



EXHIBIT 19-B

Final Minutes
**Water Supply Planning Committee of the
Monterey Peninsula Water Management District**
Monday, March 6, 2023

Call to Order: Chair Edwards called the meeting to order at 3:00 p.m.

Committee Members Present: Alvin Edwards, Chair
Karen Paull
George Riley (*Joined at 3:03 p.m.*)

Committee Members Absent: None

Staff Members Present: David J. Stoldt, General Manager
Jonathan Lear, Water Resources Division Manager
Maureen Hamilton, District Engineer
Simona Mossbacher, Human Resources Coordinator/Contract Specialist
Joel G. Pablo, Board Clerk

District Counsel Present: Fran Farina with De Lay & Laredo

Comments from the Public: Chair Edwards opened public comment; *No comments were directed to the Committee.*

Action Items

1. Consider Adoption of the December 14, 2022, Committee Meeting Minutes

David J. Stoldt, General Manager introduced Item No. 1 and noted a revised set of meeting minutes were sent by e-mail prior to the start of the meeting. Committee Member Paull thanked staff for revising the meeting minutes and mentioned that she plans to send over additional non-substantive edits to staff.

Chair Edwards opened public comment; *no comments were directed to the Committee.*

A motion was offered by Paull with a second by Riley to approve the December 14, 2022, Committee Meeting Minutes (revised) with additional non-substantive edits to be made. The motion passed on a roll-call vote of 3-Ayes (Riley, Paull and Edwards), 0-Noes and 0-Abstain.

2. Adopt CY 2023 Water Supply Planning Committee Meeting Schedule

David J. Stoldt, General Manager introduced Item No. 2 and recommended approval.

Chair Edwards opened public comment; *no comments were directed to the Committee.*

A motion was offered by Paull with a second by Edwards to approve the 2023 Water Supply Planning Committee Meeting Schedule. The motion passed on a roll-call vote of 3-Ayes (Riley, Paull and Edwards), 0-Noes and 0-Abstain.

3. Consider Authorizing the General Manager to Enter into a Contract with Montgomery and Associates to Provide a Tularcitos ASR Feasibility Study

David J. Stoldt, General Manager stated the proposed agreement between the District and Montgomery and Associates will be presented at the March 2023 Board meeting for consideration and adoption following committee approval.

Maureen Hamilton, District Engineer, provided a brief overview of her staff note and requested the committee to approve the matter. Hamilton indicated staff has identified a project, the Tularcitos ASR project to pursue the feasibility of diverting water from the Carmel River and injecting it into the ASR wells located in the Tularcitos Creek subwatershed for subsequent recovery during the dry season. She described the steps to conduct an ASR feasibility in the area and as covered in further detail in the staff note. Lastly, she clarified the recommendation found in the staff report is for an amount not-to-exceed \$119,200, *not \$119.*

Chair Edwards opened public comment; *no comments were directed to the Committee.*

A motion was offered by Riley with a second by Paull to recommend to the Board to authorize the General Manager to enter into a contract with Montgomery and Associates to provide a Tularcitos ASR Feasibility Study in an amount not-to-exceed \$119,200. The motion passed on a roll-call vote of 3-Ayes (Riley, Paull and Edwards), 0-Noes and 0-Abstain.

4. Consider Recommending the Board Approve a Memorandum of Agreement to Share in the Cost of Installing a Groundwater Monitoring Well (Fort Ord 09 – Shallow)

David J. Stoldt, General Manager provided a brief overview of the staff note and recommended approval of the cost sharing Memorandum of Agreement with the Seaside Basin Watermaster and Marina Coast Water District.

Chair Edwards opened public comment; *no comments were directed to the Committee.*

Committee members agreed with staff’s recommendation to recommend to the Full Board to approve a Memorandum of Agreement with the Seaside Basin Watermaster and Marina

Coast Water District and to authorize an amount not-to-exceed \$46,500 inclusive of a 10% contingency.

Discussion Items

[The Committee heard Item No. 7 ahead of all other Discussion Items]

5. Seaside Basin Water Quality and Operations Meeting Transition from M1W to MPWMD

David J. Stoldt, General Manager provided introductory remarks.

Maureen Hamilton, District Engineer, summarized her staff note and answered committee questions. She mentioned that Division of Drinking Water (DDW) staff requested increased communication between water projects and stakeholders. Staff proposes that the Seaside Basin Water Quality and Operations (WQO) meeting responsibilities transition from Monterey One Water (M1W) to the District. She noted the move to have the District host and coordinate the WQO meeting will bring together all other water facility operators to effectively communicate on current, planned, and future water facility operations in the Seaside Basin.

In response to Paull, Stoldt communicated that the meetings serve as a platform to allow water stakeholders to discuss operations and their respective interests.

Chair Edwards opened public comment; *no comments were directed to the Committee.*

[Following Discussion of Item No. 5; the committee moved to Item No. 8]

6. Overview of the FEMA / CAL Office of Emergency Services Reimbursement Process

Simona Mossbacher, Human Resources Coordinator/Contract Specialist presented via slide-deck entitled, “FEMA/OES Process” and answered committee questions. *A copy of the presentation is on file with the District and can be found on the District website.* She provided background information and mentioned the District is applying for both Federal Emergency Management Agency (FEMA) and California Office of Emergency Services (OES) grants. Mossbacher provided an overview of the FEMA Program Delivery Process steps and shared the District has applied for reimbursement: **Category A:** Debris removal; and **Category E:** Public Buildings and Equipment. She commented the District would not qualify for grants under **Category C:** Roads and Bridges due to preexisting road conditions that were exacerbated, but not caused by the rains. She discussed FEMA 404 and 406 Mitigation grant funding, cost share basics, FEMA Cost Adjustments, and projected schedule/timeframe.

Chair Edwards opened public comment; *no comments were directed to the Committee.*

7. Discuss Alternative Methods to Finance and Utilize Pure Water Monterey Expansion

David J. Stoldt, General Manager provided an overview of his staff report that included, but are not limited to:

- a. Finance and Construction of the Expansion without Cal-Am’s participation in the WPA
- b. Original Intent of the Expansion
- c. Cal-Am facilities (at least two wells) that may be built
- d. Lifting of the Cease-and-Desist Order
- e. Federal and State Grant Opportunities
- f. Monterey One Water Participation
- g. Overview of the 2012 Proposition 218 Protest Hearing
- h. Issue Debt in the Public Markets, *if the WIFIA loan becomes unavailable*

[Specific details on each can be found in the Staff Report]

In response to Director Edwards, District Counsel Farina indicated the District had evaluated and sent a complaint letter in response to Cal-Am’s refusal to sign the Water Purchasing Agreement following the CPUC’s December 1, 2022 decision. Furthermore, she informed Edwards of the CPUC complaint process and she has no intention of sending a complaint letter to the Commission on their delayed inaction on the District’s petition.

Chair Edwards opened public comment; *The following comments were directed to the committee:*

1. Susan Schiavone: Concurred with Riley’s comments. She stated she had sent a letter to the Commissioners of the California Public Utilities Commission requesting that they compel Cal-Am to sign the Water Purchasing Agreement. She believes it is imperative for more public officials to be aware of the Cal-Am’s refusal to sign off on the WPA in an effort to place pressure on the company.

No further comments were directed to the Committee.

[Following discussion on Item No. 7; Discussion Item No. 5 was heard]

8. Discuss Pure Water Monterey Legal Expenses

David J. Stoldt, General Manager provided a brief overview of budgeted amounts for the Pure Water Monterey- Expansion, as of March 2022 and pointed direction to the table on legal expenses on PWM- Expansion demonstrating the budgeted, the expended, and remaining funds available. Edwards suggested at the next Mid-Year Budget Review that the Board should be presented with the information presented in the staff note. Paull and Edwards shared their concern over the District’s 75% cost share with Perkins Coie, LLP and requested that the District review incoming invoices in relation to work produced.

Chair Edwards opened public comment; *no comments were directed to the Committee.*

Informational Item

9. Receive and Discuss Information on State and Federal Priorities for 2023

The committee received the report on State and Federal Priorities for 2023.

Suggest Items to be Placed on Future Agendas

None.

Adjournment

There being no further business, Chair Edwards adjourned the meeting at 4:39 p.m.

/ s/ Joel G. Pablo

Joel G. Pablo, Board Clerk to the
MPWMD Water Supply Planning Committee

Approved by the MPWMD Water Supply Planning Committee on May 1, 2023
Received by the MPWMD Board of Director's on May 15, 2023

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