



EXHIBIT 34-A

**Final Minutes
Monterey Peninsula Water Management District
Finance and Administration Committee
May 8, 2023**

Meeting Location: District Office, Main Conference Room
5 Harris Court, Building G., Monterey, CA 93940
(Hybrid: Meeting Held In-Person and via Zoom – Teleconferencing means)

Call to Order

Chair Anderson called the meeting to order at 2:00 PM via Zoom.

Committee members present: Amy Anderson, Chair
Alvin Edwards
Marc Eisenhart

Committee members absent: None

District staff members present: Suresh Prasad, Administrative Services Manager/Chief Financial Officer
Jonathan Lear, Water Resources Manager
Maureen Hamilton, District Engineer
Joel Pablo, Board Clerk/Executive Assistant
Stephanie Kister-Campbell, Conservation Analyst
Thomas Christensen, Environmental Resources Manager
Sara Reyes, Sr. Office Specialist

District staff members absent: David Stoldt, General Manager

District Counsel present: David Laredo with De Lay & Laredo

Additions / Corrections to Agenda:

Sara Reyes, Sr. Office Specialist/Clerk reported that staff submitted a revised set of meeting minutes for the April 10, 2023 committee meeting and were placed in their folder to include both the Redline and Clean Version.

Comments from the Public:

John Tilley asked that the Finance and Administration Committee address an issue that he has written to the Board about presenting to the public the potential full cost of a failed effort through a bench trial of Measure J. He stated it is very important that a balanced approach be taken to inform the public and that he personally believes that the Public Water Now view is what is being expressed by the District. He also stated that he thinks the District, as a public agency, has a necessity of presenting a balanced view, and it should more completely demonstrate to the public and expose to the public the financial risks that are

involved with Measure J in order to have a balanced understanding of how Measure J could impact them.

Action Items:

1. Consider Adoption of April 10, 2023 Committee Meeting Minutes

On a motion by Eisenhart and second by Edwards, the minutes of the April 10, 2023 meeting were approved on a roll call vote of 3 – 0 by Eisenhart, Edwards and Anderson.

2. Consider Approval of Expenditure of Funds for Additional Functionality Improvements to the Accela Database

On a motion by Eisenhart and second by Edwards, the Finance and Administration Committee recommended that the Board approve the expenditure of \$4,800 for the work identified in the Statement of Work with ETech Consulting, LLC. The motion was approved unanimously on a 3 – 0 vote.

3. Consider Recommendation to Authorize the General Manager to Enter Into a Contract with Radiant Landscaping, Inc. to Provide Landscape Maintenance Services

Director Eisenhart moved to recommend that the Board authorize the General Manager to enter into a contract with Radiant Landscaping, Inc. to provide landscape maintenance services at the Santa Margarita ASR Facility in the amount not-to-exceed \$10,455 with the amendment of renegotiating the annual pest control, abatement and mitigation costs. The motion was seconded by Director Edwards. The motion was approved unanimously on a 3 – 0 vote.

4. Consider Adoption of Treasurer’s Report for March 2023

On a motion by Edwards and second by Anderson, the Finance and Administration Committee recommended that the Board adopt the March 2023 Treasurer’s Report and financial statements, and ratification of the disbursements made during the month. The motion was approved unanimously on a 3 – 0 vote.

5. Receive and File Third Quarter Financial Activity Report for Fiscal Year 2022-2023

The Finance and Administration Committee recommended that the Board receive and file the Third Quarter Financial Activity Report for Fiscal Year 2022-2023.

6. Consider Approval of Third Quarter Fiscal Year 2022-2023 Investment Report

On a motion by Edwards and second by Eisenhart, the Finance and Administration Committee recommended that the Board approve the Third Quarter Fiscal Year 2022-2023 Investment Report. The motion was approved unanimously on a 3 – 0 vote.

Informational Items:

7. 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.

8. 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.

Discussion/Other Items:

9. Financial Impact of Monterey Peninsula Taxpayers Association Ruling

David Laredo with De Lay and Laredo, provided an oral status report to the committee. He stated that Judge Panetta ruled in favor of the Monterey Peninsula Taxpayers Association against the District. The District has sought a modification of the ruling which will be heard by the judge on the 19th of this month. The judge will have until the 29th to make a change. If there is no action taken by her by the 29th, then the ruling will stand. If she does take action, then it will be whatever that new ruling is. In terms of the financial impact, now it is prospective in nature. There was no request for an injunction. If the District does have an adverse ruling and does choose to appeal and the matter shall be stayed it will not have a direct impact on this next budget. Suresh Prasad, Chief Financial Officer/Administrative Services Manager, reported that the fiscal impacts of the water supply charge will be addressed at the Budget Workshop meeting on May 25, 2023.

10. Update on Expenditure of Contingency Funds Used for the Sleepy Hollow Steelhead Rearing Facility Rearing Channel Rehabilitation Project

Thomas Christensen, Environmental Resources Manager, provided an oral update and presented a PowerPoint to the committee. He stated on March 20, 2023 the Board authorized \$100,000 in contingency funds to complete the Sleepy Hollow Steelhead Rearing Facility Rearing Channel Rehabilitation Project. Upon Board approval, staff was requested to provide updates at the Finance and Administration Committee meetings. The Rearing Channel had an old liner and it was a big project to replace with a new liner plus encountering some unforeseen circumstances. The project is wrapping up nicely. Mr. Christensen highlighted the following points of the Sleepy Hollow Channel Rehabilitation Project:

- Total Board authorized funds for construction \$839,500
- Total authorized contract work including change orders \$747,033
- Total Contingency funds remaining \$92,467
- Total completed work \$737,413 (99% of original contract of \$739,500)

Testing of the facility and the liner will be performed as part of completing the project once the problematic pumps are inspected and installed. There is a one-year warranty bond on the contract work. Once the testing has been completed to ensure there are no leaks, then staff will deem the project complete. The committee members requested a site visit to see the work being done.

11. Review Draft May 15, 2023 Special and Regular Board Meeting Agenda and May 25, 2023 Special Board Meeting Agenda (Budget Workshop)

Joel Pablo, Board Clerk/Executive Assistant, reviewed the draft agendas with the committee. Suresh Prasad reported that an Action Item will be added to the May 25, 2023 Budget Workshop meeting to discuss the loan payoff for Mechanics Bank. The committee made no changes to the agendas.

Suggest Items to be Placed on Future Agendas

None

Adjournment

Chair Anderson adjourned the meeting at 3:08 PM.

/s/: Sara Reyes, Sr. Office Specialist

Committee Clerk to the Finance and Administration Committee

Minutes Approved by the Committee on Monday, June 12, 2023

Minutes Received by the Board of Directors on Tuesday, June 20, 2023

