

This meeting has been noticed according to the Brown Act rules. The Board of Directors meets regularly on the third Monday of each month, except in January and February. The meetings begin at 6:00 PM.



Agenda
Special and Regular Meeting
Board of Directors
Monterey Peninsula Water Management District

Monday, October 18, 2021 at 5:00 PM, Virtual Meeting

Pursuant to Governor Newsom's Executive Orders N-29-20 and N-33-20, and to do all we can to help slow the spread of COVID-19 (coronavirus), meetings of the Monterey Peninsula Water Management District Board of Directors and committees will be conducted with virtual (electronic) participation only using Zoom.

Join the meeting at this link:

<https://us06web.zoom.us/j/88956721465?pwd=TUVoT09NY0FvaGlHWfFh6TGZxWXB4UT09>

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

Webinar ID: 889 5672 1465

Passcode: 10182021

Participate by phone: (669) 900-9128

For detailed instructions on how to connect to the meeting, please see page 4 of this agenda.

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

Staff notes will be available on the District web site at

<http://www.mpwmd.net/who-we-are/board-of-directors/bod-meeting-agendas-calendar/>

by 5:00 PM on Friday, October 15, 2021

CLOSED SESSION AGENDA | 5:00 PM

CALL TO ORDER / ROLL CALL

ADDITIONS AND CORRECTIONS TO THE CLOSED SESSION AGENDA BY DISTRICT

COUNSEL— *District Counsel will announce agenda corrections and proposed additions, which may be acted on by the Board as provided in Sections 54954.2 of the California Government Code.*

Board of Directors

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

General Manager

David J. Stoldt

This agenda was posted at the District office at 5 Harris Court, Bldg. G Monterey, California on Thursday, October 14, 2021. After staff reports have been posted and distributed, if additional documents are produced by the District and provided to a majority of the Board regarding any item on the agenda, they will be posted on the District website. Documents distributed on the afternoon of the meeting will be available upon request, and posted to the web within five days of adjournment of the meeting. The next regularly scheduled meeting of the MPWMD Board of Directors will be on Thursday, October 28, 2021.

PUBLIC COMMENT ON THE CLOSED SESSION AGENDA

CONVENE TO CLOSED SESSION -- *As permitted by Government Code Section 54956.9 et seq., the Board may recess to closed session to consider specific matters dealing with pending or threatened litigation, certain personnel matters, or certain property acquisition matters.*

CS 1 a. Public Employee Performance Evaluation, (Pursuant to CA Gov Code Sec. 54957 of the Government Code) - Title: General Manager

RECONVENE TO OPEN SESSION - REGULAR SESSION | 6:00 PM

CALL TO ORDER / ROLL CALL

PLEDGE OF ALLEGIANCE

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

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. Unless noted with double asterisks "***", Consent Calendar items do not constitute a project as defined by CEQA Guidelines section 15378.

1. Consider Adoption of Minutes from the September 20, 2021 Regular Board Meeting
2. Consider Adoption of Treasurer's Report for July, 2021
3. Consider Expenditure of Funds for the Manufacture and Supply of Five Fiberglass Reinforced Tanks for The Sleepy Hollow Steelhead Rearing Facility
4. Consider Adopting Resolution No. 2021-13 Authorizing Remote Teleconferencing Meetings of all District Legislative Bodies for the Following 30 Days in Accord with the Ralph M. Brown Act and AB 361 (Rivas)
5. Consider Adoption of Resolution No. 2021-17 – Amending Fees and Charges Table – Rule 60
6. Consider Expenditure of Funds to Purchase a Portable Sonic Flow Meter to Support ASR and Sleepy Hollow Operations and Water Rights Reporting

GENERAL MANAGER'S REPORT

7. Status Report on California American Water Compliance with State Water Resources Control Board Order 2016-0016 and Seaside Groundwater Basin Adjudication Decision
8. Update on Compliance with Cease-and-Desist Order Milestones (*Verbal Report*)
9. Update on Development of Water Supply Projects

REPORT FROM DISTRICT COUNSEL

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

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

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

11. Consider Recommending Approval of the Watermaster Master Service Agreement

Recommended Action: The Board will consider receiving and approving the Watermaster Amended Master Services Agreement between MPWMD and the Watermaster for Hydrologic Monitoring and Database Services.

12. Consider Adding the Position of Human Resources Coordinator/Contract Specialist to the Districts Organization Chart

Recommended Action: The Board will consider and authorize staff to add the Human Resources Coordinator/Contract Specialist position to the District's current organization chart and associated salary range.

13. Consider Converting the Hydrography Program Coordinator Position to an Associate Hydrologist Position that be filled at the Assistant Hydrologist Level.

Recommended Action: The Board will consider and authorize staff to convert the Hydrography Program Coordinator Position to either an Assistant Hydrologist Position at Range 30 or an Associate Hydrologist at Range 37 to be determined by applicant pool.

14. Consider Recommending Formation of a Redistricting Committee for the Realignment of District Voter Divisions

Recommended Action: The Board will consider authorizing the District to advertise the Commission in local publications two consecutive weeks, accept statements of interest from prospective participants for three weeks after appearance of the second advertisement, each Director appoint a participant from their division, and the mayoral and county representatives appoint one each from their city or supervisorial district, and the Board as a whole agree on two additional "at-large" participants at the December Board meeting.

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.

- 15. Report on Activity/Progress on Contracts Over \$25,000
- 16. Status Report on Measure J/Rule 19.8 Phase II Spending
- 17. Letters Received Supplemental Letter Packet
- 18. Committee Reports
- 19. Monthly Allocation Report
- 20. Water Conservation Program Report
- 21. Carmel River Fishery Report for September, 2021
- 22. Monthly Water Supply and California American Water Production Report
- 23. Legislative Advocacy Committee's State and Federal Bill Tracking
- 24. Quarterly Carmel River Riparian Corridor Management Program Report
- 25. Quarterly Water Use Credit Transfer Status Report

ADJOURNMENT

Board Meeting Schedule			
Thursday, October 28, 2021	Special Meeting	6:00 pm	Virtual - Zoom
Monday, November 15, 2021	Regular Meeting	6:00 pm	Virtual – Zoom
Monday, December 13, 2021	Regular Meeting	6:00 pm	Virtual -- Zoom

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

Upon request, MPWMD will make a reasonable effort to provide written agenda materials in appropriate alternative formats, or disability-related modification or accommodation, including auxiliary aids or services, to enable individuals with disabilities to participate in public meetings. MPWMD will also make a reasonable effort to provide translation services upon request. Submit requests by noon on Friday, October 15, 2021 to joel@mpwmd.net, or at (831) 658-5652. Alternatively, you may reach Sara Reyes, Admin Services Division at (831) 658-5610.

Instructions for Connecting to the **Zoom Meeting**

Note: If you have not used Zoom previously, when you begin connecting to the meeting you may be asked to download the app. If you do not have a computer, you can participate by phone.

Begin: Within 10 minutes of the meeting start time from your computer click on this link: <https://us06web.zoom.us/j/88956721465?pwd=TUVoT09NY0FvaGIHWFh6TGZxWXB4UT09> or paste the link into your browser.

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

USING A DESKTOP COMPUTER OR LAPTOP

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

COMPUTER AUDIO

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

PHONE CALL

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

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

USING AN APPLE/ANDROID MOBILE DEVICE OR SMART PHONE

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

DIAL IN

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

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

Presenting Public Comment

Receipt of Public Comment – the Chair will ask for comments from the public on all items. Limit your comment to 3 minutes but the Chair could decide to set the time for 2 minutes.

- (a) Computer Audio Connection: Select the “raised hand” icon. When you are called on to speak, please identify yourself.
- (b) Phone audio connection **with** computer to view meeting: Select the “raised hand” icon. When you are called on to speak, dial *6 to unmute and please identify yourself.
- (c) Phone audio connection only: Press *9. Wait for the clerk to unmute your phone and then identify yourself and provide your comment. Press *9 to end the call.

Submit Written Comments

If you are unable to participate via telephone or computer to present oral comments, you may also submit your comments by e-mailing them to comments@mpwmd.net with one of the following subject lines "PUBLIC COMMENT ITEM #" (insert the item number relevant to your comment) or "PUBLIC COMMENT – ORAL COMMUNICATIONS". Comments must be received by 12:00 p.m. on October 18, 2021. Comments submitted by noon will be provided to the Board of Directors and compiled as part of the record of the meeting.

U:\staff\Boardpacket\2021\20211018\Oct-18-2021-Board-Mtg-Agenda.docx

ITEM: CONSENT CALENDAR

**1. CONSIDER ADOPTION OF MINUTES FROM THE SEPTEMBER 20, 2021
REGULAR & SPECIAL BOARD MEETING**

Meeting Date: October 18, 2021

Budgeted: N/A

From: David J. Stoldt,
 General Manager

Program/ N/A
Line Item No.:

Prepared By: Joel G. Pablo

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 MPWMD Board of Director's
for its Regular & Special Meeting on September 20, 2021.

RECOMMENDATION: The board will consider adopting the draft meeting minutes of the
MPWMD Board of Director's for its Regular & Special Meeting on September 20, 2021.

EXHIBIT

1-A Draft Minutes of the September 20, 2021 Regular and Special Meeting of the Board of
 Directors



EXHIBIT 1-A

DRAFT MEETING MINUTES Special and Regular Meeting Board of Directors Monterey Peninsula Water Management District September 20, 2021

CLOSED SESSION, 5:00 PM

The meeting was called to order at 5:00 pm by Chair Edwards. Pursuant to Governor Newsom's Executive Orders N-29-20 and N-33-20, the meeting was conducted with virtual participation via Zoom.

Directors Present via Zoom:

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

Directors Absent: None

General Manager present: David J. Stoldt

District Counsel present: Dave Laredo and Fran Farina with De Lay and Laredo

CALL TO ORDER / ROLL CALL

Chair Edwards confirmed with District Counsel that the board will receive Public Comment on matters on the Closed Session agenda.

ADDITIONS AND CORRECTIONS FOR CLOSED SESSION BY DISTRICT COUNSEL

Opened Public Comment; No comments were directed to the board on matters on the Closed Session Agenda.

PUBLIC COMMENT

The Board convened to Closed Session.

CLOSED SESSION

CS Conference with Legal Counsel – the board will
1 confer with district counsel to review pending litigation pursuant to Government Code §54956.9.:

a. Public Employee Performance Evaluation (CA Gov Code Sec. 54957) - General Manager

b. Conference with Legal Counsel – Existing

Litigation (§ 54956.9) MPWMD v. Cal-Am –
CPUC Case No. 21-05-005

c. Conference with Legal Counsel – Liability
Claim (§ 54961) & Significant Exposure to
Threatened Litigation (§ 54956.9 (b)) MPTA v.
MPWMD – Case No. Not Yet Assigned

RECONVENE TO OPEN SESSION - REGULAR SESSION | 6:00 PM

The meeting reconvened to open session at 6:04 pm by
Chair Edwards. *Pursuant to Governor Newsom's Executive
Orders N-29-20 and N-33- 20, the meeting was conducted
with virtual participation via Zoom.*

Directors Present via Zoom:

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

Directors Absent: None

General Manager present: David J. Stoldt

District Counsel present: Dave Laredo, Esq. with De Lay
and Laredo

The assembly recited the Pledge of Allegiance.

District Counsel Laredo asked the Board to insert Report
from District Counsel following the General Manager's
Report. Chair Edwards acknowledged the request.

Public Comment Period Opened; No Comments Received.

A motion was made by Director Adams with a second by
Director Anderson to approve the Consent Calendar. The
motion passed on a roll-call vote of 7- Ayes (Edwards,
Paull, Malek, Anderson, Adams, Roberson, Riley), 0-Noes
and 0-Absent.

Adopted the meeting minutes of the MPWMD Board of
Director's for its Regular Board Meeting on August 16,
2021, Special Board Meeting on August 26, 2021 and
Special Board Meeting on September 2, 2021.

Authorized the General Manager to execute the agreement

CALL TO ORDER / ROLL CALL

PLEDGE OF ALLEGIANCE

ADDITIONS AND CORRECTIONS TO AGENDA

ORAL COMMUNICATIONS

CONSENT CALENDAR

- 1. Consider Adoption of Minutes from
the August 16, 2021 Regular Board
Meeting, August 26, 2021 Special
Board Meeting and September 2,
2021 Special Board Meeting**
- 2. Consider Extension of Cooperative**

with the USGS providing cooperative investigation of the water resources within the District for Water Year (WY) 2022 for an amount not-to-exceed \$16,890.

Approved expenditures not-to-exceed \$15,000 to complete the Network Security Assessment. This authorization includes \$3,000 in contingency amount.

Adopted the June 2021 Treasurer's Report and financial statements, and ratification of the disbursements made during the month.

Approved the Fourth Quarter Investment Report for Fiscal Year 2020-2021.

David J. Stoldt, General Manager (GM) presented via MS PowerPoint entitled Status Report on Cal-Am Compliance with SWRCB Orders and Seaside Decision as of September 1, 2021. A copy of the presentation is on file at the District office and can be viewed on the district website.

GM Stoldt provided an overview of the slide-deck, and the following points were made: (1) The Monterey Peninsula Water Resources System (Carmel River & Seaside Groundwater Basin) is below target production by 26 Acre Feet (AF); (2) The total year-to-date for Water Projects and Rights exceeds target production by 43 AF; (3) The Monthly Demands/Deliveries for Customer Service is down by 64 AF compared to WY 2020; (4) The monthly/daily rainfall recorded at the San Clemente Rain Gage has remained flat since the end of April, 2021; and (5) provided an update on the Carmel River Flow at the Sleepy Hollow WEIR Facility.

Stoldt displayed an ad placed by in the Monterey County Weekly reminding residents of State's Executive Order calling for a 15% Voluntary Conservation on water resources. In addition, displayed an article entitled "City Parade Moves from Last Saturday in October to Halloween Day" published in the Carmel Pine Cone. A copy of the publications is on file at the District Office and can be viewed on the district website.

Stoldt responded to Riley and explained the ad placed in the Monterey County Weekly are on top of the district's ongoing efforts to educate the public in conserving water resources and briefly described water rationing phases. In addition, Stoldt responded to Adams and explained ramifications of rationing have not been had with members of the public and suggested to bring the matter back to the board at a later time.

District Counsel Laredo provided a report out from the

Agreement with the United States Geological Survey for Streamflow Gaging in Water Year 2022

3. Consider Expenditure for Network Security Assessment

4. Consider Adoption of Treasurer's Report for June, 2021

5. Consider Approval of Fourth Quarter Fiscal Year 2020-2021 Investment Report

GENERAL MANAGER'S REPORT

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

REPORT FROM DISTRICT COUNSEL

Closed Session meeting on Thursday, September 2, 2021 at 9:00 AM. He reported all directors were present except for Director Adams and provided the following updates to the below matters:

a. MPWMD v. California-American; CPUC Case No. C. 21-05-005

No reportable action.

b. California American Water Co. v. MPWMD; Monterey County Superior Court Case No. 20CV003201

No reportable action.

c. One matter of threatened litigation: Monterey Peninsula Taxpayers' Association, Inc. and Richards J. Heuer III v. the Monterey Peninsula Water Management District, et al. Monterey County Superior Court Case Number not assigned (Added via Addendum)

On a motion by Director Riley with a second by Director Paull the board directed the district to retain Special Counsel Michael G. Colantuono with Colantuono, Highsmith & Whatley, PC. The motion passed on a roll-call vote of 6-Ayes (Edwards, Paull, Anderson, Malek, Roberson and Riley), 0-Noes and 1-Absent (Adams).

District Counsel Laredo provided a report out from the Closed Session meeting on Monday, September 21, 2021. He provided the below updates on the matters listed below:

a. Public Employee Performance Evaluation (CA Gov Code Sec. 54957) - General Manager

No reportable action taken.

b. Conference with Legal Counsel – Existing Litigation (§ 54956.9) MPWMD v. Cal-Am – CPUC Case No. 21-05-005

A status report was provided to the board. The board provided direction to the negotiating team to return back to the bargaining table on a potential settlement and to bring the matter back on a future board agenda dependent on a successful negotiation.

c. Conference with Legal Counsel – Liability Claim (§ 54961) & Significant Exposure to Threatened Litigation (§ 54956.9 (b)) MPTA v. MPWMD – Case No. Not Yet Assigned

Laredo reported that Special Counsel Michael G. Colantuono with Colantuono, Highsmith & Whatley, PC has accepted and is representing the district on the matter. No reportable action taken.

Director Adams reported that at the MPWMD Water Supply Planning Committee and the Seaside Groundwater Basin Watermaster Board Meetings a presentation was provided on the progress on development of the Monterey Subbasin Groundwater Sustainability Plan and noted the draft has been released to allow for public comment over the next 90 days. In addition, she noted the Monterey County Board of Supervisors will have a hearing on Tuesday, September 21, 2021 on Supervisor John M. Phillip's Board Referral – to amend County Code 10.72.

Director Riley attended the Watermaster meeting and found the presentation by Sarah Hardgrave and discussion had as informative. He shared concerns over development proposals in the Corral De Tierra area and its affects on the Seaside Groundwater.

David J. Stoldt, General Manager provided Introductory Remarks and Jonathan Lear, Water Resources Manager provided an overview of his staff note, answered board questions and presented via slide-deck entitled, "Public Hearing Item 8: Consider Adoption of Oct to Dec 2021 Quarterly Water Supply Strategy and Budget for California American Water." *A copy of the presentation is on file at the District Office and can be viewed on the district website.*

Opened Public Comment Period for Item No. 8. The following comments were directed to the Board:

a. John Tilley: Thanked Board Members for their work and asked the board to think about and develop a long term water supply strategy to meet community needs.

A motion was made by Director Riley with a second by Director Malek to approve a proposed production strategy for the California American Water Distribution Systems for the three-month period of October through December 2021. The strategy sets monthly goals for surface and groundwater production from various sources within the California American Water systems. The motion passed on a roll call vote of 7-Ayes (Edwards, Paull, Malek, Anderson, Adams, Riley and Roberson), 0-Noes and 0-Absent.

Jonathan Lear, Water Resources Manager provided an overview of his staff note, answered board questions and presented via slide-deck entitled, "Consider Adoption of Resolution Modifying Rule 160 – Regulatory Water Production Targets for California American Water Systems

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

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

PUBLIC HEARINGS

8. Consider Adoption of October through December 2021 Quarterly Water Supply Strategy and Budget

9. Consider Adoption of Resolution No. 2021-12 Modifying Rule 160 – Regulatory Water Production Targets for California American Water System. (Exempt from

.” A copy of the presentation is on file at the District Office and can be viewed on the district website.

David J. Stoldt, General Manager recommended adding language to the Draft Resolution, Table XV-1- Footnote and as previously approved by the Board via Board Resolution No. 2021-10 at their meeting on June 21, 2021: “For purposes of Rule 163.A.3 and Rule a64.A.3 the annual production limit shall add the expected production from all water supply projects, including Pure Water Monterey and the Sand City Desalination Facility.”

Opened Public Comment Period for Item No. 9. No comments were directed to the board on this matter.

A motion was made by Director Malek with a second by Director Roberson to consider adopting Resolution No. 2021-12 modifying Rule 160 and inserting the following sentence to the footnote found in Attachment 1, Table XV-1: “For purposes of Rule 163.A.3 and Rule a64.A.3 the annual production limit shall add the expected production from all water supply projects, including Pure Water Monterey and the Sand City Desalination Facility.” The motion passed on a roll call vote of 7-Ayes (Edwards, Paull, Malek, Anderson, Adams, Riley and Roberson), 0-Noes and 0-Absent.

Jonathan Lear, Water Resources Manager introduced and provided an overview of his staff note.

Opened Public Comment Period for Item No. 10. No comments were directed to the board on this matter.

A motion was made by Director Paull with a second by Director Adams to consider authorizing the General Manager to contract with Maggiora Brothers in the amount not to exceed \$25,000 to destroy FO-09 Shallow. The motion passed on a roll call vote of 7-Ayes (Edwards, Paull, Malek, Anderson, Adams, Riley and Roberson), 0-Noes and 0-Absent.

David J. Stoldt, General Manager provided an overview of his staff report and answered board questions. Stoldt mentioned the expenditure was not budgeted for and monies for the services will come from District reserves.

Opened Public Comment Period for Item No. 11. No comments were received.

A motion was made by Director Malek and second by Director Riley to authorize the expenditure of funds to Rutan + Tucker (not to exceed \$120,000), Raftelis (not to exceed \$230,000), Chris Carneghi (not to exceed \$50,000) and Psomas (not to exceed \$28,000) Related to the

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.)

ACTION ITEMS

10. Consider recommending to the Board to contract with Maggiora Brothers Drilling for the amount of \$25,000 to destroy Monitor Well Fort Ord 9 Shallow

11. Consider Authorization of Expenditure of Funds for Services Related to the Acquisition of the Monterey Water System (Measure J) as follows:

- a. Not to Exceed \$120,000 for Additional Legal Services by Rutan + Tucker**
- b. Not to Exceed \$230,000 for Additional Appraisal and Cost of Service Analysis by Raftelis**
- c. Not to Exceed \$50,000 for**

Acquisition of the Monterey Water System. (Measure J). The motion passed on a roll call vote of 7-Ayes (Edwards, Paull, Malek, Anderson, Adams, Riley and Roberson), 0-Noes and 0-Absent.

Additional Real Estate Appraisal Services by Chris Carneghi MAI d. Not to Exceed \$28,000 for Survey Services by Psomas

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

INFORMATIONAL ITEMS/STAFF REPORTS

- 12. Report on Activity/Progress on Contracts Over \$25,000**
- 13. Status Report on Measure J/Rule 19.8 Phase II Spending**
- 14. Letters Received / Supplemental Packet**
- 15. Committee Reports**
- 16. Monthly Allocation Report**
- 17. Water Conservation Program Report**
- 18. Carmel River Fishery Report for August, 2021**
- 19. Monthly Water Supply and California American Water Production Report**

Chair Alvin Edwards adjourned the MPWMD Board of Director's Special and Regular Meeting at 7:22 PM.

ADJOURNMENT

Joel G. Pablo, Deputy District Secretary

U:\staff\Boardpacket\2021\20211018\Consent Calendar\01\Item-1-Exh-A.docx

ITEM: CONSENT CALENDAR**2. CONSIDER ADOPTION OF TREASURER'S REPORT FOR JULY 2021**

Meeting Date:	October 18, 2021	Budgeted:	N/A
----------------------	-------------------------	------------------	------------

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

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

General Counsel Review: N/A**Committee Recommendation: The Administrative Committee considered this item on October 11, 2021 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 2-A comprises the Treasurer's Report for July 2021. Exhibit 2-B and Exhibit 2-C are listings of check disbursements for the period July 1-31, 2021. Check Nos. 39533 through 39703, the direct deposits of employee's paychecks, payroll tax deposits, and bank charges resulted in total disbursements for the period in the amount of \$1,670,911.79. This amount included \$26,847.05 for conservation rebates paid out during the current period. Exhibit 2-D reflects the unaudited version of the financial statements for the month ending July 31, 2021.

RECOMMENDATION: The Administrative Committee recommends adoption of the July 2021 Treasurer's Report and financial statements, and ratification of the disbursements made during the month.

EXHIBITS

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

**MONTEREY PENINSULA WATER MANAGEMENT DISTRICT
TREASURER'S REPORT FOR JULY 2021**

<u>Description</u>	<u>Checking</u>	<u>MPWMD Money Market</u>	<u>L.A.I.F.</u>	<u>Multi-Bank Securities</u>	<u>MPWME Total</u>	<u>PB Reclamation Money Market</u>
Beginning Balance	(\$808,834.99)	\$4,490,922.71	\$10,618,773.28	\$3,141,321.73	\$17,442,182.73	\$852,809.27
Fee Deposits		1,919,183.79			1,919,183.79	1,256,277.37
MoCo Tax & WS Chg Installment Pymt					0.00	
Interest Received			8,669.92	9,060.01	17,729.93	
Transfer - Checking/LAIF					0.00	
Transfer - Money Market/LAIF					0.00	
Transfer - Money Market/Checking	3,000,000.00	(3,000,000.00)			0.00	
Transfer - Money Market/Multi-Bank		(250,006.85)		250,006.85	0.00	
Transfer to CAWD					0.00	(1,000,000.00)
Voided Checks					0.00	
Bank Corrections/Reversals/Errors					0.00	
Bank Charges/Other	(1,118.48)				(1,118.48)	
Credit Card Fees	(1,262.67)				(1,262.67)	
Returned Deposits	-	(378.00)			(378.00)	
Payroll Tax/Benefit Deposits	(598,421.51)				(598,421.51)	
Payroll Checks/Direct Deposits	(211,088.36)				(211,088.36)	
General Checks	(843,425.13)				(843,425.13)	
Bank Draft Payments	(15,595.64)				(15,595.64)	
Ending Balance	\$520,253.22	\$3,159,721.65	\$10,627,443.20	\$3,400,388.59	\$17,707,806.66	\$1,109,086.64

Check Report

By Check Number

Date Range: 07/01/2021 - 07/31/2021



Monterey Peninsula Water Management Dist

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
Bank Code: APBNK	-Bank of America Checking					
Payment Type: Regular						
00249	A.G. Davi, LTD	07/02/2021	Regular	0.00	395.00	39533
00763	ACWA-JPIA	07/02/2021	Regular	0.00	323.36	39534
00263	Arlene Tavani	07/02/2021	Regular	0.00	1,031.00	39535
00224	City of Monterey	07/02/2021	Regular	0.00	2,269.26	39536
12655	Graphicsmiths	07/02/2021	Regular	0.00	99.60	39537
00993	Harris Court Business Park	07/02/2021	Regular	0.00	721.26	39538
00986	Henrietta Stern	07/02/2021	Regular	0.00	1,332.00	39539
03857	Joe Oliver	07/02/2021	Regular	0.00	1,332.00	39540
05829	Mark Bekker	07/02/2021	Regular	0.00	1,176.00	39541
01012	Mark Dudley	07/02/2021	Regular	0.00	540.00	39542
00242	MBAS	07/02/2021	Regular	0.00	7,955.00	39543
00154	Peninsula Messenger Service	07/02/2021	Regular	0.00	480.00	39544
00262	Pure H2O	07/02/2021	Regular	0.00	65.54	39545
00251	Rick Dickhaut	07/02/2021	Regular	0.00	616.00	39546
00987	SDRMA - Prop & Liability Pkg	07/02/2021	Regular	0.00	133,834.74	39547
00988	SDRMA - Workers Comp. Insurance	07/02/2021	Regular	0.00	59,146.22	39548
00176	Sentry Alarm Systems	07/02/2021	Regular	0.00	185.50	39549
08105	Yolanda Munoz	07/02/2021	Regular	0.00	540.00	39550
00253	AT&T	07/09/2021	Regular	0.00	876.64	39552
00252	Cal-Am Water	07/09/2021	Regular	0.00	155.07	39553
04717	Inder Osahan	07/09/2021	Regular	0.00	1,332.00	39554
05830	Larry Hampson	07/09/2021	Regular	0.00	843.20	39555
00242	MBAS	07/09/2021	Regular	0.00	155.00	39556
00278	Monterey Tire Service	07/09/2021	Regular	0.00	25.73	39557
13396	Navia Benefit Solutions, Inc.	07/09/2021	Regular	0.00	715.42	39558
00036	Parham Living Trust	07/09/2021	Regular	0.00	850.00	39559
00755	Peninsula Welding Supply, Inc.	07/09/2021	Regular	0.00	64.50	39560
00159	Pueblo Water Resources, Inc.	07/09/2021	Regular	0.00	22,195.00	39561
17968	Rutan & Tucker, LLP	07/09/2021	Regular	0.00	4,125.00	39562
14676	Scardina Builders	07/09/2021	Regular	0.00	5,930.12	39563
04709	Sherron Forsgren	07/09/2021	Regular	0.00	961.19	39564
17965	The Maynard Group	07/09/2021	Regular	0.00	1,529.21	39565
00271	UPEC, Local 792	07/09/2021	Regular	0.00	997.50	39566
20230	Zoom Video Communications Inc	07/09/2021	Regular	0.00	448.69	39567
	Void	07/15/2021	Regular	0.00	0.00	39568
	Void	07/15/2021	Regular	0.00	0.00	39569
05370	California Secretary of State	07/15/2021	Regular	0.00	40.00	39570
04350	California Special Districts Assoc.	07/15/2021	Regular	0.00	525.00	39571
12601	Carmel Valley Ace Hardware	07/15/2021	Regular	0.00	77.54	39572
18734	DeVeera Inc.	07/15/2021	Regular	0.00	2,336.58	39573
00072	Goodin, MacBride, Squeri & Day, LLP	07/15/2021	Regular	0.00	5,335.00	39574
12655	Graphicsmiths	07/15/2021	Regular	0.00	39.60	39575
00235	Green Rubber- Kennedy AG	07/15/2021	Regular	0.00	198.71	39576
00986	Henrietta Stern	07/15/2021	Regular	0.00	1,332.00	39577
00277	Home Depot Credit Services	07/15/2021	Regular	0.00	129.94	39578
20296	Integrated Aqua Systems, Inc.	07/15/2021	Regular	0.00	62,025.08	39579
03857	Joe Oliver	07/15/2021	Regular	0.00	1,332.00	39580
00094	John Arriaga	07/15/2021	Regular	0.00	3,200.00	39581
00222	M.J. Murphy	07/15/2021	Regular	0.00	461.34	39582
00118	Monterey Bay Carpet & Janitorial Svc	07/15/2021	Regular	0.00	1,260.00	39583
00275	Monterey County Herald	07/15/2021	Regular	0.00	226.94	39584
06746	POSTMASTER	07/15/2021	Regular	0.00	245.00	39585
13430	Premiere Global Services	07/15/2021	Regular	0.00	24.33	39586

EXHIBIT 2-B

16

Check Report**Date Range: 07/01/2021 - 07/31/2021**

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
00228	Ryan Ranch Printers	07/15/2021	Regular	0.00	688.12	39587
03979	Special Districts Association of Monterey County	07/15/2021	Regular	0.00	40.00	39588
03979	Special Districts Association of Monterey County	07/15/2021	Regular	0.00	40.00	39589
03973	Stephanie Kister	07/15/2021	Regular	0.00	268.00	39590
09425	The Ferguson Group LLC	07/15/2021	Regular	0.00	16,084.31	39591
04707	VertiGIS	07/15/2021	Regular	0.00	5,305.00	39592
01188	Alhambra	07/15/2021	Regular	0.00	150.48	39593
05370	California Secretary of State	07/15/2021	Regular	0.00	40.00	39594
00763	ACWA-JPIA	07/22/2021	Regular	0.00	323.36	39595
00760	Andy Bell	07/22/2021	Regular	0.00	1,294.00	39596
00263	Arlene Tavani	07/22/2021	Regular	0.00	1,031.00	39597
03968	Central Coast Fly Fishing	07/22/2021	Regular	0.00	262.91	39598
00281	CoreLogic Information Solutions, Inc.	07/22/2021	Regular	0.00	1,357.85	39599
11822	CSC	07/22/2021	Regular	0.00	5,000.00	39600
00046	De Lay & Laredo	07/22/2021	Regular	0.00	23,306.00	39601
18734	DeVeera Inc.	07/22/2021	Regular	0.00	5,582.40	39602
00192	Extra Space Storage	07/22/2021	Regular	0.00	973.00	39603
12655	Graphicsmiths	07/22/2021	Regular	0.00	518.80	39604
05829	Mark Bekker	07/22/2021	Regular	0.00	1,176.00	39605
01012	Mark Dudley	07/22/2021	Regular	0.00	540.00	39606
00242	MBAS	07/22/2021	Regular	0.00	1,380.00	39607
13394	Regional Government Services	07/22/2021	Regular	0.00	1,672.00	39608
00176	Sentry Alarm Systems	07/22/2021	Regular	0.00	309.25	39609
04719	Telit Io T Platforms, LLC	07/22/2021	Regular	0.00	1,294.07	39610
04359	The Carmel Pine Cone	07/22/2021	Regular	0.00	1,275.00	39611
00225	Trowbridge Enterprises Inc.	07/22/2021	Regular	0.00	500.33	39612
00269	U.S. Bank	07/22/2021	Regular	0.00	6,566.84	39613
	Void	07/22/2021	Regular	0.00	0.00	39614
08105	Yolanda Munoz	07/22/2021	Regular	0.00	540.00	39615
05368	Zim Industries, Inc.	07/22/2021	Regular	0.00	100,963.39	39616
00010	Access Monterey Peninsula	07/29/2021	Regular	0.00	875.00	39617
00767	AFLAC	07/29/2021	Regular	0.00	1,008.58	39618
03968	Central Coast Fly Fishing	07/29/2021	Regular	0.00	612.93	39619
04041	Cynthia Schmidlin	07/29/2021	Regular	0.00	905.43	39620
06001	Cypress Coast Ford	07/29/2021	Regular	0.00	62.97	39621
00993	Harris Court Business Park	07/29/2021	Regular	0.00	721.26	39622
00277	Home Depot Credit Services	07/29/2021	Regular	0.00	22.65	39623
04717	Inder Osahan	07/29/2021	Regular	0.00	1,332.00	39624
00222	M.J. Murphy	07/29/2021	Regular	0.00	202.52	39625
19448	Monroe Stone Insurance Solutions, Inc.	07/29/2021	Regular	0.00	32.50	39626
00274	Monterey One Water	07/29/2021	Regular	0.00	288,288.96	39627
13396	Navia Benefit Solutions, Inc.	07/29/2021	Regular	0.00	715.42	39628
00159	Pueblo Water Resources, Inc.	07/29/2021	Regular	0.00	8,797.28	39629
00251	Rick Dickhaut	07/29/2021	Regular	0.00	616.00	39630
00024	Three Amigos Pest Control DBA Central Coast Exte	07/29/2021	Regular	0.00	104.00	39631
18737	U.S. Bank Equipment Finance	07/29/2021	Regular	0.00	871.81	39632
19701	Weston Solutions, Inc.	07/29/2021	Regular	0.00	890.85	39633
Total Regular:				0.00	816,578.08	

EXHIBIT 2-B

17

Check Report**Date Range: 07/01/2021 - 07/31/2021**

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
Payment Type: Bank Draft						
00266	I.R.S.	07/02/2021	Bank Draft	0.00	12,432.67	DFT0001997
00266	I.R.S.	07/02/2021	Bank Draft	0.00	2,645.86	DFT0001998
00267	Employment Development Dept.	07/02/2021	Bank Draft	0.00	5,073.99	DFT0001999
00266	I.R.S.	07/02/2021	Bank Draft	0.00	538.36	DFT0002000
00266	I.R.S.	07/02/2021	Bank Draft	0.00	19.39	DFT0002005
00266	I.R.S.	07/02/2021	Bank Draft	0.00	62.64	DFT0002006
00266	I.R.S.	07/02/2021	Bank Draft	0.00	267.84	DFT0002007
00282	PG&E	07/09/2021	Bank Draft	0.00	102.15	DFT0002014
00282	PG&E	07/09/2021	Bank Draft	0.00	12.40	DFT0002015
18163	Wex Bank	07/09/2021	Bank Draft	0.00	1,318.88	DFT0002016
00266	I.R.S.	07/16/2021	Bank Draft	0.00	17,332.60	DFT0002018
00266	I.R.S.	07/16/2021	Bank Draft	0.00	3,043.78	DFT0002019
00267	Employment Development Dept.	07/16/2021	Bank Draft	0.00	6,923.77	DFT0002020
00266	I.R.S.	07/16/2021	Bank Draft	0.00	661.50	DFT0002021
06268	Comcast	07/15/2021	Bank Draft	0.00	474.41	DFT0002022
00282	PG&E	07/15/2021	Bank Draft	0.00	25.43	DFT0002023
00282	PG&E	07/22/2021	Bank Draft	0.00	17.03	DFT0002024
00221	Verizon Wireless	07/22/2021	Bank Draft	0.00	1,370.18	DFT0002025
00256	PERS Retirement	07/22/2021	Bank Draft	0.00	459,051.60	DFT0002026
00256	PERS Retirement	07/08/2021	Bank Draft	0.00	15,978.50	DFT0002027
00768	ICMA	07/02/2021	Bank Draft	0.00	3,851.59	DFT0002028
00769	Laborers Trust Fund of Northern CA	07/15/2021	Bank Draft	0.00	28,138.00	DFT0002029
00266	I.R.S.	07/30/2021	Bank Draft	0.00	13,438.99	DFT0002030
00266	I.R.S.	07/30/2021	Bank Draft	0.00	2,801.80	DFT0002031
00267	Employment Development Dept.	07/30/2021	Bank Draft	0.00	5,522.48	DFT0002032
00266	I.R.S.	07/30/2021	Bank Draft	0.00	650.80	DFT0002033
00282	PG&E	07/29/2021	Bank Draft	0.00	1,844.80	DFT0002034
00282	PG&E	07/29/2021	Bank Draft	0.00	10,049.03	DFT0002035
18163	Wex Bank	07/29/2021	Bank Draft	0.00	381.33	DFT0002036
00256	PERS Retirement	07/22/2021	Bank Draft	0.00	16,133.76	DFT0002039
00768	ICMA	07/30/2021	Bank Draft	0.00	3,851.59	DFT0002051
Total Bank Draft:				0.00	614,017.15	

Bank Code APBNK**Summary**

Payment Type	Payable Count	Payment Count	Discount	Payment
Regular Checks	141	97	0.00	816,578.08
Manual Checks	0	0	0.00	0.00
Voided Checks	0	3	0.00	0.00
Bank Drafts	43	31	0.00	614,017.15
EFT's	0	0	0.00	0.00
	184	131	0.00	1,430,595.23

EXHIBIT 2-B

18

Check Report**Date Range: 07/01/2021 - 07/31/2021**

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
Bank Code: REBATES-02-Rebates: Use Only For Rebates						
Payment Type: Regular						
21392	Adrian Lopez	07/29/2021	Regular	0.00	500.00	39634
21450	AJ Bunuan	07/29/2021	Regular	0.00	75.00	39635
21390	Albert Doornik	07/29/2021	Regular	0.00	500.00	39636
21389	Alison Gomon	07/29/2021	Regular	0.00	25.00	39637
21422	Allison Clark	07/29/2021	Regular	0.00	500.00	39638
21425	Amy Miller	07/29/2021	Regular	0.00	500.00	39639
21396	Ana Oxford	07/29/2021	Regular	0.00	500.00	39640
21423	Andrea Mobley	07/29/2021	Regular	0.00	500.00	39641
21437	Anita Freel	07/29/2021	Regular	0.00	125.00	39642
21398	Blake Edwards	07/29/2021	Regular	0.00	500.00	39643
21397	Brennan Tiffany	07/29/2021	Regular	0.00	500.00	39644
21426	Cathy Weidemann	07/29/2021	Regular	0.00	500.00	39645
21414	Charles Delahay	07/29/2021	Regular	0.00	500.00	39646
21454	Dan Linehan	07/29/2021	Regular	0.00	125.00	39647
21431	Dan Nohrden	07/29/2021	Regular	0.00	500.00	39648
21391	Daniel Simoes Ferry	07/29/2021	Regular	0.00	500.00	39649
21412	Daniel Tyndall	07/29/2021	Regular	0.00	500.00	39650
21443	Earl Meyers	07/29/2021	Regular	0.00	150.00	39651
21399	Ed Gasper	07/29/2021	Regular	0.00	500.00	39652
21409	Elias Adamopoulos	07/29/2021	Regular	0.00	700.00	39653
21434	Eugene Hayden	07/29/2021	Regular	0.00	500.00	39654
21455	Fumiko Imai	07/29/2021	Regular	0.00	125.00	39655
21449	Guillermina Cedillo	07/29/2021	Regular	0.00	225.00	39656
19872	Jack Lagier	07/29/2021	Regular	0.00	75.00	39657
21427	James Doyle	07/29/2021	Regular	0.00	500.00	39658
21400	Jeremy Sousa	07/29/2021	Regular	0.00	500.00	39659
21439	Julie Dufault	07/29/2021	Regular	0.00	125.00	39660
20706	Karen Wood	07/29/2021	Regular	0.00	350.00	39661
21419	Kim Spindler Wright	07/29/2021	Regular	0.00	500.00	39662
21430	Laron Johnson	07/29/2021	Regular	0.00	500.00	39663
21402	Lindsay Bradley	07/29/2021	Regular	0.00	750.00	39664
21433	Lori Grant	07/29/2021	Regular	0.00	500.00	39665
21448	Lucille M Zimmer	07/29/2021	Regular	0.00	75.00	39666
21445	Lynn Swanson	07/29/2021	Regular	0.00	75.00	39667
21421	Mary Ellen Eglington	07/29/2021	Regular	0.00	500.00	39668
21452	Melissa McCluskey	07/29/2021	Regular	0.00	75.00	39669
21407	Michael Rolfe	07/29/2021	Regular	0.00	500.00	39670
21451	Michael Seltzer	07/29/2021	Regular	0.00	150.00	39671
21446	Miguel Munoz	07/29/2021	Regular	0.00	75.00	39672
21401	Miller Steel	07/29/2021	Regular	0.00	750.00	39673
21435	Nancy Devine	07/29/2021	Regular	0.00	125.00	39674
21415	Nancy Rund	07/29/2021	Regular	0.00	500.00	39675
21393	Noe Hinojosa	07/29/2021	Regular	0.00	500.00	39676
21403	Paul Gutierrez	07/29/2021	Regular	0.00	500.00	39677
21440	Ralph Zotovich	07/29/2021	Regular	0.00	122.05	39678
21428	Richard E. Saunders	07/29/2021	Regular	0.00	500.00	39679
21424	Richard Platt	07/29/2021	Regular	0.00	500.00	39680
21441	Richard Riedl	07/29/2021	Regular	0.00	75.00	39681
21436	Robert Brayer	07/29/2021	Regular	0.00	325.00	39682
21416	Robert Murphy	07/29/2021	Regular	0.00	500.00	39683
21420	Robert R. Hylton	07/29/2021	Regular	0.00	500.00	39684
21442	Robert Walker	07/29/2021	Regular	0.00	225.00	39685
21411	Roberto Lopez Cruz	07/29/2021	Regular	0.00	500.00	39686
21408	Sandra Button	07/29/2021	Regular	0.00	500.00	39687
21453	Sandra Cass Carnazzo	07/29/2021	Regular	0.00	75.00	39688
21406	Scott Gordon	07/29/2021	Regular	0.00	500.00	39689
21395	Sharen Stoner	07/29/2021	Regular	0.00	500.00	39690
21404	Sharon Kutis	07/29/2021	Regular	0.00	500.00	39691
21410	Sharron Douglas	07/29/2021	Regular	0.00	500.00	39692

EXHIBIT 2-B

19

Check Report**Date Range: 07/01/2021 - 07/31/2021**

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
21418	Steven Benoit	07/29/2021	Regular	0.00	500.00	39693
21405	Sue F Freeman Trust	07/29/2021	Regular	0.00	500.00	39694
21432	Susan Tapson	07/29/2021	Regular	0.00	500.00	39695
21417	Suzanne Battaglia	07/29/2021	Regular	0.00	500.00	39696
21447	Thoedore Kiet	07/29/2021	Regular	0.00	75.00	39697
21413	Thomas Moore	07/29/2021	Regular	0.00	500.00	39698
21438	Timi O'Malley	07/29/2021	Regular	0.00	125.00	39699
20225	Timothy Cadigan	07/29/2021	Regular	0.00	500.00	39700
21394	Tom Bonigut	07/29/2021	Regular	0.00	500.00	39701
21444	Vida Anello	07/29/2021	Regular	0.00	150.00	39702
21429	William Little	07/29/2021	Regular	0.00	500.00	39703
Total Regular:				0.00	26,847.05	

Bank Code REBATES-02 Summary

Payment Type	Payable Count	Payment Count	Discount	Payment
Regular Checks	70	70	0.00	26,847.05
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
	70	70	0.00	26,847.05

All Bank Codes Check Summary

Payment Type	Payable Count	Payment Count	Discount	Payment
Regular Checks	211	167	0.00	843,425.13
Manual Checks	0	0	0.00	0.00
Voided Checks	0	3	0.00	0.00
Bank Drafts	43	31	0.00	614,017.15
EFT's	0	0	0.00	0.00
	254	201	0.00	1,457,442.28

Fund Summary

Fund	Name	Period	Amount
99	POOL CASH FUND	7/2021	1,457,442.28
			1,457,442.28



Payroll Bank Transaction Report

By Payment Number

Date: 7/1/2021 - 7/31/2021

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
5877	07/02/2021	Regular	1077	Pablo, Joel G	0.00	1,993.54	1,993.54
5878	07/02/2021	Regular	1024	Stoldt, David J	0.00	6,017.64	6,017.64
5879	07/02/2021	Regular	6075	Tavani, Arlene	0.00	93.67	93.67
5880	07/02/2021	Regular	1044	Bennett, Corryn D	0.00	1,928.86	1,928.86
5881	07/02/2021	Regular	1078	Mossbacher, Simona F	0.00	1,705.14	1,705.14
5882	07/02/2021	Regular	1018	Prasad, Suresh	0.00	4,067.78	4,067.78
5883	07/02/2021	Regular	1019	Reyes, Sara C	0.00	1,868.67	1,868.67
5884	07/02/2021	Regular	1042	Hamilton, Maureen C.	0.00	3,297.82	3,297.82
5885	07/02/2021	Regular	6063	Hampson, Larry M	0.00	1,261.75	1,261.75
5886	07/02/2021	Regular	1009	James, Gregory W	0.00	3,274.90	3,274.90
5887	07/02/2021	Regular	1011	Lear, Jonathan P	0.00	4,234.60	4,234.60
5888	07/02/2021	Regular	1012	Lindberg, Thomas L	0.00	2,671.07	2,671.07
5889	07/02/2021	Regular	1045	Atkins, Daniel N	0.00	2,013.04	2,013.04
5890	07/02/2021	Regular	1004	Chaney, Beverly M	0.00	2,672.45	2,672.45
5891	07/02/2021	Regular	6042	Chaney, Spencer L	0.00	365.25	365.25
5892	07/02/2021	Regular	1005	Christensen, Thomas T	0.00	3,693.21	3,693.21
5893	07/02/2021	Regular	6071	Foster, Ivie M	0.00	564.29	564.29
5894	07/02/2021	Regular	1079	Gallagher, Riley M	0.00	1,589.77	1,589.77
5895	07/02/2021	Regular	1007	Hamilton, Cory R	0.00	2,377.99	2,377.99
5896	07/02/2021	Regular	1048	Lumas, Eric M	0.00	1,865.39	1,865.39
5897	07/02/2021	Regular	6077	Roberts, Mallory N	0.00	652.96	652.96
5898	07/02/2021	Regular	6076	Smith-Miller, Maret H	0.00	834.03	834.03
5899	07/02/2021	Regular	1001	Bravo, Gabriela D	0.00	2,611.53	2,611.53
5900	07/02/2021	Regular	1076	Jakic, Tricia	0.00	2,305.55	2,305.55
5901	07/02/2021	Regular	1010	Kister, Stephanie L	0.00	2,588.40	2,588.40
5902	07/02/2021	Regular	1017	Locke, Stephanie L	0.00	3,489.92	3,489.92
5903	07/02/2021	Regular	1040	Smith, Kyle	0.00	2,394.33	2,394.33
5904	07/02/2021	Regular	1047	Timmer, Christopher	0.00	2,290.61	2,290.61
5905	07/02/2021	Regular	7015	Adams, Mary L	0.00	237.53	237.53
5906	07/02/2021	Regular	7020	Anderson, Amy E	0.00	498.69	498.69
5907	07/02/2021	Regular	7021	Malek, Safwat	0.00	374.02	374.02
5908	07/02/2021	Regular	7019	Paull, Karen P	0.00	374.02	374.02
5909	07/02/2021	Regular	7018	Riley, George T	0.00	124.67	124.67
5910	07/16/2021	Regular	1077	Pablo, Joel G	0.00	2,097.70	2,097.70
5911	07/16/2021	Regular	1024	Stoldt, David J	0.00	10,944.34	10,944.34
5912	07/16/2021	Regular	6075	Tavani, Arlene	0.00	187.33	187.33
5913	07/16/2021	Regular	1044	Bennett, Corryn D	0.00	2,246.37	2,246.37
5914	07/16/2021	Regular	1078	Mossbacher, Simona F	0.00	1,821.08	1,821.08
5915	07/16/2021	Regular	1018	Prasad, Suresh	0.00	4,546.42	4,546.42
5916	07/16/2021	Regular	1019	Reyes, Sara C	0.00	2,210.35	2,210.35
5917	07/16/2021	Regular	1042	Hamilton, Maureen C.	0.00	3,552.20	3,552.20
5918	07/16/2021	Regular	6063	Hampson, Larry M	0.00	1,858.50	1,858.50
5919	07/16/2021	Regular	1009	James, Gregory W	0.00	3,381.01	3,381.01
5920	07/16/2021	Regular	1011	Lear, Jonathan P	0.00	4,399.27	4,399.27
5921	07/16/2021	Regular	1012	Lindberg, Thomas L	0.00	2,962.21	2,962.21
5922	07/16/2021	Regular	1045	Atkins, Daniel N	0.00	2,143.37	2,143.37
5923	07/16/2021	Regular	1004	Chaney, Beverly M	0.00	3,014.02	3,014.02
5924	07/16/2021	Regular	6042	Chaney, Spencer L	0.00	991.86	991.86
5925	07/16/2021	Regular	1005	Christensen, Thomas T	0.00	4,032.36	4,032.36
5926	07/16/2021	Regular	1079	Gallagher, Riley M	0.00	2,192.21	2,192.21
5927	07/16/2021	Regular	1007	Hamilton, Cory R	0.00	2,709.62	2,709.62
5928	07/16/2021	Regular	1048	Lumas, Eric M	0.00	1,976.67	1,976.67
5929	07/16/2021	Regular	6077	Roberts, Mallory N	0.00	700.25	700.25
5930	07/16/2021	Regular	6076	Smith-Miller, Maret H	0.00	717.98	717.98
5931	07/16/2021	Regular	1001	Bravo, Gabriela D	0.00	3,141.34	3,141.34
5932	07/16/2021	Regular	1076	Jakic, Tricia	0.00	2,665.73	2,665.73
5933	07/16/2021	Regular	1010	Kister, Stephanie L	0.00	2,955.67	2,955.67

Payment Number	EXHIBIT 2-C		Employee		Check Amount	Direct Deposit	Total Payment
	Payment Date	Payment Type	Number	Employee Name		Amount	
5934	07/16/2021	Regular	1017	Locke, Stephanie L	0.00	3,761.88	3,761.88
5935	07/16/2021	Regular	1040	Smith, Kyle	0.00	2,488.53	2,488.53
5936	07/16/2021	Regular	1047	Timmer, Christopher	0.00	2,382.41	2,382.41
5937	07/30/2021	Regular	1077	Pablo, Joel G	0.00	2,042.90	2,042.90
5938	07/30/2021	Regular	1024	Stoldt, David J	0.00	6,017.65	6,017.65
5939	07/30/2021	Regular	6075	Tavani, Arlene	0.00	206.07	206.07
5940	07/30/2021	Regular	1044	Bennett, Corryn D	0.00	1,993.12	1,993.12
5941	07/30/2021	Regular	1078	Mossbacher, Simona F	0.00	1,750.44	1,750.44
5942	07/30/2021	Regular	1018	Prasad, Suresh	0.00	4,190.83	4,190.83
5943	07/30/2021	Regular	1019	Reyes, Sara C	0.00	1,929.71	1,929.71
5944	07/30/2021	Regular	1042	Hamilton, Maureen C.	0.00	3,391.60	3,391.60
5945	07/30/2021	Regular	6063	Hampson, Larry M	0.00	1,578.26	1,578.26
5946	07/30/2021	Regular	1009	James, Gregory W	0.00	3,354.39	3,354.39
5947	07/30/2021	Regular	1011	Lear, Jonathan P	0.00	4,347.06	4,347.06
5948	07/30/2021	Regular	1012	Lindberg, Thomas L	0.00	2,746.21	2,746.21
5949	07/30/2021	Regular	1045	Atkins, Daniel N	0.00	2,064.80	2,064.80
5950	07/30/2021	Regular	1004	Chaney, Beverly M	0.00	2,756.39	2,756.39
5951	07/30/2021	Regular	6042	Chaney, Spencer L	0.00	1,322.88	1,322.88
5952	07/30/2021	Regular	1005	Christensen, Thomas T	0.00	3,790.17	3,790.17
5953	07/30/2021	Regular	1079	Gallagher, Riley M	0.00	1,645.36	1,645.36
5954	07/30/2021	Regular	1007	Hamilton, Cory R	0.00	2,446.62	2,446.62
5955	07/30/2021	Regular	1048	Lumas, Eric M	0.00	1,914.53	1,914.53
5956	07/30/2021	Regular	6077	Roberts, Mallory N	0.00	312.84	312.84
5957	07/30/2021	Regular	6076	Smith-Miller, Maret H	0.00	956.24	956.24
5958	07/30/2021	Regular	1001	Bravo, Gabriela D	0.00	2,695.44	2,695.44
5959	07/30/2021	Regular	1076	Jakic, Tricia	0.00	3,062.94	3,062.94
5960	07/30/2021	Regular	1010	Kister, Stephanie L	0.00	2,672.32	2,672.32
5961	07/30/2021	Regular	1017	Locke, Stephanie L	0.00	3,586.08	3,586.08
5962	07/30/2021	Regular	1040	Smith, Kyle	0.00	3,182.68	3,182.68
5963	07/30/2021	Regular	1047	Timmer, Christopher	0.00	2,350.62	2,350.62
39551	07/02/2021	Regular	7009	Edwards, Alvin	366.44	0.00	366.44
Total:					366.44	210,721.92	211,088.36



MONTEREY PENINSULA WATER MANAGEMENT DISTRICT
STATEMENT OF REVENUES AND EXPENDITURES
FOR THE MONTH JULY 31, 2021

	Mitigation	Conservation	Water Supply	Current Period Activity	FY 2021/2022 Year-to-Date Actual	FY 2021/2022 Annual Budget	Prior FY Year-to-Date Actual
REVENUES							
Property taxes	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 2,200,000	\$ -
Water supply charge			-	-	-	3,400,000	-
User fees	-	-	-	-	-	5,000,000	-
Mitigation revenue	-			-	-	-	-
PWM Water Sales			393,120	393,120	393,120	9,828,000	-
Capacity fees			64,368	64,368	64,368	400,000	21,667
Permit fees	-	17,859		17,859	17,859	198,000	15,686
Investment income	6,800	6,656	4,267	17,723	17,723	130,000	(77,331)
Miscellaneous	17	11	14	42	42	15,000	895
Sub-total district revenues	6,818	24,526	461,770	493,113	493,113	21,171,000	(39,082)
Project reimbursements	-	43,118	-	43,118	43,118	1,802,100	21,850
Legal fee reimbursements		450		450	450	16,000	-
Grants	-	-	-	-	-	2,335,200	-
Recording fees		4,510		4,510	4,510	10,400	3,520
Sub-total reimbursements	-	48,078	-	48,078	48,078	4,163,700	25,370
From Reserves	-	-	-	-	-	4,269,000	-
Total revenues	6,818	72,604	461,770	541,191	541,191	29,603,700	(13,712)
EXPENDITURES							
Personnel:							
Salaries	62,213	39,477	71,311	173,001	173,001	2,611,200	177,679
Retirement	168,294	109,459	195,477	473,230	473,230	707,100	419,561
Unemployment Compensation	-	-	-	-	-	12,000	4,759
Auto Allowance	78	78	235	392	392	6,000	416
Deferred Compensation	129	129	386	643	643	10,000	644
Temporary Personnel	-	-	-	-	-	50,000	-
Workers Comp. Ins.	2,829	221	1,668	4,717	4,717	66,800	5,031
Employee Insurance	10,324	6,410	8,894	25,629	25,629	506,900	38,251
Medicare & FICA Taxes	1,488	671	1,153	3,312	3,312	43,600	4,673
Personnel Recruitment	-	-	-	-	-	3,000	-
Other benefits	40	26	34	100	100	2,000	100
Staff Development	410	137	179	725	725	32,800	-
Sub-total personnel costs	245,806	156,608	279,337	681,751	681,751	4,051,400	651,114
Services & Supplies:							
Board Member Comp	1,247	1,247	1,285	3,780	3,780	34,000	3,915
Board Expenses	138	90	118	346	346	8,000	266
Rent	1,012	253	953	2,218	2,218	24,200	2,130
Utilities	1,119	698	939	2,756	2,756	33,200	2,392
Telephone	1,538	1,135	992	3,665	3,665	50,000	4,745
Facility Maintenance	1,548	1,000	1,299	3,848	3,848	56,600	413
Bank Charges	954	620	799	2,373	2,373	15,000	1,280
Office Supplies	395	305	324	1,024	1,024	19,000	505
Courier Expense	192	164	125	481	481	6,000	254
Postage & Shipping	116	95	79	290	290	5,900	240
Equipment Lease	357	227	288	872	872	23,000	1,271
Equip. Repairs & Maintenance	-	-	-	-	-	7,000	-
Photocopy Expense				-	-		-
Printing/Duplicating/Binding	-	-	-	-	-	500	-
IT Supplies/Services	6,761	4,395	5,747	16,904	16,904	231,000	18,770
Operating Supplies	686	1,907	232	2,825	2,825	16,700	29
Legal Services	6,274	4,266	12,559	23,099	23,099	400,000	31,052



MONTEREY PENINSULA WATER MANAGEMENT DISTRICT
STATEMENT OF REVENUES AND EXPENDITURES
FOR THE MONTH JULY 31, 2021

	Mitigation	Conservation	Water Supply	Current Period Activity	FY 2021/2022 Year-to-Date Actual	FY 2021/2022 Annual Budget	Prior FY Year-to-Date Actual
Professional Fees	5,401	3,508	4,583	13,492	13,492	455,000	16,445
Transportation	1,500	257	191	1,948	1,948	30,000	1,142
Travel	-	-	-	-	-	19,600	57
Meeting Expenses	350	228	298	875	875	16,600	1,750
Insurance	4,461	2,900	3,792	11,153	11,153	134,000	8,023
Legal Notices	-	-	-	-	-	3,100	-
Membership Dues	-	-	-	-	-	35,400	1,691
Public Outreach	-	-	-	-	-	2,600	-
Assessors Administration Fee	-	-	-	-	-	30,000	-
Miscellaneous	-	-	-	-	-	3,100	-
Sub-total services & supplies costs	34,051	23,296	34,601	91,948	91,948	1,659,500	96,370
Project expenditures	23,997	70,717	981,524	1,076,238	1,076,238	21,755,000	1,044,694
Fixed assets	-	-	-	-	-	298,500	4,199
Contingencies	-	-	-	-	-	70,000	-
Election costs	-	-	-	-	-	-	-
Debt service: Principal	-	-	-	-	-	-	-
Debt service: Interest	-	-	-	-	-	230,000	-
Flood drought reserve	-	-	-	-	-	-	-
Capital equipment reserve	-	-	-	-	-	339,300	-
General fund balance	-	-	-	-	-	500,000	-
Debt Reserve	-	-	-	-	-	500,000	-
Pension reserve	-	-	-	-	-	100,000	-
OPEB reserve	-	-	-	-	-	100,000	-
Other	-	-	-	-	-	-	-
Sub-total other	23,997	70,717	981,524	1,076,238	1,076,238	23,892,800	1,048,893
Total expenditures	303,854	250,621	1,295,462	1,849,937	1,849,937	29,603,700	1,796,378
Excess (Deficiency) of revenues over expenditures	\$ (297,036)	\$ (178,017)	\$ (833,692)	\$ (1,308,746)	\$ (1,308,746)	\$ -	\$ (1,810,091)

ITEM: CONSENT CALENDAR**3. CONSIDER EXPENDITURE OF FUNDS FOR THE MANUFACTURE AND SUPPLY OF FIVE FIBERGLASS REINFORCED TANKS FOR THE SLEEPY HOLLOW STEELHEAD REARING FACILITY**

Meeting Date:	October 18, 2021	Budgeted:	Yes
From:	David J. Stoldt, General Manager	Program/	Protect Environmental Quality
		Line Item No.:	2-3-1-O
Prepared By:	Larry Hampson	Cost Estimate:	\$ 48,000

General Counsel Review: N/A**Committee Recommendation:** The Administrative Committee reviewed this item on October 11, 2021, and recommended approval.**CEQA Compliance:** Exempt under §15301 Existing Facilities.

SUMMARY: Staff proposes to contract for the manufacture and delivery of five fiberglass reinforced plastic (FRP) tanks to the Sleepy Hollow Steelhead Rearing Facility (SHSRF) in Carmel Valley. The tanks would replace the original tanks, which are used to quarantine incoming steelhead and are at the end of their useful life. One bid for the procurement project was received from Reiff Manufacturing for \$43,477.12 (see **Exhibit 3-A**). The engineer's estimate for the project was \$55,000.

RECOMMENDATION: The Administrative Committee recommends that the Board authorize the General Manager to enter into a contract with Reiff Manufacturing for procurement and delivery of five FRP tanks in an amount not-to-exceed \$43,477.12 and approve a contingency of approximately \$4,523 for unforeseen circumstances.

DISCUSSION: The SHSRF rearing facility was initially constructed in 1996. In 2018, the District undertook a major upgrade of several of the components necessary to successfully rear steelhead rescued from the Carmel River. However, the five 8-foot diameter fiberglass quarantine tanks used to control disease in fish rescued from the river were not replaced with the 2018 upgrade. The tanks and their support systems are in various states of disrepair with cracks and failing foundation supports. The existing tanks are also not insulated, which leads to stress-inducing water temperatures. New tanks would be insulated and include covers to minimize heat gain during warm periods.

Due to potentially long lead times for manufacture and delivery of tanks and the relatively short window for construction work between operational periods, staff opted to advertise for manufacture and delivery of new tanks as a separate project. Bid advertisements were placed three times with the Monterey County Weekly; the project was placed on ebidboard.com (a comprehensive cross-agency database of California public works construction projects and

documents); and staff reached out via email to several FRP tank manufacturers including Aquatic Enterprises in San Jose, DT Fiberglass in Sacramento, Integrated Aqua Systems in San Diego, and Reiff Manufacturing in Walla Walla, Washington.

Reiff Manufacturing was the sole bidder for the procurement project. The bid (**Exhibit 3-A**) and Bid Bond (**Exhibit 3-B**) responded to all District requirements (note that sales tax of \$3,127.12 was not listed as a separate item but was included in the bid). Reiff provided three FRP tanks for the 2018 SHSRF upgrade and has 30 years of experience with manufacturing FRP tanks.

CEQA: The California Environmental Quality Act Section 15301 exempts maintenance of mechanical equipment for existing facilities, including those under section i)

“ Maintenance of fish screens, fish ladders, wildlife habitat areas, artificial wildlife waterway devices, streamflows, springs and waterholes, and stream channels (clearing of debris) to protect fish and wildlife resources; ”

The quarantine tanks are an integral part of the rearing facility.

IMPACTS ON STAFF AND RESOURCES: Funds for this work are budgeted under Sleepy Hollow Operations Budget Program line item 2-3-1-O Design/Construct Rearing Channel and Quarantine Tank Improvements. The work would be performed under the direction of the District Engineer. An approximate 10% contingency is requested for unforeseen conditions such as supply chain problems and for tank delivery during periods when the access road into Sleepy Hollow may be deteriorated.

EXHIBITS

3-A Reiff Manufacturing bid

3-B Bid Bond

INSTRUCTIONS TO BIDDERS

BIDDER QUALIFICATIONS

A firm experienced in custom FRP vessel manufacture similar to that indicated for this project and with a record of successful in-service performance in similar applications. Minimum experience of at least 10 installations with an installed service record of 5 years or greater is required.

BID SUBMITTAL

A paper bid shall be submitted on the blank forms provided herein, without substitution or omission, in accordance with Section 1.02 of the General Conditions. The bid shall be sealed in an envelope marked "**MANUFACTURE AND SUPPLY OF FIVE FIBERGLASS REINFORCED TANKS**". All bids received at the District office or by mail shall be sealed and clearly marked. Sealed bids that do not meet these requirements shall not be eligible for consideration.

Instructions for electronic bids

An electronic bid may be submitted to the District by downloading the fillable form at the following link:

<https://www.mpwmd.net/who-we-are/project-bids-rfps/>

Please submit the bid with relevant attachments to the MPWMD Project Manager email address listed in the Notice Inviting Bids. The Project Manager will acknowledge receipt of bids when received, but will not evaluate bids until after the bid submittal deadline. Bids received after the bid submittal deadline will not be considered.

It is the Bidder's responsibility to complete the bid process. MPWMD recommends submitting electronic bids at least 24 hours in advance of the bid deadline. Should there be any problems with electronic submittal, MPWMD may not be able to respond in a timely fashion to resolve technical difficulties with bid submittal.

All electronic bid documents must be in PDF format and digitally signed.

If you do not receive a confirmation message that a bid has been received within 24 hours, please contact the Project Manager for assistance.

A bid may be withdrawn from consideration up to the bid submittal deadline. Notice of a withdrawal of a bid must be received by email or in writing prior to the bid submittal deadline.

BID GUARANTY

Each bid shall be accompanied by either U.S. currency, certified check, cashier's check, or proposed Contractor's bond of a surety company acceptable to the District in an amount not less than ten percent (10%) of the bid amount, and shall be made payable to the Monterey Peninsula Water Management District.

If an electronic bid is submitted, the successful bidder will be required to send the original bid guaranty prior to award of a contract.

BID PRICE

The bid price shall include everything necessary for the performance of the complete job, including but not limited to furnishing all materials, equipment, tools, superintendence, labor, and services except as expressly stated in the Construction Specifications.

TAXES

Bid prices shall include allowance for all federal, state, and local taxes.

BONDS

The posting of a Faithful Performance Bond by the Contractor in the amount of one hundred percent (100%) of the total contract price as specified in Section 4 of the General Provisions will be required as part of this project.

A Material-and-Labor Bond shall also be required to be posted by the Contractor in the amount of one hundred percent (100%) of the total contract price, as specified in Section 4 of the General Provisions.

The Contractor has the option to substitute certain securities for a faithful performance bond, pursuant to an escrow agreement. The Contractor shall inform the District in writing upon submittal of the bid of his intention to substitute securities for a faithful performance bond.



Bid Submittal Form



Honorable Board of Directors

Monterey Peninsula Water Management District (District)

Proposal and Bid Items. Project Manager: Larry Hampson; larry@mpwmd.net; (831) 238-2543

Pursuant to, and in compliance with, the Notice to Bidders and the Contract Documents, relating to the

Manufacture and Delivery of Five Fiberglass Reinforced Plastic Tanks

1. Bidder

Reiff Manufacturing

2. Address

670 B Street

Walla Walla, WA

99362

3. Contact Information

Name

Jim Brennan

Email address

jim@reiffman.com

Telephone

509-525-1081

Mobile

N/A

By filling out this form, Bidder agrees that he or she is aware that there is some level of risk that third parties might be able to read unencrypted emails. It is the Bidder's responsibility to update contact information and to submit all required forms.

4. List of Bid Forms to Submit



Bid Form



Bidder Understanding



Bidder Experience



Subcontractor Experience



Security for Compensation



Fair Employment Practices



Noncollusion Declaration



Bid Guarantee

7. Signature

Jim Brennan

Digitally signed by Jim Brennan
DN: CN = Jim Brennan, C = US, O =
Reiff Manufacturing
Date: 2021.09.22 10:16:18 -07'00'

Date of
Signature

09

MM

22

DD

2021

YYY

**MONTEREY PENINSULA WATER MANAGEMENT DISTRICT
MONTEREY COUNTY, CALIFORNIA**

BID TO MANUFACTURE AND SUPPLY FIVE FIBERGLASS REINFORCED TANKS

Monterey Peninsula Water Management District
5 Harris Court Bldg. G, Monterey CA 93940
or
P.O. Box 85, Monterey, CA 93942-0085

Ladies and Gentlemen:

Pursuant to the foregoing Notice Inviting Sealed Bids, the undersigned hereby proposes and binds himself by the District, under this Bid, to execute in accordance with such award, a contract of which this Bid and the Specifications shall be a part, to furnish any and all labor, materials, equipment, and services necessary for satisfactory performance and completing the work set forth in said Specifications within the time hereinafter set forth and at the prices named in this bid as follows*:

BID FORM

Item	Description	Quantity	Unit	Unit Cost	Total Cost
1	Manufacture tanks	5	EA	\$7,730	\$38,650
2	Delivery to Sleepy Hollow	1	LS	\$1,700	\$1,700
	Total				\$43,477.12

1. Total price to include sales tax in Carmel Valley, California (currently 7.75%)

* Upon award, this Bid Form shall become a part of the final contract

BIDDER UNDERSTANDING

The undersigned has examined the location of the proposed work site and/or is familiar with the Specifications and the local conditions at the site.

The undersigned has checked carefully all the above figures and understands that the District shall not be responsible for any errors or omissions on the part of the undersigned in making up this bid.

The undersigned understands that the District reserves the right to reject any or all bids, and to waive any irregularities or informalities in bids received. Award shall be made which, in the judgement of the District, is to the best interest of the District. It is agreed that this bid may not be withdrawn within a period of 180 days after the date set for the opening thereof.

In accordance with the Construction Specifications, the undersigned further agrees to so plan the work and prosecute it with such diligence that said work shall be commenced within 10 days after issuance of the notice to proceed and the work shall be completed within 60 days thereafter.

The undersigned agrees, if awarded the contract, that there shall be paid by the undersigned and all subcontractors under him, to all laborers, workmen, and mechanics employed in the execution of such contract or any subcontract thereunder, not less than the rates for overtime and legal holidays in the locality in which the work is to be performed, as established by the State Director of the Department of Industrial Relations.

The undersigned or his or her subcontractors currently possess and agree to maintain valid licenses and/or business certificates necessary to prosecute the work and issued by the State in which the tanks are manufactured.

Bidder: SRM Manufacturing, Inc. dba Reiff Manufacturing

Tax I.D. Number: 91-1842436

List all necessary licenses or certificates: N/A

Signed: Jim Brennan Digitally signed by Jim Brennan
Date: 2021.09.22 09:40:49
+07'00'

Dated: 22 Sept. 2021

Title: Director of Sales

BY SIGNING THIS DOCUMENT ELECTRONICALLY, YOU ACKNOWLEDGE THAT YOUR SIGNATURE IS VALID FOR ALL BID DOCUMENTS THAT REQUIRE SIGNATURE

This form to be submitted with the bid.

BIDDER'S EXPERIENCE QUALIFICATIONS

The Bidder has been engaged in the manufacture and supply of materials described in the bid under the present business name for 30+ years. Experience in work of a nature similar to that covered in the bid extends over a period of 30+ years.

The bidder, as a contractor, has never failed to satisfactorily complete a contract awarded to him, except as follows:

N/A

Year	Type of Work	Contract Amount	Location and for Whom Performed
2021	Building 10' Round Tanks	\$73,400	US FWS / Jordan River National Fish Hatchery
2021	Building 15' Round Tanks	\$112,620	Lake Burton Fish Hatchery
2020	Build 8' Round Tanks	\$32,207	Niagara Springs Fish Hatchery

Bidder Jim Brennan

Signed Jim Brennan

Digitally signed by Jim Brennan
DN: CN = Jim Brennan, C = US, O = Reiff Manufacturing
Date: 2021.09.22 10:15:49 -0700

Title Director of Sales

Date 22 Sept. 2021

This form to be submitted with the bid.

SUBCONTRACTOR'S EXPERIENCE QUALIFICATIONS

The subcontractor has been engaged under the present business name for 30+ years. Experience in work of a nature similar to that covered in the bid extends over a period of 30+ years.

The subcontractor has never failed to satisfactorily complete a contract awarded to him, except as follows:

N/A - Reiff Manufacturing does not use sub-contractors, all work is in house.

Please indicate for whom the work was conducted, the type of work, and who can be contacted as a reference for the work:

Year	Type of Work	Contract Amount	Location and for Whom Performed
2021	Building 10' Round Tanks	\$73,400	US FWS / Jordan River National Fish Hatchery
2021	Building 15' Round Tanks	\$112,620	Lake Burton Fish Hatchery
2020	Build 8' Round Tanks	\$32,207	Niagara Springs Fish Hatchery

Please attach additional sheet(s) as needed.

Jim Brennan

Digitally signed by Jim Brennan
DN: CN = Jim Brennan, C =
US, O = Reiff Manufacturing
Date: 2021.09.22 10:15:35 -
07'00'

Signed _____
Title Director of Sales
Date 22 Sept. 2021

This form to be submitted with the bid.

SECURITY FOR COMPENSATION CERTIFICATION

TO: MONTEREY PENINSULA WATER MANAGEMENT DISTRICT

I am aware of the provisions of Section 3700 of the Labor Code of the State of California which require every employer to be insured against liability for worker's compensation or to undertake self-insurance in accordance with the provisions of that Code, and I will comply with such provisions before commencing the performance of the work of this Contract:

Bidder	SRM Manufacturing, Inc., dba Reiff Manufacturing
Signed	Jim Brennan <small>Digitally signed by Jim Brennan DN: CN = Jim Brennan, C = US, O = Reiff Manufacturing Date: 2021.09.22 10:15:17 -07'00'</small>
Title	Director of Sales
Date	22 Sept. 2021

This form to be submitted with the bid.

FAIR EMPLOYMENT PRACTICES CERTIFICATION

TO: MONTEREY PENINSULA WATER MANAGEMENT DISTRICT

The undersigned, in submitting a bid for performing the following work by Contract, hereby certifies that he has or shall meet the standards of affirmative compliance with Fair Employment Practices requirements of the special provisions contained herein:

Bidder	SRM Manufacturing, Inc. dba Reiff Manufacturing
Signed	Jim Brennan <small>Digitally signed by Jim Brennan DN: CN = Jim Brennan, C = US, O = Reiff Manufacturing Date: 2021.09.22 10:14:58 -0700</small>
Title	Director of Sales
Date	22 Sept. 2021

This form to be submitted with the bid.

**NONCOLLUSION DECLARATION
TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID**

The undersigned declares:

I am the Director of Sales of SRM Manufacturing, Inc. dba Reiff Manufacturing,
the party making the foregoing bid.

The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation. The bid is genuine and not collusive or sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or to refrain from bidding. The bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder. All statements contained in the bid are true. The bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof, to effectuate a collusive or sham bid, and has not paid, and will not pay, any person or entity for such purpose.

Any person executing this declaration on behalf of a bidder that is a corporation, partnership, joint venture, limited liability company, limited liability partnership, or any other entity, hereby represents that he or she has full power to execute, and does execute, this declaration on behalf of the bidder.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on 22 Sept. 2021 [date], at Walla Walla [city], WA [state].

Bidder SRM Manufacturing, Inc. dba Reiff Manufacturing

Signed Jim Brennan Digitally signed by Jim Brennan
DN: CN = Jim Brennan, C = US, O = Reiff
Manufacturing
Date: 2021.09.22 10:14:47 -0700

Title Director of Sales

BID GUARANTEE

Each bid shall be accompanied by either a U.S. currency certified check, cashier's check, or bidding Contractor's bond of a surety company acceptable to the District in an amount not less than ten percent (10%) of the bid amount, and shall be made payable to the District.

This form together with a copy of the bid guarantee must be submitted with the bid.



Western Surety Company

BID BOND (Percentage)

Bond Number: 72401729

KNOW ALL PERSONS BY THESE PRESENTS, That we S RM Manufacturing, Inc. dba Reiff
Manufacturing of
670 B Street, Walla Walla, WA 99362, hereinafter
 referred to as the Principal, and Western Surety Company
 as Surety, are held and firmly bound unto Monterey Peninsula Water Management District
 of 5 Harris Ct., Bldg G, Monterey, CA 93940
 hereinafter referred to as the Oblige, in the sum of Ten (10 %) percent of the greatest
 amount bid, for the payment of which we bind ourselves, our legal representatives, successors and assigns,
 jointly and severally, firmly by these presents.

WHEREAS, Principal has submitted or is about to submit a proposal to Oblige on a contract for
Sleepy Hollow 8' Round Tanks

NOW, THEREFORE, if the said contract be awarded to Principal and Principal shall, within such time as may be
 specified, enter into the contract in writing and give such bond or bonds as may be specified in the bidding or
 contract documents with surety acceptable to Oblige; or if Principal shall fail to do so, pay to Oblige the
 damages which Oblige may suffer by reason of such failure not exceeding the penalty of this bond, then this
 obligation shall be void; otherwise to remain in full force and effect.

SIGNED, SEALED AND DATED this 25th day of September, 2021.

S RM Manufacturing, Inc. dba Reiff
Manufacturing
 (Principal)

By _____ (Seal)

Western Surety Company
 (Surety)

By David Neal Harwood
 David Neal Harwood Attorney-in-fact



Western Surety Company

POWER OF ATTORNEY - CERTIFIED COPY

Bond No. 724 01729

Know All Men By These Presents, that WESTERN SURETY COMPANY, a corporation duly organized and existing under the laws of the State of South Dakota, and having its principal office in Sioux Falls, South Dakota (the "Company"), does by these presents make, constitute and appoint David Neal Harwood

its true and lawful attorney(s)-in-fact, with full power and authority hereby conferred, to execute, acknowledge and deliver for and on its behalf as Surety, bonds for:

Principal: SRM Manufacturing, Inc. dba Reiff Manufacturing

Obligee: Monterey Peninsula Water Management District

Amount: \$1,000,000.00

and to bind the Company thereby as fully and to the same extent as if such bonds were signed by the Vice President, sealed with the corporate seal of the Company and duly attested by its Secretary, hereby ratifying and confirming all that the said attorney(s)-in-fact may do within the above stated limitations. Said appointment is made under and by authority of the following bylaw of Western Surety Company which remains in full force and effect.

"Section 7. All bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile."

If Bond No. 72401729 is not issued on or before midnight of December 25, 2021, all authority conferred in this Power of Attorney shall expire and terminate.

In Witness Whereof, Western Surety Company has caused these presents to be signed by its Vice President, Paul T. Bruflat, and its corporate seal to be affixed this 25th day of September 2021

STATE OF SOUTH DAKOTA
COUNTY OF MINNEHAHA

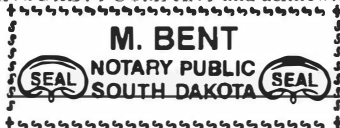
} ss

WESTERN SURETY COMPANY



Paul T. Bruflat, Vice President

On this 25th day of September, in the year 2021, before me, a notary public, personally appeared Paul T. Bruflat, who being to me duly sworn, acknowledged that he signed the above Power of Attorney as the aforesaid officer of WESTERN SURETY COMPANY and acknowledged said instrument to be the voluntary act and deed of said corporation.




Notary Public - South Dakota

My Commission Expires March 2, 2026

I the undersigned officer of Western Surety Company, a stock corporation of the State of South Dakota, do hereby certify that the attached Power of Attorney is in full force and effect and is irrevocable, and furthermore that Section 7 of the bylaws of the Company as set forth in the Power of Attorney is now in force.

In testimony whereof, I have hereunto set my hand and seal of Western Surety Company this 25th day of September 2021

WESTERN SURETY COMPANY



Paul T. Bruflat, Vice President

To validate bond authenticity, go to www.cnasurety.com > Owner/Obligee Services > Validate Bond

ITEM: CONSENT CALENDAR**4. CONSIDER ADOPTING RESOLUTION NO. 2021-13 AUTHORIZING REMOTE TELECONFERENCING MEETINGS OF ALL DISTRICT LEGISLATIVE BODIES FOR THE FOLLOWING 30 DAYS IN ACCORD WITH THE RALPH M. BROWN ACT AND AB 361 (RIVAS)**

Meeting Date: October 18, 2021 **Budgeted:** N/A

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

Prepared By: David Laredo **Cost Estimate:** N/A

General Counsel Review: *Prepared by District Counsel*

Committee Recommendation: N/A

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

DISCUSSION:

Governor Newsom signed AB 361 into law on September 16, 2021 to become effective on October 1, 2021. AB 361 extends the provisions of the Governor's Executive Order N-29-20 and Executive Order N-35-20 and is effective until January 1, 2024. AB 361 amends sections of the Brown Act to allow legislative bodies to continue to hold teleconference meetings during a state of emergency if the legislative body finds that as a result of the proclaimed state of emergency, meeting in person would present imminent risks to the health or safety of attendees.

Assembly Bill 361 requires the District within 30 days of holding a virtual meeting for the first time, and every 30 days thereafter, to make findings ratifying the state of emergency.

The exact language of the Bill is as follows:

If a state of emergency remains active, or state or local officials have imposed or recommended measures to promote social distancing, in order to continue to teleconference without compliance with paragraph (3) of subdivision (b), the legislative body shall, not later than 30 days after teleconferencing for the first time pursuant to subparagraph (A), (B), or (C) of paragraph (1), and every 30 days thereafter, make the following findings by majority vote:

(A) The legislative body has reconsidered the circumstances of the state of emergency.

(B) Any of the following circumstances exist:

(i) The state of emergency continues to directly impact the ability of the members to meet safely in person.

(ii) State or local officials continue to impose or recommend measures to promote social distancing.

District Counsel has prepared the attached resolution to satisfy the provisions of AB 361. This Resolution can have effect for only 30 days. After 30 days, the District must renew the effect of the resolution by either adopting another, or ratifying it. If no action is taken the resolution shall lapse.

For the Board's future consideration/ratification, this item will be added to the Consent Calendar for each monthly regular meeting during the existence of the state of emergency.

RECOMMENDATION:

Consider adopting draft Resolution No. 2021-13 authorizing remote teleconference meetings of all District legislative bodies for the following 30 days in accord with the Ralph M. Brown Act and AB 361 (Rivas).

OPTIONS

Take no action.

FINANCIAL IMPACT:

There is no fiscal impact.

EXHIBIT

4-A Draft Resolution No. 2021-13

U:\staff\Boardpacket\2021\20211018\Consent Calendar\04\Item-4.docx



EXHIBIT 4-A

DRAFT RESOLUTION NO. 2021-13

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE MONTEREY PENINSULA WATER MANAGEMENT DISTRICT PROCLAIMING A LOCAL EMERGENCY, RATIFYING THE STATE OF EMERGENCY PROCLAIMED ON MARCH 4, 2020, AND AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF ALL DISTRICT LEGISLATIVE BODIES FOR THE FOLLOWING 30 DAYS IN ACCORD WITH THE RALPH M. BROWN ACT AND AB 361 (RIVAS)

FACTS

1. The Monterey Peninsula Water Management District (District) is public entity established under the laws of the State of California.
2. The District is committed to preserving and nurturing public access and participation in meetings of the District Board and Committees; and
3. All meetings of District legislative bodies are open and public, as required by the Ralph M. Brown Act (Cal. Gov. Code sections 54950 – 54963), so that any member of the public may attend, observe, and participate when District legislative bodies conduct business; and
4. The Brown Act, Government Code section 54953(e), enables remote teleconferencing participation in meetings by members of a legislative body, without strict compliance with requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions; and
5. One required condition is that a state of emergency has been declared by the Governor of the State of California pursuant to Government Code section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the state caused by conditions as described in Government Code section 8558; and
6. A proclamation is made that there is an actual incident, threat of disaster, or extreme peril to the safety of persons and property within the District's jurisdiction, caused by natural, technological, or human-caused disasters; and
7. State or local officials have imposed or recommended measures to promote social distancing, or having the legislative body meet in person would present imminent risks to the health and safety of attendees; and

8. The District Board affirms these conditions now exist in the District. Specifically, on March 4, 2020, the Governor proclaimed a State of Emergency to exist as a result of the threat of COVID-19. That Proclamation has not been terminated by either the Governor or the Legislature pursuant to Government Code section 8629; and
9. Despite sustained efforts to remedy this circumstance, the District Board determines that meeting in person poses an imminent risk to health and safety of attendees due to the COVID-19 virus and its variants; and
10. The District Board finds the emergency created by the COVID-19 virus and its variants has caused, and will continue to cause, conditions of peril to the safety of persons within the District that are likely to be beyond the control of services, personnel, equipment, and facilities of the District, and desires to proclaim a local emergency and ratify the proclamation of state of emergency by the Governor and similar local health orders that require social distancing; and
11. As a consequence of the local emergency, the District Board determines that all legislative bodies of the District are required to conduct their meetings without full compliance with paragraph (3) of subdivision (b) of Government Code section 54953, as authorized by subdivision (e) of section 54953, and that those District legislative bodies shall comply with the requirements to provide public access to the meetings remotely? as prescribed in paragraph (2) of subdivision (e) of section 54953; and
12. Each District legislative body shall continue to conduct meetings with public access available via call-in or internet-based service options and the public shall be allowed to address the legislative body directly in real time; and
13. This Resolution shall authorize the General Manager to establish and maintain platforms necessary for each District legislative body to hold teleconference meetings and provide an avenue for real-time public comments for such meetings; and
14. The District Board finds the introduction and adoption of this resolution is not subject to the California Environmental Quality Act (CEQA) as the activity is not a project as defined in Section 15378) of the CEQA Guidelines.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS THE MONTEREY PENINSULA WATER MANAGEMENT DISTRICT:

SECTION 1. RECITALS. The foregoing findings are true and correct and are adopted by the District Board as though set forth in full.

SECTION 2. PROCLAMATION OF LOCAL EMERGENCY. The Board hereby proclaims that a local emergency now exists throughout the District, and meeting in person would present imminent risk as a result of the COVID-19 virus and its variants.

SECTION 3. RATIFICATION OF PROCLAMATION OF A STATE OF EMERGENCY. The Board hereby ratifies the Governor of the State of California's Proclamation of State of Emergency, effective as of its issuance date of March 4, 2020.

SECTION 4. REMOTE TELECONFERENCE MEETINGS. The General Manager and legislative bodies of the Monterey Peninsula Water Management District are hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution including, conducting open and public meetings in accordance with Government Code section 54953(e) and other applicable provisions of the Brown Act.

SECTION 5. EFFECTIVE DATE OF RESOLUTION. This Resolution shall take effect immediately upon its adoption and shall be remain in effect for a period of 30 days, or until such time the District Board adopts a subsequent resolution in accordance with Government Code section 54953(e)(3) to extend the time during which District legislative bodies may continue to teleconference without compliance with paragraph (3) of subdivision (b) of section 54953.

PASSED AND ADOPTED on this XX day of September, 2021 on a motion by Director _____ and second by Director _____ by the following vote, to wit:

AYES:

NOES:

ABSENT:

I, David J. Stoldt, Secretary to the Board of Directors of the Monterey Peninsula Water Management District, hereby certify the foregoing is a resolution adopted on XX day of September, 2021.

David J. Stoldt,
Secretary to the Board

ITEM: CONSENT CALENDAR**5. CONSIDER ADOPTION OF RESOLUTION NO. 2021-17 -- AMENDING FEES AND CHARGES TABLE – RULE 60**

Meeting Date: **October 18, 2021** **Budgeted:** **N/A**

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

Prepared By: **Gabriela Bravo** **Cost Estimate:** **N/A**

General Counsel Review: Yes

Committee Recommendation: The Administrative Committee considered this item on October 11, 2021, and recommended approval.

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

SUMMARY: Resolution 2021-17 (**Exhibit 5-A**) amends Rule 60, the Fees and Charges Table, to reflect actual expenses (time, effort, and cost) incurred by the District as a result of providing the services listed. Three amendments to Rule 60 are proposed in Resolution 2021-17:

1. The resolution adds a new sub-heading called “Public Records Act Response Costs” for direct costs incurred by the District when it is required to respond to public records requests. This addition to the Table adds new lines under the existing heading “Publications.”
2. “Well Registration Form (Rule 52)” in item 49 is deleted as it is a duplicate with item 82.
3. Table numbering from item 51 forward must be renumbered due to the insertion of these new fees.

RECOMMENDATION: The Administrative Committee recommends that the Board adopt Resolution 2021-17, A Resolution of the Board of Directors of the Monterey Peninsula Water Management District Amending Rule 60, Fees and Charges Table.

BACKGROUND: Ordinance No. 120, adopted March 21, 2005, allows changes to the Fees and Charges Table by resolution. The Fees and Charges Table was last updated on August 16, 2021, by adoption of Resolution 2021-11.

EXHIBIT

5-A Resolution No. 2021-17



EXHIBIT 5-A

RESOLUTION 2021-17

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE MONTEREY PENINSULA WATER MANAGEMENT DISTRICT AMENDING RULE 60, FEES AND CHARGES TABLE

WHEREAS: Fees and charges of the Monterey Peninsula Water Management District (MPWMD) are set forth in the MPWMD Rules and Regulations;

WHEREAS: The MPWMD Board of Directors created a new Fees and Charges Table in MPWMD Rule 60 pursuant to Ordinance No. 120, which became effective on April 20, 2005;

WHEREAS: Fees and charges shall bear a positive correlation to the actual time, effort, and cost of providing the services and actions set forth in the Fees and Charges Table;

WHEREAS: There shall be a new sub-heading called "Public Records Act Response Costs" after Line 47 under the heading "Publication Fees" to assess the direct costs by the District when it is required to respond to public records requests. The new lines shall be added as shown below. All subsequent lines shall be renumbered:

<i>Public Records Act Response Costs</i>		
48	Photocopies (Rule 60) <i>Black and White Copies</i>	<i>Ten (10) cents per page</i>
49	Well Registration Form (Rule 52) <i>Color Copies</i>	<i>\$0.50 cents per page</i>
50	<i>Mailing</i>	<i>Actual cost incurred by District</i>
51	<i>Thumb Drive</i>	<i>\$5.00</i>

NOW, THEREFORE, BE IT RESOLVED: The Board of Directors of the Monterey Peninsula Water Management District hereby amends the Fees and Charges Table to add recovery of direct costs for responding to public records request. All subsequent lines shall be renumbered after the insertion of these new lines.

On motion by _____, and second by _____, the foregoing Resolution is adopted upon this 18th day of October 2021, 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 resolution was duly adopted on the 18th day of October 2021.

Witness my hand and seal of the Board of Directors this ____ day of October 2021.

David J. Stoldt, Secretary to the Board

U:\staff\Boardpacket\2021\20211018\Consent Calendar\05\Item-5-Exh-A.docx

ITEM: CONSENT CALENDAR**6. CONSIDER ALLOCATING FUNDS TO PURCHASE A PORTABLE SONIC FLOW METER TO SUPPORT ASR AND SLEEPY HOLLOW OPERATIONS AND WATER RIGHTS REPORTING**

Meeting Date:	October 18, 2021	Budgeted:	Yes
From:	David J. Stoldt General Manager	Program/ Line Item:	Hydrologic Monitoring 2-5-3
Prepared By:	Jonathan Lear	Cost Estimate:	\$5,000

General Counsel Review: N/A**Committee Review:** The Administrative Committee reviewed this item on October 11, 2021 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 tests the calibration of meters on the ASR and Sleepy Hollow Facilities on an annual schedule. In order to be compliant, the State Water Resources Control Board requires a meter calibration plan to be put into place to keep meters used at the projects within factory specifications. Over the past few years, the District has hired consultants to perform the calibration checks at ASR and Sleepy Hollow. District staff would like to procure a sonic flow meter that would allow staff to bring the task in house. Additionally, the ASR project operates in response to the River flow conditions and the meters totalize in the reverse direction when ASR is injecting water and scheduling consultants on short notice in response to project operations is sometimes tricky.

RECOMMENDATION: The Administrative Committee recommends that the Board authorize the General Manager to allocate funds up to \$5,000 to purchase a sonic flow meter to support Water Rights and Statement of Use reporting to the State Water Resources Control Board.

BACKGROUND: The District maintains several Water Rights related to its projects. Water Rights 20808 A and C are used to divert water from the Cal-Am Carmel Valley wells during high flows and inject water into the Seaside Groundwater Basin. The District files a Statement of Use under Permit S027340 to use a Riparian Right to divert water to use in the Sleepy Hollow Rearing Facility. In 2017, new reporting requirements were added to the Water Rights and Statement of Use reporting to the State Water Resources Control Board. The new regulations required statements of calibrations for the meters used to measure water used or diverted related to Water Rights and Statements of Use. Over the past few years, the District has hired consultants to use a portable sonic flow meter to test the calibrations of meters at the ASR and Rearing facilities. District staff have completed the necessary training required to perform the calibration in house and is seeking to purchase a sonic flow ammeter to facilitate reporting to the State Water Resources Control Board and avoid using consultants to provide calibration reports. The cost of the meter will be recovered in 5 years in lieu of hiring out the work.

EXHIBITS

None

U:\staff\Board_Committees\Admin\2021\20211011\06\Item-6.docx

ITEM: GENERAL MANAGER'S REPORT**9. UPDATE ON DEVELOPMENT OF WATER SUPPLY PROJECTS****Meeting Date:** October 18, 2021 **Budgeted:** N/A**From:** David J. Stoldt,
General Manager **Program/
Line Item No.:****Prepared By:** David J. Stoldt **Cost Estimate:****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.**DISCUSSION:****ASR:** All major construction complete. Landscape plan expected by end of 2021 calendar year.**Desalination Project (MPWSP):** Nothing to report.**Pure Water Monterey Project:***Total PWM water recharged to date:* Approximately 4,500 AF (~ 1.47 billion gallons delivered).*Source Waters:* Blanco Drain and Reclamation Ditch are operational. Salinas Stormwater Phase 1A & 1B facilities are available for use.*Advanced Water Purification Facility:* AWPf is fully operational. In early October, the Waste Management District (WMD) will advertise for construction bids the AWPf-to-Waste Management District cogeneration power tie-in electrical work. Bids opening December 7th with award in January-February 2022. WMD cogen power should be in use at the AWPf by Spring 2023.*Water Conveyance Pipeline & Blackhorse Reservoir:* The pipeline & reservoir are conveying purified water full-time to the injection facilities.*Injection Wells Facilities Phase 3:* All injection wells in service; nominal injection rate holding steady at 300 AF per month.*PWM permitting activities:* State Division of Drinking Water and the RWQCB continue to focus on the latest IW Tracer Study and groundwater modeling results. A site visit by the regulators, M1W, and MPWMD was conducted October 13, 2021. As part of the ongoing permitting activities, a follow-up extrinsic tracer study is being initiated in October. M1W hopes to increase RWQCB waste discharge permit from 3,700 AF to 4,300 AF per calendar year by May/June 2022.

Injection Wells Phase 3: Latest schedule shows delay impacts due to the Deep Injection Wells (DIW's) backflush pumps, for example, DIW-3 first injection is now early February 2022. The procurement delays of the DIW backflush pumps being supplied by National Pump Company are the result of their global and national-level material supply chain impacts and labor shortages. National Pump Company is expediting their Tier 2 and Tier 3 suppliers for improved delivery dates and are themselves working extended shifts and weekends. **The Contractor will likely request a force majeure (or Act of God) schedule extension as a result of the DIW backflush pumps being delivered late.** M1W and the on-site construction manager have requested a Time Impact Analysis from the Contractor and will address the time extension change order after review. A revised schedule is attached as **Exhibit 9-A**.

Expanded Pure Water Monterey

MPWMD and Cal-Am are still in discussion about how to best move the Water Purchase Agreement (WPA) forward through the CPUC.

MPWMD has proposed a 1-page Memorandum of Understanding (MOU) that would indicate the three Parties intent to sign the WPA when approved by the CPUC. Such an MOU would allow the public agencies to spend pre-construction monies. MPWMD should expect to approve an amendment to the project cost sharing agreement with M1W.

M1W and MPWMD staff are working directly with City of Seaside staff to obtain permission for the exploratory DIW borings needed in the October 2021 timeframe to develop the Injection Wells Phase 4 design at the new eastern well field. The Seaside permit to conduct the related geotechnical survey has been secured.

The upcoming exploratory borings at the eastern well field are required to complete the hydrogeologic design of the new DIW's. To secure firm water injection capacity and ensure reliable project yield, a sixth DIW is now recommended, i.e., in addition to the planned DIW-5. The design team will add DIW-6 to the ongoing Expanded PWM Project final design and M1W staff will work with the environmental consultant to prepare the related environmental documentation which will be subject to M1W Board approval.

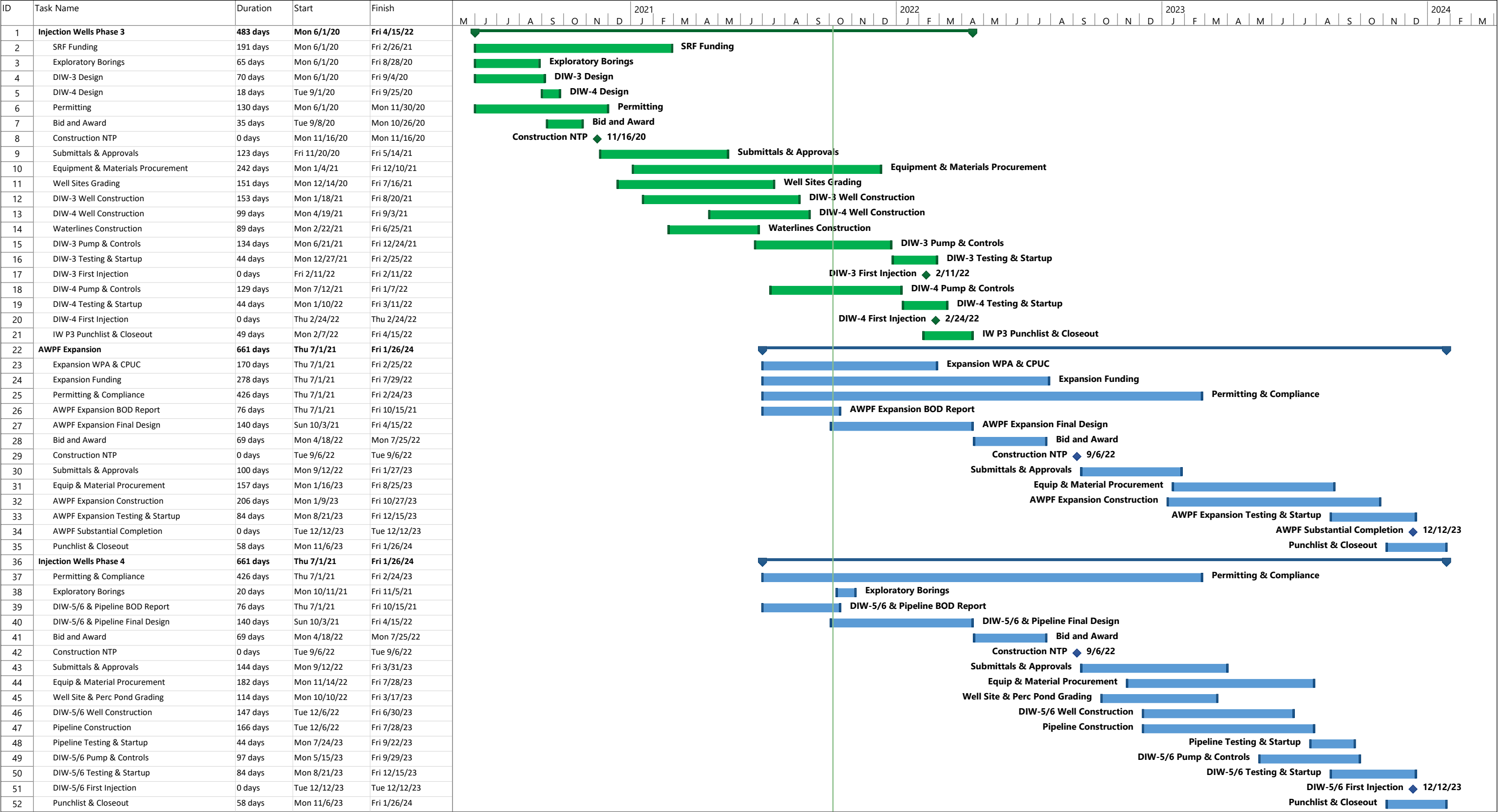
Expanded PWM permitting and design activities for both the AWP expansion and Injection Wells Facilities Phase 4 are ongoing with construction scheduled to start in early September 2022, and substantial completion of new facilities by the end of 2023.

M1W and MPWMD staff have also been meeting with City of Seaside staff to initiate the final property easement acquisition process for all the PWM injection well field facilities.

EXHIBIT

9-A Executive Level Project Schedule

EXHIBIT 9-A: PWM and Expanded PWM Executive Schedule



Project: PWM GWR Summary
Date: Wed 10/6/21

PWM Expansion
Injection Well Ph 3

AWPF Expansion/IW Ph 4 Summary
Injection Well Ph 3 Summary

PWM Expansion Milestones
Injection Wells Phase 3 Milestone

.
.

ITEM: ACTION ITEM**11. CONSIDER RECCOMENDING APPROVAL OF THE WATERMASTER MASTER SERVICE AGREEMENT**

Meeting Date:	October 18, 2021	Budgeted:	Yes
From:	David J. Stoldt, General Manager	Program/ Line Item No.:	N/A
Prepared By:	Jonathan Lear	Cost Estimate:	None

General Counsel Approval: N/A**Committee Recommendation:** The Administrative Committee reviewed this item on October 11, 2021 and recommended approval.**CEQA Compliance:** This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.

SUMMARY: On August 9, 2021, the Administrative Committee recommended to the Board to approve the Draft Master Services Agreement between the District and the Watermaster to provide Hydrologic Monitoring and Database Services. The Board approved this item under the Consent Calendar at the August 16 Board Meeting. District staff transmitted the approved Master Service Agreement to Watermaster staff. At the September 1 Watermaster Board Meeting, a modified version of the Master Services Agreement was approved on Consent Calendar. District staff was informed by District Counsel that the General Manager could not execute a modified Agreement that was not Board authorized. Attachment A is the Watermaster amended version of the Master Services Agreement for consideration. The new version has been reviewed and approved by the Administrative Division and District Counsel and is included as **Exhibit 11-A**. The highlighted words on the 4th page of the agreement were added by the Watermaster.

RECOMMENDATION: The Administrative Committee recommends that the Board approve the Watermaster Amended Master Services Agreement between MPWMD and the Watermaster for Hydrologic Monitoring and Database.

BACKGROUND: In 2009 to assist the Watermaster in establishing its technical databases and hydrologic monitoring network, the District Board and Watermaster Board entered into a Professional Services Agreement for MPWMD to support the Watermaster. For the past 12 years, the District has provided a number of services including professional analysis, hydrologic monitoring, database services, and report tabulation. Now that the Watermaster has established a larger group of professional consultants, the Districts role has changed to support largely the hydrologic data collection and database services. The 2009 Professional Services Agreement was reviewed in 2020 and found to have a number active cost recovery mechanisms no longer practiced by the District and a new Master Service Agreement was drafted.

EXHIBIT**11-A Amended Watermaster Master Service Agreement**

U:\staff\Boardpacket\2021\20211018\Action Items\11\Item-11.docx

MONTEREY PENINSULA WATER MANAGEMENT DISTRICT
MASTER SERVICES AGREEMENT FOR GROUNDWATER
MONITORING AND DATABASE SERVICES

This Services Agreement (the "Agreement") sets forth terms under which Monterey Peninsula Water Management District a California Special District ("DISTRICT") shall provide services to Seaside Groundwater Basin Watermaster, a Monterey County Superior Court Administrative Entity (the "WATERMASTER"). This Agreement is effective as of January 1, 2022 ("Effective Date").

1. **Services.** The DISTRICT shall provide groundwater monitoring and database services for purposes of supporting the WATERMASTER's Monitoring and Maintenance plan ("Services") as described on one or more Statements of Work signed by the DISTRICT and the WATERMASTER that reference this Agreement ("**SOW**" or "**Statement of Work**"). The DISTRICT shall perform groundwater monitoring as outlined in the SOW to collect and enter groundwater data into the WATERMASTER's database, report data to appropriate parties, and respond to data requests ("Deliverable") for the WATERMASTER no later than the due date specified (if applicable) in the SOW ("Completion Date"). This due date is subject to change in accordance with the Change Order process defined in the applicable SOW. WATERMASTER shall assist DISTRICT by promptly providing all information requests known or available and relevant to the Services in a timely manner.

DATA FURNISHED BY WATERMASTER

For the purpose of aiding DISTRICT in the performance of its obligations under this Agreement and SOWs issued under it, WATERMASTER shall furnish DISTRICT all relevant data in its possession and shall render all reasonable assistance to DISTRICT in connection with its performance hereunder. WATERMASTER is responsible for the reasonable correctness of data so furnished, but it shall likewise be the responsibility of DISTRICT to apply reasonable caution in its use and interpretation of the data and to promptly advise WATERMASTER of any incorrectness or suspected incorrectness in the data furnished.

WATERMASTER shall provide to DISTRICT in a timely manner all materials, decisions, and direction necessary to the progress of the work and which are basically the prerogative of WATERMASTER, but which DISTRICT is not required to determine or provide under the terms of this Agreement.

RESPONSIBILITIES OF DISTRICT

DISTRICT is employed to render professional service only, and any payments made are compensation solely for such services.

DISTRICT shall be responsible for the professional quality, technical accuracy, timely completion, and the coordination of all data collection, QA/QC, preparation of data tabulation, data requests, and database support.

For all work performed under this Agreement and all SOWs thereto, DISTRICT shall provide to WATERMASTER copies of all plans, drawings, specifications, studies, data tabulation reports, and all other work products and supporting documentation developed in the course of performing the work authorized by this Agreement. The costs for reproducing, assembling, and delivering said copies of these documents to WATERMASTER shall be considered to have been included in the price for performing each SOW, whether or not specifically stated therein. Unless stated otherwise in the SOW the electronic file (e.g., in MS Word, MS Excel, etc.) of each document shall be provided by DISTRICT to WATERMASTER. WATERMASTER shall have the right, and permission of DISTRICT, to use any such document for any purpose WATERMASTER deems appropriate. Use of documents for other than their intended purpose shall be at WATERMASTER's risk. WATERMASTER shall hold DISTRICT harmless from all claims and damages arising out of improper use of said documents.

DISTRICT shall be and remain liable in accordance with applicable law for damages to WATERMASTER caused by DISTRICT's negligent performance of any of the services performed by the DISTRICT under this Agreement. The only exception in this regard will be for errors, omissions or other deficiencies to the extent attributable to WATERMASTER, WATERMASTER-furnished data, or any third party not under the control of DISTRICT. DISTRICT shall not be responsible for any time delays in Services caused by circumstances beyond DISTRICT's control.

DISTRICT shall perform the services hereunder as an independent contractor, and nothing herein contained shall be construed to be inconsistent with this relationship or status. The employees of DISTRICT assigned to Services shall not be deemed to be the employees of WATERMASTER, and WATERMASTER shall have no right to control the physical conduct of DISTRICT employees.

2. **Contract Price.** For performance of the Services and rendering the Deliverable, WATERMASTER shall pay to DISTRICT all fees due under the applicable SOW.
3. **Dates of Performance.** DISTRICT will begin performing Services upon receipt of signed Agreement. Unless terminated as provided for in this Agreement, the DISTRICT will complete Services by the Completion Date. Deliverable shall be furnished to WATERMASTER or WATERMASTER's consultants.
4. **Change in Services.** Either party, at its discretion and from time to time, may request to revise, correct, or modify the work to be performed under a SOW. All such change requests shall be made formally and in writing. Should DISTRICT determine that said changes will result in an increase or decrease in costs to DISTRICT, these costs shall be evaluated by WATERMASTER and DISTRICT for negotiation as to adjustment in the compensation due DISTRICT. Written agreement as to said changes and adjustment in costs shall be reached between the parties prior to commencement of any work that will cause an increase or decrease in DISTRICT's costs.
5. **Termination.** DISTRICT shall have the right to modify, reject, or terminate any SOW and any related work in process with thirty (30) days written notice to WATERMASTER. In the

event the DISTRICT terminates the SOW prior to completion of Services, the WATERMASTER shall pay the DISTRICT the fees due under the SOW with respect to Services completed as of the date of termination. Upon settlement of funds due to DISTRICT, all WATERMASTER provided materials will be returned to WATERMASTER.

WATERMASTER reserves the right to terminate any SOW to this Agreement at any time prior to the completion of the Services to be furnished by DISTRICT under said SOW by giving thirty (30) days written Notice of Termination to DISTRICT, in which event WATERMASTER shall pay DISTRICT only for work done and direct costs incurred by DISTRICT under said SOW prior to receipt of such Notice of Termination. Such costs will include reasonable costs to bring the work to a halt, and costs to deliver to WATERMASTER the documentation described in the following paragraph. Termination of a particular SOW will not affect any other operative SOW.

Upon receipt of a Notice of Termination, DISTRICT shall (1) promptly discontinue all services affected (unless the notice directs otherwise), and (2) deliver to WATERMASTER all data, drawings, specifications, reports, estimates, summaries, and such other information and materials as may have been accumulated by DISTRICT in performing work under a particular SOW, whether completed or in process.

Upon termination WATERMASTER may take over the work and prosecute the same to completion by agreement with another party or otherwise. Any work taken over by WATERMASTER for completion will be completed at WATERMASTER's risk, and WATERMASTER will hold harmless DISTRICT from all claims and damages arising out of improper use of DISTRICT'S work.

6. **Payment of Services.** In exchange for DISTRICT'S Services under this Agreement, the Watermaster shall pay DISTRICT the contract price set forth in the SOW. DISTRICT shall invoice WATERMASTER quarterly for work completed during the previous quarter. All invoices shall be due and payable within thirty (30) days of the date of receipt by WATERMASTER, provided all costs included in the invoice are adequately supported by documentation accompanying the invoice. If payment is not made within sixty (60) days of the date of receipt by WATERMASTER, interest on the unpaid balance will accrue beginning with the sixty-first day at the rate of 1.0 percent per month, or the maximum interest rate permitted by law, whichever is the lesser. Such interest shall become due and payable at the time said overdue payment is made.

Time-and-Material Payment Method - WATERMASTER will pay the DISTRICT on a time-and-material basis in accordance with the DISTRICT'S most current Standard Schedule of Compensation. The hourly rates set forth in the Standard Schedule of Compensation shall be inclusive of all direct and indirect salary costs, overhead, fringe benefits, and other costs, and shall reflect the total hourly charge for each listed job category. Other direct non-salary expenses for the performance of work authorized under the Time-and-Material Payment Method shall be all identifiable costs directly chargeable to each SOW including, but not limited to: travel and subsistence expenses; work subcontracted to others; reproduction of plans, specifications, reports and other documents; equipment rental; and, drafting and stenographic supplies used in the work. The chargeable rate for automobile mileage for the work to be performed under this Agreement

shall be stated in the SOW. Direct non-salary expenses shall be compensated for at their actual cost, unless otherwise stated in the SOW, providing they have been authorized in advance by WATERMASTER. A Total Price, which may not be exceeded without WATERMASTER's prior written approval, will be established for each specific SOW.

Projected Cost Overruns Under Time-and-Material Payment Method - If, at any time in the performance of the work of a specific SOW under the Time-and-Material payment method, DISTRICT has reason to believe that the costs which it expects to incur to complete the work of that SOW will exceed the total amount authorized for that SOW, DISTRICT shall notify WATERMASTER in writing to that effect. The notice shall: State the reason(s) why DISTRICT anticipates a cost overrun, state the estimated amount of additional funds beyond the total amount currently authorized that will be required to complete the work authorized by the SOW, and provide recommendations of how the overrun can be avoided.

Penalty for Late Performance - The DISTRICT is not responsible for delays in the schedule caused by events outside DISTRICT's reasonable control. However, in the event DISTRICT fails to properly complete work within thirty (30) days of the Completion Date, because of events within DISTRICT's reasonable control, WATERMASTER shall reduce the total compensation established for the work of that SOW by ten percent (10%). Said reduction shall be deemed liquidated damages for the untimely performance of work required by this Agreement. DISTRICT shall be deemed to have waived any claim for such amount by reason of its failure to perform in a timely fashion.

7. **Indemnification.** DISTRICT shall indemnify and hold harmless WATERMASTER and its officers, officials, employees and agents from and against all losses, claims, demands, payments, suits, actions, recoveries, and judgments of every nature and description brought or recoverable against it or them by reason of any grossly negligent act, grossly negligent error, or grossly negligent omission of DISTRICT, its agents, or employees for work performed under this Agreement.

WATERMASTER shall indemnify and hold harmless DISTRICT and its officers, officials, employees and agents from and against all losses, claims, demands, payments, suits, actions, recoveries, and judgments of every nature and description brought or recoverable against it or them by reason of any grossly negligent act, grossly negligent error, or grossly negligent omission of WATERMASTER, its agents, or employees for work performed under this Agreement.

8. **Limitation of Liability.** DISTRICT understands that this Agreement is with WATERMASTER alone, and that none of the members of WATERMASTER are liable for any sums which may be payable hereunder, or for any debts of WATERMASTER.
9. **Compliance with Laws.** Each party shall perform all of its obligations under this Agreement in compliance at all times with all foreign, federal, state and local statutes, orders and regulations, including those relating to privacy and data protection.
10. **General.** Neither party may assign this Agreement without the prior written consent of the other party and any attempt to do so will be void. Any notice or consent under this Agreement will be in writing to the addresses specified below. If any part of this Agreement is found to be

in conflict with applicable laws, such part shall be inoperative, null and void insofar as it is in conflict with said laws, but the remainder of the Agreement shall be in full force and effect. Any waivers or amendments shall be effective only if made in writing signed by a representative of the respective parties. Both parties agree that this Agreement is the complete and exclusive statement of the mutual understanding of the parties, and supersedes and cancels all previous written and oral agreements and communications relating to the subject matter of this Agreement. This Agreement is to be signed by a representative from each party duly authorized to bind to Agreement terms and services and no consent from any third party is required.

Both parties hereby reserve the right to amend the provisions of this Agreement from time to time as may be in the best interest of WATERMASTER and DISTRICT. Such amendments, upon written acceptance by DISTRICT and by WATERMASTER, shall become and be considered as part of this Agreement, and all provisions herein shall apply to such amendments.

This Agreement constitutes the entire agreement between the parties relative to the subject matters hereof, and no modifications thereof shall be effective unless and until such modifications are evidenced by written amendments, signed by both parties to this Agreement. There are no understandings, agreements, conditions, representations, warranties, or promises with respect to the subject matter of this Agreement which are not actually contained in this Agreement, except those expressly contained in such written amendments.

Written notice shall be deemed to have been duly served if delivered in person or by mail to the individuals and at the addresses listed below:

A. WATERMASTER: Administrative Officer
Seaside Basin Watermaster
P.O. Box 51502
Pacific Grove CA 93950

B. DISTRICT: General Manager
Monterey Peninsula Water Management District
5 Harris Court, Building G
PO Box 85
Monterey, CA 93942-0085

11. Choice of Law. This Agreement will be deemed to have been made in, and shall be construed pursuant to, the laws of the State of California without regard to conflicts of laws provisions thereof. Any suit or proceeding arising out of or relating to this Agreement shall be commenced in a State court in Monterey County, California and each party irrevocably submits to the jurisdiction and venue of such courts.

12. Remedies. If any legal action is necessary to enforce or interpret the terms or provisions of this Agreement and all amendments thereto, and the respective rights and duties of the parties

hereunder, the prevailing party shall be entitled to reasonable attorneys' fees in addition to any other entitled relief.

- 13. Insurance.** DISTRICT shall procure and maintain for the duration of this Agreement insurance against claims for injuries to persons or damages to property which may arise from or in connection with the performance of the work hereunder by DISTRICT, its agents, representatives, employees or subcontractors.

A. Minimum Scope and Limits of Insurance

DISTRICT shall maintain the types of insurance with limits no less than those set forth below, and having no deductibles, except as noted.

General Liability Insurance: Combined single limit of \$1,000,000 per occurrence and \$2,000,000 annual aggregate for bodily injury, personal injury, and property damage. If Commercial General Liability Insurance or other form with a general aggregate limit is used, either the general aggregate limit shall apply separately to this Agreement, or the general aggregate limit shall be twice the required occurrence limit.

Automobile Liability Insurance: \$1,000,000 per accident for bodily injury and property damage.

Employer's Liability Insurance: \$1,000,000 per accident for bodily injury or disease.

Workers' Compensation Insurance: As required by the State of California.

B. Other Insurance Provisions

The general liability and automobile liability policies are to contain, or be endorsed to contain, the following provisions:

1. WATERMASTER, its officers, officials, employees, and volunteers are to be covered as insureds as respects: liability arising out of activities performed by or on behalf of DISTRICT; products and completed operations of DISTRICT; premises owned, occupied or used by DISTRICT; or, automobiles owned, leased, hired or borrowed by DISTRICT. The coverage shall contain no special limitations on the scope of protection afforded to WATERMASTER, its officers, officials and employees.
2. For any claims related to this Agreement, DISTRICT insurance coverage shall be primary insurance as respects WATERMASTER, its officers, officials, employees, and volunteers. Any insurance or self-insurance maintained by WATERMASTER, its officers, officials, employees, or volunteers shall be excess of DISTRICT insurance and shall not contribute with it.

3. Any failure to comply with reporting or other provisions of the policies including breaches of warranties shall not affect coverage provided to WATERMASTER, its officers, officials and employees.
4. DISTRICT's insurance shall apply separately to each insured against whom claim is made or suit is brought, except with respect to the limits of the insurer's liability.
5. Each insurance policy required by this clause shall be endorsed to state that coverage shall not be suspended, voided, canceled by either party, reduced in coverage or in limits except after thirty (30) days' prior written notice by certified mail, return receipt requested, has been given to WATERMASTER.
6. Coverage shall not extend to any indemnity coverage for the active negligence of the additional insured in any case where an agreement to indemnify the additional insured would be invalid under Subdivision (b) of Section 2782 of the Civil Code.

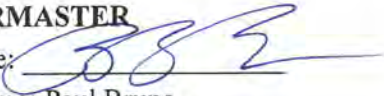
C. Verification of Coverage

DISTRICT shall furnish WATERMASTER with Certificates of Insurance effecting coverage required by this section. All Certificates of Insurance are to be received by WATERMASTER before work commences.

[Signature Page Follows]

Accepted and agreed to as of the Effective Date by the authorized representative of each party:

WATERMASTER

Signature: 

Print Name: Paul Bruno

Print Title: Board Chairman

Date: [09/02/2021]

DISTRICT

Signature: _____

Print Name: _____

Print Title: _____

Date: _____

ITEM: ACTION ITEM**12. CONSIDER ADDING THE POSITION OF HUMAN RESOURCES COORDINATOR/CONTRACT SPECIALIST TO THE DISTRICTS ORGANIZATION CHART**

Meeting Date:	October 18, 2021	Budgeted:	Yes
From:	David J. Stoldt, General Manager	Program/ Line Item No.:	N/A
Prepared By:	Suresh Prasad	Cost Estimate:	\$93,850 (full year salary + benefits)

General Counsel Approval: N/A**Committee Recommendation:** The Administrative Committee reviewed this item on October 11, 2021 and recommended approval.**CEQA Compliance:** This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.

SUMMARY: With the retirement of Human Resources Analyst, District at the time evaluated the need of the District and decided to go with outsourcing the Human Resources (HR) needs to Regional Government Services (RGS). With recent staff changes at RGS and the District's continuing needs for a contracts person, it was determined that an HR Coordinator/Contracts Specialist position would well serve the District's needs.

It is proposed that the HR Coordinator/Contract Specialist position be added to the District's current organization chart. The HR Coordinator/Contract Specialist position will report directly to the Administrative Services Manager/Chief Financial Officer. This position will assist ASD by providing various clerical and technical level support for HR and contract related work. We will continue to have contractual support from RGS for high level HR work. Job description for this position is attached as **Exhibit 12-A**.

The position would be placed at revised Range 26 on the District's salary chart. This placement would be consistent in maintaining internal relationships with other MPWMD job classifications, their requirements, and level of responsibility. The salary range would be consistent in comparison with other agencies for comparable positions in the area.

RECOMMENDATION: The Administrative Committee recommends that the Board authorize staff to add the Human Resources Coordinator/Contract Specialist position to District's current organization chart and associated salary range.

IMPACTS TO STAFF/RESOURCES: A new fully funded position (Contract Specialist) was included in the FY 2020-2021 budget. In addition, partial savings from RGS contract will also help fund for this new position.

EXHIBIT**12-A** Human Resources Coordinator/Contract Specialist job description

U:\staff\Boardpacket\2021\20211018\Action Items\12\Item-12.docx



EXHIBIT 12-A

HUMAN RESOURCES COORDINATOR/CONTRACT SPECIALIST

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

DEFINITION

Under general direction, the Human Resources Coordinator/Contract Specialist performs various clerical and technical tasks in the Administrative Services Department; assists in the administration of training and benefits and employee relations programs; provides information to the public and employees regarding rules and regulations; maintains central personnel records, recruitment files, monitors interview examinations; coordinates training activities; coordinates employee benefits program; performs a variety of responsible office clerical work in which assignments and procedures are indicated in general terms but require use of independent judgment; to do related work as required. Assists monitoring of contracts and grants for compliance, assists with contract templates, contract tracking and processing, tracking of insurance certificates.

DISTINGUISHING CHARACTERISTICS

This is the journey level class. Employees at this level receive only occasional instruction or assistance as new or unusual situations arise, and are fully aware of the operating procedures and policies of the work unit. Successful performance of the work requires the ability to exercise sound independent judgment, coordinate several activities, gather and evaluate data, while meeting critical deadlines and maintaining effective working relationships.

SUPERVISION RECEIVED AND EXERCISED

Receives immediate supervision from the Administrative Services Manager/Chief Financial Officer.

ESSENTIAL AND MARGINAL FUNCTION STATEMENTS

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

Essential Functions:

1. Represent the District in various personnel-related matters.
2. Prepare payroll records.
3. Analyze and interpret policies and procedures.
4. Set up and maintain filing systems; collect, verify and record data; prepare and monitor training budgets.
5. May be responsible for administering specific department programs.
6. Meet and prepare records of proceedings.
7. Maintain confidential records and respond to inquiries for the same.
8. Issue purchase orders and process bills and invoices for payment related to personnel and contracts.
9. Prepare recruitment schedule, job announcements/postings and interview materials.
10. Scheduling/coordinating pre-employment testing.
11. Liaison with pre-employment exam provider.

12. Develop and maintain the training calendar, Register trainees.
13. Prepare event sites.
14. Set-up and maintain all filing systems related to personnel and contract records.
15. Monitor and reconcile payroll and benefit accounts, contracts, and other reconciliations as required.
16. Prepare correspondence, memos and reports.
17. Provide support in negotiating administrative services contracts.
18. Provide Onboarding/Offboarding presentation to employees.
19. Enroll employees in benefit programs.
20. Support the relationship between the District and the general public by demonstrating courteous and cooperative behavior when interacting with citizens, visitors, and staff.
21. Maintain confidentiality of work-related issues and District information.
22. Enters, sorts, and index documents in document management system.
23. Maintains records and participates in Districts safety program.
24. Maintains records related to grants and prepares billings.
25. Maintains vendor contract templates and keeps them updated as necessary.
26. Assist with preparation of RFP/RFQ, including distributing and tracking of the RFP/RFQ.
27. Assist with preparation of vendor contracts, distributing and tracking for signatures.
28. Prepare Purchase Orders for all contracts.
29. Record keeping of all human resources and contracts related documents.
30. Perform other job-related duties within the scope of this job classification as assigned.

QUALIFICATIONS

Knowledge of:

- Applicable State and Federal laws relating to recruitment/selection, EEO/Affirmative Action, unemployment insurance, and benefits administration.
- Interviewing techniques and structure relating to recruitment selection.
- Classification/compensation methodologies.
- Survey techniques.
- Rules and regulations relating to confidential information, including but not limited to subpoenas for records, employment verification, destruction of records.
- Educational methodology and training techniques.
- Office practices and procedures.
- Principles of accounting and contract management.
- Principles and procedures of record keeping.
- Basic mathematical principles.
- Business math.
- Techniques of word processing, database and spreadsheets.
- Modern office procedures, methods and computer equipment.
- Microsoft Office Suite applications such as Word, Excel, PowerPoint and Outlook
- English usage, spelling, grammar and punctuation.
- Basic principles and practices of data collection and report preparation.
- Methods and techniques of proper phone etiquette.
- Techniques for providing a high level of customer service by effectively dealing with the public, vendors, contractors, and District staff.
- Principles and practices of public relations.

Ability to:

- Assist in providing information on employee benefits programs as needed.
- Enter data with high degree of accuracy and consistency into computer system.
- Comply with federal and state laws.
- Maintain employee records, ensuring completion and accuracy of details such as employee contact information, job classification, pay rates, and other key details.
- Assists with the administration of employee benefits, which includes collecting and submitting employee information and notice of change in status to insurance carrier or insurance brokers.
- Apply basic bookkeeping and/or routine statistical principles, practices and techniques.
- Make arithmetic and statistical computations quickly and accurately.
- Perform detailed office support work accurately and in a timely manner.
- Review documents for completeness and accuracy.
- Maintain confidentiality of sensitive information of accounting, confidential records, and other matters affecting employee benefit related files, and other confidential financial matters.
- Organize and prioritize a variety of projects and multiple tasks in an effective and timely manner; organize own work, set priorities, and meet critical time deadlines.
- Examine and verify receipts, invoices, and reimbursement documents.
- Collect and compile data to prepare simple reports; maintain accurate records and document actions taken; and proofread and/or edit for errors in input, grammar, punctuation and arithmetical computation.

Skills in:

- Working effectively with others.
- Organizing information in a systematic way for easy retrieval.
- Interpreting information and make recommendations.
- Representing the District.
- Making oral and written presentations and reports.
- Working independently.
- Learning specialized clerical procedures including bookkeeping.
- Following oral and written instructions.
- Making computations quickly and accurately.
- Maintaining complex finance and personnel records.

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

Experience:

Five years of progressively responsible clerical accounting and administrative work experience with considerable contact with the public. Human resources experience is desired. Public sector work experience is desirable.

Education:

Possession of Associate's degree or equivalent in business, computer applications or other related field. Bachelor's degree in accounting, business or related field is desirable.

License or Certificate:

Possession of, or ability to obtain an appropriate, valid California driver's license, or ability to secure transportation to offsite meetings.

PHYSICAL DEMANDS AND WORKING ENVIRONMENT:

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

Physical Conditions:

- Standing and Walking – Primarily sedentary classification although standing in work areas and walking between work areas may be required.
- Sitting – Ability to work in a seated position at a computer station for extended periods of time.
- Lifting - Ability to safely lift up to 20 pounds; this requirement includes bending at the knees to facilitate proper lifting techniques.
- Manual Dexterity - The ability to perform multiple work activities requiring a significant level of physical and mental coordination, such as operating a computer keyboard; copying, and adding machines; writing.
- Visual – Ability to read printed materials and view a computer screen for long periods.
- Hearing and Speech - Ability to communicate in person, before groups, and over the telephone.
- Mobility – Ability to work in a standard office setting and operate a motor vehicle to visit various meeting sites, reach, carry, push, pull, stoop, and bend.

Environmental Elements:

Employees work in an office environment with moderate noise levels, controlled temperature conditions and no direct exposure to hazardous physical substances. Employees may interact with upset staff and/or public and private representatives in interpreting and enforcing departmental policies and procedures.

EEO Statement:

MPWMD provides a fair and equal employment opportunity for all employees and job applicants. We expect and require the cooperation of all employees in maintaining a discrimination and harassment-free work environment.

Department: Administrative Services

Bargaining Group: Confidential

Exempt: Yes

Approved Date: October 2021

Revised Date: N/A

ITEM: ACTION ITEM**13. CONSIDER CONVERTING THE HYDROGRAPHY PROGRAM COORDINATOR POSITION TO AN ASSOCIATE HYDROLOGIST POSITION THAT CAN BE FILLED AT THE ASSISTANT HYDROLOGIST LEVEL**

Meeting Date:	October 18, 2021	Budgeted:	Yes
From:	David J. Stoldt, General Manager	Program/ Line Item No.:	N/A
Prepared By:	Jonathan Lear	Cost Estimate:	Cost Savings of \$23,970 to \$37,970

General Counsel Approval: N/A**Committee Recommendation: The Administrative Committee reviewed this item on October 11, 2021 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 Water Resources Division currently holds the employee positions of Division Manager, Senior Water Resources Engineer, Hydrography Program Coordinator, Associate Hydrologist, and the recently filled Assistant Hydrologist. On 9/16/21, the employee in Hydrography Program Coordinator tendered a letter of resignation and will retire on 12/30/21 after over 30 years of service to the District. This position was originally classed as a Hydrologist position with a ladder between the Assistant and Associate levels. After 16 years of experience, the current position was re-classed into the Program Coordinator position. The Water Resources Division is seeking to convert the Hydrography Coordinator position back into the ladder Hydrologist position prior to refilling the position. The purpose of converting the position is to restructure the Water Resources Division to allow for more cross-program coordination by bringing the surface water program under the Division Manager whom is already the lead for all other hydrologic monitoring, project operations, technical databases, and permitting and compliance support. Staffing these programs with Hydrologists that can work in all of the programs will bring a more robust and adaptable work force to the District. Converting the position to a ladder position will allow the District to recruit and both levels and reach a larger applicant pool.

Converting the position has an annual cost savings of \$23,970 to \$37,970 due to the difference in salary between the positions. Hiring this position will allow the District to take advantage of the new positions skill set to offset costs elsewhere. For example, the WRD will be able to perform in Division GIS work and only use the GIS consultant for technical support and not work product. Currently the WRD relies on Lynx Technologies for GIS work product. A budget adjustment will not be necessary for this action because the Program Coordinator is compensated at a higher range of the District salary scale.

At the District, the Hydrologist position is a journey level position offering a career ladder and the Hydrologist Technician is not. The WRD is looking to attract a type of employee that is interested

in a career track with the District that can be utilized in succession plans in the Water Resources Division. By re-classifying this position, the District can begin the recruitment process immediately and minimize the time the Water Resources Division is down one employee.

RECOMMENDATION: The Administrative Committee recommends the Board convert the Hydrography Program Coordinator Position to either an Assistant Hydrologist Position at Range 30 or an Associate Hydrologist at Range 37 to be determined by applicant pool.

BACKGROUND: Greg James accepted his position as an Associate Hydrologist at the District on 9/3/1991. He was promoted to the Hydrography Program lead in 2007. On 9/16/2021, Greg tendered his resignation indicating he was retiring from District service effective 12/30/2021. Greg has been a great asset to the District for over 30 years and has created a robust surface water monitoring network collecting high quality data. The data his program generates helps to inform ASR operations, fish rescues, water rights applications, and was used to build the Carmel Valley Hydrologic Groundwater Model.

EXHIBITS

13-A Assistant Hydrologist Job Description

13-B Associate Hydrologist Job Description

EXHIBIT 13-A**MONTEREY PENINSULA WATER MANAGEMENT DISTRICT****ASSISTANT HYDROLOGIST**

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

DEFINITION

To plan, organize and conduct hydrologic related research projects; to gather, compile, analyze and interpret data related to water supply planning, demand management, water quality, fisheries and riparian vegetation; and to perform a variety of technical tasks relative to assigned areas of responsibility.

DISTINGUISHING CHARACTERISTICS

This is the full journey level class within the professional Hydrologist series. Employees within this class perform the full range of duties as assigned. Positions at this level receive only occasional instruction or assistance as new or unusual situations arise, and are fully aware of the operating procedures and policies of the work unit. This class is distinguished from the Associate Hydrologist in that the latter performs more complex duties with minimal supervision and guidance.

SUPERVISION RECEIVED AND EXERCISED

Receives direction from the Water Resources Manager.

ESSENTIAL AND MARGINAL FUNCTION STATEMENTS

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

Essential Functions:

1. Assist in with the well reporting program; distribute, collect and compile annual production reports from all well owners and operators in the District.
2. Perform well registration; receive new permits from County Health Department, mail letters and forms, locate wells on map, assign numbers and reference to assessor parcel number; review well logs; update District database.
3. Measure depth to water in wells throughout the District; maintain well probes and monitor sites.
4. Read water meters on medium and large wells; maintain records on spreadsheet, calculate production and report to General Manager; notify well owners of violations and discrepancies.
5. Oversee activities of contractors; observe well drilling operations, evaluate well cuttings, assist with set up and clean up of District drilling sites.
6. Collect water quality samples and enter results into District databases
7. Operate and Monitor the Districts Aquifer Storage and Recovery Program
8. Measure and calculate stream flow; use current meters in all types of weather; maintain field notes in book and computer, and work up stream flow records.

9. Assist with installation and maintenance of stream flow gauging stations; install pipes, brackets, concrete, pressure transducers, data loggers, float recorders and housings.
10. Retrieve data from weather stations; connect to modem or lap top computer, convert and enter data; produce report.
11. Maintain weather stations; check and change batteries, thermistors, anemometers, pyranometers, rain gauges and housings as needed; reprogram station as required.
12. Collect wetland soil samples; obtain samples, deliver to lab and enter data into computer.
13. Conduct vegetation transect and quadrats sampling in wetlands; find established sites, set up tag line, identify plants, quantify and enter data into computer for statistical analysis.
14. Prepare a variety of reports; compose text and develop charts, graphs, and maps.
15. Respond to requests for hydrologic information; explain availability and policy; write letters in response to inquiries.
16. Estimate time, materials and equipment required for jobs assigned; requisition materials as required.
17. Attend and participate in professional group meetings and committees; stay abreast of new trends and innovations in the field of surface and ground water resource management and monitoring.
18. Respond to public inquiries in a courteous manner; provide information within the area of assignment; resolve complaints in an efficient and timely manner.
19. Hike into remote areas to make inspections, measurements and observations and to conduct studies.
20. Serve as District representative on interview panels for other agencies as necessary.
21. Perform related duties and responsibilities as required.

QUALIFICATIONS

Knowledge of:

Operations, services and activities of a well production monitoring program.
Principles and practices of hydrologic, climatic, geologic and biologic science.
Riparian systems, wetland systems and fishery biology.
Streamflow gaging
Computer applications related to hydrology including data management, word processing and report writing.
Mathematics and statistics.
Methods and techniques of soil sampling.
Basic drafting methods, techniques and tools.
Proper and safe use of hand and power tools.
Basic carpentry, pipe fitting and cement working techniques.
Laws and regulations relating to wells, water distribution, water production, fisheries, and riparian environments.
Basic stream sedimentation and erosion processes.
Water quality sampling protocols.
Global positioning satellite systems for mapping.
Chain of custody forms.

Operation of pumps and water meters.
Occupational hazards and standard safety practices.

Ability to:

Develop and maintain databases and spreadsheets.
Accurately compile and analyze data.
Prepare and interpret maps.
Install, operate and maintain stream flow gauging stations.
Measure all ranges of stream flow and compute continuous stream flow records.
Troubleshoot electrical and mechanical equipment.
Utilize a computer terminal for data management, data processing and word processing.
Operate equipment in a safe and effective manner.
Perform instrument calibration.
Use proper techniques to acquire water quality samples.
Complete chain of custody forms for water quality and biological samples.
Operate GPS equipment to locate wells and other monitoring sites.
Work independently in the absence of supervision.
Understand and follow oral and written instructions.
Communicate clearly and concisely, both orally and in writing.
Establish and maintain effective working relationships with those contacted in the course of work.
Maintain physical condition appropriate to the performance of assigned duties and responsibilities.

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

Experience

Three years of increasingly responsible water resource management experience.

Training

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

License or Certificate:

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

WORKING CONDITIONS

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

Environmental Conditions:

Office and field environment with some travel to attend meetings; work in and around water; exposure to all types of weather and temperature conditions; exposure to poisonous plants, animals, and/or insects; work closely with others and work alone; irregular work hours; exposure to computer screens, atmospheric conditions, and slippery and uneven conditions; working with machinery.

Physical Conditions:

Essential and marginal functions may require maintaining physical condition necessary for moderate to heavy lifting and carrying; walking, standing and sitting for prolonged periods of time; bending, climbing and reaching; operating motorized vehicles and equipment.

Vision:

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

Hearing:

Hear in the normal audio range with or without correction.

EEO Statement:

MPWMD provides a fair and equal employment opportunity for all employees and job applicants. We expect and require the cooperation of all employees in maintaining a discrimination and harassment-free work environment.

Department: Water Resources Division

Bargaining Group: General Unit

Exempt: Yes

Approved Date: October 2021

Revised Date: N/A

EXHIBIT 13-B

MONTEREY PENINSULA WATER MANAGEMENT DISTRICT

ASSOCIATE HYDROLOGIST

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

DEFINITION

To develop and maintain complex and difficult programs related to managing the District's surface water resources including the stream flow monitoring program; to design, install and maintain stream flow gauging stations; and to perform a variety of technical tasks relative to assigned areas of responsibility.

DISTINGUISHING CHARACTERISTICS

This is the advanced journey level class in the professional Hydrologist series. Positions at this level are distinguished from other classes within the series by the level of responsibility assumed and the complexity of duties assigned. Employees perform the most difficult and responsible types of duties assigned to classes within this series and function with minimal supervision and guidance. Employees at this level are required to be fully trained in all procedures related to assigned area of responsibility.

SUPERVISION RECEIVED AND EXERCISED

Receives direction from the Water Resources Manager.

May exercise functional and technical supervision over lower level staff.

ESSENTIAL AND MARGINAL FUNCTION STATEMENTS

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

Essential Functions:

1. Design and perform complex hydrologic related research studies; establish methodology and standards; perform data analyses and interpretation relating to surface water quality and quantity; guide technical field staff in data collection, analyses, storage, retrieval and reporting.
2. Provide technical support for long-term and interim water supply projects, water rights studies, river erosion and sedimentation processes, fisheries, riparian vegetation and surface water modeling projects.
3. Inspect river to identify erosion hazards; perform erosion control and revegetation project design and implementation, including surveying, drafting, and cost estimation; present projects to community groups and prepare permit applications.
4. Conduct hydrologic analyses of proposed water supply projects including effects on river channel geometry, flood elevations, riparian vegetation and sediment transport; assist in the preparation of off-site mitigation plans.
5. Operate, maintain and repair the District's ASR Project.
6. Operate, maintain and repair stream flow measuring equipment including survey equipment and stream flow measuring gear.
7. Manage computer database and filing system, compute stream flow records, tabulate rainfall records and prepare technical reports; produce computerized graphics of hydrologic data collected.
8. Administer contracts for construction projects and hydrologic studies and inspect work activities of contractors; prepare "as built" drawings.

9. Attend and participate in professional group meetings; stay abreast of new trends and innovations in the field of surface and ground water resource management and stream flow monitoring.
10. Hike into remote areas to make inspections, measurements and observations and to conduct studies.
11. Operate and maintain the fish counter logging system; assist with fish population surveys and fish rescues as necessary.
12. Ensure adherence to safe work practices and procedures.
13. Respond to public inquiries in a courteous manner; provide information within the area of assignment; resolve complaints in an efficient and timely manner.
14. Estimate time, materials and equipment required for jobs assigned; requisition materials as required.
15. Serve as District representative on interview panels for other agencies as necessary.
16. Perform related duties and responsibilities as required.

QUALIFICATIONS

Knowledge of:

Operations, services and activities of a stream flow monitoring program.
Advanced principles and practices of hydrologic, climatic and geologic science.
Advanced field hydrologic, climatologic and biologic data collection techniques.
Stream sedimentation and erosion processes.
Methods and techniques of land surveying.
Computer equipment, software, and data collection platforms.
Basic construction skills including carpentry and cement work.
Intermediate mathematics and statistics.
Basic electronics.
Operational characteristics of power and hand tools.
Water quality sampling protocols.
Global positioning satellite systems for mapping.
12 volt wiring.
Chain of custody forms.
Occupational hazards and standard safety practices.

Ability to:

Perform professional-level hydrologic and environmental work studies.
Accurately quantify surface water resources.
Design, locate, install, operate and maintain stream flow gauging stations.
Measure all ranges of stream flow and compute continuous stream flow records.
Independently perform the most difficult stream flow calculations.
Conduct meetings and serve as District representative.
Compile and analyze difficult technical and statistical information and data.
Utilize a computer terminal for data management, data processing and word processing.
Interpret, explain and enforce department policies and procedures.
Operate a vehicle and equipment in a safe and effective manner.
Perform instrument calibration.
Use proper techniques to acquire water quality samples.
Complete chain of custody forms for water quality and biological samples.
Operate GPS equipment to locate wells and other monitoring sites.
Work independently in the absence of supervision.
Understand and follow oral and written instructions.
Communicate clearly and concisely, both orally and in writing.
Establish and maintain effective working relationships with those contacted in the course of work.

Maintain physical condition appropriate to the performance of assigned duties and responsibilities.

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

Experience

Five years of increasingly responsible surface water resource management experience.

Training

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

License or Certificate:

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

WORKING CONDITIONS

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

Environmental Conditions:

Office and field environment with some travel to attend meetings; work in and around water; exposure to all types of weather and temperature conditions; exposure to poisonous plants, animals, and/or insects; work closely with others and work alone; irregular work hours; exposure to computer screens, atmospheric conditions, and slippery and uneven conditions; working with machinery.

Physical Conditions:

Essential and marginal functions may require maintaining physical condition necessary for moderate to heavy lifting and carrying; walking, standing and sitting for prolonged periods of time; bending, climbing and reaching; operating motorized vehicles and equipment.

Vision:

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

Hearing:

Hear in the normal audio range with or without correction.

EEO Statement:

MPWMD provides a fair and equal employment opportunity for all employees and job applicants. We expect and require the cooperation of all employees in maintaining a discrimination and harassment-free work environment.

Department: Water Resources Division

Bargaining Group: General Unit

Exempt: Yes

Approved Date: October 2021

Revised Date: N/A

U:\staff\Boardpacket\2021\20211018\Action Items\13\Item-13-Exh-B.docx

ITEM: ACTION ITEM**14. CONSIDER RECOMMENDING FORMATION OF A REDISTRICTING COMMITTEE FOR THE REALIGNMENT OF DISTRICT VOTER DIVISIONS****Meeting Date: October 18, 2021 Budgeted: N/A****From: David J. Stoldt, General Manager Program/ Line Item No.:****Prepared By: David J. Stoldt Cost Estimate:****General Counsel Review: N/A****Committee Recommendation: N/A****CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.**

SUMMARY: The District's redistricting demographer Lapkoff & Gobalet Demographic Research, has determined that the boundaries of the District's current election divisions will need adjusting. The 2020 Census counts show that more than a technical adjustment is needed to balance the Districts' total populations. Divisions 1 and 3 are too populous and division 4's population is too small. Divisions 2 and 5 are a bit underpopulated, but within acceptable limits. The District will need to redo the plan, and divisions 2 and 5 boundaries might need to be changed as the other three districts are adjusted.

This is not surprising given that the election districts haven't been adjusted since 2002.

The District outer boundaries split many census blocks, and the consultant must first work to determine how much population is within the District. They have worked enough on the outer boundaries to know that the District will need a full redistricting process. Since special districts have the most time to redistrict, the consultants suggest to start the process in January.

The District should engage the public through forming a panel or commission. It will take several weeks to seek appointees and form it. The consultant has suggested a first meeting of the commission should be in January. Typically, three meetings are enough, perhaps two weeks apart is good.

RECOMMENDATION: The General Manager recommends the Board authorize the District to advertise the Commission in local publications two consecutive weeks, accept statements of interest from prospective participants for three weeks after appearance of the second advertisement, each Director appoint a participant from their division, and the mayoral and county representatives appoint one each from their city or supervisorial district, and the Board as a whole agree on two additional "at-large" participants at the December Board meeting.

EXHIBITS

None

ITEM: INFORMATIONAL ITEM/STAFF REPORT**15. REPORT ON ACTIVITY/PROGRESS ON CONTRACTS OVER \$25,000**

Meeting Date: October 18, 2021 **Budgeted:** N/A

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

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

General Counsel Review: N/A

Committee Recommendation: The Administrative Committee reviewed this item on October 11, 2021.

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

SUMMARY: Attached for review is **Exhibit 15-A**, monthly status report on contracts over \$25,000 for the period July 2021. This status report is provided for information only, no action is required.

EXHIBIT**15-A** Status on District Open Contracts (over \$25k)

EXHIBIT 15-A

87

**Monterey Peninsula Water Management District
Status on District Open Contracts (over \$25K)
For The Period July 2021**

Contract	Description	Date Authorized	Contract Amount	Prior Period Expended To Date	Current Period Spending	Total Expended To Date	Expected Completion	Current Period Activity	P.O. Number
1 Regional Government Services	Human Resources contractual services	6/21/2021	\$ 70,000.00	\$ -	\$ 1,683.00	\$ 1,683.00			PO02698
2 The Marketing Department	Outreach Consultant Contract FY 2021/2022	6/21/2021	\$ 51,000.00	\$ -		\$ -			PO02696
3 Tetra Tech, Inc.	Engineering services Sleepy Hollow Facility Upgrade	6/21/2021	\$ 67,500.00	\$ -		\$ -			PO02693
4 Tyler Technologies	Incode Software Maintenance 09/2021-08/2022	6/21/2021	\$ 29,163.98	\$ -		\$ -			PO02686
5 DeVeera Inc.	Dell PE R740XD Series Server (2)	6/21/2021	\$ 60,000.00	\$ -		\$ -			PO02666
6 CSC	Annual e-recording of deed restrictions.	6/21/2021	\$ 26,000.00	\$ -	\$ 5,000.00	\$ 5,000.00		Current period payment of recording fees	PO02663
7 PERS Retirement	CalPERS Annual Unfunded Accrued Liability	7/1/2021	\$ 457,710.00	\$ -	\$ 457,710.00	\$ 457,710.00		Annual payment of CalPERS unfunded liability	PO02657
8 Zim Industries, Inc.	ASR 1 Rehabilitation	2/25/2021	\$ 113,350.00	\$ -	\$ 100,963.39	\$ 100,963.39		Current period payment of ASR 1 well rehab services	PO02650
9 DeVeera Inc.	BDR Datto Services Contract FY 2021/2022	6/21/2021	\$ 26,352.00	\$ -	\$ 2,196.00	\$ 2,196.00		Current period billing for IT backup services	PO02646
10 DeVeera Inc.	IT Managed Services Contract for FY 2021/2022	6/21/2021	\$ 58,728.00	\$ -	\$ 4,893.40	\$ 4,893.40		Current period billing for IT managed services	PO02647
11 The Ferguson Group LLC	2021-22 - Legislative and Administrative Services	6/21/2021	\$ 99,500.00	\$ -	\$ 8,158.73	\$ 8,158.73		Current period retainer billing	PO02645
12 JEA & Associates	Legislative and Administrative Services	6/21/2021	\$ 43,400.00	\$ -	\$ 3,200.00	\$ 3,200.00		Current period retainer billing	PO02644
13 Lynx Technologies, Inc	Geographic Information Systems contractual services	6/21/2021	\$ 35,000.00	\$ -	\$ 450.00	\$ 450.00			PO02637
14 Pueblo Water Resources, Inc.	ASR Operations Support	6/21/2021	\$ 75,000.00	\$ -		\$ -			PO02630
15 MBAS	ASR Water Quality	6/21/2021	\$ 40,000.00	\$ -	\$ 8,110.00	\$ 8,110.00		Current period billing related to ASR water quality testing	
16 SDRMA - Prop & Liability Package	SDRMA 2021-2022 Property/Liability Premium	7/1/2021	\$ 133,834.74	\$ -	\$ 133,834.74	\$ 133,834.74		Annual payment of property/liability insurance	PO02620
17 SDRMA - Workers Comp Insurance	SDRMA 2021-2022 Workers' Compensation Premium	7/1/2021	\$ 59,146.22	\$ -	\$ 59,146.22	\$ 59,146.22		Annual payment of w/comp insurance	PO02600
18 Monterey One Water	PWM Deep Injection Well #4 Design/Construction	9/21/2020	\$ 4,070,000.00	\$ 1,007,167.27		\$ 1,007,167.27			PO02604
19 Goodin, MacBride, Squeri & Day, LLP	Legal Fee Related MPWSP	4/1/2021	\$ 50,000.00	\$ 12,717.04	\$ 5,335.00	\$ 18,052.04		Current period legal services billing	PO02601
20 Local Agency Formation Commission (LAFCO) of Monterey County	Measure J/Rule 19.8 MPWMD LAFCO Application Proces	5/17/2021	\$ 80,000.00	\$ 64,163.00		\$ 64,163.00			PO02598
21 FISHBIO	Carmel River Fish Weir	8/17/2020	\$ 130,000.00	\$ 126,799.07		\$ 126,799.07			PO02586
22 Monterey County Elections Department	November 3, 2020 Election Expense	6/15/2020	\$ 200,000.00	\$ 119,628.12		\$ 119,628.12			PO02585
23 Shute, Mihaly & Weinberger LLP	Measure J CEQA Litigation Legal Services	12/23/2020	\$ 200,000.00	\$ 115,596.47		\$ 115,596.47		Current period billing related to Measure J CEQA litigation legal services	PO02490
24 The Marketing Department	Outreach Consultant Contract FY 2020/2021	9/21/2020	\$ 36,000.00	\$ 32,587.95		\$ 32,587.95		Current period retainer billing	PO02506
25 De Lay & Laredo	Measure J/Rule 19.8 3rd Party Operations Phase II	12/16/2019	\$ 87,000.00	\$ 18,690.50		\$ 18,690.50			PO02398
26 Weston Solutions, Inc.	UXO Support Services	6/15/2020	\$ 26,378.70	\$ 4,798.18	\$ 345.02	\$ 5,143.20		Current period billing for UXO support	PO02371

Monterey Peninsula Water Management District
Status on District Open Contracts (over \$25K)
For The Period July 2021

Contract	Description	Date Authorized	Contract Amount	Prior Period Expended To Date	Current Period Spending	Total Expended To Date	Expected Completion	Current Period Activity	P.O. Number
27	Denise Duffy & Assoc. Inc.	CEQA addendum for ASR Parallel Pipeline	4/20/2020	\$ 28,567.00	\$ 25,970.44		\$ 25,970.44		
28	Pueblo Water Resources, Inc.	ASR Operations Support	6/15/2020	\$ 75,000.00	\$ 65,390.33	\$ 4,212.23	\$ 69,602.56	Current period billing for ASR water quality services	PO02320
29	De Lay & Laredo	Measure J/Rule 19.8 Appraisal/MAI Services	6/15/2020	\$ 120,000.00	\$ 76,032.00		\$ 76,032.00		PO02316
30	De Lay & Laredo	Measure J/Rule 19.8 Appraisal/Rate Study Phase II	12/16/2019	\$ 200,000.00	\$ 184,965.00	\$ 2,172.50	\$ 187,137.50	Current period billing related to Measure J rate study services	PO02282
31	De Lay & Laredo	Measure J/Rule 19.8 Operations Plan - Phase II	12/16/2019	\$ 145,000.00	\$ 62,077.50		\$ 62,077.50		PO02281
32	De Lay & Laredo	Measure J/Rule 19.8 CEQA Services Consultant	12/16/2019	\$ 134,928.00	\$ 134,779.54		\$ 134,779.54		PO02273
33	Rutan & Tucker, LLP	Rule 19.8 Eminent Domain Legal Services Phase II	12/16/2019	\$ 200,000.00	\$ 164,235.44	\$ 2,850.00	\$ 167,085.44	Current period billing related to Measure J rate study services	PO02236
34	Norton Rose Fulbright	Cal-Am Desal Structuring & Financing Order	4/20/2015	\$ 307,103.13	\$ 38,557.29		\$ 38,557.29		PO02197
35	Pueblo Water Resources, Inc.	ASR SMWTF Engineering Services During Construction	10/21/2019	\$ 148,100.00	\$ 139,832.24		\$ 139,832.24		PO02163
36	U.S. Bank Equipment Finance	Copier machine leasing - 60 months	7/15/2019	\$ 52,300.00	\$ 20,169.26	\$ 871.81	\$ 21,041.07	6/30/2024 Current period billing for photocopy machine lease	PO02108
37	Monterey One Water	Supplemental EIR Costs for PWM Expansion Project	3/18/2019	\$ 750,000.00	\$ 731,336.70		\$ 731,336.70		PO02095
38	Monterey One Water	Pre-Construction Costs for PWM Expansion Project	11/13/2017	\$ 360,000.00	\$ 312,617.94		\$ 312,617.94		PO02094
39	DUDEK	Consulting Services for Prop 1 grant proposal	4/15/2019	\$ 95,600.00	\$ 94,315.05		\$ 94,315.05		PO01986
40	Denise Duffy & Associates	Consulting Services IRWM plan update	12/17/2018	\$ 55,000.00	\$ 53,322.32		\$ 53,322.32		PO01985
41	Tetra Tech, Inc.	Engineering services Sleepy Hollow Facility Upgrade	7/16/2018	\$ 30,000.00	\$ 26,367.76		\$ 26,367.76		PO01880
42	Colantuono, Highsmith, & Whatley, PC	Legal Services for MCWD vs PUC Matter for FY 2018-2019	7/1/2018	\$ 60,000.00	\$ 54,628.80		\$ 54,628.80	6/30/2022	PO01874
43	Ecology Action of Santa Cruz	IRWM HEART Grant	4/16/2018	\$ 152,600.00	\$ 86,362.33		\$ 86,362.33		PO01824
44	Pueblo Water Resources, Inc.	ASR Backflush Basin Expansion, CM services	7/16/2018	\$ 96,034.00	\$ 68,919.39		\$ 68,919.39		PO01778
45	Rural Community Assistance Corporation	IRWM DAC Needs Assessment	4/16/2018	\$ 100,000.00	\$ 99,250.00		\$ 99,250.00		PO01777
46	Mercer-Fraser Company	Sleepy Hollow Intake upgrade project	7/16/2018	\$ 1,802,835.00	\$ 1,786,834.91		\$ 1,786,834.91		PO01726
47	Pueblo Water Resources, Inc.	Seaside Groundwater Basin Geochemical Study	1/24/2018	\$ 68,679.00	\$ 36,795.25		\$ 36,795.25		PO01628
48	Pueblo Water Resources, Inc.	SSAP Water Quality Study	8/21/2017	\$ 94,437.70	\$ 44,318.11		\$ 44,318.11		PO01510
49	Normandeau Associates, Inc.	Assistance with IFIM Study	11/13/2017	\$ 35,000.00	\$ 31,482.50		\$ 31,482.50		PO01509
50	Balance Hydrologics, Inc	Design Work for San Carlos Restoration Project	6/19/2017	\$ 51,360.00	\$ 50,894.32		\$ 50,894.32		PO01321
51	AECOM Technical Services, Inc.	Los Padres Dam Alternatives Study	1/25/2017	\$ 700,700.00	\$ 527,325.50		\$ 527,325.50		PO01268
52	Denise Duffy & Assoc. Inc.	MMRP Services for Monterey Pipeline	1/25/2017	\$ 80,000.00	\$ 73,144.06		\$ 73,144.06		PO01202
53	Goodin, MacBride, Squeri, Day, Lamprey	User Fee PUC Proceedings Legal Fee	7/1/2016	\$ 50,000.00	\$ 49,318.05		\$ 49,318.05	6/30/2022	PO01100

Monterey Peninsula Water Management District
Status on District Open Contracts (over \$25K)
For The Period July 2021

Contract	Description	Date Authorized	Contract Amount	Prior Period Expended To Date	Current Period Spending	Total Expended To Date	Expected Completion	Current Period Activity	P.O. Number
54	Whitson Engineers	Carmel River Thawleg Survey	9/19/2018	\$ 52,727.43	\$ 49,715.00	\$ 49,715.00			PO01076
55	HDR Engineering, Inc.	Los Padres Dam Fish Passage Study	4/18/2016	\$ 320,000.00	\$ 316,085.56	\$ 316,085.56			PO01072
56	Michael Hutnak	GS Flow Modeling for Water Resouces Planning	8/19/2013	\$ 71,800.00	\$ 65,880.00	\$ 65,880.00			PO00123
57	Justin Huntington	GS Flow Modeling for Water Resouces Planning	8/19/2013	\$ 59,480.00	\$ 53,918.98	\$ 53,918.98			PO00122

ITEM: INFORMATIONAL ITEM/STAFF REPORT**16. STATUS REPORT ON MEASURE J/RULE 19.8 PHASE II SPENDING****Meeting Date: October 18, 2021 Budgeted: N/A****From: David J. Stoldt, General Manager Program/Line Item No.: N/A****Prepared By: Suresh Prasad Cost Estimate: N/A****General Counsel Review: N/A****Committee Recommendation: The Administrative Committee reviewed this item on October 11, 2021.****CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.**

SUMMARY: Attached for review is **Exhibit 16-A**, monthly status report on Measure J/Rule 19.8 Phase II spending for the period August 2021. This status report is provided for information only, no action is required.

EXHIBIT**16-A Status on Measure J/Rule 19.8 Phase II Spending**

**Monterey Peninsula Water Management District
Status on Measure J/Rule 19.8 Spending Phase II
Through August 2021**

	Contract	Date Authorized	Contract/Approved Amount	Prior Period Spending	Current Period Spending	Total Expended To Date	Spending Remaining	Project No.
1	Eminent Domain Legal Counsel	12/16/2019	\$ 225,000.00	\$ 167,085.44		\$ 167,085.44	\$ 57,914.56	PA00005-01
2	CEQA Work	12/16/2019	\$ 134,928.00	\$ 134,779.54		\$ 134,779.54	\$ 148.46	PA00005-02
3	Appraisal Services	12/16/2019	\$ 200,000.00	\$ 187,137.50	\$ 1,546.25	\$ 188,683.75	\$ 11,316.25	PA00005-03
4	Operations Plan	12/16/2019	\$ 145,000.00	\$ 94,860.00		\$ 94,860.00	\$ 50,140.00	PA00005-04
5	District Legal Counsel	12/16/2019	\$ 40,000.00	\$ 125,229.06		\$ 125,229.06	\$ (85,229.06)	PA00005-05
6	MAI Appraiser	12/16/2019	\$ 120,000.00	\$ 76,032.00		\$ 76,032.00	\$ 43,968.00	PA00005-06
7	Jacobs Engineering	12/16/2019	\$ 87,000.00	\$ 86,977.36		\$ 86,977.36	\$ 22.64	PA00005-07
8	LAFCO Process	12/16/2019	\$ 150,000.00	\$ 71,363.00	\$ 50,000.00	\$ 121,363.00	\$ 28,637.00	PA00005-08
9	Contingency/Miscellaneous/Uncommitted	12/16/2019	\$ 289,072.00	\$ 26,034.95	\$ 5,925.00	\$ 31,959.95	\$ 257,112.05	PA00005-20
	Total		\$ 1,391,000.00	\$ 969,498.85	\$ 57,471.25	\$ 1,026,970.10	\$ 364,029.90	

1	Measure J CEQA Litigation Legal Services	12/23/2000	\$ 200,000.00	\$ 115,596.47	\$ 19,224.10	\$ 134,820.57	\$ 65,179.43	PA00005-15
---	--	------------	---------------	---------------	--------------	---------------	--------------	------------

**Phase I Costs
Status on Measure J/Rule 19.8 Spending
Through November 2019**

	Contract	Date Authorized	Contract Amount	Prior Period Spending	Current Period Spending	Total Expended To Date	Spending Remaining	Project No.
1	Eminent Domain Legal Counsel	12/17/2018	\$ 100,000.00	\$ 148,802.21	\$ 12,195.95	\$ 160,998.16	\$ (60,998.16)	PA00002-01
2	Investment Banking Services	2/21/2019	\$ 30,000.00	\$ -	\$ 27,000.00	\$ 27,000.00	\$ 3,000.00	PA00002-02
3	Valuation & Cost of Service Study Consultation	2/21/2019	\$ 355,000.00	\$ 247,690.63	\$ 39,274.54	\$ 286,965.17	\$ 68,034.83	PA00002-03

4	Investor Owned Utility Consultant	2/21/2019	\$ 100,000.00	\$ 84,221.69		\$ 84,221.69	\$ 15,778.31	PA00002-04
5	District Legal Counsel		\$ 35,000.00	\$ 33,763.61	\$ 8,133.98	\$ 41,897.59	\$ (6,897.59)	PA00002-05
6	Contingency/Miscellaneous		\$ 30,000.00	\$ 9,931.83	\$ 33,814.12	\$ 43,745.95	\$ (13,745.95)	PA00002-10
	Total		\$ 650,000.00	\$ 524,409.97	\$ 120,418.59	\$ 644,828.56	\$ 5,171.44	

ITEM: INFORMATIONAL ITEM/STAFF REPORT**17. LETTERS RECEIVED****Meeting Date: October 18, 2021****Budgeted: N/A****From: David J. Stoldt,
General Manager****Program/ N/A
Line Item No.:****Prepared By: Joel G. Pablo****Cost Estimate: N/A****General Counsel Review: N/A****Committee Recommendation: N/A****CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.**

A list of letters submitted to the Board of Directors or General Manager and received between September 15, 2021 and October 12, 2021 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.

Author	Addressee	Date	Topic
Paul Bruno	Chair Alvin Edwards	September 16, 2021	Importance of Maintaining a Paso Robles Shallow Aquifer Monitoring Well at the Fort Ord 09 Site and Seeking Three-Party Funding of a Replacement Well at that Location
Paul Bruno	Chair Alvin Edwards	May 13, 2021	Importance of Maintaining a Paso Robles Shallow Aquifer Monitoring Well at the Fort Ord 09 Site and Seeking Three-Party Funding of a Replacement Well at that Location
David J. Stoldt	Mr. Paul Bruno, Chair	September 1, 2021	Fort Ord Monitor Well FO-09 Shallow ("FO-09 Shallow")

ITEM: INFORMATIONAL ITEM/STAFF REPORT**18. COMMITTEE REPORTS**

Meeting Date: October 18, 2021 **Budgeted:** N/A

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

Prepared By: Joel G. Pablo **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.

Attached for your review as **Exhibits 18-A through 18-D** are the final minutes of the committee meetings listed below.

EXHIBITS

18-A June 3, 2021: MPWMD Water Demand Committee

18-B September 13, 2021: MPWMD Administrative Committee

18-C October 27, 2020: MPWMD Ordinance No. 152 Citizen's Oversight Panel

18-D July 8, 2021: MPWMD Ordinance No. 152 Citizen's Oversight Panel



EXHIBIT 18-A

FINAL MINUTES Water Demand Committee of the Monterey Peninsula Water Management District Thursday, June 3, 2021

Call to Order

The virtual meeting was called to order at 3:00 pm by Chair Anderson. *Pursuant to Governor Newsom's Executive Orders N-29-20 and N-33-20, the meeting was conducted with virtual participation via Zoom.*

Committee members present: *(By Roll-Call)*

Amy Anderson, Chair
Alvin Edwards
Clyde Roberson

Committee members absent:

None

Staff members present:

David J. Stoldt, General Manager
Joel G. Pablo, Board Clerk

District Counsel present:

Fran Farina, Esq. with De Lay and Laredo

Comments from the Public:

No comments were directed to the committee.

Action Items

1. Consider Adoption of Committee Meeting Minutes from May 6, 2021

Public Comment: *None*

A motion was made by Edwards and second by Roberson to approve the committee meeting minutes from May 6, 2021. The motion passed on a roll-call vote of 3-Ayes (Anderson, Edwards and Roberson), 0-Noes, and 0-Absent.

Discussion Items

2. Update on District's Water for Housing Initiative (*Verbal Report*)

General Manager Stoldt provided the committee an overview of ongoing efforts on the District's Water for Housing Initiative:

General Manager Stoldt, Water Demand Manager Stephanie Locke & John Arriaga and Lori Johnson with JEA and Associates met with Josh Rosa of the CA Housing and Community Development Department to discuss the Peninsula's housing needs. Stoldt stated Rosa acknowledged the potential number of housing starts and he encouraged Rosa to work with Eric with the State Water Resources Control Board (SWRCB). In addition, Stoldt informed the committee he had discussions with Steve Westoff of the State Water Resources Control Board. Stoldt was made aware by Westoff that he along with another member of the board met with CA

State Senator John Laird on the housing initiative. Stoldt explained that Westoff was interested in a legislative fix on the issue. Lastly, General Manager Stoldt mentioned he met with Richard Staples, Chief of Staff and Kate Daniels, Legislative Aide to Senator Laird on the housing issue and conversations had with Westoff of the SWRCB on the legislative fix. Stoldt explained then Assemblymember Laird introduced a bill in 2005 addressing housing and noted for legislative path to occur legislation would need to be introduced in January/February, 2022. Stoldt responded to Edwards and informed him that since a formal application on housing was submitted to the SWRCB, the state board is aware of their requirement to respond.

Public Comment: *John Tilley informed the committee that businesses are hesitant from conducting business on the Monterey Peninsula due to a very restrictive water supply.*

3. Review Letter to the State Water Resources Control Board on the 1000 AF for W/D from the Carmel River

David J. Stoldt, General Manager provided an overview and reviewed the draft letter to the State Water Resources Control Board. Edwards asked for Peninsula Mayors, Chair of the State Water Resources Control Board and the Pebble Beach Company to be copied on the draft letter.

Public Comment: *None*

Suggest Items to be Placed on Future Agendas

- Chair Edward requested an update on further updates on Rules and Regulations.

Adjournment

Chair Anderson adjourns the meeting at 3:47 PM

Joel G. Pablo, Board Clerk

Reviewed and Approved by the MPWMD Water Demand Committee on October 07, 2021

Received by the MPWMD Board of Directors on October __, 2021



EXHIBIT 18-B

FINAL MINUTES

Monterey Peninsula Water Management District Administrative Committee *September 13, 2021*

Call to Order

The virtual meeting was called to order at 2:02 PM via Zoom.

Committee members present: Karen Paull, Chair
Amy Anderson
Safwat Malek

Committee members absent: None

District staff members present: David Stoldt, General Manager
Suresh Prasad, Administrative Services Manager/Chief Financial Officer
Jonathan Lear, Water Resources Manager
Sara Reyes, Sr. Office Specialist

District Counsel present: David Laredo with De Lay and Laredo

Additions / Corrections to Agenda: None

Comments from the Public: None

Items on Board Agenda for September 20, 2021

1. Consider Adoption of August 9, 2021 Committee Meeting Minutes

On a motion by Anderson and second by Paull, the minutes of the August 9, 2021, meeting were approved on a roll call vote of 3 – 0 by Malek, Anderson and Paull.

2. Consider Extension of Cooperative Agreement with the United States Geological Survey for Streamflow Gaging in Water Year 2022

On a motion by Paull and second by Anderson, the committee voted to recommend 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) 2022 for an amount not-to-exceed \$16,890. The motion was approved by a roll call vote of 3 – 0 by Malek, Anderson and Paull.

3. Consider Authorizing the General Manager and/or Designee to Execute a Contract with Maggiora Brothers Drilling, Inc. to Destroy Monitoring Well Fort Ord 9 Shallow for an Amount not to exceed \$25,000

On a motion by Anderson and second by Paull, the committee voted to recommend that the Board authorize the General Manager to contract with Maggiora Brothers in the amount not-to-exceed \$25,000. The motion was approved by a roll call vote of 3 – 0 by Malek, Anderson and Paull.

4. Consider Recommending Authorization of Expenditure of Funds Not to Exceed \$120,000 for Additional Legal Services by Rutan + Tucker Related to the Acquisition of the Monterey Water System (Measure J)

On a motion by Paull and second by Anderson, the committee voted to recommend that the Board authorize expenditure of funds not to exceed \$120,000 for additional legal services by Rutan + Tucker related to the acquisition of the Monterey Water System (Measure J). The motion was approved by a roll call vote of 3 – 0 by Malek, Paull and Anderson.

5. Consider Recommending Authorization of Expenditure of Funds Not to Exceed \$230,000 for Additional Appraisal and Cost of Service Analysis by Raftelis Related to the Acquisition of the Monterey Water System (Measure J)

On a motion by Paull and second by Anderson, the committee voted to recommend that the Board authorize expenditure of funds not to exceed \$230,000 for additional appraisal and cost of service analysis by Raftelis related to the acquisition of the Monterey Water system (Measure J). The motion was approved by a roll call vote of 3 – 0 by Malek, Paull and Anderson.

6. Consider Recommending Authorization of Expenditure of Funds Not to Exceed \$50,000 for Additional Real Estate Appraisal Services by Chris Carneghi MAI Related to the Acquisition of the Monterey Water System (Measure J)

On a motion by Paull and second by Anderson, the committee voted to recommend that the Board authorize expenditure of funds not to exceed \$50,000 for additional real estate appraisal services by Chris Carneghi MAI related to the acquisition of the Monterey Water System (Measure J). The motion was approved by a roll call vote of 3 – 0 by Malek, Anderson and Paull.

7. Consider Recommending Authorization of Expenditure of Funds Not to Exceed \$28,000 for Survey Services by Psomas Related to the Acquisition of the Monterey Water System (Measure J)

On a motion by Paull and second by Anderson, the committee voted to recommend that the Board authorize expenditure of funds not to exceed \$28,000 for survey services related to the acquisition of the Monterey Water System (Measure J). The motion was approved by a roll call vote of 3 – 0 by Malek, Anderson and Paull.

8. Authorize Expenditure for Network Security Assessment

On a motion by Paull and second by Anderson, the committee voted to recommend that the Board approve expenditures not-to-exceed \$15,000 to complete the Network Security Assessment. This authorization includes \$3,000 in contingency amount. The motion was approved by a roll call vote of 3 – 0 by Malek, Paull and Anderson.

9. Consider Adoption of Treasurer’s Report for June 2021

On a motion by Paull and second by Anderson, the committee voted to recommend that the Board adopt the June 2021 Treasurer’s Report and financial statements, and ratification of the disbursements made during the month. The motion was approved by a roll call vote of 3 – 0 by Malek, Paull and Anderson.

10. Consider Approval of Fourth Quarter Fiscal Year 2020-2021 Investment Report

On a motion by Paull and second by Anderson, the committee voted to recommend that the Board approve the Fourth Quarter Investment Report for Fiscal Year 2020-2021. The motion was approved by a roll call vote of 3 – 0 by Malek, Anderson and Paull.

11. Report on Activity/Progress on Contracts Over \$25,000

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

committee.

12. Status Report on Measure J/Rule 19.8 Phase II Spending

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

13. Review Fourth Quarter Legal Services Activity Report for Fiscal Year 2020-2021

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

14. Review Draft September 20, 2021 Board Meeting Agenda

The committee reviewed the agenda and made no changes.

Suggest Items to be Placed on Future Agendas

No items were presented.

Adjournment

The meeting adjourned at 3:20 PM.

U:\staff\Boardpacket\2021\20211018\Informational Items\18\Item-8-Exh-B.docx



EXHIBIT 18-C

FINAL MINUTES

Ordinance No. 152 Oversight Panel of the Monterey Peninsula Water Management District October 27, 2020

Call to Order The virtual meeting was called to order at 1:37 pm via WebEx.

Committee members present:

John Bottomley (joined at 2:10 pm)
Paul Bruno
Jason Campbell
Birt Johnson, Jr. (left at 2:07 pm)
Karen Paull
Susan Schiavone
John Tilley

MPWMD Staff members present:

David J. Stoldt, General Manager
Suresh Prasad, Water Demand Manager/CFO
Arlene Tavani, Executive Assistant

District Counsel Present:

David Laredo

Committee members absent:

Patie McCracken
Scott Dick

Comments from the Public:

No comments were directed to the committee.

Action Items

1. Consider Adoption of July 28, 2020 Committee Meeting Minutes

Mr. Prasad noted that his title was listed in the minutes as Water Demand Manager/CFO and should be corrected to Administrative Services Manager/CFO. On a motion by Paull and seconded by Campbell, the minutes were approved with the correction on a vote of 6 – 0 by Campbell, Bruno, Johnson, Paull, Schiavone and Tilley. Bottomley, Dick and McCracken were absent.

Discussion Items

2. Review of Revenue and Expenditures of Water Supply Charge Related to Water Supply Activities

Prasad reviewed Exhibits 2-A, Water Supply Charge Receipts and 2-B, Water Supply Charge Availability Analysis that were provided in the staff report, and he responded to questions. In response to a request from the committee, Prasad stated that he would expand Exhibit 2-B to include a column that would show when the projects listed were expected to be completed and would, therefore, no longer require funding.

3. Discuss Performance of Reinstated District User Fee, To Date

Prasad reviewed Exhibit 3-A, MPWMD User Fee Revenue Collections FY 2020-2021, and he responded to questions. He noted that September User Fee revenues had not been incorporated into the chart, but he expected the total should be approximately \$550,000. He stated that if there were significant changes between budgeted and actual user fee receipts, the budget could

be adjusted at mid-year.

Birt Johnson left the meeting at 2:07 pm.

John Bottomley joined the meeting at 2:10 pm.

4. Discuss Action Taken by MPWMD Board at the October 19, 2020 Meeting

Stoldt reported that at the October 19, 2020 meeting the Board of Directors adopted a policy that if User Fee collections in a fiscal year exceeded the budgeted amount, then the excess would be applied in the following fiscal year budget in the following priority: First, prepayment of the Mechanics Bank Loan; Second, to repay reserves used for water supply project costs; and Third, to build a fund that could be used to offset and sunset the Water Supply Charge. Stoldt explained that when the User Fee is shown to provide a stable surplus, which could take 2 to 3 years, the Board could consider reducing the Water Supply Charge by a similar amount.

5. Discuss Elements of the February 2021 Annual Report to the Board of Directors

The committee members suggested the following items for inclusion in the report. (a) There was no agreement on whether to support or oppose funding Measure J expenditures from the Water Supply Charge. The committee members held differing opinions on that issue. (b) The District should investigate the percentage of delinquencies in payment of local Cal-Am water bills and how that would affect User Fee receipts. Stoldt mentioned that Cal-Am has told District staff that delinquency information could not be divulged by the publicly traded company. However, District staff believes the information would be available from other sources. (c) The committee supports the policy adopted by the Board regarding goals for use of the User Fee and the eventual sunset of the Water Supply Charge. Stoldt advised the committee that the draft report would be presented for review at the January 26, 2021 committee meeting, and then submitted to the Board of Directors in February 2021.

Other Items

6. Water Supply Project Update

No report.

Adjourn: The meeting was adjourned at 2:30 pm.

U:\staff\Boardpacket\2021\20211018\Informational Items\18\Item-18-Exh-C.docx



EXHIBIT 18-D

FINAL MINUTES

Ordinance No. 152 Citizen's Oversight Panel of the Monterey Peninsula Water Management District July 8, 2021

*Pursuant to Governor Newsom's Executive Orders N-29-20 and N-33-20,
the meeting was conducted with virtual participation via Zoom.*

Call to Order The meeting was called to order at 1:00 pm via Zoom by David J. Stoldt,
General Manager / Chair to the Panel.

Roll Call

Committee Members Present:

Susan Schiavonne
Jason Campbell
Bill Peake
Melodie Chrislock
Marli Melton
Mike Rachel
Kevan Urquhart
John Tilley
Scott Dick (*Joined at 1:06 PM*)

MPWMD Staff members present:

David J. Stoldt, General Manager / Chair to the Panel
Suresh Prasad, Administrative Services Manager/CFO

Joel G. Pablo, Board Clerk

District Counsel Present:

David Laredo, Esq. with De Lay and Laredo

Committee Members Absent: None

Comments from the Public:

Opened Public Comment; No Public Comment Received.

Action Items

1. **Consider Adoption of the Committee Meeting Minutes of March 24, 2021**

No public comment were directed to the panel for Action Item No. 1.

A motion was made by Schiavonne and seconded by Melton to approve the draft committee meeting minutes of March 24, 2021. The motion passed on a roll-call vote of 7-Ayes (Schiavonne, Campbell, Chrislock, Peake, Melton, Rachel and Urquhart), 0-Noes, 1-Abstain (Tilley) and 1-Absent (Dick).

Discussion Items

2. **Review of Revenue and Expenditures of Water Supply Charge Related to Water Supply Activities**

David J. Stoldt, General Manager/Panel Chair provided introductory remarks. Suresh Prasad, Administrative Services Manager/CFO reviewed Exhibits 2-A and 2-B that were submitted with the committee packet and answered questions from the committee.

Prasad responded to questions from the Panel:

- a. *In response to Melton:* Prasad explained that the District reimbursement lines don't get caught up until after the close of the fiscal year and mentioned that panel will receive a full picture of the fiscal year or the last two months (May and June, 2021) at the next regularly scheduled meeting.
- b. *John Tilley* stated that the user fee should be set aside from the committee's discussions and must hone-in on the Water Supply Charge and retiring said charge.
- c. *In response to Schiavonne:* Prasad mentioned that water supply receipts are collected by the County Treasurer- Tax Collector's (TTC) office and reimbursed to the district. He explained that fluctuations do occur when a taxpayer fails to pay their bill on time and collection of and reimbursement total receipts may be reflected in the following fiscal year.
- d. *In response to Campbell:* Prasad explained due to and in response to the COVID-19 situation, the district purposely budgeted for \$3.3 million for the Water Supply Charge as opposed to \$3.4 million as done in prior years.

Stoldt and Prasad explained they will together on discussions had among the group and seek to produce further simplification over material presented at future meetings.

No public comment received on this matter.

3. **Review Adopted Budget and Capital Improvement Plan for Fiscal Year 2021-2022**

Suresh Prasad, Administrative Services Manager/CFO reviewed Exhibits 3-A that were submitted with the committee packet and answered questions from the committee. David J. Stoldt, General Manager provided an overview of project expenses in relation to the water supply charge collected by the district. He explained the project expenditures exceed that of the \$3.4 million water supply charge collected by the district and are being funded by other sources.

No public comment received on this matter.

4. **Discuss Performance of District User Fee to Date**

Prasad reviewed Exhibits 4-A that were submitted with the committee packet and answered questions from the committee.

No public comment received on this matter.

Other Items

5. **Water Supply Project Update**

David J. Stoldt, General Manager made the following points and answered questions from the Panel:

- (a) Following the District's complaint to the CPUC, Cal-Am has agreed to negotiate a Water Purchase Agreement for Pure Monterey Water Expansion.
- (b) Pure Water Monterey, Base Project: Two New Deep Injection Wells being added and scheduled for completion in December, 2021 bringing the total to four deep injection wells.
- (c) Funding Sources for PWM Expansion will be funded through a combination of state revolving funds, Federal WIFIA loan and meeting any shortfalls through internal borrowing.
- (d) Cal-Am is working on and plans to file a complete application to the CA Coastal Commission by November, 2021.
- (e) Aquifer Storage and Recovery is nearing completion.
- (g) Provided an Update on the District's Application on a Boundary Adjustment, District Annexation and proposed activation of latent powers with LAFCO of Monterey County. He stated, a review for application completeness is underway and will be notified by LAFCO on

the next hearing date. In addition, LAFCO staff has hired a consultant to conduct a review of all the published material as it relates to the District's application.

Adjourn: Chair Stoldt adjourned the meeting at 2:25 PM

U:\staff\Boardpacket\2021\20211018\Informational Items\18\Item-18-Exh-D.docx

ITEM: INFORMATIONAL ITEM/STAFF REPORT**19. MONTHLY ALLOCATION REPORT****Meeting Date:** October 18, 2021 **Budgeted:** N/A**From:** David J. Stoldt,
General Manager **Program:** N/A
Line Item No.:**Prepared By:** Gabriela Bravo **Cost Estimate:** N/A**General Counsel Review:** N/A**Committee Recommendation:** N/A**CEQA Compliance:** This action does not constitute a project as defined by the California Environmental Quality Act Guidelines section 15378.

SUMMARY: As of September 30, 2021, a total of **26.419** acre-feet (**7.7%**) of the Paralta Well Allocation remained available for use by the Jurisdictions. Pre-Paralta water in the amount of **33.385** acre-feet is available to the Jurisdictions, and **28.990** acre-feet is available as public water credits.

Exhibit 19-A shows the amount of water allocated to each Jurisdiction from the Paralta Well Allocation, the quantities permitted in September 2021 (“changes”), and the quantities remaining. The Paralta Allocation had no debits in September 2021.

Exhibit 19-A also shows additional water available to each of the Jurisdictions. 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 19-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 and the Malpaso 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 19-C**.

EXHIBITS**19-A** Monthly Allocation Report**19-B** Monthly Entitlement Report**19-C** District’s Water Allocation Program Ordinances

EXHIBIT 19-A

MONTHLY ALLOCATION REPORT
Reported in Acre-Feet
For the month of September 2021

Jurisdiction	Paralta Allocation*	Changes	Remaining	PRE-Paralta Credits	Changes	Remaining	Public Credits	Changes	Remaining	Total Available
Airport District	8.100	0.000	5.197	0.000	0.000	0.000	0.000	0.000	0.000	5.197
Carmel-by-the-Sea	19.410	0.000	1.398	1.081	0.000	1.081	0.910	0.000	0.182	2.661
Del Rey Oaks	8.100	0.000	0.000	0.440	0.000	0.000	0.000	0.000	0.000	0.000
Monterey	76.320	0.000	0.245	50.659	0.000	0.181	38.121	0.000	2.451	2.877
Monterey County	87.710	0.000	10.579	13.080	0.000	0.352	7.827	0.000	1.775	12.706
Pacific Grove	25.770	0.000	0.000	1.410	0.000	0.014	15.874	0.000	0.065	0.079
Sand City	51.860	0.000	0.000	0.838	0.000	0.000	24.717	0.000	23.373	23.373
Seaside	65.450	0.000	0.000	34.438	0.051	31.757	2.693	0.000	1.144	32.901
District Reserve	9.000	0.000	9.000	N/A			N/A			9.000
TOTALS	342.720	0.000	26.419	101.946	0.051	33.385	90.142	0.000	28.990	88.794

Allocation Holder	Water Available	Changes this Month	Total Demand from Water Permits Issued	Remaining Water Available
Quail Meadows	33.000	0.000	32.320	0.680
Water West	12.760	0.000	9.639	3.121

* Does not include 15.280 Acre-Feet from the District Reserve prior to adoption of Ordinance No. 73.

EXHIBIT 19-B

**MONTHLY ALLOCATION REPORT
ENTITLEMENTS
Reported in Acre-Feet
For the month of September 2021**

Recycled Water Project Entitlements

Entitlement Holder	Entitlement	Changes this Month	Total Demand from Water Permits Issued	Remaining Entitlement/and Water Use Permits Available
Pebble Beach Co. ¹	215.220	0.850	32.261	182.959
Del Monte Forest Benefited Properties ² (Pursuant to Ord No. 109)	149.780	0.892	63.248	86.532
Macomber Estates	10.000	0.000	10.000	0.000
Griffin Trust	5.000	0.000	4.829	0.171
CAWD/PBCSD Project Totals	380.000	1.742	110.338	269.662

Entitlement Holder	Entitlement	Changes this Month	Total Demand from Water Permits Issued	Remaining Entitlement/and Water Use Permits Available
City of Sand City	206.000	0.175	7.677	198.323
Malpaso Water Company	80.000	0.046	19.497	60.503
D.B.O. Development No. 30	13.950	0.000	3.784	10.166
City of Pacific Grove	38.390	0.000	6.327	32.063
Cypress Pacific	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 19-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 REPORT**20. WATER CONSERVATION PROGRAM REPORT**

Meeting Date: October 18, 2021 **Budgeted:** N/A

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

Prepared By: Chris Timmer **Cost Estimate:** N/A

Committee Recommendation: N/A

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

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 occasionally conducted to verify compliance. Properties that do not require an inspection are issued a Conservation Certification document.

A. Changes of Ownership

Information is obtained monthly from *Realquest.com* on properties transferring ownership within the District. The information is compared against the properties that have submitted WCCs. Details on **145** property transfers that occurred between September 1, 2021, and September 30, 2021, were added to the database.

B. Certification

The District received **70** WCCs between September 1, 2021, and September 30, 2021. Data on ownership, transfer date, and status of water efficiency standard compliance were entered into the database.

C. Verification

From September 1, 2021, and September 30, 2021, **54** properties were verified compliant with Rule 144 (Retrofit Upon Change of Ownership or Use). Of the **54** verifications, **31** properties verified compliance by submitting certification forms and/or receipts. District staff completed **40** Site inspections. Of the **40** properties verified, **23 (58%)** passed.

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 sent notification of the requirements

and a date that inspectors will be on Site to check the property. In September, District inspectors performed **one** verification inspection.

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. 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 September 2021, MPWMD referred **one** property to Cal-Am for verification of outdoor Rate BMPs.

E. Water Waste Enforcement

The District has a Water Waste Hotline 831-658-5653 or an online form to report Water Waste occurrences at www.mpwmd.net or www.montereywaterinfo.org. There were **nine** Water Waste responses during the past month. There were **no** repeated incidents that resulted in a fine.

II. WATER DEMAND MANAGEMENT

A. Permit Processing

As of July 6, 2021, the District has been processing both electronic and in person applications for Water Permits. Information can be found at <https://www.mpwmd.net/regulations/water-permits>.

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 **66** Water Permits from September 1, 2021, and September 30, 2021. **Nine** Water Permits were issued using Water Entitlements (Pebble Beach Company, Malpasos Water, etc.). **No** Water Permits involved a debit to a Public Water Credit Account. In addition to those Water Permits issued in September, **six** Meter Permits and **four** Hydrant Meter Permits were issued. 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.

District Rule 24-3-A allows the addition of a second Bathroom in an existing Dwelling Unit. Of the **66** Water Permits issued from September 1, 2021, and September 30, 2021, **four** were issued under this provision.

B. Permit Compliance

District staff completed **no** conditional Water Permit finals during September 2021. Staff completed **54** site inspections. **Thirty-four** properties passed and **14** failed due to unpermitted fixtures.

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. District staff provided Notary services for 42 Water Permits with deed restrictions.

D. Rebates

The full list of available rebates can be found in Rule 141:

<https://www.mpwmd.net/rules/Rule141-TableXIV-1.pdf>. Below is the rebate information for September 2021.

REBATE PROGRAM SUMMARY		September-2021				2021 YTD		1997 - Present	
I.	<u>Application Summary</u>								
A.	Applications Received	88				894		29,237	
B.	Applications Approved	74				733		22,838	
C.	Single Family Applications	68				694		25,846	
D.	Multi-Family Applications	6				39		1,562	
E.	Non-Residential Applications	0				0		358	
II.	<u>Type of Devices Rebated</u>	Number of devices	Rebate Paid	Estimated AF	Gallons Saved	Year to Date Number	Year to Date Paid	Year to Date Estimated AF	
A.	High Efficiency Toilet (HET)	361	\$18,425.00	1.805000	588,161	537	\$31,554.00	2.68500	
B.	Ultra HET			0.000000	0	26	\$3,166.00	0.26000	
C.	Toilet Flapper			0.000000	0	0	\$0.00	0.00000	
D.	High Efficiency Dishwasher	11	\$1,500.00	0.033000	10,753	111	\$14,000.00	0.33300	
E.	High Efficiency Clothes Washer - Res	42	\$21,000.00	0.676200	220,340	398	\$187,425.00	6.40780	
F.	High Efficiency Clothes Washer - Com			0.000000	0	0	\$0.00	0.00000	
G.	Instant-Access Hot Water System	3	\$599.00	0.015000	4,888	20	\$3,597.00	0.10000	
H.	Zero Use Urinals			0.000000	0	0	\$0.00	0.00000	
I.	Pint Urinals			0.000000	0	0	\$0.00	0.00000	
J.	Cisterns	2	\$3,300.00	0.000000	0	17	\$18,375.00	0.00000	
K.	Smart Controllers	2	\$200.00	0.000000	0	14	\$1,345.98	0.00000	
L.	Rotating Sprinkler Nozzles			0.000000	0	65	\$260.00	0.00000	
M.	Moisture Sensors			0.000000	0	2	\$47.05	0.00000	
N.	Lawn Removal & Replacement			0.000000	0	2	\$5,350.00	0.00000	
O.	Graywater			0.000000	0	0	\$0.00	0.00000	
R.	Other			0.000000	0	0	\$0.00	0.00000	
III.	<u>TOTALS</u>	421	\$45,024.00	2.529200	824,142	1,192	\$265,120.03	9.78580	
IV.	<u>TOTALS Since 1997</u>					Paid Since 1997: \$	6,623,875	602.2	Acre-Feet Per Year Saved Since 1997 (from quantifiable retrofits)
	Toilet rebates include 229 retrofits at Hamilton, Ellis & Martin Plaza (Non-Profit) in Seaside Municipal WDS								

ITEM: INFORMATIONAL ITEM/STAFF REPORT**21. CARMEL RIVER FISHERY REPORT FOR SEPTEMBER 2021****Meeting Date: October 18, 2021 Budgeted: N/A****From: David J. Stoldt, General Manager Program/ Line Item No.: N/A****Prepared By: Beverly Chaney Cost Estimate: N/A****General Counsel Review: N/A****Committee Recommendation: N/A****CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.**

AQUATIC HABITAT AND FLOW CONDITIONS: Continued dry weather and low river flow resulted in poor rearing conditions for juvenile steelhead throughout the watershed. By month's end, most of the lower valley below Robinson Canyon Road, as well as the De Dampierre Park reach, was dry or had isolated pools.

September's mean daily streamflow at the Sleepy Hollow Weir ranged from 1.4 to 3.9 cfs (monthly mean 3.57 cfs) resulting in 205 acre-feet (AF) of runoff, while the river at the Highway 1 gage remained dry.

There were 0.01 inches of rainfall in September as recorded at the San Clemente gauge. Since January there have only been 1.42 inches of rain. The rainfall total for WY 2021 (which ended on September 30, 2021) was 10.86 inches, or 51% of the long-term year-to-date average of 21.13 inches.

CARMEL RIVER LAGOON: During September, the lagoon mouth remained closed. The water surface elevation (WSE) ranged from 6.0 to 7.0 feet (North American Vertical Datum of 1988; NAVD 88) (See graph below).

Water quality depth-profiles were conducted at five sites on September 30, 2021, while the lagoon mouth was closed, water surface elevation was 7.0 feet, and river inflow was 0.0 cfs. Steelhead rearing conditions were generally "fair to good". Salinity was generally low, ranging from 1 - 16 ppt, dissolved oxygen (DO) levels were variable, ranging from 5 - 12 mg/l, while water temperatures ranged from 62 - 70 degrees F.

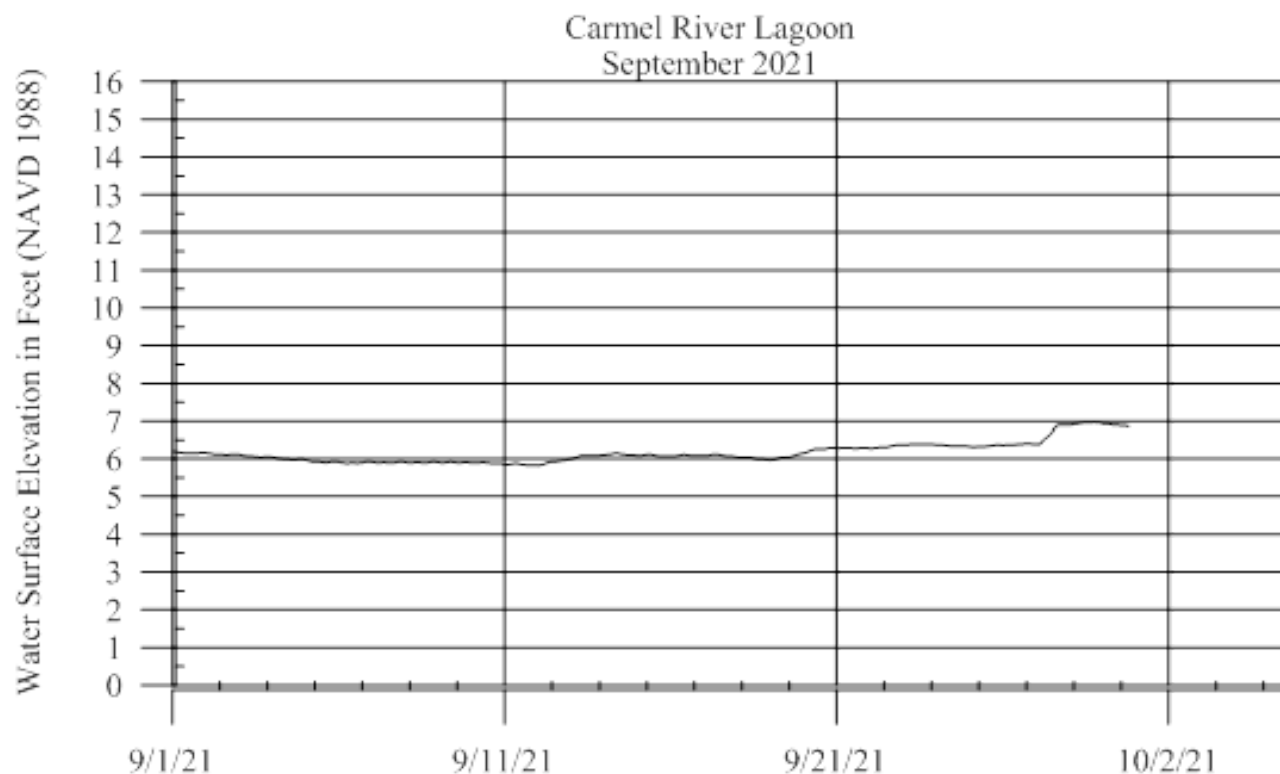
CARMEL RIVER MAINSTEM STEELHEAD RESCUES: Mainstem rescues began on May 27, 2021. In September, Staff completed two days of emergency fish rescues in the De Dampierre reach after the Los Padres Dam syphon failed and river flows dropped drastically. Several hundred steelhead below the dam, and unknown numbers elsewhere, were killed by the dewatering. By the end of September, a total of 7,840 steelhead had been rescued including: 6,780 young-of-the-year (yoy), 1017 age 1+ fish, 11 kelts, with 36 mortalities (0.46%). Most juvenile fish were transported

to the Sleepy Hollow Steelhead Rearing Facility while the adult kelts were released in the ocean at Stewart's Cove.

SLEEPY HOLLOW STEELHEAD REARING FACILITY: The first rescued fish were brought to the facility on May 27, 2021. Due to the very small size of many of the fish, fry/yoy are being quarantined and held in the rectangular “rearing troughs” until they are large and healthy enough to be transferred to the rearing channel.

By the end of September, 6,212 fish had been stocked in the rearing channel, including 5,219 yoy fish (small/medium size) and 993 age 1+ fish. The survival rate has remained high at 94%, indicating the new upgrades to the Facility, along with the modified stocking and handling protocols, are working.

Carmel River Lagoon Plot:



ITEM: INFORMATIONAL ITEM/STAFF REPORT**22. MONTHLY WATER SUPPLY AND CALIFORNIA AMERICAN WATER PRODUCTION REPORT**

Meeting Date: October 18, 2021 **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.

Exhibit 22-A shows the water supply status for the Monterey Peninsula Water Resources System (MPWRS) as of **October 1, 2021**. 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 22-A** is for Water Year (WY) 2021 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 **September** 2021 totaled **0.00 inches** and brings the cumulative rainfall total for WY 2021 to **10.85 inches**, which is **51%** of the long-term average through **September**. Estimated unimpaired runoff through **September** totaled **0 acre-feet (AF)** and brings the cumulative runoff total for WY 2021 to **16,193 AF**, which is **24%** of the long-term average through **September**. Usable storage for the MRWPRS was **25,250 acre-feet**, which is **92%** of average through **September**, and equates to **76%** 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 7,310 AF of water from the Carmel River in WY 2021. Through **September**, using the CDO accounting method, Cal-Am has produced **4,896 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 1,474 AF of water from the Coastal Subareas and 0 AF from the Laguna Seca Subarea of the Seaside Basin in WY 2021. Through **September**, Cal-Am has produced **1,667AF** from the Seaside Groundwater Basin. Through **September**, **66 AF** of Carmel River Basin groundwater have been diverted for Seaside Basin injection; **0 AF** have been recovered for customer use, **17 AF** have been diverted under Table 13 water rights, and **3,027 AF** of Pure Water Monterey recovered. Cal-Am has produced **9,641 AF** for customer use from all sources through **September**. **Exhibit 22-B** 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

22-A Water Supply Status: **October 1, 2021**

22-B Monthly Cal-Am production by source: WY 2021

EXHIBIT 22-A

**Monterey Peninsula Water Management District
Water Supply Status
October 1, 2021**

Factor	Oct – Sep 2021	Average To Date	Percent of Average	Oct - Sep 2020
Rainfall (Inches)	10.85	21.13	51%	17.57
Runoff (Acre-Feet)	16,193	68,083	24%	26,212
Storage ⁵ (Acre-Feet)	25,250	27,430	92%	26,950

Notes:

1. Rainfall and runoff estimates are based on measurements at San Clemente Dam. Annual rainfall and runoff at Sleepy Hollow Weir average 21.22 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 1922-2020 and 1902-2020 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 1989-2020 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 33,130 acre-feet.

Production vs. CDO and Adjudication to Date: WY 2021

(All values in Acre-Feet)

Year-to-Date Values	MPWRS					Water Projects and Rights				
	Carmel River Basin ^{2, 6}	Seaside Groundwater Basin		MPWRS Total						Water Projects and Rights Total
		Coastal	Laguna Seca			ASR Recovery	Table 13 ⁷	Pure Water Monterey	Sand City ³	
Target	5,262	1,247	0	1,247	6,509	0	114	2,688	300	3,102
Actual ⁴	4,896	1,479	187	1,667	6,563	0	17	3,027	147	3,191
Difference	366	-232	-187	-420	-54	0	97	-339	153	-89
WY 2020 Actual	7,025	1,882	337	2,218	9,234	753	218	0	195	1166

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, 66 AF and 17 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 2021

(All values in Acre-Feet)

	Carmel River Basin	Seaside Basin	ASR Recovery	Table 13	Sand City	Mal Paso	Pure Water Monterey	Total
Oct-20	293	266	0	0	10	5	300	874
Nov-20	233	219	0	0	0	5	300	757
Dec-20	314	276	0	0	7	6	100	703
Jan-21	343	130	0	13	12	5	150	652
Feb-21	531	26	0	4	20	5	32	617
Mar-21	464	29	0	0	15	5	195	708
Apr-21	351	43	0	0	0	5	389	787
May-21	371	42	0	0	9	5	440	868
Jun-21	400	50	0	0	28	5	424	906
Jul-21	494	266	0	0	10	5	142	918
Aug-21	476	196	0	0	18	5	250	944
Sep-21	453	125	0	0	18	5	305	906
Total	4,723	1,667	0	17	147	61	3,027	9,641
WY 2020	6,140	2,219	753	218	195	67	88	9,680

1. This table is produced as a proxy for customer demand.

2. Numbers are provisional and are subject to correction.

ITEM: INFORMATIONAL ITEM/STAFF REPORT**23. LEGISLATIVE ADVOCACY COMMITTEE'S STATE AND FEDERAL BILL TRACKING AND OTHER ACTIVITIES**

Meeting Date:	October 18, 2021	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 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 23-A** is an overview of the California and federal bills being tracked by the District during this legislative session, as well as certain outreach activities since the last report to the Board in July. At the August 24, 2021 Legislative Advocacy Committee meeting JEA & Associates and The Ferguson Group provided oral presentations and the Committee identified several bills for priority, which are in the Exhibits.

EXHIBIT**23-A** State and Federal Legislative Activities Since July

EXHIBIT 23-A

Measure	Author	Topic	Location	Brief Summary	Notes
<u>AB 67</u>	<u>Petrie-Norris D</u>	Sea level rise: working group: economic analysis.	5/12/2021-A. APPR. SUSPENSE FILE HELD	Would require a state agency to take into account the current and future impacts of sea level rise based on projections provided by the Ocean Protection Council when planning, designing, building, operating, maintaining, and investing in infrastructure located in the coastal zone, within the jurisdiction of the San Francisco Bay Conservation and Development Commission, or otherwise vulnerable to flooding from sea level rise or storm surges, or when otherwise approving the allocation of state funds, including, but not limited to, bonds, grants, and loans, for those purposes. The bill would provide that new or expanded infrastructure built pursuant to the above-described provision shall only qualify for state funds if the project is not anticipated to be vulnerable to sea level rise risks during the life of that project.	CA Coastkeeper Alliance (SPONSOR) TWO-YEAR FOLLOW
<u>AB 125</u>	<u>Rivas, Robert D</u>	Equitable Economic Recovery, Healthy Food Access, Climate Resilient Farms, and Worker Protection Bond Act of 2022.	4/15/2021-A. NAT. RES.	Proposes the Equitable Economic Recovery, Healthy Food Access, Climate Resilient Farms, and Worker Protection Bond Act of 2021 (EER Bond) authorizes \$3.302 billion in general obligation bonds. The EER Bond would finance a variety of projects that focus on improving Agriculture resilience and sustainability, protecting the health of farmworkers, expanding health food access and combating hunger, improving regional food economies, supporting Sustainable Groundwater Management Act (SGMA) planning, aid in pest management, reduce food waste and improve state and county fairgrounds.	TWO-YEAR SUPPORT IF REQUESTED
<u>AB 252</u>	<u>Rivas, Robert D</u>	Department of Conservation: Multibenefit Land Repurposing Incentive Program: administration.	8/16 – Referred to Sen Approps *Amended 8/16	This bill would require the Department of Conservation to establish and administer a grant program named the Multibenefit Land Repurposing Incentive Program for purposes of assisting groundwater sustainability agencies in critically overdrafted basins in achieving their groundwater sustainability goal by providing grants to public and private agencies and entities for projects and programs that reduce groundwater use by creating incentives to repurpose irrigated agricultural land for new uses that both reduce groundwater use and provide some other measurable benefits to the environment or broader community	SUPPORT **MPMWD Letter Sent
<u>AB 303</u>	<u>Rivas, Robert D</u>	Aquaculture: mariculture	4/30/2021-A. 2 YEAR	Would require the Department of Fish and Wildlife, in collaboration with the California Coastal Commission, to, by January 1, 2024, create a pilot	TWO-YEAR

		production and restoration: pilot program.		program in state waters to test alternative shellfish and seaweed mariculture production and restoration strategies. The bill would require the department to designate tracts for shellfish and seaweed mariculture production and restoration as part of the pilot program, as specified. The bill would authorize an applicant with a proposed shellfish, seaweed, or shellfish and seaweed mariculture production and restoration project to apply for a lease of any pilot program tract, or a portion thereof. The bill would require the State Lands Commission or the Fish and Game Commission, or both, if applicable to approve, deny, or return for revision a lease application within 4 months.	FOLLOW
<u>AB 315</u>	<u>Stone D</u>	Voluntary stream restoration property owner liability: indemnification.	8/16/2021-S. APPR. SUSPENSE FILE	This bill provides indemnity and limited liability protections for property owners who voluntarily permit a government-funded streambed restoration project to take place on their property.	ACWA, Land Trust, Realtors Support **MPWMD Letter Sent - SUPPORT
<u>AB 336</u>	<u>Villapudua D</u>	Enhanced infrastructure financing districts: public financing authority: members: joint powers authorities.	CHAPTERED	Specifies who may serve as a member of the governing body of an enhanced infrastructure financing district's (EIFD's) public financing authority Provides that notwithstanding any other law, any member of the legislative body of a participating affected taxing entity who serves as a member of the PFA of an EIFD, may also serve as a member of the governing body of an agency formed pursuant to an agreement for the joint exercise of power that the participating affected taxing entity has entered into in accordance with the Joint Exercise of Powers Act.	FOLLOW
<u>AB 361</u>	<u>Rivas, Robert D</u>	Open meetings: local agencies: teleconferences.	7/15/21 – S. Third Reading *Amended 7/6	This bill, until January 1, 2024, would authorize a local agency to use teleconferencing without complying with the teleconferencing requirements imposed by the Ralph M. Brown Act when a legislative body of a local agency holds a meeting during a declared state of emergency, as that term is defined, when state or local health officials have imposed or recommended measures to promote social distancing during a proclaimed state of emergency held for the purpose of determining, by majority vote, whether meeting in person would present imminent risks to the health or safety of attendees, and during a proclaimed state of emergency when the legislative body has determined that meeting in person would present imminent risks to the health or safety of attendees, as provided.	CA Special District Assoc. Sponsor; CMUA, cities, water agencies, CSAC, ACWA support ACLU and random non-profits oppose **MPWMD

					Letter Sent - SUPPORT
<u>AB 377</u>	<u>Rivas, Robert D</u>	Water quality: impaired waters.	5/19/2021-A. APPR. SUSPENSE FILE	This bill requires the State Water Resources Control Board (State Water Board) and regional boards, by January 1, 2025, to evaluate impaired state surface waters and report to the Legislature a plan to bring all water segments into attainment by January 1, 2050. This bill requires the plan to include total maximum daily load (tmdl) compliance schedules as they existed on January 1, 2021, and prohibits the report from extending the existing compliance schedules. The report is required to be updated with progress summaries every five years until January 1, 2050.	<ul style="list-style-type: none"> For discussion <p>TWO-YEAR FOLLOW</p>
<u>AB 473</u>	<u>Chau D</u>	California Public Records Act.	8/16/2021-S. SECOND READING	The California Public Records Act requires state and local agencies to make their records available for public inspection, unless an exemption from disclosure applies. This bill would recodify and reorganize the provisions of the act. The bill would include provisions to govern the effect of recodification and state that the bill is intended to be entirely nonsubstantive in effect. The bill would contain related legislative findings and declarations. The bill would become operative on January 1, 2023.	FOLLOW
<u>AB 754</u>	<u>Mathis R</u>	Sustainable groundwater management: groundwater sustainability plan.	FAILED DEADLINE.	The Sustainable Groundwater Management Act authorizes the State Water Resources Control Board to designate a high- or medium-priority basin as a probationary basin if the basin is not entirely covered by an adopted groundwater sustainability plan or plans or a department-approved alternative by the applicable deadline. The act authorizes the board to adopt an interim plan for a probationary basin, as specified. This bill would authorize the department to extend the deadline for a high- or medium-priority basin not subject to critical conditions of overdraft to be managed under a groundwater sustainability plan or coordinated plans by up to 180 days after January 31, 2022, upon request of a local agency or groundwater sustainability agency in the basin for an extension of a specified period of time. The bill would require a request to be submitted by January 3, 2022, and to be responded to by the department by January 10, 2022.	<p>Rural County Reps Support</p> <p>The Nature Conservancy, Loc. Gov Commission, Sierra Club and Audubon Oppose</p> <p>TWO-YEAR FOLLOW</p>
<u>AB 819</u>	<u>Levine D</u>	California Environmental Quality Act: notices and documents: electronic filing and posting.	CHAPTERED	<p>This bill requires California Environmental Quality Act (CEQA) notices and environmental review documents to be filed electronically and posted online.</p> <p>**Codifies Governor's earlier Executive Order</p>	<p>CA Chamber; ACWA Support</p> <p>OPPOSE AND REVISIT IN 3 WEEKS</p>

AB 1058	<u>Garcia,</u> <u>Cristina D</u>	Water corporations: bill payment options.	6/22/2021-S. THIRD READING	<p>This bill authorizes a water corporation with more than 10,000 service connections to recover in rates the transaction costs relating to all payment options, including credit cards, debit cards and prepaid cards. The bill prohibits such a water corporation from recovering such transaction costs from customers participating in a water rate relief program for low-income ratepayers authorized by the California Public Utilities Commission (CPUC).</p> <p>By making these changes, this bill expands and makes permanent authority statute gave to large water corporations to conduct pilot programs to assess water customer interest and use of bill payment options, including credit cards, debit cards and prepaid cards.</p> <p>Three large water corporations—California American Water Company, Golden State Water Company and Great Oaks Water Company—undertook pilot programs to waive card-related transaction fees between January and July of 2019. The CPUC, because of the COVID-19 pandemic, forewent certain pilot program data and released its report early, in January 2021. However, the report included data that shows every type of transaction—mail transactions, in-person transactions, online transactions, automatic clearing house (ACH) transactions, and card-based transactions—impose costs on a water corporation; yet, CPUC rules allow a water corporation to recover through its rates cost associated with every type of transaction, except costs associated with card-based transactions. In addition, the policy committee analysis of this bill presented data from the CPUC showing low-income water corporations customers utilized card payments about as frequently as other water corporation customers.</p> <p>Given these facts—that all transaction types impose costs on a water corporation, yet CPUC rules allow the corporation to socialize through rates all transaction costs except for card-based transaction costs; and that low-income customers use cards to make payments at about the rate as do other water corporation customers—there seems little rationale to prevent large water corporations from recovering card-based transaction costs in rates. As the author states:</p> <p style="padding-left: 40px;">Current law is impeding the payment of utility bills by electronic payment at a time when more consumers are utilizing electronic payments as their primary method of paying recurring bills. Paying</p>	<p>CA Water Assoc, CA Water Service Support</p> <p>FOLLOW</p>
---------	-------------------------------------	---	----------------------------	--	--

				recurring bills online by electronic payment has become a matter of convenience for customers throughout California, especially during the COVID-19 pandemic.	
<u>AB 1164</u>	<u>Flora R</u>	Dams and reservoirs: exclusions.	7/14/21 – FAILED DEADLINE	Current law requires the Department of Water Resources to adopt, by regulation, a schedule of fees to cover the department's costs in carrying out the supervision of dam safety. Current law excludes certain obstructions from being considered a dam, including a barrier that is not across a stream channel, watercourse, or natural drainage area and that has the principal purpose of impounding water for agricultural use. This bill would specify that the exclusion from being considered a dam for a barrier that is not across a stream channel, watercourse, or natural drainage area and that has the principal purpose of impounding water for agricultural use applies only to a barrier owned or operated by a private entity. The bill would provide that a barrier owned or operated by a public entity that is not across a stream channel, watercourse, or natural drainage area and that has the principal purpose of impounding water for agricultural use shall not be considered a dam only if certain criteria are met, including, among other criteria, that the operator provides to the county office of emergency management a structural failure plan.	ACWA and various Central Valley Water Agencies/Districts Support TWO-YEAR FOLLOW
<u>AB 1250</u>	<u>Calderon D</u>	Water and sewer system corporations: consolidation of service.	8/16/2021-S. APPR. SUSPENSE FILE	This bill, the Consolidation for Safe Drinking Water Act of 2021, would authorize a water or sewer system corporation to file an application and obtain approval from the Public Utilities Commission through an order authorizing the water or sewer system corporation to consolidate with a small community water system or state small water identified as failing or at risk of failing by the state board.	CA Water Assoc Sponsor; ACWA Support FOLLOW
<u>AB 1500</u>	<u>Garcia, Eduardo D</u>	Safe Drinking Water, Wildfire Prevention, Drought Preparation, Flood Protection, Extreme Heat Mitigation, and Workforce Development	5/19/2021-A. APPR. SUSPENSE FILE	Would enact the Safe Drinking Water, Wildfire Prevention, Drought Preparation, Flood Protection, Extreme Heat Mitigation, and Workforce Development Bond Act of 2022, which, if approved by the voters, would authorize the issuance of bonds in the amount of \$7,080,000,000 pursuant to the State General Obligation Bond Law to finance projects for safe drinking water, wildfire prevention, drought preparation, flood protection, extreme heat mitigation, and workforce development programs.	SUPPORT **MPWMD Logo sent to ACWA

		Bond Act of 2022.			
<u>SB 45</u>	<u>Portantino D</u>	Wildfire Prevention, Safe Drinking Water, Drought Preparation, and Flood Protection Bond Act of 2022.	5/3/2021-S. APPR. SUSPENSE FILE	Would enact the Wildfire Prevention, Safe Drinking Water, Drought Preparation, and Flood Protection Bond Act of 2022, which, if approved by the voters, would authorize the issuance of bonds in the amount of \$5,595,000,000 pursuant to the State General Obligation Bond Law to finance projects for a wildfire prevention, safe drinking water, drought preparation, and flood protection program.	SUPPORT **MPWMD Logo sent to ACWA
<u>SB 83</u>	<u>Allen D</u>	Sea Level Rise Revolving Loan Program.	7/7/2021-A. APPR. SUSPENSE FILE *Amended 6/29	SB 83 creates a revolving loan fund within the State Coastal Conservancy to provide low-interest loans to local governments. The loans would be used to buy properties that will be threatened in the next one or two decades, allowing the owners to sell while the property still has value. The local government can then rent out the property, repay the loan, and potentially earn additional revenue. Once the property is at risk of flooding from the rising sea, the property can be demolished without taxpayers bearing the cost.	Sierra Club, Nature Conservancy, Surfrider Foundation Support FOLLOW
<u>SB 222</u>	<u>Dodd D</u>	Water Rate Assistance Program.	8/19/2021-A. APPR.	This bill would establish the Water Rate Assistance Fund in the State Treasury to help provide water affordability assistance, for both drinking water and wastewater services, to low-income ratepayers and ratepayers experiencing economic hardship in California. The bill would require the Department of Community Services and Development to develop and administer the Water Rate Assistance Program established by the bill.	Coastkeeper, Sierra Club, League of Voters, broad enviro groups Support ACWA, CMUA, Special Districts, And about 15 water districts Oppose FOLLOW
<u>SB 273</u>	<u>Hertzberg D</u>	Water quality: municipal wastewater agencies.	7/8/2021-A. THIRD READING	Would authorize a municipal wastewater agency, as defined, to enter into agreements with entities responsible for stormwater management for the purpose of managing stormwater and dry weather runoff, to acquire, construct, expand, operate, maintain, and provide facilities for specified purposes relating to managing stormwater and dry weather runoff, and to	ACWA, CMUA, Coastkeeper, Stormwater Quality Assoc Support

				levy taxes, fees, and charges consistent with the municipal wastewater agency's existing authority in order to fund projects undertaken pursuant to the bill. The bill would require the exercise of any new authority granted under the bill to comply with the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000. To the extent this requirement would impose new duties on local agency formation commissions, the bill would impose a state-mandated local program.	FOLLOW FOR PWM PURPOSES
<u>SB 274</u>	<u>Wieckowski D</u>	Local government meetings: agenda and documents.	7/8/2021-A. THIRD READING	<p>This bill requires each local agency to provide the agenda packet of any meeting of its legislative body by email to persons who request it, if technologically feasible. Specifically, this bill:</p> <p>1) Requires, if a local agency has an internet website, the legislative body or its designee to email a copy of, or website link to, the agenda or a copy of all the documents constituting the agenda packet if a person requests that the item or items be delivered by email.</p> <p>2) Requires, if the local agency determines it is technologically infeasible to comply with the requirements described above, the legislative body or its designee to send by mail a copy of the agenda or a website link to the agenda and mail a copy of all other documents constituting the agenda packet in accordance with the mailing requirements established pursuant to the Ralph M. Brown Act (Brown Act).</p>	<p>ACWA, CMUA, AFL-CIO Support</p> <p>FOLLOW</p>
<u>SB 323</u>	<u>Caballero D</u>	Local government: water or sewer service: legal actions.	5/13/2021-A. L. GOV.	Current law prohibits a local agency from imposing fees for specified purposes, including fees for water or sewer connections, as defined, that exceed the estimated reasonable cost of providing the service for which the fee is charged, unless voter approval is obtained. Current law provides that a local agency levying a new a water or sewer connection fee or increasing a fee must do so by ordinance or resolution. Current law requires, for specified fees, including water or sewer connection fees, any judicial action or proceeding to attack, review, set aside, void, or annul an ordinance, resolution, or motion adopting a new fee or service charge or modifying an existing fee or service charge to be commenced within 120 days of the effective date of the ordinance, resolution, or motion according to specified procedures for validation proceedings. This bill would apply the same judicial action procedure and timelines, as stated above, to ordinances,	<p>ACWA Sponsored</p> <p>*Logo sent to ACWA for coalition letter</p> <p>SUPPORT</p>

				resolutions, or motions adopting, modifying, or amending water or sewer service fees or charges adopted after January 1, 2022, except as provided.	
<u>SB 351</u>	<u>Caballero D</u>	Water Innovation Act of 2021.	5/10/2021-S. APPR. SUSPENSE FILE HELD	Current law establishes the State Water Resources Control Board for the purposes of providing for the orderly and efficient administration of the water resources of the state. This bill, the Water Innovation Act of 2021, would create the Office of Water Innovation at the California Water Commission for the furtherance of new technologies and other innovative approaches in the water sector. The bill would require the office, by December 31, 2023, to take specified measures to advance innovation in the water sector. The bill would make findings and declarations regarding the need for water innovation.	ACWA, CMUA, Sanitation Agencies Assoc. Support TWO-YEAR FOLLOW
<u>SB 403</u>	<u>Gonzalez D</u>	Drinking water: consolidation.	7/14/2021-A. APPROPS – SUSPENSE FILE *Amended 7/5	<p>This bill authorizes the State Water Resources Control Board (State Water Board) to order the consolidation of at-risk water systems and at-risk domestic wells. Specifically, this bill:</p> <p>1) Defines "at-risk domestic wells" as domestic wells that serve a disadvantaged community and are at risk of consistently failing to provide an adequate supply of safe drinking water, as determined by the State Water Board, as provided.</p> <p>2) Defines "at-risk water system" as a water system that meets all the following conditions:</p> <p>a) The water system is either a public water system with 3,300 or fewer connections or a state small water system.</p> <p>b) The system serves a disadvantaged community.</p> <p>c) The system is at risk of consistently failing to provide an adequate supply of safe drinking water, as determined by the State Water Board, as provided.</p> <p>3) Requires the State Water Board to follow a specified process for public outreach to determine community support for consolidation and to allow the proposed received and subsumed water systems opportunities for input.</p> <p>4) Requires a finding that a disadvantaged community, in whole or in part, is substantially reliant on at-risk domestic wells to be based on specified maps and inspection or testing of the domestic wells.</p> <p>5) Authorizes the State Water Board to prioritize consolidation of an at-risk water system that has historically been overburdened by pollution and industrial development or faced other environmental justice hurdles.</p>	<p>Enviro groups, Western Center on Law & Poverty Support</p> <p>ACWA (OUA), Special Districts Oppose</p> <p>OPPOSE</p>

<u>SB 427</u>	<u>Eggman D</u>	Water theft: enhanced penalties.	CHAPTERED.	Would authorize the legislative body of a local agency, as defined, that provides water service to adopt an ordinance that prohibits water theft, as defined, subject to an administrative fine or penalty in excess of the limitations above, as specified. The bill would require the local agency to adopt an ordinance that sets forth the administrative procedures governing the imposition, enforcement, collection, and administrative review of the administrative fines or penalties for water theft and to establish a process for granting a hardship waiver to reduce the amount of the fine, as specified.	ACWA, Regional Water Authority Support MPWMD Letter Sent - SUPPORT
<u>SB 463</u>	<u>Dahle R</u>	Water: landowner right to modify, repair, or replace jointly used conduits.	7/14/2021-A. W.,P. & W. – FAILED DEADLINE	Would authorize a landowner to, where a conduit is constructed across or buried beneath the lands of 2 or more landowners, modify, repair, or replace, as defined, the conduit on or beneath their land if the modification, repair, or replacement is made in a manner that does not impede the flow of the water to any other property receiving a benefit of the conduit or, otherwise injure any person using or interested in the conduit.	TWO-YEAR FOLLOW
<u>SB 520</u>	<u>Wilk R</u>	Water resources: permit to appropriate: application procedure: mining use.	7/14/2021-A. W.,P. & W. – FAILED DEADLINE	Current law requires the State Water Resources Control Board to issue and deliver a notice of an application as soon as practicable after the receipt of an application for a permit to appropriate water that conforms to the law. Current law allows interested persons to file a written protest with regard to an application to appropriate water and requires the protestant to set forth the objections to the application. Current law declares that no hearing is necessary to issue a permit in connection with an unprotested application, or if the undisputed facts support the issuance of the permit and there is no disputed issue of material fact, unless the board elects to hold a hearing. This bill, if the board has not rendered a final determination on an application for a permit to appropriate water for a beneficial use or uses that include mining use within 30 years from the date the application was filed, would require the board to issue a new notice and provide an opportunity for protests before rendering a final determination, with specified exceptions.	TWO-YEAR FOLLOW
<u>SB 526</u>	<u>Min D</u>	Community water systems: lead user service lines.	4/30/2021-S. 2 YEAR	Current law requires, by July 1, 2020, a community water system with known lead user service lines in use in its distribution system to provide a timeline for replacement of those lines to the State Water Resources Control Board. Current law requires the state board to review and approve an established timeline, and requires, if the state board fails to act within 30 days of the submission of the timeline, the timeline to be deemed approved. Current law authorizes the state board to enforce these requirements, as specified, and a violation is considered a violation of the California Safe Drinking Water Act,	TWO-YEAR FOLLOW

				subjecting the violator to specified civil and criminal penalties. This bill would, until January 1, 2025, require a community water system to remove or replace the full lead user service line, if the community water system disturbs, removes, or replaces a portion thereof. The bill would apply the above-described enforcement provisions to a violation of the requirements of the bill, thereby creating a state-mandated local program by expanding the scope of crimes under the California Safe Drinking Water Act.	
<u>SB 552</u>	<u>Hertzberg D</u>	Drought planning: small water suppliers: nontransient noncommunity water systems.	8/16/2021-S. APPR. HEARING POSTPONED	Would require small water suppliers, as defined, and nontransient noncommunity water systems that are schools, no later than December 31, 2022, to develop and submit to the Division of Drinking Water for the State Water Resources Control Board an Emergency Response Plan that includes specified drought-planning elements. The bill would require these water systems to report specified water supply condition information to the state board through the state board's Electronic Annual Reporting System, and to include water system risk and water shortage information in the water systems' consumer confidence reports, as provided.	FOLLOW
<u>SB 708</u>	<u>Melendez R</u>	Water shortage emergencies: declarations: deenergization events.	CHAPTERED	Would authorize a public water supplier to declare a water shortage emergency condition without holding a public hearing in the event of a deenergization event, as defined.	FOLLOW



MPWMD Legislative Tracker

Last Updated: September 16, 2021

Overview

The following legislative tracker provides the status of legislation introduced in the 117th Congress pertaining to water issues. Each of the bill numbers is hyperlinked to the bill text, FiscalNote (FN) Outlook information and other related details.

The FN Outlook on the right side of each bill provides the legislation's pre-Floor (left) and Floor (right) likelihood of passing. The percentages shown are the status of the bill in the Chamber where it is currently under consideration (this is shown under 'Status'). The pre-Floor score is defined as the bill's likelihood of passing after it has been introduced but while it is being considered in that chamber's committees - before it has moved to the Floor for a vote.

Bills of Interest (21)

Bill Number	Last Action	Status	FN Outlook
HR 535	Referred To The Committee On Oversight And Reform And In Addition To The Committee On Financial Services For A Period To Be Subsequently Determined By The Speaker In Each Case For Consideration Of Such Provisions As Fall Within The Jurisdiction Of The Committee Concerned 2021 01 28	In House	7.8% 74.6%
Title Special Districts Provide Essential Services Act	Bill Summary: This bill would make special districts eligible for direct federal financial assistance in the future, along with state, county, and local governments that are also subject to the same oversight requirements. The legislation would also provide special districts access to the Federal Reserve's Municipal Liquidity Facility, which provides states, counties, and cities federally guaranteed bridge financing to offset unexpected short-term revenue shortfalls caused by the COVID-19 pandemic.		
Primary Sponsors John Garamendi	Introduction Date: 2021-01-28		
Bill Number	Last Action	Status	FN Outlook
HR 616	Referred To The Subcommittee On Environment And Climate Change 2021 02 02	In House	11.0% 82.3%
Title Emergency Water is a Human Right Act	Bill Summary: This bill prohibits water shutoffs during the COVID-19 emergency period, and provides drinking and waste water assistance to households.		
Primary Sponsors Rashida Tlaib	Introduction Date: 2021-01-28		

Bill Number	Last Action	Status	144
HR 737	Referred To The Subcommittee On Water Oceans And Wildlife 2021 02 23	In House	FN Outlook 11.1% 81.0%
<hr/>			
Title RENEW WIIN Act		Bill Summary: This bill extends the authorities under the Water Infrastructure Improvements for the Nation Act of 2016 (WIIN Act) providing operational flexibility, drought relief, and other benefits to the State of California.	
Primary Sponsors David Valadao		Introduction Date: 2021-02-02	

Bill Number	Last Action	Status	FN Outlook
HR 866	Referred To The Subcommittee On Water Oceans And Wildlife 2021 03 03	In House	7.8% 76.7%
<hr/>			
Title FISH Act		Bill Summary: This bill amends the Endangered Species Act of 1973 to vest in the Secretary of the Interior functions under that Act with respect to species of fish that spawn in fresh or estuarine waters and migrate to ocean waters, and species of fish that spawn in ocean waters and migrate to fresh waters.	
Primary Sponsors Ken Calvert		Introduction Date: 2021-02-05	

Bill Number	Last Action	Status	FN Outlook
HR 1015	Referred To The Subcommittee On Water Oceans And Wildlife 2021 03 15	In House	13.1% 71.2%
<hr/>			
Title Water Recycling Investment and Improvement Act		Bill Summary: This bill makes permanent, and otherwise revises, the Bureau of Reclamation's grant program for the funding of water recycling and reuse projects. Specifically, the bill removes priority under the program for projects in areas that, in the preceding four-year period, have been (1) identified as experiencing severe, extreme, or exceptional drought; or (2) designated as a disaster area by a state. Additionally, the bill increases through FY2025 the authorization of appropriations for the program and otherwise revises provisions related to program funding.	
Primary Sponsors Grace Napolitano		Introduction Date: 2021-02-11	

Bill Number HR 1563		Last Action Referred To The Committee On Natural Resources And In Addition To The Committee On Science Space And Technology For A Period To Be Subsequently Determined By The Speaker In Each Case For Consideration Of Such Provisions As Fall Within The Jurisdiction Of The Committee Concerned 2021 03 03	Status In House	145 FN Outlook 11.1% 67.3%
Title To extend the authorities under the Water Infrastructure Improvements for the Nation Act of 2016 providing operational flexibility, drought relief, and other benefits to the State of California.		Bill Summary: This bill extends the authorities under the Water Infrastructure Improvements for the Nation Act of 2016 providing operational flexibility, drought relief, and other benefits to the State of California. Introduction Date: 2021-03-03		
Primary Sponsors Mike Garcia				
Bill Number HR 1915		Last Action Placed On The Union Calendar Calendar No 48 2021 06 22	Status In House	FN Outlook 24.4% 81.5%
Title Water Quality Protection and Job Creation Act of 2021		Bill Summary: This bill amends the Federal Water Pollution Control Act to reauthorize certain water pollution control programs, and for other purposes. Introduction Date: 2021-03-16		
Primary Sponsors Peter DeFazio				
Bill Number HR 2241		Last Action Referred To The Subcommittee On Conservation And Forestry 2021 06 15	Status In House	FN Outlook 10.9% 78.5%
Title Civilian Climate Corps Act of 2021		Bill Summary: This bill directs the Secretary of the Interior and the Secretary of Agriculture to establish a Civilian Climate Corps, and for other purposes. The legislation provides a multi-billion dollar fund to establish the 21st century civilian climate corps, in addition to funding wildfire mitigation and adaptation efforts and investing in the outdoor recreation economy. Introduction Date: 2021-03-26		
Primary Sponsors Joe Neguse				
Bill Number HR 2979		Last Action Referred To The Subcommittee On Water Resources And Environment 2021 05 05	Status In House	FN Outlook 6.5% 70.1%
Title To amend the Water Infrastructure Finance and Innovation Act of 2014 with respect to the final maturity date of certain loans, and for other purposes.		Bill Summary: This bill amends the Water Infrastructure Finance and Innovation Act of 2014 with respect to the final maturity date of certain loans, and for other purposes. Introduction Date: 2021-05-04		
Primary Sponsors John Garamendi				

Bill Number

HR 3023

Last Action

Sponsor Introductory Remarks On Measure Cr
H 2345 2021 05 14

Status

In House

146

FN Outlook

5.4%

65.7%

Title

Restoring WIFIA Eligibility Act

Primary Sponsors

Jim Costa

Bill Summary: This bill amends the Water Infrastructure Finance and Innovation Act of 2014 with respect to budgetary treatment of certain amounts of financial assistance, and for other purposes.

Introduction Date: 2021-05-07

Bill Number

HR 3404

Last Action

Referred To The Subcommittee On Water
Resources And Environment 2021 05 21

Status

In House

FN Outlook

10.9%

73.4%

Title

FUTURE Western Water Infrastructure and Drought Resiliency Act

Primary Sponsors

Jared Huffman

Bill Summary: This bill includes major investments to provide drought preparedness and improve water supply reliability to the Nation. It also includes provisions for ecosystem restoration and protection, water job training and education, improved technology and data, and infrastructure development.

Introduction Date: 2021-05-20

Bill Number

HR 3684

Last Action

Message On Senate Action Sent To The House
2021 08 16

Status

Passed Senate

FN Outlook

27.1%

78.0%

Title

Infrastructure Investment and Jobs Act

Primary Sponsors

Peter DeFazio

Bill Summary: The INVEST in America Act is a comprehensive surface transportation bill that would modernize roads, bridges, transit, rail and more. The legislation totals around \$1.2 trillion, with roughly \$550 billion constituting new federal spending. The legislation includes \$110 billion in new spending for roads and bridges; \$73 billion for power grid upgrades; \$66 billion for passenger and freight rail; \$65 billion for broadband expansion; \$55 billion for water infrastructure; \$50 billion for resiliency and western water storage; \$39 billion for public transit; \$25 billion for airports; \$17 billion for ports and waterways; \$15 billion for electric vehicles; \$11 billion for road safety; and \$1 billion for a new "Reconnecting Communities Pilot Program."

Introduction Date: 2021-06-04

Bill Number

HR 4018

Last Action

Sponsor Introductory Remarks On Measure Cr
H 3093 2021 06 24

Status

In House

147

FN Outlook

7.7%

68.4%

Title

NEED Water Act

Primary Sponsors

David Valadao

Bill Summary: This bill provides emergency drought relief for the Central Valley. The legislation would protect water currently in the Central Valley Project system for human needs and reduce regulatory burdens in order to lessen the negative impacts of the drought on Central Valley residents. The bill would also extend the California provisions of the WIIN Act.

Introduction Date: 2021-06-17

Bill Number

HR 4099

Last Action

Subcommittee Hearings Held 2021 06 29

Status

In House

FN Outlook

12.9%

70.0%

Title

Large-Scale Water Recycling Project Investment Act

Primary Sponsors

Grace Napolitano

Bill Summary: This bill directs the Secretary of the Interior to establish a grant program to provide grants on a competitive basis to eligible entities for large-scale water recycling and reuse projects.

Introduction Date: 2021-06-23

Bill Number

HR 4712

Last Action

Referred To The Committee On Natural
Resources And In Addition To The Committee
On Science Space And Technology For A Period
To Be Subsequently Determined By The
Speaker In Each Case For Consideration Of
Such Provisions As Fall Within The Jurisdiction
Of The Committee Concerned 2021 07 27

Status

In House

FN Outlook

7.7%

66.5%

Title

Desalination Development Act

Primary Sponsors

Mike Levin

Bill Summary: This bill authorizes \$260 million over the next five years for desalination projects and creates new environmental safeguards for the funded projects. This bill directs the Bureau of Reclamation to submit project funding recommendations to Congress based on specific criteria, prioritizing projects that benefit drought-stricken communities. The legislation would also require projects to comply with all state environmental laws, maximize the use of renewable energy and energy efficiency, and reduce reliance on imported water supplies from imperiled ecosystems.

Introduction Date: 2021-07-27

Bill Number

S 29

Last Action

Read Twice And Referred To The Committee
On Environment And Public Works 2021 01 22

Status

In Senate

148

FN Outlook

4.6%

54.9%

Title

Local Water Protection Act

Primary Sponsors

Amy Klobuchar

Bill Summary: This bill reauthorizes through FY2025 programs within the Environmental Protection Agency that award grants to states for managing nonpoint source water pollution or protecting groundwater quality. Water pollution from nonpoint sources is caused by precipitation picking up pollution as it moves over or through the ground.

Introduction Date: 2021-01-22

Bill Number

S 91

Last Action

Read Twice And Referred To The Committee
On Finance 2021 01 28

Status

In Senate

FN Outlook

3.9%

57.6%

Title

Special Districts Provide Essential Services Act

Primary Sponsors

Kyrsten Sinema

Bill Summary: This bill would make special districts eligible for direct federal financial assistance in the future, along with state, county, and local governments that are also subject to the same oversight requirements. The legislation would also provide special districts access to the Federal Reserve's Municipal Liquidity Facility, which provides states, counties, and cities federally guaranteed bridge financing to offset unexpected short-term revenue shortfalls caused by the COVID-19 pandemic.

Introduction Date: 2021-01-28

Bill Number

S 914

Last Action

By Senator Carper From Committee On
Environment And Public Works Filed Written
Report Report No 117 20 2021 05 10

Status

In House

FN Outlook

84.0%

85.6%

Title

Drinking Water and Wastewater Infrastructure Act of 2021

Primary Sponsors

Tammy Duckworth

Bill Summary: This bill amends the Safe Drinking Water Act and the Federal Water Pollution Control Act to reauthorize programs under those Acts. Specifically, it supports programs to provide safe drinking water or treat wastewater, such as sewer overflows or stormwater.

Introduction Date: 2021-03-23

Bill Number

S 953

Last Action

Read Twice And Referred To The Committee
On Energy And Natural Resources 2021 03 24

Status

In Senate

149

FN Outlook

2.2%

79.7%

Title

Water for Conservation and Farming Act

Primary Sponsors

Ron Wyden

Bill Summary: This bill establishes a funding source for certain water resources development projects in western states. The bill also reauthorizes and expands existing water resources development programs, as well as establishes new programs. Specifically, the bill establishes the Bureau of Reclamation Infrastructure Fund to fund water-related programs, including water reclamation and reuse projects, dam safety projects, and the WaterSMART program (which provides assistance to eligible government entities to increase water supply). The bill also reauthorizes through FY2028 the Fisheries Restoration and Irrigation Mitigation program (which funds fish passage projects in certain areas that drain into the Pacific Ocean). The bill also establishes new programs directed at western states to provide assistance to agricultural producers to create and maintain waterbird and shorebird habitats, award grants to eligible government entities and nonprofit conservation organizations for habitat restoration projects that improve watershed health, and prepare plans to sustain the survival of critically important fisheries during periods of drought.

Introduction Date: 2021-03-24

Bill Number

S 1057

Last Action

Read Twice And Referred To The Committee
On Health Education Labor And Pensions 2021
03 25

Status

In Senate

FN Outlook

2.3%

79.8%

Title

Civilian Climate Corps Act of 2021

Primary Sponsors

Chris Coons

Bill Summary: This bill directs the Secretary of the Interior and the Secretary of Agriculture to establish a Civilian Climate Corps, and for other purposes. This bill directs the Secretary of the Interior and the Secretary of Agriculture to establish a Civilian Climate Corps, and for other purposes. The legislation provides a multi-billion dollar fund to establish the 21st century civilian climate corps, in addition to funding wildfire mitigation and adaptation efforts and investing in the outdoor recreation economy.

Introduction Date: 2021-03-25

Bill Number

S 2334

Last Action

Read Twice And Referred To The Committee
On Energy And Natural Resources 2021 07 13

Status

In Senate

FN Outlook

2.1%

76.0%

Title

Large Scale Water Recycling Project and Drought Resiliency Investment Act

Primary Sponsors

Catherine Cortez Masto

Bill Summary: This bill directs the Secretary of the Interior to establish a grant program to provide grants on a competitive basis to eligible entities for large-scale water recycling and reuse projects, to amend the Omnibus Public Land Management Act of 2009 to make certain modifications to the Cooperative Watershed Management Program, to provide emergency drought funding, and for other purposes.

Introduction Date: 2021-07-13

Powered by
FiscalNote



September 15, 2021

The Honorable Gavin Newsom [leg.unit@gov.ca.gov]
 Governor, State of California
 State Capitol
 Sacramento, CA 95814

RE: Assembly Bill 361 (Rivas) – Support

Dear Governor Newsom:

The Monterey Peninsula Water Management District urges you to sign Assembly Bill 361 into law. AB 361 will allow local agencies such as ours to safely meet remotely during the ongoing COVID-19 pandemic; by enshrining these provisions in statute, this bill ensures that local agencies would continue to be able to remain safe in future emergencies that threaten public health.

AB 361 includes important safeguards that ensure public agency transparency and public access. We have found that the convenience of remote meetings has actually increased our public attendance and participation during the pandemic.


This bill would specifically prohibit local agencies from requiring members of the public to submit their comments in advance, guaranteeing that the public has the opportunity to observe and offer comment in real time during the meeting.

AB 361 includes language that requires local agencies to refrain from taking action on agenda items when there is a disruption which prevents the agency from broadcasting the meeting, or in the event of a disruption within the local agency's control which prevents members of the public from submitting public comments. In this way, AB 361 clarifies and reinforces existing law within the Brown Act concerning public access to meetings, ensuring that the public is not prevented from offering comment as a result of circumstances beyond its control.

For these reasons, our District respectfully requests your signature on Assembly Bill 361 (Rivas). Please feel free to contact us if you have any questions.

We thank you for taking the time to examine these issues.

Sincerely,


 David Stoldt
 General Manager
 Monterey Peninsula Water Management District

cc: VIA EMAIL
 The Honorable Robert Rivas [Julio.MendezVargas@asm.ca.gov]
 California Special Districts Association [advocacy@csla.net]

ITEM: INFORMATIONAL ITEMS/STAFF REPORTS**24. QUARTERLY CARMEL RIVER RIPARIAN CORRIDOR MANAGEMENT PROGRAM REPORT**

Meeting Date: October 18, 2021 **Budgeted:** N/A

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

Prepared By: Thomas Christensen **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.

IRRIGATION OF RIPARIAN VEGETATION: The supplemental watering of riparian restoration plantings is currently being carried out for the summer season at seven Monterey Peninsula Water Management District (District) riparian habitat restoration sites. The following irrigation systems were in use May through September: Sleepy Hollow, deDampierre, Trail and Saddle Club, Begonia, Schulte, Valley Hills, and San Carlos.

Water Use in Acre-Feet 2021 (AF)

(preliminary values subject to revision)

January - March	0.15 AF
April - June	0.69
July – September	<u>1.81</u>
Year-to-date	2.65 AF

MONITORING OF RIPARIAN VEGETATION: Starting in June 2021, staff recorded monthly observations of canopy vigor on target willow and cottonwood trees to provide an indication of plant water stress and corresponding soil moisture levels. Four locations (Rancho Cañada, San Carlos, Valley Hills, and Schulte) are monitored monthly for canopy ratings based on a scale from one to ten. This scale evaluates characteristics such as yellowing leaves and percentages of defoliation (see scale on **Exhibit 24-A**). A total of 12 willows and 12 cottonwoods at these locations provide a data set of established and planted sample trees that are representative of trees in the Carmel River riparian corridor. Combined with monthly readings from the District's array of monitoring wells and pumping records for large-capacity Carmel Valley wells in the California American Water service area, the District's monitoring provides insight into the status of soil moisture through the riparian corridor.

Current monitoring results for the 2021 monitoring season to date show that riparian vegetation is experiencing moisture stress levels associated groundwater extraction and the lack of rainfall. It is important to note that irrigation around municipal wells is carried out to help alleviate impacts from water extraction. The graph in **Exhibit 24-A** shows average canopy ratings for willows and

cottonwoods in selected restoration sites in lower Carmel Valley. The graph in **Exhibit 24-B** shows impacts to water table elevations. The types of monitoring measurements made during June through September are as follows:

Monitoring Measurement

Canopy ratings	(See Exhibit 24-A for trends.)
Groundwater levels (monitoring wells)	(See Exhibit 24-B for trends.)
Groundwater pumping (production wells)	

OTHER TASKS PERFORMED SINCE THE JULY 2021 QUARTERLY REPORT:

1. **Carmel River Vegetation Management:** In September, District staff carried out vegetation management at six sites where downed trees created blockages in the active channel. The work was carried out with permits from the U.S. Army Corps of Engineers, NOAA Fisheries (NMFS), U.S. Fish and Wildlife Service, California Department of Fish and Wildlife, and the Regional Water Quality Control Board. The work will reduce the risk of streambank erosion along riverfront properties.

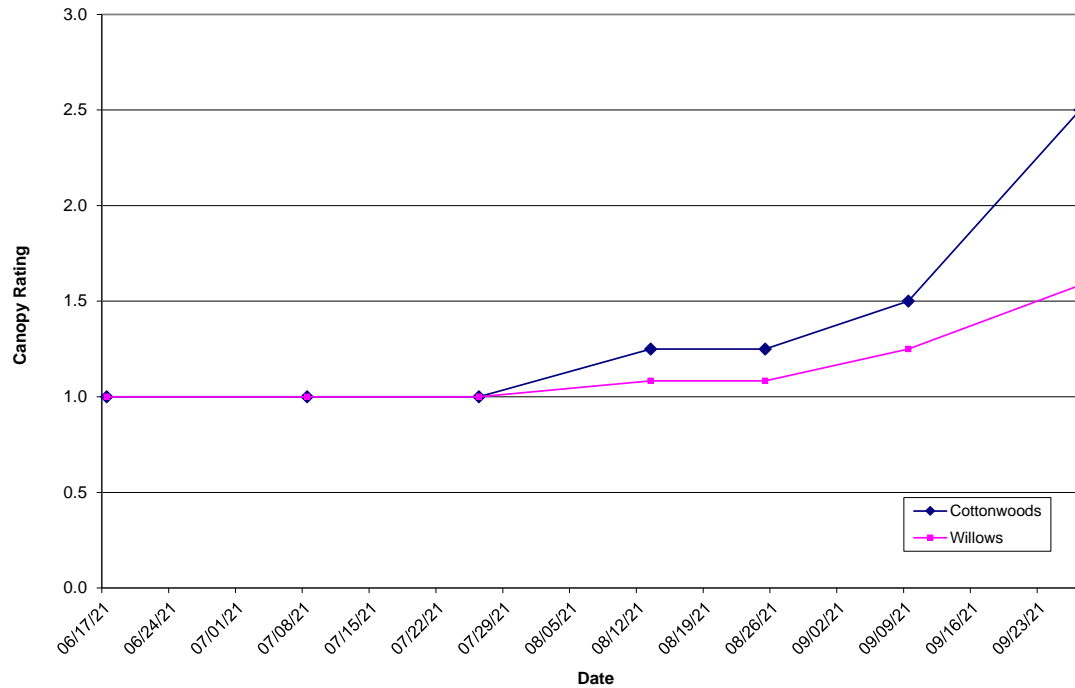
EXHIBITS

24-A Average Willow and Cottonwood Canopy Rating

24-B Depth to Groundwater

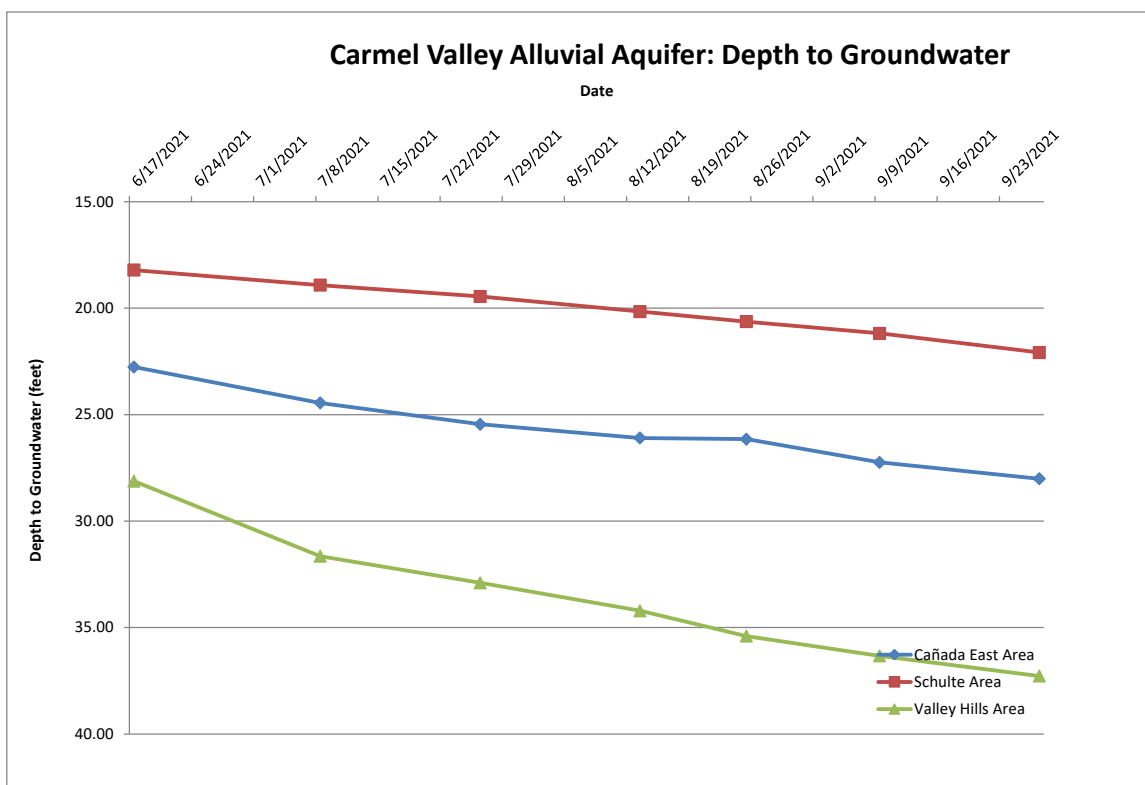
EXHIBIT 24-A

**Carmel River Riparian Vegetation:
Average Canopy Rating for Cottonwoods and Willows**



Canopy Rating Scale		Stress Level
1=	Green, obviously vigorous	none, no irrigation required
2=	Some visible yellowing	low, occasional irrigation required
3=	Leaves mostly yellowing	moderate, regular irrigation required
4=	< 10% Defoliated	moderate, regular irrigation required
5=	Defoliated 10% to 30%	moderate, regular irrigation required
6=	Defoliated 30% to 50%	moderate to high, additional measures required
7=	Defoliated 50% to 70%	high stress, risk of mortality or canopy dieback
8=	Defoliated 70% to 90%	high stress, risk of mortality or canopy dieback
9=	> 90% Defoliated	high stress, risk of mortality or canopy dieback
10=	Dead	consider replanting

EXHIBIT 24-B



ITEM: INFORMATIONAL ITEM/STAFF REPORT**25. QUARTERLY WATER USE CREDIT TRANSFER STATUS REPORT****Meeting Date: October 18, 2021 Budgeted: N/A****From: David J. Stoldt, General Manager Program/ Line Item No.: N/A****Prepared By: Gabriela Bravo 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.**

Information about Water Use Credit transfer applications will be reported as applications are received. There are no pending Water Use Credit transfer applications.



Supplement to 10/18/2021 MPWMD Board Packet

Attached are copies of letters received between September 15, 2021 and October 12, 2021. These letters are listed in the October, 2021 Board packet under Letters Received.

Author	Addressee	Date	Topic
Paul Bruno	Chair Alvin Edwards	September 16, 2021	Importance of Maintaining a Paso Robles Shallow Aquifer Monitoring Well at the Fort Ord 09 Site and Seeking Three-Party Funding of a Replacement Well at that Location
Paul Bruno	Chair Alvin Edwards	May 13, 2021	Importance of Maintaining a Paso Robles Shallow Aquifer Monitoring Well at the Fort Ord 09 Site and Seeking Three-Party Funding of a Replacement Well at that Location
David J. Stoldt	Mr. Paul Bruno, Chair	September 1, 2021	Fort Ord Monitor Well FO-09 Shallow ("FO-09 Shallow")

U:\staff\Boardpacket\2021\20211018\Supplemental Packet.docx

Seaside Basin Watermaster
P.O. Box 51502, Pacific Grove, CA 93950
(831) 595-0996

September 16, 2021

Alvin Edwards, Chair
Monterey Peninsula Water Management District 5 Harris
Court, Building G
Monterey, CA 93940

Subject: Importance of maintaining a Paso Robles shallow aquifer monitoring well at the F0-09 site and seeking three-party funding of a replacement well at that location.

Dear Mr. Edwards:

At the Monterey Peninsula Water Management District's (MPWMD) meeting of June 21, 2021 under Agenda Item 34 you discussed the attached letter dated May 13, 2021 from the Seaside Groundwater Basin Watermaster seeking three-party funding for the replacement of critical monitoring well FO-9 Shallow. You referred the Watermaster's request to your Water Supply Planning Committee for further review, and directed that body to bring the issue back to your full Board for a decision on what to do regarding sharing in the cost of replacing that monitoring well. This is an important issue. We look forward to its return to the Board.

At its August 2, 2021 meeting your Water Supply Planning Committee discussed the Watermaster's request under Agenda Item No. 3. That Committee took no action regarding this issue, other than Board Member Riley's verbal support (not supported verbally by any other members of this 3-person Committee) of your General Manager's proposal to seek a less-than 1/3-1/3-1/3 sharing in costs between MPWMD, the Watermaster, and the Marina Coast Water District (MCWD) for replacing this critically needed monitoring well.

It is noteworthy that the Watermaster was neither informed that this topic would be discussed at those meetings, nor was it invited to participate in them.

This is a matter of much greater import than your Water Supply Planning Committee is charged with dealing. It is a matter of protecting the Seaside Basin from seawater intrusion, which if it were to progress inland, would have devastating effects on the water supply for the entire Monterey Peninsula! The charter of your Water Supply Planning Committee, as stated on your website is:

"The Committee shall facilitate water supply project planning to benefit the Monterey Peninsula area. This effort shall include use of subpotable water; purified recycled wastewater; greywater; aquifer storage and recovery, seawater desalination, groundwater replenishment, or other water supply alternatives that may be proposed in the future. The effort may include agreements to share sites and facilities, and develop agreements to clarify private and public roles and responsibilities related to water supply planning."

The need for this monitoring well clearly goes beyond water supply planning, as defined in its charter.

It is unfortunate that your Board Member Mr. Riley allowed his self-acknowledged personal biases to influence his comments on this issue at both of these Committee and Board meetings. His derogatory comments regarding the Watermaster's fiscal and Basin-monitoring activities, such as his comments about the Watermaster presenting "ghost ideas" "without any details provided" and "passing the hat" for money to replace the well, inaccurately reflect the work with which the Watermaster has been charged by the Superior Court of Monterey County, and with which its Board of Directors has been, and continues to be, diligently pursuing. Persons participating in the Watermaster's Board meetings would agree that Mr. Riley speaks alone when he makes such disparaging remarks.

At your June 21st Board meeting several Board members and attendees acknowledged the importance of maintaining a seawater intrusion monitoring well at the location of Monitoring Well FO-9 Shallow. For instance, Board Member Adams, who also serves on the Watermaster, noted that it is important to monitor for seawater intrusion in the long-term. Mr. Stoldt also acknowledged the need for seawater intrusion monitoring. Even attendees Susan Schiavone and Tom Rowly commented on the importance that we continue monitoring for seawater intrusion in this area.

Comments were made that other entities have a “regulatory responsibility” to maintain this well. That is categorically incorrect. Neither the Watermaster nor the MCWD have any regulatory requirement to maintain this well. Rather, as stewards of groundwater they have an ethical responsibility to monitor for seawater intrusion, as does MPWMD (as a “Water Management District” this is implicit) in order to ensure that groundwater is safe and available as a water supply source to the public.

Some comments were made regarding the Watermaster’s cancelling of meetings, with the inference that the Watermaster was not diligently performing its function. The Watermaster always conducts meetings whenever there are issues where action or deliberation is needed, and never cancels meetings when holding a meeting would be productive toward making progress on any Basin-related issues. As a quasi-public entity, the Watermaster is conscious of its fiduciary responsibility to minimize costs to the public, and only holds meetings when they will benefit the Basin.

Mr. Stoldt’s letter dated September 1, 2021 (copy attached) expresses his recommendation, and not that of the Board, regarding replacement and sharing of costs for monitoring well FO-9 Shallow. It is striking that he makes the statement that *“There are no data or reports that support the possibility of active seawater intrusion occurring into the Paso Robles Aquifer of the Northern Coastal Sub-Area of the Seaside Groundwater Basin at this well site.”* MPWMD’s own consultants, Montgomery and Associates, which are the same consultants the Watermaster uses, have for years reported that with regard to seawater intrusion into the Seaside Basin it is not “if” but “when that will occur,” given the fact that areas of the Seaside Basin are far below sea level. Mr. Lear’s own statements indicate that seawater in the overlying Aromas Sands is already threatening to intrude the Paso Robles aquifer in the vicinity of monitoring well FO-9 Shallow.

The Watermaster respectfully requests that this topic promptly be brought back to the full MPWMD Board for discussion and direction, and that the Watermaster be invited to attend and participate in those discussions to provide its input and response to questions.

Sincerely,



Paul Bruno
Chair, Watermaster Board of Directors

cc: Mr. David Stoldt, General Manager

Seaside Basin Watermaster
P.O. Box 51502, Pacific Grove, CA 93950
(831) 595-0996

May 13, 2021

Alvin Edwards, Chair
 Monterey Peninsula Water Management District 5 Harris
 Court, Building G
 Monterey, CA 93940

Subject: Importance of maintaining a Paso Robles shallow aquifer monitoring well at the F0-09 site and seeking three-party funding of a replacement well at that location.

Dear Mr. Edwards:

The Seaside Groundwater Basin Watermaster (WM) seeks a three-party arrangement between MPWMD, Marina Coast Water District, and WM to fund replacement of monitoring well F0-09 Shallow that MPWMD intends to destroy with a new shallow monitoring well in the same general location.

Once F0-09S is destroyed there will be no source of water level or water quality data obtainable for the Paso Robles aquifer in that area of the Seaside Basin. The data obtained from the recent induction logging of F0-09S indicates that the dune sand deposits overlying the Paso Robles aquifer may have already been seawater intruded this far inland. If so, this means that there is a risk for intrusion into the Paso Robles aquifer to occur throughout this area, either by openings (gaps) in the clay layer that separates the dune sands from the Paso Robles, or through other wells that might have leaks. A properly operating shallow monitoring well at the location of F0-09 could provide an early alert to such an occurrence.

MPWMD asserts that F0-09 is not needed for its monitoring purposes. However, Table 2 in the contract between the Watermaster and MPWMD to perform monitoring work lists the wells to be monitored, and identifies which wells are part of which party's monitoring network. Table 2, and Footnote 1 in that table, shows F0-09 Shallow to be a well that is in MPWMD's Monitoring Well Network, and is a well that MPWMD monitors monthly for water level as part of its own monitoring program. That information was provided by MPWMD when Table 2 was created some years ago, and that assignment of monitoring responsibilities has not changed over the years.

Marina Coast Water District may be including F0-09S in official monitoring plans for its developing GSP so most likely will want it replaced – WM also seeks that agency's participation in a cost share arrangement.

In view of the potential seawater intrusion from dunes sands to the Paso Robles aquifer occurring in the F0-09S well, the Watermaster agrees that MPWMD should have the well destroyed using proper procedures. At the same time, Watermaster requests that MPWMD participate in a cost-share arrangement to install a new shallow monitoring well to replace the destroyed well. Mr. Stoldt has mentioned there could be cost savings to MPWMD by having the F0-09S well destroyed at the same time a new monitoring well at that location is constructed.

Thank you for MPWMD's consideration of cooperating in the proposed endeavor.
 Sincerely,



Paul Bruno
 Chair, Watermaster Board of Directors

cc: Mr. David Stoldt, General Manager



September 1, 2021

Mr. Paul Bruno Chair
Seaside Basin Watermaster PO Box 51502
Pacific Grove, CA 93950

RE: Fort Ord Monitor Well FO-09 Shallow ("FO-09 Shallow") Dear Paul:

FO-09 Shallow, a coastal monitoring well in the Seaside Basin, has recently been identified as compromised due to a failure of the well casing that is allowing saltier water from the shallow zone to mix with groundwater in the Paso Robles Aquifer. There are no data or reports that support the possibility of active seawater intrusion occurring into the Paso Robles Aquifer in the Northern Coastal Sub-Area of the Seaside Groundwater Basin at this well site. Rather, the Monterey County Health Department has identified this as cross-contamination between aquifer zones and has agreed on a destruction plan for the well, which is owned by the Monterey Peninsula Water Management District (District). The District has bid the permanent destruction and plans to award and execute in the next few weeks.

While the District concedes that it is important to monitor for seawater intrusion in this region of the Seaside Basin, the District is not compelled by regulatory requirements to collect data from FO-09 Shallow. Before the formation of the Watermaster, the District monitored for seawater intrusion in the Seaside Basin from 1976 to 2008, but did not historically use this well, FO-09 Shallow, for seawater intrusion monitoring prior to the Watermaster hiring the District to collect MMP samples from this well. As such, the District has little interest in replacing the well.

However, as stated above, both the Watermaster and Marina Coast Water District (MCWD) have an active interest in the replacement of the well. At this time, the District encourages you to coordinate with MCWD to determine which of your entities will be the project lead on schedule, design, and procurement, and to make a proposal about cost sharing. Despite the fact that the District does not need the well for its purposes, as overall manager of the Monterey Peninsula Water Resource System

– sometimes physical assets, sometimes just data – we are willing to share in costs at approximately the 15% level of contribution. We will leave it to your the Watermaster and MCWD to determine how you would like to proceed and then bring us into the conversation.

We thank you for taking the time to examine these issues and propose a path going forward. Sincerely,

A handwritten signature in black ink, appearing to read "David Stoldt".

David Stoldt General Manager
Monterey Peninsula Water Management District