

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

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

**FINAL MINUTES  
Regular Meeting  
Governance Committee  
for the  
Monterey Peninsula Water Supply Project  
May 20, 2015**

- Call to Order:** The meeting was called to order at 2 pm in the conference room of the Monterey Peninsula Water Management District offices.
- Members Present:** Jeanne Byrne, representative for Monterey Peninsula Water Management District (alternate to Robert S. Brower, Sr.)  
Bill Kampe, representative for Monterey Peninsula Regional Water Authority (alternate to Jason Burnett)  
Richard Svindland, representative for California-American Water (alternate to Rob MacLean)
- Members Absent:** Robert S. Brower, Sr., Vice Chair, representative for Monterey Peninsula Water Management District  
Jason Burnett, Chair, representative for Monterey Peninsula Regional Water Authority (JPA)  
David Potter, representative for Monterey County Board of Supervisors  
Robert MacLean, representative for California American Water
- Pledge of Allegiance:** The assembly recited the Pledge of Allegiance.
- Public Comments:** Michael Warburton, representing the Public Trust Alliance (PTA), addressed the committee. He stated that the window was closing for positive leadership in dealing with the Monterey County water situation; and that it was time for thinking about the Monterey community and what it is. The same tired arguments continued to be used decade after decade. It was time for people, mayors especially, to invite their constituents to talk about some of the problems facing the Monterey community as it adapts to the future and its infrastructure is put up to serve for the next 50 to 70 years. He described the topic of discussion at the Governance Committee meeting as “stupid and vulnerable”, placing a risk on people who should not have risk placed on them. Warburton stated that it was time for leadership and public discussion of issues. He asked that the topic be placed on the agenda at some time.

## Presentations

### 1. **Progress Report from California-American Water on the Monterey Peninsula Water Supply Project Including Update to Test Slant Well**

Ian Crooks, Engineering Manager for California American Water's (Cal-Am) Coastal Division, presented the report. A summary is available for review on the Governance Committee webpage and at the Water Management District office. Crooks reported that TDS continues to trend upward to 28,000 milligrams per liter which equates to approximately 83 to 85 percent salinity. No inland drawdown effects have been documented. Crooks will modify the Test Well Dashboard chart to reflect trends over the pumping period. He reviewed the draft schedule for source water well procurement, and stated that a driller should be under contract by November 2015.

Public Comment: Michael Warburton, PTA, was pleased with the salinity trend reported by Crooks; however, he was disturbed by the plan to hire a drilling contractor before the CEQA process is complete. He stated that it is possible that the project could be completed before a decision is made on whether it is even needed. According to Warburton, the Governance Committee was proceeding as if CEQA did not matter and was not relevant to the Monterey community. He stated that the project has been done in a very deliberative obfuscation of CEQA. It is important not to argue about how to get an RFP out. The project needs a CPCN, and CEQA is important. *Svindland responded that the Governance Committee was established with specific guidelines related to Cal-Am's interaction with the member agencies. This item was to apprise the members of the timelines. There was no attempt to avoid compliance with CEQA.*

## Action Items

### 2. **Adopt Minutes of April 27, 2015 Governance Committee Meeting**

On a motion by Kampe and second of Byrne, the minutes of April 27, 2015 were adopted on a unanimous vote of 2 – 0 by Kampe and Byrne. No comments were directed to the committee during the public comment period on this item.

### 3. **California-American Water Notification #6 – Review Draft Request for Qualifications (RFQ) for Pipeline Procurement and Develop a Recommendation to California-American Water on Finalization and Distribution of the RFQ**

A summary of Crooks' report is on file at the Water Management District office and can be viewed on the Governance Committee webpage. He confirmed that the RFQ will provide information needed for Cal-Am to determine which contractors are qualified to do the job. The next step will be distribution of the RFP to a short list of 5 to 10 contractors. The cost for this project should be approximately \$70 million to \$100 million.

Public Comment: Michael Warburton, PTA, stated that in Monterey County there is a belief that litigation can stop any project; that a person can make any statement about a project; and if you can test another person they must listen to you. Warburton stated further that those beliefs are untrue. He noted that large banks are now paying more than \$1 billion in fines because their culture was arrogant and they refused to believe that laws might apply to them. He opined that issuing RFQs is fine in order to meet timelines, but reliance on litigation is inept. He stated that it is time to talk about real issues.

On a motion by Kampe and second of Byrne, the committee voted unanimously to submit a letter to Cal-Am expressing support for CAW Notification #6 advising the Governance Committee that Cal-Am intends to issue a request for qualifications for the procurement of contracts related to desalination conveyance facilities. The motion was approved on a vote of 2 – 0 by Kampe and Byrne.

#### **Information Item**

**4. California American Water Notification #5 – Execution of Agreements Related to Source Water Infrastructure**

The letter was submitted for information only. No discussion or action was required.

#### **Discussion Items**

**5. Suggest Items to be Placed on Future Agendas**

Crooks stated that Cal-Am will submit an RFP for review by the committee in June. The RFPs will be due in August 2015.

Public Comment: Michael Warburton, PTA, requested a discussion of feasible alternatives. *Kampe responded that the California Regional Water Quality Control Board will review alternatives. At this time there is no specific proposal for an alternative that Mr. Warburton alludes to. He urged interested persons to submit a creative alternative. Byrne commented that the Governance Committee was created specifically to address the Monterey Peninsula Water Supply Project.*

#### **Adjournment**

The meeting was adjourned at approximately 2:35 pm.