitted to the Division of Water Rights (Division) by Cal-Am on June 30, 2017, includes the years 1996 through 2014 to serve as a baseline for comparison but does not, as you indicate in your letter, provide any SCCCS population data from July 2016 to present.

The Division contacted the National Oceanic and Atmospheric Administration (NOAA), the California Department of Fish and Wildlife (CDFW) and Cal-Am directly for their comments on your letter and the SWFSC report. CDFW replied on September 18, 2017 (enclosed) indicating, among other things, that the SWFSC report is well written, and that "the Department had no objections to the data used, methods applied, analysis conducted, and recommendations identified..." CDFW also noted several concerns with certain points in your letter, but also agreed with you that the report does not provide the current status of steelhead in the Carmel River.

Kathryn Homing, Corporate Counsel for Cal-Am, sent me a letter dated September 27, 2017 that responds to Dr. Roy Thomas' August 28, 2017 letter and CDFW's September 18, 2017 letter. Per Cal-Am's letter, SWFSC will prepare an addendum to its report that will include additional data for 2014 through the end of 2016, to be completed by October 31, 2017.

If you have any questions or concerns, please contact Brian Coats via email at [brian.coats@waterboards.ca.gov](mailto:brian.coats@waterboards.ca.gov) or by phone at (916) 341-5389.

Sincerely,



Eileen Sobeck  
Executive Director  
State Water Board

Enclosure: CDFW 9/18/17 Letter

Cc: Amanda Morrison  
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U.S. Department of Commerce  
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(continued on next page)



OCT 05 2017

Cc: (continued)

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Central Region  
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September 18, 2017

Ms. Felicia Marcus, Chair  
State Water Resources Control Board  
1001 I Street  
Sacramento, CA 95814

**Subject:** California Department of Fish and Wildlife (Department) Response to August 26, 2017 Letter From Dr. Roy Thomas Re: Cal-Am Water Company Compliance with State Water Board (Board) Resolution 2016-0040

Dear Ms. Marcus,

On September 8, 2017 Mr. Dean Marston, Fishery Program Manager for the Department's Central Region, was contacted by Mr. Brian Coats (Board Engineer). Mr. Coats requested a response from the Department regarding a letter the Board had recently received from Dr. Roy Thomas. Dr. Roy Thomas' letter (dated August 28, 2017) i) expresses concern regarding the present status of Carmel River Steelhead Rainbow Trout (*Oncorhynchus mykiss*), ii) questions whether or not a report filed by Cal-Am Water Company complies with Board Resolution No. 2016-0040 (Resolution), and iii) expresses concern regarding Monterey Peninsula Water Management District's (District) Steelhead mitigation efforts.

Mr. Coats asked the Department to answer three questions:

- i) Does the National Oceanic and Atmospheric Administration's (NOAA) Southwest Fisheries Science Center (Science Center) Report entitled "Status of the Carmel River Steelhead Population: Retrospective Analysis for Years 1996 to 2014", which was filed by Cal-Am Water Company (Cal-Am) on June 30, 2017, comply with Board Resolution 2016-0040 Stipulation No. 10 which requires Cal-Am to submit an annual report evaluating the status of Carmel River steelhead;
- ii) What is the quality of the Science Center's Report; and
- iii) What is the Department's opinion of the District's current fishery mitigation operations.

The Department respectfully provides the following answers to these questions.

Felicia Marcus, Chair  
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By way of introduction the Department acknowledges that Carmel River Steelhead are not doing well by virtue of the fact that only seven adult steelhead were captured at Los Padres Dam (LPD) fish trap in the winter/spring of 2017. It is worth noting that two fishery improvement projects have recently occurred, removal of San Clemente Dam (SCD) and improvement of spawning habitat in the reach of the Carmel River downstream of LPD, which may have influenced the number of adult steelhead that would have otherwise migrated to LPD (i.e. steelhead chose to spawn in the reach of the Carmel River between SCD and LPD rather than continue to migrate upstream to the LPD etc.). This said, if the adult steelhead population in the Carmel were healthy (i.e. in good condition) then many more than seven steelhead would have migrated to LPD given the amount of suitable steelhead spawning and rearing habitat that exists upstream of LPD.

It is also worth noting the context of Cal-Am's reporting requirement to the State Board. Board Order 95-10 and/or subsequent cease and desist orders provided that:

- i) Cal-Am is responsible for approximately 85 percent of the total water diversions from the Carmel River and its associated subterranean flow;
- ii) Cal-Am's combined diversions from the Carmel River constitute the largest single impact to instream beneficial uses of the river;
- iii) Cal-Am was annually illegally diverting, on average, 7,602 afa of water without a basis of right;
- iv) Fish and wildlife were being adversely affected by Cal-Am's legal and illegal diversions;
- v) Based in part upon the aforementioned, the Board requires Cal-Am to take appropriate actions to terminate all unlawful diversions from the Carmel River by December 31, 2016;
- vi) The Board recognized that Cal-Am would not meet the Board's December 31, 2016 deadline to cease all illegal diversion and therefore met with Cal-Am, and other stakeholders, to work out the details for a time extension; and
- vii) Cal-Am, as a condition of being granted a time extension to cease and desist all illegal water diversions from the Carmel River, is required to prepare an annual report that evaluates the status of the threatened South-Central California Coast Steelhead Distinct Population Segment in the Carmel River.

#### Does NOAA's Science Center Meet the Board's Annual Reporting Requirement?

Per the Board's requirement stipulated in Resolution 2016-0040, Cal-Am is required to submit an annual report that evaluates the status of Carmel River steelhead. The report that Cal-Am provided (i.e. Science Center Report) does not meet this requirement due to i) the Science Center Report does not state that this is the purpose for the report nor

Felicia Marcus, Chair  
State Water Resources Control Board  
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does it give acknowledgement to Cal-Am for having funded the work identified in the report, and ii) it is not an annual report regarding the current status of steelhead in the Carmel River but rather a retrospective analysis of the steelhead population in the Carmel River for the years 1996 to 2014.

#### What is the Quality of NOAA's Report?

NOAA's Science Center's report is well written and the Department has no objection to the data used, methods applied, analysis conducted, and recommendations identified given that the report consistently uses words that indicate there is a lot of uncertainty in any of the recommendations reached. The Department does provide, below, additional information for the Board to consider regarding juvenile fish rescues, and presence of striped bass, in the lower Carmel River.

#### What is the Department's opinion of the District's current fishery mitigation operations?

The Department has no objection to the District's current fishery mitigation efforts. It is worth noting that the District rescues fish during river dry back conditions and transfers them to Sleepy Hollow Fish Rearing Facility when conditions allow (i.e. such as when adjacent flow in the Carmel River is of sufficient volume to operate the facility). Carmel River flow in the lower river in the summer of 2017 has been greatly improved over recent years resulting in no river dry backs occurring and consequently no need to rescue fish in the mainstem Carmel River.

#### Juvenile Rainbow Trout Fish Rescues

Rescuing juvenile rainbow trout in the lower Carmel River is an effort that abounds with uncertainty even though the action appeals to human emotion when people see fish become stranded when river flow recedes. When juvenile fish are rescued, and transported to another area with sufficient river flow (i.e. either upstream or downstream) the rescue location), it is unknown what the eventual success of the fish rescue actually is. For example, when juvenile rainbow trout are rescued and transported upstream it is unknown if the carrying capacity of the habitat into which the rescued fish are placed is being exceeded resulting in the death of not only the rescued fish but also the juvenile trout that resided there prior to the rescued fish being translocated. Additionally, rescuing juvenile rainbow trout and rearing them in a juvenile rearing facility enables the rescued fish to be subject to fish handling impacts such as improved survival (i.e. greater than those of wild fish still in the river, etc.) which results in potential genetic advantage to a subset of fish that wind up being found in a specific reach of the lower Carmel River. Conducting tagging studies to evaluate the survival of rescued fish, as well as non-rescued fish, would be invaluable to inform efficacy of conducting future fish rescues. Additionally, conducting genetic studies to determine whether or not rescued fish genetics is swamping (i.e. bottleneaking) the Carmel River steelhead population would be prudent as well.

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#### Striped Bass in the Carmel River

It is true that striped bass (*Marone saxatilis*) occur in both in the lower Carmel River and the lower Lagoon. What is not known is what the overall predation effect these non-native fish are having upon native fish such as steelhead. What we do know, from evaluation of stomach contents from over 500 striped bass of varying size collected from the lower river Lagoon for the last several years, is that striped bass are having near zero predation impact upon juvenile rainbow trout. For example, out of ~500 striped bass collected from the lagoon only three striped bass (i.e. less than 1%) had rainbow trout in their stomachs. Rather than eating juvenile steelhead, we found that striped bass are eating primarily ocean shrimp that are washing into the lagoon during flood tides. For striped bass residing in the lower Carmel River upstream of the lagoon, it is unknown what the primary food item(s) these striped bass are preying upon. It may be that juvenile rainbow trout comprise the primary food source for these fish or, it may be that a non-juvenile rainbow trout prey item (i.e. say sculpin) are the primary food source. Research, conducted over a variety of locations and environmental conditions, must occur before a definitive conclusion can be reached. Assumptions that striped bass are having a substantial impact upon rainbow trout in the lower Carmel River and/or lagoon must be documented and evidence based before management actions are undertaken to remove them. Also the Department views striped bass as a second order (i.e. lower) production factor and that lack of sufficient river flow caused by excessive diversion is having primary (i.e. first) order production impacts upon the Carmel River steelhead population (i.e. lack of flows reduces habitat quantity/quality as well as growth rates all of which impact juvenile, and eventual adult, production). Therefore, the Department believes it is a distraction to focus on striped bass when insufficient river flow is the primary factor controlling juvenile rainbow trout production. Getting Cal-Am to cease its illegal diversions should continue to draw the greatest level of restoration attention and subsequent effort.

#### Comments Regarding Additional Content of Dr. Roy Thomas' Letter to the Board

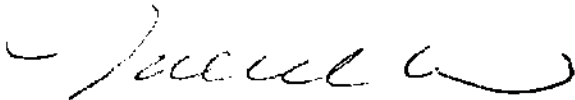
It should be noted there are mis-statements and mis-characterizations of conditions and events in Dr. Thomas's letter regarding the level of steelhead mitigation and the number of fish in the river over the last few years, among other contentions. For context of Carmel River conditions, since the Winter of 2011/12, the Central Coast experienced an 'Exceptional' drought which resulted in severe and significant impacts in all streams in the area. For example, in the Winter of 2013/14 the Carmel River lagoon sandbar remained closed all year due to lack of sufficient flow, thereby blocking all steelhead immigration and emigration that year. In subsequent winters (2014/15 and 2015/16), the sandbar only opened briefly a few times after some storm events, significantly limiting adult steelhead immigration and juvenile steelhead emigration. Overall the drought impacts resulted in reduced stream habitat, extremely low flows, no or limited immigration and emigration opportunities, longer than normal stream dryback conditions,

Felicia Marcus, Chair  
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and much reduced environmental water releases from Los Padres Reservoir. Not only did this have a direct impact on the steelhead population, but it also limited the mitigation actions Monterey Peninsula Water Management typically conducts. As the most severe drought recorded in the last century, steelhead populations were impacted in all Central Coast streams, not only the Carmel River. Another circumstance which resulted in blocked or interrupted migration for steelhead occurred in the upper watershed in 2013-2015, the San Clemente Dam Removal which not only removed the fish ladder providing upstream passage, but reduced flows downstream of the project.

For additional information please contact Mr. Dean Marston by phone at 559-243-4005 ext. 122 and/or by email at [dean.marston@wildlife.ca.gov](mailto:dean.marston@wildlife.ca.gov).

Sincerely,



Julie Vance  
Regional Manager  
Central Region

Cc: See Page 6

Felicia Marcus, Chair  
State Water Resources Control Board  
September 18, 2017  
Page 6

Cc: Amanda Morrison  
Central Coast Branch Chief  
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**CALIFORNIA  
AMERICAN WATER**

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P 619 448 4784  
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September 26, 2017

**VIA EMAIL & UPS OVERNIGHT DELIVERY**

SEP 27 2017

Ms. Eileen Sobeck  
Executive Director, State Water Resources Control Board  
1001 I Street  
Sacramento, CA 95814  
[Eileen.sobeck@waterboards.ca.gov](mailto:Eileen.sobeck@waterboards.ca.gov)

**Re: California American Water's Response to August 28, 2017 letter from Dr. Roy Thomas and September 18, 2017 letter from California Department of Fish and Wildlife re Initial Status of Steelhead Fishery Report Under SWRCB Order WR 2016-0016**

Dear Ms. Sobeck,

California-American Water Company ("Cal Am") has received copies of correspondence to the State Water Resources Control Board ("SWRCB") from Roy L. Thomas, DDS, dated August 28, 2017, and from the California Department of Fish and Wildlife ("CDFW"), dated September 18, 2017. Both letters express concern about whether the June 2017 Southwest Fisheries Science Center's ("Science Center") Status of the Carmel River Steelhead Population: Retrospective Analysis for Years 1996 to 2014 ("Initial Status Report"), submitted to the SWRCB in compliance with the SWRCB's Order WR 2016-0016, satisfies the Order's requirement to submit an annual report evaluating the status Carmel River steelhead.

On July 19, 2016, the SWRCB adopted Order WR 2016-0016, amending Cease and Desist Order WR 2009-0060 (the "CDO") and, in accordance with certain specified terms and conditions, extending the CDO's deadline for terminating Cal Am's unpermitted diversions from the Carmel River to December 31, 2021. Condition 4 of Order 2016-0016 requires Cal Am to provide funding for an annual Status of the Steelhead Fishery Report ("Status Report"), preferably prepared by the Science Center, and to submit that report to the SWRCB by May 30 of each year. Specifically, Order 2016-0016 provides:

During the extension period Cal-Am will provide funding in an amount up to \$175,000 per year for the preparation of an annual report that evaluates the status of the threatened South-Central California Coast Steelhead Distinct Population Segment ("SCCC Steelhead DPS") in the Carmel River ("Status of Steelhead Fishery Report"). If possible, the annual Status of the Steelhead Fishery Report will be prepared by the National Marine Fisheries Science ("NMFS") Southwest Fisheries Science Center ("SWFSC"). If NMFS finds a significant change in the status of the SCCC Steelhead DPS since the previous report (or, in the case of the first report, since the effective date of this Order), NMFS may provide recommendations for additional adaptive management measures to be taken with respect to the SCCC Steelhead DPS in the Carmel River.

... Cal-Am will deliver the report in a cost effective and efficient manner, and will work with Applicants, stakeholders, and the preparer of the Status of the Steelhead Fishery Report to share resources, and to avoid duplication of effort to lower the cost of the report to the extent practicable.

Condition 5 of Order 2016-0016 also required Cal Am to fund \$2.5 million in projects to improve fish passage and habitat during the extension period, including \$1.0 million for a pit tagging program and \$0.5 million for a through-reservoir survival study for Los Padres Reservoir. Following the SWRCB's adoption of Order 2016-0016, Cal Am entered into an agreement with the Science Center for Cal Am to fund and the Science Center to undertake the pit-tagging program, the Los Padres Reservoir study, and preparation of the annual Status Report. The Science Center proposed to integrate into each annual Status Report the results from its annual cycle of tagging and monitoring, as well as other relevant datasets, including those of the Monterey Peninsula Water Management District ("MPWMD"); at the time the Initial Status Report was due in May, the Science Center had not completed its first annual cycle of tagging and monitoring.

Cal Am believes that the Initial Status Report prepared by the Science Center is consistent with the requirements and intent of Condition 4. The Initial Status Report establishes important baseline information for assessing the status of the Carmel River fishery over the term of Order 2016-0060, and will provide a basis to evaluate the need for additional or different adaptive management programs in the future, if warranted. Cal Am's understanding is that in selecting the Science Center as the preferred preparer of the Status Report, the Petitioners and stakeholders desired a more in-depth, scientific analysis of steelhead decline or improvement, and the reasons for any such findings, rather than simply reciting the prior year's fish count numbers collected by MPWMD (MPWMD's annual reports are publicly available at <http://www.mpwmd.net/environmental-stewardship/mitigation-program>). Nevertheless, Cal Am appreciates the perspectives of Dr. Thomas and CDFW regarding the content of the Initial Status Report, and has discussed these concerns with the Science Center. The Science Center has agreed to prepare an addendum to its report for submission to the SWRCB, pulling together its own data as well as the data collected by MPWMD from 2014 through the end of 2016. The Science Center anticipates completion of such an addendum by October 31, 2017. The Science Center's next Status Report, due May 30, 2018, will include data from 2017.

Please don't hesitate to contact us with any questions or concerns.

Sincerely,



Kathryn D. Horning  
Corporate Counsel  
California American Water

cc (via email only): Brian Coates, SWRCB, [brian.coates@waterboards.ca.gov](mailto:brian.coates@waterboards.ca.gov)  
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