

# Discuss Additional Services Related to Rule 19.8

MPWMD Meeting  
Item 12

November 18, 2019

MONTEREY  PENINSULA  
WATER  
MANAGEMENT DISTRICT



## Next Steps – Slide from November 12<sup>th</sup> Workshop

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- Consider authorizing additional consulting and legal work in advance of a Resolution of Necessity – majority Board vote;
  - More detailed operations plan
  - CEQA compliance (for LAFCO and Acquisition)
  - LAFCO Process
  - Formal appraisal
  - Findings
- Meet to review additional material and decide whether to move forward
- Vote on Resolution of Necessity – super-majority Board vote

# More Detailed Operations Plan

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Better define organizational requirements & costs for “integrated” operations (Cal-Am employees join MPWMD)

Receive pro forma operating agreement, costs, and risk allocation for 3<sup>rd</sup> party operations; Look at water system and desal plant separately

Explore joint operations with existing public entity (e.g. Monterey One Water)

Close & Associates, LLC

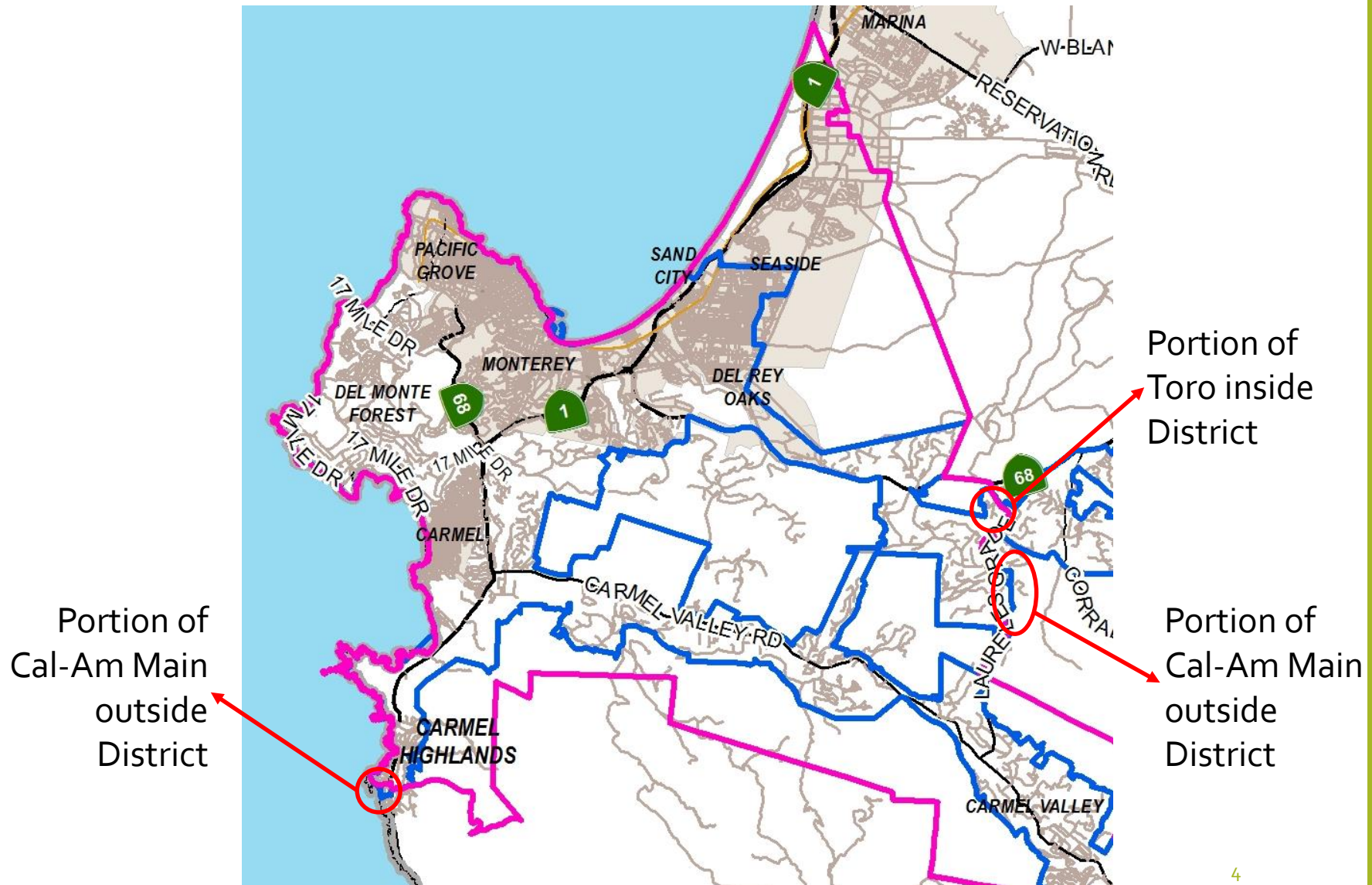
Extension of Existing Contract

Sole Source Contract to 1 or 2 Operators



**Monterey One Water**  
Providing Cooperative Water Solutions

# LAFCO Process: Mis-matched Boundaries

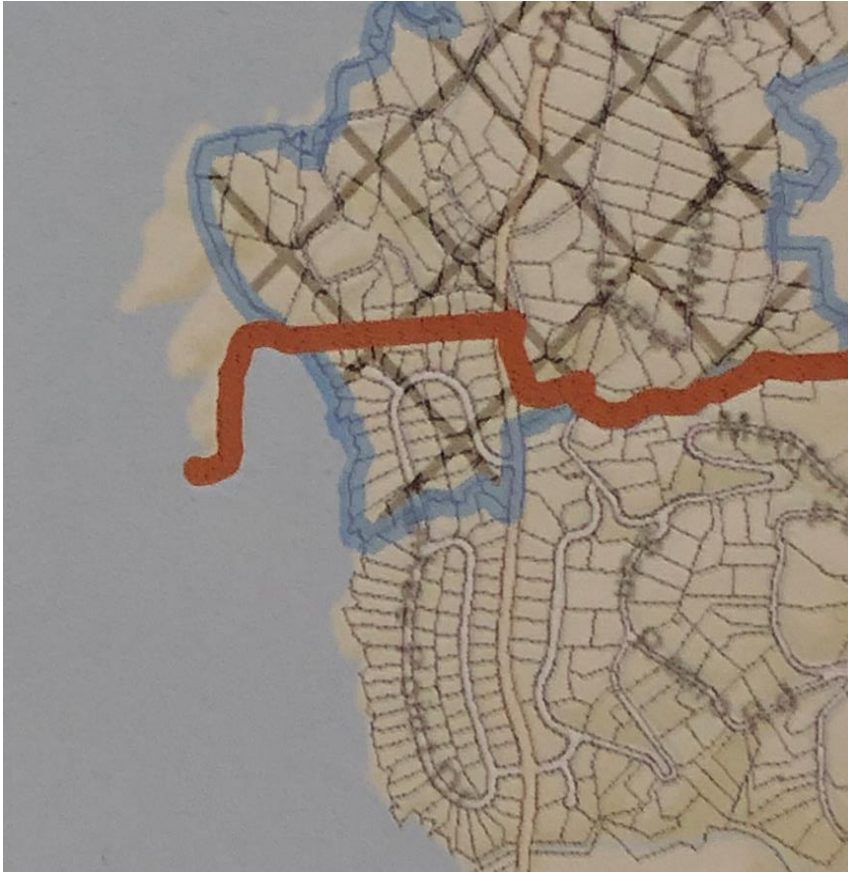




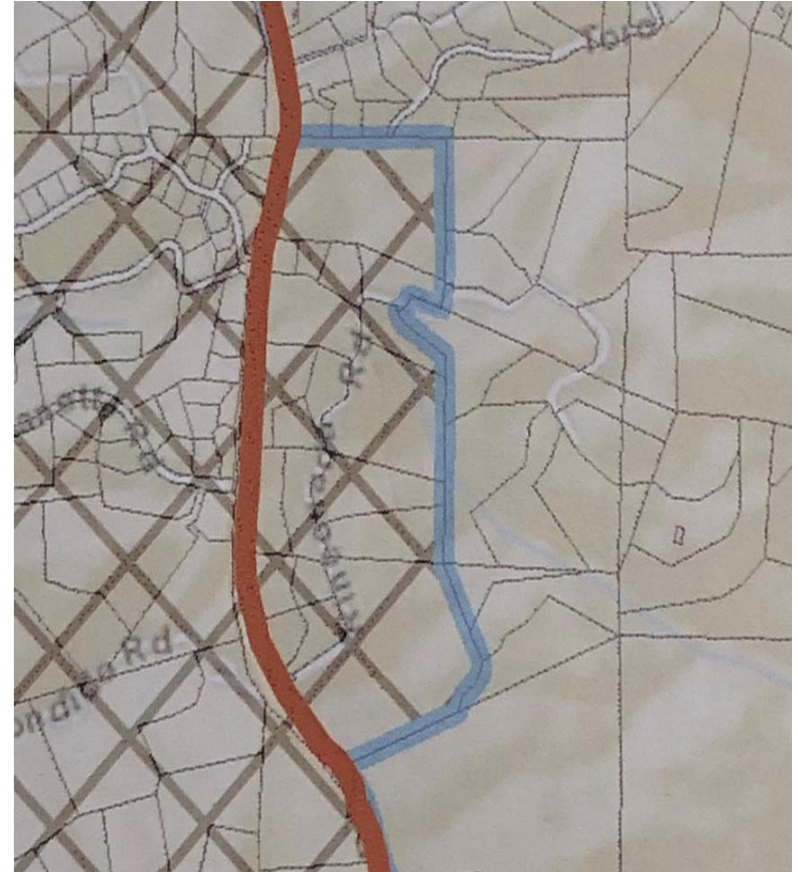
# LAFCO: Cal-Am Main System Outside of MPWMD

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Yankee Point



Hidden Hills



# LAFCO Process

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Adjust MPWMD boundaries to  
better match the Cal-Am Main  
System



# CEQA Process for both LAFCO & Acquisition

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Need CEQA expertise for both  
LAFCO and the acquisition



Use RFQ Solicitation to 3-4  
CEQA Consulting Firms

# Formal Appraisal

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In consultation with Eminent  
Domain attorneys, determine role  
of Raftelis and/or an MAI Appraiser  
in preparing a bona fide offer to  
purchase



Extension of Existing Contract



Extension of Existing Contract

Sole Source Contract  
MAI Appraiser



# Findings of Public Necessity

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Requires review of many historical documents, interviews with staff and others, and carefully constructed documentation

 **De LAY & LAREDO**  
ATTORNEYS AT LAW

**RUTAN**  
RUTAN & TUCKER, LLP

Extension of Existing Contract

# Other Possible Need

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Rate Study: A preliminary look at rate structures under a Prop 218 world v. a CPUC world

Review of options for low income assistance program under Prop 218 world



Extension of Existing Contract

COLANTUONO  
HIGHSMITH  
WHATLEY, PC

Staff in conjunction with other consultants/attorneys

COLANTUONO  
HIGHSMITH  
WHATLEY, PC

## If Board Wants to Move Forward



	Item
<b>Nov 18<sup>th</sup></b>	Regular Board Meeting – Direct Staff to Further Develop Scope of Services and Budget
<b>Dec 16<sup>th</sup></b>	Consider Authorizing Funds for Additional Scope & Budget
<b>Aug / Sep</b>	Decision on Acquisition & Resolution of Necessity